

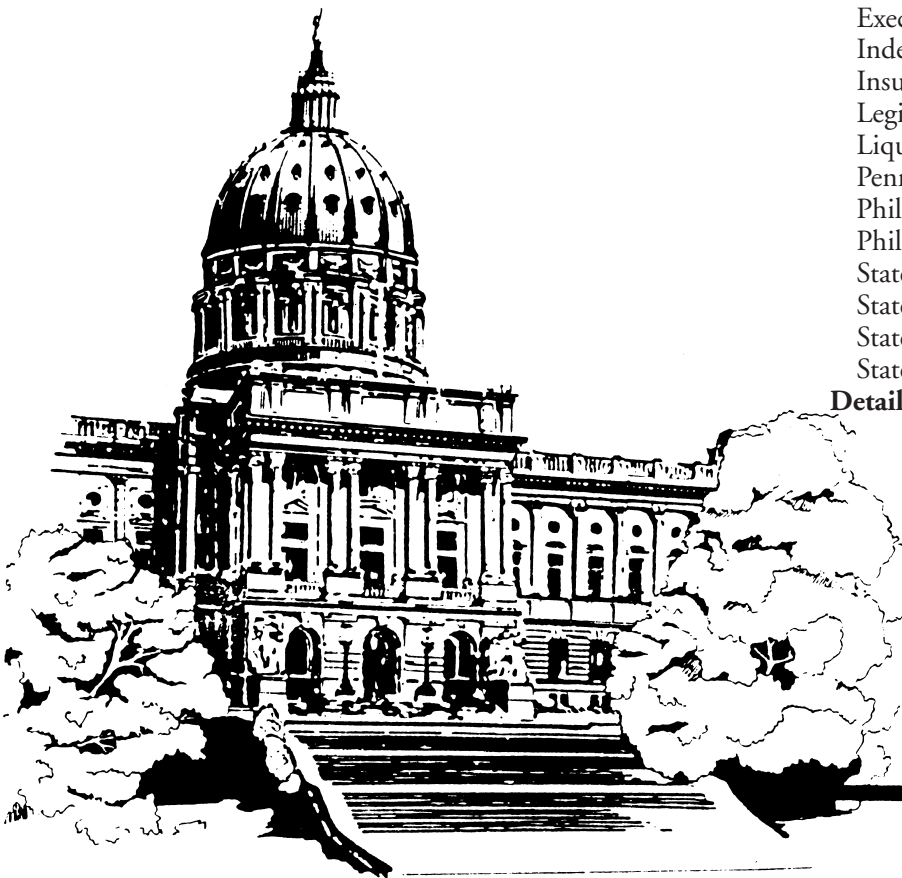
# PENNSYLVANIA BULLETIN

Volume 43  
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Department of Drug and Alcohol Programs  
Department of Environmental Protection  
Department of Health  
Department of Revenue  
Environmental Hearing Board  
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Independent Regulatory Review Commission  
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State Board of Barber Examiners  
State Board of Nursing  
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State Real Estate Commission

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**Latest Pennsylvania Code Reporters  
(Master Transmittal Sheets):**

**No. 466, September 2013**

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# READER'S GUIDE TO THE PENNSYLVANIA BULLETIN AND PENNSYLVANIA CODE

## *Pennsylvania Bulletin*

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published every week and includes a table of contents. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. First, it is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, repeal or emergency action must be published in the *Pennsylvania Bulletin*. Further, agencies proposing changes to the codified text do so in the *Pennsylvania Bulletin*.

Second, the *Pennsylvania Bulletin* also publishes: Governor's Executive Orders; State Contract Notices; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

The text of certain documents published in the *Pennsylvania Bulletin* is the only valid and enforceable text. Courts are required to take judicial notice of the *Pennsylvania Bulletin*.

### **Adoption, Amendment or Repeal of Regulations**

Generally an agency wishing to adopt, amend or repeal regulations must first publish in the *Pennsylvania Bulletin* a Notice of Proposed Rulemaking. There are limited instances when the agency may omit the proposal step; it still must publish the adopted version.

The Notice of Proposed Rulemaking contains the full text of the change, the agency contact person, a fiscal note required by law and background for the action.

The agency then allows sufficient time for public comment before taking final action. An adopted proposal must be published in the *Pennsylvania Bulletin* before it can take effect. If the agency

wishes to adopt changes to the Notice of Proposed Rulemaking to enlarge the scope, it must repropose.

### **Citation to the *Pennsylvania Bulletin***

Cite material in the *Pennsylvania Bulletin* by volume number, a page number and date. Example: Volume 1, *Pennsylvania Bulletin*, page 801, January 9, 1971 (short form: 1 Pa.B. 801 (January 9, 1971)).

### ***Pennsylvania Code***

The *Pennsylvania Code* is the official codification of rules and regulations issued by Commonwealth agencies and other statutorily authorized documents. The *Pennsylvania Bulletin* is the temporary supplement to the *Pennsylvania Code*, printing changes as soon as they occur. These changes are then permanently codified by the *Pennsylvania Code Reporter*, a monthly, loose-leaf supplement.

The *Pennsylvania Code* is cited by title number and section number. Example: Title 10 *Pennsylvania Code*, § 1.1 (short form: 10 Pa. Code § 1.1).

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government. Title 1 *Pennsylvania Code* lists every agency and its corresponding *Code* title location.

### **How to Find Documents**

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacode.com](http://www.pacode.com).

Source Notes give you the history of the documents. To see if there have been recent changes, not yet codified, check the List of *Pennsylvania Code* Chapters Affected in the most recent issue of the *Pennsylvania Bulletin*.

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us](http://www.legis.state.pa.us).

The *Pennsylvania Bulletin* also publishes a quarterly List of Pennsylvania Code Sections Affected which lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred. The *Pennsylvania Bulletin* is available at [www.pabulletin.com](http://www.pabulletin.com).

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Material proposed to be added to an existing rule or regulation is printed in **bold face** and material proposed to be deleted from such a rule or regulation is enclosed in brackets [ ] and printed in **bold face**. Asterisks indicate ellipsis of *Pennsylvania Code* text retained without change. Proposed new or additional regulations are printed in ordinary style face.

### Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires that the Office of Budget prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions or authorities receiving money from the State Treasury stating whether the proposed action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions; that the fiscal note be published in the *Pennsylvania Bulletin* at the same time as the proposed change is advertised; and that the fiscal note shall provide the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the five succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the five succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The required information is published in the foregoing order immediately following the proposed change to which it relates; the omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years; in that order, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years, in that order. In item (8) the recommendation, if any, made by the Secretary of Budget is published with the fiscal note. See 4 Pa. Code § 7.231 *et seq.* Where “no fiscal impact” is published, the statement means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended.

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2013.

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# THE COURTS

## Title 210—APPELLATE PROCEDURE

### PART I. RULES OF APPELLATE PROCEDURE

[ 210 PA. CODE CH. 21 ]

Order Amending Rule 2140 of the Rules of Appellate Procedure; No. 236 Appellate Procedural Rules Doc.

#### Order

*Per Curiam*

*And Now*, this 6th day of September, 2013, upon the recommendation of the Appellate Court Procedural Rules Committee; the proposal having been published for public comment at 42 Pa.B. 7247 (December 1, 2012):

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pennsylvania Rule of Appellate Procedure 2140 is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and the amendments herein shall be effective October 7, 2013.

#### Annex A

### TITLE 210. APPELLATE PROCEDURE

#### PART I. RULES OF APPELLATE PROCEDURE

#### ARTICLE II. APPELLATE PROCEDURE

#### CHAPTER 21. BRIEFS AND REPRODUCED RECORD

#### CONTENT OF BRIEFS

**Rule 2140. Brief on Remand or Following Grant of Reargument or Reconsideration.**

[ (a) *General rule.*—Following a remand from the Supreme Court to the Superior Court or the Commonwealth Court, or an Order allowing reargument or reconsideration by any appellate court, unless otherwise directed by the Court having jurisdiction of the case, each party shall, within the time period specified below, either refile the brief previously filed together with a supplemental brief if desired, or prepare and file a substituted brief in accordance with this Rule.

(b) *Cover on brief.*—The brief (whether new or refiled) shall be appropriately titled to reflect the current status of the case (e.g. brief on remand, supplemental brief on remand, brief on reargument, supplemental brief on reargument).

(c) *Order and time for filing.*—On reargument or reconsideration, the party which petitioned for reargument or reconsideration shall file its brief, including any supplemental brief, within 21 days of the order allowing reargument or reconsideration. The respondent shall file its brief within 21 days after service of the petitioner's brief. The petitioner may file a reply brief within 10 days after service of the respondent's brief.

On remand the original appellant or original petitioner shall file its brief, including any supplemental brief, within 21 days of the remand order.

The original appellee or respondent shall file its brief within 21 days after service of the appellant's or petitioner's brief. The original appellant or original petitioner may file a reply brief within 10 days after service of the appellee's or respondent's brief.

(d) *Length of briefs.*—A substituted brief shall not exceed the maximum length of a principal brief as set forth in Rule 2135(a)(1). A supplemental brief shall not exceed 9,300 words. A reply brief shall not exceed the maximum length of a reply brief under Rule 2135(a)(3).

(e) *Certificate of compliance.*—A substituted brief that does not exceed 30 pages when produced on a word processor or typewriter shall be deemed to meet the limitation in Rule 2135(a)(1). A supplemental brief that does not exceed 20 pages when produced on a word processor or typewriter shall be deemed to meet the supplemental brief limitation in subdivision (d) of this rule. A reply brief that does not exceed 15 pages shall be deemed to meet the limitation in Rule 2135(a)(3). In all other cases, the attorney or unrepresented filing party shall include a certification that the brief complies with the word count limits. The certificate may be based on the word count of the word processing system used to prepare the brief.

*Official Note:* The number of copies of original, substituted and supplemental briefs to be filed on reargument or reconsideration is to be set by the Prothonotary of the appellate court with jurisdiction over the appeal and may be changed from time to time without notice to bar. See 2013 amendments to Rule 2135 (length of briefs) and the Official Note regarding word counts and page limits generally. ]

Following remand, or if reargument, reconsideration, or rehearing is granted, the court shall establish a schedule for further proceedings. If the court does not require further briefing, it shall notify the parties. If further briefing is required, the court shall issue a briefing schedule that includes the order in which briefs shall be submitted, the type and length of brief to be submitted, whether a reproduced record is needed, and the number of copies to be filed.

[Pa.B. Doc. No. 13-1718. Filed for public inspection September 20, 2013, 9:00 a.m.]

## Title 246—MINOR COURT CIVIL RULES

### PART I. GENERAL

[ 246 PA. CODE CH. 200 ]

Order Amending Rule 207 of the Minor Court Civil Rules; No. 363 Magisterial Doc.

#### Order

*Per Curiam*

*And Now*, this 6th day of September, 2013, upon the recommendation of the Minor Court Rules Committee;

the proposal having been published for public comment at 43 Pa.B. 2136 (April 20, 2013):

*It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 207 of the Minor Court Civil Rules is amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective October 7, 2013.

#### Annex A

### TITLE 246. MINOR COURT CIVIL RULES

#### PART I. GENERAL

#### CHAPTER 200. RULES OF CONSTRUCTION; GENERAL PROVISIONS

#### Rule 207. Representation in Magisterial District Court Proceedings.

\* \* \* \* \*

(B) A representative, employee, or authorized agent:

**(1) must provide written verification of personal knowledge of the subject matter of the litigation, and**

**(2) may take no action on behalf of a party until the written authorization required under paragraph (A)(1), (2), or (3) is filed with the court.**

\* \* \* \* \*

#### FINAL REPORT<sup>1</sup>

#### Recommendation 4-2013, Minor Court Rules Committee

#### *Amendment to Rule 207 of the Minor Court Civil Rules*

#### Verification by Non-Lawyer Representative, Employee or Authorized Agent

On September 6, 2013, effective October 7, 2013, upon recommendation of the Minor Court Rules Committee,<sup>2</sup> the Supreme Court of Pennsylvania approved an amendment to Rule 207 of the Minor Court Civil Rules.<sup>3</sup>

#### I. Background and Discussion

The Minor Court Rules Committee (the "Committee") recommended an amendment to the rules of procedure governing actions in magisterial district courts. The goal of this rule change is to ensure that a non-lawyer representative, employee or authorized agent representing a party in a magisterial district court proceeding has personal knowledge of the subject matter of the litigation as required by Pa.R.C.P.M.D.J. No. 207 ("Rule 207").

In 2006, the Supreme Court of Pennsylvania amended Rule 207,<sup>4</sup> clarifying who may represent certain parties in magisterial district court proceedings, and establishing an authorization procedure for non-lawyer representatives, employees and authorized agents of parties. The amendments to Rule 207 permitted a non-lawyer representative, employee or authorized agent to appear on behalf of an individual, partnership, corporation or similar entity, so long as the authorized representative had "personal knowledge of the subject matter of the litigation." Rule 207 requires the party to file a written authorization with

<sup>1</sup> The Committee's Final Report should not be confused with the Official Notes to the Rules. Also, the Supreme Court of Pennsylvania does not adopt the Committee's Official Notes or the contents of the explanatory Final Reports.

<sup>2</sup> Minor Court Rules Committee Recommendation 4-2013.

<sup>3</sup> Supreme Court of Pennsylvania Order No. 363, Magisterial Docket (September 6, 2013).

<sup>4</sup> Supreme Court of Pennsylvania Order No. 230, Magisterial Docket No. 1, (June 1, 2006).

the magisterial district court naming the non-lawyer representative, employee or authorized agent to act as the party's authorized representative. The written authorization form is available on the website of the Unified Judicial System for use by the public.

In 2012, the Administrative Office of Pennsylvania Courts advised the Committee that it received a request from a magisterial district judge to modify the written authorization form to include the party's verification that the authorized representative has personal knowledge of the subject matter of the litigation. After reviewing and discussing the request, the Committee concluded that a more direct way of ensuring that the authorized representative has the requisite personal knowledge was to require the representative's written verification, rather than the party's.

#### II. Approved Rule Changes

To address the issues discussed above, the Committee proposed adding a provision to Pa.R.C.P.M.D.J. No. 207(B) requiring that the representative, employee or authorized agent provide written verification of personal knowledge of the subject matter of the litigation.

[Pa.B. Doc. No. 13-1719. Filed for public inspection September 20, 2013, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### SCHUYLKILL COUNTY

#### Amend Civil Rule of Procedure 1915.15 Form of Complaint; S-1799-2013

#### Order of Court

And Now, this 3rd day of September, 2013, at 4:00 p.m., Schuylkill County Civil Rule of Procedure No. 1915.15, FORM OF COMPLAINT is amended for use in the Court of Common Pleas of Schuylkill County, Pennsylvania, Twenty-First Judicial District, Commonwealth of Pennsylvania, effective September 3, 2013 in accordance with Pa.R.C.P. 1915.15.

The Prothonotary of Schuylkill County is Ordered and Directed to do the following:

1) File seven (7) certified copy of this Order and Rule with the Administrative Office of the Pennsylvania Courts.

2) Forward two (2) certified copies of this Order and Rule and a computer diskette containing the text of the local rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3) Forward one (1) certified copy of this Order and Rule with the Civil Procedural Rules Committee of the Supreme Court of Pennsylvania.

4) Forward one (1) copy to the Law Library of Schuylkill County for publication in the *Schuylkill Legal Record*.

5) Copies shall be kept continuously available for public inspection in the Office of the Schuylkill County Prothonotary and the Schuylkill County Law Library.

It is further *Ordered* that said rule as it existed prior to the amendment is hereby repealed and annulled on the effective date of said rule as amended, but no right acquired thereunder shall be disturbed.

By the Court

WILLIAM E. BALDWIN,  
*President Judge*

**THE COURT OF COMMON PLEAS OF  
SCHUYLKILL COUNTY  
TWENTY-FIRST JUDICIAL DISTRICT OF  
PENNSYLVANIA**

Plaintiff :  
                  : No: S-  
                  :                 :  
vs.                 : Custody  
                  :                 :  
                  :                 :  
Defendant        :

**ORDER OF COURT**

AND NOW, this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_, at \_\_\_\_\_ o'clock \_\_\_\_\_ .m. you are hereby ORDERED to appear as follows:

You have been sued in Court to obtain/modify (shared legal custody) (sole legal custody) (partial physical custody) (primary physical custody) (shared physical custody) (sole physical custody) (supervised physical custody) of the child(ren) named in the Complaint.

**I. CUSTODY CONCILIATION CONFERENCE**

You are ORDERED to appear in person at the Custody Conciliation Office, of the Schuylkill County Courthouse on \_\_\_\_\_, for a Custody Conciliation Conference.

You are further ORDERED to bring with you the fully completed conciliation questionnaire provided by the Court.

If you fail to appear as provided by the Order, an Order of Custody may be entered against you or the Court may issue a Warrant for your arrest.

**You must file with the Court a verification regarding any criminal record or abuse history regarding you and anyone living in your household on or before the initial in-person contact with the Court (including, but not limited to, a conference with a conference officer or judge or conciliation) but not later than 30 days after service of the complaint or petition.**

**No party may make a change in the residence of any child which significantly impairs the ability of the other party to exercise custodial rights without first complying with all of the applicable provisions of 23 Pa.C.S. § 5337 and Pa.R.C.P. No. 1915.17 regarding relocation.**

**II. PARENT EDUCATION PROGRAM**

**1. ALL PARTIES NAMED ABOVE SHALL ATTEND AND COMPLETE THE PARENT EDUCATION PROGRAM DESIGNATED BY THE COURT. THE PROGRAM IS REQUIRED FOR ALL PARTIES PARTICIPATING IN A CUSTODY ACTION. PARTICIPATION**

**IS REQUIRED WHETHER OR NOT AN AGREEMENT IS SUBMITTED.**

2. EACH OF YOU SHALL CONTACT THE PARENT EDUCATION PROGRAM IDENTIFIED IN THE ENCLOSED BROCHURE OR BY CALLING (TOLL FREE) 888-215-7445 WITHIN TEN (10) DAYS OF RECEIVING THIS ORDER TO REGISTER AND ATTEND THE NEXT AVAILABLE PROGRAM. IF YOU FAIL TO COMPLY WITH THE PROVISIONS OF THIS ORDER, CONTEMPT CHARGES AGAINST YOU SHALL BE FILED WITH THE COURT.

**YOU ARE EACH REQUIRED TO PAY THE FEE FOR THE PROGRAM DIRECTLY TO THE PROGRAM PROVIDER. THIS INFORMATION IS INCLUDED IN THE ENCLOSED BROCHURE OR BY CALLING (TOLL FREE) 888-215-7445.**

**3. LOCATION OF PARENTING EDUCATION PROGRAM:**

**SCHUYLKILL COUNTY COURTHOUSE  
401 N. 2ND STREET  
POTTSVILLE, PA 17901  
570-628-1330**

**FAILURE TO COMPLY WITH THE TERMS OF THIS ORDER MAY RESULT IN FINES, IMPRISONMENT OR OTHER SANCTIONS.**

**III. GENERAL PROVISIONS**

YOU SHOULD TAKE THIS PAPER (and the attached papers) TO YOUR LAWYER AT ONCE. IF YOU DO NOT HAVE A LAWYER OR CANNOT AFFORD ONE, GO TO OR TELEPHONE THE OFFICE SET FORTH BELOW TO FIND OUT WHERE YOU CAN GET LEGAL HELP.

Pennsylvania Bar Association Lawyer Referral Service  
100 South Street, P.O. Box 186, Harrisburg, PA 17108  
1-800-692-7375

Counsel and pro se litigants without counsel are ORDERED to immediately consult their schedules for conflicts and to promptly request a continuance where necessary because of a prior attachment or emergency situation. All requests for a continuance of a Custody Conciliation Conference must be made on the APPLICATION FOR CONTINUANCE form available from the offices of the Court Administrator, Custody Conciliator or Prothonotary in the Schuylkill County Courthouse. The application must be filed in the Prothonotary Office. A continuance will be granted only upon good cause shown.

The moving party shall immediately serve on all interested parties a copy of the original pleading, this order, the designated Parent Education Program Brochure which includes registration and information, and a custody conciliation questionnaire; and shall further file an affidavit verifying service.

Americans With Disabilities Act of 1990: The court of Common Pleas of Schuylkill County is required by law to comply with the Americans with Disabilities Act of 1990. For information about accessible facilities and reasonable accommodations available to disabled individuals having business before the court, please contact our office. All arrangements must be made at least 72 hours prior to any hearing or business before the court. You must attend the scheduled conference or hearing.

**IV. INMATE PROVISIONS**

YOU ARE A NAMED PARTY IN AN ACTION SEEKING CUSTODIAL RIGHTS REGARDING YOUR CHILD(REN). THE SCHUYLKILL COUNTY CUSTODY CONCILIATION OFFICE WILL AFFORD YOU THE OPPORTUNITY TO HAVE INPUT VIA TELEPHONE AT THE CONFERENCE WITH THE CUSTODY CONCILIATOR. YOU ARE RESPONSIBLE FOR ARRANGING THE TELEPHONE CONFERENCE THROUGH THE APPROPRIATE PRISON PERSONNEL ONCE YOU ARE NOTIFIED OF THE DAY AND TIME OF THE CONFERENCE. YOU MUST PROVIDE THE CUSTODY CONCILIATION OFFICE WITH A TELEPHONE NUMBER AND A CONTACT PERSON SO THAT THE CUSTODY CONCILIATION OFFICE CAN CONTACT THE PERSON AT THE SCHEDULED TIME FOR THE CUSTODY CONFERENCE.

IN THE EVENT THAT YOU ELECT TO PARTICIPATE IN THE CONFERENCE VIA TELEPHONE CON-

FERENCE YOU MUST NOTIFY OUR OFFICE WITH THE APPROPRIATE CONTACT INFORMATION AT LEAST FORTY-EIGHT (48) HOURS PRIOR TO THE SCHEDULED CONFERENCE.

IN ADDITION YOU HAVE THE RIGHT TO FILE A WRIT OF HABEAS CORPUS AD TESTIFICANDUM.

IF YOU ELECT NEITHER APPROACH, YOU MAY SUBMIT AN INFORMAL BRIEF AT LEAST TWENTY-FOUR (24) HOURS PRIOR TO THE SCHEDULED CONFERENCE THAT SETS FORTH YOUR PROPOSAL REGARDING THE CUSTODIAL ISSUES REGARDING YOUR CHILD(REN). YOUR BRIEF WILL BE CONSIDERED AT THE TIME OF THE SCHEDULED CONFERENCE.

BY THE COURT,

Date: \_\_\_\_\_

[Pa.B. Doc. No. 13-1720. Filed for public inspection September 20, 2013, 9:00 a.m.]

\_\_\_\_\_

# RULES AND REGULATIONS

## Title 52—PUBLIC UTILITIES

### PENNSYLVANIA PUBLIC UTILITY COMMISSION

[ 52 PA. CODE CHS. 1 AND 5 ]

[ L-2012-2296005 ]

#### Rules of Practice and Procedure

The Pennsylvania Public Utility Commission (Commission), on June 13, 2013, adopted a final rulemaking order which improves clarity and operation of Commission procedures and also reduces paper copy requirements for Commission filings.

##### *Executive Summary*

In order to facilitate a review of its Rules of Practice and Procedure, the Public Utility Commission (Commission or PUC) convened a Procedural Rules Committee consisting of outside practitioners as well as lawyers from other agencies who practiced before the PUC and internal staff. After a period of study and discussion, the Procedural Rules Committee made a number of suggestions to the Commission's Chief Counsel as to regulations which its members agree are problematic and how those rules should be improved. The Commission's staff also made a contemporaneous review of the Rules of Practice and Procedure with regard to changes made in the PUC's internal structure and to reflect a diminished need for copies of paper filings within the PUC because of advancements in electronic filings.

On July 19, 2012, the Commission issued a Proposed Rulemaking Order inviting comment to our proposed amendments regarding our administrative Rules of Practice and Procedure at 52 Pa. Code Chapters 1, 3 and 5. Based upon our review and consideration of the comment filed in this rulemaking proceeding by the Independent Regulatory Review Commission and the comments filed in support of the rulemaking on behalf of the Energy Association of Pennsylvania, the Commission proposes to adopt the final regulations as set forth in Annex A of the Final Rulemaking Order.

Public Meeting held  
June 13, 2013

*Commissioners Present:* Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; Wayne E. Gardner; James H. Cawley; Pamela A. Witmer

*Amendment of Public Utility Commission Rules of Practice and Procedure; 52 Pa. Code Chapters 1, 3 and 5; Doc. No. L-2012-2296005*

#### **Final Rulemaking Order**

##### *By the Commission:*

On July 19, 2012, the Pennsylvania Public Utility Commission (Commission) issued a Proposed Rulemaking Order inviting comment to our proposed amendments regarding our administrative Rules of Practice and Procedure at 52 Pa. Code Chapters 1, 3 and 5. These amendments to our regulations implement changes to certain procedural rules that govern the conduct of proceedings before the Commission and its Administrative Law Judges. The Commission proposed these changes to the rules in order to improve the clarity and operation of our procedures as well as to reduce paper copy requirements for Commission filings. Based upon our review and

consideration of the comment filed in this rulemaking proceeding by the Independent Regulatory Review Commission (IRRC) and the comments filed in support of the rulemaking on behalf of the Energy Association of Pennsylvania (EAP), we shall adopt the final regulations as set forth in Annex A to this Order.

##### *Background*

In our July 19, 2012 Proposed Rulemaking Order, the Commission proposed a number of changes to our current regulations that would overall improve the operation and clarity of our procedures for parties appearing before the Commission. In addition to these changes, the Commission also specifically proposed to eliminate the requirement to file additional paper copies of certain documents, beyond a signed original, in order to generally reduce the amount of paper copies filed with the Commission.

In response to our proposed amendments set forth in the July 19, 2012 Proposed Rulemaking Order and Annex A thereto, the Commission received comments in support of the rulemaking from EAP, as well as a comment from IRRC. In its comments, EAP applauded the Commission's initiative to review and streamline its procedural regulations for document filings and supports the amendments contained within Annex A. IRRC made a suggestion for clarification in its comment. We have reviewed and addressed IRRC's comment below.

##### *Discussion*

*§ 5.365. Orders to limit availability of proprietary information.*

In our July 19, 2012 Proposed Rulemaking Order, the Commission proposed to relocate and renumber 52 Pa. Code § 5.423 (regarding orders to limit the availability of proprietary information), which appeared to be a "misplaced orphan." Although 52 Pa. Code § 5.423 concerned proprietary information, it was contained in a group of sections within our regulations labeled "Sanctions." Accordingly, we proposed that this section more properly belongs under "TYPES OF DISCOVERY" and, therefore, relocated it to and renumbered it as 52 Pa. Code § 5.365.

Although the Commission did not propose any changes to the existing language of this regulation, IRRC's single comment questions whether the last sentence of Subsection 5.365(b) (relating to the general rule to limit the availability of proprietary information in nonadversarial proceedings) provides broad enough protection of information filed with the Commission prior to the issuance of a Commission protective order. The last sentence of Subsection 5.365(b) states that "[t]he Commission will not disclose any material that is the subject of a protective order under this provision during the pendency of such a request." 52 Pa. Code § 5.365(b). To provide broader protection of information filed with the Commission during the pendency of a protective order request, IRRC suggested that the Commission consider adding the phrase "petition for" so that Subsection 5.365(b) would state "... will not disclose any material that is the subject of a *petition for* protective order..." (New language italicized).

We agree with IRRC that adding the phrase "petition for" to the last sentence of Subsection 5.365(b) will better provide the type of protection originally contemplated by this subsection regarding information filed with the Commission during the pendency of a protective order re-

quest. Because the last sentence of Subsection 5.365(b) provides that the Commission will not disclose information during the pendency of a request for a protective order, the information to be protected by this subsection must be the information that is subject to a petition for protective order, as opposed to the information subject to the protective order itself, as a protective order could not have issued during the pendency of such a request. We also agree with IRRC that adding this phrase makes the last sentence of Subsection 5.365(b) more consistent with the language and intent of the first sentence, which specifically references “a petition for protective order.” Therefore, we have added the phrase “petition for” to the last sentence of Subsection 5.365(b) to reflect IRRC’s comment and have revised Annex A to this Order accordingly.

§ 1.37. *Number of copies.*

In our July 19, 2012 Proposed Rulemaking Order, the Commission proposed to eliminate the requirement to file additional paper copies of certain documents, beyond a signed original, in order to generally reduce the amount of paper copies filed with the Commission. Specifically, the Commission proposed to eliminate the additional paper copy filing requirements contained in our regulations at 52 Pa. Code § 1.37 (requiring the filing of three additional paper copies, beyond a signed original, of pleadings, submittals and other documents) and 52 Pa. Code § 5.533 (requiring the filing of nine additional paper copies, beyond a signed original, of exceptions to our orders).

In addition to proposing the elimination of these additional paper copy filing requirements, we also noted that the Commission would continue to review our regulations to determine whether we can eliminate other rules regarding the filing of additional paper copies of various forms and pleadings. Since the issuance of the July 19, 2012 Proposed Rulemaking Order, the Commission has reviewed its regulations and identified numerous other rules where we can eliminate additional paper copy filing requirements. On February 28, 2013, the Commission issued a Proposed Rulemaking Order, Docket Nos. L-2012-2324073, L-2012-2296005, L-00070187, M-2012-2317481 and M-2008-2072592, proposing the elimination of the additional paper copy filing requirements contained within those rules. The Commission has also encouraged interested parties filing comments in response to its February 28, 2013 Proposed Rulemaking Order to point out any additional regulations containing paper copy filing requirements they feel should be eliminated.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 22, 2013, the Commission submitted a copy of the notice of proposed rulemaking, published at 43 Pa.B. 1273 (March 9, 2013), to IRRC and the Chairpersons of the House Consumer Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing the final-form rulemaking, the Department has considered all comments from IRRC, the House and Senate Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P. S. § 745.5a(j.2)), on July 31, 2013, the final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on August 1, 2013, and approved the final-form rulemaking.

*Conclusion*

The final amendments to the Rules of Practice and Procedure contained within our regulations as set forth in Annex A simplify practice before the Commission and diminish the burden upon parties appearing before the Commission by reducing the amount of paper they must file with the agency. The Commission, therefore, formally adopts the final regulations as set forth in Annex A to this Order.

Accordingly, pursuant to sections 501, 504, 505, 506, 1501, 3009(b),(d), and 2801, et seq., and the regulations promulgated thereunder at 52 Pa. Code §§ 57.191—57.197; and sections 201 and 202 of the act of July 31, 1968 P. L. 769, No. 240, 45 P. S. §§ 1201 and 1202, and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act, 71 P. S. § 732.204(b); section 745.5 of the Regulatory Review Act, 71 P. S. § 745.5 and section 612 of The Administrative Code of 1929, 71 P. S. § 232, and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we will adopt as final the amendments to the regulations as set forth in Annex A; *Therefore,*

*It Is Ordered That:*

1. The regulations of the Commission, 52 Pa. Code Chapters 1 and 5, are amended by adding §§ 5.365 and 5.424, deleting §§ 5.373 and 5.423 and amending §§ 1.8, 1.37, 1.56, 5.44, 5.72, 5.94, 5.101, 5.342 and 5.533 to read as set forth in Annex A, with ellipses referring to the existing text of the regulations.
2. The Secretary shall submit this order and Annex A to the Office of Attorney General for approval as to legality.
3. The Secretary shall submit this order and Annex A to the Governor’s Budget Office for review of fiscal impact.
4. The Secretary shall submit this order and Annex A for review by the designated standing committees of both houses of the General Assembly, and for review and approval by the Independent Regulatory Review Commission.
5. The Secretary shall duly certify this order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
6. These regulations shall become effective upon publication in the *Pennsylvania Bulletin*.
7. This order and Annex A be posted on the Commission’s web site.
8. A copy of this order and Annex A shall be served on the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, and jurisdictional public utility industry and licensee trade associations.



9. The contact person for legal matters for this final rulemaking is Krystle J. Sacavage, Assistant Counsel, Law Bureau, (717) 787-5000. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Sherri DelBiondo, Regulatory Coordinator, Law Bureau, (717) 772-4597.

ROSEMARY CHIAVETTA,  
Secretary

*(Editor's Note:* For the text of the order of the Independent Regulatory Review Commission relating to this document, see 43 Pa.B. 4821 (August 17, 2013).)

**Fiscal Note:** Fiscal Note 57-290 remains valid for the final adoption of the subject regulations.

**Annex A**

**TITLE 52. PUBLIC UTILITIES**

**PART I. PUBLIC UTILITY COMMISSION**

**Subpart A. GENERAL PROVISIONS**

**CHAPTER 1. RULES OF ADMINISTRATIVE PRACTICE AND PROCEDURE**

**Subchapter A. GENERAL PROVISIONS**

**§ 1.8. Definitions.**

(a) Subject to additional definitions contained in subsequent sections which are applicable to specific chapters or subchapters, the following words and terms, when used in this subpart, have the following meanings, unless the context clearly indicates otherwise:

\* \* \* \* \*

*Person*—Except as otherwise provided in this subpart or in the act, the term includes individuals, corporations, partnerships, associations, joint ventures, other business organizations, trusts, trustees, legal representatives, receivers, agencies, governmental entities, municipalities, municipal corporations or other political subdivisions.

\* \* \* \* \*

**Subchapter D. DOCUMENTARY FILINGS**

**§ 1.37. Number of copies.**

(a) *Paper filings.* When a pleading, submittal or document other than correspondence is submitted in hard copy, an original and the cover letter shall be furnished to the Commission at the time of filing, except when:

(1) The document is subject to a statutory requirement or is otherwise ordered or requested by the Commission, a different number of copies may be designated.

(2) The document is subject to § 5.502 or § 5.533 (relating to filing and service of briefs; and procedure to except to initial, tentative and recommended decisions), the filing must conform to the requirements in the applicable section.

(3) A filing, including attachments, exceeds 5 megabytes, in addition to filing the requisite number of hard copies in accordance with this subpart, a CD-ROM or DVD containing the filing and an index to the filing shall be filed with the Commission.

(b) *Electronic filings.*

(1) When the qualified document, including attachments, is 250 pages or less and does not exceed 5 megabytes, the filing user may file one electronic copy on the electronic filing system and is not required to file paper copies.

(2) When the qualified document, including attachments, exceeds 250 pages, but does not exceed 5 megabytes, the filing user may file one electronic copy on the electronic filing system and shall also file the original in paper form with the Commission. The original in paper form shall be filed no later than 3 business days after the electronic filing is submitted. The filing date for the qualified document in paper form will be determined in accordance with § 1.11(a)(1)—(3) (relating to date of filing).

(c) *Supersession.* Subsections (a)—(c) supersede 1 Pa. Code § 33.15 (relating to number of copies).

**Subchapter F. SERVICE OF DOCUMENTS**

**§ 1.56. Date of service.**

(a) The date of service shall be the earliest day when the document served meets one of the following conditions:

(1) The document is deposited in the United States mail.

(2) The document is deposited with an overnight express package delivery service.

(3) The document is delivered in person.

(4) The document is transmitted by telefacsimile or electronic mail as provided in § 1.54(b) (relating to service by a party) prior to 4:30 p.m. local prevailing time in the Eastern Time Zone (United States of America).

(5) The document enters an information processing system designated by the recipient for the purpose of receiving service and from which the recipient is able to retrieve the served document in a form capable of being processed by the recipient's system prior to 4:30 p.m. local prevailing time in the Eastern Time Zone (United States of America).

(b) Unless otherwise prescribed by the Commission or presiding officer, whenever a party is required or permitted to do an act within a prescribed period after service of a document upon the party and the document is served by first-class mail by the United States Postal Service, 3 days shall be added to the prescribed period.

(c) Subsection (a) supersedes 1 Pa. Code § 33.34 (relating to date of service).

**CHAPTER 5. FORMAL PROCEEDINGS**

**Subchapter A. PLEADINGS AND OTHER PRELIMINARY MATTERS**

**PETITIONS**

**§ 5.44. Petitions for reconsideration from actions of the staff.**

(a) Actions taken by staff, other than a presiding officer, under authority delegated by the Commission, will be deemed to be the final action of the Commission unless reconsideration is sought from the Commission within 20 days after service of notice of the action, unless a different time period is specified in this chapter or in the act.

(b) An action taken by staff under delegated authority will note the parties' right to seek reconsideration of the action under this section.

(c) Petitions for reconsideration from the actions of the staff will be addressed by the Commission at public meeting.

(d) Subsections (a)—(c) supersede 1 Pa. Code § 35.20 (relating to appeals from actions of the staff).

## INTERVENTION

### § 5.72. Eligibility to intervene.

(a) *Persons.* A petition to intervene may be filed by a person claiming a right to intervene or an interest of such nature that intervention is necessary or appropriate to the administration of the statute under which the proceeding is brought. The right or interest may be one of the following:

(1) A right conferred by statute of the United States or of the Commonwealth.

(2) An interest which may be directly affected and which is not adequately represented by existing participants, and as to which the petitioner may be bound by the action of the Commission in the proceeding.

(3) Another interest of such nature that participation of the petitioner may be in the public interest.

(b) *Commonwealth.* The Commonwealth or an officer or agency thereof may intervene as of right in a proceeding subject to subsection (a)(1)—(3).

(c) *Supersession.* Subsections (a) and (b) supersede 1 Pa. Code § 35.28 (relating to eligibility to intervene).

## AMENDMENT AND WITHDRAWAL OF PLEADINGS

### § 5.94. Withdrawal of pleadings in a contested proceeding.

(a) Except as provided in subsection (b), a party desiring to withdraw a pleading in a contested proceeding may file a petition for leave to withdraw the appropriate document with the Commission and serve it upon the other parties. The petition must set forth the reasons for the withdrawal. A party may object to the petition within 10 days of service. After considering the petition, an objection thereto and the public interest, the presiding officer or the Commission will determine whether the withdrawal will be permitted.

(b) A protest to an application may be withdrawn by filing a notice of withdrawal directed to the Commission or the presiding officer. The notice must state that the protest is withdrawn and provide the reasons for the withdrawal.

(c) Withdrawal or termination of an uncontested proceeding is governed by § 1.82 (relating to withdrawal or termination).

(d) Subsections (a)—(c) supersede 1 Pa. Code § 35.51 (relating to withdrawal of pleadings).

## PRELIMINARY OBJECTIONS

### § 5.101. Preliminary objections.

(a) *Grounds.* Preliminary objections are available to parties and may be filed in response to a pleading except motions and prior preliminary objections. Preliminary objections must be accompanied by a notice to plead, must state specifically the legal and factual grounds relied upon and be limited to the following:

(1) Lack of Commission jurisdiction or improper service of the pleading initiating the proceeding.

(2) Failure of a pleading to conform to this chapter or the inclusion of scandalous or impertinent matter.

(3) Insufficient specificity of a pleading.

(4) Legal insufficiency of a pleading.

(5) Lack of capacity to sue, nonjoinder of a necessary party or misjoinder of a cause of action.

(6) Pendency of a prior proceeding or agreement for alternative dispute resolution.

(7) Standing of a party to participate in the proceeding.

(b) *Notice to plead.* A preliminary objection must contain a notice to plead which states that an answer to the objection shall be filed within 10 days of the date of service of the objection.

(c) *General rule.* Preliminary objections shall be raised at one time. The preliminary objections must be set forth in numbered paragraphs, state with specificity the legal and factual grounds relied upon, and may be inconsistent. Two or more preliminary objections may be raised in one pleading.

(d) *Time for filing and form.* Preliminary objections shall be filed as a separate document and within the same 20 days provided for in § 5.61 (relating to answers to complaints, petitions, motions and preliminary objections). Except as provided for in subsection (e), the filing of preliminary objections may not eliminate the requirement to file an answer to the complaint or other initiating pleading.

(e) *Preliminary objection regarding insufficient specificity.*

(1) If a preliminary objection regarding insufficient specificity in a pleading is filed, an answer is not required until further directed by the presiding officer or the Commission.

(2) When an amended pleading is filed in response to a preliminary objection alleging insufficient specificity in a pleading, the preliminary motion will be deemed to be moot in accordance with § 5.91 (relating to amendment of pleadings generally).

(f) *Answer to a preliminary objection.*

(1) *Time for filing.* An answer to a preliminary objection may be filed within 10 days of date of service.

(2) *Form.* The answer must be in writing and in numbered paragraphs to correspond with the preliminary objection, and address the legal and factual grounds relied on in the preliminary objection.

(g) *Decision by presiding officer.* A preliminary objection will be decided within 30 days of the assignment of the preliminary objection to the presiding officer.

(h) *Amended pleading.* If a preliminary objection is granted, the party who submitted the stricken pleading has the right to file an amended pleading within 10 days of service of the order.

(i) *Supersession.* Subsections (a)—(h) supersede 1 Pa. Code §§ 35.54 and 35.55 (relating to motions as to complaint; and motions as to answer).

## Subchapter D. DISCOVERY

### TYPES OF DISCOVERY

### § 5.342. Answers or objections to written interrogatories by a party.

(a) *Form.* Answers to interrogatories must:

(1) Be in writing.

(2) Identify the name and position of the individual who provided the answer.

(3) Be submitted as an answer and may not be submitted as an exhibit or in another form.

(4) Answer each interrogatory fully and completely unless an objection is made.

(5) Restate the interrogatory which is being answered or be inserted in the spaces provided in the interrogatories.

(6) Be verified in accordance with § 1.36 (relating to verification).

(b) *Use.* An answer may be used by a party for an appropriate purpose, if admissible under the applicable rules of evidence. An answer may not be offered into evidence by the party who provided it, except through the sworn oral testimony of the person who provided the answer.

(c) *Objections.* An objection shall be prepared, filed and served in the same manner provided for an answer, except that an objection must be contained in a document separate from an answer as required by the time provisions of subsection (e). An objection must:

(1) Be served instead of an answer.

(2) Restate the interrogatory or part thereof deemed objectionable and the specific ground for the objection.

(3) Include a description of the facts and circumstances purporting to justify the objection.

(4) Be signed by the attorney making it.

(5) Not be valid if based solely on the claim that an answer will involve an opinion or contention that is related to a fact or the application of law to fact.

(6) Not excuse the answering party from answering the remaining interrogatories or subparts of interrogatories to which no objection is stated.

(d) *Service of answer.* The answering party shall serve answers on the parties within 15 days for rate proceedings, and 20 days after service of the interrogatories for other cases. Time periods may be modified by the presiding officer, on motion or by agreement of the parties.

(e) *Service of objections.* The objecting party shall serve objections within 10 days of service of the interrogatories.

(1) The objecting party shall serve copies of the objection on the parties, along with a certificate of service, which specifically identifies the objectionable interrogatories.

(2) The objecting party shall file a copy of the certificate of service with the Secretary.

(f) *Continuing obligation.* The objecting party shall remain under an obligation to timely provide answers to interrogatories or subparts of interrogatories that were not objected to.

(g) *Motion to compel.* Within 10 days of service of an objection to interrogatories, the party submitting the interrogatories may file a motion requesting the presiding officer to dismiss an objection and compel that the interrogatory be answered. The motion to compel must include the interrogatory objected to and the objection. If a motion to compel is not filed within 10 days of service of the objection, the objected to interrogatory will be deemed withdrawn.

(1) The party against whom the motion to compel is directed shall file an answer within 5 days of service of the motion absent good cause or, in the alternative, respond orally at the hearing if a timely hearing has been scheduled within the same 5-day period.

(2) The presiding officer will rule on the motion as soon as practicable. The motion should be decided within 15 days of its presentation, unless the motion presents complex or novel issues. If it does have complex or novel

issues, the presiding officer will, upon notice to the parties, rule in no more than 20 days of its presentation.

**LIMITATIONS**

**§ 5.365. Orders to limit availability of proprietary information.**

(a) *General rule for adversarial proceedings.* A petition for protective order to limit the disclosure of a trade secret or other confidential information on the public record will be granted only when a party demonstrates that the potential harm to the party of providing the information would be substantial and that the harm to the party if the information is disclosed without restriction outweighs the public's interest in free and open access to the administrative hearing process. A protective order to protect trade secrets or other confidential information will apply the least restrictive means of limitation which will provide the necessary protections from disclosure. In considering whether a protective order to limit the availability of proprietary information should be issued, the Commission or the presiding officer should consider, along with other relevant factors, the following:

(1) The extent to which the disclosure would cause unfair economic or competitive damage.

(2) The extent to which the information is known by others and used in similar activities.

(3) The worth or value of the information to the party and to the party's competitors.

(4) The degree of difficulty and cost of developing the information.

(5) Other statutes or regulations dealing specifically with disclosure of the information.

(b) *General rule for nonadversarial proceedings.* A petition for a protective order limiting the disclosure of a trade secret or other confidential information in a nonadversarial proceeding shall be referred to the Law Bureau for recommended disposition by the Commission. The Commission will not disclose material that is the subject of a petition for protective order under this provision during the pendency of a request.

(c) *Restrictions.*

(1) A protective order to restrict disclosure of proprietary information may require that a party receive, use or disclose proprietary information only for the purposes of preparing or presenting evidence, cross-examination or argument in the proceeding, or may restrict its inclusion in the public record.

(2) A protective order may require that parts of the record of a proceeding which contain proprietary information including exhibits, writings, direct testimony, cross-examination, argument and responses to discovery will be sealed and remain sealed unless the proprietary information is released from the restrictions of the protective order by agreement of the parties, or pursuant to an order of the presiding officer or the Commission.

(3) A public reference to proprietary information by the Commission or by a party afforded access thereto must be to the title or exhibit reference in sufficient detail to permit persons with access to the proprietary information to fully understand the reference and not more. The proprietary information must remain a part of the record, to the extent admitted, for purposes of administrative or judicial review.

(4) Prior to the issuance of a protective order, a party may not refuse to provide information which the party

reasonably believes to be proprietary to a party who agrees to treat the information as if it were covered by a protective order until the presiding officer or the Commission issues the order or determines that issuance of the order would not be appropriate. The party claiming the privilege shall file a petition for protective order under subsection (a) within 14 days of the date the request for information was received.

(5) A party receiving proprietary information under this section retains the right, either before or after receipt of the information, to challenge the legitimacy of the claim that the information is proprietary and to challenge the admissibility of the proprietary information.

(d) *Access to representatives of parties.* Proprietary information provided to a party under this section shall be released to the counsel and eligible outside experts of the receiving party unless the party who is releasing the information demonstrates that the experts or counsel previously violated the terms of a recent protective order issued by the Commission. To be eligible to receive proprietary information, the expert, subject to the following exception, may not be an officer, director, stockholder, partner, owner or employee of a competitor of the producing party. An expert who is a stockholder, partner or owner of a competitor or affiliate is eligible unless the ownership interest is valued at more than \$10,000 or constitutes a more than 1% interest, or both. Other persons may not have access to the proprietary information except as authorized by order of the Commission or of the presiding officer.

(e) *Special restrictions.* A protective order which totally prohibits the disclosure of a trade secret or other confidential information, limits the disclosure to particular parties or representatives of parties, except as permitted by subsection (c), or which provides for more restrictive rules than those permitted in subsections (b) and (c) will be issued only in extraordinary circumstances and only when the party from whom the information is sought demonstrates that a greater restriction is necessary to avoid severe and extreme prejudice.

(f) *Return of proprietary information.* A party providing proprietary information under this section may request that the parties receiving the information return the information and the copies thereof to the party at the conclusion of the proceeding, including appeals taken.

(g) *Confidential security information.* Challenges to a public utility's designation of confidential security information or requests in writing to examine confidential security information in nonadversarial proceedings are addressed in Chapter 102 (relating to confidential security information).

## SANCTIONS

§ 5.373. (Reserved).

### Subchapter E. EVIDENCE AND WITNESSES SUBPOENAS

§ 5.423. (Reserved).

§ 5.424. **Issuance of subpoenas.**

(a) If issuance of a subpoena is required by operation of this chapter, or because a party or witness has not otherwise appeared, issuance of the subpoena shall be in accordance with § 5.421 (relating to subpoenas).

(b) Subsection (a) supersedes 1 Pa. Code § 35.142 (relating to subpoenas).

### Subchapter H. EXCEPTIONS, APPEALS AND ORAL ARGUMENT

§ 5.533. **Procedure to except to initial, tentative and recommended decisions.**

(a) In a proceeding, exceptions may be filed by a party and served within 20 days after the initial, tentative or recommended decision is issued unless some other exception period is provided. Exceptions may not be filed with respect to an interlocutory decision.

(b) Each exception must be numbered and identify the finding of fact or conclusion of law to which exception is taken and cite relevant pages of the decision. Supporting reasons for the exceptions shall follow each specific exception.

(c) The exceptions must be concise. The exceptions and supporting reasons must be limited to 40 pages in length. Statements of reasons supporting exceptions must, insofar as practicable, incorporate by reference and citation, relevant portions of the record and passages in previously filed briefs. A separate brief in support of or in reply to exceptions may not be filed with the Secretary under § 1.4 (relating to filing generally).

(d) An original shall be filed with the Secretary under § 1.4. Filing users may file electronically as provided by § 1.37(b) (relating to number of copies).

(e) Unless otherwise ordered by the Commission, the provisions of §§ 1.11(a)(2) and (3) and 1.56(b) (relating to date of filing; and date of service) will not be available to extend the time periods for filing exceptions.

(f) Subsections (a)—(e) supersede 1 Pa. Code §§ 35.211 and 35.212 (relating to procedure to except to proposed report; and content and form of briefs on exceptions).

[Pa.B. Doc. No. 13-1721. Filed for public inspection September 20, 2013, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

#### [ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Labor and Industry

The Executive Board approved a reorganization of the Department of Labor and Industry effective August 19, 2013.

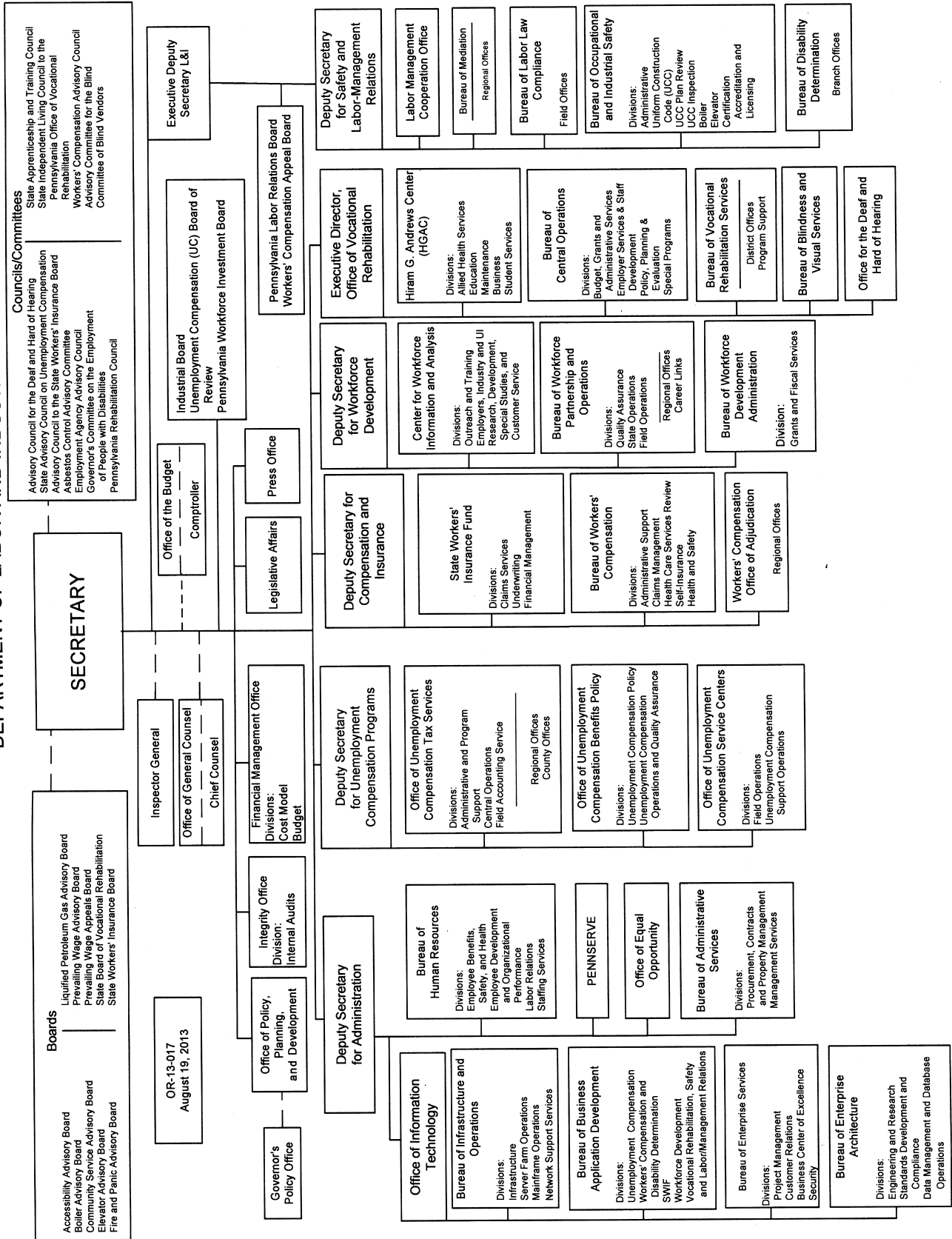
The organization chart at 43 Pa.B. 5600 (September 21, 2013) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 13-1722. Filed for public inspection September 20, 2013, 9:00 a.m.]

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DEPARTMENT OF LABOR AND INDUSTRY



# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of December 14, 1967 (P. L. 746, No. 345), known as the Savings Association Code of 1967; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending September 10, 2013.

Under section 503.E of the Department of Banking and Securities Code (71 P. S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file their comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
8-29-2013	The Dime Bank Honesdale Wayne County	157 Brooklyn Street Carbondale Lackawanna County	Opened
9-6-2013	Firstrust Savings Bank Conshohocken Montgomery County	1 Walnut Grove Drive Horsham Montgomery County	Approved

##### Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-6-2013	Somerset Trust Company Somerset Somerset County	<i>To:</i> 4640 National Pike Markleysburg Fayette County  <i>From:</i> 4364 National Pike Markleysburg Fayette County	Approved

#### Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
9-5-2013	First Cornerstone Bank King of Prussia Montgomery County  Amendment to Article Fifth, Section A of the institution's Articles of Incorporation provides for an increase in the number of authorized shares of its Class A common stock from 100,000,000 to 200,000,000.	Filed

### SAVINGS INSTITUTIONS

No activity.

### CREDIT UNIONS

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
8-26-2013	Belco Community Credit Union Harrisburg Dauphin County	205 South Front Street Harrisburg Dauphin County	Opened

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-6-2013	Butler Armco Employees Credit Union Butler Butler County	107 College Drive Butler Butler County	

The Department's web site at [www.dobs.state.pa.us](http://www.dobs.state.pa.us) includes public notices for more recently filed applications.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 13-1723. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of October 2013

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of October, 2013, is 5 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. No. 96-221). Further preemption was instituted with the signing of Pub. L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which the individual owns and which the individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 3.33 to which was added 2.50 percentage points for a total of 5.83 that by law is rounded off to the nearest quarter at 5 3/4%.

GLENN E. MOYER,  
*Secretary*

[Pa.B. Doc. No. 13-1724. Filed for public inspection September 20, 2013, 9:00 a.m.]

## DEPARTMENT OF DRUG AND ALCOHOL PROGRAMS

### Pennsylvania Advisory Council on Drug and Alcohol Abuse Meeting

The Pennsylvania Advisory Council on Drug and Alcohol Abuse (Council) will hold a public meeting on September 26, 2013, from 1 p.m. to 3:30 p.m. at the Giant Food Store Community Center—Blue Mountain Commons, 2nd Floor, Susquehanna Meeting Room, 2300 Linglestown Road, Harrisburg, PA 17110, (717) 545-0489. The meeting is open to the public. For additional information, visit the Department of Drug and Alcohol Programs' (Department) web site at [www.ddap.pa.gov](http://www.ddap.pa.gov).

The primary focus of this Council meeting is for the Council members to meet to discuss current drug and alcohol issues and challenges facing this Commonwealth and to serve in an advisory capacity to the Department on these issues.

For additional information, visit the Department's web site or contact Roseann Deutsch at (717) 783-8200.

Persons with disabilities who wish to attend the meeting and require an auxiliary aid, service or other accommodation should contact Roseann Deutsch at (717) 783-8200.

This meeting is subject to cancellation without notice.

GARY TENNIS, Esq.,  
*Secretary*

[Pa.B. Doc. No. 13-1725. Filed for public inspection September 20, 2013, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

#### APPLICATIONS

### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

This notice provides information about persons who have applied for a new, amended or renewed NPDES or WQM permit, a permit waiver for certain stormwater discharges or submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications concern, but are not limited to, discharges regarding industrial, animal or sewage waste, discharges to groundwater, discharges associated with municipal separate storm sewer systems (MS4), stormwater associated with construction activities or concentrated animal feeding operations (CAFO). This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).



<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
Section III	WQM	Industrial, Sewage or Animal Waste; Discharge into Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

For NPDES renewal applications in Section I, the Department of Environmental Protection (Department) has made a tentative determination to reissue these permits for 5 years subject to effluent limitations and monitoring and reporting requirements in their current permits, with appropriate and necessary updated requirements to reflect new and changed regulations and other requirements.

For applications for new NPDES permits and renewal applications with major changes in Section II, as well as applications for MS4 Individual Permits and Individual Stormwater Construction Permits in Sections IV and VI, the Department, based upon preliminary reviews, has made tentative determinations of proposed effluent limitations and other terms and conditions for the permit applications. In accordance with 25 Pa. Code § 92a.32(d), the proposed discharge of stormwater associated with construction activities will be managed in accordance with the requirements of 25 Pa. Code Chapter 102. These determinations are published as proposed actions for comments prior to taking final actions.

Unless indicated otherwise, the United States Environmental Protection Agency (EPA) Region III Administrator has waived the right to review or object to proposed NPDES permit actions under the waiver provision in 40 CFR 123.24(d).

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests for public hearings on applications. A public hearing may be held if the responsible office considers the public response significant. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. The Department will postpone its final determination until after a public hearing is held.

Persons with a disability who require an auxiliary aid, service, including TDD users, or other accommodations to seek additional information should contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### **I. NPDES Renewal Applications**

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0052094 (Sewage)	Orchard Development STP 115 Stayman Drive Montgomeryville, PA 18936	Montgomery County Montgomery Township	Little Neshaminy Creek (2-F)	Y

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0031992— Sew	PA DCNR Greenwood Furnace State Park 15795 Greenwood Road Huntingdon, PA 16652-5831	Huntingdon County / Jackson Township	East Branch Standing Stone Creek / 11-B	Y
PA0247847— Sew	Rodger C. Petrone 3920 Market Street Camp Hill, PA 17011	York County / Carroll Township	Drainage swale to Yellow Breeches Creek/ 7-E	Y
PA0081884— Sew	Cuttin Company LLC 25 Sandoe Road Gettysburg, PA 17325	Adams County Straban Township	UNT of Beaverdam Creek / 7-F	Y
PA0088595— CAFO	Wide Awake Farms Partnership 411 Chestnut Street Lebanon, PA 17042	Bedford County Monroe Township	UNT West Branch Sideling Hill Creek / 13-B	Y
PA0247324— CAFO	Rohrer Farms, LLC 750 Doe Run Road Lititz, PA 17543	Lancaster County Penn & Warwick Townships	Santo Domingo Creek / 7-J	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0084778— Sew	Granville Township 100 Helen Street Lewistown, PA 17044	Mifflin County Oliver Township	Strodes Run / 12-A	Y

*Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701*

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0111414 (Sewage)	McEwensville Municipal Authority Mill Street McEwensville, PA 17834	Northumberland County Delaware Township	Unnamed Tributary to Warrior Run (10-D)	Y
PA0009385 (IW)	Con Agra Milton Plant 30 Marr Street Milton, PA 17847	Northumberland County Milton Borough	West Branch Susquehanna River (10-D)	Y

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0034193 (Sewage)	Lakeview Cc 8351 Route 89 Box 468 North East, PA 16428	Erie County North East Township	Sixteenmile Creek (15-A)	Y

## II. Applications for New or Expanded Facility Permits, Renewal of Major Permits and EPA Non-Waived Permit Applications

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**PA0057606**, SIC Code 4952, **Upper Salford Township Montgomery County**, P O Box 100, Salfordville, PA 18958-0100. Facility Name: Upper Salford Township Bldg Properties. This existing facility is located in Upper Salford Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Unnamed Tributary to Perkiomen Creek, is located in State Water Plan watershed 3-E and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0008 MGD.

Parameters	Mass (lb/day)		Instant. Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	XXX		Average Monthly	XXX	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.7	XXX	1.4
CBOD <sub>5</sub>						
May 1 - Oct 31	XXX	XXX	XXX	15	XXX	XXX
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	30	XXX	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	XXX
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	XXX
Dissolved Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

In addition, the permit contains the following major special conditions:

- No storm water
- Property rights
- Chlorination minimization
- Notification of responsible operator
- O&M Plan

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

The EPA Waiver is in effect.

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*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**PA0026549**, Sewage, SIC Code 4952, **Reading City Berks County**, 815 Washington Street, Reading, PA 19601. Facility Name: Reading STP. This existing facility is located in Reading City, **Berks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage.

The receiving stream(s), Schuylkill River is located in State Water Plan watershed 3-C and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 20.5 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	1.3
Color (Pt-Co Units)	XXX	XXX	XXX	186	XXX	465
COD <sub>5</sub>						
May 1 - Oct 31	3,248	4,958	XXX	19	29	38
Nov 1 - Apr 30	4,103	Wkly Avg 6,154	XXX	24	Wkly Avg 36	48
BOD <sub>5</sub>						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	5,129	7,694	XXX	30	45	60
		Wkly Avg			Wkly Avg	
Total Dissolved Solids	XXX	XXX	XXX	1,000	XXX	2000
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Nitrate-Nitrite as N	XXX	Report	XXX	XXX	Report	XXX
Total Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	1,111	XXX	XXX	6.5	XXX	13
Nov 1 - Apr 30	3,248	XXX	XXX	19	XXX	38
Total Kjeldahl Nitrogen	XXX	Report	XXX	XXX	Report	XXX
Total Phosphorus	XXX	Report	XXX	XXX	Report	XXX
PCBs (Dry Weather) (ng/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs (Wet Weather) (ng/L)	XXX	XXX	XXX	XXX	Report	XXX

In addition, the permit contains the following major special conditions:

- Chronic WET tests shall be performed annually on at least two species

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-705-4732.

The EPA Waiver is not in effect.

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*Southwest Regional Office: Regional Manager, Clean Water, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412-442-4000*

**PA0110591**, Industrial Waste, SIC Code 3399, **North American Höganäs High Alloys LLC**, 101 Bridge Street, Johnstown, PA 15902. Facility Name: North American Höganäs High Alloys LLC Johnstown Facility. This existing facility is located in Johnstown City, **Cambria County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of treated powdered metal manufacturing production wastewaters, non-contact cooling water, groundwater, and storm water.

The receiving stream(s), Stonycreek River, is located in State Water Plan watershed 18-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.354337 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Aluminum						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.48	0.75	1.2
Total Boron						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	77	121	XXX	26	41	65
Total Cadmium	Report	Report	XXX	Report	Report	XXX
Total Chromium (III)	Report	Report	XXX	Report	Report	XXX
Hexavalent Chromium						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.508	0.792	XXX	0.172	0.268	0.430
Total Copper						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.488	0.760	XXX	0.165	0.257	0.413
Total Iron						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.180	0.278	XXX	0.061	0.094	0.153
Total Manganese						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	Report	Report	XXX	Report	Report	XXX
Total Thallium						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.012	0.018	XXX	0.004	0.006	0.010

The proposed effluent limits for Outfall 002 are based on a design flow of 0.1187 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Aluminum						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.48	0.75	1.2
Total Chromium	XXX	Report	XXX	XXX	Report	XXX
Total Copper						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.413	0.643	XXX	0.417	0.650	1.04
Total Iron						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	1.5	2.3	3.8
Total Manganese						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.64	1.0	1.6

The proposed effluent limits for Outfall 003 are based on a design flow of 0.086 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Aluminum						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.48	0.75	1.2
Total Chromium	XXX	Report	XXX	XXX	Report	XXX
Total Copper						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	0.411	0.555	XXX	0.573	0.774	1.43

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6

The proposed effluent limits for Outfall 004 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
Total Aluminum (Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
Total Aluminum (Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
Total Aluminum (Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 009 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
Total Aluminum (Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 010 are based on a design flow of 0.0 MGD (storm water).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum (Interim)	Report	Report	XXX	Report	Report	XXX
Total Aluminum (Final)	Report	Report	XXX	0.48	0.75	1.2
Total Arsenic	XXX	XXX	XXX	XXX	Report	XXX
Total Cadmium	XXX	XXX	XXX	XXX	Report	XXX
Total Chromium	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Cyanide	XXX	XXX	XXX	XXX	Report	XXX
Fluoride	XXX	XXX	XXX	XXX	Report	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Iron (Interim)	Report	Report	XXX	Report	Report	XXX
Total Iron (Final)	Report	Report	XXX	1.5	2.3	3.8
Total Lead	XXX	XXX	XXX	XXX	Report	XXX
Total Manganese (Interim)	Report	Report	XXX	Report	Report	XXX
Total Manganese (Final)	Report	Report	XXX	0.64	1.0	1.6
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 101 are based on a design flow of 0.099204 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	7.5	XXX	XXX	10.0
Total Suspended Solids	12	25	XXX	12.0	15.0	24.0
Oil and Grease	7.3	12	XXX	10.0	10.0	20.0
Ammonia-Nitrogen	3.3	7.5	XXX	XXX	XXX	XXX
Total Chromium	0.04	0.10	XXX	0.06	0.14	0.15
Total Copper	0.55	1.1	XXX	0.54	1.00	1.35
Total Cyanide	0.07	0.16	XXX	0.07	0.16	0.18
Fluoride	5.7	13	XXX	5.10	11.5	12.8
Total Iron	0.33	0.64	XXX	0.31	0.61	0.78
Total Lead	0.11	0.23	XXX	0.11	0.23	0.28
Total Nickel	0.08	0.12	XXX	0.07	0.11	0.18

In addition, the permit contains the following major special conditions:

- A Toxics Reduction Evaluation for Total Boron, Hexavalent Chromium, Total Copper, Total Lead, and Total Thallium at Outfall 001 and for Total Copper at Outfalls 002 and 003; a Schedule of Compliance for Total Maximum Daily Load Water Quality-based Effluent Limitations (all outfalls); Requirements for Chemical Additives Approval and Use; and Requirements Applicable to Storm Water Outfalls

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is not in effect.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**PA0272728**, Sewage, SIC Code 8811, **Kelly A Slagle**, 225 Green Street, Monroe, MO 63456. Facility Name: Kelly A Slagle SR STP. This proposed facility is located in Portersville Borough, **Butler County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated sewage.

The receiving stream is, Camp Run, located in State Water Plan watershed 20-C and classified for Warm Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0004 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
UV light transmittance	XXX	XXX	XXX	report	XXX	XXX
CBOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		

In addition, the permit contains the following major special conditions:

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6340.

The EPA Waiver is in effect.



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**III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law**


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*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**WQM Permit No. 0998420**, Sewage, Transfer, **Mark Erenius**, 506 Old Bethlehem Road, Quakertown, Pa 18951.

This proposed facility is located in Haycock Township, **Bucks County**.

Description of Action/Activity: Transfer of ownership from Bryan Gill to Mark Erenius.

**WQM Permit No. 4601405**, Sewage, Amendment, **Montgomery Township Municipal Sewer Authority**, 1001 Stump Road, Montgomeryville, PA 18936.

This proposed facility is located in Montgomery Township, **Montgomery County**.

Description of Action/Activity: Installing a new influent screen and changing the method of disinfection from gaseous chlorine to liquid sodium hypochlorite.

**WQM Permit No. WQG02231313**, Sewage, **Middletown Township Sewer Authority**, 27 N. Pennell Road, P. O. Box 157, Lima, PA 19037.

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a sewage pumping station.

**WQM Permit No. 0999403**, Sewage, Renewal, **Council Rock School District**, 301 Twining Ford Road, Richboro, PA 18954.

This proposed facility is located in Wrightstown Township, **Bucks County**.

Description of Action/Activity: Renewal of existing permit.

**WQM Permit No. WQG02231308**, Sewage, **Middletown Township Sewer Authority**, 27 N. Pennell Road, Lima, PA 19063

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure sewer system.

*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401.*

**WQM Permit No. 4613407**, Sewage, **West Norriton Township**, 1630 West Marshall Street, Jeffersonville, PA 19403-3236.

This proposed facility is located in West Norriton Township, **Montgomery County**.

Description of Action/Activity: Construction and operation of a new pump station.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

**WQM Permit No. WQG012228**, Sewage, **Cabot Oil & Gas Corporation**, 8279 State Route 29, Montrose, PA 18801.

This proposed facility is located in Dimock Township, **Susquehanna County**.

Description of Proposed Action/Activity: Construction of a small flow treatment facility (SFTF) with a projected flow of 1,900 gpd to serve a new office building and an existing warehouse and second office building. The existing sand mound absorption area will be taken out of service and the proposed SFTF will serve the entire site.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. 2112404, Amendment #1**, Sewerage, **Lemoyne Borough Municipal Authority**, 3 Lowther Street, Lemoyne, PA 17043-2029.

This proposed facility is located in Lemoyne Borough, **Cumberland County**.

Description of Proposed Action/Activity: Seeking permit approval for changes to their proposed wastewater treatment plant upgrade, permitted on 7/17/12.

**WQM Permit No. 3113401, Amendment #1**, Sewerage, **Grier Foundation dba Grier School**, PO Box 308, Tyrone, PA 16686.

This proposed facility is located in Warriors Mark Township, **Huntingdon County**.

Description of Proposed Action/Activity: Seeking permit approval for the installation of a new 8,000 gallon sludge holding tank to improve operations at the existing wastewater treatment plant.

**WQM Permit No. 6797407, Amendment #3**, Sewerage, **Jackson Township Sewer Authority**, 439 Roth's Church Road, Spring Grove, PA 17362.

This proposed facility is located in Jackson Township, **York County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of modifications to an existing influent pump station.

**WQM Permit No. 0113201**, CAFO, **Mason Dixon Farms, Inc., Bert Waybright**, 1800 Mason Dixon Road, Gettysburg, PA 17325.

This proposed facility is located in Freedom Township, **Adams County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction of a new circular concrete storage tank and to renovate an existing earthen manure storage with an HDPE liner and cover.

*Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third St Ste 101, Williamsport, PA 17701-6448. Phone: 570.327.3664.*

**WQM Permit No. 5397401 T-1**, Sewage, **Sondi P. Kolb**, 660 Teed Hollow Rd, Westfield, PA 16950.

This existing facility is located in Hector Township, **Potter County**.

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant (SRSTP). The applicant is applying for an NPDES and WQM Permit Transfer.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. WQG02251302**, Sewage, **Washington Township Sewer Authority Erie County**, 11800 Edinboro Road, Edinboro, PA 16412.

This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Action/Activity: Notice of Intent for extension of the public force main line along YMCA Drive.

**WQM Permit No. 4213402**, Sewage, **Foster Township McKean County**, 1185 East Main Street, Bradford, PA 16701.

This proposed facility is located in Foster Township, **Erie County**.

Description of Proposed Action/Activity: Application is for a sanitary sewer extension project consisting of the installation of approximately 95,000 LF of 2", 3", 4", and 6" low pressure HDPE sewer collection/conveyance lines which will be installed by horizontal direction drilling method, approximately 2,100 LF of 8" PVC gravity sewer collection/conveyance line which will be installed by conventional open-cut method, installation of two low pressure system re-pump stations, the installation of 348 grinder pumps and low pressure service lateral connections, and the installation of 15 gravity service connections to provide public sanitary sewer service to 363 properties currently utilizing private OLDS. The project will result in the generation of an estimated additional 81,670 GPD of sewer flow which will be connected to existing gravity sewer collection and conveyance system and treated at the Bradford STP.

**WQM Permit No. 1079402**, Sewage, Transfer No. 2, **Sean M. Curran**, 212 Great Belt Road, Butler, PA 16002.

This existing facility is located in Jefferson Township, **Butler County**.

Description of Proposed Action/Activity: Transfer of existing permit for a Single Residence Sewage Treatment Plant from William F. Broman Jr. and Mary Ellen Broman.

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#### **IV. NPDES Applications for Stormwater Discharges from MS4**

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*Northeast Regional Office: Regional Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone: 570.826.2511.*

**PAI132227**, MS4, **Lower Saucon Township Northampton County**, 3700 Old Philadelphia Pike, Bethlehem, PA 18015-5426. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Lower Saucon Township, **Northampton County**. The receiving stream(s), Black River, Saucon Creek, Unnamed Tributary to Saucon Creek—Source to Black River and Unnamed Tributary to Saucon Creek—Black River to 412 Bridge, are located in State Water Plan watershed 2-C and are classified for High Quality—Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation except for Black River, which is classified as Cold Water Fishes and Migratory Fishes.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

**PAI132210**, MS4, **Bethlehem City Northampton County**, 10 E Church Street, Bethlehem, PA 18018-6005. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Bethlehem City, **Northampton County**. The receiving streams, Lehigh River, Monocacy Creek and Saucon Creek, are located in State Water Plan watershed 2-C and are classified for Warm Water Fishes, High Quality Waters—Cold Water Fishes, and Cold Water fishes as well as Migratory Fishes, aquatic life, water supply and recreation.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA waiver is not in effect.

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#### **V. Applications for NPDES Waiver Stormwater Discharges from MS4**

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#### **VI. NPDES Individual Permit Applications for Discharges of Stormwater Associated with Construction Activities**

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*Northwest Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

*Lehigh County. Conserve District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown PA 18104, 610-391-9583*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023913009	Castle Holdings, Inc. c/o Matthew Sorrentino 6616B Ruppsville Road Allentown, PA 18106	Lehigh	North Whitehall Township	Unnamed Tributary to Mill Creek (CWF, MF)
PAI023907022R	Upper Macungie Group c/o Stephen Lampmann 104 Old Mill Road Sellersville, PA 18960	Lehigh	Upper Macungie Township	Cedar Creek (HQ-CWF, MF)

*Monroe County Conserve District, 8050 Running Valley Rd., Stroudsburg Pa 18360-0917, 570-629-3060*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024511003-1	Pocono Mountains Industries, Inc. 300 Community Drive Suite D Tobyhanna, PA 18466	Monroe	Coolbaugh Township	Red Run (HQ-CWF, MF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Columbia County Conservation District: 702 Sawmill Road, Suite 204, Bloomsburg, PA 17815, (570) 784-1310, X 102*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041913001	Joel Knoebel 182 Center School Rd Elysburg PA 17824	Columbia	Cleveland Township	UNT to South Branch Roaring Creek HQ-CWF, MF

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. (412) 442.4315*

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI055613003	Hidden Valley Resort One Craighead Drive Hidden Valley, PA 15502	Somerset	Jefferson Township	Kooser Run (HQ-CWF)

## **VII. List of NOIs for NPDES and/or Other General Permit Types**

PAG-12 CAFOs

### **CAFO Notices of Intent Received**

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.*

**PAG123606, CAFO, Kenneth Beers, Sunrise Farm**, 1236 Newport Road, Duncannon, PA 17020.

This proposed facility is located in Miller Township, **Perry County**.

Description of Size and Scope of Proposed Operation/Activity: Renewal application for 189 AEU Poultry Operation.

The receiving stream, Losh Run, is in watershed 12-B, and classified for: WWF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**PAG123523, CAFO, Hershey Ag, Lost Creek Farm**, 138 Airport Road, Marietta, PA 17547.

This proposed facility is located in Fayette Township, **Juniata County**.

Description of Size and Scope of Proposed Operation/Activity: Permit renewal for a swine operation.

The receiving stream, Lost Creek, is in watershed 12-A, and classified for: TSF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**PAG123733 Amendment No. 1, CAFO, Leshers Poultry Farm, Inc.,** 1153 Swamp Fox Road, Chambersburg, PA 17202-8865.

This proposed facility is located in Guilford Township, **Franklin County**.

Description of Size and Scope of Proposed Operation/Activity: Permit amendment to increase the poultry flock to 1,288 AEU's, an increase of about 61,500 layers. The receiving stream, UNT Conococheague Creek, is in watershed 13-C, and classified for: WWF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

**PAG123768, CAFO, Pleasant View Farms, Inc., Home Farm,** 261 Pleasant View Farms Road, Martinsburg, PA 16662.

This proposed facility is located in North Woodbury Township, **Blair County**.

Description of Size and Scope of Proposed Operation/Activity: Seeking approval for permit renewal for an existing dairy operation with 3 storage locations.

The receiving stream, Plum Creek, is in watershed 11-A, and classified for: WWF.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

## STATE CONSERVATION COMMISSION

### PROPOSED NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

Persons with a disability who require an auxiliary aid, service, including TDD users or other accommodations to seek additional information should contact the SCC through the Pennsylvania AT&T Relay Service at (800) 654-5984.

#### NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/New</i>
CVFF Willow Hill Farm 12958 Creek Rd. Fannettsburg, PA 17221 Business address = 1301 Fulling Mill Rd. Suite 3000 Middletown, PA 17057	Franklin	120 0 for manure	2978.55	Swine	NA	Renewal

## PUBLIC WATER SUPPLY (PWS) PERMITS

Under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17), the following parties have applied for PWS permits to construct or substantially modify public water systems.

Persons wishing to comment on permit applications are invited to submit statements to the office listed before the application within 30 days of this public notice. Comments received within this 30-day comment period will be considered in the formulation of the final determinations regarding an application. A comment should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based. A public hearing may be held after consideration of comments received during the 30-day public comment period.

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

### SAFE DRINKING WATER

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

*Northeast Region: Water Supply Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

##### Application No. 4813505, Public Water Supply.

Applicant	<b>Aqua Pennsylvania Inc.</b> 1 Aqua Way White Haven, Pa
[Township or Borough]	Moore Twp., <b>Northampton County</b>
Responsible Official	Patrick Burke, Regional Manager NE
Type of Facility	Community Water System
Consulting Engineer	Jonathan W. Morris, PE CET Engineering Services 326 E Second St Bloomsburg, Pa
Application Received Date	May 13, 2013
Description of Action	The construction of a contact pipeline, replacement of pumps and addition of a generator for emergency power at the Christian Springs Well station.

*Southwest Region: Water Supply Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

##### Permit No. 6513505, Public Water Supply.

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	Washington Township
Responsible Official	William Castelli, Distribution Facility Superintendent Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	MAWC—Beaver Run Water system
Consulting Engineer	Gibson-Thomas Engineering Company, Inc. 1004 Ligonier Street Box 853 Latrobe, PA 15650
Application Received Date	August 15, 2013
Description of Action	Installation of the North Washington pump station.

##### Permit No. 6513506, Public Water Supply.

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	Allegheny Township
Responsible Official	William Castelli, Distribution Facility Superintendent Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	MAWC—Beaver Run Water system
Consulting Engineer	Gibson-Thomas Engineering Company, Inc. 1004 Ligonier Street Box 853 Latrobe, PA 15650
Application Received Date	August 15, 2013
Description of Action	Installation of the Shearsburg pump station.

##### Permit No. 6513507, Public Water Supply.

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	North Huntingdon Township
Responsible Official	William Castelli, Distribution Facility Superintendent Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672

Type of Facility MAWC—Beaver Run Water system  
 Consulting Engineer Gibson-Thomas Engineering Company, Inc.  
 1004 Ligonier Street  
 Box 853  
 Latrobe, PA 15650  
 Application Received Date August 15, 2013  
 Description of Action Installation of the Strawpump pump station.

**Permit No. 6513508**, Public Water Supply.  
 Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 [Township or Borough] Borough of Avonmore  
 Responsible Official William Castelli, Distribution Facility Superintendent  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility MAWC—Beaver Run Water system  
 Consulting Engineer Gibson-Thomas Engineering Company, Inc.  
 1004 Ligonier Street  
 Box 853  
 Latrobe, PA 15650  
 Application Received Date August 15, 2013  
 Description of Action Painting and installation of a mixing system at the Avonmore water storage tank.

**Permit No. 6513509**, Public Water Supply.  
 Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 [Township or Borough] Salem Township  
 Responsible Official William Castelli, Distribution Facility Superintendent  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility MAWC—Beaver Run Water system  
 Consulting Engineer Gibson-Thomas Engineering Company, Inc.  
 1004 Ligonier Street  
 Box 853  
 Latrobe, PA 15650  
 Application Received Date August 15, 2013  
 Description of Action Painting and installation of a mixing system at the New Alexandria water storage tank.

**Permit No. 6513510**, Public Water Supply.  
 Applicant **Municipal Authority of Westmoreland County**  
 124 Park & Pool Road  
 New Stanton, PA 15672  
 [Township or Borough] Kiskiminetas Township  
 Responsible Official William Castelli, Distribution Facility Superintendent  
 Municipal Authority of Westmoreland County  
 124 Park & Pool Road  
 New Stanton, PA 15672

Type of Facility MAWC—Beaver Run Water system  
 Consulting Engineer Gibson-Thomas Engineering Company, Inc.  
 1004 Ligonier Street  
 Box 853  
 Latrobe, PA 15650  
 Application Received Date August 15, 2013  
 Description of Action Painting and installation of a mixing system at the Kiski #1 water storage tank.

**Permit No. 0413506**, Public Water Supply.  
 Applicant **Borough of Ambridge Water Authority**  
 PO Box 257  
 600 Eleventh Street  
 Ambridge, PA 15003  
 [Township or Borough] Economy Borough  
 Responsible Official Mary Hrotic, General Manager  
 Borough of Ambridge Water Authority  
 PO Box 257  
 600 Eleventh Street  
 Ambridge, PA 15003

Type of Facility Water system  
 Consulting Engineer NIRA Consulting Engineers, Inc.  
 950 Fifth Avenue  
 Coraopolis, PA 15108  
 Application Received Date September 3, 2013  
 Description of Action Painting and installation of a mixing system at the Charleston Hill water storage tank.

*Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Permit No. 2513502**, Public Water Supply  
 Applicant **YMCA of Greater Erie**  
 Township or Borough Girard Township  
 County **Erie**  
 Responsible Official Gerald Van Demerwe  
 Type of Facility Public Water Supply  
 Consulting Engineer Steven R. Halmi, P.E.  
 Deiss & Halmi Engineering, Inc.  
 105 Meadville Street  
 Edinboro, PA 16412  
 Application Received Date September 4, 2013

Description of Action Chlorine contact modifications to meet requirements of Groundwater Rule.

#### MINOR AMENDMENT

#### Applications Received Under the Pennsylvania Safe Drinking Water Act

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

##### Application No. 4813510MA

Applicant **Easton Suburban Water Authority**  
 [Township or Borough] City of Easton  
**Northampton County**  
 Responsible Official Craig M. Swinsburg, Asst. Exec. Dir.  
 Easton Suburban Water Authority  
 3700 Hartley Avenue  
 Easton, PA 18045  
 Type of Facility Community Water System  
 Consulting Engineer J. Russell Hill, PE  
 Tower Engineering Professionals  
 3703 Junction Boulevard  
 Raleigh, NC 27603  
 Application Received Date September 4, 2013  
 Description of Action Application for installation of a submersible tank mixing unit within the Farmersville standpipe.

*Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

##### Application No. 5106519-MA1, Minor Amendment.

Applicant **Fox's Water Service**  
 Township or Borough Saxonburg Borough  
 Responsible Official Cory R. Fox  
 Type of Facility Public Water Supply  
 Consulting Engineer Joseph L. Gray, P.E.  
 Gray Consulting  
 201 South Main Street, Suite 150  
 Butler, PA 16001  
 Application Received Date August 30, 2013  
 Description of Action Connection/discharge in former treatment facility building.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

#### Acknowledgment of Notices of Intent to Remediate Submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907)

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.302—6026.305) require the Department to pub-

lish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

Under sections 304(n)(1)(ii) and 305(c)(2) of the act, there is a 30-day public and municipal comment period for sites proposed for remediation using a site-specific standard, in whole or in part, and for sites remediated as a special industrial area. This period begins when a summary of the Notice of Intent to Remediate is published in a newspaper of general circulation in the area of the site. For the following site, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30 days of the date specified as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following Notices of Intent to Remediate:

*Northcentral Region: Environmental Cleanup & Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701*

**Former Faxon Lumber Site**, 1700 East Third Street, Williamsport, Pa 17701, Loyalsock Township, **Lycoming County**. Mr. Edward Dziedzic, P.G., RETTEW Associates, Inc., 3020 Columbia Avenue, Lancaster, Pa 17603, on behalf of Mr. Richard M. Born, Liberty Hospitality Partners, LP, 1500 Sycamore Road, Montoursville, PA 17754, submitted a Final Report concerning remediation of site soil contaminated with ash, metal and demolition debris. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Former College Gardens Nursery**, 1173 Grays Woods Boulevard, Port Matilda, Pa 16870, Patton Town-

ship **Centre County**. Mr. David Swetland, P.G. /Senior Geologist, Converse Consultants, 2738 West College Avenue, State College, Pa 16801, on behalf of Mr. Nick Loutsik, LG, Inc., 450 West Broad Street, Suite 313, Falls Church, VA 22406 submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**T.C. Lee Distributors, Inc.**, Interstate 80 MM 190E, Greene Township, **Clinton County**. Mr. David A. Bogovich, President, Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa on behalf of T.C. Lee Distributors, Inc., submitted a Final Report concerning remediation of site soil contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Lally Transportation, US Route 15N**, near Cogan House Exit, Cogan House Township, **Lycoming County**. Mr. David A. Bogovich, President, Northridge Group, Inc., 1172 Ridge Road, Northumberland, Pa 17857, on behalf of Mr. David A. Bogovich, submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Napthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

#### DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

**Application(s) for Determination of Applicability for General Permit WMGM017 Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste. Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.**

**General Permit Application No. WMGM017D006 Arborganic Acres, Inc.—Sunny High Farm**, 901 Cherry Hill Lane, Pottstown, PA 19465. This permit is for the processing and beneficial use of compost of manure, yard waste, source separated food scraps from food markets, grocery stores, food banks, food distribution centers, school cafeterias and institutions, source-separated newspaper and source-separated corrugated paper as soil substitute, soil conditioner, fertilizer, mulch or soil amendment. The application was found to be administratively complete by the Bureau of Waste Management on September 9, 2013.

Persons interested in obtaining more information about the general permit application may contact Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P. O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS NEW SOURCES AND MODIFICATIONS

The Department has developed an “integrated” plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the public. This approach allows the owner or operator of a facility to complete and submit permitting documents relevant to its application one time, affords an opportunity for public input and provides for sequential issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

Copies of these applications, subsequently prepared draft permits, review summaries and other support materials are available for review in the regional office listed before the applications. Persons interested in reviewing the application files should contact the appropriate regional office to schedule appointments.

Persons wishing to receive a copy of a proposed Plan Approval or Operating Permit shall indicate interests to the Department regional office within 30 days of the date of this notice and shall file protests or comments on a proposed Plan Approval or Operating Permit within 30 days of the Department providing a copy of the proposed documents to persons or within 30 days of its publication in the *Pennsylvania Bulletin*, whichever comes first. Interested persons may also request that hearings be held concerning a proposed Plan Approval or Operating Permit. A comment or protest filed with the Department regional office shall include a concise statement of the objections to the issuance of the Plan Approval or Operating Permit and relevant facts which serve as the basis for the objections. If the Department schedules a hearing, a notice will be published in the *Pennsylvania Bulletin* at least 30 days prior the date of the hearing.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation to participate should contact the regional office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the source is constructed and operating in compliance with applicable requirements in 25 Pa. Code Chapters 121—143, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.**

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**46-0262B: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) for installation of two (2) extruder machines at the Penn Color facility in Hatfield Township,



**Montgomery County.** The modification is for the removal of the production limits (Work Practice Standard Condition #009) for each extruder (Source ID 121 and Source ID 122). There are no changes to the existing hourly (2.1 lb VOC/hr) and annual VOC emission limits (6.75 tpy) in the plan approval. Facility Volatile Organic Compounds (VOC), Hazardous Air Pollutants (HAP) and Particulate Matter (PM) emissions are below major facility thresholds for the Philadelphia Metropolitan Area; the facility is classified as a Synthetic Minor Facility. Plan Approval No. 46-0262B will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**09-0221A: Bucks County Courier Times** (2 Geoffrey Road, Fairless Hills, PA 19030-4310) for the increase of printing production by sixty percent of the current production level on the offset lithographic press at their existing facility in Falls Township, **Bucks County**. The increased use of printing inks will result in an increase of VOC emissions of 3.2 tons per year. The facility will maintain its synthetic minor status for VOC emissions. The Plan Approval will contain work practice standards, monitoring and recordkeeping requirements, and operating restrictions designed to keep the sources and facility operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**67-03125A: Wellspan York Hospital** (1001 S George Street, York, PA 17405) for twelve existing backup generators to be used for emergencies and as a load management (peaking) tool at the hospital facility in York City, **York County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the above mentioned company for the above mentioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval No. 67-03125A is for twelve existing backup generators to be used for emergencies and as a load management (peaking) tool. The 12 diesel engine non-emergency generators are subject to 40 CFR Part 60, Subpart IIII-Standard of Performance for Stationary Compression Ignition Internal Combustion Engines. The Plan Approval and Operating Permit will contain emission restrictions, work practice standards, and testing, monitoring, record keeping, and reporting requirements to ensure the facility complies with the applicable air quality requirements. The estimated potential emissions from the proposed sources will be 0.32 ton per year of PM-10, 5.8 tons per year of SO<sub>x</sub>, 16.0 tons per year of CO, 16.0 tons per year of NO<sub>x</sub>, and 7.0 tons per year of VOC, respectively.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written

comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

Gary Helsel, Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

**07-05041B: Core Label LLC** (13985 South Eagle Valley Road, Tyrone, PA 16686) for construction of a flexographic printing press and regenerative thermal oxidizer (RTO) at their existing printing facility in Snyder Township, **Blair County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 07-05041B authorizes the installation of a flexographic printing press and regenerative thermal oxidizer (RTO) in support of the company's current beverage label printing operations. Volatile organic compound (VOC) emissions from these additions will increase the facility's emission potential by several tons per year. Total facility VOC emissions are capped at 50 tons per year. Actual facility VOC emissions for calendar year 2012 were 6.3 tons. The Plan Approval and Operating permit will contain emission limits, along with monitoring, recordkeeping and reporting requirements to ensure the plant complies with the applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests.

William R. Weaver, Regional Air Quality Manager, may be contacted at 717-705-4702, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

**06-05040C: East Penn Manufacturing Co.** (Deka Road, P. O. Box 147, Lyon Station, PA 19536) for installation of two new dust collectors to ventilate the smelter building, and the installation of secondary HEPA filtration on an existing dust collector, at their East Penn Manufacturing Smelter facility in Richmond Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incorporated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 06-05040C is for installation of two (2) new 120,000 CFM fabric filter dust collectors equipped with secondary HEPA filtration exhausting to atmosphere to ventilate the smelter building. Plan Approval 06-05040C is also for installation of secondary HEPA filtration on the existing baghouse C04, which controls the Material Storage Room Ventilation. The company shall be subject to and comply with 40 CFR 63 Subpart X. Potential changes in facility emissions are a reduction of 0.2 tpy of lead and 1.3 tpy of particulate matter.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

**06-05069U: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) for modifying their A-2 Facility operations in Richmond Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received an application and intends to issue a Plan Approval to the abovementioned company for the abovementioned project. This plan approval may be incor-

porated into the company's facility-wide permit via an administrative amendment at a later date.

Plan Approval 06-05069U is for the following:

1. Installation of three (3) new cast-on-strap (COS) machines and three (3) new envelopers in the A2 Facility to be controlled by a new 120,000 CFM fabric filter dust collector equipped with secondary HEPA filtration (C134/C134A).

2. Relocation of two (2) existing COS machines to be controlled by the new C134 baghouse.

3. Replacement of existing fabric filter C17 with a new 120,000 CFM fabric filter dust collector equipped with secondary HEPA filtration (C132/C132A).

4. Some equipment in Sources 132, 133 and 133A now exhaust to atmosphere through C17. When the new C132 baghouse is installed those pieces of equipment will exhaust to atmosphere through the new baghouse.

5. Installation of two (2) new stripcast machines as Source 133E to be controlled by the new baghouse C132.

6. Decommission and remove three (3) gridcast machines that are part of Source 195 and are controlled by existing fabric filter C95.

7. Decommission and remove three (3) uncontrolled gridcast machines Sources 133B, 133C and 133D.

This plan approval will also incorporate the requirements of 40 CFR 63 Subpart DDDDD into permit 06-05069. In addition to 40 CFR 63 Subpart DDDDD, the company shall be subject to and comply with 40 CFR 60 Subpart KK and with BAT. Potential air emissions increases from the proposed project are estimated at 6 tpy PM-10, 6 tpy PM-2.5, 0.3 tpy lead, 3 tpy NO<sub>x</sub> and 2 tpy CO.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed plan approval, or may provide the Department with additional information to consider in its review, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments or protests, or for requests for a public hearing. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received.

Thomas Hanlon, Facilities Permitting Chief, may be contacted at 717-705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

Plan approvals issued to sources identified in 25 Pa. Code § 127.44(b)(1)–(4) or plan approvals issued to sources with limitations on the potential to emit may become part of the SIP, and will be submitted to EPA for review and approval.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**03-00246B: Bedrock Mines, LP** (111 Freeport Road, Pittsburgh, PA 15215) for a new Terex Finlay 770 Trommel at the Keystone East Mine in Plumcreek Township, **Armstrong County**. This is a minor facility Plan Approval application submittal.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**AMS 13177: Philadelphia University** (4201 Henry Lane, Philadelphia, PA 19144) for installation of ten (10) boilers and heaters each less than 2 MMBTU/hr burning #2 fuel oil or natural gas, two (2) emergency generators each less than or equal to 250 kW burning diesel, and several insignificant process units (laser cutter, spraybooths, and dust collectors) used by students for academic purposes. There will be a potential emission increase of 10 tons of Nitrogen Oxides (NO<sub>x</sub>) and 2 tons of PM emission from the facility. The facility is taking facility wide emission restriction of 25 tons per year of NO<sub>x</sub> emissions. The plan approval will contain operating and recordkeeping requirements to ensure operation within all applicable requirements.

**AMS N13-008: U.S. Custom House**, 200 Chestnut Street, Philadelphia, PA 19106) The facility's air emission source includes two boilers each 6.8MMBTU/hr and two 399,000BTU/h State hot water heater, each firing natural gas, and one (1) 450Kw.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

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**Intent to Issue Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**15-00088: Kidde Fire Fighting** (350 East Union Street, West Chester, PA 19382) for operation of their chemical preparation facility in West Chester Borough, **Chester County**. The permit is for a non-Title V (State only) facility. Major sources of air emissions include a protein-based fire-fighting chemical manufacturing facility, and associated control devices. There have been no changes at the facility and no new applicable regulations

since the permit was last issued in October 2008. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**06-03113: Haines & Kibblehouse, Inc.** (PO Box 196, Skippack, PA 19474) for their limestone crushing plant in Robeson Township, **Berks County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the above-mentioned facility.

The subject facility employs wet suppression and three baghouses to control particulate matter (PM) emissions from limestone crushing and handling. The crushing plant includes equipment subject to 40 CFR Part 60 Subpart OOO—Standards of Performance for Nonmetallic Mineral Processing Plants. The facility has the potential to emit an estimated 95 tons per year of uncontrolled particulate matter emissions. Actual operating hours and post-control emissions are well below maximum levels. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

Copies of the renewal application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments, protests or requests for a public hearing.

Tom Hanlon, Facilities Permitting Chief, may be contacted at (717) 705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests, or requests for a public hearing.

**28-05027: Chambersburg Hospital** (112 North Seventh Street, Chambersburg, PA 17201) to operate the boiler plant, ethylene oxide sterilizers and emergency equipment at the hospital in Chambersburg Borough, **Franklin County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit renewal for the above-mentioned facility.

Actual emissions at the facility for 2012 are estimated to be 5.4 tons of NO<sub>x</sub>, 4.2 tons of CO and less than one ton each of PM, SO<sub>x</sub>, VOCs and HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial—Commercial—Institutional Steam Generating Units; 40 CFR Part 63, Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources; 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and 40 CFR Part 63, Subpart WWWW—National Emission Standards for Hospital Ethylene Oxide Sterilizers.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing, by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments, protests or requests for a public hearing.

Mr. Gary Helsel, P.E., Acting New Source Review Chief, may be contacted at 814-949-7935, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments, protests, or requests for a public hearing.

**36-03182: Charles F. Snyder Funeral Home & Crematory, Inc.** (3110 Lititz Pike, Lititz, PA 17543) for operation of a Matthews model No. IE43-PPII human cremation unit at their facility in Manheim Township, Lancaster County.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility.

Actual air emissions are estimated to be around 1.0 tpy of PM, 1.4 tpy of CO, 0.4 tpy of NO<sub>x</sub> and 0.4 tpy of VOCs. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP Southcentral Regional Office, at 909 Elmerton Avenue, Harrisburg, PA 17110.

A person may oppose the proposed operating permit, or may provide the Department with additional information to consider in its review, or may request a public hearing,

by filing a written protest with the Department at the address listed above. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit by the permit number listed above and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A 30-day comment period, from the date of publication of this notice in the *Pennsylvania Bulletin*, will exist for the submission of comments, protests or requests for a public hearing.

Tom Hanlon, Facilities Permitting Chief, may be contacted at (717) 705-4862, or at PA DEP Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110, for additional information or for the submission of comments or protests, or requests for a public hearing.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**56-00153: Somerset Community Hospital** (225 South Center Ave., Somerset, PA, 15501) to renew an Operating Permit for the Somerset Community Hospital in Somerset, **Somerset County**. Equipment at this facility includes two 12.6 mmbtu/hr natural gas or No. 2 fuel oil-fired boilers, a 14.7 mmbtu/hr natural gas or No. 2 fuel oil-fired boilers, two emergency generators, and a small diesel storage tank. Potential emissions from the emission sources at this facility are based on No. 2 fuel oil in all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Emissions are estimated to be 28.6 tons NO<sub>x</sub>, 0.1 ton VOCs, 7.0 tons CO, 2.7 tons particulate matter and 89.3 tons SO<sub>2</sub>. Actual emissions from the facility are much lower considering the boilers generally burn natural gas and do not operate at full rated capacity. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

**65-00080: Duraloy Technologies, Inc.** (120 Bridge Street, Scottdale, PA 15683) for renewal to Duraloy Technologies to authorize the continued operation of their specialty steel cast tubular and molded metal parts manufacturing facility located in Scottdale Borough, **Westmoreland County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Duraloy Technologies to authorize the continued operation of their specialty steel cast tubular and molded metal parts manufacturing facility located in Scottdale Borough, Westmoreland County.

The facility consists of 12 electric induction furnaces, 12 casting station, a shot blast unit, and a cut off saw. The facility has baghouses to control emissions of particulate matter (PM). This facility has the potential to emit the following type and quantity of air contaminants: 13.09 ton per year of PM<sub>10</sub>, 3.5 tons per year of NO<sub>x</sub>, 25 tons per year of VOCs and 5.82 ton per year of HAPs. The proposed SOOP renewal contains conditions relating to monitoring, recordkeeping and work practice standards.

Arrangements may be made to review the application at our offices. Those who wish to provide the Department

with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may written comments to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226 (bhatch@pa.gov). A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify OP-65-00080), and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held, if DEP, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Barbara Hatch at the location identified above.

**04-00502: Shasta, Inc.** (300 Steel Street, Aliquippa, PA 15001) for renewal to authorize the continued operation of their fabricated structural metal grinding operation in Aliquippa, **Beaver County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Shasta, Inc. to authorize the continued operation of their fabricated structural metal grinding operation in Aliquippa, Beaver County.

The facility consists of five grinders. It has seven baghouses to control emissions of particulate matter (PM). This facility has the potential to emit 16 ton per year of PM. The proposed SOOP renewal contains conditions relating to monitoring, recordkeeping and work practice standards.

Arrangements may be made to review the application at our offices. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the Operating Permit renewal may written comments to Barbara Hatch, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA, 15222, 412-442-5226 (bhatch@pa.gov). A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify OP-04-00502), and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held, if DEP, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where DEP determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Barbara Hatch at the location identified above.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Matthew M. Williams—Telephone: 814-332-6131*

**20-00307: Fisher & Ludlow Manufacturing** (607 Erie Street, Saegertown, PA 16433) for issuance of a new Natural Minor Operating Permit for fabrication of metal grating in Saegertown Boro, **Crawford County**. The facility's primary emission sources include dip coating tanks, welding operations, and a degreaser. VOC emissions from dip coating are limited to 6 TPY, calculated as a 12-month rolling total. The natural gas-fired heaters have a rated heat input of less than 10 mmbtu/hr. The welding is subject to 40 CFR 63 Subpart XXXXXX—NESHAPs for Nine Metal Fabrication and Finishing Source Categories. The facility is an Area Source for all pollutants including HAPs. The conditions of the plan approval were incorporated into the renewal permit.

*Department of Public Health, Air Management Services: 321 University Avenue, Philadelphia, PA 19104*

*Contact: Edward Wiener, Chief—Telephone: 215-685-9426*

**S13-004: Cross Connect Solutions, Inc.** (at 401 North Broad Street, Philadelphia, PA 19108) for the operation of a network data center in the City of Philadelphia, **Philadelphia County**. The facility's air emission source includes four diesel emergency generators with Selective Catalytic Reduction (SCR) each less than 500kW, one 1020kW, one 1000kW and a 1500 kW diesel emergency generators with Selective Catalytic Reduction control device to reduce NO<sub>x</sub> emissions from each source.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

#### PLAN APPROVALS

**Receipt of Plan Approval Applications and Intent to Issue Plan Approvals, and Intent to Issue Amended Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**48-00092A: ASSA ABLOY Service Center, Inc.—Northeast** (1000 Conroy Place, Easton, PA 18040) for their facility in Northampton Township, **Northampton County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to ASSA ABLOY Service Center, Inc. Northeast (1000 Conroy Place, Easton, PA 18040) for their facility located in Northampton Township, Northampton County. This Plan Approval No. 48-00092A will be incorporated into a State Only Permit through an administrative amendment at a later date.

Plan Approval No. 48-00092A is for the increase in coating usage. VOC emissions from the plant will remain under 50 TPY threshold limit, 12-month rolling sum. Particulate emissions will not exceed 0.04 grains/dscf. The company shall be subject to and comply with 25 Pa. Code § 129.52 for VOC emission limits. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. Emissions will be controlled by the use of a dry filters. These limits will meet BAT requirements for this source. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 48-00092A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015);

the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

Written comments or objections, or requests for an informal conference, or a public hearing, as applicable, on a mining permit application and request for Section 401 water quality certification application may be submitted by any person or any officer or head of any Federal, state or local government agency or authority to the Department at the address of the district mining office indicated before each application within 30 days of this publication, or within 30 days after the last publication of the applicant's newspaper advertisement as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34.

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

A request for an informal conference or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 or § 86.34, must contain the name, address and telephone number of the requestor; the application number; a brief summary of the issues to be raised by the requestor at the conference; and a statement whether the requestor desires to have the conference conducted in the locality of the proposed mining activities.

When an NPDES number is listed, the mining activity permit application was accompanied by an application for an individual NPDES permit. A separate notice will be provided after the draft NPDES permit is prepared.

### *Coal Applications Received*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 56980107 and NPDES No. PA0234877. AMFIRE Mining Co., LLC**, ONE Energy Place, Latrobe, PA 15650, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Milford Township, **Somerset County**, affecting 277.0 acres. Receiving streams: unnamed tributaries to/and Cassleman River and South Glad Creek, classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. Application Received August 26, 2013.

**Permit No. 56980109 and NPDES No. PA0234931. Mountaineer Mining Corp.**, 1010 Garrett Shortcut Road, Berlin, PA 15530, permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 26.5 acres. Receiving streams: unnamed tributaries to/and Hays Run and unnamed tributaries to/and Buffalo Creek, classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received August 27, 2013.

*Greensburg District Mining Office: Armbrust Professional Center, 8205 Route 819, Greensburg, PA 15601, 724-925-5500*

**03030102 and NPDES Permit No. PA0250350. Bedrock Mines, LP** (111 Freeport Road, Pittsburgh, PA 15215). Renewal application for continued operation and reclamation to an existing bituminous surface mine, located in Sugar creek & E. Franklin Townships, **Armstrong County**, affecting 256.5 acres. Receiving streams: unnamed tributary to Long Run and Long Run, classified for the following use: TSF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: August 29, 2013.

**04070104 and NPDES Permit No. PA0251291. Mashuda Corp.** (21101 Route 19, Cranberry Township, PA 16066). Renewal application for reclamation only to an existing bituminous surface mine, located in Franklin and Perry Townships, **Beaver and Lawrence Counties**, affecting 103.8 acres. Receiving streams: unnamed tributaries to Slippery Rock Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: August 30, 2013.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**17930103 and NPDES PA0207241. Junior Coal Contracting, Inc.** (2330 Six Mile Road, Philipsburg, PA 16866). Permit renewal for continued operation and restoration of an existing bituminous surface mine in Decatur Township, **Clearfield County** affecting 309.9 acres. Receiving stream(s): Little Beaver Run and Beaver Run classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 29, 2013.

**17030104 and NPDES PA0243451. E. P. Bender Coal Co., Inc.** (P. O. Box 594, Carrolltown, PA 15722). Permit renewal for continued operation and restoration of an existing bituminous surface mine in Beccaria Township, **Clearfield County** affecting 220 acres. Receiving stream(s): Snyder Run and Unnamed Tributaries to Clearfield Creek classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 30, 2013.

**17020101 and NPDES PA0243205. Junior Coal Contracting, Inc.** (2330 Six Mile Road, Philipsburg, PA 16866). Transfer of an existing bituminous surface mine from Forcey Coal, Inc. located in Decatur Township, **Clearfield County** affecting 61.0 acres. Receiving stream(s): Unnamed Tributaries to Big Run to Moshannon Creek classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 22, 2013.

**17080107 and NPDES PA0256811. Junior Coal Contracting, Inc.** (2330 Six Mile Road, Philipsburg, PA 16866). Permit renewal for continued operation and restoration of an existing bituminous surface and auger mine in Decatur and Woodward Townships, **Clearfield County** affecting 298.7 acres. Receiving stream(s): Unnamed Tributaries to Moshannon Creek classified for the following use(s): Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 5, 2013.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**54830206R6. Meadowbrook Coal Co., Inc.** (PO Box 1, Wiconisco, PA 17097), renewal of an existing anthracite coal reprocessing operation in Tremont Township, **Schuylkill County** affecting 11.1 acres, receiving stream: Stumps Run, classified for the following uses: cold water and migratory fishes. Application received: August 7, 2013.

**54830206C2. Meadowbrook Coal Co., Inc.,** (PO Box 1, Wiconisco, PA 17097), correction of an existing anthracite coal reprocessing operation to update the post-mining land use from forest land to unmanaged natural habitat in Tremont Township, **Schuylkill County** affecting 11.1 acres, receiving stream: Stumps Run, classified for the following uses: cold water and migratory fishes. Application received: August 7, 2013.

*Noncoal Applications Received*

*Effluent Limits*—The following effluent limits will apply to NPDES permits issued in conjunction with a noncoal mining permit:

<i>Parameter</i>	<i>Table 2</i>		
	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Alkalinity exceeding acidity* pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to surface runoff resulting from a precipitation event of less than or equal to a 10-year 24-hour event. If coal will be extracted incidental to the extraction of noncoal minerals, at a minimum, the technology-based effluent limitations identified under coal applications will apply to discharges of wastewater to streams.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**58030801. Paul A. Kelly**, (65 Public Avenue, Montrose, PA 18801), Stage I & II bond release of a quarry in Dimock Township, **Susquehanna County** affecting 5.0 acres on property owned by Jeanette Carrier. Application received: April 4, 2013.

**58040866. Ralph T. Fruehan**, (129 Brinton Road, Hallstead, PA 18812), Stage I & II bond release of a quarry in Liberty Township, **Susquehanna County** affecting 3.0 acres on property owned by Dorothy Turner. Application received: April 15, 2013.

**58040807. Lindley L. Rood**, (RR 1 Box 1289, Hop Bottom, PA 18824), Stage I & II bond release of a quarry in Lenox Township, **Susquehanna County** affecting 5.0 acres on property owned by Darryl Lock. Application received: July 22, 2013.

**7974SM2A2C11 and NPDES Permit No. PA0611999. Hanson Aggregates BMC, Inc.**, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Nockamixon Township, **Bucks County** affecting 83.5 acres, receiving stream: Exceptional Value. Application received: August 16, 2013.

### MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

#### *Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\*The parameter is applicable at all times.

In addition, the Department imposes a technology-based aluminum limit of 2.0 mg/l (30 day average) to protect stream uses.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

#### *Effluent Limits for Noncoal Mining Activities*

The BAT limits for noncoal mining activities as provided in 40 CFR Part 436 and 25 Pa. Code Chapter 77 are as follows:

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Suspended solids	35 mg/l	70 mg/l	90 mg/l
Alkalinity exceeding acidity*			
pH*		greater than 6.0; less than 9.0	

\* The parameter is applicable at all times.

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91—96).



The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 362-0600-001, NPDES Program Implementation-Memorandum of Understanding (MOU) Concerning Water Quality Management, NPDES Program Implementation, and Related Matters. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

#### *Coal NPDES Draft Permits*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100*

**NPDES No. PA0215139 (Mining Permit No. 11131301 (formerly 11981701), Eastern Associated Coal, LLC**, (PO Box 1233, Charleston, WV 25324). A renewal to the NPDES and mining activity permit for the Colver Mine Treatment Facility in Blacklick Township, **Cambria County**. Surface Acres Affected 22.30. Receiving stream: Elk Creek, classified for the following use: CWF. Kiskiminetas—Conemaugh River Watershed TMDL. The application was considered administratively complete on June 26, 2013. Application received May 20, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

*Outfall 001 discharges to: Elk Creek*

The proposed effluent limits for Outfall 001 (Lat: 40° 32' 40" Long: 78° 51' 03") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	5.8	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

*Outfall 001A discharges to: Elk Creek*

The proposed effluent limits for Outfall 001A (Lat: 40° 32' 40" Long: 78° 51' 05") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	5.8	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	100	125
Sulfates (mg/l)		-	-	REPORT
Total Dissolved Solids (mg/l)		-	-	REPORT
Chlorides (mg/l)		-	-	REPORT

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**NPDES No. PA0269221 (Mining permit no. 56130106), Rosebud Mining Company**, 1117 Shaw Mines Road, Meyersdale, PA 15552-7228, new NPDES permit for surface and auger mining in Brothersvalley Township, **Somerset County**, affecting 305.2 acres. Receiving streams: unnamed tributaries to/and Blue Lick Creek, classified for the following use: cold-water fishery. This receiving stream is included in the Casselman River TMDL. Application received May 24, 2013.

The outfalls listed below discharge to unnamed tributaries to/and Blue Lick Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	Y
002	Y
003	Y
004	Y
005	Y
006	Y
007	Y
008	Y
009	Y

The proposed effluent limits for the above listed outfalls are as follows:

<i>Outfalls: 001, 002, and 004</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfall: 003</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfalls: 005, 006, 008, and 009</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

<i>Outfall: 007</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

**NPDES No. PA0262391 (Mining permit no. 11070201), Fuel Recovery, Inc.**, 254 Interpower Drive, Colver, PA 15927, renewal of an NPDES permit for Coal Refuse Reprocessing in Washington Township, **Cambria County**, affecting 87.8 acres. Receiving streams: unnamed tributaries to/and Bear Rock Run and Burgoon Run, classified for the following use: cold water fisheries. This receiving stream is included in the Kiskiminetas-Conemaugh TMDL. Application received May 15, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfalls listed below discharge to Bear Rock Run and Burgoon Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N
004	N
005	N

The proposed effluent limits for the above listed outfalls are as follows:

<i>Outfalls: 001, 002, 003, 004 and 005</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**NPDES No. PA0242136 (Permit No. 43020103). Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Renewal of an NPDES permit for a bituminous surface mine in Sandy Lake Township, **Mercer County**, affecting 95.4 acres. Receiving streams: Unnamed tributary to South Sandy Creek and unnamed tributary to Sandy Creek, classified for the following uses: WWF. TMDL: None. Application received: August 20, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities.

The outfall(s) listed below discharge to unnamed tributary to Sandy Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TP1	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		2	4	5
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35	70	90

<sup>1</sup> The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributary to Sandy Creek and unnamed tributary to South Sandy Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP1	N
SP2	N

The proposed effluent limits for the above listed outfall(s) are as follows:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity <sup>1</sup>				
Total Settleable Solids (ml/l)				0.5

*Noncoal NPDES Draft Permits*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**NPDES No. PA0262374 (Mining permit no. 07070301), Glenn O. Hawbaker, Inc.**, 711 East College Avenue, Bellefonte, PA 16823, renewal of an NPDES permit for noncoal surface mining in Woodbury Township, **Blair County**, affecting 98.7 acres. Receiving streams: Unnamed tributaries to/and Schmucker Run, classified for the following use: warm water fishery. Application received August 12, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfall listed below discharge to: Unnamed tributaries to/and Schmucker Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N

**NPDES No. PA0607908 (Mining permit no. 29940301), Lafarge Mid-Atlantic, LLC**, 1954 Greenspring Drive, Suite 250, Timonium, MD 21093, renewal of an NPDES permit for limestone quarry in Bethel and Thompson Townships, **Fulton County**, affecting 143 acres. Receiving stream: Little Tonoloway Creek, classified for the following use: trout stocking. Application received May 17, 2013.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for noncoal mining activities.

The outfalls listed below discharge to: Little Tonoloway Creek.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N

The outfall listed below discharges to Unnamed Tributary to Little Tonoloway Creek;

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
003	N

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**NPDES Permit No. PA0594326 on Surface Mining Permit No. 39870302. Haines & Kibblehouse, Inc.**, (PO Box 196, Skippack, PA 19474), renewal of an NPDES Permit for a limestone quarry operation in South Whitehall Township, **Lehigh County**, affecting 63.7 acres. Receiving stream: Jordan Creek, classified for the following use: trout stock fishes. Application received: April 17, 2013.

The outfall listed below discharge to Jordan Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	O.D. (groundwater/pit sump)

**NPDES Permit No. PA0224901 on Surface Mining Permit No. 58110301. Popple Construction, Inc.**, (215 E. Saylor Avenue, Wilkes-Barre, PA 18702), new NPDES Permit for a sandstone & topsoil quarry operation in New Milford Township, **Susquehanna County**, affecting 136.7 acres. Receiving stream: Mitchell Creek, classified for the following uses: cold water and migratory fishes and Salt Lick Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: February 18, 2011.

The outfalls listed below discharge to Mitchell Creek and Salt Lick Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
2	No	E&S

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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### Applications Received under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27) and section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and Requests for Certification under section 401(a) of the FWPCA.

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#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717.705.4802.*

**E36-914: GBT Realty Corporation**, 9010 Overlook Boulevard, Brentwood, Tennessee, 37027, East Cocalico Township, **Lancaster County**, ACOE Baltimore District

To remove an existing endwall, install and maintain two concrete endwalls with riprap in an unnamed tributary to Stony Run (WWF), and to place and maintain fill in 0.047 acre of PEM wetlands for the purpose of constructing a proposed retail building. The project is located approximately 0.40 mile east of the intersection of S.R. 272 and Park Street (Latitude 40°13'5", Longitude -76°6'25.6") in East Cocalico Township, Lancaster County. Wetland impacts are de minimus and wetland replacement is not required.

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

**E56-372. PennDOT Engineering District 9-0**, 1620 North Juniata Street, Hollidaysburg, PA 16648, Paint and Conemaugh Townships, **Somerset County**; ACOE Pittsburgh District

Applicant proposes to remove the existing SR 4022, two lane, 20 ft width, two span bridge having a total span length of 128 ft, and having a minimum underclearance of 11.8 ft; and to construct and maintain adjacent to and downstream of the existing bridge a two span, two lane, 29 ft width replacement bridge and having a total span

length of 193 ft, and having a minimum underclearance of 7.9 ft over the Stonycreek River (WWF) with a drainage area of 349.8 square miles. In addition, the project includes temporary encroachments for construction and demolition, and encroachments associated with modification or replacement of stormwater facilities from the road alignment adjustment and new bridge. The PennDOT improvement and relocation project extends between Paint and Conemaugh Townships and approximately 3.5 miles southeast of Johnstown Pa (Hooversville Quadrangle, Latitude 40° 13' 35" and Longitude 78° 53' 12") in Somerset County.

*Southwest Region: Oil and Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

**E03-07-002. EQT Gathering LLC**, 455 Racetrack Road Washington, PA 15301-8910. Kiskiminetas, Parks, and Burrell Townships, **Armstrong County**, ACOE Pittsburgh District.

To construct an 8.1-mile long, 12-inch diameter natural gas pipeline and associated access roads from a proposed well pad to an existing natural gas gathering line (NITE-S004) in Kiskiminetas, Parks, and Burrell Townships, Armstrong County, Pittsburgh ACOE District, State Water Plan Basin 17-E, (Leechburg, Whitesburg and Vandergrift, PA Quadrangle; Start at Latitude: N 40° 41' 55.27"; Longitude: W 79° 28' 49.43"; End at N 40° 36' 36.29"; Longitude: W 79° 30' 29.26"), Crooked Creek Watershed. The project will consist of 36 utility line crossings of 28 streams and 8 wetlands, 42 temporary road crossings of 32 streams and 10 wetlands, and additional crossings eligible for the Department's 105.12(a)(2) waiver. This project is proposed to avoid direct impacts to a 10+ acre wetlands by using directional bore method of installation. All crossings with the exception of the 10+ acre wetland utility line crossing are eligible as General Permits. A total of 0.48 acre of wetland and 737 linear feet of numerous named and unnamed tributaries to Crooked Creek (WWF) will be temporarily impacted. The applicant has submitted a Contingency Plan if the directional drill underneath the 10+ acre wetland would fail. If the Contingency Plan is implemented, a permanent impact to 0.05 acre of PFO wetland would occur, and wetland mitigation would be required.

*District Oil and Gas Operations: Eastern Oil & Gas District, 208 West Third Street, Suite 101, Williamsport, PA 17701*

**E5829-058. Williams Field Services Company, LLC**; Park Place Corporate Center 2, 2000 Commerce Park

Drive, Pittsburgh, PA 15275; Bridgewater Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8-inch diameter natural gas pipeline and 10' by 56' timber mat crossing impacting 201 linear feet of an unnamed tributary to Millard Creek (CWF-MF, NRT) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 18" Lat., W - 75° 43' 56" Long.),

2) an 8-inch diameter natural gas pipeline and 16' by 64' timber mat crossing impacting 107 linear feet of Millard Creek (CWF-MF, NRT) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 17" Lat., W -75° 44' 05" Long.),

3) an 8-inch diameter natural gas pipeline and 10' by 56' timber mat crossing impacting 2,659 square feet (0.061 acre) of a PEM wetland (EV) (Lenoxville Northwest, PA Quadrangle; N 41° 41' 17" Lat., W -75° 44' 05" Long.),

4) an 8-inch diameter natural gas pipeline and 10' by 241' timber mat crossing impacting 6,678 square feet (0.153 acre) of a PEM wetland (Lenoxville Southwest, PA Quadrangle; N 41° 41' 12" Lat., W -75° 44' 21" Long.),

5) an 8-inch diameter natural gas pipeline and 10' by 83' timber mat crossing impacting 3,725 square feet (0.086 acre) of a PEM wetland (Lenoxville Southwest, PA Quadrangle; N 41° 41' 12" Lat., W -75° 44' 21" Long.).

The project consists of constructing approximately 0.8 mile of 8" natural gas gathering line, within a 75 foot permanent right of way and an additional 25 foot temporary right of way, routed from the Friedland Farms well pad in an Easterly direction to tie into the Millard Pipeline located in Lenox Township, Susquehanna County. The project will result in 308 lineal feet of temporary stream impacts and 0.30 acre of temporary wetland impacts, all for the purpose of conveying Marcellus Shale natural gas to market.

*Wilkes-Barre: Environmental Program Manager, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701*

**EA1311-001. Pennsylvania Department of Environmental Protection**, Bureau of Abandoned Mine Reclamation, Wilkes-Barre Office, 2 Public Square, 5th Floor, Wilkes-Barre, PA 18701. Abandoned Mine Land Reclamation Project, in Banks Township, **Carbon County**, Philadelphia ACOE District.

The applicant proposes to perform a reclamation project on an abandoned surface mine, which includes a total of 14,000 linear feet of dangerous highwall. The project will include the backfilling of 0.12 acre of open water and 0.41 acre of wetland that has developed within the open surface mine pits. (Hazleton Quadrangle N 40° 54' 44.44", W 75° 57'40.59")

**ACTIONS**

**THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT**

**FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS**

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section III	WQM	Industrial, Sewage or Animal Wastes; Discharges to Groundwater
Section IV	NPDES	MS4 Individual Permit
Section V	NPDES	MS4 Permit Waiver
Section VI	NPDES	Individual Permit Stormwater Construction
Section VII	NPDES	NOI for Coverage under NPDES General Permits

Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should contact a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

### **I. NPDES Renewal Permit Actions**

*Northeast Regional Office: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570.826.2511.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0060917 (Sewage)	Country Crest MHP Route 29 Hunlock Creek, PA 18621	Luzerne County Lehman Township	Unnamed Tributary of Hunlock Creek (5-B)	Y

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0247950— Sew	James Speed 3461 Lower Glades Road York, PA 17406	York County / Springettsbury Township	UNT Codorus Creek / 7-H	Y
PA0036889— Sew	Donald E. Shemon Reading Township Municipal Authority 235 Browns Dam Road New Oxford, PA 17350	Adams County / Reading Township	Conewago Creek / 7-F	Y

*Northcentral Region: Clean Water Program Manager, 208 West Third Street, Williamsport, PA 17701*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228508 (Sewage)	Huston Township Authority Julian WWTP 970 Railroad Avenue Julian, PA 16844	Centre County Huston Township	Bald Eagle Creek (9-C)	Y

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N</i>
PA0000361 Industrial Waste	Beaver Run WTP Beaver Run George Sweeney WP Saltsburg, PA 15681	Westmoreland County Washington Township	Beaver Run	Y
PA0253511 Industrial Waste	Rolling Rock Farms PO Box 717 Ligonier, PA 15658-0717	Westmoreland County Ligonier Township	Rolling Rock Creek	Y
PA0253120 Industrial Waste	Tri County Joint Municipal Authority 26 Monongahela Avenue Fredericktown, PA 15333	Washington County East Bethlehem Township	Monongahela River	Y
PA0217361 Sewage	Iron Bridge WWTP State Route 3105 Alverton, PA 15612-0009	Westmoreland County East Huntingdon Township	Jacobs Creek	Y
PA0028193 Sewage	Longvue STP 2 Pittsburgh, PA 15237	Allegheny County Ross Township	Unnamed Tributary to Little Pine Creek	Y

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N ?</i>
PA0005584 (IW)	Owens-Brockway Glass Container Plant 19 Route 219 N Brockway, PA 15824	Jefferson County Snyder Township	Little Toby Creek (17-A)	Y
PA0101117 (Sewage)	Shady Acres MHP 16050 Route 98 Edinboro, PA 16412	Crawford County Cussewago Township	Un-named tributary of Cussewago Creek (16-D)	Y
PA0238686 (Sewage)	Brandywine Village STP PO Box 449 Mars, PA 16046-0449	Butler County Connoquenessing Township	Unnamed Tributary to Little Connoquenessing Creek (20-C)	Y
PA0222267 (Sewage)	Lovetts MHP 4800 Laeacock Road Edinboro, PA 16412	Erie County Washington Township	Darrows Creek (16-A)	Y
PA0240125 (Sewage)	New Bedford STP 1172 State Route 208, Pulaski, PA 16143	Lawrence County Pulaski Township	Deer Creek (20-A)	Y
PA023945 (Sewage)	Pulaski Township STP 1172 State Route 208, Pulaski, PA 16143	Lawrence County Pulaski Township	Shenango River (20-A)	Y

**II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions***Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

**NPDES Permit No. PA0244384**, Sewage, **Ms. Stephanie Huntzinger**, 3947 Geryville Pike, Pennsburg, PA 18073-2618.

This proposed facility is located in Marlborough Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated Sewage from a facility known as Huntzinger SR STP to Unnamed Tributary to Macoby Creek in Watershed 3-E.

**NPDES Permit No. PA0058041**, Sewage, **Limerick Township**, 646 West Ridge Pike, Limerick, PA 19468.

This proposed facility is located in Limerick Township, **Montgomery County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated Sewage from a facility known as Possum Hollow STP to Schuylkill River in Watershed 3-D.

**NPDES Permit No. PA0058556**, Industrial, **Downingtown Municipal Water Authority**, 100 West Plant Way, Downingtown, PA 19335-1951.

This proposed facility is located in Downingtown Borough, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge from a facility known as Downingtown Borough Water Authority Filtration Plant to Unnamed Tributary to Each Branch Brandywine Creek in Watershed 3-H.

**NPDES Permit No. PA0244571 Amendment No. 1**, Industrial, **CRC Industries, Inc.**, 885 Louis Drive, Warminster, PA 18974.

This proposed facility is located in Warminster Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the Amendment of an NPDES permit to discharge from a facility known as CRC Industries Warminster Facility GWCU to a Municipal Storm Sewer to an Unnamed Tributary to Little Neshaminy Creek in Watershed 2-F.

**NPDES Permit No. PA0054909**, Industrial, **North Penn and North Wales Water Authorities**, 144 Park Avenue, PO Box 317, Chalfont, PA 18914-0317.

This proposed facility is located in Plumstead Township, **Bucks County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge from a facility known as North Penn North Wales Diversion to North Branch Neshaminy Creek in Watershed 2F-Neshaminy.

*Northeast Region: Clean Water Program Manager; 2 Public Square, Wilkes-Barre, PA 18701-1915. Phone: 570-826-2511.*

**NPDES Permit No. PA0033430**, Sewage, SIC Code 4941, **South Wayne County Water & Sewer Authority**, P O Box 6, Lake Ariel, PA 18436-0006.

This existing facility is located in Salem Township, **Wayne County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage.

**NPDES Permit No. PA0060089-A1**, Sewage, SIC Code 4952, **Middle Smithfield Township**, 147 Municipal Drive, East Stroudsburg, PA 18302.

This existing facility is located in Middle Smithfield Township, **Monroe County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit Amendment, to revise the parameter Ultraviolet (UV) Transmittance measured as a %, for an existing discharge of treated sewage.

*Southcentral Region: Clean Water Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**NPDES Permit No. PA0260967, Amendment #1**, Sewage, **Jeremy S. Hunter**, 799 Old Quaker Road, Lewisburg, PA 17339.

This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Transfer of Permit.

*Northcentral Regional: Regional Clean Water Program Manager; 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3664.*

**NPDES Permit No. PAR314848**, Storm Water, SIC Code 1389, **Diamond T Welding**, 18778 Route 287, Tioga, PA 16946.

This proposed facility is located in Lawrence Township, **Tioga County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated Storm Water.

*Southwest Region: Water Management Program Manager; 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**NPDES Permit No. PA0219339**, Industrial Waste, **Keyrock Energy, LLC**, 106 Ferrell Avenue, Kingsport, TN 37663-2371

This existing facility is located in Blacklick Township, **Indiana County**

Description of Existing Action/Activity: Permit issuance to discharge treated coal bed methane production wastewater

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### III. WQM Industrial Waste and Sewerage Actions under The Clean Streams Law

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*Southeast Region: Clean Water Program Manager; 2 East Main Street, Norristown, PA 19401*

**WQM Permit No. 0998420**, Sewage, Transfer, **Mark Erenius**, 506 Old Bethlehem Road, Quakertown, Pa 18951.

This proposed facility is located in Haycock Township, **Bucks County**.

Description of Action/Activity: Transfer of ownership from Bryan Gill to Mark Erenius.

**WQM Permit No. 4601405**, Sewage, Amendment, **Montgomery Township Municipal Sewer Authority**, 1001 Stump Road, Montgomeryville, PA 18936.

This proposed facility is located in Montgomery Township, **Montgomery County**.

Description of Action/Activity: Installing a new influent screen and changing the method of disinfection from gaseous chlorine to liquid sodium hypochlorite.

**WQM Permit No. WQG02231313**, Sewage, **Middletown Township Sewer Authority**, 27 N. Pennell Road, P. O. Box 157, Lima, PA 19037.

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a sewage pumping station.

**WQM Permit No. 0999403**, Sewage, Renewal, **Council Rock School District**, 301 Twining Ford Road, Richboro, PA 18954.



This proposed facility is located in Wrightstown Township, **Bucks County**.

Description of Action/Activity: Renewal of existing permit.

**WQM Permit No. WQG02231308**, Sewage, **Middletown Township Sewer Authority**, 27 N. Pennell Road, Lima, PA 19063

This proposed facility is located in Middletown Township, **Delaware County**.

Description of Action/Activity: Construction and operation of a low pressure sewer system.

*Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone: 717-705-4707.*

**WQM Permit No. WQG02361302**, Sewerage, **Leacock Township Sewer Authority**, 3545 West Newport Road, PO Box 558, Intercourse, PA 17534.

This proposed facility is located in Leacock Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of: the Hatville Pumping Station and the sewer extension to the Hatville Road/Field Crest Lane area.

**WQM Permit No. 2110401, Transfer #1**, Sewerage, **Jeremy S. Hunter**, Hodges MHP, 799 Old Quaker Road, Lewisberry, PA 17339.

This proposed facility is located in Silver Spring Township, **Cumberland County**.

Description of Proposed Action/Activity: Transfer of Permit.

*Southwest Region: Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**WQM Permit No. 0213200**, Industrial Waste, **NRG Power Midwest, LP**, 121 Champion Way, Canonsburg, PA 15317

This proposed facility is located in Springdale Borough, **Allegheny County**

Description of proposed Action/Activity: Permit issuance for the construction and operation of a mobile treatment unit to process outage wash water.

**WQM Permit No. 0213403**, Sewerage, **Pittsburgh Water and Sewer Authority**, 1200 Penn Avenue, Pittsburgh, PA 15222-4211

This proposed facility is located in the City of Pittsburgh, **Allegheny County**

Description of proposed Action/Activity: Permit issuance for the construction and operation of a storm sewer system.

The Pennsylvania Infrastructure Investment Authority (Pennvest) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**WQM Permit No. WQG01201302**, Sewage, **Meadville Medical Center**, 751 Liberty Street, Meadville, PA 16335.

This proposed facility is located in East Mead Township, **Crawford County**.

Description of Proposed Action/Activity: A Single Residence Sewage Treatment Plant to replace a malfunctioning on-lot system.

**WQM Permit No. 2503429**, Sewage, Transfer No. 1, **Marian S. Hilinski**, 6970 West Stancliff Road, Girard, PA 16417.

This existing facility is located in Franklin Township, **Erie County**.

Description of Proposed Action/Activity: Transfer of an existing permit for a Single Residence Sewage Treatment Plant from Willam T. Helinski.

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#### IV. NPDES Stormwater Discharges from MS4 Permit Actions

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*Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401*

##### Facility Location

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water / Use	Contact Office & Phone No.
Upper Providence Township Delaware County	PAI130542	Upper Providence Township Delaware County 935 N Providence Road Media, PA 19063	Unnamed Tributary of Crum Creek, Unnamed Tributary of Ridley Creek, Unnamed Tributary to Crum Creek and Unnamed Tributary to Ridley Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

**V. NPDES Waiver Stormwater Discharges from MS4 Actions****VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023906029R	Mr. William L. Weber 5563 Acorn Drive Emmaus, PA 18049	Lehigh	Upper Milford Township	Leibert Creek (HQ-CWF, MF)
PAI023912026	Howard Construction Inc. 203 East Emmaus Avenue Allentown, PA 18103	Lehigh	Lower Macungie Township	Little Lehigh Creek (HQ-CWF, MF)
PAI023909014(1)	Bennett Lehigh Street Holdings, LP 1951 Lehigh Street Allentown, PA 18103	Lehigh	City of Allentown	Trout Creek (HQ-CWF, MF)

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701*

*Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041813002	Henry Street Partnership Jay Alexander PO Box 277 McElhattan PA 17745	Clinton	Pine Creek Township	UNT to Pine Creek HQ-TSF Existing Use EV

*Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044113001	City of Williamsport City Hall 245 W 4th St Williamsport PA 17701	Lycoming	City of Williamsport	Lycoming Creek EV

*Southwest Region: Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056310006-1	KVKS Corporation 2969 Industrial Blvd Bethel Park, PA 15102	Washington	Donegal Township	Duck Fork Creek Watershed (HQ-WWF)

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

*Mercer County Conservation District, 24 Avalon Court, Suite 300, Mercer PA 16137*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI064313001	Trinity Industries Inc 2525 Stemmons Freeway Dallas TX 75207-2401	Mercer	Greenville Borough	Mathay Run WWF

*Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI090413001	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Beaver County	Darlington Township & Big Beaver Borough	McCautry Run, HQ-CWF, North Fork Little Beaver Creek, HQ-CWF, & Unnamed Tributary to North Fork Little Beaver Creek, HQ-CWF

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**VII. Approvals to Use NPDES and/or Other General Permits**


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The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

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**List of NPDES and/or Other General Permit Types**


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PAG-1	General Permit for Discharges From Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges From Small Flow Treatment Facilities
PAG-5	General Permit for Discharges From Gasoline Contaminated Ground Water Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges From Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharge Resulting from Hydrostatic Testing of Tanks and Pipelines
PAG-11	(To Be Announced)
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges From the Application of Pesticides

*General Permit Type—PAG-02*
*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
North Whitehall Township, Lehigh County	PAG02003906022R	Nuss Enterprises, Inc. c/o Leonard Nuss 2632 Old Post Road Coplay, PA 18037	Coplay Creek (CWF, MF)	Lehigh County Conservation District 610-391-9583
Eldred Township, Monroe County	PAG02004513001	Eldred Township P. O. Box 600 Kunkletown, PA 18058	Unnamed Tributary to Princess Run (CWF, MF)	Monroe County Conservation District 570-629-3060

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701*
*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Troy Township Bradford County	PAG02000813012	Joshua Payne Victory Church of Troy Inc 180 Center St Troy PA 16947	Sugar Creek TSF	Bradford County Conservation District Stoll Natural Resource Center RR 5, Box 5030C Towanda, PA 18848 (570) 265-5539, X 6
Ferguson Township Centre County	PAG02001413006	Centre Region Parks & Recreation 2634 Gateway Dr State College PA 16801	UNT to Slab Cabin Run CWF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Spring Township Centre County	PAG02001413007	Murmac Farms LLC 2336 Zion Rd Bellefonte PA 16823	UNT to Nittany Creek CWF, MF	Centre County Conservation District 414 Holmes Avenue, Suite 4 Bellefonte, PA 16823 (814) 355-6817
City of DuBois Clearfield County	PAG02001712014(1)	City of DuBois PO Box 408 16 W Scribner Ave DuBois PA 15801	Reisinger Run CWF Sandy Lick Creek TSF	Clearfield County Conservation District 650 Leonard Street Clearfield, PA 16830 (814) 765-2629
Mahoning Township Cooper Township Montour Township in Columbia County Montour County	PAG02004713003	Montour Area Recreation Commission PO Box 456 Danville PA 17821	Susquehanna River WWF, MF	Montour County Conservation District 112 Woodbine Ln Ste 2 Danville PA 17821 Phone: (570) 271-1140

*Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Franklin Township Greene County	PAG020030110058-1	County of Greene 93 E. High Street Waynesburg, PA 15370	South Fork Tenmile Creek (WWF)	Greene County CD 19 South Washington Street Waynesburg, PA 15370 (724) 852-5278
Burrell Township Indiana County	PAG02003213005	Blarsville Kingdom Hall of Jehovah's Witnesses 1438 Church St Indiana, PA 15701	UNT to Conemaugh River (CWF)	Indiana County CD 625 Kolter Drive Suite 8 Indiana, PA 15701 (724) 471-4751
Somerset Township Somerset County	PAG02005613003	Somerset County Technology Center 281 Technology Drive Somerset, PA 15501	UNT to E. Branch of Coxes Creek (WWF) and Wells Creek (CWF)	Somerset County CD 6024 Glades Pike Suite 103 Somerset, PA 15601 (814) 445-4652
North Strabane Township Washington County	PAG02006313012	The Streets at the Meadows, LP 375 Southpointe Blvd Suite 410 Canonsburg, PA 15317	UNT to Chartiers Creek (WWF)	Washington County CD 2800 North Main Street Suite 105 Washington, PA 15301
South Greensburg Borough Westmoreland County	PAG02006504010R	Maronda Homes, Inc. 1383 State Route 30 Clinton, PA 15026	Jacks Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006511013R	Hempfield Township Supervisors 1132 Woodward Drive Suite A Greensburg, PA 15601	Township Line Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office and Phone No.</i>
City of Jeannette and Hempfield Township Westmoreland County	PAG02006511023R	Department of Transportation Dist. 12-0 PO Box 459 North Gallatin Avenue Extension Uniontown, PA 15401	Little Sewickley Creek and Brush Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006513014	Dialysis Clinic, Inc. 1633 Church Street Suite 500 Nashville, TN 37203	Little Sewickley Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Municipality of Murrysville Westmoreland County	PAG02006513019	Franklin Township Municipal Sanitary Authority 3001 Meadowbrook Road Murrysville, PA 15668	Abers Creek (TSF) and Turtle Creek (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Hempfield Township Westmoreland County	PAG02006513021	MJJ Management, LLC. 445 Ridge Road Greensburg, PA 15601	Jacks Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
Manor Borough Westmoreland County	PAG02006513026	Brandywine Recover, LP 3520 Route 130 Suite 2003 Irwin, PA 15642	Bushy Run (TSF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
South Greensburg Borough Westmoreland County	PAG02006513029	Paul J. Kraisinger 80 Huff Avenue Suite 1 Greensburg, PA 15601	Jacks Run (WWF)	Westmoreland County CD 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

*Northwest Regional Office—Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Licking Township Clarion County	PAG02001613007	PADOT Engineering Dist 10 2550 Oakland Avenue Indiana PA 15701	Clarion River Unt-1	Clarion County Conservation District 814-297-7813
Greenwood Township Crawford County	PAG02002010006R	Crawford Renewable Energy c/o Victor E. Gatto 360 Chestnut Street Meadville PA 16335	Conneaut Outlet WWF	Crawford County Conservation District 814-763-5269
Girard Borough Erie County	PAG02002513004	Girard Borough 34 Main Street West Girard PA 16417	Elk Creek WWF	Erie County Conservation District 814-825-6403
Millcreek Borough Erie County	PAG02002513015	Tim McCormick 1345 West 12th Street Erie PA 16501	Lake Erie CWF	Erie County Conservation District 814-825-6403
Norwich Township McKean County	PAG02004213001	SBA Towers IV 5900 Broken Sound Parkway Boca Raton FL 33487	Potato Creek	McKean County Conservation District 814-887-4001

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Fayette County, Springhill Township	PAG2092613004	Morgan's Excavating LLC 15408 Hill Valley Road Mount Union, PA 17066	Unnamed Tributary to Grassy Run/WWF	PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
Tremont Townships Schuylkill County	PAG02-1154-13-003	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18701-0790	Susquehanna River (CWF)	PA DEP Bureau of Abandoned Mine Reclamation 2 Public Square Fifth Floor Wilkes-Barre, PA 18701-0790 (570) 826-2371

*General Permit Type—PAG-03*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Allentown City Lehigh County	PAR602211	Liberty Recycling Inc. 526 N Third Street Allentown, PA 18102-2506	Jordan Creek—2-C/ TSF, MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Perry Township Greene County	PAR316113	Chesapeake Land Development Company, LLC PO Box 18496 Oklahoma City, OK 76154-0496	Unnamed Tributary to Dunkard Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000
City of Greensburg Westmoreland County	PAR116101	ABB, Inc. 231 Theobald Avenue Greensburg, PA 16501	Slate Creek	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh, PA 15222-4745 412-442-4000

*General Permit Type—PAG-4*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Haycock Township Bucks County	PAG040168 A-1	Erenius Mark R 506 Old Bethlehem Road Quakertown, PA 18951	Dimple Creek—2-D	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
Fulton County / Ayr Township	PAG043732	James W. Scott 3664 Laurel Ridge Road Big Cove Tannery, PA 17212	Unt Esther Run / 13-B	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
East Mead Township Crawford County	PAG041116	Meadville Medical Center 751 Liberty Street, Meadville, PA 16335	Unnamed Tributary to Little Sugar Creek 16-D	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942
Franklin Township Erie County	PAG048941	Marian S. Hilinski 6970 West Stancliff Road, Girard, PA 16417	Goodban Run 15-A	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

*General Permit Type—PAG-8*

<i>Facility Name</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Facility Municipality and County</i>	<i>Contact Office &amp; Phone No.</i>
Spring Valley Waste Water Treatment Plant	PAG086103	Church Communities PA, Inc. PO Box 260 Farmington, PA 15437-0260	Wharton Township Fayette County	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
York County / Shrewsbury Township	PAG083578	Glen Rock Sewer Authority 11714 North Main Street PO Box 205 Glen Rock, PA 17327	Glen Rock Treatment Plant 11714 North Main Street Glen Rock, PA 17327	DEP-SCRO-Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Bedford County / East Providence Township	PAG080002, PAG080003 PAG080004 PAG080005 PAG080006 PAG080008 PAG080011 PAG080018 PAG080021 PAG082203 PAG082211 PAG082219 PAG083501 PAG083502 PAG083506 PAG083510 PAG083515 PAG083517 PAG083518 PAG083522 PAG083535 PAG083540			

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
	PAG083542	Synagro	Frank Otto Farm	DEP-SCRO-Clean
	PAG083547	1605 Dooley Road	Oak Grove Road &	Water Program
	PAG083551	PO Box B	Garland Road	909 Elmerton Avenue
	PAG083556	Whiteford, MD 21160	Breezewood, PA	Harrisburg, PA
	PAG083565		15533	17110-8200
	PAG083567			717-705-4707
	PAG083573			
	PAG083596			
	PAG083597			
	PAG083600			
	PAG083605			
	PAG083825			
	PAG086106			
	PAG089903			
	PAG089904			
	PAG089905			
	PAG089909			
	PAG070003			
	PAG070005			
	PAG073508			
	PAG079916			
	PAGBIG9903			
	WMGR099			
Lebanon County / Millcreek Township	PAG080007	Amerigreen, Inc.	Bennetech Farm 1	DEP-SCRO-Clean
	PAG080016	96 Commerce Drive		Water Program
	PAG083597	PO Box 170	Bennetech Farm 2	909 Elmerton Avenue
Berks County / Marion Township	PAG083605	Wyomissing, PA 19610		Harrisburg, PA
				17110-8200
				717-705-4707
Bell Township, Clearfield County.	PAG 08 9908	WeCare Organics, LLC	State Game	NCRO
		9293 Bonta Bridge Road	Lands 87	570-327-0526
		Jordan, NY 13080	(Deemer Estate)	
			Bell Township,	
			Clearfield County.	

*General Permit Type—PAG-9*

*Facility Location &  
Municipality &  
County*

<i>Facility Location &amp; Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Bedford County / East St. Clair Township	PAG093516	Smith Septic Tank Service 989 Adams Run Road Bedford, PA 15522		DEP-SCRO-Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Mifflin County / Bratton Township	PAG093544	Renno's Custom Spreading & Vacuum Service 23 Mountain View Lane McVeytown, PA 17051		DEP-SCRO-Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Whitely Township Greene County	PAG096101	Ronald H. Watters 2538 Mount Morris Road Waynesburg, PA 15370	Watters Farm	Southwest Regional Office: Water Management Program Manager 400 Waterfront Drive Pittsburgh PA 15222-4745 (412) 442-4000



*General Permit Type—PAG-10**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG102294	Williams Field Service Co. LLC 2000 Commerce Drive Pittsburgh, PA 15275	Bell Creek and Unnamed Tributary of Tunkhannock Creek—4-F	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
PAG102295	Williams Field Service Co. LLC 1212 South Abington Road Clarks Summit, PA 18411	Unnamed Tributary to East Branch Wyalusing Creek—4-D CWF, MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511

*General Permit Type—PAG-13**Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401**Facility Location:  
Municipality &  
County*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG130091	Lower Chichester Township Delaware County 1410 Market Street Linwood, PA 19061	Delaware River and Marcus Hook Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970
PAG130097	Tinicum Township Delaware County 629 N Governer Printz Boulevard Essington, PA 19029	Long Hook Creek and Unnamed Tributary to Darby Creek—3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

*Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>	<i>DEP Protocol (Y/N)</i>
PAG138306	Ellwood City Borough Lawrence County, 525 Lawrence Avenue, Ellwood City, PA 16117	Lawrence County	Ellwood City Borough	Connoquenessing Creek /WWF	Y

**STATE CONSERVATION COMMISSION****NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge actions, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary of the Board at (717) 787-3483 for more information.

**NUTRIENT MANAGEMENT PLAN  
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Robert L. Brubaker Sr. 1601 Old Line Road Manheim, PA 17545	Lancaster	15.07	239.67	Broilers	None	Approved
Jonas Sensenig 1147 Silver Spring Road Holtwood, PA 17532	Lancaster	287	384.75	Swine	HQ	Approved
Michael Burkholder Whispering Pines Farm 313 Deka Road Fleetwood, PA 19522	Berks	125.4	443.34	Hogs	NA	Approved
Perry Meadows Farm 2713 Fowler Hollow Road Blain, PA 17006	Perry	10	1342.25	Swine	HQ	Approved

### PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

#### SAFE DRINKING WATER

#### Actions taken under the Pennsylvania Safe Drinking Water Act

*Southcentral Region: Water Supply Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Operations Permit** issued to: **Brereton Manor LLC**, 7360178, Manor Township, **Lancaster County** on 9/4/2013 for the operation of facilities approved under Construction Permit No. 3609520 MA.

**Operations Permit** issued to: **South Middleton Township Authority**, 7210050, South Middleton Township, **Cumberland County** on 9/4/2013 for the operation of facilities approved under Construction Permit No. 2111504.

**Operations Permit** issued to: **Goodie Barn**, 7360986, Manor Township, **Lancaster County** on 9/4/2013 for the operation of facilities approved under Construction Permit No. 3613503.

*Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**Permit No. MA-Operation Construction Public Water Supply.**

Applicant	<b>Montoursville Borough Water System</b>
Township/Borough	Montoursville Borough
County	<b>Lycoming</b>
Responsible Official	Mr. Ron Smith Montoursville Borough 617 North Loyalsock Avenue Montoursville, PA 17754
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	September 3, 2013
Description of Action	Operation of two Bulk Water Fill Stations at Wellhouses 2 and 3.

**Sunbury Municipal Authority (Public Water Supply), Northumberland County:** On September 10, 2013, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for Sunbury Municipal Authority. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their

community. Development of the SWP plan was funded by the Department of Environmental Protection (John C. Hamilton, P.E., (570) 327-3650).

*Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Operation Permit** issued to **Johnsonburg Municipal Authority**, PWSID #6240007, Johnsonburg Borough, **Elk County**. Permit Number 2490501-MA5 issued September 5, 2013 for the re-location of the pre-chlorination feed point, the streaming current detector, and the coagulant dosage strategy changes at the Silver Creek Water Treatment Plant. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on September 4, 2013.

#### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

#### Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)

*Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Telephone: 717-705-4707.*

##### Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Reading Township	50 Church Road East Berlin, PA 17316	Adams

*Plan Description:* The planning module for the Jeff Seibert subdivision, DEP Code No. A3-01928-238-2/3s, APS Id 752389, consisting of a six lot single family residential subdivision where one lot will utilize spray irrigation and the remaining lots will be tributary to a small flow treatment facility for sewage disposal. The treatment facility is proposed to discharge to Mud Run. The project is disapproved. The proposed development is located on Nell Road in Reading Township. This plan is disapproved because it failed to identify and guarantee appropriate long term operation and maintenance of the proposed sewage facilities.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P. S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report,

risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Zibura Residence**, 726 6th Street, Whitehall Township, **Lehigh County**, Richard Trimpi, Trimpi Associates, Inc., has submitted a Final Report to Remediate on behalf of his client, Ms. Carol Hefale, (daughter of Joseph Zibura) 3081 Meadowbrook Circle N, Allentown, PA 18103, concerning the remediation of soil found to have been impacted by #2 fuel oil as a result from a corrosion hole that opened up during a fuel delivery to a 275 gallon aboveground storage tank in the residence basement. The report was submitted to document attainment of the Residential Statewide Health Standards for soil. A public notice regarding the submission of the Final Report was published in *The Express Times* on June 12, 2013.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**I-81 N & 322-22 W Interchange Diesel Spill**, I-81 North and 322/22 West Interchange, Harrisburg, PA 17110, City of Harrisburg, **Dauphin County**. Environmental Products & Services of Vermont, Inc., 5100 Paxton Street, Harrisburg, PA 17111, on behalf of Tamerik Enterprise, LLC, 1468 Pine Road, Carlisle, PA 17015 submitted a Final Report concerning remediation of site soils contaminated with diesel fuel released from a tanker trailer accident and fire. The report is intended to document remediation of site soils to meet the Nonresidential Statewide Health Standard. Impacts to the surface waters and sediment within Paxton Creek and Wildwood Lake are being addressed in a separate report.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P. S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the

*Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Warren Ziegler Residence**, 5475 Hamilton Boulevard, Lower Macungie Township, **Lehigh County**, Jeremy Bolyn, Environmental Maintenance, 1420 E Mermaid Lane, Glenside, PA 19038, has submitted a Final Report on behalf of his client, Mr. Warren Ziegler, Lot 6, 5475 Hamilton Boulevard, Allentown, PA 18106, concerning the remediation of soil found to have been impacted by No. 2 fuel oil as a result of corrosion in the tank that result in a small hole. The report documented attainment of the residential Statewide Health Standard for soil and was approved on August 29, 2013. The report was originally submitted within 90 days of the release.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Little Mountain Estates Lot 30 /Oyler Residence**, 398 Kings Highway, Marysville, PA 17053, Marysville

Borough, **Perry County**. Cardno MM&A, 2 Gunpowder Road, Mechanicsburg, PA 17050, on behalf of P. C. Sekhar Chadaga, d/b/a Little Mountain Estates, 110 Inverness Drive, Blue Bell, PA 19422-3202, and Property Management, Inc., 1300 Market Street, PO Box 622, Lemoyne, PA 17043-0622, submitted a Final Report concerning site soils contaminated with #2 fuel oil released from an aboveground storage tank. The Final Report did not demonstrate attainment of the Residential Statewide Health standard, and was disapproved by the Department on September 5, 2013.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Former Defense Logistics Agency Strategic Materials Stockpile Site**, Peters Creek Road, Large, PA **Allegheny County**. CH2M Hill, 1717 Arch Street, Suite 4400 Philadelphia, PA 19103 on behalf of U.S Army Corps of Engineers, Louisville District, 600 Dr. Martin Luther King Jr. Place, Louisville, KY 40202-2232 has submitted a Remedial Investigation Report concerning the remediation of site soil, groundwater and surface water contaminated with heavy metals. The Report was approved by the Department on September 9 2013.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Applications deemed administratively complete under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal area or Site.**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200*

**Waste Management of Pennsylvania. Permit No. 101620** Waste Management of Central Pennsylvania Transfer Station 4300 Industrial Park Road, Camp Hill, PA 17011

The application submitted is to renew the permit for the Waste Management of Central Pennsylvania Transfer Station, and to modify the Radiation Protection Plan. The facility is located in Hampden Township, **Cumberland County**. The application was deemed administratively complete by the Southcentral Regional Office on September 5, 2013. The Department will accept comments from the general public recommending revisions to, and approval or denial of the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Person interested in obtaining more information about this permit application may contact the Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

#### AIR QUALITY

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**GP5-58-009: Williams Field Services Co., LLC** (Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275) on September 03, 2013, to construct and operate a natural gas compressor station at their facility in Harford Township, **Susquehanna County**.

**GP5-58-011: Williams Field Services LLC** (51 Warren Street, Tunkhannock, PA 18657) on September 3, 2013, to construct and operate compressor engines and dehydrators at their Gibson natural Gas Compressor Station site to be in Gibson Township, **Susquehanna County**.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**GP14-21-03054A: Hollinger Funeral Home and Crematory, Inc.** (501 North Baltimore Avenue, Mt. Holly Springs, PA 17065) on August 30, 2013, for two (2) human crematory units, under GP14, at the facility in Mt. Holly Springs Borough, **Cumberland County**. The general permit authorization was renewed.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Mark Gorog and Barb Hatch, Environmental Engineer Managers—Telephone: 412-442-4163/5226*

**GP5-65-01028: EQT Gathering, LLC** (EQT Plaza 625 Liberty Ave., Suite 1700, Pittsburgh, PA 15222) on September 5, 2013, to authorize the installation and operation of a natural gas compressor station consisting of three lean burn natural gas-fired compressor engines rated at 4,735 bhp each and controlled by oxidation catalysts, three tri ethylene glycol dehydrators (including reboilers) rated for 120 MMSCF/day and controlled by enclosed flares, and one 10,000 gallon produced fluids tank. Other miscellaneous sources include seven lube oil, ethylene glycol, and tri ethylene glycol storage tanks, five microturbines rated at 200 kW each, and one natural gas-fired line heater rated at 0.38 MMBtu/hr. The facility will be authorized under GP-5 for natural gas production, named Derry Compressor Station, and located in Derry Township, **Westmoreland County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**GP19-43-036A: Hodge Foundry, Inc.** (42 Leech Road, Greenville, PA 16125) on September 3, 2013, for operation of dry abrasive blasting operations (BAQ/GPA-GP-19) located in Hempfield Township, **Mercer County**.

**GP5-43-311B: Vista Resources, Inc.—Clark Mills Compressor Station** (84 Gravatt Rd., Clarks Mills, PA 16114) on September 3, 2013, for operation of one (1) lean burn, 4 stroke natural gas compressor engine, Caterpillar Model No. G3508LE rated 630 bhp at 1,400 rpm, one (1) lean burn, 2 stroke, natural gas compressor engine, Ajax DPC2802LE, rated 384 bhp at 440 RPM, one (1) Natco Natural Gas Dehydrator, Model No. 5GR-250-KR-9015, Tri Ethylene Glycol (TEG), .01 gpm estimated recirculation flow rate, three (3) 2,100 gallon produced water storage tanks, each with contents exceeding 1.5 psig, two

(2) 4,200 gallon produced water storage tanks, each with contents exceeding 1.5 psig, one (1) 1,100 gallon spent lubricating oil storage tank (BAQ/GPA-GP-5) in New Vernon Township, **Mercer County**.

**GP3-61-222A: Osborn Materials, Lemke Mine** (1879 Clintonville Rd., Harrisville, PA 16038) on September 3, 2013, to operate a portable nonmetallic mineral processing plant consisting of a crusher (Pioneer Model CS 3042 Portable Jaw Plant, manufactured in 1998 with a rating of 357 tph), a vibratory screen (Sandvik Model QA 340 manufactured in 2012 with a rating of 357 tph), and a conveyor (Edge Model MS65 manufactured in 2013 with a rating of 357 tph) (BAQ/GPA-GP-3) in Irwin Township, **Venango County**.

**GP11-61-222B: Osborn Materials, Lemke Mine** (1879 Clintonville Rd., Harrisville, PA 16038) on September 3, 2013, to operate a Cummins diesel engine, Model No. N14-P, 305 bhp diesel engine (BAQ/GPA-GP-11) in Irwin Township, **Venango County**.

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**Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**23-0119A: Sunoco Partners, Marketing & Terminals, L.P.** (100 Green Street, Marcus Hook, PA 19061) on September 5, 2013, to install a de-ethanizer to separate liquid ethane and propane that will be shipped via pipeline from Western Pennsylvania to Marcus Hook. The air emissions from the deethanizer will be fugitive and will not exceed 3.04 tons of VOC, 13.29 tons of greenhouse gases, and 0.15 ton of hydrogen sulfide. This project does not trigger applicability to PADEP's NSR regulations or the federal PSD regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-0005AN: Merck, Sharp & Dohme, Corp.** (770 Sunnyside Pike, West Point, PA 19486-0004) on September 5, 2013, for redaction and clarification of RACT related condition in the Title V operating permit in **Montgomery County**. The overall air emissions associated with these changes will result in no change in actual or potential emissions from this facility. This project does not trigger applicability toward PADEP's NSR regulations or the federal PSD regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-0283: Danco General Contracting, Inc.** (485 Texas Road, Morganville, NJ 07751) on September 5, 2013, to install a portable crusher and screener with associated diesel-fired engines to be at the Silvi Concrete facility in Limerick Township, **Montgomery County**. Pollutants of concern from the operation of the crusher and screener are fugitive particulate matter. Emissions will be controlled by a water spray dust suppression system. The Plan Approval will contain recordkeeping and operating restrictions designed to keep the facility operating within allowable emissions and all applicable air quality requirements.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**39-399-071: Samuel Adams PA Brewery, Co.** (7880 Penn Drive, Breinigsville, PA 18031) on September 04, 2013, to install and operate an 88.4 MMBTU/hr natural gas/#2 oil fired boiler at their facility in Upper Macungie Township, **Lehigh County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Sachin Shankar, New Source Review Chief—Telephone: 484-250-5920*

**09-0021D: MRI Flexible Packaging Co.** (122 Penns Trail, Newtown, PA 18940) on September 4, 2013, to operate a press 8-F&K 20SIX (Source ID 203) in Newtown Township, Bucks County. 067) on September 4, 2013, to operate a landfill gas collection and treatment system in Tullytown Borough, **Bucks County**.

**46-0272: Tech Tube, Inc.** (750 Vandenberg Road, King of Prussia, PA 19406) on September 4, 2013, to operate a batch vapor degreaser in Upper Merion Township, **Montgomery County**.

**09-0077A: Exelon Generation Co., LLC** (1414 Bordentown Road, Morrisville, PA 19067) on September 5, 2013, for a minor modification of Plan Approval No. 09-0077A for the Pennsylvania Power Production Plant, Falls Township, **Bucks County**. This is an existing facility, and intended to be Title V facility. The original Plan Approval contained a condition that required testing for NO<sub>x</sub>, CO, NMOC, SO<sub>2</sub>, and visible emissions. The modified Plan Approval will require testing for only for NO<sub>x</sub> and NMOC.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**67-05042A: Hanover Foods Corp.** (P. O. Box 334, Hanover, PA 17331) on September 5, 2013, for construction of a 63.9 mmBTU/hr natural gas/#2 fuel oil-fired boiler at their Hanover Cannery in Penn Township, **York County**. The plan approval was extended.

**01-05039A: Tucker Surface Finishing Center, Inc.** (224 East King Street, East Berlin, PA 17316) on August 30, 2013, for construction and temporary operation of six conveyor painting lines, two enclosed truck booths, a preparation booth, facility pretreatment wash operations, a cure oven, solvent cleaning operations and dry panel filters at the surface coating facility in East Berlin Borough, **Adams County**. The plan approval was extended.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: M. Gorog & B. Hatch, Environmental Engineering Managers—Telephone: 412-442-4163/5226*

**63-00936F: MarkWest Liberty Midstream and Resources, LLC** (1515 Arapahoe Street Tower 2, Suite 700, Denver, CO 80202-2126) on September 5, 2013, as a

result of equipment startup at the Houston Gas Plant located in Chartiers Township, **Washington County**. Temporary operation is authorized to facilitate shake-down of the deethanizer and the plan approval expiration date has been changed to January 8, 2014.

**03-00027B: GenOn Northeast Management Company** (121 Champion Way, Suite 200, Canonsburg, PA 15317) plan approval minor modification effective September 5, 2013, to authorize installation of a permanent hydrated lime injection system in replacement of a temporary system currently operating at the Keystone Generating Station located in Plumcreek Township, **Armstrong County**. Material handling and storage of hydrated lime is expected to result in a potential to emit increase of 3.19 tons of particulate matter (PM), 0.78 tons of particulate matter less than 10 microns in diameter (PM<sub>10</sub>), and 0.33 tons of particulate matter less than 2.5 microns in diameter (PM<sub>2.5</sub>) per year.

**65-00857B: Saint-Gobain Ceramics** (4702 Route 982, Latrobe, PA 15650) on September 6, 2013, to extend the period of temporary operation of the Roller Hearth Kiln for 180-days at the Latrobe Plant in Derry Township, **Westmoreland County**. The new expiration date shall be March 11, 2014.

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**Title V Operating Permits Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.**

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*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6131*

**10-00001: AK Steel Corp.** (PO Box 832, Butler, PA 16003) on September 4, 2013, to re-issue a Title V Operating Permit to operate their steel manufacturing facility, in Butler Township, **Butler County**. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to the facility's potential to emit NO<sub>x</sub>, Particulate Matter, and VOC emissions. The potential emissions of criteria pollutants from this facility are as follows: PM<sub>10</sub>—470 tons per year (tpy), PM<sub>2.5</sub>—360 tpy, SO<sub>x</sub>—150 tpy, NO<sub>x</sub>—780 tpy, CO—1570 tpy, and VOCs—150 tpy.

This renewal included the incorporation of Plan Approval Number 10-001L which authorized the installation of a new Main Plant Boiler. This combustion unit, along with the remaining boilers and process heaters, is subject to the requirements of 40 CFR 63—Subpart DDDDD, National Emissions Standards for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters. The compliance date for the existing sources subject to this subpart is January 31, 2016.

The emergency power generators at this facility are now subject to the requirements of 40 CFR 63—Subpart ZZZZ, National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The compliance date for this subpart is October 19, 2013.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19428*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**15-00018: Vanguard** (31 Morehall Road, Frazer, PA 19355) on August 30, 2013, for renewal of a State Only, Synthetic Minor Operating Permit in East Whiteland Township, **Chester County**. The facility operates an office complex at this site with three boilers and four emergency generators. The proposed renewal of the Operating Permit does not authorize any increase in air emissions, of regulated pollutants, above previously approved levels. The facility maintains a synthetic minor operating status by maintaining total NO<sub>x</sub> emissions to less than 24.90 tons per year. The renewed permit includes testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable local, state, and federal air quality requirements.

**46-00255: Schumacher & Benner Funeral Home & Crematory** (359 King St., Pottstown, PA 19464) on September 5, 2013, for operation of a human crematory in Pottstown Borough, **Montgomery County**. The permit is for a non-Title V (State Only) facility. The facility's potential to emit criteria pollutants is less than major thresholds; therefore the facility is a Natural Minor. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790*

*Contact: Norman Frederick, Facilities Permitting Chief—Telephone: 570-826-2409*

**40-00008: Offset Paperback Manufacturing, Inc.** (101 North Memorial Hwy, P. O. Box North Dallas, PA 18612) on September 9, 2013, to operate a book printing/manufacturing operation in Dallas Township, **Luzerne County**. This is a renewal of State-Only Natural Minor operating permit. The issued State-only Operating Permit contains other applicable requirements for emissions limitations, monitoring, recordkeeping, reporting and work practice standards used to verify facility compliance with Federal and State air pollution regulations.

**45-00018: Haines & Kibblehouse—Locust Ridge Quarry** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) on September 5, 2013, to operate an asphalt plant in Tobyhanna Township, **Monroe County**. The particulate emission is controlled by a knock-out box and baghouse. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**40-00110: Quality Collision, Inc.** (365 Courtdale Avenue, Courtdale, PA 18704) on March 30, 2009, to issue a new State Only Operating Permit for operation of a spray coating operation in Courtdale Borough, **Luzerne County**.

**35-00017: Art Print Co.** (6 Stauffer Industrial Park, Taylor, PA 18517-9620) on March 30, 2009, to renew a State Only Operating Permit for operation of a lithographic printing facility in Taylor Borough, **Lackawanna County**.

**45-00013: All American Sports Corp.** (140 Second Street, Stroudsburg, PA 18360) on March 30, 2009, to renew a State Only Operating Permit for operation of a spray coating operation at the facility in Stroudsburg Borough, **Monroe County**.

**45-00030: United Envelope** (1200 Industrial Park Drive, PO Box 37, Mount Pocono, PA 18344) on March 30,

2009, to renew a State Only Operating Permit for operation of an envelope manufacturing operation at their facility in Coolbaugh Township, **Monroe County**.

**48-00093: Oldcastle APG Northeast, Inc.** (800 Uhler Road, Easton, PA 18040-6617) on March 31, 2009, for a new State Only Operating Permit for operation of a concrete block and brick operation in Forks Township, **Northampton County**.

**35-00036: SNF Polychemie** (PO Box 250, Riceboro, GA 31323) on March 30, 2009, to renew a State Only Operating Permit for operation of an industrial organic chemical manufacturing facility in Taylor Borough, **Lackawanna County**.

**35-00015: Metso Paper USA** (PO Box 155, Clarks Summit, PA 18411-0155) on March 30, 2009, to renew a State Only Operating Permit for operation of a fabricated rubber products facility in Clarks Summit Borough, **Lackawanna County**.

**48-00012: American Nickeloid Company** (131 Cherry Street, Walnutport, PA 18088-1608) on March 30, 2009, to renew a State Only Operating Permit for the operation of an electro-plating facility in Walnut Borough, **Northampton County**.

**54-00043: Goulds Pumps ITT Ind.** (500 East Centre Street, Ashland, PA 17921) on March 31, 2009, to renew a State Only Operating Permit for operation of a pump manufacturing facility in Ashland Borough, **Schuylkill County**.

**45-00029: Transistor Devices** (1901 West Main Street, Stroudsburg, PA 18360) on March 30, 2009, for a new State Only Operating Permit for the operation of a primary metal production facility in Stroudsburg Borough, **Monroe County**.

**40-00118: Valmont Newmark** (225 Kiwanis Boulevard, West Hazleton, PA 18202) on March 30, 2009, for a new State Only Operating Permit for the operation of a fabricated metal product manufacturing facility in West Hazleton Borough, **Luzerne County**.

**13-00016: Haulmark Industries, Inc.** (6 Banks Avenue, McAdoo Industrial Park, McAdoo, PA 18237-0147) on March 30, 2009, for a new State Only Operating Permit for the operation of a spray coating operation in Banks Township, **Carbon County**.

**58-00002: Donald Dean and Sons, Inc.** (99 Grow Avenue, Montrose, PA 18801) on March 30, 2009, to renew a State Only Operating Permit for the operation of a wood-working facility in Montrose Borough, **Susquehanna County**.

**40-00090: Bridon American Corp.** (280 New Commerce Blvd., Wilkes-Barre, PA 18773) on June 30, 2009 to renew the State Only Operating Permit for the operation of a wire fabrication facility located in Ashley Borough, **Luzerne County**.

**35-00065: Insituform Tech.** (11511 Philips Hwy., Jacksonville, FL 32256-1639) on July 21, 2009, for a new State Only Operating Permit for the operation of a pipe manufacturing facility located in Olyphant Borough, **Lackawanna County**.

**39-00035: Allentown Wastewater Treatment Plant** (112 Union Street, Allentown, PA 18102-4910) on August 13, 2009, to renew the State-Only Operating Permit for the operation of a municipal wastewater treatment facility located in the City of Allentown, **Lehigh County**.

**40-00072: Genova PA Inc.** (502 Forest Road, Hazle Township, PA 18202) on September 15, 2009, to renew the

State-Only Permit for the operation of a plastic products manufacturing facility located in Hazle Township, **Luzerne County**.

**52-00005: Springbrook Enterprises, Inc.** (504 Well Road, Hawley, PA 18428-6021) on September 15, 2009, to renew the State-Only Permit for the operation of a nonmetallic mineral crushing and screening process located in Blooming Grove Township, **Pike County**.

**35-00053: Metkote Laminated Products, Inc.** ( 1151 Union Street, Taylor, PA 18517-1605) on September 15, 2009, to renew the State-Only Permit for the operation of a vinyl to metal laminating operation located in Taylor Borough, **Lackawanna County**.

**40-00079: Johns Manville, Intl.** (600 Jaycee Drive, Hazleton, PA 18202) on October 1, 2009, to renew the State-Only Permit for the operation of a urethane and foam product manufacturing facility located in the City of Hazleton, **Luzerne County**.

**54-00063: Greater Pottsville Area Sewer Authority** (401 North Centre Street, PO Box 1163, Pottsville, PA 17901-7163) on December 3, 2009, for a new State Only Operating Permit for the operation of a wastewater treatment plant located in the City of Pottsville, **Schuylkill County**.

**54-00061: Kaytee Products, Inc.** (55 N. Sillyman Street, Cressona, PA 17929-1196) on December 7, 2009, to renew the State-Only Permit for the operation of a animal food manufacturing facility located in Cressona Borough, **Schuylkill County**.

**48-00054: Praxair, Inc.** (145 Shimersville Road, Bethlehem, PA 18015) on December 4, 2009, to renew the State-Only Permit for the operation of an industrial, medical, and specialty gas processing facility located in the City of Bethlehem, **Northampton County**.

**40-00109: Gruma Corp.** (15 Elmwood Road, Mountaintop, PA 18707) on December 4, 2009, to renew the State-Only Permit for the operation of a food manufacturing facility located in Wright Township, **Luzerne County**.

**35-00066: Steamtown National Historic Site** (150 S Washington Ave, Scranton, PA 18503-2018) on February 2, 2010, to renew the State-Only Permit for the operation of two boilers in the City of Scranton, **Lackawanna County**.

**39-00023: Pittsburgh Terminals Corp:** (P. O. Box 2621, Harrisburg, PA 17105-2621) on February 11, 2010, to modify the State-Only Permit for the installation, operation, and maintenance of required slotted guidepole controls on Tank 23 at the facility located in the City of Allentown, **Lehigh County**.

**54-00013: Great Eight, LLP** (600 Daugherty Street, Scott City, MO 63780) on March 16, 2010, to change from a Title V to a new State-Only Operating Permit for the operation of a boiler at the facility in Rush Township, **Schuylkill County**.

**39-00093: Blend Pro, Inc.** (601 South Tenth Street, Suite 300, Allentown, PA 18103) on June 9, 2010, for an initial State-Only Operating Permit for the operation of a cement blending facility in the City of Allentown, **Lehigh County**.

**40-00074: Altec Industries, Inc.** (250 Laird Street, Plains, PA 18705-3821) on July 7, 2010, to renew the State-Only Permit for the operation of a spray coating operation of vehicle bodies at the facility located in Plains Township, **Luzerne County**.

**54-00050: Rubbermaid Commercial Products** (1400 Laurel Boulevard, Pottsville, PA 17901) on July 26, 2010, to renew the State-Only Permit for the operation of a pyrolysis furnace at the manufacturing facility located in the City of Pottsville, **Schuylkill County**.

**54-00078: The County of Schuylkill; Schuylkill County Prison** (401 N. 2nd Street, Pottsville, PA 17901-1757) for an initial State-Only Permit for the operation of a 4.612 MMBtu heat input anthracite fired boiler at the facility located in Pottsville City, **Schuylkill County**.

**54-00079: The County of Schuylkill; Schuylkill County Courthouse** (401 N. 2nd Street, Pottsville, PA 17901-1757) for an initial State-Only Permit for the operation of a 4.612 MMBtu heat input anthracite fired boiler at the facility located in Pottsville City, **Schuylkill County**.

**54-00080: Hexcel Corporation** (P. O. Box 179, Pottsville, PA 17901-0179) on October 1, 2010, for an initial State-Only Operating Permit for the operation of a machined and heat treated parts cleaner at the facility located in East Norwegian Township, **Schuylkill County**.

**40-00085: Certech Inc.** (550 Stewart Road, Wilkes-Barre, PA 18706-1455) on October 18, 2010, to renew the State-Only Operating Permit for the operation of a ceramics manufacturing facility located in Hanover Township, **Luzerne County**.

**54-00049: US DOJ/Federal Corrections Institute** (P. O. Box 700, Minersville, PA 17954-0700) on November 18, 2010, to renew the State-Only Operating Permit for the operation of three (3) boilers at the facility located in Butler Township, **Schuylkill County**.

**48-00088: Greenstar, LLC** (799 Smith Lane, Northampton, PA 18067) on November 4, 2010, for an initial issuance of a State-Only Operating Permit for the operation of a glass recycling and processing facility located in Northampton Borough, **Northampton County**.

**48-00044: Just Born, Inc.** (1300 Stefko Blvd, Bethlehem, PA 18017-6620) on December 8, 2010, to renew the State-Only Operating Permit for the operation of candy and confectionery products manufacturing facility consisting of four (4) boilers, eight (8) candy manufacturing processes, and six (6) filter fabric control devices at the facility located in the City of Bethlehem, **Northampton County**.

**54-00077: Northeast Prestressed Products, LLC** (121 River Street, Cressona, PA 17972) on December 8, 2010, for the initial issuance of a State-Only Operating Permit for the operation of a concrete block and brick manufacturing facility located in Cressona Borough, **Schuylkill County**.

**35-00061: Polarized Meat Company Inc.** (107 Keystone Industrial Park, P. O. Box 172, Dunmore, PA 18512) on April 9, 2012, for the issuance of an State-Only Operating Permit amendment for the modification of the operating parameters on the scrubber for the facility located in Dunmore Borough, **Lackawanna County**.

**48-00072: Versalift East Inc.** (2706 Brodhead Road, Bethlehem, PA 18020-9411) on July 17, 2012, for the operation of a spray coating operation in Bethlehem Township, **Northampton County**. The source consists of one spray booth that is considered a minor source of volatile organic compounds (VOCs) emissions. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and



reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**45-00012: Royal Chemical Company** (1755 Enterprise Parkway, Twinsburg, OH 44087) on January 22, 2013, for the operation of a soap and detergent manufacturing facility located in East Stroudsburg Borough, **Monroe County**. The source is considered a minor emission source of volatile organic compound emissions. This is a State-Only operating permit. The State-Only operating permit includes conditions designed to keep the facility operating within all applicable air quality requirements.

**40-00123: Vita-Line Products, Inc.** (1111 North Park Drive, Hazle Township, PA 18202) on May 28, 2013, for the operation of a pet food manufacturing facility in Hazle Township, **Luzerne County**. The operation consists of a receiving operation, product mixing, cutting and drying. The emissions from the operation are controlled by cyclones and baghouses. This is a new State-Only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**66-00009: Raymond J. Malak d/b/a/ Noxen Sand and Materials** (2162 Chase Road, Shavertown, PA 18708) on May 29, 2013, for the operation of a sand and gravel quarry in Noxen Borough, **Wyoming County**. The operation of the facility consists of stone crushers and conveyors. The sources control the particulate emissions through the operation of water sprays. This is a new state-only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**35-00016: Sandvik Inc.** (P. O. Box 1220, Scranton, PA 18501-1220) on May 29, 2013, for the operation of an iron and steel pipe and tube manufacturing facility in Scott Township, **Lackawanna County**. The operation of the facility consists of two (2) boilers with sawing and treating. The emissions from the sources are controlled by baghouse/cyclones and scrubbers. This is a renewal of a state-only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**48-00055: Philadelphia Archdiocese/Mary Immaculate Center** (300 Cherryville Road, Northampton, PA 18067-9548) on July 18, 2013, for the operation of three (3) boiler at the facility located in Lehigh Township, **Northampton County**. The boilers are fired on #4 or lighter fuel oil. This is a renewal of a State-Only Operating Permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**45-00018: Haines & Kibblehouse/Locust Ridge Quarry** (P. O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196) on September 5, 2013, for the operation of an asphalt plant located in Tobyhanna Township, **Monroe County**. The particulate emission is controlled by a knock-out box and baghouse. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emissions, work practice standards and

testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**54-00047: Pennsy Supply/Summit Station** (P. O. Box 3331, Harrisburg, PA 17105) on September 5, 2013, for the operation of a stone crushing operation located in Wayne Township, **Schuylkill County**. The particulate emission will be controlled through the use of a water spray system. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emissions, work practice standards and testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**38-03020: T Cast Holdings LLC** (640 South Cherry Street, Myerstown, PA 17067-1511) on September 4, 2013, for their investment castings foundry in Myerstown Borough, **Lebanon County**. The State-only permit was renewed.

**06-03117: Custom Processing Services, Inc.** (2 Birchmont Drive, Reading, PA 19606-3266) on September 5, 2013, for the micronized resin and plastic manufacturing facility in Exeter Township, **Berks County**. The State-only permit was renewed.

**06-03061: IFS Industries, Inc.** (PO Box 1053, Reading, PA 19603-1053) on September 3, 2013, for their adhesive manufacturing facility in Reading City, **Berks County**. The State-only permit was renewed.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

*Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-4174*

**65-00621: Kennametal, Inc.—Kingston Plant** (1008 Club Drive, Johnstown, PA 15905) on September 5, 2013, for a State Only Operating Permit (SOOP) to Kennametal, Inc. to authorize the continued operation of their Kingston Plant located in Derry Township, **Westmoreland County**.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481*

*Contact: Matthew M. Williams, Environmental Program Manager—Telephone: 814-332-6636*

**37-00302: Axion Power Battery Manufacturing, Inc.** (3601 Clover Lane, New Castle, PA 16105) on August 27, 2013, to re-issue a Natural Minor Operating Permit to Axion Power Battery Manufacturing, Inc., in Neshannock Township, **Lawrence County**. The primary emissions from this facility are from the production of automotive type and other batteries. Emissions of all criteria pollutants remain below major source levels.

This facility is subject to the requirements of 40 CFR 63, Subpart P—National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources. The compliance date for this existing source was July 16, 2008. This facility has performed the

necessary stack testing requirements to demonstrate compliance with the emission standards from this subpart.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**46-00061: SCI Graterford—PA Department of Corrections** (1920 Technology Parkway, Mechanicsburg, PA 17050; Attn: Ms. Carol Piontkowski) on September 5, 2013, for the amendment of the Title V Operating Permit in Skippack Township, **Montgomery County**. The facility is a major source for nitrogen oxides (NO<sub>x</sub>) and sulfur oxides (SO<sub>x</sub>). NO<sub>x</sub> is limited to 249.77 tons per year. SO<sub>x</sub> is limited to 453.11 tons per year. All other pollutants will remain under major source thresholds, including hazardous air pollutants. The operating permit was renewed on December 26, 2013. Amendments were made: 1) to correct references and requirements from 40 CFR Part 63, Subpart JJJJJJ; 2) to extend the stack test report submittal date from 30 days to 60 days; 3) to remove any references to the economizer on Source IDs 041, 042, and 043; and 4) to clarify recordkeeping requirements for the three (3) standby diesel generators (Source ID 101). Potential emissions from the facility have not increased as a result of this administrative amendment. The operating permit contains requirements to keep the facility operating within all applicable air quality requirements for this source.

*Southcentral Region: Air Quality Program, 909 Elmerton Avenue, Harrisburg, PA 17110*

*Contact: Thomas J. Hanlon, Facility Permitting Chief—Telephone: 717-705-4862 or William Weaver, Program Manager—Telephone: 717-705-4702.*

**28-05002D5: Letterkenny Army Depot—US Department of Defense** (AMLD-EN, Chambersburg, PA 17201-4150) on August 29, 2013, to incorporate the relevant provisions from 40 CFR 63, Subpart DDDDD, into the air quality permit for the military facility in Greene / Letterkenny Townships, **Franklin County**.

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.**

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*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401*

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920*

**15-00023: Quality Park Products** (2 Tabas Lane, Exton, PA 19341-2753) on August 30, 2013, for revocation of the State Only Operating Permit due to a permanent shutdown of a packaging and printed office products manufacturing plant in West Whiteland Township, **Ches-ter County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).

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### Coal Permits Issued

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100

**63841304 and NPDES No. PA0111643. Laurel Run Mining Company**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To renew the permit for the Vesta Mine in North, East, and West Bethlehem Townships, and Deemston Borough, **Washington County** and related NPDES permit for reclamation/water treatment only. No additional discharges. The application was considered administratively complete on March 20, 2013. Application received May 9, 2012. Permit issued August 30, 2013.

**17921603 and NPDES No. PA0214612. Greenwood Processing and Loading Complex, LLC**, (1340 Hoyt Road, Curwensville, PA 16833). To transfer the permit and related NPDES permit for the Bells Landing Tipple in Greenwood Township, **Clearfield County** from Hepburnia Coal Company. No additional discharges. The application was considered administratively complete on March 13, 2013. Application received January 14, 2013. Permit issued August 30, 2013.

**32851601 and NPDES No. PA0095966. P&N Coal Company, Inc.**, (PO Box 332 Punxsutawney, PA 15767). To renew the permit for the Hillman Tipple in Banks Township, **Indiana County** and related NPDES permit. No additional discharges. The application was considered administratively complete on August 7, 2012. Application received May 10, 2012. Permit issued September 3, 2013.

**11733701 and GP12-11733701-R17. Robindale Energy Services, Inc.**, (224 Grange Hall Road, PO Box 228, Armagh, PA 15920). To renew the coal refuse disposal permit for the Cambria Slope Mine 33 in Cambria Township, **Cambria County** and related GP12 permit. Approval is authorized under General Permit BAQ-GPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-11733701-R17. No additional discharges. The application was considered administratively complete on July 7, 2010. Application received May 20, 2010. Permit issued September 3, 2013.

**11733701 and GP12-11733701-R18. Robindale Energy Services, Inc.**, (224 Grange Hall Road, PO Box 228, Armagh, PA 15920). To revise the permit for the

Cambria Slope Mine 33 in Cambria Township, **Cambria County** to establish a revised emission inventory based on a modification from a Trommel 733 screen to a McCloskey S190 vibratory screen. No other changes are proposed. Approval is authorized under General Permit BAQ-GAP/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-11733701-R18. No additional discharges. The application was considered administratively complete on December 27, 2011. Application received December 27, 2011. Permit issued September 9, 2013.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**10820122 and NPDES Permit No. PA0204852. Allegheny Mineral Corporation** (P. O. Box 1022, Kittanning, PA 16201) Renewal of an existing bituminous surface, auger and limestone removal mine in Marion & Mercer Townships, **Butler County** affecting 598.6 acres. Receiving streams: Unnamed tributaries to North Branch Slippery Rock Creek and North Branch Slippery Rock Creek. Application received: February 15, 2013. Permit issued: September 4, 2013.

**1270-10820122-E-1. Allegheny Mineral Corporation** (P. O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct mining activities within 100 feet and mine through approximately 1,575 feet of unnamed tributaries Nos. 2 and 2B to the North Branch Slippery Rock Creek and construct approximately 800 feet of rock-lined waterway and permanent pond BB in Marion & Mercer Townships, **Butler County**. Receiving streams: Unnamed tributaries to North Branch Slippery Rock Creek and North Branch Slippery Rock Creek. Application received: February 15, 2013. Permit issued: September 4, 2013.

**16110102. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001) Revision to an existing bituminous surface mine to add the Upper Kittanning coal seam and 44.7 acres in Monroe Township, **Clarion County** for a total of 189.2 acres. Receiving streams: Unnamed tributaries to Brush Run and unnamed tributaries to Piney Creek. Application received: April 11, 2013. Permit issued: September 4, 2013.

*Noncoal Permits Issued*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900*

**Permit No. 07070301 and NPDES No. PA0262374, Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, State College, PA 16803-1649, renewal of NPDES permit, Woodbury Township, **Blair County**. Receiving stream: Schmucker Run classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received August 12, 2013.

**Permit No. 4273SM6A2 and NPDES No. PA0212555, Grannas Brothers Stone & Asphalt Co., Inc.**, P. O. Box 488, Hollidaysburg, PA 16648, renewal of NPDES permit, Frankstown Township, **Blair County**. Receiving stream: unnamed tributaries to Brush Creek classified for the following use: warm water fishery. There are no potable water supply intakes within 10 miles downstream. NPDES renewal application received August 29, 2013.

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**1060302-GP-104. Waste Management Disposal Services of Pennsylvania, Inc.** (1000 New Ford Mill

Road, Morrisville, PA 19067) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 10060302 in Clay Township, **Butler County**. Application received: July 1, 2013. Permit Issued: September 3, 2013.

**16030302 and NPDES Permit No. PA0242365. Quality Aggregates, Inc.** (P. O. Box 112700, Pittsburgh, PA 15241) Revision to an existing large industrial minerals and incidental coal removal mine to add 31.0 acres and delete 17.0 acres in Richland & Licking Townships, **Clarion County** affecting a total of 143.5 acres. Receiving streams: Unnamed tributaries to Turkey Run and unnamed tributaries to the Clarion River. Application received: May 30, 2013. Permit Issued: September 5, 2013.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**08052803. Irene West** (P. O. Box 387, Wysox, PA 18854). Final bond release for a small industrial minerals surface mine located in Rome Township, **Clearfield County**. Restoration of 3.0 acres completed. Receiving stream(s): Unnamed Tributary to Parks Creek to Wysox Creek. Final bond release approved September 6, 2013.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**58122505. Robert A. Coleman**, (PO Box 3, Susquehanna, PA 18847), commencement operation and restoration of a General Permit for Bluestone Mining in Lanesboro Borough, **Susquehanna County** affecting 7.0 acres, receiving stream: Starrucca Creek. Application received: March 9, 2012. Permit issued: September 9, 2013.

**58122505GP104. Robert A. Coleman**, (PO Box 3, Susquehanna, PA 18847), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58122505 in Lanesboro Borough, **Susquehanna County**, receiving stream: Starrucca Creek. Application received: March 9, 2012. Permit issued: September 9, 2013.

**58122506GP104. Robert A. Coleman**, (PO Box 3, Susquehanna, PA 18847), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58122506 in Lanesboro Borough, **Susquehanna County**, receiving stream: Starrucca Creek. Application received: March 9, 2012. Permit issued: September 9, 2013.

**58122506GP104. Robert A. Coleman**, (PO Box 3, Susquehanna, PA 18847), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58122506 in Lanesboro Borough, **Susquehanna County**, receiving stream: Starrucca Creek. Application received: March 9, 2012. Permit issued: September 9, 2013.

**ACTIONS ON BLASTING ACTIVITY APPLICATIONS**

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

*Blasting Permits Issued*

*Knox District Mining Office: P. O. Box 669, 310 Best Avenue, Knox, PA 16232-0669, 814-797-1191*

**43134001. Tidelands Geophysical Company, Inc.** (101 East Park Boulevard, Suite 955, Plano, TX 75074). Blasting activity permit for seismic exploration in South Pymatuning, Pymatuning, West Salem, Otter Creek, Perry, Sandy Creek, Salem, Sugar Grove, Greene, Fairview, Delaware, and Hempfield Townships and Jamestown Borough, **Mercer County**, and West Shenango, South Shenango, West Fallowfield, East Fallowfield and Greenwood Townships, **Crawford County**. This blasting activity permit will expire on April 14, 2014. Permit issued: September 9, 2013.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200*

**59134005. Excel Drilling, Inc.** (P. O. Box 7034, Bozeman, MT 59771). Seismic Exploration blasting in the following locations Gaines, Shippen, Elk, Townships in **Tioga County** and West Branch Township in **Potter County** with expiration date of December 31, 2013. Permit issued September 3, 2013.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118*

**23134106. American Rock Mechanics, Inc.**, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Chester Ridley Creek Pumping Station in Aston Township, **Delaware County** with an expiration date of August 26, 2014. Permit issued: September 4, 2013.

**46134114. Rock Work, Inc.**, (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Deer Hollow at Blue Bell in Whitpain Township, **Montgomery County** with an expiration date of August 31, 2014. Permit issued: September 4, 2013.

**46134115. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Skippack Sewer Line in Skippack Township, **Montgomery County** with an expiration date of August 28, 2014. Permit issued: September 4, 2013.

**67134111. Abel Construction Co., Inc.**, (PO Box 476, Mountville, PA 17554), construction blasting for Delta Ridge in Peach Bottom Township, **York County** with an expiration date of December 31, 2013. Permit issued: September 4, 2013.

**36134147. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Jay Burkholder Barn in East Earl Township, **Lancaster County** with an expiration date of October 31, 2013. Permit issued: September 6, 2013.

**58134151. Doug Wathen, LLC**, (11934 Fairway Lakes Drive, Ft. Myers, FL 33913), construction blasting for Stoddard Gas Pad in Lenox Township, **Susquehanna County** with an expiration date of September 2, 2014. Permit issued: September 6, 2013.

**58134152. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Miller Compressor Station in Harford Township, **Susquehanna County** with an expiration date of December 31, 2014. Permit issued: September 6, 2013.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

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### Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P. S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

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*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.*

**E35-444. Pennsylvania Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512. North Abington and Benton Townships, **Lackawanna County**, Army Corps of Engineers Baltimore District.

To authorize the following water obstructions and encroachments associated with bridge replacement along SR 438: 1) To remove the existing structure; and to construct and maintain a 41-foot wide single span concrete bulb-tee beam bridge with reinforced concrete abutments and cast in place wingwalls immediately upstream of the existing structure. The structure will have a span of 67.5 feet and an approximate under-clearance of 9.9 feet over the South Branch Tunkhannock Creek (TSF, MF); 2) To remove the existing structure and to construct and maintain a road crossing of a tributary to South Branch Tunkhannock Creek (TSF, MF) consisting of a 43-foot long 42-inch diameter pipe with a riprap outlet apron. The overall

improvements will permanently impact a de minimus area of PFO/PSS wetlands equal to 0.04 acre and temporarily impact 0.03 acre of wetlands. The project is located along S.R. 438, Section 271, Segment 0040, Offset 0041 (Dalton, PA Quadrangle Latitude: 41°34'10"; Longitude: -75°44'28").

*Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, 16335.*

**E10-478, Evans City Water and Sewer Authority**, 204 B South Jackson Street, Evans City, PA 16033 in Evans City Borough and Jackson Township, **Butler County**: ACOE Pittsburgh District

to conduct the following activities relating to the replacement of the existing sewage treatment plant along North Washington Street (Evans City, PA Quadrangle N: 40°, 46', 18.5"; W: 80°, 04', 08.1")

1. Remove the existing treatment plant and to construct and maintain a new sewage treatment plant and associated stormwater basins and site grading within the right 100-year flood plain of Breakneck Creek.

2. Install and maintain a treated effluent outfall pipe along the right bank of Breakneck Creek.

3. Install and maintain two stormwater outfall pipes along the right bank of Breakneck Creek.

**E25-763, Auto Row, LLC**, 8430 Peach Street, Erie, PA 16509 in Summit Township, **Erie County**, ACOE Pittsburgh District

to permanently fill 0.11 acre of PEM wetland and an adjacent 0.32 acre man-made pond, and to modify and expand another 1.04 acre man-made pond by 0.46 acre within the watershed of Walnut Creek (CWF, MF) for the construction of a new car dealership facility and associated infrastructure at a point approximately 2500 feet southeast of the Peach Street and Robinson Road intersection. The Permittee will mitigate for the wetland

impacts by constructing 0.11 acre of on-site replacement wetlands. (Erie South, PA Quadrangle N: 42°, 2', 16.5"; W: 80°, 3', 56.1").

**EROSION AND SEDIMENT CONTROL**

The following Erosion and Sediment Control permits have been issued.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

*Southwest Region: Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745.*

<i>ESCGP-2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
30138001	Columbia Gas Transmission 5151 San Felipe Suite 2500 Houston, TX 77056	Greene and Washington	Franklin Township, Washington Township, Amwell Township, and South Strabane Township	South Fork Tenmile Creek (WWF)

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335*

ESCGP-1 #ESX13-019-0041—URSA Minor Well Pad  
Applicant EM Energy Pennsylvania, LLC  
Contact William Ottaviani  
Address 601 Technology Drive, Suite 300  
City Canonsburg State PA Zip Code 15317  
County Butler Township(s) Oakland(s)  
Receiving Stream(s) and Classification(s) Pine Run and Tributary 35298 to Pine Run / Connoquenessing Creek—WWF

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-1 # ESX13-115-0024 (01)  
Applicant Name Chief Oil & Gas LLC  
Contact Person Jeffrey Deegan  
Address 6051 Wallace Road Ext., Suite 300  
City, State, Zip Wexford, PA 15090  
County Susquehanna County

Township(s) Springville Township  
Receiving Stream(s) and Classification(s) UNT to White Creek (CWF/MF)

ESCGP-1 # ESX10-115-0015 (02)  
Applicant Name Cabot Oil & Gas Corp  
Contact Person Kenneth Marcum  
Address Five Penn Center West, Suite 401  
City, State, Zip Pittsburgh, PA 15276  
County Susquehanna County  
Township(s) Harford Township  
Receiving Stream(s) and Classification(s) Leslie Creek and UNT thereto (CWF/MF)

ESCGP-1 # ESX11-115-0079 (01)  
Applicant Name Laser Northeast Gathering Company  
Contact Person Julie Nicholas  
Address 1212 S. Abington Rd  
City, State, Zip Clarks Summit, PA 18411  
County Susquehanna County  
Township(s) Liberty Township

- Receiving Stream(s) and Classification(s) UNT to Dubois Creek (CWF/MF)  
 ESCGP-1 # ESX13-033-0002  
 Applicant Name Campbell Oil & Gas, Inc  
 Contact Person Erik Wood  
 Address PO Box 278  
 City, State, Zip Indiana, PA 15701  
 County Clearfield County  
 Township(s) Bigler Township  
 Receiving Stream(s) and Classification(s) Trib. 26236 to Clearfield Creek/Upper West Branch Susquehanna Watershed; Clearfield Creek to West Branch Susquehanna River (CWF, WWF/MF);  
 Secondary: West Branch Susquehanna River
- ESCGP-1 # ESX13-115-0090  
 Applicant Name Talisman Energy USA, Inc.  
 Contact Person Lance Ridall  
 Address 337 Daniel Zenker Drive  
 City, State, Zip Horseheads, NY 14845  
 County Susquehanna County  
 Township(s) Choconut Township  
 Receiving Stream(s) and Classification(s) UNT to Choconut Creek (WWF/MF)
- ESCGP-1 # ESG13-081-0048  
 Applicant Name Anadarko Marcellus Midstream LLC  
 Contact Person Rane Wilson  
 Address 33 West Third Street  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Cascade Township  
 Receiving Stream(s) and Classification(s) West Branch Wallis Run (EV/MF);  
 Secondary: Wallis Run (EV/MF)
- ESCGP-1 # ESX13-115-081  
 Applicant Name Cabot Oil & Gas Corp  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County  
 Township(s) Lathrop Township  
 Receiving Stream(s) and Classification(s) UNT to Horton Creek (CWF/MF)
- ESCGP-1 # ESX13-015-0047  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Randy DeLaune  
 Address 100 IST Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Wilmot Township  
 Receiving Stream(s) and Classification(s) Two UNT to Sugar Run Creek (CWF); Sugar Run Creek Watershed (CWF);  
 Secondary: Sugar Run Creek
- ESCGP-1 # ESG13-081-0045  
 Applicant Name Range Resources-Appalachia, LLC  
 Contact Person Mary C. Patton  
 Address 100 Throckmorton Suite 1200  
 City, State, Zip Fort Worth, TX 76102  
 County Lycoming County  
 Township(s) Cummings Township  
 Receiving Stream(s) and Classification(s) UNT to First Fork Larry's Creek (EV);  
 Secondary: First Fork Larry's Creek (EV)
- ESCGP-1 # ESG13-113-0011  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Randy DeLaune  
 Address 100 IST Center  
 City, State, Zip Horseheads, NY 14845  
 County Sullivan County  
 Township(s) Elkland Township  
 Receiving Stream(s) and Classification(s) Kings Creek, Elk Creek, Kings Creek (All EV/MF), Trib 20105 to Kings Creek (EV/MF), Tribs. 20108, 20110 to Kings Creek (EV/MF), Tribs. 20122 and 20126 to Elk Creek (EV/MF);  
 Secondary: UNTs to listed waters.
- ESCGP-1 # ESG13-081-0021  
 Applicant Name Atlas Resources LLC  
 Contact Person Carla Suszkowski  
 Address 1000 Commerce Drive 4th Floor  
 City, State, Zip Pittsburgh, PA 15275  
 County Lycoming County  
 Township(s) Gamble Township  
 Receiving Stream(s) and Classification(s) Murray Run (EV);  
 Secondary: Wallis Run (EV)
- ESCGP-1 # ESG13-081-0047  
 Applicant Name Pennsylvania General Energy Company LLC  
 Contact Person Robert Kuntz  
 Address 120 Market Street  
 City, State, Zip Warren, PA 16365  
 County Lycoming County  
 Township(s) Cummings Township  
 Receiving Stream(s) and Classification(s) Ritter Run, Pine Creek (EV);  
 Secondary: Tarkiln Run (EV)
- ESCGP-1 # ESX13-015-0048  
 Applicant Name Appalachia Midstream Services LLC  
 Contact Person Randy DeLaune  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Albany Township  
 Receiving Stream(s) and Classification(s) UNT to Sugar Run and South Branch Towanda Creek (CWF/MF)
- ESCGP-1 # ESG13-113-0009  
 Applicant Name Appalachia Midstream Services LLC  
 Contact Person Randy DeLaune  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Sullivan County  
 Township(s) Cherry Township  
 Receiving Stream(s) and Classification(s) Three UNT to Little Loyalsock Creek, Little Loyalsock Creek, Birch Creek and 3 UNTs to Birch Creek (All EV);  
 Secondary: Loyalsock Creek
- ESCGP-1 # ESX13-115-0043  
 Applicant Name EOG Resources Inc.  
 Contact Person Greg Shaffer  
 Address 191 Beaver Drive  
 City, State, Zip Dubois, PA 15801  
 County Bradford County  
 Township(s) Springfield Township  
 Receiving Stream(s) and Classification(s) UTs/Leonard Creek, Mill Creek, Pisgah Creek (TSF);  
 Secondary: Sugar Creek  
 Resubmission as Action
- ESCGP-1 # ESX13-115-0077  
 Applicant Name Cabot Oil & Gas Corp.  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County

Township(s) Brooklyn Township  
 Receiving Stream(s) and Classification(s) Hop Bottom  
 Creek (CWF/MF) and Tributaries thereto  
 Resubmission as Action

ESCGP-1 # ESG13-115-0079  
 Applicant Name Cabot Oil and Gas Corporation  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County  
 Township(s) Middletown Township  
 Receiving Stream(s) and Classification(s) UNT to North  
 Branch Wyalusing Creek (CWF/MF)  
 Resubmission as Action

ESCGP-1 # ESG13-115-0074  
 Applicant Name Carrizo (Marcellus), LLC  
 Contact Person Gary Byron  
 Address PO Box 231  
 City, State, Zip Drifting, PA 16834  
 County Susquehanna County  
 Township(s) Forest Lake Township  
 Receiving Stream(s) and Classification(s) Forest Lake  
 Creek and Fall Brook (CWF/MF);  
 Secondary: Susquehanna River  
 Resubmission as Action

ESCGP-1 # ESX13-117-0023  
 Applicant Name SWEPI LP  
 Contact Person Jason Shoemaker  
 Address 2100 Georgetown Drive, Suite 400  
 City, State, Zip Sewickley, PA 15143  
 County Tioga County  
 Township(s) Deerfield Township  
 Receiving Stream(s) and Classification(s) Tribs to Yarnell  
 Brook (WWF;MF);  
 Secondary: Cowanesque River (WWF/MF)  
 Resubmission as Action

ESCGP-1 # ESG13-081-0039  
 Applicant Name Range Resources Appalachia, LLC  
 Contact Person Mary C. Patton  
 Address 100 Throckmorton Street, Suite 1200  
 City, State, Zip Ft. Worth, TX 76102  
 County Lycoming County  
 Township(s) Lewis Township  
 Receiving Stream(s) and Classification(s) Steam Valle  
 Run/UNT to Wolf Run (HQ/CWF);  
 Secondary: Lycoming Creek (EV)  
 Resubmission as Action

ESCGP-1 # ESG13-081-0038  
 Applicant Name Pennsylvania General Energy Company,  
 LLC  
 Contact Person Douglas Kuntz  
 Address 120 Market Street  
 City, State, Zip Warren, PA 16365  
 County Lycoming County  
 Township(s) Cummings Township  
 Receiving Stream(s) and Classification(s) UNT to Little  
 Pine Creek (EV);  
 Secondary: Little Pine Creek  
 Resubmission as Action

ESCGP-1 # ESG13-081-0040  
 Applicant Name Anadarko E&P Onshore, LLC  
 Contact Person Rane Wilson  
 Address 33 W. Third Street, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Lewis and Cogan House Townships  
 Receiving Stream(s) and Classification(s) UNT Wolf Run,

Wolf Run (Both HQ-CWF/MF);  
 Secondary: Wolf Run (HQ-CWF/MF), Lycoming Creek  
 (EV/MF)  
 Resubmission as Action

ESCGP-1 # ESX12-081-0132 (01)  
 Applicant Name Anadarko Marcellus Midstream LLC  
 Contact Person Nathan Bennett  
 Address 33 W. Third Street, Suite 200  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Pine Township  
 Receiving Stream(s) and Classification(s) Bonnell Run,  
 Fourmile Run, Hughes Run, Smith Run (All EV/MF)  
 Resubmission as Action

ESCGP-1 # ESX13-115-0043  
 Applicant Name EOG Resources Inc.  
 Contact Person Greg Shaffer  
 Address 191 Beaver Drive  
 City, State, Zip Dubois, PA 15801  
 County Bradford County  
 Township(s) Springfield Township  
 Receiving Stream(s) and Classification(s) UTs/Leonard  
 Creek, Mill Creek, Pisgah Creek (TSF);  
 Secondary: Sugar Creek  
 Resubmission as Action

ESCGP-1 # ESX13-115-0077  
 Applicant Name Cabot Oil & Gas Corp.  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County  
 Township(s) Brooklyn Township  
 Receiving Stream(s) and Classification(s) Hop Bottom  
 Creek (CWF/MF) and Tributaries thereto  
 Resubmission as Action

ESCGP-1 # ESX13-015-0049  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Randy DeLaune  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford County  
 Township(s) Monroe Township  
 Receiving Stream(s) and Classification(s) Towanda Creek  
 and South Branch Towanda Creek (CWF/MF)

ESCGP-1 # ESX13-015-0046  
 Applicant Name Appalachia Midstream Services, LLC  
 Contact Person Randy DeLaune  
 Address 100 Ist Center  
 City, State, Zip Horseheads, NY 14845  
 County Bradford and Wyoming Counties  
 Township(s) Wilmot and Windham Townships  
 Receiving Stream(s) and Classification(s) Sugar Run  
 Creek and UNT to Sugar Run Creek (CWF/MF)

ESCGP-1 # ESX11-115-0193 (03)  
 Applicant Name Williams Field Services Company, LLC  
 Contact Person Sandra Lojek  
 Address 2000 Commerce Drive  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna County  
 Township(s) Harford and Lenox Townships  
 Receiving Stream(s) and Classification(s) Partners Creek  
 and UNTs thereto, Nine Partners Creek, Sterling Brook  
 and Butler Creek (All CWF/MF)

*Southwest Region: Oil & Gas Program Mgr. 400 Waterfront Dr. Pittsburgh PA*

5/24/13

ESCGP-2 No.: ESX13-125-0039

Applicant Name: MarkWest Liberty Midstream & Resources LLC

Contact Person Mr Rick Lowry

Address: 601 Technology Drive Suite 300

City: Canonsburg State: PA Zip Code: 15317

County: Washington Township: Independence

Receiving Stream (s) And Classifications: UNTs to Cross Creek, UNTs to Coal Hollow and Cross Creek; Other WWF; Siltation-Impaired

6/12/13

ESCGP-2 No.: ESX13-051-0003

Applicant Name: Chevron Appalachia LLC

Contact Person: Mr Brandon Weimer

Address: 800 Mountain View Drive

City: Smithfield State: PA Zip Code: 15478

County: Fayette Township(s): Springhill

Receiving Stream(s) and Classifications: Grassy Run and UNT to Grassy Run / Upper Monongahela River Watershed; Other WWF

4/18/13

ESCGP-2 No.: ESX13-003-0003

Applicant Name: EQT Production

Contact Person: Mr Todd Klaner

Address: 455 Racetrack Road Suite 101

City: Washington State: PA Zip Code: 15301

County: Allegheny Township(s): Forward

Receiving Stream(s) and Classifications: UNT to Perry Mill Run and Perry Mill Run; Other Warm Water Fishery

3/18/13

ESCGP-2 No.: ESX11-059-0011 MAJOR REVISION

Applicant Name: Chesapeake Appalachia LLC

Contact Person: Mr Eric Haskins

Address: 101 North Main Street

City: Athens State: PA Zip Code: 18810

County: Greene Township(s): Aleppo

Receiving Stream(s) and Classifications: Tributary to South Fork Dunkard Fork (TSF) / Wheeling Creek 2. Mudlick Fork (TSF)/Wheeling Creek 3. South Fork Dunkard Fork (TSF)/Wheeling Creek; Other

4/15/13

ESCGP-2 No.: ESX13-059-0019

Applicant Name: EQT Gathering LLC

Contact Person: Ms Hanna E McCoy

Address: 625 Liberty Avenue Suite 1700

City: Pittsburgh State: PA Zip Code: 15222

COUNTY Greene Township(s): Morgan

Receiving Stream(s) and Classifications: Ruff Creek (WWF) Browns Run (WWF) Grimes Run (WWF); Other Ch. 93; Warm Water Fishes Ex. Use; none

7/10/13

ESCGP-2 No.: ESX13-129-0006

Applicant Name: CNX Gas Company LLC

Contact Person: Mr Jonathan Madill

Address: 280 Indian Springs Road

City: Indiana State: PA Zip Code: 15701

County: Westmoreland Township(s): Bell

Receiving Stream(s) and Classifications: Trib 42948 to Beaver Run/ Beaver Run Watershed (TSF); UNT 1 to Trib 42948 to Beaver Run / Beaver Run Watershed (TSF); UNT 2 to Trib 42948 to Beaver Run / Beaver Run Watershed (TSF); Other TSF

4/15/13

ESCGP-2 No.: ESX13-125-0032

Applicant Name: Cone Gathering LLC

Contact Person: Ms Tara Meek

Address: 200 Evergreene Drive

City: Waynesburg State: PA Zip Code 15370

County: Washington Township(s): Morris

Receiving Stream(s) and Classifications: Rocky Run Short Creek Crafts Creek Tenmile Creek and their unnamed tributaries—All are designated TSF in Ch 93; Other Trout Stocked Fishery

7/31/13

ESCGP-2 No.: ESX10-125-0006 MAJOR REVISION

Applicant Name: Range Resources Appalachia LLC

Contact Person: Ms Laura M Rusmisl

Address: 3000 Town Center Boulevard

City: Canonsburg State: PA Zip Code: 15317

County: Washington Township(s): Cross Creek

Receiving Stream(s) and Classifications: UNT to Cross Creek (WWF) Cross Creek (WWF) North Fork of Cross Creek (WWF); Other WWF

4/30/13

ESCGP-2 No.: ESX13-059-0022

Applicant Name: Energy Corporation of America

Contact Person: Mr Mark A Fry

Address: 101 Heritage Run Road Suite 1

City: Indiana State: PA Zip Code: 15701

County: Greene Township(s): Jefferson

Receiving Stream(s) and Classifications: South Fork Tenmile Creek; Other WWF

8/7/13

ESCGP-2 NO.: ESX13-125-0054

Applicant Name: EQT Production Company

CONTACT PERSON: Mr Todd Klaner

ADDRESS: 455 Racetrack road

City: Washington State: PA Zip Code: 15301

County: Greene / Washington Township(s): Washington / Amwell

Receiving Stream(s) and Classifications: UNT to Ruff Creek—WWF; UNT to Ten Mile Creek—TSF; Ruff Creek & Tenmile Creek Watersheds; Other Warm Water Fishery (WWF Trout Stocking Fishery (TSF)

5/24/13

ESCGP-2 NO.: ESG13-059-0025

Applicant Name: EQT Production Company

CONTACT: Jason M Ranson

ADDRESS: 455 Racetrack Road

City: Washington State: PA Zip Code: 15301

County: Greene Township(s): Center

Receiving Stream(s) and Classifications: 5 UNTs to South Fork Tenmile Creek—HQ-WWF Tenmile Creek Watershed; HQ; Other

3/19/13

ESCGP-2 NO.: ESG13-059-0015

Applicant Name: CNX Gas Company LLC

CONTACT: Ms Sarah Baughman

ADDRESS: 200 Evergreene Drive

City: Waynesburg State: PA Zip Code: 15370

County: Greene Township(s): Center

Receiving Stream(s) and Classifications: 2 UNTs to Grays Fork, Grays Fork, Morris Run / South Fork Tenmile Creek; HQ; Other Warm Water Fishes (Morris Run)

#### OIL AND GAS MANAGEMENT

The following Well Permits have been issued with a waiver under 58 Pa.C.S. § 3215(b)(4) (relating to well location restrictions).



Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Relay Service, (800) 654-5984. Appeals must be filed which the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not in and of itself create a right of appeal beyond that permitted by applicable statutes and decisional law.

For individuals who wish to challenge an action, the appeal must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483.

*Northwest Region District Oil and Gas Operations, Program Manager, 230 Chestnut St., Meadville, PA 16335*

Well Permit #: 015-22725-00-00  
 Well Farm Name Bodolus Bra 4H  
 Applicant Name: Chesapeake Appalachia, LLC.  
 Contact Person: Eric Haskins  
 Address: 14 Cheseapeake Lane, Sayre, PA 18840  
 County: Bradford  
 Municipality Litchfield Township  
 Name of Stream, Spring, Body of Water as identified on the most current 7 1/2 minute topographic quadrangle map of the United States Geologic Survey subject to the Section 3215(b)(4) waiver: Litchfield, UNT to Satterlee Creek.

## SPECIAL NOTICES

### CATEGORICAL EXCLUSION

*Northcentral Region: Safe Drinking Water Program Manager, Suite 101, 208 West Third Street, Williamsport, PA 17701-6448.*

Huston Township Water Authority, Location: PO Box 166, Penfield, PA 15849. Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Authority proposes to replace approximately 17,200 feet of water line between Penfield and Hollywood along State Route 255. The project will also include a small extension of water line and replacement of a meter pit at Pine Valley Mobile Home Park. The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

## DRINKING WATER STATE REVOLVING FUND SPECIAL NOTICE

### Special Notice Under the Federal Safe Drinking Water Act (SDWA); 42 U.S.C. 300f, et. seq.

*Northwest Region: Safe Drinking Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

#### Project Location:

Applicant	Applicant Address	County
North Warren Municipal Authority	4 Hospital Drive North Warren, PA 16365	Conewango Township—Warren County

Village of North Warren, 2013 System Upgrade Project

*Project Description:* The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Authority proposes to replace approximately 17,500 LF water distribution pipelines, 320 service connections, 18 fire hydrants and 35 gate valves to serve customers within the Village of North Warren—Warren County, Pennsylvania. The preliminary estimated project costs are \$2,280,000.00. The Department's review of the project and the information received has not identified any significant, adverse environmental impact resulting from this proposal. The Department is hereby granting the approval of the project State Environmental Review Process.

[Pa.B. Doc. No. 13-1726. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Availability of the Fiscal Year Report for the Reclamation Fee O & M Trust Account

The Department of Environmental Protection (Department) announces the availability of a draft Fiscal Year Report for the Reclamation Fee O & M Trust Account. This account was established to provide the money for the operation and maintenance of mine drainage treatment facilities at mine sites with post-mining discharges at ABS Legacy Sites as defined at 25 Pa. Code § 86.1 (relating to definitions). This report is required by 25 Pa. Code § 86.17 (relating to permit and reclamation fees). The report contains a financial analysis of the revenue and expenditures from the account for Fiscal Year (FY) 2012-2013 and provides projections for the FY 2013-2014. The report and any comments provided will be reviewed with the Mine Reclamation Advisory Board at the meeting scheduled for October 24, 2013. Comments and questions should be directed to the contact listed as follows. Comments will be accepted through October 15, 2013.

The report is available at <http://www.portal.state.pa.us/portal/server.pt/community/reports/20866>.

For additional information, contact William S. Allen, Jr., Department of Environmental Protection, Bureau of Mining Programs, Rachel Carson State Office Building, 5th Floor, P. O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-5103, [wallen@pa.gov](mailto:wallen@pa.gov). Persons with a disability may contact the Department by using the Pennsylvania

AT&T Relay Service at (800) 654-5984 (TDL users) or (800) 654-5988 (voice users).

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1727. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at [www.elibrary.dep.state.pa.us](http://www.elibrary.dep.state.pa.us). The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to Technical Guidance Documents*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Draft Technical Guidance—New Guidance*

**DEP ID:** 394-2125-001. **Title:** Aquifer Testing Guidance for Public Water Systems. **Description:** When a permit is required, Department regulations at 25 Pa. Code Chapter 109 (relating to safe drinking water) require an aquifer test for all proposed public water systems (PWS) that intend to utilize a groundwater source. An aquifer test and derivation of aquifer hydraulics are necessary for public health and compliance with the Safe Drinking Water Act. This draft guidance is intended to outline recommended aquifer testing procedures for systems that require a permit and for all other PWSs that intend to pump more than 100,000 gallons per day. Information provided in this guidance, once it is final, will serve as a stand-alone document and replaces the corresponding procedures in Part II of the Public Water Supply Manual (DEP ID: 383-2125-108) pertaining to aquifer testing. This guidance is intended to reflect and supplement the Department's regulations in 25 Pa. Code Chapter 109.

**Written Comments:** Interested persons may submit written comments on this draft technical guidance document by October 21, 2013. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by electronic mail must include the originator's name and address. Written comments should be submitted to Chad Reisch, Facility Permits and Source Protection Section, Bureau of Safe Drinking Water, Department of Environmental Protection, P. O. Box 8467, Harrisburg, PA 17105-8467, [creisch@pa.gov](mailto:creisch@pa.gov).

**Contact:** Questions regarding this action should be directed to Chad E. Reisch at (717) 772-4061 or [creisch@pa.gov](mailto:creisch@pa.gov).

**Effective Date:** Upon publication as final in the *Pennsylvania Bulletin*.

#### *Final Technical Guidance—New Guidance*

**DEP ID:** 800-5000-001. **Title:** Addressing Spills and Releases at Oil & Gas Well Sites or Access Roads. **Description:** This policy is developed to facilitate a consistent and uniform general response by those working in and for the oil and gas industry to respond to spills and releases at oil and gas well sites or access roads regulated by the Department. The policy provides clear guidance on how to address spills and releases, including when spills and releases must be reported to the Department and the standards for remediation and restoration after spills and releases occur. The proposed policy was published in the *Pennsylvania Bulletin* for a 30-day public comment period at 42 Pa.B. 2101 (April 14, 2012) under the document number 550-5000-001. The Department received 67 unique comments from 12 commentators, revised the proposed policy accordingly, and has prepared a comment response document.

**Contact:** Kurt Klappkowski, Director, Bureau of Oil and Gas Planning and Program Management, (717) 772-2199, [kklappkowsk@pa.gov](mailto:kklappkowsk@pa.gov).

**Effective Date:** September 21, 2013

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1728. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Clean Air Interstate Rule; 2013 Allocation of 2012 Vintage Nitrogen Oxides Allowances Set Aside to Offset Sulfur Dioxide Emissions; Correction

In accordance with 25 Pa. Code § 145.212(f)(2) (relating to CAIR NO<sub>x</sub> allowance allocations) to qualifying resources and units exempted by section 405(g)(6)(A) of the Clean Air Act (42 U.S.C.A. § 7651d(g)(6)(A)), the Department of Environmental Protection (Department) is providing notice of a correction that results in an allocation of 2012 vintage Clean Air Interstate Rule (CAIR) nitrogen oxides (NO<sub>x</sub>) allowances to Cambria Cogen Company, an owner or operator of a CAIR sulfur dioxide (SO<sub>2</sub>) unit, for the purpose of offsetting SO<sub>2</sub> emissions. This unit was exempted under the Federal Acid Rain Program provisions in section 405(g)(6)(A) of the Clean Air Act and therefore did not receive SO<sub>2</sub> allowances, yet is subject to the CAIR SO<sub>2</sub> Trading Program.

The Commonwealth's CAIR NO<sub>x</sub> Annual Trading Program budget contained 99,049 CAIR NO<sub>x</sub> allowances for 2012; 97,761 of the CAIR NO<sub>x</sub> allowances were allocated at 40 Pa.B. 297 (January 9, 2010). The remaining 1,288 CAIR NO<sub>x</sub> allowances, 1.3% of the CAIR NO<sub>x</sub> Annual Trading Program budget for 2012, were set aside for CAIR SO<sub>2</sub> units for the purpose of offsetting SO<sub>2</sub> emissions, as described in 25 Pa. Code § 145.212(f)(2) and (4). The Department published the allocation notice of 2012 vintage CAIR NO<sub>x</sub> allowances set aside to offset SO<sub>2</sub> emissions at 43 Pa.B. 1659 (March 23, 2013). On May 11, 2013, the Department published notice of an additional allocation based on requests received after the regulatory deadline. The Department is publishing a correction to

the notice published at 43 Pa.B. 1659 because Cambria Cogen's on-time request was inadvertently omitted from this notice.

The Department is allocating these allowances on a ratio of 1 CAIR NO<sub>x</sub> allowance to every 8 tons of SO<sub>2</sub> emitted by the unit in 2012, minus any excess CAIR NO<sub>x</sub> allowances already allocated to the unit for the 2012 control period that were not used to cover NO<sub>x</sub> emissions for the 2012 control period. The result is an allocation of 219 CAIR NO<sub>x</sub> allowances.

The following table lists the facility name, ORIS number and the number of CAIR NO<sub>x</sub> allowances allocated.

<i>Facility Name</i>	<i>ORIS #</i>	<i># of NO<sub>x</sub> Allowances</i>
Cambria Cogen	10641	219

Owners and operators of qualifying units should be aware that CAIR NO<sub>x</sub> allowances do not constitute property rights, and that actions at the Federal or State level, including court proceedings in *EPA v. EME Homer City Generation LP, U.S., No. 12-1182*, could affect these allocations.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

For individuals who wish to challenge an action, appeals must reach the Board within 30 days. A lawyer is not needed to file an appeal with the Board.

Important legal rights are at stake, however, so individuals should show this notice to a lawyer at once. Persons who cannot afford a lawyer may qualify for pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

Questions concerning this notice should be directed to Randy Bordner, Chief, Stationary Source Section, Bureau of Air Quality at (717) 772-3921 or [ranbordner@pa.gov](mailto:ranbordner@pa.gov). TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

E. CHRISTOPHER ABRUZZO,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1729. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Proposed Revision to the State Implementation Plan for the Reading Fine Particulate Matter Nonattainment Area; Public Hearing

Particulate matter (PM) includes both solid and liquid particles suspended in the air. Fine particle pollution describes particulate matter that is less than or equal to 2.5 micrometers in diameter (PM<sub>2.5</sub>). PM<sub>2.5</sub> concentrations above the Federal health-based standard pose a serious human health threat. Air quality in the Reading PM<sub>2.5</sub> Nonattainment Area, consisting of Berks County, has improved and now meets the 1997 PM<sub>2.5</sub> health-based standards. Therefore, the Department of Environmental Protection (Department) plans to submit a request to the United States Environmental Protection Agency (EPA) to redesignate this area to attainment.

The Department is seeking public comment on this request and on a proposed State Implementation Plan revision containing the 2007 comprehensive inventory and a maintenance plan demonstrating that the area can maintain the standard for the next 10 years as required under section 175A(a) of the Federal Clean Air Act (42 U.S.C.A. § 7505a(a)). Upon EPA approval, the maintenance plan will also establish new motor vehicle emission budgets for purposes of transportation conformity.

The request to redesignate the area to attainment and the proposed State Implementation Plan revision are available on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (choose "Air," choose "Bureau of Air Quality," choose "Regs/Plan," choose "Clean Air Plans") or through the contact persons listed as follows.

The Department will hold a public hearing to receive comments on the proposal on Wednesday, October 23, 2013, at 11 a.m. at the Department's Reading District Office, 1005 Crossroads Boulevard, Reading, PA 19605. Persons wishing to present testimony at the hearing should contact Alex Haas, P. O. Box 8468, Harrisburg, PA 17105, (717) 787-9495, [alehaas@pa.gov](mailto:alehaas@pa.gov) to reserve a time. Witnesses should keep testimony to 10 minutes and should provide two written copies of their statement at the hearing.

If by October 21, 2013, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will notify the public if the hearing is cancelled on the Bureau of Air Quality web page at <http://www.dep.state.pa.us/dep/deputate/airwaste/aq/default.htm>. Persons may also contact the Department to find out if the hearing is cancelled by contacting Alex Haas at (717) 787-9495 or [alehaas@pa.gov](mailto:alehaas@pa.gov).

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Alex Haas at the previously listed phone number and e-mail address. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than October 25, 2013. Written comments should be sent to the attention of Nancy Herb, Bureau of Air Quality, P. O. Box 8468, Harrisburg, PA 17105-8468, [nherb@pa.gov](mailto:nherb@pa.gov). Use "Reading PM<sub>2.5</sub> Redesignation" as the subject line in written communication.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 13-1730. Filed for public inspection September 20, 2013, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of CHP North Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that CHP North Surgery Center has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1731. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Children's Hospital of Pittsburgh of UPMC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Pittsburgh of UPMC has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1732. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Doylestown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Doylestown Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1733. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested an exception to the requirements of 28 Pa. Code § 51.34 (relating to revocation of exceptions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1734. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.3.6.5 (relating to scrub facilities).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1735. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically

requests exception from the following standards contained in this publication: 2.2-3.3.6.14 (relating to sub sterile room).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1736. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Geisinger Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.3.6.15 (relating to an anesthesia workroom).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1737. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Geisinger Medical Center Outpatient Surgery—Woodbine for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Medical Center Outpatient Surgery—Woodbine has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1738. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Good Shepherd Specialty Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Good Shepherd Specialty Hospital has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1739. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Hazleton General Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Hazleton General Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.5.6.6, 2.2-3.5.6.7, 2.2-3.5.6.8 and 2.2-3.5.7.1.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1740. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of HealthSouth Rehab Hospital of Mechanicsburg for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that HealthSouth Rehab Hospital of Mechanicsburg has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1741. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Kane Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Kane Community Hospital has requested an exception to the requirements of 28 Pa. Code § 103.31 (relating to the chief executive officer).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1742. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Lehigh Valley Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lehigh Valley Hospital has requested an exception to the requirements of 28 Pa. Code § 139.3(b) (relating to director).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Acting Secretary*

[Pa.B. Doc. No. 13-1743. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Lifecare Hospitals of Mechanicsburg for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lifecare Hospitals of Mechanicsburg has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1744. Filed for public inspection September 20, 2013, 9:00 a.m.]

### **Application of Lifecare Hospitals of Mechanicsburg for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lifecare Hospitals of Mechanicsburg has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1745. Filed for public inspection September 20, 2013, 9:00 a.m.]

### **Application of Philadelphia Surgery Center for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Philadelphia Surgery Center has requested an exception to the requirements of 28 Pa. Code § 569.35(7) (relating to general safety precautions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1746. Filed for public inspection September 20, 2013, 9:00 a.m.]

### **Application of Punxsutawney Area Hospital for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Punxsutawney Area Hospital has requested an exception to the requirements of 28 Pa. Code § 107.26(b)(7) (relating to additional committees).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1747. Filed for public inspection September 20, 2013, 9:00 a.m.]

### **Application of Saint Vincent Surgery Center for Exception**

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Saint Vincent Surgery Center has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.



Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1748. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of St. Luke's Hospital Miners Campus for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Luke's Hospital Miners Campus has requested an exception to the requirements of 28 Pa. Code § 107.64 (relating to administration of drugs).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1749. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC Altoona Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Altoona Surgery Center has requested an exception to the requirements of 28 Pa. Code § 563.5 (relating to storage of medical records).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1750. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC Bedford for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Bedford has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 3.1-3.2.4.2(1) (relating to area).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1751. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC Presbyterian Shadyside for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside has requested an exception to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1752. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC Presbyterian Shadyside for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.4.5.3(1) (relating to patient toilet).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation

to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1753. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC St. Margaret for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC St. Margaret has requested an exception to the requirements of 28 Pa. Code § 107.62 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1754. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of UPMC St. Margaret Harmor Outpatient Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC St. Margaret Harmor Outpatient Center has requested an exception to the requirements of 28 Pa. Code § 555.12 (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1755. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Washington Health System Diagnostic Center—Peters Township for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Washington Health System Diagnostic Center—Peters Township has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 2.2-3.4.42 (relating to design and configuration of the MRI Suite).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1756. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application of Williamsport Regional Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Williamsport Regional Medical Center has requested an exception to the requirements of 28

Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Hospitals and Healthcare Facilities*. The facility specifically requests exception from the following standards contained in this publication: 18.2.3.4, 2.6-2.2.2.1(1) and 2.6-2.2.2.2(1) (relating to aisles, corridors and ramps; maximum number of beds; and area).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1757. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(k) (relating to electric requirements for existing and new construction):

Fairview Manor  
900 Manchester Road  
Fairview, PA 16415  
FAC ID 320802

The following long-term nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Edison Manor Nursing and Rehabilitation Center  
222 West Edison Avenue  
New Castle, PA 16101

Eldercrest Nursing Center  
2600 West Run Road  
Munhall, PA 15120

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1758. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Newborn Screening and Follow-Up Program Technical Advisory Board and Infant Hearing Screening Program Technical Advisory Committee Joint Meeting**

The Newborn Screening and Follow-Up Program Technical Advisory Board, established under the Newborn Child Testing Act (35 P. S. §§ 621—625), and the Infant Hearing Screening Program Technical Advisory Committee, established under the Infant Hearing Education, Assessment, Reporting and Referral (IHEARR) Act (11 P. S. §§ 876-1—876-9), will hold a joint public meeting on Thursday, October 17, 2013, from 10 a.m. until 3 p.m. The meeting will be held at the Department of Transportation, Bureau of Laboratories, 81 Lab Lane, Harrisburg, PA 17110.

For additional information or for persons with a disability who wish to attend the meeting and require auxiliary aid, service or other accommodation to do so contact David Hiester or Arthur Florio, Public Health Program Administrators, Division of Newborn Screening and Genetics at (717) 783-8143, speech and/or hearing impaired persons may use V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without notice.

MICHAEL WOLF,  
Secretary

[Pa.B. Doc. No. 13-1759. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Maximum Allowable Prices and Competitive Prices**

**Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) (relating to selection criteria for authorization and reauthorization; and terms and conditions of participation) and 7 CFR 246.12 (relating to food delivery systems), the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in Regular Cost Counties.

*Maximum Allowable Prices*

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department of Health (Department) will pay Type 1 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz. ....	\$1.33
Beans/Peas—Dry—16 oz. ....	\$2.20
Canned Fish—Pink Salmon ....	\$2.45
Canned Fish—Sardines ....	\$1.56
Canned Fish—Tuna ....	\$1.38
Cereal (per oz.) ....	\$0.32
Cheese, 16 oz. ....	\$7.34
Eggs ....	\$1.80
Gerber Infant Cereal—8 oz. ....	\$2.24
Infant Fruits, 100%—4 oz. ....	\$0.65
Infant Vegetables, 100%—4 oz. ....	\$0.65
Infant Meats, 100%—2.5 oz. ....	\$1.02
Juice—11.5/12 oz. ....	\$2.40
Juice—48 oz. ....	\$3.08
Juice—64 oz. ....	\$3.99
Kosher Cheese—16 oz. ....	\$8.58
Kosher Low Fat Milk—quart ....	\$1.70
Kosher Low Fat Milk—1/2 gallon ....	\$3.25
Kosher Whole Milk—quart ....	\$1.72
Kosher Whole Milk—1/2 gallon ....	\$3.33
Milk, Dry—9.6 oz. ....	\$4.31
Milk, Dry—25.6 oz. ....	\$8.92
Milk, Evaporated—12 oz. ....	\$1.43
Milk, Low Fat—quart ....	\$1.39
Milk, Low Fat—1/2 gallon ....	\$2.57
Milk, Low Fat Lactose Free—quart ....	\$2.44
Milk, Low Fat Lactose Free—1/2 gallon ....	\$3.98
Milk, Whole—quart ....	\$1.39
Milk, Whole—1/2 gallon ....	\$2.58
Milk, Whole Lactose Free—quart ....	\$2.45
Milk, Whole Lactose Free—1/2 gallon ....	\$4.00
Peanut Butter—18 oz. ....	\$3.43
Soy Beverage—Pacific Natural Foods 32 oz. ....	\$3.16
Soy Beverage—8th Continent 64 oz. ....	\$3.37
Tofu—16 oz. ....	\$2.62
Whole Grain—Bread, 16 oz. ....	\$3.49
Whole Grain—Bread, 24 oz. ....	\$4.14
Whole Grain—Brown Rice, 16 oz. ....	\$1.86
Whole Grain—Brown Rice, 24 oz. ....	\$3.04
Whole Grain—Oats, 16 oz. ....	\$2.20
Whole Grain—Oats, 24 oz. ....	\$5.47
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.57
Boost RTF Formula—8 oz. ....	\$1.75
EnfaCare RTF Formula—32 oz. ....	\$7.45
EnfaCare w/Iron Powder Formula—12.8 oz. ....	\$16.03
Enfamil Premium Infant Concentrate Formula— 13 oz. ....	\$4.80
Enfamil Premium Infant RTF Formula—32 oz. ....	\$7.29
Enfamil Premium Infant Powder Formula— 12.5 oz. ....	\$14.87
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.74
Good Start Gentle RTF—Orange Formula— 4-count, 8.45 oz. (33.8 oz.) ....	\$6.65
Good Start Gentle Powder—Orange Formula— 12.7 oz. ....	\$14.94
Good Start Soothe Powder—Purple Formula— 12.4 oz. ....	\$15.61

<i>Description</i>	<i>Maximum Allowable Price</i>
Good Start Soy Concentrate—Blue Formula—12.1 oz. ....	\$4.79
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.) .....	\$6.66
Good Start Soy Powder—Blue Formula—12.9 oz. ....	\$15.61
Good Start Gerber Graduate Soy Powder Formula—24 oz. ....	\$22.23
Good Start Gerber Graduate Gentle Powder Formula—22 oz. ....	\$22.43
Good Start Gerber Graduate Protect Powder Formula—22 oz. ....	\$23.27
Good Start Protect Powder Formula—12.4 oz. ..	\$15.19
Nutramigen Concentrate Formula—13 oz. ....	\$7.36
Nutramigen RTF Formula—32 oz. ....	\$9.39
Nutramigen w/Enflora Powder Formula—12.6 oz. ....	\$24.16
Pediasure RTF Formula—8 oz. ....	\$1.81
Pediasure w/Fiber RTF Formula—8 oz. ....	\$1.83
Pediasure Sidekicks RTF Formula—8 oz. ....	\$2.14
Similac Advance Concentrate Formula—13 oz. ..	\$4.81
Similac Advance RTF Formula—32 oz. ....	\$7.43
Similac Advance w/Iron Powder Formula—12.4 oz. ....	\$15.10
Similac Expert Care Alimentum RTF Formula—32 oz. ....	\$9.34
Similac Expert Care Alimentum Powder Formula—16 oz. ....	\$27.44
Similac Expert Care for Diarrhea RTF Formula—32 oz. ....	\$7.35
Similac Expert Care NeoSure RTF Formula—32 oz. ....	\$7.51
Similac Expert Care NeoSure Powder Formula—13.1 oz. ....	\$15.88
Store Brand Milk Based Concentrate Formula—13 oz. ....	\$3.26
Store Brand Milk Based RTF Formula—32 oz. ..	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz. ....	\$15.34

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2 (relating to price adjustment).

*Competitive Prices*

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC Authorization for Type 1 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz. ....	\$1.23
Beans/Peas—Dry—16 oz. ....	\$2.00
Canned Fish—Pink Salmon .....	\$2.36
Canned Fish—Sardines .....	\$1.51
Canned Fish—Tuna .....	\$1.28
Cereal (per oz.) .....	\$0.30
Cheese, 16 oz. ....	\$6.82
Eggs .....	\$1.83
Gerber Infant Cereal—8 oz. ....	\$2.20

<i>Description</i>	<i>Competitive Prices</i>
Infant Fruits, 100%—4 oz. ....	\$0.64
Infant Vegetables, 100%—4 oz. ....	\$0.64
Infant Meats, 100%—2.5 oz. ....	\$1.01
Juice—11.5/12 oz. ....	\$2.26
Juice—48 oz. ....	\$3.00
Juice—64 oz. ....	\$3.66
Kosher Cheese—16 oz. ....	\$8.00
Kosher Low Fat Milk—1/2 gallon .....	\$3.15
Kosher Whole Milk—1/2 gallon .....	\$3.15
Milk, Low Fat—1/2 gallon .....	\$2.19
Milk, Whole—1/2 gallon .....	\$2.30
Peanut Butter—18 oz. ....	\$3.24
Whole Grain—Bread, 16 oz. ....	\$3.31
Whole Grain—Brown Rice, 16 oz. ....	\$1.71
Whole Grain—Oats, 16 oz. ....	\$2.20
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.43
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.74
Good Start Gentle Powder—Orange Formula—12.7 oz. ....	\$14.94
Good Start Soy Concentrate—Blue Formula—12.1 oz. ....	\$4.79
Good Start Soy Powder—Blue Formula—12.9 oz. ....	\$15.61

**Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in Regular Cost Counties.

*Maximum Allowable Prices*

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department will pay Type 2 Stores in Regular Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz. ....	\$1.38
Beans/Peas—Dry—16 oz. ....	\$2.23
Canned Fish—Pink Salmon .....	\$2.53
Canned Fish—Sardines .....	\$1.70
Canned Fish—Tuna .....	\$1.47
Cereal (per oz.) .....	\$0.33
Cheese, 16 oz. ....	\$7.36
Eggs .....	\$1.93
Gerber Infant Cereal—8 oz. ....	\$2.24
Infant Fruits, 100%—4 oz. ....	\$0.70
Infant Vegetables, 100%—4 oz. ....	\$0.70
Infant Meats, 100%—2.5 oz. ....	\$1.10
Juice—11.5/12 oz. ....	\$2.56
Juice—48 oz. ....	\$3.12
Juice—64 oz. ....	\$4.14
Kosher Cheese—16 oz. ....	\$8.58
Kosher Low Fat Milk—quart .....	\$1.70
Kosher Low Fat Milk—1/2 gallon .....	\$3.25
Kosher Whole Milk—quart .....	\$1.72
Kosher Whole Milk—1/2 gallon .....	\$3.33
Milk, Dry—9.6 oz. ....	\$4.52
Milk, Dry—25.6 oz. ....	\$9.57
Milk, Evaporated—12 oz. ....	\$1.50
Milk, Low Fat—quart .....	\$1.39
Milk, Low Fat—1/2 gallon .....	\$2.57

<i>Description</i>	<i>Maximum Allowable Price</i>
Milk, Low Fat Lactose Free—quart	\$2.49
Milk, Low Fat Lactose Free—1/2 gallon	\$4.34
Milk, Whole—quart	\$1.39
Milk, Whole—1/2 gallon	\$2.58
Milk, Whole Lactose Free—quart	\$2.49
Milk, Whole Lactose Free—1/2 gallon	\$4.36
Peanut Butter—18 oz.	\$3.46
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.16
Soy Beverage—8th Continent 64 oz.	\$3.68
Tofu—16 oz.	\$2.62
Whole Grain—Bread, 16 oz.	\$3.59
Whole Grain—Bread, 24 oz.	\$4.14
Whole Grain—Brown Rice, 16 oz.	\$2.00
Whole Grain—Brown Rice, 24 oz.	\$3.04
Whole Grain—Oats, 16 oz.	\$2.50
Whole Grain—Oats, 24 oz.	\$6.22
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.57
Boost RTF Formula—8 oz.	\$1.81
EnfaCare RTF Formula—32 oz.	\$7.45
EnfaCare w/Iron Powder Formula—12.8 oz.	\$16.03
Enfamil Premium Infant Concentrate Formula—13 oz.	\$5.07
Enfamil Premium Infant RTF Formula—32 oz.	\$7.29
Enfamil Premium Infant Powder Formula—12.5 oz.	\$14.99
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.74
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.75
Good Start Gentle Powder—Orange Formula—12.7 oz.	\$15.24
Good Start Soothe Powder—Purple Formula—12.4 oz.	\$15.69
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$4.79
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.74
Good Start Soy Powder—Blue Formula—12.9 oz.	\$15.72
Good Start Gerber Graduate Soy Powder Formula—24 oz.	\$23.04
Good Start Gerber Graduate Gentle Powder Formula—22 oz.	\$22.86
Good Start Gerber Graduate Protect Powder Formula—22 oz.	\$23.85
Good Start Protect Powder Formula—12.4 oz.	\$15.53
Nutramigen Concentrate Formula—13 oz.	\$7.77
Nutramigen RTF Formula—32 oz.	\$9.39
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$24.28
Pediasure RTF Formula—8 oz.	\$1.97
Pediasure w/Fiber RTF Formula—8 oz.	\$2.04
Pediasure Sidekicks RTF Formula—8 oz.	\$2.14
Similac Advance Concentrate Formula—13 oz.	\$5.05
Similac Advance RTF Formula—32 oz.	\$7.43
Similac Advance w/Iron Powder Formula—12.4 oz.	\$15.17
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.34
Similac Expert Care Alimentum Powder Formula—16 oz.	\$27.73
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$7.35
Similac Expert Care NeoSure RTF Formula—32 oz.	\$7.61

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$15.90
Store Brand Milk Based Concentrate Formula—13 oz.	\$3.26
Store Brand Milk Based RTF Formula—32 oz.	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz.	\$16.67

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

*Competitive Prices*

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC Authorization for Type 2 Stores in Regular Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.28
Beans/Peas—Dry—16 oz.	\$2.07
Canned Fish—Pink Salmon	\$2.45
Canned Fish—Sardines	\$1.57
Canned Fish—Tuna	\$1.35
Cereal (per oz.)	\$0.31
Cheese, 16 oz.	\$6.87
Eggs	\$1.83
Gerber Infant Cereal—8 oz.	\$2.23
Infant Fruits, 100%—4 oz.	\$0.69
Infant Vegetables, 100%—4 oz.	\$0.69
Infant Meats, 100%—2.5 oz.	\$1.08
Juice—11.5/12 oz.	\$2.45
Juice—48 oz.	\$3.04
Juice—64 oz.	\$3.82
Kosher Cheese—16 oz.	\$8.48
Kosher Low Fat Milk—1/2 gallon	\$3.15
Kosher Whole Milk—1/2 gallon	\$3.15
Milk, Low Fat—1/2 gallon	\$2.19
Milk, Whole—1/2 gallon	\$2.30
Peanut Butter—18 oz.	\$3.46
Whole Grain—Bread, 16 oz.	\$3.48
Whole Grain—Brown Rice, 16 oz.	\$1.71
Whole Grain—Oats, 16 oz.	\$2.50
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.43
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.74
Good Start Gentle Powder—Orange Formula—12.7 oz.	\$15.2
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$4.79
Good Start Soy Powder—Blue Formula—12.9 oz.	\$15.72

**Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in Regular Cost Counties.

Maximum Allowable Prices

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department will pay Type 3 Stores in Regular Cost Counties for WIC allowable foods are as follows:

Description	Maximum Allowable Price
Beans, Canned—15.5/16 oz.	\$1.38
Beans/Peas—Dry—16 oz.	\$2.26
Canned Fish—Pink Salmon	\$2.53
Canned Fish—Sardines	\$1.70
Canned Fish—Tuna	\$1.47
Cereal (per oz.)	\$0.36
Cheese, 16 oz.	\$7.38
Eggs	\$1.93
Gerber Infant Cereal—8 oz.	\$2.27
Infant Fruits, 100%—4 oz.	\$0.71
Infant Vegetables, 100%—4 oz.	\$0.71
Infant Meats, 100%—2.5 oz.	\$1.15
Juice—11.5/12 oz.	\$2.61
Juice—48 oz.	\$3.21
Juice—64 oz.	\$4.14
Kosher Cheese—16 oz.	\$8.58
Kosher Low Fat Milk—quart	\$1.70
Kosher Low Fat Milk—1/2 gallon	\$3.25
Kosher Whole Milk—quart	\$1.72
Kosher Whole Milk—1/2 gallon	\$3.33
Milk, Dry—9.6 oz.	\$4.70
Milk, Dry—25.6 oz.	\$9.60
Milk, Evaporated—12 oz.	\$1.58
Milk, Low Fat—quart	\$1.46
Milk, Low Fat—1/2 gallon	\$2.57
Milk, Low Fat Lactose Free—quart	\$2.49
Milk, Low Fat Lactose Free—1/2 gallon	\$4.34
Milk, Whole—quart	\$1.40
Milk, Whole—1/2 gallon	\$2.58
Milk, Whole Lactose Free—quart	\$2.49
Milk, Whole Lactose Free—1/2 gallon	\$4.36
Peanut Butter—18 oz.	\$3.46
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.16
Soy Beverage—8th Continent 64 oz.	\$3.90
Tofu—16 oz.	\$2.62
Whole Grain—Bread, 16 oz.	\$3.59
Whole Grain—Bread, 24 oz.	\$4.14
Whole Grain—Brown Rice, 16 oz.	\$2.15
Whole Grain—Brown Rice, 24 oz.	\$3.04
Whole Grain—Oats, 16 oz.	\$2.79
Whole Grain—Oats, 24 oz.	\$6.22
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.59
Boost RTF Formula—8 oz.	\$1.81
EnfaCare RTF Formula—32 oz.	\$7.45
EnfaCare w/Iron Powder Formula—12.8 oz.	\$17.29
Enfamil Premium Infant Concentrate Formula—13 oz.	\$5.49
Enfamil Premium Infant RTF Formula—32 oz.	\$7.29
Enfamil Premium Infant Powder Formula—12.5 oz.	\$15.87
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$4.89
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.77
Good Start Gentle Powder—Orange Formula—12.7 oz.	\$15.63
Good Start Soothe Powder—Purple Formula—12.4 oz.	\$16.14

Description

Description	Maximum Allowable Price
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$5.00
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.83
Good Start Soy Powder—Blue Formula—12.9 oz.	\$16.16
Good Start Gerber Graduate Soy Powder Formula—24 oz.	\$23.69
Good Start Gerber Graduate Gentle Powder Formula—22 oz.	\$23.27
Good Start Gerber Graduate Protect Powder Formula—22 oz.	\$24.99
Good Start Protect Powder Formula—12.4 oz.	\$15.86
Nutramigen Concentrate Formula—13 oz.	\$7.77
Nutramigen RTF Formula—32 oz.	\$9.39
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$24.28
Pediasure RTF Formula—8 oz.	\$1.99
Pediasure w/Fiber RTF Formula—8 oz.	\$2.09
Pediasure Sidekicks RTF Formula—8 oz.	\$2.14
Similac Advance Concentrate Formula—13 oz.	\$5.05
Similac Advance RTF Formula—32 oz.	\$7.43
Similac Advance w/Iron Powder Formula—12.4 oz.	\$15.62
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.40
Similac Expert Care Alimentum Powder Formula—16 oz.	\$28.29
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$7.35
Similac Expert Care NeoSure RTF Formula—32 oz.	\$7.64
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$15.99
Store Brand Milk Based Concentrate Formula—13 oz.	\$3.26
Store Brand Milk Based RTF Formula—32 oz.	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz.	\$17.99

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

Competitive Prices

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC Authorization for Type 3 Stores in Regular Cost Counties are as follows:

Description	Competitive Prices
Beans, Canned—15.5/16 oz.	\$1.28
Beans/Peas—Dry—16 oz.	\$2.10
Canned Fish—Pink Salmon	\$2.45
Canned Fish—Sardines	\$1.64
Canned Fish—Tuna	\$1.38
Cereal (per oz.)	\$0.34
Cheese, 16 oz.	\$6.92
Eggs	\$1.83
Gerber Infant Cereal—8 oz.	\$2.26

<i>Description</i>	<i>Competitive Prices</i>
Infant Fruits, 100%—4 oz. ....	\$0.70
Infant Vegetables, 100%—4 oz. ....	\$0.70
Infant Meats, 100%—2.5 oz. ....	\$1.15
Juice—11.5/12 oz. ....	\$2.51
Juice—48 oz. ....	\$3.14
Juice—64 oz. ....	\$3.94
Kosher Cheese—16 oz. ....	\$8.48
Kosher Low Fat Milk—1/2 gallon ....	\$3.15
Kosher Whole Milk—1/2 gallon ....	\$3.15
Milk, Low Fat—1/2 gallon ....	\$2.19
Milk, Whole—1/2 gallon ....	\$2.30
Peanut Butter—18 oz. ....	\$3.46
Whole Grain—Bread, 16 oz. ....	\$3.52
Whole Grain—Brown Rice, 16 oz. ....	\$2.11
Whole Grain—Oats, 16 oz. ....	\$2.79
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.54
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.89
Good Start Gentle Powder—Orange Formula—12.7 oz. ....	\$15.63
Good Start Soy Concentrate—Blue Formula— 12.1 oz. ....	\$5.00
Good Start Soy Powder—Blue Formula— 12.9 oz. ....	\$16.16

**Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 1 Stores in High Cost Counties.

*Maximum Allowable Prices*

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department will pay Type 1 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz. ....	\$1.38
Beans/Peas—Dry—16 oz. ....	\$2.26
Canned Fish—Pink Salmon ....	\$2.59
Canned Fish—Sardines ....	\$1.92
Canned Fish—Tuna ....	\$1.38
Cereal (per oz.) ....	\$0.33
Cheese, 16 oz. ....	\$7.48
Eggs ....	\$2.03
Gerber Infant Cereal—8 oz. ....	\$2.30
Infant Fruits, 100%—4 oz. ....	\$0.71
Infant Vegetables, 100%—4 oz. ....	\$0.71
Infant Meats, 100%—2.5 oz. ....	\$1.07
Juice—11.5/12 oz. ....	\$2.48
Juice—48 oz. ....	\$3.16
Juice—64 oz. ....	\$3.99
Kosher Cheese—16 oz. ....	\$8.98
Kosher Low Fat Milk—quart ....	\$1.70
Kosher Low Fat Milk—1/2 gallon ....	\$3.25
Kosher Whole Milk—quart ....	\$1.72
Kosher Whole Milk—1/2 gallon ....	\$3.33
Milk, Dry—9.6 oz. ....	\$4.38
Milk, Dry—25.6 oz. ....	\$9.08
Milk, Evaporated—12 oz. ....	\$1.43
Milk, Low Fat—quart ....	\$1.41
Milk, Low Fat—1/2 gallon ....	\$2.65

<i>Description</i>	<i>Maximum Allowable Price</i>
Milk, Low Fat Lactose Free—quart ....	\$2.51
Milk, Low Fat Lactose Free—1/2 gallon ....	\$3.98
Milk, Whole—quart ....	\$1.41
Milk, Whole—1/2 gallon ....	\$2.66
Milk, Whole Lactose Free—quart ....	\$2.52
Milk, Whole Lactose Free—1/2 gallon ....	\$4.00
Peanut Butter—18 oz. ....	\$3.46
Soy Beverage—Pacific Natural Foods 32 oz. ....	\$3.35
Soy Beverage—8th Continent 64 oz. ....	\$3.51
Tofu—16 oz. ....	\$2.62
Whole Grain—Bread, 16 oz. ....	\$3.59
Whole Grain—Bread, 24 oz. ....	\$4.14
Whole Grain—Brown Rice, 16 oz. ....	\$1.95
Whole Grain—Brown Rice, 24 oz. ....	\$3.89
Whole Grain—Oats, 16 oz. ....	\$2.61
Whole Grain—Oats, 24 oz. ....	\$5.70
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.59
Boost RTF Formula—8 oz. ....	\$1.81
EnfaCare RTF Formula—32 oz. ....	\$7.75
EnfaCare w/Iron Powder Formula—12.8 oz. ....	\$16.36
Enfamil Premium Infant Concentrate Formula—13 oz. ....	\$4.96
Enfamil Premium Infant RTF Formula—32 oz. ....	\$7.29
Enfamil Premium Infant Powder Formula— 12.5 oz. ....	\$15.34
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.89
Good Start Gentle RTF—Orange Formula— 4-count, 8.45 oz. (33.8 oz.) ....	\$6.80
Good Start Gentle Powder—Orange Formula— 12.7 oz. ....	\$15.32
Good Start Soothe Powder—Purple Formula— 12.4 oz. ....	\$16.10
Good Start Soy Concentrate—Blue Formula— 12.1 oz. ....	\$4.94
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.) ....	\$6.69
Good Start Soy Powder—Blue Formula— 12.9 oz. ....	\$15.89
Good Start Gerber Graduate Soy Powder Formula—24 oz. ....	\$22.78
Good Start Gerber Graduate Gentle Powder Formula—22 oz. ....	\$23.08
Good Start Gerber Graduate Protect Powder Formula—22 oz. ....	\$23.65
Good Start Protect Powder Formula—12.4 oz. ....	\$15.47
Nutramigen Concentrate Formula—13 oz. ....	\$7.49
Nutramigen RTF Formula—32 oz. ....	\$9.39
Nutramigen w/Enflora Powder Formula— 12.6 oz. ....	\$24.16
Pediasure RTF Formula—8 oz. ....	\$1.89
Pediasure w/Fiber RTF Formula—8 oz. ....	\$1.96
Pediasure Sidekicks RTF Formula—8 oz. ....	\$2.14
Similac Advance Concentrate Formula—13 oz. ....	\$5.25
Similac Advance RTF Formula—32 oz. ....	\$7.43
Similac Advance w/Iron Powder Formula— 12.4 oz. ....	\$15.44
Similac Expert Care Alimentum RTF Formula—32 oz. ....	\$9.51
Similac Expert Care Alimentum Powder Formula—16 oz. ....	\$28.32
Similac Expert Care for Diarrhea RTF Formula—32 oz. ....	\$7.35
Similac Expert Care NeoSure RTF Formula— 32 oz. ....	\$7.70



<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care NeoSure Powder Formula—13.1 oz. ....	\$16.19
Store Brand Milk Based Concentrate Formula—13 oz. ....	\$3.26
Store Brand Milk Based RTF Formula—32 oz. . .	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz. ....	\$15.34

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

*Competitive Prices*

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC authorization for Type 1 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz. ....	\$1.25
Beans/Peas—Dry—16 oz. ....	\$2.02
Canned Fish—Pink Salmon ....	\$2.46
Canned Fish—Sardines ....	\$1.78
Canned Fish—Tuna ....	\$1.28
Cereal (per oz.) ....	\$0.31
Cheese, 16 oz. ....	\$6.94
Eggs ....	\$1.93
Gerber Infant Cereal—8 oz. ....	\$2.25
Infant Fruits, 100%—4 oz. ....	\$0.68
Infant Vegetables, 100%—4 oz. ....	\$0.68
Infant Meats, 100%—2.5 oz. ....	\$1.04
Juice—11.5/12 oz. ....	\$2.27
Juice—48 oz. ....	\$3.06
Juice—64 oz. ....	\$3.66
Kosher Cheese—16 oz. ....	\$8.88
Kosher Low Fat Milk—1/2 gallon ....	\$3.15
Kosher Whole Milk—1/2 gallon ....	\$3.15
Milk, Low Fat—1/2 gallon ....	\$2.21
Milk, Whole—1/2 gallon ....	\$2.30
Peanut Butter—18 oz. ....	\$3.31
Whole Grain—Bread, 16 oz. ....	\$3.31
Whole Grain—Brown Rice, 16 oz. ....	\$1.80
Whole Grain—Oats, 16 oz. ....	\$2.55
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.45
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.89
Good Start Gentle Powder—Orange Formula—12.7 oz. ....	\$15.32
Good Start Soy Concentrate—Blue Formula—12.1 oz. ....	\$4.94
Good Start Soy Powder—Blue Formula—12.9 oz. ....	\$15.89

**Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 2 Stores in High Cost Counties.

*Maximum Allowable Prices*

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department will pay Type 2 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz. ....	\$1.38
Beans/Peas—Dry—16 oz. ....	\$2.26
Canned Fish—Pink Salmon ....	\$2.59
Canned Fish—Sardines ....	\$1.92
Canned Fish—Tuna ....	\$1.47
Cereal (per oz.) ....	\$0.35
Cheese, 16 oz. ....	\$7.48
Eggs ....	\$2.03
Gerber Infant Cereal—8 oz. ....	\$2.30
Infant Fruits, 100%—4 oz. ....	\$0.71
Infant Vegetables, 100%—4 oz. ....	\$0.71
Infant Meats, 100%—2.5 oz. ....	\$1.10
Juice—11.5/12 oz. ....	\$2.56
Juice—48 oz. ....	\$3.29
Juice—64 oz. ....	\$4.23
Kosher Cheese—16 oz. ....	\$8.98
Kosher Low Fat Milk—quart ....	\$1.70
Kosher Low Fat Milk—1/2 gallon ....	\$3.25
Kosher Whole Milk—quart ....	\$1.72
Kosher Whole Milk—1/2 gallon ....	\$3.33
Milk, Dry—9.6 oz. ....	\$4.52
Milk, Dry—25.6 oz. ....	\$9.57
Milk, Evaporated—12 oz. ....	\$1.51
Milk, Low Fat—quart ....	\$1.46
Milk, Low Fat—1/2 gallon ....	\$2.65
Milk, Low Fat Lactose Free—quart ....	\$2.51
Milk, Low Fat Lactose Free—1/2 gallon ....	\$4.34
Milk, Whole—quart ....	\$1.46
Milk, Whole—1/2 gallon ....	\$2.66
Milk, Whole Lactose Free—quart ....	\$2.52
Milk, Whole Lactose Free—1/2 gallon ....	\$4.38
Peanut Butter—18 oz. ....	\$3.46
Soy Beverage—Pacific Natural Foods 32 oz. ....	\$3.35
Soy Beverage—8th Continent 64 oz. ....	\$3.71
Tofu—16 oz. ....	\$2.62
Whole Grain—Bread, 16 oz. ....	\$3.59
Whole Grain—Bread, 24 oz. ....	\$4.14
Whole Grain—Brown Rice, 16 oz. ....	\$2.01
Whole Grain—Brown Rice, 24 oz. ....	\$3.89
Whole Grain—Oats, 16 oz. ....	\$2.73
Whole Grain—Oats, 24 oz. ....	\$6.30
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.62
Boost RTF Formula—8 oz. ....	\$1.81
EnfaCare RTF Formula—32 oz. ....	\$7.75
EnfaCare w/Iron Powder Formula—12.8 oz. ....	\$16.36
Enfamil Premium Infant Concentrate Formula—13 oz. ....	\$5.20
Enfamil Premium Infant RTF Formula—32 oz. . .	\$7.29
Enfamil Premium Infant Powder Formula—12.5 oz. ....	\$15.34
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.89
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.) ....	\$6.91
Good Start Gentle Powder—Orange Formula—12.7 oz. ....	\$15.45
Good Start Soothe Powder—Purple Formula—12.4 oz. ....	\$16.28

<i>Description</i>	<i>Maximum Allowable Price</i>
Good Start Soy Concentrate—Blue Formula—12.1 oz. ....	\$4.94
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.) ....	\$6.94
Good Start Soy Powder—Blue Formula—12.9 oz. ....	\$16.13
Good Start Gerber Graduate Soy Powder Formula—24 oz. ....	\$23.45
Good Start Gerber Graduate Gentle Powder Formula—22 oz. ....	\$23.41
Good Start Gerber Graduate Protect Powder Formula—22 oz. ....	\$24.17
Good Start Protect Powder Formula—12.4 oz. ....	\$15.87
Nutramigen Concentrate Formula—13 oz. ....	\$7.77
Nutramigen RTF Formula—32 oz. ....	\$9.39
Nutramigen w/Enflora Powder Formula—12.6 oz. ....	\$24.67
Pediasure RTF Formula—8 oz. ....	\$2.23
Pediasure w/Fiber RTF Formula—8 oz. ....	\$2.10
Pediasure Sidekicks RTF Formula—8 oz. ....	\$2.14
Similac Advance Concentrate Formula—13 oz. ....	\$5.25
Similac Advance RTF Formula—32 oz. ....	\$7.43
Similac Advance w/Iron Powder Formula—12.4 oz. ....	\$15.64
Similac Expert Care Alimentum RTF Formula—32 oz. ....	\$9.51
Similac Expert Care Alimentum Powder Formula—16 oz. ....	\$28.32
Similac Expert Care for Diarrhea RTF Formula—32 oz. ....	\$7.49
Similac Expert Care NeoSure RTF Formula—32 oz. ....	\$8.27
Similac Expert Care NeoSure Powder Formula—13.1 oz. ....	\$16.60
Store Brand Milk Based Concentrate Formula—13 oz. ....	\$3.26
Store Brand Milk Based RTF Formula—32 oz. ....	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz. ....	\$16.67

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

*Competitive Prices*

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC Authorization for Type 2 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz. ....	\$1.28
Beans/Peas—Dry—16 oz. ....	\$2.11
Canned Fish—Pink Salmon ....	\$2.46
Canned Fish—Sardines ....	\$1.78
Canned Fish—Tuna ....	\$1.35
Cereal (per oz.) ....	\$0.33
Cheese, 16 oz. ....	\$6.94
Eggs ....	\$1.93
Gerber Infant Cereal—8 oz. ....	\$2.28

<i>Description</i>	<i>Competitive Prices</i>
Infant Fruits, 100%—4 oz. ....	\$0.69
Infant Vegetables, 100%—4 oz. ....	\$0.69
Infant Meats, 100%—2.5 oz. ....	\$1.08
Juice—11.5/12 oz. ....	\$2.45
Juice—48 oz. ....	\$3.15
Juice—64 oz. ....	\$3.92
Kosher Cheese—16 oz. ....	\$8.88
Kosher Low Fat Milk—1/2 gallon ....	\$3.15
Kosher Whole Milk—1/2 gallon ....	\$3.15
Milk, Low Fat—1/2 gallon ....	\$2.21
Milk, Whole—1/2 gallon ....	\$2.30
Peanut Butter—18 oz. ....	\$3.46
Whole Grain—Bread, 16 oz. ....	\$3.48
Whole Grain—Brown Rice, 16 oz. ....	\$1.94
Whole Grain—Oats, 16 oz. ....	\$2.68
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz. ....	\$2.56
Good Start Gentle Concentrate—Orange Formula—12.1 oz. ....	\$4.89
Good Start Gentle Powder—Orange Formula—12.7 oz. ....	\$15.45
Good Start Soy Concentrate—Blue Formula—12.1 oz. ....	\$4.94
Good Start Soy Powder—Blue Formula—12.9 oz. ....	\$16.13

**Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties**

Under 28 Pa. Code §§ 1103.4(5) and 1105.3(a)(1) and 7 CFR 246.12, the WIC Program hereby publishes notice of the Maximum Allowable Prices and Competitive Prices for Type 3 Stores in High Cost Counties.

*Maximum Allowable Prices*

Effective July 1, 2013, through September 30, 2013, the Maximum Allowable Prices the Department will pay Type 3 Stores in High Cost Counties for WIC allowable foods are as follows:

<i>Description</i>	<i>Maximum Allowable Price</i>
Beans, Canned—15.5/16 oz. ....	\$1.43
Beans/Peas—Dry—16 oz. ....	\$2.27
Canned Fish—Pink Salmon ....	\$2.59
Canned Fish—Sardines ....	\$1.92
Canned Fish—Tuna ....	\$1.47
Cereal (per oz.) ....	\$0.37
Cheese, 16 oz. ....	\$7.92
Eggs ....	\$2.03
Gerber Infant Cereal—8 oz. ....	\$2.59
Infant Fruits, 100%—4 oz. ....	\$0.85
Infant Vegetables, 100%—4 oz. ....	\$0.85
Infant Meats, 100%—2.5 oz. ....	\$1.20
Juice—11.5/12 oz. ....	\$2.61
Juice—48 oz. ....	\$3.30
Juice—64 oz. ....	\$4.24
Kosher Cheese—16 oz. ....	\$9.14
Kosher Low Fat Milk—quart ....	\$2.01
Kosher Low Fat Milk—1/2 gallon ....	\$3.39
Kosher Whole Milk—quart ....	\$1.72
Kosher Whole Milk—1/2 gallon ....	\$3.33
Milk, Dry—9.6 oz. ....	\$4.70
Milk, Dry—25.6 oz. ....	\$9.60
Milk, Evaporated—12 oz. ....	\$1.59
Milk, Low Fat—quart ....	\$1.58
Milk, Low Fat—1/2 gallon ....	\$2.79

<i>Description</i>	<i>Maximum Allowable Price</i>
Milk, Low Fat Lactose Free—quart	\$2.51
Milk, Low Fat Lactose Free—1/2 gallon	\$4.34
Milk, Whole—quart	\$1.54
Milk, Whole—1/2 gallon	\$2.80
Milk, Whole Lactose Free—quart	\$2.52
Milk, Whole Lactose Free—1/2 gallon	\$4.38
Peanut Butter—18 oz.	\$3.46
Soy Beverage—Pacific Natural Foods 32 oz.	\$3.35
Soy Beverage—8th Continent 64 oz.	\$3.90
Tofu—16 oz.	\$2.62
Whole Grain—Bread, 16 oz.	\$3.59
Whole Grain—Bread, 24 oz.	\$4.14
Whole Grain—Brown Rice, 16 oz.	\$2.40
Whole Grain—Brown Rice, 24 oz.	\$3.89
Whole Grain—Oats, 16 oz.	\$3.00
Whole Grain—Oats, 24 oz.	\$6.30
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.66
Boost RTF Formula—8 oz.	\$1.81
EnfaCare RTF Formula—32 oz.	\$8.15
EnfaCare w/Iron Powder Formula—12.8 oz.	\$17.29
Enfamil Premium Infant Concentrate Formula—13 oz.	\$5.49
Enfamil Premium Infant RTF Formula—32 oz.	\$7.58
Enfamil Premium Infant Powder Formula—12.5 oz.	\$16.70
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$5.53
Good Start Gentle RTF—Orange Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.94
Good Start Gentle Powder—Orange Formula—12.7 oz.	\$17.28
Good Start Soothe Powder—Purple Formula—12.4 oz.	\$17.39
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$5.39
Good Start Soy RTF—Blue Formula—4-count, 8.45 oz. (33.8 oz.)	\$6.94
Good Start Soy Powder—Blue Formula—12.9 oz.	\$17.24
Good Start Gerber Graduate Soy Powder Formula—24 oz.	\$23.69
Good Start Gerber Graduate Gentle Powder Formula—22 oz.	\$24.15
Good Start Gerber Graduate Protect Powder Formula—22 oz.	\$25.74
Good Start Protect Powder Formula—12.4 oz.	\$16.60
Nutramigen Concentrate Formula—13 oz.	\$7.90
Nutramigen RTF Formula—32 oz.	\$10.03
Nutramigen w/Enflora Powder Formula—12.6 oz.	\$24.67
Pediasure RTF Formula—8 oz.	\$2.31
Pediasure w/Fiber RTF Formula—8 oz.	\$2.43
Pediasure Sidekicks RTF Formula—8 oz.	\$2.39
Similac Advance Concentrate Formula—13 oz.	\$5.37
Similac Advance RTF Formula—32 oz.	\$8.46
Similac Advance w/Iron Powder Formula—12.4 oz.	\$16.59
Similac Expert Care Alimentum RTF Formula—32 oz.	\$9.92
Similac Expert Care Alimentum Powder Formula—16 oz.	\$29.89
Similac Expert Care for Diarrhea RTF Formula—32 oz.	\$8.16
Similac Expert Care NeoSure RTF Formula—32 oz.	\$8.34

<i>Description</i>	<i>Maximum Allowable Price</i>
Similac Expert Care NeoSure Powder Formula—13.1 oz.	\$16.68
Store Brand Milk Based Concentrate Formula—13 oz.	\$3.26
Store Brand Milk Based RTF Formula—32 oz.	\$5.29
Store Brand Milk Based Powder Formula—25.75 oz.	\$17.99

A store must permit purchase of WIC allowable foods that exceed the maximum allowable price to WIC participants using a WIC check; however, the amounts that exceed the maximum allowable price of any WIC allowable foods sold to WIC participants will be billed to the store on a quarterly basis in accordance with 28 Pa. Code § 1105.2.

*Competitive Prices*

To remain WIC Authorized, each store must maintain the minimum inventory of the following WIC food items at, or below, the Competitive Prices listed for the store's peer group. Effective July 1, 2013, through September 30, 2013, the Competitive Prices for WIC Authorization for Type 3 Stores in High Cost Counties are as follows:

<i>Description</i>	<i>Competitive Prices</i>
Beans, Canned—15.5/16 oz.	\$1.37
Beans/Peas—Dry—16 oz.	\$2.11
Canned Fish—Pink Salmon	\$2.46
Canned Fish—Sardines	\$1.78
Canned Fish—Tuna	\$1.38
Cereal (per oz.)	\$0.35
Cheese, 16 oz.	\$6.94
Eggs	\$1.93
Gerber Infant Cereal—8 oz.	\$2.56
Infant Fruits, 100%—4 oz.	\$0.85
Infant Vegetables, 100%—4 oz.	\$0.85
Infant Meats, 100%—2.5 oz.	\$1.20
Juice—11.5/12 oz.	\$2.51
Juice—48 oz.	\$3.24
Juice—64 oz.	\$4.13
Kosher Cheese—16 oz.	\$9.04
Kosher Low Fat Milk—1/2 gallon	\$3.29
Kosher Whole Milk—1/2 gallon	\$3.29
Milk, Low Fat—1/2 gallon	\$2.65
Milk, Whole—1/2 gallon	\$2.79
Peanut Butter—18 oz.	\$3.46
Whole Grain—Bread, 16 oz.	\$3.52
Whole Grain—Brown Rice, 16 oz.	\$2.37
Whole Grain—Oats, 16 oz.	\$2.97
Whole Grain—Soft Corn or Whole Wheat Tortillas, 16 oz.	\$2.61
Good Start Gentle Concentrate—Orange Formula—12.1 oz.	\$5.53
Good Start Gentle Powder—Orange Formula—12.7 oz.	\$17.28
Good Start Soy Concentrate—Blue Formula—12.1 oz.	\$5.39
Good Start Soy Powder—Blue Formula—12.9 oz.	\$17.24

Persons with a disability who require an alternative format of this listing (for example, large print, audiotape, Braille), should contact Renee Sadler, Department of Health, Bureau of WIC, 625 Forster Street, 7th Floor West, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-1289, or for speech and/or hearing

impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1760. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); Minimum Technology Standards

Under 28 Pa. Code § 1103.4(15) (relating to selection criteria for authorization and reauthorization), the WIC Program hereby publishes notice of minimum technology standards. A store applying to become a WIC Authorized store must have all of the following to be considered for authorization:

#### *Minimum Technology Standards*

An existing, active hard wire telephone line on the store's premises.

An active e-mail account for the store owner or manager.

Upon authorization, an active WIC Vendor Assistant (VA) account (obtained by accessing the WIC VA web site at <https://wic.health.state.pa.us/VendorAssistant/>).

An Internet connection on store premises (one of the following):

- Dial-up through an internet provider
- Broadband DSL
- Broadband cable

A personal computer on store premises:

- Internet browser capable of accessing the WIC Vendor Assistant web site
- Adobe Reader software
- If using CheckScan, the following minimum software and hardware are required. (*Note:* These are Windows XP minimum requirements; newer operating systems may require additional hardware.)
  - PC with 300 megahertz or higher processor clock speed
  - Microsoft Windows XP, Vista or Windows 7 operating system
  - Microsoft .Net Framework 2.0 or higher (software)
  - 256 mb RAM
  - 1.5 gigabytes of available hard drive space
  - An available USB port (Version 1.1 or 2.0)

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) should contact Perce Morgan, Department of Health, Bureau of WIC, 7th Floor West Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 783-1289, or for speech and/or hearing

impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1761. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); 2013-2014 WIC Food List

#### **I. 2013-2014 WIC Food List**

Under 28 Pa. Code § 1103.5(a) (relating to minimum inventory), the WIC Program publishes notice of the 2013-2014 WIC Food List which contains the required types of foods and, if applicable, names of the allowable brands of foods. Effective October 1, 2013, the 2013-2014 WIC Food List authorizes the following as allowable foods for the purpose of the WIC Program.

#### *Cheese*

Regular, reduced fat, low fat or fat free, low cholesterol, low sodium, lactose free, smoked or calcium fortified. Cheese must be marked with weight, type and cost. Cheese must be in the form of a block, sliced, shredded, stick or string cheese. Package size must be 8 or 16 ounces.

American (Pasteurized Process)	Cheddar
Cheddarella	Cojack
Colby (Longhorn)	Monterey Jack
Mozzarella	Muenster
Provolone	Swiss

Kosher cheese must be specified on the WIC check to be purchased using a WIC check.

*Not Allowed:* Individually wrapped slices, imported, deli service, cheese foods, imitation cheese, cheese products or spreads, cheese with added ingredients, organic cheese, cheese packed in water.

#### *Cow's Milk*

Fluid (pasteurized; quart, half gallons or gallons) Any fat level allowed as specified on the WIC check. Acidophilus allowed. Lactose free if specified on the WIC check. Evaporated (12-ounce cans) if specified on the WIC check. Dry if specified on the WIC check.

*Not Allowed:* Flavored milk, buttermilk, goat's milk, milk with added calcium, protein or plant sterols, vitamin C, Omega 3s, organic milk, ultra high temperature (UHT) processed milk, milk in glass bottles.

#### *Soy Beverage*

32- or 64-ounce containers: Pacific Natural Foods—Ultra Soy (Plain or Vanilla flavored)  
8th Continent Soymilk  
Original or Vanilla Flavor

*Not Allowed:* Any other brand or type of soy beverage.

#### *Tofu*

16-ounce containers: Azumaya—Firm and Extra Firm  
House Foods Premium—Medium Firm, Firm, Extra Firm  
Nasoya—Silken, Light Silken

*Not Allowed:* Any other brand or type of tofu

*Chicken Eggs*

Any Brand Grade A Regular: large, medium or small raw shell brown or white chicken eggs in one dozen package.

*Not Allowed:* Specialty eggs such as, vegetarian fed, organic eggs, low cholesterol, fat modified, high in omega 3s, and the like.

*Legumes (Beans)*

Black beans, blackeye peas, garbanzo beans, great northern beans, kidney beans, lima beans, navy beans, pinto beans, soybeans, butter beans, pink beans, split peas and lentils.

1 pound dry or 15.5- to 16-ounce canned any brand (canned kidney beans may contain sugar)

*Not Allowed:* Green beans, green peas, snap beans, yellow beans, wax beans, pork-n-beans, beans with added seasonings, sugars, oils, sauces, meats organic beans

*Fruits and Vegetables*

*Fruits Allowed:*

Fresh, whole or cut without added sugars. Frozen, without added sugars. Canned, jarred or multi pack without added sugars, fats, oils or sodium (salt).

*Vegetables Allowed:*

Fresh, whole or cut without added sugars, fats or oils. Frozen, without added sugars, fats or oils.

Canned or jarred, without added sugars, fats or oils. (whole kernel corn and green peas can contain sugar).

Sweet potatoes and yams

Organic fruits and vegetables can be purchased.

*Not allowed:*

- Party trays, fruit baskets, salad bar items
- Items that contain dips or sauces
- *Ingredients other than fruit*—sugar, honey, high fructose corn syrup, heavy or light syrup, dextrose, sucrose, maple syrup, artificial sweeteners, fats, oils or sodium (salt)
- *Ingredients other than vegetables*—sugar, honey, high fructose corn syrup, cheese sauce, noodles, rice, nuts, spices, fats or oils
- *Any type of white potatoes* (including Red Bliss, Purple and Yukon Gold)
- Sauerkraut, pickled vegetables, olives
- Jarred salsa, pasta sauce
- Fresh herbs and spices, edible blossoms
- Dried fruit, dried vegetables, trail mix
- Fruit leathers, fruit snacks, fruit roll-ups
- Fruit and nut mixtures
- Fruit cocktails, cranberry sauce, pie filling
- Baked goods containing fruit or vegetables
- Infant or toddler fruits and vegetables
- Maraschino cherries or products containing maraschino cherries
- Squeezable fruit or vegetable pouches

*Juice*

*Single Strength (48-ounce container, 100% pure juice):*

Apple	Apple & Eve, Giant Eagle, Musselman's, Nestle Juicy Juice, Red & White, Seneca, Shurfine
Cranberry	Apple & Eve Naturally Cranberry, Northland Traditional Cranberry
100% Grape (purple or white)	Nestle Juicy Juice, Red & White, Shurfine, White Rose
Juice Blends	Apple & Eve: Cranberry Apple and Cranberry Raspberry Northland: Cranberry Grape Nestle Juicy Juice: All flavors
Pineapple	Food Club, Shurfine

*Single Strength (64-ounce container, 100% pure juice):*

Apple	America's Choice, Apple & Eve, Essential Everyday, Food Club, Giant, Giant Eagle, Great Value, Hannaford, Harvest Classic, Krasdale, Lucky Leaf, Mott's Musselman's, My Essentials, Old Orchard, Red & White, Seneca, Shop Rite, Shurfine, Tipton Grove, Weis Quality, White Rose
Cranberry	Essential Everyday, Food Club, Giant, Giant Eagle, Great Value, Hannaford, Shop N Save, Shurfine, Weis Quality
Grape (purple, red or white)	America's Choice, Apple & Eve, Essential Everyday, Food Club, Giant, Giant Eagle, Great Value, Hannaford, Krasdale, Mott's Musselman's, Old Orchard, Red & White, Seneca, Shurfine, Tipton Grove, Valu Time, Weis Quality, White Rose
Orange	Any Brand, calcium and vitamin D added allowed
Pineapple	Essential Everyday, Giant, Giant Eagle, Great Value, Libby's, Our Family, Shurfine, Wegmans, Weis Quality
Tomato	Campbell's (regular or low sodium)
Vegetable	Campbell's V8 (regular or low sodium)
Juice Blends	Apple & Eve—all flavors (including Sesame Street) except "Cranberry Juice & More" Nestle Juicy Juice—all flavors Old Orchard—100% juice flavors, no premium flavors
<i>Frozen Concentrated (11.5- to 12-ounce container, 100% pure juice):</i>	
Apple	America's Choice, Food Club, Giant, Hannaford, Great Value, Old Orchard, Seneca, Shop Rite, Shurfine, Value Time, Tipton Grove, Weis Quality
Apple Juice Blends	Old Orchard (all flavors with green pull tab top)
Orange	Any brand (including calcium and vitamin D added)
Grape	Welch's (all flavors with yellow pull tab top)
White Grape Juice Blends	Welch's (all flavors with yellow pull tab top)

Dole All flavors 100% juice  
*Shelf Stable Concentrated (11.5- to 12-ounce container, 100% pure juice):*

Welch's any flavor with yellow trim

*Not Allowed:* Ciders, cocktails, artificial sweeteners, food colorings, added sugar, alcohol, carbonation, fiber, omega 3s, DHA, ARA, beta-carotene, vitamin A, vitamin E, organic juice

#### Cereal

##### Adult/Child Cereals:

Minimum package size 12 ounces

*General Mills:* Cheerios (regular, multigrain, dulce de leche)  
 Chex (wheat, corn, rice)  
 Kix (regular, honey or berry berry)  
 Total (whole grain)  
 Fiber One Honey Clusters,  
 Wheaties (regular flavor only)

*Kellogg Co.:* All Bran Complete Wheat Flakes  
 Corn Flakes  
 Crispix  
 Frosted Mini Wheats Original (Little Bite, Bite Size, Big Bite or Unfrosted)  
 Rice Krispies (regular)  
 Special K (regular)  
 Frosted Mini Wheats Touch of Fruit-Raspberry  
 Frosted Mini Wheats Touch of Fruit-Mixed fruit  
 Scooby Doo

*Malto Meal, bag or box:* Crispy rice, Honey & Oat Blenders (regular or almond)

*Maypo:* Instant Maple Oatmeal

*Nabisco:* Cream of Wheat: Instant original, 1 minute, 2 1/2 minutes, 10 minutes, Whole Grain

*Post:* Banana Nut Crunch  
 Grape-Nuts & Grape-Nut Flakes  
 Bran Flakes  
 Honey Bunches of Oats (Honey Roasted, with Almonds, Cinnamon Clusters, Vanilla Clusters)

*Quaker Co.:* Original Instant Grits  
 Crunchy Corn Bran  
 Toasted Multigrain Crisps  
 Life (regular flavor)  
 Oatmeal Squares (cinnamon or brown sugar)

##### Store Brand Cereal:

Corn Flakes, Toasted Oats, Corn Squares-Biscuits, Rice Squares-Biscuits: (America's Choice, Essentials Every Day, Food Club, Giant, Great Value, Hannaford, Ralston Foods, Shop Rite, Shurfine, Weis Quality)

*Not Allowed:* Individual serving boxes, Organic cereal, any other brand or type of cereal.

#### Peanut Butter

16- to 18-ounce container, labeled "Peanut Butter" only

*Not Allowed:* Reduced fat peanut butter, peanut butter spread, peanut butter mixed with jelly, marshmallow, chocolate or honey, organic peanut butter, added omega 3s, DHA, ARA or artificial sweeteners.

#### Infant Formula

##### Contract Brand

*Milk Based:* Similac Advance

*Soy Based:* Similac Soy Isomil

Other brands and types of formula must be specified on the WIC check.

#### Infant Foods

*Infant Cereal:* Gerber: rice, oatmeal, barley, whole wheat or multigrain in 8- or 16-ounce container.

*Not Allowed:* Organic varieties, variety pack, cereal with fruit, formula, yogurt, DHA or ARA.

*Infant Fruits and Vegetables:* Brand specified on the WIC check: 4-ounce containers of 100% fruits or vegetables.

*Not Allowed:* Desserts, organic varieties, mixed with salt, sugar, cereal, rice, noodles, meats, yogurt, DHA, ARA, flour, starch, any other ingredients or squeezable pouches.

*Infant Meats:* Brand specified on the WIC check: 2.5-ounce containers of single ingredient meats (with or without gravy or broth).

*Not Allowed:* Organic varieties, mixed with salt, sugar, cereal, rice, noodles, vegetables, fruit, DHA, ARA, flour, starch or any other ingredients.

#### Canned Fish

Chunk Light Tuna, Pink Salmon or Sardines in 3.75-, 5- or 6-ounce cans only

*Not Allowed:* Products packed in oil, albacore tuna, brisling sardines, red salmon, organic fish.

#### Whole Grains

##### 16 ounce packages:

##### Whole Wheat Bread & Rolls

Store Brands 100% Whole Wheat Bread:  
 Acme, America's Choice, Best Yet, Giant, Great Value, Hannaford, Shoprite, Shurfine

Arnold—100% Stoneground Whole Wheat Bread  
 Bimbo—100% Whole Wheat Bread  
 Hauswald 100% Whole Wheat Bread  
 Pepperidge Farms—Stoneground 100% Whole Wheat Bread, Very Thin Soft 100% Whole Wheat Bread  
 Roman Meal—Sungrain 100% Whole Wheat Bread  
 Sara Lee—Classic 100% Whole Wheat Bread  
 Stroehmann—Small 100% Whole Wheat Bread  
 Windmill Farms—100% Stoneground Whole Wheat Bread-Hamotzie, 100% Stoneground Whole Wheat Bread-Mezonot, 6 pack Whole Wheat Rolls

##### Tortillas

*Store Brands:* Yellow or White Corn, or Whole Wheat; Food Club, Giant Eagle, Nature's Promise, Weis Quality

Giant Whole Wheat and Corn Tortillas (dairy and shelf stable)  
 Hannaford Whole Wheat Fajita Style  
 Shoprite & Shurfine Hand Made Style Whole Wheat

America's Choice Whole Wheat Tortillas  
 Carlita—Corn or Whole Wheat Tortilla  
 Celia's—Yellow or White Corn and Whole Wheat  
 Chi Chi's—White Corn Tortillas or Whole Wheat Tortilla Fajita Style

Don Pancho—Yellow or White Corn Tortillas or Whole Wheat Tortillas  
 La Banderita—Corn Tortillas and Fajita Whole Wheat  
 La Burrita—Yellow Corn Tortillas  
 MexAmerican—Whole Wheat with Honey  
 Mission—Yellow Corn Extra Thin Tortillas and Whole Wheat Tortillas  
 My Essentials Whole Wheat Tortillas  
 Ortega—Whole Wheat

*Whole Grain Brown Rice:* Uncle Ben's—Natural Whole Grain Brown Rice  
 My Essentials Long Grain Natural Brown Rice

*Store Brands:* America's Choice, Best Yet, Essentials Every Day, Giant, Great Value, Gulf Pacific, Shurfine, White Rose

*Oats:* 16-ounce packages: Mom's Best Natural Quick Oats, Shurfine Quick Oats

*24-ounce packages:*

*Whole Wheat Bread and Rolls*

Arnold—100% Whole Wheat Bread  
 Brownberry—100% Whole Wheat Bread  
 Freihofer—Hearty 100% Whole Wheat Bread  
 Giant Harvest 100% Whole Wheat Bread  
 Gold Medal—Natural or Premium Whole Wheat Bread  
 Pepperidge Farms—Oatmeal Bread, 15 Grain Bread, Soft Honey Whole Wheat Bread  
 ShopRite 100% Stone Ground Wheat Bread  
 Weis Quality—Whole Grain Wheat Bread

*Oats—Quaker Steel Cut Oats*

*Not Allowed:* Any other package size, brand or type of whole grain products, organic whole grains, items with added Omega-3s, dried fruits, seeds, nuts, extra calcium or vitamin D.

## II. Contract Brand of Formula

Under 28 Pa. Code § 1103.5(c), the WIC Program publishes notice of the name of the contract brand of infant formula. The WIC Program has entered into a contract with Abbott Laboratories to be the primary provider of infant formula for the WIC Program. The contract brand of infant formula is Similac Advance and Similac Soy Isomil. Other brands and types of formula must be specified on the WIC check to be authorized for purchase with a WIC check. The information contained herein is effective October 1, 2013.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Perce Morgan, Department of Health, Bureau of WIC, 7th Floor West Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 783-1289, for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
 Secretary

[Pa.B. Doc. No. 13-1762. Filed for public inspection September 20, 2013, 9:00 a.m.]

## Special Supplemental Nutrition Program for Women, Infants and Children (WIC Program); WIC Minimum Inventory Requirements

Under 28 Pa. Code § 1103.5(a)(3) (relating to minimum inventory), the WIC Program publishes notice of the minimum inventory requirements. Effective October 1, 2013, a store shall have available on the premises, at the time of an onsite review and at all times thereafter while participating as a WIC authorized store, the following foods at shelf prices equal to or less than the competitive prices, which is defined as "[t]he price established by the Department, at or below which a store shall maintain the required minimum inventory" by 28 Pa. Code § 1101.2 (relating to definitions). These prices are published in the *Pennsylvania Bulletin* and posted on the Department of Health's (Department) web site at <http://wic.health.state.pa.us/vendorassistant/NonSecured/BecomingAWICVendor.aspx>.

### Formula

Seventeen 13-ounce cans of Similac Advance liquid concentrate.

Ten 12.4-ounce cans of Similac Advance powder

Seventeen 13-ounce cans of Similac Soy Isomil liquid concentrate

Ten 12.4-ounce cans of Similac Soy Isomil powder

Other standard formulas specified on the WIC check are not minimum inventory requirements. The store must be able to provide these within 72 hours after a participant makes a request for this formula.

### Infant Foods

Two varieties of Gerber infant cereal in 8-ounce containers, totaling at least 24 ounces.

Two varieties 100% fruit, any brand, with a total of 32 4-ounce containers.

Two varieties 100% vegetable, any brand, with a total of 32 4-ounce containers.

Two varieties 100% meat, any brand, with a total of 31 2 1/2-ounce containers.

### Fruits and Vegetables

Two varieties of fruits and two varieties of vegetables, fresh, frozen or canned, totaling at least \$15 worth.

### Whole Grains

Two WIC allowable varieties with a total of two 16-ounce packages.

### Milk

Fluid Whole, Vitamin D Fortified: 8 1/2 gallons.

Fluid Skim, Fat Free, Low Fat, or Reduced Fat: 18 1/2 gallons.

### Eggs

Grade "A" Eggs: Three 1 dozen containers large or smaller raw shell eggs.

### Cheese

Three WIC allowable types prepackaged in 8- or 16-ounce containers, totaling at least 4 pounds of cheese.

### Juices

Two WIC allowable single strength varieties with a total of five 48-ounce containers.

Two WIC allowable single strength varieties with a total of two 64-ounce containers.

Two WIC allowable varieties frozen concentrated or shelf stable concentrated, with a total of five 11.5- to 12-ounce containers.

*Cereal*

Adult, five WIC allowable varieties, at least one whole grain variety, in 12-ounce or larger packages totaling at least 60 ounces.

*Peanut Butter*

Two 16- to 18-ounce containers labeled "peanut butter."

*Dried Peas and Beans or Canned Beans*

Two varieties WIC allowable: 1 pound each dried or 15.5- to 16-ounce canned with a total of four cans.

*Canned Fish*

At least 45 ounces in 3.75-, 5- or 6-ounce cans, chunk light tuna, pink salmon or sardines not packed in oil.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Perce Morgan, Department of Health, Bureau of WIC, 7th Floor West Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 783-1289, or for speech and/or hearing impaired persons V/TT (717) 783-6514, or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1763. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Technical Advisory on Access Review of Tiered Networks

Under 28 Pa. Code § 9.603 (relating to technical advisories), the Department of Health (Department), Bureau of Managed Care, is issuing a technical advisory on the Department's interpretation of 28 Pa. Code § 9.679 (relating to access requirements in service areas) requiring a plan to have an adequate provider network as they relate to tiered networks.

Copies of the technical advisory may be obtained by contacting William Wiegmann, Director, Bureau of Managed Care, Department of Health, Room 912, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 787-5193, or for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact William Wiegmann at the previously listed address or telephone number.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 13-1764. Filed for public inspection September 20, 2013, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Public Utility Realty Tax Act (PURTA); Surcharge Rate Notice for the Tax Year Beginning January 1, 2014

72 P. S. § 8111-A(d) requires the Secretary of Revenue to publish the rate of the Public Utility Realty Tax Act (PURTA) surcharge in the form of a notice in the *Pennsylvania Bulletin* by October 1, 2003, and by each October 1 thereafter. The tax rate established in 72 P. S. § 8111-A(d) shall be imposed upon gross receipts taxes as provided in 72 P. S. § 8111-A(d) for the period beginning the next January 1.

The result of the PURTA surcharge calculation provided in 72 P. S. § 8111-A for the tax year beginning January 1, 2014, is zero mills. Therefore, no PURTA surcharge under 72 P. S. § 8111-A(d) will be imposed for the taxable period beginning January 1, 2014.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 13-1765. Filed for public inspection September 20, 2013, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Rosebud Mining Company v. DEP; EHB Doc. No. 2013-160-L

The Rosebud Mining Company has appealed the issuance by the Department of Environmental Protection of an NPDES permit to Rosebud Mining Company for a facility located in Plumcreek Township, Armstrong County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,  
*Chairperson*

[Pa.B. Doc. No. 13-1766. Filed for public inspection September 20, 2013, 9:00 a.m.]



# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or a copy can be obtained from [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
18-423	Department of Transportation Delivery of Certificates of Title	9/6/13	10/10/13
18-432	Department of Transportation Intrastate Motor Carrier Safety Requirements	9/6/13	10/10/13

SILVAN B. LUTKEWITTE, III,  
*Chairperson*

[Pa.B. Doc. No. 13-1767. Filed for public inspection September 20, 2013, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Agency Contract Termination of Dillon-Haney Agency, Inc. under Act 143; Utica First Insurance Company; Doc. No. AT13-09-004

A prereview telephone conference initiated by this office is scheduled for October 23, 2013, at 9:30 a.m. A review of the agency contract termination is scheduled for November 6, 2013, at 9:30 a.m.

Motions preliminary to those at the review, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 8, 2013, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before October 22, 2013.

Persons with a disability who wish to attend the previously-referenced administrative review and require an auxiliary aid, service or other accommodation to participate in the review should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 13-1768. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Application for Domestic Certificate of Authority by OBI America Insurance Company

OBI America Insurance Company has applied for a Certificate of Authority to operate as a domestic stock casualty insurance company in this Commonwealth. The filing was made under The Insurance Company Law of 1921 (40 P. S. §§ 341—1007.15).

Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written

statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Steven L. Yerger, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557 or [syerger@pa.gov](mailto:syerger@pa.gov).

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 13-1769. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P. S. § 1171.8) in connection with the company's termination of the insureds' homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Philadelphia, PA. Failure by an appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in Strawbridge and Clothier, Declaration Hearing Room 4111, 801 Market Street, Philadelphia, PA 19107.

Appeal of Aaron and Lois Kait; file no. 13-188-145747; Great Northern Insurance Company; Doc. No. P13-09-005; November 1, 2013, 9 a.m.

Parties may appear with or without counsel and offer relevant testimony and/or other relevant evidence. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or

photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director at (717) 705-4194.

MICHAEL F. CONSEDINE,  
*Insurance Commissioner*

[Pa.B. Doc. No. 13-1770. Filed for public inspection September 20, 2013, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Executive Board*

Resolution No. CB-13-005, Dated August 12, 2013. Authorizes the Interest Arbitration Award entered into between the Commonwealth and the Pennsylvania State Troopers Association for the period July 1, 2012 through June 30, 2017.

Resolution No. CB-13-006, Dated August 12, 2013. Authorizes the Interest Arbitration Award entered into between the Commonwealth and the FOP Lodge #114 (Game Officers) for the period July 1, 2012 through June 30, 2016.

#### *Governor's Office*

Manual M110.1—2014-15 Budget Instructions, Amended August 15, 2013.

Management Directive No. 505.28—Family Care Account Program, Amended August 22, 2013.

Management Directive No. 580.10—Conducting Interviews for Classified Service Positions, Amended August 15, 2013.

Administrative Circular No. 13-12—Availability—Commonwealth Telephone Directory, Dated August 9, 2013.

MARY JANE PHELPS,  
*Director*  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 13-1771. Filed for public inspection September 20, 2013, 9:00 a.m.]

## LIQUOR CONTROL BOARD

### Expiration of Leases

The Liquor Control Board seeks the following new site:

York County, Wine & Spirits Store #TBD (New Store), Dillsburg, PA

Lease retail commercial space to the Commonwealth. Proposals are invited to provide the Liquor Control Board with approximately 5,000 to 6,000 net useable square feet of new or existing retail commercial space within the Borough of Dillsburg in the vicinity of the junction with Routes 15 and 74 in Dillsburg, PA.

*Proposals due:* October 4, 2013, at 12 p.m.

**Department:** Liquor Control Board  
**Location:** Bureau of Real Estate  
Real Estate Region #2  
Northwest Office Building, Room #313  
910 Capital Street  
Harrisburg, PA 17124-0001  
**Contact:** William M. Matsko  
(717) 787-3016  
wmatsko@pa.gov

JOSEPH E. BRION,  
*Chairperson*

[Pa.B. Doc. No. 13-1772. Filed for public inspection September 20, 2013, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications

**A-2013-2381991. United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink (f/k/a Embarq Pennsylvania) and TCG Delaware Valley, Inc. and TCG Pittsburgh, Inc.** Joint petition of United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink (f/k/a Embarq Pennsylvania) and TCG Delaware Valley, Inc. and TCG Pittsburgh, Inc. for approval of an interconnection, collocation and resale agreement under section 252(e) of the Telecommunications Act of 1996.

United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink (f/k/a Embarq Pennsylvania) and TCG Delaware Valley, Inc. and TCG Pittsburgh, Inc. by its counsel, filed on September 5, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania

Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of joint petition of United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink (f/k/a Embarq Pennsylvania) and TCG Delaware Valley, Inc. and TCG Pittsburgh, Inc. petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1773. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382524. The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and NTELOS PCS North, Inc., d/b/a NTELOS.** Joint petition of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and NTELOS PCS North, Inc., d/b/a NTELOS for approval of commercial mobile radio services interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and NTELOS PCS North, Inc., d/b/a NTELOS, by its counsel, filed on September 10, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink and NTELOS PCS North, Inc., d/b/a NTELOS joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1774. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382317. Verizon North, LLC and Nextel Communications of the Mid-Atlantic, Inc.** Joint petition of Verizon North, LLC and Nextel Communications of the Mid-Atlantic, Inc. for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Nextel Communications of the Mid-Atlantic, Inc., by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Nextel Communications of the Mid-Atlantic, Inc. joint petition are available for inspection and copying at the Office of the Secretary between the hours of 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1775. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382314. Verizon North, LLC and Nextel Partners.** Joint petition of Verizon North, LLC and Nextel Partners for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Nextel Partners, by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Nextel Partners joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1776. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382322. Verizon North, LLC and Sprint Spectrum, LP.** Joint petition of Verizon North, LLC and Sprint Spectrum, LP for approval of amendment No. 3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and Sprint Spectrum, LP, by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 3 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Sprint Spectrum, LP joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1777. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382575. Verizon North, LLC and 365 Wireless, LLC.** Joint petition of Verizon North, LLC and 365 Wireless, LLC for approval of an interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon North, LLC and 365 Wireless, LLC by its counsel, filed on September 7, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and 365 Wireless, LLC joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1778. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382736. Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc., f/k/a Bell Atlantic—Pennsylvania, Inc. and PhillieCo, LP.** Joint petition of Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc., f/k/a Bell Atlantic—Pennsylvania, Inc. and PhillieCo,

LP for approval of amendments Nos. 1—3 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc., f/k/a Bell Atlantic—Pennsylvania, Inc. and PhillieCo, LP by its counsel, filed on September 7, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendments Nos. 1—3 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC, f/k/a Verizon Pennsylvania, Inc., f/k/a Bell Atlantic—Pennsylvania, Inc. and PhillieCo, LP joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1779. Filed for public inspection September 20, 2013, 9:00 a.m.]

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### Telecommunications

**A-2013-2382325. Verizon Pennsylvania, LLC and NPCR, Inc., d/b/a Nextel Partners.** Joint petition of Verizon Pennsylvania, LLC and NPCR, Inc., d/b/a Nextel Partners for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and NPCR, Inc., d/b/a Nextel Partners, by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and NPCR, Inc., d/b/a Nextel Partners joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1780. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Telecommunications**

**A-2013-2382333. Verizon Pennsylvania, LLC and Nextel Communications of the Mid-Atlantic, Inc.** Joint petition of Verizon Pennsylvania, LLC and Nextel Communications of the Mid-Atlantic, Inc. for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Nextel Communications of the Mid-Atlantic, Inc., by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Nextel Communications of the Mid-Atlantic, Inc. joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1781. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Telecommunications**

**A-2013-2382563. Verizon Pennsylvania, LLC and 365 Wireless, LLC.** Joint petition of Verizon Pennsylvania, LLC and 365 Wireless, LLC for approval of an interconnection agreement and amendment No. 1 under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and 365 Wireless, LLC by its counsel, filed on September 7, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement and amendment No. 1 under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of joint petition of Verizon Pennsylvania, LLC and 365 Wireless, LLC are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1782. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Telecommunications**

**A-2013-2382335. Verizon Pennsylvania, LLC and WirelessCo, LP.** Joint petition of Verizon Pennsylvania, LLC and WirelessCo, LP for approval of amendment No. 2 to the interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and WirelessCo, LP, by its counsel, filed on September 6, 2013, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of amendment No. 2 to the interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and WirelessCo, LP joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov), and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1783. Filed for public inspection September 20, 2013, 9:00 a.m.]

**Wastewater Service**

**A-2013-2382745. Little Washington Wastewater Company, d/b/a Suburban Wastewater Co.** Application of Little Washington Wastewater Company, d/b/a Suburban Wastewater Co. for approval of: 1) the acquisition by Little Washington Wastewater Company of the wastewater system assets of Penn Township, situated in a portion of Penn Township, Chester County; and 2) the right of Little Washington Wastewater Company to begin to supply wastewater service to the public in a portion of Penn Township, Chester County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 7, 2013. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Little Washington Wastewater Company

*Through and By Counsel:* Thomas T. Niesen, Esquire, Thomas, Long, Niesen and Kennard, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1784. Filed for public inspection September 20, 2013, 9:00 a.m.]

### Water Service

**A-2013-2382543 and A-2013-2382548. Tri-Valley Water Supply, Inc.** Application of Tri-Valley Water Supply, Inc. for approval of: 1) the sale of its Stone Ridge Manor Water System to the Bowmanstown Water Authority; and 2) the abandonment of water service to the Stone Ridge Manor Development.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before October 7, 2013. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.state.pa.us](http://www.puc.state.pa.us), and at the applicant's business address.

*Applicant:* Tri Valley Water Supply, Inc.—Stone Ridge Manor Water System

*Through and By Counsel:* Thomas T. Niesen, Esquire, Thomas, Long, Niesen and Kennard, 212 Locust Street, Suite 500, P. O. Box 9500, Harrisburg, PA 17108

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 13-1785. Filed for public inspection September 20, 2013, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Motor Carrier Medallion Transfer Application for Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) at Docket A-13-08-02 by the following named applicant. The company has applied to transfer the rights held by JP Cab Corporation (CPC No. 1022421-01, Medallion P-1259) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Benjamin Taxi, LLC**, 2351 South Swanson Street, Philadelphia, PA 19148 registered with the Department of State on April 25, 2013.

*Attorney for Applicant:* David Alperstein, 1617 JFK Boulevard, Suite 510, Philadelphia, PA 19103.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, with a copy served on the applicant by October 7, 2013. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the

applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1786. Filed for public inspection September 20, 2013, 9:00 a.m.]

## PHILADELPHIA REGIONAL PORT AUTHORITY

### Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 13-077.1, Mooring Bollard Replacement at PAMT, until 2 p.m. on Thursday, October 17, 2013. Information (including mandatory prebid information) can be obtained from the web site [www.philaport.com](http://www.philaport.com) under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,  
*Executive Director*

[Pa.B. Doc. No. 13-1787. Filed for public inspection September 20, 2013, 9:00 a.m.]

## STATE BOARD OF BARBER EXAMINERS

### Bureau of Professional and Occupational Affairs v. Takyi B. Williams; Doc. No. 1055-42-2013

On July 16, 2013, the State Board of Barber Examiners (Board) suspended the licenses of Takyi B. Williams, license nos. BL050524L and BM012100, of Philadelphia, Philadelphia County. The Board took this action under the Order of the Court of Common Pleas of Philadelphia dated June 26, 2013, which the court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Senior Counsel in Charge, State Board of Barber Examiners, P. O. Box 2649, Harrisburg, PA 17105-2649.

JOHN E. PAYNE, Jr.,  
*Chairperson*

[Pa.B. Doc. No. 13-1788. Filed for public inspection September 20, 2013, 9:00 a.m.]

## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs v. Roberta Stoffa Schoener, LPN; Doc. No. 0760-51-2012

On July 19, 2013, Roberta Stoffa Schoener, LPN, license no. PN104545L, of Pottsville, Schuylkill County, was reprimanded, assessed a \$1,000 civil penalty and

required to complete 10 hours of continuing education in ethics based on findings she violated a previously issued order.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Board of Nursing's (Board) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

ANN M. COUGHLIN, MBA, MSN, RN,  
*Chairperson*

[Pa.B. Doc. No. 13-1789. Filed for public inspection September 20, 2013, 9:00 a.m.]

## STATE EMPLOYEES' RETIREMENT BOARD

### Hearings Scheduled

The following hearings have been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimant's requests concerning the indicated accounts.

The hearings will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

September 27, 2013	John D. Stouder (D) Death Benefit	1 p.m.
October 17, 2013	Joseph A. Greene Disability Retirement Benefits	1 p.m.

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence

to support their respective positions. The hearings will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DAVID E. DURBIN,  
*Secretary*

[Pa.B. Doc. No. 13-1790. Filed for public inspection September 20, 2013, 9:00 a.m.]

## STATE REAL ESTATE COMMISSION

### Bureau of Professional and Occupational Affairs v. Christopher Zimmermann; Doc. No. 1137-56-13

On July 26, 2013, Christopher Zimmermann, license no. RS211316L, of Center Valley, Lehigh County, was suspended for failing to pay a previously imposed civil penalty.

Individuals may obtain a copy of the order by writing to Juan A. Ruiz, Commission Counsel, State Real Estate Commission, P. O. Box 2649, Harrisburg, PA 17105-2649.

This final order represents the State Real Estate Commission's (Commission) final decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Commission with a copy of their petition for review. The Commission contact for receiving service of the appeals is the previously-named Commission counsel.

GAETANO PICCIRILLI, Esq.,  
*Chairperson*

[Pa.B. Doc. No. 13-1791. Filed for public inspection September 20, 2013, 9:00 a.m.]

