

# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under to 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 May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the Act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following actions on applications received for the week ending September 23, 2014.

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>
8-1-2014	Royal Bank America Narberth Montgomery County	20 Nassau Street Princeton Mercer County, NJ (Limited Service Facility)	Opened
9-8-2014	Union Community Bank Mount Joy Lancaster County	1759 West Main Street Ephrata Lancaster County	Opened
9-19-2014	Prudential Savings Bank Philadelphia Philadelphia County	329 North Main Street Chalfont Bucks County	Filed
9-23-2014	Peoples Security Bank & Trust Company Scranton Lackawanna County	2355 City Line Road Bethlehem Lehigh County	Filed

##### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
8-31-2014	Huntingdon Valley Bank Huntingdon Valley Montgomery County	900 Pine Valley Boulevard Philadelphia Philadelphia County	Closed

##### Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-8-2014	Royal Bank America Narberth Montgomery County	<i>To:</i> 180 West Girard Avenue Philadelphia Philadelphia County  <i>From:</i> 401 Fairmount Avenue Philadelphia Philadelphia County	Effective

#### 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>
9-23-2014	TruMark Financial Credit Union Trevese Bucks County	301 Horsham Road Horsham Montgomery County	Filed

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*

## DEPARTMENT OF EDUCATION

### Cyber Charter School Applications; Public Hearings

The Department of Education (Department) has scheduled three dates for public hearings regarding cyber charter school applications that it received on or before October 1, 2014. The hearings will be held on November 3, 2014, November 10, 2014, and November 14, 2014, in Heritage Rooms A and B on the lobby level of 333 Market Street, Harrisburg, PA 17126, beginning at 9 a.m. on each day. The hearings pertain to applicants seeking to operate a cyber charter school beginning in the 2015-2016 school year. The purpose of the hearings is to gather information from the applicants about the proposed cyber charter schools as well as receive comments from interested individuals regarding the applications. The names of the applicants, copies of the applications and a listing of the dates and times scheduled for the hearing on each application can be viewed on the Department's web site at [www.education.state.pa.us](http://www.education.state.pa.us).

Individuals who wish to provide comments during the hearing on an application must provide a copy of their written comments to the Department and the applicant on or before October 27, 2014. Comments provided by this deadline and presented at the hearing will become part of the certified record. Failure to comply with this deadline will preclude the individual from providing comments at the hearings. Verbal comments may be limited based on the number of individuals requesting time to provide comments and may be limited if the comments are duplicative or repetitive of another individual's comments. Persons who are unable to attend the hearing may also

provide the Department and the applicant with written comments on or before October 27, 2014. Any written comments provided to the Department by this deadline will also become part of the certified record.

During the public hearing on an application, the cyber charter applicant will have 30 minutes to present information about the proposed cyber charter school. Each hearing will be conducted by the panel of individuals who have completed an initial review of the application. The panel members may question the applicant regarding issues identified during their review, as well as issues raised in the written comments filed by the deadline. Panel members may also question individuals who offer verbal comments. Commentators will not be permitted to question either the applicant or the panel members.

Comments sent to the Department should be addressed to Steve Carney, Charter Schools Office, 333 Market Street, 10th Floor, Harrisburg, PA 17126-0333. Hearing agendas will be prepared after October 27, 2014, when the Department is aware of the number of individuals who wish to provide verbal comments at each hearing. The hearing agenda will provide the order of presentation, as well as specify the amount of time allotted to each commentator. Hearing agendas will be posted under the "Charter School Administration" heading on the Department's web site at [http://www.portal.state.pa.us/portal/server.pt/community/charter\\_schools/7356](http://www.portal.state.pa.us/portal/server.pt/community/charter_schools/7356).

For questions regarding these hearings, contact Steve Carney at (717) 787-9744 or [charterschools@pa.gov](mailto:charterschools@pa.gov).

CAROLYN C. DUMARESQ, Ed.D.,  
*Acting Secretary*

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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### APPLICATIONS

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#### 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

*Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.*

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0219487 (Sewage)	Mine 84 Hallam Portal STP Hallam Road (T-477) Amity, PA 15331	Washington County Amwell Township	Unnamed tributary to Redd Run (19-B)	Y
PA0098345 (Sewage)	Clifford Pritts Township Elementary School 1542 Indian Creek Valley Road Melcroft, PA 15462	Fayette County Saltlick Township	Indian Creek (19-E)	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?
PA0221236 (Sewage)	Brocklehurst MHP 350 Fox Mine Road Jackson Center, PA 16133	Mercer County Jackson Township	Unnamed Tributary to Fox Run (20-A)	Y
PA0240061 (Sewage)	Country Acres Personal Care Home 2017 Meadville Road Titusville, PA 16354	Venango County Cherrytree Township	Unnamed Tributary to Prather Creek (16-D)	Y
PA0104019 (Sewage)	Veolia ES Solid Waste of PA 6330 Route 219 Brockway, PA 15824	Jefferson County Washington Township	Unnamed Tributary to the Wolf Run (17-C)	Y

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

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

**PA0086282**, GWCU, SIC Code 4922, **Texas Eastern Transmission LP**, 2601 Market Place, Harrisburg, PA 17110-9363. Facility Name: Texas East—Grantville Compressor Station. This existing facility is located in East Hanover Township, **Dauphin County**.

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

The receiving stream(s), Unnamed Tributary to Bow Creek, is located in State Water Plan watershed 7-D and is classified for Warm Water Fishes 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 0.0884 MGD.

Parameters	Mass (lb/day)			Concentration (ug/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Total PCBs (µg/L)	XXX	XXX	XXX	0.000188	0.000293	0.00047

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

- WQBELs below quantitation limits (QLs)

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 in effect.

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

**PA0006343**, Industrial Waste, SIC Code 3312, **AK Steel Corp**, 9227 Centre Point Drive, West Chester, OH 45069. Facility Name: AK Steel Main Facility. This existing facility is located in the City of Butler & Butler Township, **Butler County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated industrial waste, non-contact cooling water, miscellaneous wastewaters and stormwater. This is a re-draft of the NPDES permit that was originally published in the *Pennsylvania Bulletin* on 7/26/14.

The receiving streams are Connoquenessing Creek (Outfalls 001-005, 007-016, 027-030, 033-037 and 040-048), unnamed tributary to Connoquenessing Creek (Outfall 050), Sawmill Run (Outfalls 006, 026, 031 and 032), Rocklick Run (Outfalls 017-024, 038, 039 and 049) and Sullivan Run (Outfall 025). The receiving streams are in State Water Plan 20-C and are classified for the following uses: warm water fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.341 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
Total Suspended Solids	179	417	XXX	Report	Report	157
Hexavalent Chromium	0.26	0.51	XXX	0.093	0.19	0.23
Total Chromium	2.4	6.0	XXX	Report	Report	2.1
Total Iron	Report	Report	XXX	4.3	8.7	10.9
Total Nickel	1.8	5.4	XXX	Report	Report	1.6

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0029 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly		Minimum	Average Monthly		Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	150
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30

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

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly		Minimum	Average Monthly		Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	150
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30

The proposed effluent limits for Outfall 004 are based on a design flow of 0.034 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0

The proposed effluent limits for Outfall 005 are based on a design flow of 1.5 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	XXX	XXX	9
Total Suspended Solids	1,211	2,935	XXX	Report	Report	242
Oil and Grease	398	1,191	XXX	15	Report	30
Total Chromium	14.7	37	XXX	Report	Report	3.0
Total Iron	55.7	111	XXX	2.54	5.08	6.35
Total Nickel	11.1	33.3	XXX	Report	Report	2.7
Naphthalene	XXX	0.05	XXX	XXX	XXX	XXX
Tetrachloroethylene	XXX	0.08	XXX	XXX	XXX	XXX
Total Dissolved Solids	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0.0029 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>		<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	60
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30

The proposed effluent limits for Outfall 007 are based on a design flow of 1.0 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) (Final)	Report	XXX	XXX	XXX	XXX	XXX
pH (Interim)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids (Interim)	1,181	3,153	XXX	Report	Report	378
(Final)	1,181	3,153	XXX	XXX	XXX	XXX
Oil and Grease (Interim)	XXX	790	XXX	15	Report	30
(Final)	XXX	790	XXX	XXX	XXX	XXX
Total Aluminum (Interim)	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc (Interim)	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Suboutfall 107 are based on a design flow of 1.0 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) Internal Monitoring Point (Final)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.) Internal Monitoring Point (Final)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids Internal Monitoring Point (Final)	Report	Report	XXX	Report	Report	XXX
Oil and Grease Internal Monitoring Point (Final)	Report	Report	XXX	15	Report	30

<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						
Internal Monitoring Point (Final)	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc						
Internal Monitoring Point (Final)	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Suboutfall 207 are based on a design flow of N/A 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)						
Internal Monitoring Point (Final)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)						
Internal Monitoring Point (Final)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids						
Internal Monitoring Point (Final)	XXX	Report	XXX	XXX	Report	XXX
Oil and Grease						
Internal Monitoring Point (Final)	XXX	Report	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 025 are based on a design flow of N/A 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	60
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30

The proposed effluent limits for Outfall 034 are based on a design flow of 0.004 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0

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

- Chemical Additives
- Stormwater
- Warning Sign requirement—Outfalls 001 & 004 (Heated Discharges)
- Monitoring Waiver—Outfall 005—Naphthalene & Tetrachloroethylene
- Reactivation of the Steel Making Processes related to Outfalls 001 & 025
- Electronic Discharge Monitoring Reporting requirement
- Hauled-In Waste Reporting (clarification)

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 not in effect.

**PA0028223**, Sewage, SIC Code 4952, **Corry City Municipal Authority Erie County**, 36 West Main Street, Corry, PA 16407. Facility Name: Corry WWTP. This existing facility is located in Corry City, **Erie County**.

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

The receiving stream, the Hare Creek, is located in State Water Plan watershed 16-B and are classified for Cold Water Fishes and Warm Water Fishes, respectively, as well as 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 3.5 MGD.

Parameters	Mass (lbs/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	7.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	1.2
COD <sub>5</sub>						
May 1 - Oct 31	437	642	XXX	15	22	30
Nov 1 - Apr 30	729	1,167	XXX	25	40	50
BOD <sub>5</sub>						
Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	876	1,314	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	2,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	58	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	175	XXX	XXX	6.0	XXX	12.0
Total Nitrogen	Report	XXX	XXX	Report	XXX	Report
Total Phosphorus	Report	XXX	XXX	Report	XXX	Report
Total Copper						
(Interim)	Report	Report	XXX	Report	XXX	Report
(Final)	0.35	0.52	XXX	0.012	XXX	0.024
Free Available Cyanide						
(Interim)	Report	Report	XXX	Report	XXX	Report
(Final)	0.20	0.30	XXX	0.0069	XXX	0.0138
Bis(2-Ethylhexyl)Phthalate						
(Interim)	Report	Report	XXX	Report	XXX	Report
(Final)	0.11	0.17	XXX	0.004	XXX	0.008

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

- Requirement to Use eDMR System
- Maximizing Treatment at the Existing POTW
- Combined Sewer Overflows
- Solids Management
- Whole Effluent Toxicity (WET)
- Requirements Applicable to Stormwater Outfalls
- Toxics Reduction Evaluation (TRE)

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 not in effect.

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Southwest Regional Office: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.

**PA0095273**, SIC Code 1381, **Fluid Recovery Service LLC**, PO Box 232, Creekside, PA 15732. Facility Name: FRS Josephine Facility. This existing facility is located in Burrell Township, **Indiana County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated oil & gas wastewater.

The receiving stream, Blacklick, is located in State Water Plan watershed 18-D and is classified for Trout Stocking, 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 0.155 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
BOD <sub>5</sub>	Report	Report	XXX	53	163	XXX
Total Suspended Solids	Report	Report	XXX	30	60	XXX
Total Dissolved Solids						
(Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	500	1,000	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Acidity, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	Report	XXX
Alkalinity, Total (as CaCO <sub>3</sub> )						
Effluent Net	XXX	XXX	0	XXX	XXX	XXX
Alkalinity, Total (as CaCO <sub>3</sub> )	XXX	XXX	Report	Report	Report	XXX
Total Aluminum	Report	Report	XXX	0.75	0.75	XXX
Total Antimony	XXX	XXX	XXX	0.206	0.249	XXX
Total Arsenic	XXX	XXX	XXX	0.104	0.162	XXX
Total Barium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	10	20	XXX
Total Cadmium	Report	Report	XXX	0.0102	0.0172	XXX
Total Chromium	XXX	XXX	XXX	0.323	0.746	XXX
Total Cobalt	XXX	XXX	XXX	0.124	0.192	XXX
Total Copper	XXX	XXX	XXX	0.242	0.5	XXX
Total Iron	Report	Report	XXX	1.5	3.0	XXX
Total Lead	XXX	XXX	XXX	0.160	0.350	XXX
Total Manganese	Report	Report	XXX	1.0	2.0	XXX
Total Mercury						
(Interim)	XXX	XXX	XXX	0.000734	0.00234	XXX
(Final)	XXX	XXX	XXX	0.000246	0.0000641	XXX
Total Nickel						
(Interim)	XXX	XXX	XXX	1.45	3.95	XXX
(Final)	XXX	XXX	XXX	0.309	0.794	XXX
Total Selenium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0698	0.176	XXX
Total Silver						
(Interim)	XXX	XXX	XXX	0.0351	0.120	XXX
(Final)	XXX	XXX	XXX	0.0122	0.0318	XXX
Total Strontium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	10	20	XXX
Sulfate	Report	Report	XXX	Report	Report	XXX
Total Uranium (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Total Thallium	XXX	XXX	XXX	0.027	0.042	XXX
Total Tin						
(Interim)	XXX	XXX	XXX	0.165	0.335	XXX
(Final)	XXX	XXX	XXX	0.0367	0.0955	XXX
Total Titanium						
(Interim)	XXX	XXX	XXX	0.0618	0.0947	XXX
(Final)	XXX	XXX	XXX	0.00612	0.0159	XXX
Total Vanadium						
(Interim)	XXX	XXX	XXX	0.0662	0.218	XXX
(Final)	XXX	XXX	XXX	0.0518	0.0628	XXX
Total Zinc						
(Interim)	XXX	XXX	XXX	0.420	0.497	XXX
(Final)	Report	Report	XXX	0.252	0.497	XXX
o-Cresol	XXX	XXX	XXX	0.561	1.92	XXX
2,4,6-Trichlorophenol	XXX	XXX	XXX	0.106	0.155	XXX
Phenol	XXX	XXX	XXX	1.08	3.65	XXX
Acetone	XXX	XXX	XXX	7.97	30.2	XXX
Acetophenone	XXX	XXX	XXX	0.0562	0.114	XXX
Ethylbenzene	XXX	XXX	XXX	Report	Report	XXX
Benzene	Report	Report	XXX	0.001	0.002	XXX
Butyl Benzyl Phthalate	XXX	XXX	XXX	0.0887	0.188	XXX
Total BTEX	XXX	XXX	XXX	0.1	0.2	XXX



Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Chloride (Interim)	Report	Report	XXX	Report	Report	XXX
(Final)	Report	Report	XXX	250	500	XXX
Bromide	Report	Report	XXX	Report	Report	XXX
2-Butanone	XXX	XXX	XXX	1.85	4.81	XXX
Bis(2-Ethylhexyl)Phthalate	XXX	XXX	XXX	0.101	0.215	XXX
Fluoranthene	XXX	XXX	XXX	0.0268	0.0537	XXX
Carbazole	XXX	XXX	XXX	0.276	0.598	XXX
n-Decane	XXX	XXX	XXX	0.437	0.948	XXX
n-Octadecane	XXX	XXX	XXX	0.302	0.589	XXX
p-Cresol	Report	Report	XXX	0.205	0.698	XXX
Pyridine	XXX	XXX	XXX	0.182	0.370	XXX
Toluene	XXX	XXX	XXX	Report	Report	XXX
Total Xylenes	XXX	XXX	XXX	Report	Report	XXX
Gross Alpha (pCi/L)	XXX	XXX	XXX	Report	Report	XXX
Radium 226/228, Total (pCi/L)	XXX	XXX	XXX	Report	Report	XXX

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

- Chemical Additives, Kiskiminetas-Conemaugh TMDL Allocated Load

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.

*Central Office: Bureau of Point and Non-Point Source Management, Planning and Permitting Program Manager, 400 Market Street, Harrisburg, PA 17105-8774, Telephone: 717.787.8184.*

**PA0270784**, Pesticides, SIC Code 0921, **PA Fish & Boat Commission**, 1735 Shiloh Road, State College, PA 16801.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge associated with the application of pesticides (including algaecide, herbicides and fish control chemicals) to control weeds and algae: to maximize fish production in all fish ponds of the state fish hatcheries; and to maintain aesthetic condition around these ponds and lakes associated with Pennsylvania Fish and Boat Commission for anglers, boaters, and all other recreational users statewide.

Applicators are required to follow product labeling instructions of pesticides, which may include provisions to reduce application doses and notify public water suppliers in the event applications are conducted near public water supply intakes. Applicators are required to coordinate with the operators of such drinking water treatment plants prior to treatment to avoid any shortages. The discharges associated with the pesticide applications are not expected to affect public water supplies.

PA DEP has made a tentative determination to issue the NPDES permit subject to the terms and conditions of the permit. An anti-degradation analysis has been completed to document that pesticide application activities in High Quality (HQ) or Exceptional Value (EV) waters will be conducted in a manner that minimizes adverse environmental effects. The proposed permit contains conditions that require implementation of Pest Management Measures, Recordkeeping and Annual Reporting Requirements, Corrective Action Documentation and Reporting, and a Pesticides Discharge Management Plan.

This notice appeared in the August 9, 2014, edition of the *Pennsylvania Bulletin*. The 30-day comment period ended on September 8, 2014. The Department has decided to extend the comment period by an additional 15 days in accordance with 25 Pa. Code § 92a.82(d). You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 717-787-8184. You may submit written comments on the application and draft permit within 15 days to the address above. After the 15-day extended comment period, PA DEP will make a final determination on the issuance of the permit.

The EPA waiver is not in effect.

### **III. WQM Industrial Waste and Sewerage Applications Under the Clean Streams Law (35 P. S. §§ 691.1—691.1001)**

*Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Dr, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.*

**WQM Permit No. 1114405**, Sewage, **City of Johnstown**, 401 Main Street, Johnstown, PA 15901.

This proposed facility is located in the City of Johnstown, **Cambria County**.

Description of Proposed Action/Activity: Proposed construction of new sanitary sewers to replace existing defective sewers in the Moxham—Phase I Area.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source.

**WQM Permit No. 1114404**, Sewage, **Portage Area Sewer Authority**, 606 Cambria Street, Portage, PA 15946-1516.

This proposed facility is located in Portage Township, **Cambria County**.

Description of Proposed Action/Activity: Installation of a new sanitary sewer collection system to serve Martindale and the replacement of Ward 3 sanitary sewers.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source.

**WQM Permit No. 6372404**, Sewage, **Carroll Township Authority**, PO Box 661, Donora, PA 15033.

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

Description of Proposed Action/Activity: The Authority proposes to replace the pumps and add a new comminutor to their existing El Dora pump station.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1514025	Valley Investments Group VII 55 Country Club Drive, Suite 200 Downingtown, PA 19335	Chester	Charlestown Township	Valley Creek EV
PAI01 2314005	Tyler Arboretum 515 Painter Road Media, PA 19063	Delaware	Middletown Township	Ridley Creek HQ—TSF
PAI01 5114016	Wexford Development, LLC 801 W. Baltimore Street, Suite 505 Baltimore, MD 21201	Philadelphia	City of Philadelphia	Schuylkill River WWF—MF
PAI01 5114010-1	The Church of Jesus Christ Latter-Day Saints 50 East North Temple Street Salt Lake City, UT 84150	Philadelphia	City of Philadelphia	Schuylkill River WWF

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

*Lehigh County Conservation District, Lehigh Ag Center, Suite 102, 4184 Dorney Park Rd., Allentown PA 18104*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023914015	Mark Stein Bethlehem Area School District 250 E. Fairview Street Bethlehem, PA 18018	Lehigh	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)
PAI023914014	Randy Soriano Salisbury Township 2900 S. Pike Avenue Allentown, PA 18103	Lehigh	Salisbury Township	Little Lehigh Creek (HQ-CWF, MF)

*Monroe County Conservation District, 8050 Running Valley Rd., Stroudsburg PA 18360-0917*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024514009	Transcontinental Gas Pipeline Company 2800 Post Oak Blvd., Level 17 Houston, TX 77056	Monroe	Tunkhannock Township	UNT to Mud Pond Run (HQ-CWF, MF)

*Northampton County Conservation District, 14 Gracedale Avenue Greystone Bldg., Nazareth PA 18064-9211*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024814011	Wayne Holmberg Victaulic Co. 4901 Kesslerville Road Easton, PA 18040	Northampton	Forks Township	Bushkill Creek (HQ-CWF, MF)

Northwest Region: Watershed Management Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

Elk County Conservation District, Elk Courthouse Annex, 300 Center Street, Ridgway PA 15853

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAI062414001	PADOT District 2 1924 Daisy Street Ext PO Box 342 Clearfield PA 16830	Elk	Ridgway Township	Big Mill Creek HQ-CWF

## 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.

#### APPLICATIONS

#### NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

Agricultural Operation Name and Address	County	Total Acres	Animal Equivalent Units	Animal Type	Special Protection Waters (HQ or EV or NA)	Renewal / New
Dream Farms 13689 Dream Hwy Newburg, PA 17240	Franklin	220.5	2,295	Heifers	NA	Renewal
Melvin Bricker 8310 Ft. McCord Rd. Chambersburg, PA 17202	Franklin	5.9	358.31	Turkey	NA	New
Chickies Creek Farm LLC Dustin Ginder 2537 Risser Mill Road Mount Joy, PA 17552	Lancaster	91.2	1,190.16	Layers	NA	Renewal
Joel Rutt 1178 White Oak Road Manheim, PA 17545	Lancaster	194	410.44	Swine / Broiler / Beef	NA	Renewal

#### Application for NPDES Permit to Discharge to State Waters

Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone: 412.442.4000.

**Application No. PA0252905**, Concentrated Animal Feeding Operation (CAFO), **Washington Trotting Association**. (Meadows Racetrack & Casino), PO Box 449, Meadow Lands, PA 15347-0449.

Mec PA Racing Inc. has submitted an application for an Individual NPDES permit for an existing CAFO known as

Meadows Racetrack & Casino, located in North Strabane Township, **Washington County**.

The CAFO is situated near Unnamed Tributary to Chartiers Creek in Watershed 20-F, which is classified for Warm Water Fishes. The CAFO is designed to maintain an animal population of approximately 845.0 animal equivalent units (AEUs) consisting of 845 horses. Manure will be stored in a covered building and loaded out periodically to export to a mushroom farm or to the Arden Landfill. Washwater from the barns is collected with the sanitary sewer. A release or discharge to waters of the

Commonwealth under normal operating conditions is not expected.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

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

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

### **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**

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

**Permit No. 4614517** Public Water Supply  
Applicant **Pennsylvania Air National Guard**  
County **Montgomery**  
Township **Horsham**

Responsible Official **Jacqueline Siciliano**  
1120 Fairchild Street  
Horsham, PA 19044  
Type of Facility **PWS**  
Consulting Engineer **William N. Malin, P.E.**  
Carroll Engineering Corporation  
949 Easton Road  
Warrington, PA 18976  
Application Received Date **September 8, 2014**  
Description of Action **Rehabilitation of two existing wells. Construction of a new water treatment facility.**

**Permit No. WA-09-1008** Public Water Supply  
Applicant **Doylestown Township Municipal Authority**  
County **Bucks**  
Township **Doylestown**  
Responsible Official **Richard E. John**  
Executive Director  
425 Wells Road  
Doylestown, PA 18901-2717  
Type of Facility **PWS**  
Consulting Engineer **Alfred S. Ciotton, P.E.**  
SC Engineering, Inc.  
P.O. Box 407  
Fort Washington, PA 19034-0407  
Application Received Date **September 3, 2014**  
Description of Action **Application for a subsidiary water allocation for existing water interconnections with North Penn Water Authority and Warrington Township.**

*Northeast Region: Safe Drinking Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915*

**Application No. 4814506**, Public Water Supply.  
Applicant **East Bangor Municipal Authority**  
555 West Central Avenue  
East Bangor, PA 18013  
[Township or Borough] **Upper Mount Bethel Township Northampton County**  
Responsible Official **Brad Wagner, Chairman**  
East Bangor Municipal Authority  
555 West Central Avenue  
East Bangor, PA 18013  
Type of Facility **PWS**  
Consulting Engineer **Mark A. Bahnick, P.E.**  
Van Cleef Engineering Associates  
520 North New Street  
Bethlehem, PA 18018  
Application Received Date **September 8, 2014**  
Description of Action **This application proposes permitting of existing Well #3 to allow its use as a back-up water supply, and connecting this well to the distribution system.**

**Application No. 4514505, Major Amendment, Public Water Supply.**

Applicant **Delaware Water Gap Borough**  
 [Township or Borough] Delaware Water Gap Borough  
 Responsible Official Wayne McWilliams  
 Borough Council President  
 P. O. Box 218  
 Delaware Water Gap, PA 18327

Type of Facility PWS  
 Consulting Engineer Michael Gable, PE  
 Boucher & James Inc.  
 2738 Rimrock Drive  
 Stroudsburg, PA 18360  
 570-629-0300

Application Received 9/11/2014  
 Date

Description of Action Application is for the replacement of the current dilapidated well house and underground chlorine tanks for the operation of Well # 4 used by the Delaware Water Gap Borough water system.

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

**Permit No. 0314503, Public Water Supply.**

Applicant **Ford City Borough**  
 1000 4th Avenue  
 PO Box 112  
 Ford City, PA 16226

[Township or Borough] Ford City Borough  
 Responsible Official Kathy Bartuccio, Council  
 President  
 Ford City Borough  
 1000 4th Avenue  
 PO Box 112  
 Ford City, PA 16226

Type of Facility Water system  
 Consulting Engineer Gibson-Thomas Engineering Co.,  
 Inc.  
 1004 Ligonier Street  
 Box 853  
 Latrobe, PA 15650

Application Received September 23, 2014  
 Date

Description of Action Construction of the Ford City water treatment plant which includes renovation of the existing clarifiers and media filters, new softeners and a reverse osmosis system.

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

**Permit No. 4314501, Public Water Supply**

Applicant **Jiffy Mini Mart**

Township or Borough Jackson Township  
 County **Mercer**  
 Responsible Official Daniel L. Heath  
 Type of Facility Public Water Supply

Consulting Engineer K. Daniel Hall, P.E.  
 DHI Engineering &  
 Environmental Services  
 3037 School Street  
 P.O. Box 29  
 Claridge, PA 15623

Application Received September 8, 2014  
 Date

Description of Action 4-Log treatment of viruses.  
**Permit No. 3314502, Public Water Supply**

Applicant **Falls Creek Borough  
 Municipal Authority**

Township or Borough Falls Creek Borough  
 County **Jefferson**  
 Responsible Official Chad Smith  
 Type of Facility Public Water Supply  
 Consulting Engineer David M. Cunningham, P.E.  
 Keller Engineers, Inc.  
 420 Allegheny Street  
 Hollidaysburg, PA 16648

Application Received September 8, 2014  
 Date

Description of Action Construction of an 8" water main and appurtenances, and a waterline interconnection with Sandy Township. Also, replacement of the filter media and chemical pumps at the Borough water treatment plant and installation of a continuous chlorine analyzer inside the existing valve vault near the in-town water tank.

#### WATER ALLOCATIONS

**Applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth**

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

**WA 25-22B, Water Allocations. Municipal Authority of the Borough of Union City, 29 South Main Street, Union City, PA 16438, Union Township, Erie County.** Renewal of their water rights for continued use of Bentley Run for 700,000 gpd for average day use.

#### 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 publish 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*

**Proposed CVS Store No. 1916 Site**, 1101 North Atherton Street, Ferguson Township, **Centre County**. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, York, PA 17406, on behalf of J.C. Bar Development LLC, 415 Fallowfield Road, Camp Hill, PA 17011, submitted a Notice of Intent to Remediate. A release of hydraulic fluid was discovered underneath the former location of a service garage. The proposed future use of the property will be a CVS Store. The Notice of Intent to Remediate was published in *Centre Daily Times* on August 7, 2014.

**Dakotaland Transportation**, Interstate 80 @ MM 186E, Greene Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf Dakotaland Transportation submitted a Notice of

Intent to Remediate. A release of diesel fuel on the interstate road. The site was and will remain a right-of-way area along the interstate roadway. The Notice of Intent to Remediate was published in *The Daily Times* on July 9, 2014.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Shenango Valley Mall—Sears Auto**, 3303 East State Street, City of Hermitage, **Mercer County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of JSMN International, Inc., 591 Summit Avenue, Suite #522, Jersey City, NJ 07306, submitted a Notice of Intent to Remediate. Historical petroleum contamination has resulted in the site groundwater being impacted with Benzene, Toluene, Ethylbenzene, Xylenes, Cumene, Naphthalene, 1,2-dibromoethane, 1,2-dichloroethane, and Methyl Tert Butyl Ether. The site will be remediated to the Statewide Health Standard. The intended future use of the property will be commercial. The Notice of Intent to Remediate was published in *The Herald* on August 21, 2014.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, Pa 15222-4745*

**XTO Energy—Wyatt Seanor #7 Well Site**, Bigam Road, Salem Township, **Westmoreland County**. Groundwater & Environmental Services, Inc., 301 Commerce Drive, Cranberry Township, PA 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701 has submitted a Notice of Intent to Remediate to meet a combination of the (residential and non-residential) Statewide Health and Site Specific Standards concerning site soils contaminated with volatile and semi-volatile organic compounds (VOC's & SVOC's), metals and chlorides from a release that occurred at the well site. Future use of the property is expected to be a gas production well. Notice of the NIR was published in the *Tribune-Review* on September 9, 2014.

**Christoff Michell Bulk Plant 2** (former Hoover Gas and Oil Bulk Plant), 1205 Theatre Road, Borough of Northern Cambria, **Cambria County**. McKee Environmental, Inc., 218 Washington Ave., Bellefonte, PA 16823 on behalf of Christoff Mitchell Petroleum, 2719 Walton Street, Philipsburg, PA 16866 has submitted a Notice of Intent to Remediate to meet the Statewide Health Standard concerning site soils and groundwater contaminated with petroleum from former underground and above ground storage tanks. Future use of the property is non-residential; continued commercial use. Notice was published in the *Star-Courier* on September 18, 2014.

#### **HAZARDOUS WASTE TREATMENT, STORAGE & DISPOSAL FACILITIES**

**Applications Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401*

**PAR000544486. Elcon Recycling Services, LLC**, 100 Dean Sievers Place, Morrisville PA 19067. A Phase I Siting Application for a proposed commercial hazardous waste storage and treatment facility to be located at 100 Dean Sievers Place within the Keystone Industrial Port Complex in Falls Township, **Bucks County** was submit-

ted to commence the RCRA Hazardous Waste permitting process. The Phase I Siting Application was determined to be administratively complete by the Siting Team on September 16, 2014.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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 general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

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

Copies of the application, the Department's analysis, all pertinent documents used in the evaluation of the application and subsequently prepared proposed plan approvals/operating permits are available for public review during normal business hours at the appropriate Department Regional Office. Appointments for scheduling a review must be made by calling the appropriate Department Regional Office. The address and phone number of the Regional Office is listed before the application notices.

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit, may submit the information to the Department's Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments, protests and information. Each submission must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P. S. §§ 4001—4015), 25 Pa. Code Chap-

ters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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.

### PLAN APPROVALS

**Plan Approval Applications Received under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter B that may have special public interest. These applications are in review and no decision on disposition has been reached.**

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**17-00001E: NRG REMA LLC** (250 Power Plant Drive, Shawville, PA 16873), for the construction of a cooling tower for the utility boilers, (units 1 through 4), at the Shawville Generating Station located in Bradford Township, **Clearfield County**. The facility is a Title V facility.

**54-00009A: Omnova Solutions Inc** (95 Hicory Drive Auburn, PA 17922) has submitted an application to the Pennsylvania Department of Environmental Protection for plan approval to construct a new coating station and drying oven at their facility in West Brunswick Township, **Schuylkill County**.

Plan Approval No. 54-00009A is for installation of a new coating station and associated drying oven on an existing high performance coater. VOC emissions from this source will be controlled by the existing Regenerative Thermal Oxidizer (RTO). The current permit limit of 28 tons/year VOC is not being changed as a result of this new source. The facility shall utilize the RTO for VOC destruction along with a total enclosure for 100% VOC capture. The source shall also comply with 40 CFR Part 63 Subpart JJJJ, and 40 CFR Part 60 Subpart FFF, and 25 Pa. Code § 129.67(b)(3) for VOC destruction efficiency. 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 18701-1915.

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.: 54-00009A 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 18701-1915, Phone 570-826-2511 within 30 days after publication date.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**17-00001E: NRG REMA LLC** (250 Power Plant Drive, Shawville, PA 16873), for the construction of a cooling tower for the utility boilers, (units 1 through 4), at the Shawville Generating Station located in Bradford Township, **Clearfield County**. The facility is a Title V facility.

**Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act 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: James Beach, New Source Review Chief—Telephone: 484-250-5920*

**15-0114A: Action Manufacturing Company** (500 Bailey Crossroads Road, Atglen, PA 19310; Attn: Mr. Randy Aukamp) for the installation of two additional detonator chambers and the use of ethyl alcohol, at an existing ordinance detonator manufacturing facility located in West Fallowfield Township, **Chester County**. This facility is a non-Title V facility. The installation of two additional units will allow for Action Manufacturing to better utilize the detonator chambers without having to reconfigure them as often. Action Manufacturing will continue to maintain the restriction of operating no more than three test chambers at a time, as per their State Only Operating Permit (Source ID 100). Emissions will be controlled by an existing Airomax Filtration System (Source ID C100), which consists of two levels of pre-filters, a set of fabric filter bags, and a high-efficiency particulate air (HEPA) filter. Potential emissions from all criteria pollutants for Source ID 100 are less than 0.1 TPY. Emissions of PM are expected to be less than 0.02 grain per dry standard cubic feet. As part of the operations at the facility, ethyl alcohol is used throughout the facility. It is used in small quantities within the various buildings at the facility, with a total potential VOC emission rate of 4.1 TPY. Because ethyl alcohol usage is dispersed throughout the facility, BAT is best management practices.

The Plan Approval will contain monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

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

**06-05002L: Lehigh Cement Company, LLC** (Evansville Cement Plant and Quarry), (537 Evansville Road,

Fleetwood, Pennsylvania 19522-8541) for installation of mercury emission control systems at their facility in Maiden Creek Township, **Berks County**. Plan Approval No. 06-05002L is for the installation of two (2) new mercury emission control systems on Kiln Nos. 1 & 2 (Source Ids 121 & 122). The mercury emission control systems include dust shuttling and activated carbon injection (ACI) and are part of the facility's compliance strategy with regard to the February 12, 2013 amended 40 CFR Part 63, Subpart LLL—National Emission Standards for Hazardous Air Pollutants from the Portland Cement Manufacturing Industry mercury emission limit. The project will not increase the clinker production capacity of the kilns nor will it debottleneck emission units upstream or downstream of the new equipment. The facility is a Title V facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 40 CFR Part 63, Subpart LLL. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into a State Only Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**25-1030A: Burton Funeral Home & Crematory, Inc.** (602 West 10th Street, Erie, PA 16502), for changes in their method of operating one existing animal crematory (relating to door opening) at their facility in the City of Erie, **Erie County**. Public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44.

Their facility consists of a single animal crematory installed under authorization from GP14-25-1030A. This plan approval application was submitted per the Department's instruction that those crematories which open their primary chamber's door during operation could no longer use the GP-14 for authorization and must be authorized by a plan approval or discontinue the opening of the door during the cremation cycle and continue to maintain their GP-14. Burton Funeral Home & Crematory has elected to apply for a plan approval rather than discontinue the opening of their door which they feel is necessary for efficient and complete cremation cycles. Special conditions will be included in the plan approval which address door opening and its impact on emissions and operation.

Emissions are estimated to be: less than 1.25 tons per year (tpy) of particulate matter, less than 1.0 tpy (each) of SO<sub>x</sub>, NO<sub>x</sub>, CO, VOC, and HAP.

In accordance with 25 Pa. Code § 127.44(e)(1), all the pertinent documents regarding this application (applications, review memos, and draft approvals) are also available for review from 8:00 a.m. to 4:00 p.m. at the Meadville Regional DEP office (Air Quality). Appointments for scheduling a review must be made by calling the DEP at (814) 332-6340.



In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. 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 Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [25-1030A] 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 Jacob G. Chemsak, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6638.

In accordance with 25 Pa. Code § 127.45, a person may oppose the proposed plan approval by filing a written protest with the Department's Northwest Region.

**25-987F: Hanes Erie, Inc.** (7601 Klier Drive, Fairview, PA 16415) for installation of a painting line at their facility in Fairview Township, **Erie County**.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 25-987F to Hanes Erie, Inc. for the installation of a painting line at the company's facility located at 7601 Klier Drive, Fairview Township, Erie County.

The facility currently has a State Only Operating Permit No. 25-00987. The Plan Approval will subsequently be incorporated into the State Only Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Based on the information provided by the applicant and DEP's own analysis, the subject source will result in potential emissions of 2.5 tons of volatile organic compounds (VOC) and 0.8 ton of total hazardous air pollutants (HAP) per year.

The Plan Approval will contain additional recordkeeping, and work practice requirements 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 are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340, for an appointment.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 25-987F and concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Edward Orris, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6636.

### OPERATING PERMITS

#### Intent to Issue Title V Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter G.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131*

**43-00142: Salem Tube Incorporated** (951 4th Street, Reynolds Industrial Park, Greenville, PA 16125-8253) for renewal of a Title V Permit to operate a process steel tube manufacturing facility. The facility is located in Pymatuning Township, **Mercer County**. The facility's emitting sources included 1) Degreaser system boiler, 2) Miscellaneous natural gas usage, 3) Boiler for pickling tank, 4) TCE degreasing system, 5) Annealing furnaces (3) [#2, #7, and #5 Standby], 6) General solvent cleaning, 7) Lubricating operation, 8) TCE Storage tank, 9) Solvent cleaning degreaser, 10) Batch pickling tank, 11) Vacuum cleaning and degreasing machine, 12) TCE storage tank and, 13) Groundwater TCE Clean-Up. The facility is a Title V facility due to its potential to emit Trichloroethylene, a hazardous air pollutant (HAP). The facility provided the following emission inventory for the 2013 calendar year: Ammonia: 0.0076 ton per year (TPY), CO: 0.1991 TPY, Methane: 0.0184 TPY, Carbon Di Oxide: 974.60 TPY, Nitrous Oxide: 0.002 TPY, HAP (TCE): 12.4 TPY VOC (Non-HAP): 5.839 TPY, VOC (including HAP): 18.34 TPY, NO<sub>x</sub>: 0.84 TPY, SO<sub>x</sub>: 0.0049 TPY, PM<sub>10</sub>: 0.0071 TPY. The facility shall maintain the RACT permit #43-172, condition #8, emission restriction of 68.4 tons per year.

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

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

**04-00227: IPSCO Koppel Tubular**, (PO Box 410, Ambridge, PA 15003) In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a Title V Operating Permit renewal to authorize the continued operation of a seamless steel tube manufacturing facility known as the Ambridge Plant, located in Harmony Township, **Beaver County**, Pennsylvania.

IPSCO Koppel Tubulars LLC manufactures seamless steel tubing, ranging in diameter from 2.375" thru 5.500". The majority of that tubing production is from solid 6.5" diameter steel billets produced at other locations. This facility includes various heat treating furnaces, saws, straighteners, lathes, tube upsetters, draft stations and coaters.

Facility-wide emissions reported for the 2013 calendar year include approximately 83.81 tons of NO<sub>x</sub>, 52.87 tons of filterable PM<sub>10</sub>, 18.7 tons of VOC, 10.83 tons of CO, and 0.33 ton of SO<sub>x</sub>. Although actual emissions do not exceed any major source thresholds, the Ambridge plant is a Title V facility because its potential to emit (PTE) NO<sub>x</sub> is greater than the major source threshold (100 tpy). The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 25 Pa. Code Chapters 121–145.

**03-00027: GenOn Northeast Management Company** (121 Champion Way, Canonsburg, PA 15317) In accordance with 25 Pa. Code §§ 127.441, 127.425 and 127.521, the Department is providing notice that they intend to issue a Title V Operating Permit for the continued operation of a coal preparation plant, known as the Keystone Station, located in Plumcreek Township, **Armstrong County**.

The facility is a coal-fired electrical power plant. The main sources at this facility are two pulverized coal-fired (PC) boilers (Source IDs 031 and 032), each with nominal maximum heat inputs of 8,717 MMBtu/hour. Each boiler powers an electrical generator with a nameplate capacity of 936-MW, for a combined capacity of 1,872-MW. Emissions from the PC boilers are controlled by low NO<sub>x</sub> burners and discretionary selective catalytic reduction systems to control NO<sub>x</sub> emissions, ammonia injection enhanced electrostatic precipitators to control PM emissions and wet limestone scrubbers to control sulfur dioxide emissions. The facility also has a discretionary powdered sorbent injection system to provide powdered hydrated lime into the flue gas of both Boiler 1 and Boiler 2. Supporting equipment at this site includes two 138 MMBtu/hour auxiliary boilers, four 3,600-BHP, peaking diesel electrical generators, three emergency diesel generators (Rated at 2,400-bhp, 2,300-bhp and 1,500-bhp.), two emergency fire pumps, limestone processing, two emergency quench pumps, coal storage piles, plant roads, and gypsum production.

This facility has the potential to emit the following type and quantity of pollutants: 91,702 tons of SO<sub>2</sub>, 31,638 tons of NO<sub>x</sub>, 8,165 tons of PM<sub>10</sub>, 6,388 tons of CO, 41 tons of VOC, 41.4 tons of the sum of all HAPs including 7.3 tons of cyanide, 3.8 tons of benzene, 3.8 tons of selenium, 2.4 tons of hydrochloric acid, and 2 tons of benzyl chloride, 15,871,353 tons of CO<sub>2e</sub>, and 3.7 pounds of mercury per year. Sources at the facility are subject to 40 CFR Part 60, Subpart OOO Standards of Performance for Nonmetallic Mineral Processing Plants and Subpart IIII Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and 40 CFR, Part 63, Subpart ZZZZ National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines, Subpart DDDDD National Emission Standards for Hazardous Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters, and Subpart UUUUU National Emission Standards for Hazardous Pollutants for Coal- and Oil-fired Electric Steam Utility Steam Generating Units, as well as 40 CFR 64 Compliance Assurance Monitoring, and 25 Pa. Code Chapters 121–145. No equipment or emission changes are being approved by this action. The permit includes emission limitations and operational, monitoring, testing, recordkeeping, and reporting requirements for the facility.

DEP also intends to issue an Acid Rain Permit for this site. The Title IV Permit is included by reference in the

Title V Operating Permit renewal. The EGUs at this facility comply with a Phase II NO<sub>x</sub> Averaging Plan. During the Department's review, SO<sub>2</sub> allowances were obtained from EPA's Acid Rain Program Database as follows:

Calendar Year	2014	2015	2016	2017	2018
Unit 1	28,267	28,267	28,267	28,267	28,267
Unit 2	30,098	30,098	30,098	30,098	30,098

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

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

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

**09-00010: Teva Pharmaceuticals USA, Inc.**, (650 Cathill Road, Sellersville, PA 18960) for a non-Title V, State Only, Synthetic Minor Operating Permit in West Rockhill Township, **Bucks County**. This action is a second renewal of the State Only Operating Permit. The permit was initially issued on 12/16/2004 and was subsequently renewed on 3/2/2009. TEVA Pharmaceuticals USA Inc. manufactures granular pharmaceutical products that emit volatile organic compounds in the drying process. Volatile organic compounds are limited through this permit to 24.0 tons per year from these drying processes. The facility also has three (3) boilers, two (2) emergency generators, and two (2) fire pumps that burn No. 2 fuel oil. The renewed 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: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**54-00019: Air Products and Chemicals, Inc.**, (357 Marian Avenue, Tamaqua, PA 18252) The Department intends to issue a renewal State Only (Synthetic Minor) operating permit for an Industrial Gas manufacturing facility in Rush Township, **Schuylkill County**. The permittee is taking source level limitations to maintain Synthetic Minor status. The State Only (Synthetic Minor) operating permit includes emissions, monitoring, record keeping, reporting, testing and additional conditions designed to ensure compliance with all applicable Federal and State air pollution control requirements.

**54-00067: Keystone Potato Products, LLC** (2317 Shermans Mountain Road, Hegins, PA 17938-0027) The Department intends to issue a renewal State Only operating permit for a potato products manufacturing facility in Frailey Township, **Schuylkill County**. The facility has potential to emit particulate matter (PM), volatile organic compounds (VOCs), hazardous air pollutants (HAPs), nitrogen oxides (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>) and carbon monoxide (CO) below the major emission thresholds. The proposed State Only Operating Permit contains applicable requirements for emissions limitations, monitoring, record keeping, reporting and work practice standards designed to ensure facility compliance with Federal and State air pollution regulations.

**35-00065: Insituform Technologies, LLC** (17988 Edison Avenue, Chesterfield, MO 63005-3700) for con-

struction of water, sewer, and utility lines in Olyphant Borough, **Lackawanna County**. The sources consist of two storage tanks and flexible pipeline liner manufacturing process. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Natural Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

**48-00063: Columbia Gas Transmission** (1700 MacCorkle Avenue, Charleston, WV 25314) for pipeline transportation of natural gas in Williams Township, **Northampton County**. The primary sources consist of two Reciprocating Engines/Integral Compressors with Oxidation Catalyst as control devices. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Natural Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

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

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

**21-05036: Hempt Brothers, Inc.** (205 Creek Road, Camp Hill, PA 17011) to issue a State Only Operating Permit for their batch asphalt operation located in Lower Allen Township, **Cumberland County**. The primary emissions from the facility are particulate matter; the potential emissions from the facility are estimated at 17 tpy after controls. 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 for Source group ID 001 derived from 25 Pa. Code §§ 123.13(b)(2) and 123.21(b).

**06-05095: Unicast Company** (241 North Washington Street, Boyertown, PA 19512) to issue a State Only Operating Permit for their gray iron foundry in Boyertown Borough, **Berks County**. Actual emissions from the facility in 2013 were estimated at 4.3 tons CO, 0.3 ton NO<sub>x</sub>, 26.9 tons PM<sub>10</sub>, 2.2 tons SO<sub>x</sub>, 3.6 tons VOC, 0.3 ton of a single HAP, and 0.4 ton of combined 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 25 Pa. Code § 129.63, 40 CFR 63, Subpart ZZZZZ—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries at Area Sources & 40 CFR 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

**67-03021: General Dynamics OTS** (200 East High Street, Red Lion, PA 17356) to issue a State Only Operating Permit for operation of a boiler and metal finishing operations at the ordinance and tactical systems plant in Red Lion Borough, **York County**. Potential emissions from the natural gas boiler are estimated at 4.88 tpy of nitrogen oxides and 0.4 tpy of particulate

matter. Particulate matter emissions from metal finishing are less than one ton per year. The Operating Permit includes 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 for 40 CFR 63, Subpart WWWW—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6131*

**25-00996: Advanced Finishing USA**, (7401 Klier Drive, Fairview, PA 16415) to issue the renewal of the State Only Operating Permit for the coating facility located in Fairview Township, **Erie County**. The primary sources at the facility include 2 paint booths; 10 natural gas fueled process ovens; and a 475,000 Btu/hr natural gas fueled burn off oven. The facility is a Natural Minor. Potential emissions are 8.17 tpy VOC, 17.19 tpy for PM, and less than 1 tpy for CO, SO<sub>x</sub>, NO<sub>x</sub>, & all HAPs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**62-00171: Meridien Hardwoods of PA Inc.** (2595 Old Pittsfield Road, PO Box 227, Pittsfield, PA 16340), to issue a renewal State Only Operating Permit for wood manufacturing operations at the facility located in Pittsfield Township, **Warren County**. The facility is a Natural Minor. The primary sources at the facility include a natural gas / waste oil boiler and a backup natural gas boiler for providing steam for the wood drying kilns. The facility also has various woodcutting and trimming operations. The facility oil boiler was converted to natural gas and will not be subject to 40 CFR 63 Subpart JJJJJ because they will burn oil for a combined total of 48 hours or less during any calendar year for periodic testing. The actual emissions from the facility are less than: PM<sub>10</sub>—1.2 TPY; PM<sub>2.5</sub>—1.1 TPY; SO<sub>x</sub>—0.02 TPY; NO<sub>x</sub>—4.5 TPY; VOC—0.85 TPY; and CO—3.8 TPY. The permit contains the requirements of the previous plan approval 62-171A.

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

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

**25-00996: Advanced Finishing USA**, (7401 Klier Drive, Fairview, PA 16415) to issue the renewal of the State Only Operating Permit for the coating facility located in Fairview Township, **Erie County**. The primary sources at the facility include 2 paint booths; 10 natural gas fueled process ovens; and a 475,000 Btu/hr natural gas fueled burn off oven. The facility is a Natural Minor. Potential emissions are 8.17 tpy VOC, 17.19 tpy for PM, and less than 1 tpy for CO, SO<sub>x</sub>, NO<sub>x</sub>, & all HAPs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**62-00171: Meridien Hardwoods of PA Inc.** (2595 Old Pittsfield Road, PO Box 227, Pittsfield, PA 16340), to issue a renewal State Only Operating Permit for wood manufacturing operations at the facility located in Pittsfield Township, **Warren County**. The facility is a

Natural Minor. The primary sources at the facility include a natural gas / waste oil boiler and a backup natural gas boiler for providing steam for the wood drying kilns. The facility also has various woodcutting and trimming operations. The facility oil boiler was converted to natural gas and will not be subject to 40 CFR 63 Subpart JJJJJJ because they will burn oil for a combined total of 48 hours or less during any calendar year for periodic testing. The actual emissions from the facility are less than: PM<sub>10</sub>—1.2 TPY; PM<sub>2.5</sub>—1.1 TPY; SO<sub>x</sub>—0.02 TPY; NO<sub>x</sub>—4.5 TPY; VOC—0.85 TPY; and CO—3.8 TPY. The permit contains the requirements of the previous plan approval 62-171A.

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

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

**03-00151: Rosebud Mining Company** (301 Market Street, 435, Kittanning, PA 16201), for an initial facility-wide Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Dutch Run Coal Preparation Plant, DARMAC #2, located in Plumcreek Township, **Armstrong County**. The facility contains air contamination sources consisting of coal stockpiles, conveyers, one breaker, one crusher, screens, froth flotation, loadout, and roadways. Air pollution prevention equipment at the Facility includes covers, enclosures, a water truck, and tarping of truck loads. Coal throughput is limited to a maximum of 1,300,000 tons of cleaned coal per year. Facility emissions are 26.6 tons of VOC, 18.7 tons of PM<sub>10</sub>, 1.8 tons of NO<sub>x</sub>, and 0.5 ton of CO per year. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to 40 CFR 60, Subpart Y, 40 CFR 63, Subpart ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility.

**11-00306 Penn Cambria School District**, (201 6th St., Cresson, PA, 16630-1363), for a renewal Air Quality Synthetic Minor State Only Operating Permit (SOOP) to authorize the operation of the Penn Cambria High School located in Cresson Boro, **Cambria County**. Equipment at this facility includes one tri-fuel boiler which burns primarily coal, a natural gas-fired boiler, a natural gas-fired hot water boiler, and an emergency generator fired on natural gas. Potential emissions from the facility are based on a limit of burning 2,150 tons of coal per consecutive 12-month period in the tri-fuel boiler, 8,760 hours of operation for the natural gas boiler and hot water boiler, and 500 hours of operation per consecutive 12-month period for the emergency generator. Potential emissions are estimated to be 13.8 tons NO<sub>x</sub>, 1.6 tons VOCs, 14.8 tons CO, 5.9 tons particulate matter, and 76.6 tons SO<sub>2</sub>. Emission from the tri-fuel boiler are controlled with a Breslove Separator. No emission or equipment changes are being proposed by this action. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed SOOP renewal includes conditions relating to applicable emissions restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements.

**03-00224: McVile Mining Company** (301 Market Street, 435, Kittanning, PA 16201), for an initial facility-wide Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Clementine Mine Coal Preparation Plant, located in South Buffalo Township, **Armstrong County**. The facility contains air contamination sources consisting of coal stockpiles, convey-

ers, crusher, screens, gravimetric separation, froth flotation, loadout, and roadways. Air pollution prevention equipment at the Facility includes covers, enclosures, a water truck, and tarping of truck loads. Coal throughput is limited to a maximum of 1,300,000 tons of cleaned coal per year. Facility emissions are 17.6 tons of VOC, 8.3 tons of PM<sub>10</sub>, and 0.8 ton of NO<sub>x</sub> per year. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to 40 CFR 60, Subpart Y, 40 CFR 63, Subpart ZZZZ, and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, testing, reporting and recordkeeping requirements for the facility.

## 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*

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

**03921602 and NPDES No. PA0214388. Glacial Sand & Gravel Company**, (PO Box 1022, Kittanning, PA 16201). To renew the permit for the Glacial Coal Tipple in East Franklin Township, **Armstrong County** and related NPDES permit. No additional discharges. The application was considered administratively complete on September 16, 2014. Application received December 6, 2013.

**56911602 and NPDES No. PA0214400. Berwind Coal Sales Company**, (509 15th Street, Windber, PA 15963-1603). To renew the permit for the Huskin Run Tipple in Shade Township, **Somerset County** and related NPDES permit. No additional discharges. The application was considered administratively complete on September 16, 2014. Application received December 6, 2013.

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

**Permit No. 11970106 and NPDES No. PA0234591, Laurel Sand & Stone, Inc.**, 210 East Main Street, P.O. Box 556, Ligonier, PA 15658, commencement, operation and restoration of a bituminous surface mine to reconstruct the outfalls of Sediment basins SP-1, SP-4 and SP-5 to be modified to a non-point source discharge due to the TMDL limits of the renewed permit in Jackson Township, **Cambria County**, affecting 85.2 acres. Receiving stream: unnamed tributary to south Branch of Blacklick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: August 29, 2014.

**Permit No. 56793091 and NPDES No. PA0119296. Hardrock Coal Company**, 275 Saddle Ridge Road, Berlin, PA 15530, permit renewal of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 559.9 acres. Receiving streams: unnamed tributaries to/and Tubs Run and an unnamed tributary to Millers Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2014.

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

**14080102 and NPDES PA0256854. AMFIRE Mining Company, LLC** (One Energy Place, Latrobe, PA 15650). Permit renewal for the continued operation and restoration of an existing bituminous surface and auger mine located in Rush Township, **Centre County** affecting 173.4 acres. Receiving streams: Unnamed Tributaries to Moshannon Creek classified for Trout Stocked Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2014.

*New Stanton District Office: 131 Broadview Road, New Stanton, PA 15672, 724-925-5500*

**30080201 and NPDES Permit No. PA0251470. Shannopin Materials, Inc.** (308 Dents Run Road, Morgantown, WV 26501). Renewal application for continued mining to an existing bituminous surface mine, located in Monongahela Township, **Greene County**, affecting 39 acres. Receiving streams: unnamed tributaries to Monongahela River, classified for the following use: WWF. The potable water supplies with intake within 10 miles downstream from the point of discharge: Dunkard

Valley Water Authority and Masontown Water Works. Renewal application received: September 12, 2014.

**26090104 and NPDES Permit No. PA0251721. David L. Patterson, Jr.** (12 Shortcut Road, Smithfield, PA 15478). Renewal application for reclamation only to an existing bituminous surface mine, located in Nicholson Township, **Fayette County**, affecting 43.6 acres. Receiving streams: unnamed tributaries to Cats Run, classified for the following use: WWF. The potable water supplies with intake within 10 miles downstream from the point of discharge: Carmichaels Municipal Authority and Masontown Water Works. Renewal application received: September 11, 2014.

**03830116 and NPDES Permit No. PA0599727. Bedrock Mines, LP** (111 Freeport Road, Pittsburgh, PA 15215). Renewal application for reclamation only to an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**, affecting 830 acres. Receiving streams: unnamed tributaries of Mill Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: September 11, 2014.

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

**16090102. Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242) Renewal of an existing bituminous surface and auger mine in Porter Township, **Clarion County** affecting 46.0 acres. Receiving streams: Three unnamed tributaries to Leisure Run and one unnamed tributary to Long Run, both classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Redbank Valley Municipal Authority. This renewal is for reclamation only. Application received: September 15, 2014.

**16140108. Ben Hal Mining Company** (389 Irishtown Road, Grove City, PA 16127) Commencement, operation and restoration of a bituminous surface mine in Elk Township, **Clarion County** affecting 14.8 acres. Receiving streams: Unnamed tributary to Little Deer Creek and unnamed tributary to Little Paint Creek, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: September 12, 2014.

*Coal Applications Withdrawn*

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

**65131301 and NPDES No. PA0236241, LCT Energy, LP**, (938 Mt. Airy Drive, Suite 200, Johnstown, PA 15904). To operate the Rustic Ridge #1 Mine in Donegal Township and Donegal Borough, Westmoreland County, and Saltlick Township, **Fayette County** to operate a new underground mine and related NPDES permit. Surface Acres Proposed 67.7, Underground Acres Proposed 2,886.5, Subsidence Control Plan Acres Proposed 2,780.6. Receiving Stream: Champion Creek, classified for the following use: CWF. The application was considered administratively complete on June 20, 2014. Application received April 7, 2014. Application withdrawn September 16, 2014.

*Noncoal Applications Received*

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

**37010301. Allegheny Mineral Corporation** (P.O. Box 1022, Kittanning, PA 16201) Revision to an existing

industrial minerals mine to add 8.0 acres in Slippery Rock Township, **Lawrence County** affecting a total of 205.0 acres. Receiving streams: Slippery Rock Creek, classified for the following uses: CWF. The first downstream potable water supply intake from the point of discharge is Camp Allegheny. Application received: August 29, 2014.

#### 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 accord-

ance 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

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

**NPDES No. PA0269387 (Mining Permit No. 11130101), Laurel Sand & Stone, Inc.,** 210 East Main Street, P.O. Box 556, Ligonier, PA 15658-0558, new NPDES permit for surface mine in Elder and Susquehanna Townships, **Cambria County**, affecting 382 acres. Receiving streams: Little Brubaker Run to Brubaker Run, classified for the following use: cold water fishery. This receiving stream is included in the Chest Creek sediment TMDL. Application received: March 20, 2014.

The outfall listed below discharges to Little Brubaker Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (TP-1)	Y
002 (TP-2)	Y
003 (TP-3)	Y
004 (TP-4)	Y
005 (SP-1)	Y
006 (SP-2)	Y
007 (SP-3)	Y
008 (SP-4)	Y
009 (SP-5)	Y
010 (7-4)	Y

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

*Outfalls: 001, 002, 003, 004, 005, 006, 007, 008, 009 & 010*

<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)	1.9	3.8	4.75
Aluminum (mg/l)	1.3	2.6	3.25
Total Suspended Solids (mg/l)	25.7	51.4	66.1
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Outfalls: 005, 006, 007, 008, 009 (>10yr/24hr precip. Event)*

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

## 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 ap-

proval 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.

**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.**

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

*Southeast Region: Waterways and Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5900*

**E23-507. Aston Township**, 5021 Pennell Road, Aston, PA, 1904, Aston Township, **Delaware County**, ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated minor re-alignment, stream bank restoration and regrading of the East Branch Marcus Hook Creek (WWF) under the Weir Park Drainage Improvements Project. Specific water obstruction and encroachment are:

1. To replace an existing 51" X 72" culvert and construct and maintain in its place a 20-foot and 6-foot conspan arch bridge which conveys the East Branch Marcus Hook Creek through Weir Park.
2. To provide for energy dissipation by lining the downstream side of the proposed bridge with rip-rap.
3. To construct and maintain stream bank protection for the downstream right bank along with minor grading and the installation of cross vane deflectors upstream of the bridge to facilitate the Streambank restoration overall strategy.
4. To construct and maintain a coir mat liner and plants through the project area and on the banks of the stream to create a riparian buffer area.

The project site mid-section of the stream reach is located approximately 200 feet south of the intersection of Belleview Drive and Weir Road in Aston Township, Delaware County. (Meridian at the center of the River Reach -Latitude 39° 05' 38.13"; Longitude 75° 26' 24.17").

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

**E03-461. PennDOT District 10-0**, 2550 Oakland Ave. PO Box 429 Indiana, PA 15701; Bethel Township, **Armstrong County**; ACOE Pittsburgh District.

The applicant is proposing to remove the existing SR 2029 two lane, 41 foot wide by 14.5 foot long single span bridge having a minimum underclearance of 7.5 feet; construct and maintain adjacent to and downstream a replacement two lane 16 foot span by 93.7 foot long open

bottom arch culvert having a minimum underclearance of 8.0 feet in Taylor Run (WWF) with a drainage area of 2.95 square miles; fill and maintain a 761 ft long section of Taylor Run beginning at the bridge replacement; construct and maintain a relocated 664 ft long open channel of Taylor Run with a drainage area of 4 square miles; fill and maintain a 30 ft long section of Spur Run (WWF) tributary to the to be relocated Taylor Run section with a drainage area of 1 square mile; and construct and maintain a relocation of 134 ft of Spur Run needed to reconnect with the to be relocated Taylor Run section.

In addition the applicant is proposing to install and maintain road associated stormwater outfalls; fill and maintain a 52 ft long section of an ephemeral UNT to Taylor Run (WWF) with drainage areas less than 100 acres and construct and maintain a relocated 35 ft long open channel of UNT to Taylor Run; temporarily impact 1,068 feet of stream for construction of the new structure and stream relocations; and provide onsite stream mitigation as part of the relocation of Taylor Run.

This project is associated with the SR 2029, Logansport Road relocation and improvement project with these encroachments extending south of the SR 66 intersection with SR 2029, Logansport Road and just north of the intersection with SR 2030, Kelly Station Road in Bethel Township, Armstrong County (Leechburg PA Quadrangle, beginning North 13.9. inches and West 7.7 inches; Latitude 40° 42' 6" and Longitude -79° 33' 20"; to North 14.1 inches and West 8.2 inches; Latitude: 40° 42' 9" and Longitude: -79° 33' 31").

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

**E5829-086: Auburn Township, Appalachia Mid-stream Services, LLC**, 100 IST Center, Horseheads, NY 14845, Auburn Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1. one 8 inch and one 6 inch diameter steel natural gas pipelines and a temporary timber bridge crossing impacting 86 lineal feet of Little Meshoppen Creek (CWF, MF) (Auburn Center, PA Quadrangle; Lat. 41° 42' 32", Long. -76° 02' 58"),
2. one 8 inch and one 6 inch diameter steel natural gas pipelines and a temporary timber bridge crossing impacting 84 lineal feet of Unnamed tributary to Meshoppen Creek (CWF, MF) (Auburn Center, PA Quadrangle; Lat. 41° 42' 49", Long. -76° 03' 38"),
3. one 8 inch and one 6 inch diameter steel natural gas pipelines and a temporary timber mat crossing impacting 8,413 square feet (0.19 acre) of a PSS wetland (Auburn Center, PA Quadrangle; Lat. 41° 42' 32", Long. -76° 02' 58"),
4. one 8 inch and one 6 inch diameter steel natural gas pipelines and a temporary timber mat crossing impacting 1,934 square feet (0.04 acre) of a PEM wetland (Auburn Center, PA Quadrangle; Lat. 41° 41' 04", Long. -76° 03' 00"),
5. one 8 inch and one 6 inch diameter steel natural gas pipelines and a temporary timber mat crossing impacting 396 square feet (0.01 acre) of a PEM wetland (Auburn Center, PA Quadrangle; Lat. 41° 42' 37", Long. -76° 03' 15").

The Parkhurst Pipeline will consist of an 8" and 6" steel natural gas gathering line from the Parkhurst Well Pad



to existing pipeline, all located within Auburn Township, Susquehanna County. The project will result in 170 linear feet of temporary stream impacts, 8,413 (0.19 acre) square feet of permanent wetland impacts and 2,330 (0.05 acre) square feet of temporary wetland impacts all for the purpose of conveying Marcellus Shale natural gas to market.

**E5829-087. Apolacon Township and Little Meadows Borough;** Talisman Energy USA, Inc.; 337 Daniel Zenker Drive, Horseheads, NY 14845; Apolacon Township and Little Meadows Borough, **Susquehanna County,** ACOE Baltimore District. To construct, operate, and maintain:

1. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber bridge crossing impacting 62 lineal feet of an unnamed tributary to Cork Hill Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 59' 06" N; -76° 06' 30" W),

2. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 475 square feet (0.01 acre) of a palustrine forested wetland (PFO) (Friendsville, PA Quadrangle: 41° 59' 06" N; -76° 06' 30" W),

3. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber bridge crossing impacting 132 lineal feet of an unnamed tributary to Cork Hill Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 59' 05" N; -76° 06' 24" W),

4. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 988 square feet (0.02 acre) of a palustrine scrub shrub wetland (PSS) (Friendsville, PA Quadrangle: 41° 59' 06" N; -76° 06' 24" W),

5. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 1,264 square feet (0.03 acre) of a palustrine scrub shrub wetland (PSS) (Friendsville, PA Quadrangle: 41° 59' 05" N; -76° 06' 23" W),

6. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber bridge crossing impacting 55 lineal feet of an unnamed tributary to Cork Hill Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 59' 05" N; -76° 06' 23" W),

7. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 550 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 59' 05" N; -76° 06' 22" W),

8. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 489 square feet (0.01 acre) of a

palustrine scrub shrub wetland (PSS) (Friendsville, PA Quadrangle: 41° 59' 05" N; -76° 06' 22" W),

9. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 1,103 square feet (0.03 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 59' 00" N; -76° 06' 16" W),

10. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 2,963 square feet (0.07 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 58' 58" N; -76° 06' 13" W),

11. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber bridge crossing impacting 71 lineal feet of Cork Hill Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 58' 56" N; -76° 06' 11" W),

12. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber bridge crossing impacting 56 lineal feet of an unnamed tributary to Cork Hill Creek (CWF, MF) (Friendsville, PA Quadrangle: 41° 58' 55" N; -76° 06' 09" W),

13. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 1,597 square feet (0.04 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 58' 55" N; -76° 06' 08" W),

14. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 505 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 58' 55" N; -76° 06' 06" W),

15. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 913 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Friendsville, PA Quadrangle: 41° 58' 55" N; -76° 06' 00" W),

16. One 12 inch diameter steel natural gas pipeline, one 8 inch diameter flex-steel waterline, and a timber mat crossing impacting 384 square feet (0.01 acre) of a palustrine forested wetland (PFO) (Friendsville, PA Quadrangle: 41° 58' 55" N; -76° 06' 00" W).

The project consists of constructing approximately 0.91 mile of 12" steel natural gas gathering line and an 8" flex-steel waterline connecting the York 088 well site to the Thorne Field Riser located in Apolacon Township and Little Meadows Borough, Susquehanna County. The project will result in 376 lineal feet of temporary stream impacts, 7,631 square feet (0.18 acre) of temporary wetland, and 3,600 square feet (0.08 acre) of permanent wetland conversion, all for the purpose of conveyance of Marcellus Shale natural gas to market.

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## ACTIONS

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### 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
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**

*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>
PA0082341 (Sew)	Hopewell Borough PO Box 160 Hopewell, PA 16650-0160	Bedford County Hopewell Borough	Raystown Branch Juniata River / 11-D	Y
PA0038326 (Sew)	Pequea Valley School District PO Box 130 Kinzers, PA 17535-0130	Lancaster County Leacock Township	Pequea Creek / 7-K	Y
PA0031968 (Sew)	PA DPW 4534 Tar Kiln Road James Creek, PA 16657	Huntingdon County Todd Township	UNT to Great Trough Creek / 11-D	Y
PA0083186 (Sew)	HMS Host PO Box 8 Middletown, PA 17057	Fulton County Taylor Township	Lick Branch / 12-C	Y
PA0260975 (Sew)	Richmond Township 11 Kehl Drive Fleetwood, PA 19522-9285	Berks County Richmond Township	Sacony Creek / 3-B	Y
PA0246565 (IW)	Kinsley Concrete 629 Loucks Mill Road York, PA 17403-1010	York County Spring Garden Township	UNT to Codorus Creek (locally known as Poorhouse Run) / 7-H	Y
PA0038318 (Sew)	Pequea Valley School District PO Box 130 Kinzers, PA 17535-0130	Lancaster County Salisbury Township	Pequea Creek / 7-K	Y
PA0009741 Amendment No. 2 (IW)	Exelon Generation Co., LLC 300 Exelon Way, Suite 310 Kennett Square, PA 19348	Lancaster County Drumore Township	Susquehanna River / 7-K	Y

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0028975 (Sew)	Womelsdorf Sewer Authority 101 West High Street Womelsdorf, PA 19567-1108	Berks County Heidelberg Township	Tulpehocken Creek / 3-C	Y
PA0039730 (Sew)	Pure Events LP 100 Chipmunk Crossing James Creek, PA 16657-1000	Huntingdon County Lincoln Township	Tatman Run (Raystown Lake) / 11-D	Y
PA0009733 (IW)	Exelon Generation Company LLC 1848 Lay Road Delta, PA 17314-9032	York County Peach Bottom Township	Susquehanna River / 7-I	Y

*Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0025852 (Industrial Waste)	Marathon Petroleum Company, L.P. 1100 Glasshouse Road Jefferson Hills, PA 15025	Allegheny County Jefferson Hills Borough	Lobbs Run and Monongahela River (19-C)	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?
PA0092819 (Sewage)	Fair Winds Manor Nursing Home 126 Iron Bridge Road Sarver, PA 16055	Butler County Winfield Township	Unnamed Tributary of Buffalo Creek (18-F)	Y
PA0001945 (Industrial Waste)	Cemex Wampum Cement Plant 2001 Portland Park Wampum, PA 16157-3913	Lawrence County Wampum Borough	Unnamed Tributary to the Beaver River (20-B)	Y

## II. New or Expanded Facility Permits, Renewal of Major Permits and EPA Nonwaived Permit Actions

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

**NPDES Permit No. PA0262197**, Industrial Stormwater, **Hollenbaugh's Trash & Recycling, LLC**, 65 Industrial Park Road, Lewistown, PA 17044-9342.

This proposed facility is located in Granville Township, **Mifflin County**.

Description of Proposed Action/Activity: Permit authorization for discharge to UNT Juniata River in Watershed 12-A.

**NPDES Permit No. PA0080829 Amendment 1**, Industrial Waste, **KP Acquisition, LLC**, 154 West Main, Fredericksburg, PA 17026.

This proposed facility is located in Bethel Township, **Lebanon County**.

Description of Proposed Action/Activity: Transfer of permit authorizing discharge from a facility known as Keystone Protein Poultry Rendering Fredericksburg to an UNT to Beach Run in Watershed 7-D.

*Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**NPDES Permit No. PA0206075**, SIC Code 1389, **Keyrock Energy LLC**, 106 Ferrell Avenue Suite 5, Kingsport, TN 37663-2371.

This existing facility is located in Burrell Township, **Indiana County**.

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

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

**NPDES Permit No. PA0263591**, Concentrated Animal Feeding Operation (CAFO), **Apple Shamrock Dairy Farms LLC** (Apple Shamrock Dairy), 32821 Guys Mills Road, Townville, PA 16360.

This existing facility is located in Steuben Township, **Crawford County**.

Description of Proposed Action/Activity: Renewal of an Individual NPDES permit for an existing CAFO known as Apple Shamrock Dairy, located in Steuben Township, Crawford County.

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

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

**WQM Permit No. 3814401**, Sewerage, **Fredericksburg Sewer & Water Authority**, PO Box 161, Fredericksburg, PA 17026.

This proposed facility is located in Bethel Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approval for the modifications of sewage facilities consisting of: Replacing the entire length of the existing 4" diameter forcemain originating at the East Main Street Pump Station with a new 6" diameter PVC forcemain. An air release/vacuum valve will also be installed on the common manifold in the pump station.

**WQM Permit No. 2214401**, Sewerage, **Elizabethville Borough Area Authority**, 4154 North Route 225, Elizabethville, PA 17023-9704.

This proposed facility is located in Elizabethville Borough, **Dauphin County**.

Description of Proposed Action/Activity: Permit approval for the construction of sewage facilities consisting of: A liquid aluminum chloride (28%) chemical feed system for phosphorus removal. Aluminum chloride will be introduced into the SBR influent stream on a continuous basis. A combination of diffused air and mechanical mixing will assure that the aluminum chloride is completely mixed throughout the SBR. The aluminum chloride solution will be conveyed through a 3/8" PVC line housed inside a 6" PVC carrier line. A new chemical feed building is proposed to be constructed to house the chemical feed system. Three 250-gallon totes of aluminum chloride will be stored within the proposed chemical feed building with sufficient secondary containment.

**WQM Permit No. WQG02281401**, Sewerage, **Hamiltonban Township Municipal Authority**, Adams County, PO Box 526, Fairfield, PA 17320.

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

Description of Proposed Action/Activity: Permit approval for the construction and operation of sewer extension and pump station.

**WQM Permit No. 3185402 Transfer 3**, Sewerage, **Pure Events LP**, 100 Chipmunk Crossing, James Creek, PA 16657-1000.

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

Description of Proposed Action/Activity: Transfer of permit from RRP Recreation LP.

**WQM Permit No. 0577407 Transfer 1**, Sewerage, **James Bauman**, 2302 Shellsburg Road, Queen, PA 16670.

This proposed facility is located in Kimmel Township, **Bedford County**.

Description of Proposed Action/Activity: Transfer of permit ownership consisting of a single family residence sewage treatment plant, septic tank, subsurface sand filter, chlorine disinfection.

**WQM Permit No. 3691201 A-5**, Industrial Waste, **Valley Proteins Inc.**, 673 Wide Hollow Road, East Earl, PA 17519.

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

Description of Proposed Action/Activity: Permit amendment modifying the land application rates of treated wastewater.

**WQM Permit No. 3890202 Transfer 1**, Industrial Waste, **KP Acquisition LLC**, 154 West Main, Fredericksburg, PA 17026.

This proposed facility is located in Bethel Township, **Lebanon County**.

Description of Proposed Action/Activity: Permit approving the transfer and operation of industrial wastewater facilities consisting of the construction of Dissolved Air Flotation Cell with sludge storage tank for pretreatment; modification to the existing 1.3 MG flow equalization basin to reactor 1, conversion of the existing nitrification basin and existing clarifier to reactor 2 and reactor 3 respectively and construction of a new aerobic reactor 4 and final clarifier to provide 4-stage BNR process; construction of a new UV, new rapid sand filter and retrofit existing aerobic digester and upgrade existing chlorine tank to post aeration system; construction of equipment building, effluent pump station, site drain station, waste activated sludge pump station, nitrate recycle pump station and chemical storage and feed systems.

*Southwest Regional Office: Regional Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Phone: 412.442.4000.*

**WQM Permit No. 0207404**, SIC Code 4952, **West Elizabeth Sanitary Authority**, 125 Lower First Street, P. O. Box 503, West Elizabeth, PA 15088-0503.

This existing facility is located in West Elizabeth Borough, **Allegheny County**.

Description of Proposed Action/Activity: This application is for the rehab of the existing Ferry Street Lift Station that is owned and operated by the West Elizabeth Sanitary Authority. The construction activity will include conversion of the existing dry well / wet well configuration sewage lift station into a new submersible pumping station.

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

**WQM Permit No. 1614402**, Sewage, **Knox Borough Clarion County**, PO Box 36, 620 Main Street, Knox, PA 16232-0366.

This proposed facility is located in Knox Borough, **Clarion County**.

Description of Proposed Action/Activity: Upgrade and expansion of a municipal wastewater treatment plant.

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**VI. NPDES Discharges of Stormwater Associated with Construction Activities Individual Permit Actions**


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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI01 1514003	Brown Family Partnership 125 Limestone Road Oxford, PA 19363	Chester	New London Township	Hodgson Run HQ
PAI01 510704R(2)	SugarHouse HSP Gaming, L.P. 1600 Arch Street, Suite 201 Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Delaware River WWF—MF

*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>
PAI024514003(1)	UGI Utilities, Inc. 225 Morgantown Road Reading, PA 19611	Monroe	Mount Pocono Borough Coolbaugh Township Tobyhanna Township	Red Run (HQ-CWF, MF) Unnamed Tributaries to Tobyhanna Creek (HQ-CWF, MF) Unnamed Tributaries to Indian Run (EV)

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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*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Douglass Township Montgomery County	PAG0200 4614035	Provco Pinegood Grosser Rd, LP 1288 Valley Forge Road #987 Unit 66 Valley Forge, PA 19482	Unnamed Tributary to Minister Creek TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lower Merion Township Montgomery County	PAG0200 4612061R	10 Union Avenue Associates, L.P. 33 Rock Hill Road, Suite 200 Bala Cynwyd, PA 19004	Schuylkill River WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Marlborough Township Montgomery County	PAG0200 4610070R	Macintosh Builders, Inc. 602 E. Broad Street Souderton, PA 18964	Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAG0201 511325-1	Waterford Development Associates, L.P. 180 Glastonbury Boulevard, Suite 200 Glastonbury, CT 06033	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

*Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Nathan Crawford, Section Chief, 717.705.4802*

<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>
West Hanover Township Dauphin County	PAG02002214049 Issued	Lexington Partners 2325 Paxton Church Road Harrisburg, PA 17110	Beaver Creek/WWF	Dauphin County Conservation District 1451 Peter's Mountain Road Dauphin, PA 17018-9504 717.921.8100
Washington Township Franklin County	PAG02002814024 Issued	Pacemaker Press 6197 Bowmans' Crossing Frederick, MD 21703	West Branch Antietam Creek/ CWF, MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Waynesboro Borough Franklin County	PAG02002805062R Issued	Walnut Knolls 1625 East Main Street Waynesboro, PA 17268	West Branch Antietam Creek/ CWF, MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Chambersburg Borough Franklin County	PAG02002812025R Issued	Chambersburg Waste Water Treatment Plant 100 South Second Street Chambersburg, PA 17201	Conococheague Creek/WWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Chambersburg Borough Franklin County	PAG02002813049 Issued	Chambersburg Square Phase 2 6500 Seven Locks Road Cabin John, MD 20818	Falling Springs Branch/TSF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499

<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>
Greene Township Franklin County	PAG02002809011R Issued	Chambersburg Baptist Church 588 South Second St Chambersburg, PA 17201	UNT to Conococheague Creek/CWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Peters Township Franklin County	PAG02002814013 Issued	Bear Valley Water Treatment BVFCPJA 218 School House Road Saint Thomas, PA 17252	UNT to Conococheague Creek/TSF, MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Everett Borough Bedford County	PAG02000514003 Issued	Down River Golf Course 134 Rivers Bend Drive Everett, PA 15537	Raystown Branch of the Juniata River/TSF, MF	Bedford County Conservation District 702 West Pitt Street, Suite 4 Bedford, PA 15522 814.623.8099
Ontelaunee Township Berks County	PAG02000604004R Issued	Forino Company, LP 555 Mountain Home Road Sinking Spring, PA 19608	UNT to Schuylkill River/WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Amity Township Berks County	PAG02000610060(1) Issued	Forino Company, LP 555 Mountain Home Road Sinking Spring, PA 19608	Manatawny Creek/ CWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Muhlenberg Township Berks County	PAG0200614043 Issued	Frush Valley Holdings, LLC 1549 Farr Road Wyomissing, PA 19610	Laurel Run/ WWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Kutztown Borough Berks County	PAG02000614025 Issued	College Town Communities PO Box 222 Southeastern, PA 19399	Sacony Creek/TSF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Maxatawny Township Berks County	PAG02000614002 Issued	Advantage Point, LP 328 Buttonwood Street Reading, PA 19601	Sacony Creek/ CWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657

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<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>
Belfast Township Fulton County	PAG02002912001(1) Issued	Belfast Township 121 Homestead Lane Needmore, PA 17238	Tonoloway Creek/WWF, MF; UNT to Tonoloway Creek/WWF, MF; Barnetts Run/ TSF, MF; Palmer Run/ WWF, MF	Fulton County Conservation District 216 North Second Street, Suite 15 McConnellsburg, PA 17233 717.485.3547, x121
Jackson Township and Spring Grove Borough York County	PAG02006714016 Issued	Glatfelter 228 South Main Street Spring Grove, PA 17362	Bunch Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Lower Chanceford Township York County	PAG02006714045 Issued	Downs Farms 1883 Woodbine Road Airville, PA 17302	UNT to Muddy Creek/TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Dover Township York County	PAG02006705038R Issued	Michael Barshinger 655 Owen Road York, PA 17403	UNT to Fox Run/ TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
East Providence Township Bedford County	PAG02000514005 Issued	East Providence Township Municipal Authority 224 Municipal Road Breezewood, PA 15533	UNT to Tub Mill Run/WF, MF	Bedford County Conservation District 702 West Pitt Street, Suite 4 Bedford, PA 15522 814.623.8099
Franklin Township Adams County	PAG02000111014(2)R Issued	Daniel Colvin 1207 Flohrs Church Road Biglerville, PA 17307	UNT to Marsh Creek/CWF, MF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636
Straban Township Adams County	PAG02000114020 Issued	TKC CLXI LLC 5935 Carnegie Boulevard, Suite 200 Charlotte, NC 28209	UNT to Rock Creek/ WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636
Manheim Township Lancaster County	PAG02003604093R Issued	Wetherburn North Partnership 1525 Oregon Pike Suite 1202 Lancaster, PA17601	Little Conestoga Creek, Bachman Run/TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361



<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>
Rapho Township Lancaster County	PAG02003609040R Issued	PennDOT District 8-0 2140 Herr Street Harrisburg, PA17103	Chiques Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Brecknock Township Lancaster County	PAG02003610017R Issued	David H. Esh 230 Osceola Road Gordonville, PA 17529	UNT Muddy Creek/ TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Mount Joy Borough Lancaster County	PAG02003612050R Issued	Cross Roads Brethren In Christ 800 Donegal Springs Road Mount Joy, PA 17552	UNT Donegal Creek/CWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Penn Township Lancaster County	PAG02003612071R Issued	Kreider Farms 1461 Lancaster Avenue Manheim, PA 17545	Chickies Creek, Lititz Run/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Elizabeth Township Lancaster County	PAG02003614001-1 Issued	PA Fish & Boat Commission 450 Robinson Lane Bellefonte PA 16823	Hammer Creek/ HQ, WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Warwick Township Lancaster County	PAG02003614047 Issued	HMM Associates 15 Meadow Lane Lancaster, PA 17601	Hubers Run/WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Cocalico Township Lancaster County	PAG02003614050-1 Issued	Cherry Place Properties 400 Wabash Road PO Box 788 Ephrata, PA 17522	Cocalico Creek/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Penn Township Lancaster County	PAG02003614052 Issued	Thomas F. Schell 2578 Hartwell Court Lancaster, PA 17601	UNT to Lititz Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361

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<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>
Penn Township Lancaster County	PAG02003614053 Issued	G K Partners LP 637 Ditz Drive Manheim, PA 17545	Chiques Creek/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Pequea Township Lancaster County	PAG02003614055 Issued	MBI Development Company Inc. 725 Cuthbert Boulevard Cherry Hill, NJ 08002	Goods Run/TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Hempfield Township Lancaster County	PAG02003614059 Issued	Vehicle Cleaning Lancaster LP 340 Royal Hunt Way Lititz PA 17543	Brubaker Run/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Rapho Township Lancaster County	PAG02003614060 Issued	Gerry Kready 1113 North Colebrook Road Manheim, PA 17545	UNT Rife Run/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Lampeter Township Lancaster County	PAG02003614065 Issued	Isaac Esh 914 Hartman Station Road Lancaster, PA 17601	UNT Stauffer Run, Stauffer Run/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Manheim Township Lancaster County	PAG02003614066 Issued	Neffsville Associates 616 Paxton Place Lititz, PA 17543	UNT Landis Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Lancaster City Lancaster County	PAG02003614067 Issued	Packaging Corporation of America 1530 Fruitville Pike Lancaster, PA 17601	UNT Little Conestoga/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Earl Township Lancaster County	PAG02003614069 Issued	Twin Springs LLC 1647 Union Grove Road East Earl, PA 17519	UNT Shirks Run/ WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361

<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>
West Earl Township Lancaster County	PAG02003614070 Issued	Earl G. Martin 123 Willis Pierce Road Ephrata, PA 17522	UNT Conestoga River/WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Caernarvon Township Lancaster County	PAG02003614072 Issued	Alvin Horning 2680 Conestoga Creek Road Morgantown, PA 19543	Conestoga River/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Hempfield Township Lancaster County	PAG02003614081 Issued	Genesys Controls Corporation PO Box 5771 Lancaster, PA17606	Swarr Run/TSF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Penn Township Lancaster County	PAG02003614077 Issued	Robert Kreider 1218 Cameron Drive Manheim, PA17545	UNT Little Conestoga Creek/ TSF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Manheim Township Lancaster County	PAG02003614087 Issued	Bent Creek Country Club 620 Bent Creek Drive Lititz, PA 17543	Little Conestoga Creek/TSF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Manor Township Lancaster County	PAG02003614088 Issued	Professional Design & Construction 61 Church St Landisville, PA 17538	UNT Little Conestoga Creek/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
East Hempfield Township Lancaster County	PAG02003614048 Issued	David Costello PO Box 95 East Petersburg, PA 17520	UNT Swarr Run/ CWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3636*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Bradford County Athens Twp	PAG02000814010	Michael P Kelly Senior Health Solutions 401 Moltke Ave Ste 100 Scranton PA 18505	Chemung River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539, X 6

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Centre County College Twp	PAG02001414009	Joel Martin All Nations Bible Translation Inc 297 Black Creek Rd East Earl PA 17519	UNT Spring Creek CWF, MF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817
Clinton County Dunnstable Twp	PAG02001814005	Steven T Krouse 7824 Coudersport Pike Lock Haven PA 17745	UNT WB Susquehanna River WWF, MF	Clinton County Conservation District 45 Cooperation Ln Mill Hall PA 17751 (570) 726-3798
Columbia County South Centre Twp	PAG02001913007(1)	Harry Mathias Central Columbia Sc Dist 4777 Old Berwick Rd Bloomsburg PA 17815	UNT Susquehanna River CWF, MF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310 X 102
Columbia County Briar Creek Boro	PAG02001914001	John Ludwig 1300 Dundaff St Dickson City PA 18519	Susquehanna River WWF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310 X 102
Columbia County Sugarloaf Twp	PAG02001914004	EXCO Resources (PA) LLC 3000 Ericsson Dr Ste 200 Warrendale PA 15086	Ashelman Run CWF Coles Creek CWF	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg PA 17815 (570) 784-1310 X 102
Tioga County Deerfield Twp	PAG02005914002	Wolf Springs Off-Rd Park Inc 2449 California Rd Westfield PA 16950	Yarnell Brook WWF, MF	Tioga County Conservation District 50 Plaza Ln Wellsboro PA 16901 (570) 724-1801 X 5

*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>
Jackson Township Butler County	PAG02001005017R	Maronda Homes Inc c/o Mr. Ronald Wolf 1383 State Route 30 Clinton PA 15026	UNT Connoquenessing Creek WWF	Butler County Conservation District 724-284-5270
Benezette Township Elk County	PAG02002414005	Pa Game Commission 2001 Elmerton Avenue Harrisburg PA 17110	Trout Run CWF	Elk County Conservation District 814-776-5373

<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>
Pinegrove Township Venango County	PAG02006114003	Oil Region Astronomical Society PO Box 1529 Oil City PA 16301	East Sandy Creek CWF	Venango Conservation District 814-676-2832
<i>General Permit Type—PAG-03</i>				
<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>
Upper Hanover Township Montgomery County	PAG030012	Harry's U Pull It 2557 Geryville Pike Pennsburg, PA 18073	Unnamed Tributary to Macoby Creek 3-E	Southeast Region Clean Water Program 484.250.5970
Philadelphia City Philadelphia County	PAR600071	Essington Avenue Auto Parts Inc. 6770 Essington Avenue Philadelphia, PA 19153	—3-F	Southeast Region Clean Water Program 484.250.5970
Lancaster County / Mount Joy Borough	PAR123533	Wenger's Feed Mill, Inc.— Mount Joy Mill 101 West Harrisburg Avenue Rheems, PA 17570	UNT Donegal Creek / CWF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lebanon County / Jackson Township	PAR703524	Elk Corporation of Texas— Myerstown Plant 401 Weavertown Road Myerstown, PA 17067	Tulpehocken Creek / TSF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Blair County / Williamsburg Borough	PAR143504	Envelope Products Group, LLC—East Plant PO Box C Williamsburg, PA 16693	Frankstown Branch Juniata River / TSF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bedford County / Londonderry Township	PAR603569	Jim Sacco Auto Wreckers 2469 Cooksmill Road Hyndman, PA 15545	Wills Creek / CWF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Cumberland County / Hampden Township	PAR203521	The AMES Companies, Inc.—Camp Hill 465 Railroad Avenue Camp Hill, PA 17011	UNT Cedar Run / CWF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County / New Holland Borough	PAR803534	Sindall Truck Service, LLC 465 Diller Avenue New Holland, PA 17557	UNT Mill Creek / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Reading City	PAR233508	Quadrant EPP USA Inc. 2120 Fairmont Avenue PO Box 14235 Reading, PA 19612-4235	Schuylkill River / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Berks County Douglass Township	PAR603565	A.E. Minotto Used Auto Parts Inc. 1496 Benjamin Franklin Highway Douglassville, PA 19518	Schuylkill River / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-4*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
Bedford County Napier Township	PAG043641	William Hillegass 510 Harrison Road Schellsburg, PA 15559	UNT to Shawnee Branch / WWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bedford County Kimmel Township	PAG043545 A-1	Jereme Bauman 2302 Shellsburg Road Queen, PA 16670	Beaverdam Creek / CWF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-7*

<i>Facility Location &amp; County / Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland County / Mechanicsburg Borough	PAG073523	Borough of Mechanicsburg 36 West Allen Street Mechanicsburg, PA 17055	Mechanicsburg Borough Wastewater Treatment Plant 842 West Church Road Mechanicsburg, PA 17055	DEP—SCRO— Clean Water Program 909 Elmerton Ave. Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-8 (SSN)*

<i>Facility Location: County / 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 / Peach Bottom Township	PAG080002, PAG080005, PAG080006, PAG080007, PAG080011, PAG080013, PAG080017, PAG080018, PAG080020, PAG082203, PAG083518, PAG083522, PAG083533, PAG083551, PAG083605, and PAG089910	Jesse Baro, Inc. 157 Quarry Road Douglassville, PA 19518	David Stewart Farm #2 Slateville & Prospect Roads Delta, PA 17314	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-10*

<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>
Carroll Township Washington County	PAG106182 A-1	Rice Poseidon Midstream LLC 400 Woodcliff Drive Canonsburg, PA 15317	Barneys Run, Browns Run, North Branch Fishpot Run, Tenmile Creek, Unnamed Tributary of Pike Run, Unnamed Tributary of South Fork Tenmile Creek, Unnamed Tributary to Monongahela River—19-B and 19-C TSF and WWF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

## 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

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

**Permit No. 0914514**, Public Water Supply.

Applicant	<b>Warminster Municipal Authority</b> 415 Gibson Avenue Warminster, PA 18974
Township	Warminster
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	CKS Engineers, Inc. 88 South Main Street Doylestown, PA 18901
Permit to Construct Issued	September 10, 2014

**Operations Permit # 4614518** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA. 19010 [(PWSID)] Hatboro Borough, **Montgomery County** on September 12, 2014 for the operation of prepackaged summit booster pump station facilities approved under construction permit # 4611533.

*Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**Uniform Environmental Report Approval**, Public Water Supply.

Applicant	<b>Middletown Borough Authority (PWS ID 7220038)</b>
Municipality	Middletown Borough
County	<b>Dauphin</b>
Responsible Official	Kenneth Klinepeter, Superintendent of Public Works 60 West Emaus Street Middletown, PA 17057
Type of Facility	Replacement of the existing water line along SR 230 from approximately the Wood Street intersection to the Hoffman Street intersection with Main Street.
Consulting Engineer	Joshua T. Fox, P.E. Herbert, Rowland & Grubic, Inc. 369 East Park Drive Harrisburg, PA 17111
UER Approval Issued	9/8/2014

The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Department's review of the project and the information received in the Uniform Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department approved the Uniform Environmental Assessment on September 8, 2014.

**Operation Permit No. 0114503 MA** issued to: **Hoffman Homes, Inc. (PWS ID No. 7010021)**, Mt. Joy Township, **Adams County** on 9/22/2014 for facilities at Hoffman Homes for Youth approved under Construction Permit No. 0114503 MA.

**Operation Permit No. 2213505 MA** issued to: **Millersburg Area Authority (PWS ID No. 7220034)**, Millersburg Borough, **Dauphin County** on 9/22/2014 for facilities approved under Construction Permit No. 2213505 MA.

**Operation Permit No. 7360164** issued to: **Northwestern Lancaster County Authority (PWS ID No. 7360164)**, Penn Township, **Lancaster County** on 9/16/2014 for facilities approved under Construction Permit No. 7360164.

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

**Transfer of Operation Permit** issued to **Landmark Real Estate Group, LLC, PWSID No. 6200066**, Vernon Township, **Crawford County** on September 22, 2014. Action is for change in ownership; the potable water supplier will do business as Timbercrest Apartments and Townhouses. The new permit number is 2008501-T1.

**WATER ALLOCATIONS**

**Actions taken on applications received under the act of June 24, 1939 (P. L. 842, No. 365) (35 P. S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.**

*Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**WA 07-924, Water Allocations. Willowbrook Associates (PWS ID No. 4070015), Blair County.** Willowbrook is now a customer of the Altoona Water Authority and no longer operates a public water supply agency as defined in the Water Rights Act of 1939, Water Allocation Permit WA 07-942 is rescinded. Permittee Contact: William M. Hess, Owner, Willowbrook Associates, 146 Cambridge Drive, Duncansville, PA 16635. Consulting Engineer: Daniel J. Carbaugh, P.E. Keller Engineers, Inc., 420 Allegheny Street, P O Box 61, Hollidaysburg, PA 16648. Permit Rescission Issued: 9/9/2014.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P. S. § 750.5)**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Perry Township	P. O. Box 69 Hadley, PA	Mercer County

*Plan Description:* The approved plan provides for the construction of two new sewage treatment facilities in Perry Township, as well as a new sewage collection and conveyance system. The malfunction rate of the on-lot sewage disposal systems, as well as the existence of “wildcat” sewers, has created a need for community sewage treatment to abate potential public health and safety concerns. Numerous alternatives were identified to address the treatment of sewage in the study areas. These alternatives ranged from a single, centralized treatment facility to constructing three, smaller treatment facilities. The chosen alternative calls for the construction of a treatment facility with a hydraulic design capacity of 81,450 gpd to serve the Hadley and Camp Perry study areas. A second community system with a hydraulic capacity of 10,800 gpd will be constructed to serve the Clarks Mills study area. The collection and conveyance system to be constructed, is a hybrid system. There will be approximately 5,500 LF of gravity sewers, almost 20,000 LF of low pressure sewers, and 135 grinder pumps. This alternative will address sewage treatment in the three main focus areas and will also serve the growth needs of these areas in Perry Township. Any required NPDES Permits or WQM Permits must be obtained in the name of the municipality or authority as appropriate.

**SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
North Middleton Township	2051 Spring Rd, Carlisle, PA 17013	Cumberland

*Plan Description:* The Request for Planning Exemption for Lot 106, DEP Code No. A3-21920-237-3E, APS Id 852500, consisting of a commercial lot for a carwash with flows of 970 gallons per day using sewer service, is disapproved. The Request for Planning Exemption form was not completed in accordance with the instructions for the Sewage Facilities Planning Module Application Mailer. Specifically, Section 6 of the form must provide the name of the facilities proposed for use. The owners of the collection, conveyance and treatment facilities must provide written documentation that the facilities proposed for use have capacity and that no overload exists or is projected within 5 years. This documentation must then be attached to the Request for Planning Exemption. The submission failed to provide a plot plan for review.

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Derry Township	15 W Mill St, PO Box 445, Yeagertown, PA 17099	Mifflin

*Plan Description:* The Request for Planning Exemption for Wray’s Landscaping, Inc., DEP Code No. A3-44907-184-3E, APS Id 851304, consisting of a landscaping and retail facility with sewage flows of 200 gallons per day using sewer service provided by the Derry Township Sanitary Sewer Authority, is disapproved. The submission failed to provide a fully completed Request for Planning Exemption. The submission failed to include written documentation from the sewage collection, conveyance and treatment providers that the facilities proposed for use have capacity and that no overload exists or is projected within 5 years. The submission failed to provide a properly completed PNDI Environmental Review in accordance with the “Policy for Pennsylvania Natural Diversity Inventory (PNDI) Coordination During Permit Review and Evaluation” as referenced in the instructions for completing the Sewage Facilities Planning Module Application Mailer.

**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:

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

**Dakotaland Transportation**, Interstate 80 @ MM 186E, Greene Township, **Clinton County**. Northridge Group, Inc., P. O. 231, Northumberland, PA 17857, on behalf of Dakotaland Transportation, 25809 Trade Avenue, Sioux Falls, SD 57118, submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health—Residential Standard.

**Horwith Freightliner Petroleum Spill**, Scott Township, **Columbia County**. Taylor Geo Services, Inc., 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of Horwith Freightliner, 1449 Nor-Bath Blvd. Northampton, Pa 18067 submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Napthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Cumene, Pyrene, Benzo(a)anthracene, Chrysene, Benzo(b)fluoranthene, Benzo(a) pyrene, Indeno(1,2,3-cd) pyrene, Benzo(g,h,i) perylene, MTBE and Lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Proposed CVS Store #1916 Site**, corner of West Cherry Lane and N. Atherton Street, Ferguson Township, **Centre County**. ECS Mid-Atlantic, LLC, 56 Grumbacher Road, York, PA 17406 on behalf of J.C. Bar Development, LLC, 415 Fallowfield Road, Camp Hill, PA 17011 submitted a Final Report concerning remediation of site soils contaminated with Benzene, chloroethane, cis-1,2-dichloroethene, trans-1,2-dichloroethene, Methylene chloride, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, Tetrachloroethylene, Trichloroethylene, 1,1,1-trichloroethane, 1,1-dichloroethane, 1,2-dichloroethane, 1,1-dichloroethene, vinyl chloride. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**XTO Energy, Inc. Litke 8152 Well Site**, Coordinates: 41.117836 N and 77.750974 W, Beech Creek Township, **Clinton County**. ARCADIS, 6041 Wallace Road Ext, Wexford, PA 15090 on behalf of XTO Energy Inc., 502 Keystone Drive, Warrendale, PA 15086, submitted a Final Report concerning remediation of site soils contaminated with a brine fluid. The report is intended to document remediation of the site to meet the Statewide Health Standard.

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Bethlehem Commerce Center—Lots 15 and 16**, 1805 East 4th Street, Bethlehem City, **Northampton County**, James Koval, HDR Engineering Inc., 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015, has submitted a Final Report on behalf of his client, Lehigh Valley Industrial Park Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015-2164, concerning the remediation of soil found to have been impacted by SVOCs (Benzo (a) Pyrene) and heavy metals (Total Chromium) as a result of historical manufacturing operations at the site. The applicant proposes to remediate the site to meet the Site Specific Standard for soil. A summary of the Final Report was published in *The Morning Call* on June 23, 2014.

**Rehrig Property**, 329 1/2 North 15th Street, City of Allentown, **Lehigh County**, Daniel Brown, HEPACO React LLC, 716 Jersey Ave., Gloucester City, NJ 08030, has submitted a Final Report on behalf of his client, Mr. Bradley Jensen, Wells Fargo Home Mortgage, 1 Home Campus, Des Moines, IA 50328, concerning the remediation of soil found to have been impacted by an unknown amount of #2 fuel oil from a malfunctioning heating oil tank in the basement of the home. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended use of the site will be for residential purposes. A summary of the Final Report was published in *The Morning Call* on September 13, 2014.

**Kratzke Property**, 174 Greentree Drive, Washington Township, **Northampton County**, Richard Trimpi, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18073, has submitted a Final Report on behalf of his client, Mr. David and Mrs. Melissa Kratzke, 174 Greentree Drive, Bangor, PA, concerning the remediation of soil found to have been impacted by an unknown amount of #2 fuel oil from a leaking fuel filter associated with two aboveground storage tanks. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended use of the site will be for residential purposes. A summary of the Final Report was published in *The Express Times* on August 22, 2014.

**Former Union Metal Site**, 830 Crowe Road, Stroud Township, **Monroe County**, Dana J Wagner, Liesch Associates Inc., 13400 15th North, Minneapolis, MN 55441, has submitted a Final Report on behalf of his client, Union Metal Corporation, 1432 Maple Avenue NE, Canton, OH 44705, concerning the background determination of groundwater found to have been impacted by VOCs (TCE-PCE). The applicant proposes to remediate the site to meet the Background Standard for groundwater. The current and future use of the property is non-residential-commercial/light industrial. A summary of the Final Report was published in *The Pocono Record* on July 26, 2014.

**Former Excel Storage Products Facility**, Route 447, Stroud Township, **Monroe County**, Mary A King,

Civil & Environmental Consultants Inc., has submitted a Final Report, on behalf of her clients, Route 447 Storage Center LLC, Route 447, East Stroudsburg, PA 18301 and ECP Real Estate Partners LP, P. O. Box 110546, Lakewood Ranch, FL, concerning the remediation of soil and groundwater due to trichloroethene (tce), tetrachloroethene (pce) and cis-1,2-dichloroethene (c-1,2-dce) in shallow exterior soils and below the interior floor slab at concentrations above the soil to groundwater at the property location cited above. The applicant proposes to remediate the site to meet the Site Specific Standard for soil and groundwater. A summary of the Final Report were published in *The Pocono Record* on June 23, 2014.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Parcel 25-04-20-06**, 450 feet Northeast of the northernmost end of Mitchell Avenue, Cornplanter Township, **Venango County**. URS Corporation, 12420 Milestone Center Drive, Germantown, MD 20876, on behalf of Shell Oil Products, US, 17 Junction Drive, PMB #399, Glenn Carbon, IL 62034, submitted a Final Report concerning the remediation of site soil contaminated with Acenaphthene, Acenaphthylene, Anthracene, Benzene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Benzoic Acid, Bis[2-ethylhexyl]phthalate, Butylbenzene, N-butylbenzene, Sec-butylbenzene, Carbazole, Chrysene, o-cresol, 3 & 4-methylphenol, Cumene, Cyclohexane, Dibenzo[a,h]anthracene, Dibenzofuran, 2,4-dimethylphenol, Dimethyl Phthalate, Ethyl Benzene, Fluoranthene, Fluorene, Ideno[1,2,3-cd]pyrene, p-isopropyltoluene, 2-methylnaphthalene, Naphthalene, Phenanthrene, Phenol, N-propylbenzene, Pyrene, Toluene, 1,3,4-trimethylbenzene, o-xylene, m,p-xylene, Xylenes, Arsenic, Barium & Compounds, Cadmium, Chromium, Lead, Mercury, and Silver. The report is intended to document remediation of the site to meet the Statewide Health Standard.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**XTO Energy Inc.—Curtis Poole #5 Well Site**, Blacklegs Road, Young Township, **Indiana County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township 16066 on behalf of XTO Energy, Inc., 395 Airport Road, Indiana, PA 15701 has submitted a Final Report concerning the remediation of site soils contaminated with volatile and semi-volatile compounds (VOC's & SVOC's), metals and chloride. The Final Report is intended to document remediation of the site to meet a combination of Statewide and Site-Specific Standards. Notice of the Final Report was published in the Indiana Gazette on September 12, 2014.

## 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:

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

**Proposed CVS Store No. 1916 Site**, 1101 North Atherton Street, Ferguson Township, **Centre County**. CS Mid-Atlantic, LLC, 56 Grumbacher Road, York, Pa 17406 on behalf of J.C. Bar Development, LLC, 415 Fallowfield Road, Camp Hill, PA 17011, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, chloroethane, cis-1,2-dichloroethene, trans-1,2-dichloroethene, Methylene chloride, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, Tetrachloroethylene, Trichloroethylene, 1,1,1-trichloroethane, 1,1-dichloroethane, 1,2-dichloroethane, 1,1-dichloroethene, vinyl chloride. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on September 11, 2014.

*Northeast Region: Eric Supey, Environmental Cleanup and Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Dyno Nobel Property**, 7400 Tanglewood Road, East Allen Township, **Northampton County**, James H.

Mulry, Mulry and Cresswell Environmental Inc., has submitted a Final Report on behalf of his client, Dyno Noble Inc, 660 Hopmeadow Street, Simsbury, CT 06070, concerning the remediation of soil and groundwater found to have been impacted by various chemicals at the property cited above as a result of historical operations at the site. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil & groundwater. The report documented attainment of the Residential Statewide Health Standard for soil & groundwater and was approved on September 17, 2014.

**Rehrig Property**, 329 1/2 North 15th Street, City of Allentown, **Lehigh County**, Daniel Brown, HEPACO React LLC, 716 Jersey Ave., Gloucester City, NJ 08030, has submitted a Final Report on behalf of his client, Mr. Bradley Jensen, Wells Fargo Home Mortgage, 1 Home Campus, Des Moines, IA 50328, concerning the remediation of soil found to have been impacted by an unknown amount of #2 fuel oil from a malfunctioning heating oil tank in the basement of the home. The applicant proposes to remediate the site to meet the Residential Statewide Health Standard for soil. The intended use of the site will be for residential purposes. The report documented attainment of the Residential Statewide Health Standard for soil and was approved on September 22, 2014.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110. Phone 717.705.4705.*

**Nittany Heights (former Collins Property)**, 331 West Main Street, Middletown, PA 17057, Lower Swatara Township, **Dauphin County**. Century Engineering, 200 Airport Road, New Cumberland, PA 17070, on behalf of Lawrence Street Partners, LP, 3029 North Front Street, Harrisburg, PA 17110, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on September 16, 2014.

*Northwest Region: Environmental Cleanup & Brownfields Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481*

**Stoneboro Custom Cycles**, 9 Branch Street, Borough of Stoneboro, **Mercer County**. URS Corporation, 12420 Milestone Center Drive, Germantown, MD 20878, on behalf of Pennzoil Quaker State Company, 700 Milam Road, Houston, TX 77002, submitted a Risk Assessment/Final Report concerning the remediation of site soil contaminated with Benzene, Toluene, Ethylbenzene, Xylenes (total), Naphthalene, Isopropylbenzene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, Cumene, Lead, Methyl tert butyl ether and site groundwater contaminated with Benzene, Toluene, Ethylbenzene, Xylenes (total), Naphthalene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, 1,2-dichloroethane, Cumene, Lead, and Methyl tert butyl ether. The Risk Assessment/Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on September 16, 2014.

*Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745*

**Stewart Burchell Property**, 301 E. Smithfield Street, Mt. Pleasant Township, **Westmoreland County**. Hudec Excavating, 296 High Street, Mt. Pleasant, PA 15666 on behalf of Jean Shaw, 304 East Smithfield Street, Mt. Pleasant, PA 15666 submitted a Final Report concerning the remediation of site soils contaminated with home

heating oil. The Final Report demonstrated attainment of the residential Statewide Health Standard in soils and was approved by the Department on September 22, 2014.

### **HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES**

**Draft permits issued, revised or withdrawn under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**PA6213820503. Letterkenny Army Depot**, 1 Overcash Avenue, Chambersburg, PA, Letterkenny, Greene & Hamilton Townships, **Franklin County**. On February 27, 2014, the Department received a Class 3 permit modification from Letterkenny Army Depot to their hazardous waste permit. This modification is for the addition of a new, enclosed treatment unit and associated storage and preparation areas for the destruction of ammonium perchlorate rocket motors. The Department has completed its review of the permit application and has issued a draft permit on September 24, 2014. As required by 25 Pa. Code Chapter 270a.80(d)(2), the Department is providing public notice of this action.

Persons wishing to comment on the draft permit are invited to submit a statement to the Southcentral Regional Office within 45 days from the date of this public notice. Comments received within this 45-day period will be considered in the formulation of the final determination regarding this application. Responses should include the name, address, and telephone number of the writer; and a concise statement to inform the Regional Office of the exact basis of any comment and the relevant facts upon which it is based. A public hearing may be held if the Regional Office considers the public response significant.

Following the 45-day comment period and/or public hearing, the Department will make a final determination regarding the proposed permit action. Notice of this action will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

### **RESIDUAL WASTE GENERAL PERMITS**

**Permit(s) Amended Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit No. WMGR106. Lafarge North America**, 5160 Main St, Whitehall, PA 18052-1827. General Permit Number WMGR106 authorizes the processing of Types 4 through 7 plastics from municipal recycling facilities and residual waste generators to produce plastic-derived fuel. The processing authorized by the general permit is polyvinyl chloride (PVC) removal using infrared or x-ray technology with air separation, shredding, magnetic and manual metal removal, and blending.

General Permit Number WMGR106 was amended to allow Types 1 and 2 plastics that cannot be recycled by other means to be processed into plastic derived fuel and to allow blending of paper, cardboard, wood and woody materials into the plastic derived fuel. The general permit was also amended to update the format to the current format used for residual waste general permits. The general permit was amended by Central Office on September 19, 2014.

Persons interested in reviewing the general permit 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.

**Permit Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**General Permit Application No. WMGR003. Pennsylvania Precision Cast Parts, Inc.,** P. O. Box 1429, Lebanon, PA 17042, **Lebanon County.** This renewal permit authorizes the beneficial use as a construction material of spent fired ceramic wastes generated from the lost wax casting process by a ferrous metal foundry. The permit was issued by Central Office on August 1, 2014.

Persons interested in reviewing the general permit 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.

**DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS**

**Determination of Applicability Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash**

*Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110*

**General Permit Application No. WMGRO81SC001. Skills of Central Pennsylvania, Inc., Huntingdon County,** 40 Pennsylvania Avenue, Huntingdon, PA 16652 The Southcentral Regional Office, Waste Management Program issued a determination of applicability (DOA) under Residual Waste General Permit No. WMGR081 for Skills of Central Pennsylvania, Inc., Huntingdon County, 40 Pennsylvania Avenue, Huntingdon PA, in Smithfield Township, Huntingdon County, PA 16652. This general permit is for processing by disassembling, mechanical processing (by sizing, shaping, separating and volume reduction only), and associated storage prior to reuse or recycling at the processing or transfer facility, of uncontaminated and source-separated electronic devices The DOA was issued on September 23, 2014.

Persons interested in obtaining more information about this determination of applicability may contact John

Oren, P.E., Facilities Manager, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

**OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE**

**Applications deemed administratively complete under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act 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*

**Permit No. 101092 Diller Transfer Station, Inc. (Municipal Waste Transfer Station)** 6820 Wertzville Road, Enola, PA 17025-1032. The application submitted is to renew the permit for Diller Transfer Station, Inc. Municipal Waste Transfer Station, which expires May 30, 2015. This application was deemed administratively complete by the Southcentral Regional Office on September 22, 2014. 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. Persons 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: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**GP3-64-005: E.R. Linde Construction Corporation** (9 Collan Park, Honesdale, PA 18431) on August 25, 2014 to construct and operate a portable crushing operation with water sprays at their Middle Creek quarry in Palmyra Township, **Wayne County.**

**GP11-64-001: E.R. Linde Construction Corporation** (9 Collan Park, Honesdale, PA 18431) on August 29, 2014 to install and operate two (2) nonroad engines at the Middle Creek quarry in Palmyra Township, **Wayne County.**

**GP3-48-003: New Enterprise Stone & Lime Co. d/b/a Eastern Industries Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) on September 19, 2014 to construct and operate a portable crushing operation with water sprays at their Martins Creek Quarry in Lower Mt Bethel Township, **Northampton County.**

**GP9-48-004 New Enterprise Stone & Lime Co. d/b/a Eastern Industries Inc.** (4401 Camp Meeting Road, Suite 200, Center Valley, PA 18034) on September 22,

2014 to install and operate two (2) Diesel I/C engines at the Martins Creek Quarry in Lower Mt Bethel Township, **Northampton County**.

**GP14-40-002: Grey Stone Crematory, LLC** (426 West Broad Street, Hazleton, PA 18201) on August 25, 2014 to install and operate a human crematory at their facility in Butler Township, **Luzerne County**.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**GP5-08-391: Regency Marcellus Gas Gathering, LLC** (101 West Third Street, Williamsport, PA 17701) on September 16, 2014, for the construction and operation of five 2370 bhp natural-gas-fired Caterpillar model G3608LE lean-burn compressor engines (Engines 1-5) each equipped with a Miratech model ZES-54x61-20-XH4B2 oxidation catalyst, three electric reciprocating compressors, one 125 MMscf/day dehydrator equipped with a 2.0 MMBtu/hrre boiler, one 175 MMscf/day dehydrator equipped with a 2.0 MMBtu/hrre boiler, one 225 MMscf/day dehydrator equipped with a 2.5 MMBtu/hrre boiler where each of the three dehy units are controlled by their own natural-gas-fired enclosed ground flare rated at 7 MMBtu/hr and equipped with a constant pilot light, one 380 bhp natural-gas fired Cummins model KTA 19GC rich-burn emergency generator set equipped with an Emit Technologies model EAS-1450T-0808F-21CEE three-way non-selective catalytic reducer (NSCR), six 10,000-gallon produced water tanks, one 2000-gallon compressor oil tank, one 2000-gallon engine oil tank, eight 300-gallon compressor oil tanks, and five 300-gallon engine oil tanks under the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Taylor Compressor Station in Canton Township, **Bradford County**.

*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*

**GP9-63-00979A: Liquidmetal Coatings, LLC** (50 Technology Drive, California, PA 15423) on September 16, 2014, to allow continuation of one (1) previously installed Cummins diesel engine rated at 270 bhp for abrasive blasting and coating operations at their facility located in California Borough, **Washington County**.

**GP5-30-00171B: Range Resources Appalachia, LLC** (100 Throckmorton Street, Suite 1200, Fort Worth, TX, 76102) on September 17, 2014, received authorization under GP-5 to operate previously installed sources and controls associated with a natural gas compression and/or processing facility at its Apted Compressor Station located in Greene Township, **Greene County**.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-6636*

**GP5-37-336B: Hillcorp Energy Company** (3140 Garner Road, Edinburg, PA 16116) on September 15, 2014 for the authority to construct and/or operate a 10MMscf/d capacity glycol dehydrator, storage tanks, and electrically powered refrigeration unit (BAQ-GPA/GP5) located in Pulaski Township, **Lawrence 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, PA19401*

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920*

**46-0005AP: Merck, Sharp & Dohme, Corp.** (770 Sumneytown Pike, West Point, PA 19486-0004) On September 16, 2014, for installation of ten (10) thin-walled trailers, each with its own diesel-fired IC engine to provide backup power to the refrigerated trailers in the event of an electrical outage and to increase the operating time of thirty (30) similar existing units in Upper Gwynedd Township, **Montgomery County**. This action does not trigger applicability to the Department's New Source Review (NSR) regulation or to the Federal Potential for Significant Deterioration (PSD) regulations. The overall air emissions associated will increase as follows: NO<sub>x</sub>—1.45 ton, VOC—1.45 ton, CO—1.18 ton, SO<sub>x</sub>—0.27 ton, GHG—39.3 tons, and PM—0.05 ton. 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.

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**45-00034A: Donald N Gower Funeral Home Inc.** (1426 Route 209, Gilbert, PA 18331) on September 22, 2014 for the operation of one Matthews human cremation unit at the site located in Chestnuthill Twp., **Monroe County**.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110*

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

**06-05105C: Green Gas Pioneer Crossing LLC** (4251 SW High Meadows Avenue, Palm City, FL 34990) on September 19, 2014, for their landfill-gas-to-energy facility located in Exeter Township, **Berks County**. Plan Approval 06-05105C revises emission limitations in Title V permit 06-05105. Plan Approval 06-05105C also revises emission limitations in Plan Approval 06-05105B and replaces Plan Approval 06-05105B. The specific changes to the requirements for the facility are as follows:

- 1.) increase the allowable sulfur ppm in the landfill gas from 500 to 825.
- 2.) increase the allowable 12-month rolling SO<sub>x</sub> emissions from Engines 1-4 from 47.3 tons to 87.2 tons (39.9 tpy increase)
- 3.) add 22.2 tpy SO<sub>x</sub> limit on each of Engines 5-6 (12-month rolling)
- 4.) add facility SO<sub>x</sub> limit of 109.4 tpy (12-month rolling)
- 5.) remove the 12-month rolling operating hour restriction on Engines 1-4
- 6.) remove the non-formaldehyde engine HAP testing requirements

7.) update references to the NSPS 4J and MACT 4Z regulations

8.) streamline the Source 101 and 103 requirements into Source Group 05

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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, PA19401*

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920*

**46-0272: Tech Tube, Inc.** (750 Vandenberg Road, King of Prussia, PA 19406) On September 16, 2014, for the operation of a batch vapor degreaser in Upper Merion Township, **Montgomery County**.

**46-0026G: Global Packaging, Inc.** (209Brower Avenue, Oak, PA 19456) On September 18, 2014, for the operation of a new 10-station flexographic printing press in Upper Upper Providence Township, **Montgomery County**.

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

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

**06-05069U: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) on September 19, 2014, to modify the A-2 Facility operations at their lead-acid battery assembly facility in Richmond Township, **Berks County**. The plan approval was extended.

*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*

**26-00588A: Laurel Mountain Midstream, LLC** (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) plan approval minor modification effective September 18, 2014, to revise the original leak detection and repair condition and other conditions impacted by the U.S. Supreme Court's June 23, 2014, ruling in Utility Air Regulatory Group v. EPA at Shamrock Compressor Station located in German Township, **Fayette County**. There are no new sources or potential or actual emission increases associated with this modification.

**26-00579A: Tri-State Bio Fuels, LLC** (PO Box 10, Lemont Furnace, PA 15456) plan approval extension is effective October 1, 2014, with an expiration date of April 1, 2015, for the Lemont Pellet Plant, a wood pellet manufacturing plant located in North Union Township, **Fayette County**.

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

*Contact: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**35-00032: Cinram Manufacturing, LLC** (1400 E. Lackawanna Street, Olyphant, PA 18448-0999) A Title V Operating Permit was issued September 17, 2014, for a

compact disc, tape, and record reproducing facility in Olyphant Borough, **Lackawanna County**.

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

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

**67-05007: Adhesives Research, Inc.** (PO Box 100, Glen Rock, PA 17327-0100) on September 19, 2014, for their adhesive manufacturing and coating facility in Springfield Township, **York County**. The Title V permit was renewed.

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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*

**09-00080: Milford Enterprises, Inc.** (450 Commerce Drive Quakertown, PA 18951) On September 16, 2014, located in Milford Township, **Bucks County**, for the manufacturing of custom display cases that are used for commercial, architectural, and other professional applications. This action is a renewal of a State Only Operating Permit (Synthetic Minor), which was issued on December 18, 2008. The permit is for a non-Title V (State Only) facility. The facility has elected to cap Volatile Organic Compounds (VOCs) to less than 25 tons per year making the facility a Synthetic Minor. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**23-00035: Community Light and Sound, Inc.** (333 East 5th Street, Chester, PA 19013-4511) On September 18, 2014, for a renewal of a non-Title V, State-Only, Synthetic Minor Permit in Chester City, **Delaware County**. Community Light and Sound is a manufacturer of household audio and video equipment. The facility has taken site level restriction limits of 24.9 tons per year for VOC's and 9.9 tons per year for any single HAP and 24.9 tons per year for combined HAP's. The restrictions will ensure that Community Light and Sound remains under the emission thresholds. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

**09-00199: Mars Fishcare, N.A., Inc.** (50 East Hamilton St., Chalfont, PA 1891) On September 18, 2014, for a non-Title V, State Only, Natural Minor operating permit in Chalfont Borough, **Bucks County**. The permit is for the operation of an existing bulk material handling pneumatic conveying system, a dust collector and a vacuum filter receiver system. The system will emit 1.03 ton of particulate matter per year. The facility's potential to emit criteria pollutants is less than major thresholds; therefore the facility is a Natural Minor. This action is a renewal of the State Only Operating Permit. The initial permit was issued on 9-4-2009. The renewed 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: Ray Kempa, New Source Review Chief—Telephone: 570-826-2507*

**35-00044: National Park Service/Steamtown National Historic Site** (150 South Washington Avenue, Scranton, PA 18503-2018) issued on September 17, 2014, for the operation of two (2) boilers at the facility in the City of Scranton, **Lackawanna County**. This is a renewal of a State-Only operating permit. The State-Only operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

**39-00033: Lutron Electronics Company, Inc.** (7200 Suter Road, Coopersburg, PA 18036) on September 12, 2014 for electrical equipment and supplies manufacturing in Lower Macungie Township, **Lehigh County**. The sources consist of a spray paint booth, two (2) wave solder fluxers and clean-up operations. The spray booth is controlled by filters. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Natural Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

**35-00030: General Dynamics Land Systems, Eynon Plant** (175 East Street, Archbald, PA 18403) on September 12, 2014 for military armored vehicle, tank, and tank component manufacturing in Archbald Borough, **Lackawanna County**. The sources consist of two (2) natural gas fired boilers and paint booths. The sources are controlled by particulate arrestors. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

**39-00022: Sunoco Partners Marketing & Terminals, L.P., Fullerton Terminal** (2480 Main Street, Whitehall, PA 18052) on September 17, 2014 for Petroleum Bulk Stations and Terminals operations in Whitehall Township, **Lehigh County**. The sources consist of a gasoline truck loading rack and internal floating and fixed roof tanks. The control devices consist of a Vapor Destruction Unit (VDU) and a Vapor Recovery Unit (VRU).

The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO); total suspended particulate (TSP) and VOC's. This is a renewal State-Only Synthetic Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

**40-00025: Sunoco Partners Marketing & Terminals, L.P., Kingston Terminal** (60 S. Wyoming Avenue, Edwardsville, PA 18704-3102) on September 17, 2014 for Petroleum Bulk Stations and Terminals operations in Edwardsville Borough, **Luzerne County**. The sources consist of a gasoline truck loading rack and internal floating and fixed roof tanks. The control devices consist of a Vapor Destruction Unit (VDU) and a Vapor Recovery Unit (VRU).

The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO); total suspended particulate (TSP) and VOC's. This is a renewal State-Only Synthetic Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110*

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

**07-03017: Juniata Packing Co.**, (118 Poorman Street, PO Box 276, Tyrone, PA 16686-0276) on September 10, 2014, for their meat processing and smoking facility in Snyder Township, **Blair County**. The State-only permit was renewed.

**67-05104: Tate Access Floors, Inc.** (52 Springvale Road, PO Box 398, Red Lion, PA 17356) on September 10, 2014, for their access flooring systems manufacturing facility in Windsor Township, **York County**. The State-only permit was renewed.

**67-03007: Apex Tool Group, LLC** (3990 East Market Street, York, PA 17402-2769) on September 19, 2014, for their steel chain manufacturing facility in Springettsbury Township, **York County**. The State-only permit was renewed.

*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701*

*Contact: Muhammad Q. Zaman, Environmental Program Manager—Telephone: 570-327-3648*

**57-00003: Sullivan County School District** (777 South Street, PA 18626-9800) on September 16, 2014 issued a state only operating permit for their facility located in Laporte Borough, **Sullivan County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

**56-00302: Lincoln Contracting & Equipment Co.** (2478 Lincoln Highway, Stoytown, PA 15531) on September 16, 2014 a State Only Operating Permit (SOOP) renewal to Lincoln Contracting & equipment Co. to authorize the continued operation of a metal fabrication and painting operation located in Jenner Township, **Somerset County**.

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

*Contact: Edward Orris, New Source Review Chief—Telephone: 814-332-616636*

**20-00093: DIC Tool, Division of Trojan** (114 Poplar Street, Meadville, PA 16335) for the renewal of a State Only operating permit for the manufacturing facility located in the City of Meadville, **Crawford County**. The sources at the facility include 6 natural gas fueled space heaters with a combined total rating of less than 1 million Btu/hr; natural gas fueled equipment for etching,

heating, & parts drying; a silicone rubber coating line; a Teflon coating line; and parts cleaning operations. The facility is a Natural Minor. The potential emissions from the facility are less than the Title V thresholds. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**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.**

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

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

**Permit No. 46-00031: Glaxosmithkline** (1250 S. Collegeville Road, Upper Providence Township, **Montgomery County**) On September 16, 2014, submitted a Title V Operating Permit (TVOP) Minor Modification. The following changes were made to the permit:

1. Source ID 102. Name of source was changed from Pilot Plant Fac—(Bldg 8 Legacy Sec) to IMS Primary Fac (Legacy)—Bldg 8.

a. Under additional requirements, the source list has been revised.

2. Source ID 103. Name of source was changed from Pharm SciFac—Bldg 9 to IMS Secondary Fac—Bldg 9

a. Pressure drop range for the HEPA filters was changed to 0.1 to 3 inches w.g.

b. All references to the Glatt filters have been removed.

c. Under additional requirements, the source list has been revised.

3. Source ID 104. Name of source was changed from Hydrogenation Fac (Bldg 11) to IMS Hydrogenation Fac—Bldg 11.

4. Source ID 105. Name of source was changed from Chem Development Facility (B-8 Expansion Sec) to IMS Primary Fac (Expansion)—Bldg 8.

The modified TVOP includes monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Minor modification of TVOP No. 46-00031 is issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.462.

**09-00187: Sims Metal East, LLC.** (300 S Steel Rd, Morrisville, PA 19067-3614) On September 16, 2014, for operation of their metal recycling facility in Falls Township, **Bucks County**. The permit amendment is to address a typographical error in the name of the facility. Administrative Amendment and modification of State-Only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code §§ 127.450 and 127.461.

**09-00027: Fres-Co System USA, Inc.** (3005 State Road, Telford, PA 18969) On September 18, 2014, for a Title V Administrative Amendment application in West Rockhill Township, **Bucks County**. The amendment in-

corporates a new Rotogravure Press and Solvent Distillation System and its conditions from Plan Approval 09-0027G and a Six (6) tons per year VOC emission increase on Press 203 and its conditions from Plan Approval 09-0027H into the Title V Operating Permit. Administrative Amendment of State Only Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450.

**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).**

*Coal Permits Issued*

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

**02141301 (formerly 02891701) and NPDES No. PA0215571. Consol Mining Company LLC, CNX Center,** (1000 Consol Energy Drive, Canonsburg, PA 15317). To transfer the permit and related NPDES permit for the Harmar Mine in Harmar and Indiana Townships, **Allegheny County** from Consolidation Coal Company to Consol Mining Company LLC. No additional discharges. The application was considered administratively complete on January 27, 2014. Application received January 6, 2014. Permit issued September 17, 2014.

**65091301 and NPDES No. PA0235873. C&D Coal Company, LLC,** (200 Chestnut Ridge Rd., Latrobe, PA 15650). To revise the permit for the Kingston-West Mine in Derry Township, **Westmoreland County** to add acreage to the subsidence control plan permit area. Subsidence Control Plan Acres Proposed 372.4. No additional discharges. The application was considered administratively complete on August 5, 2014. Application received May 15, 2014. Permit issued September 17, 2014.

**32961302 and NPDES No. PA0214949. AMFIRE Mining Company, LLC,** (One Energy Place, Latrobe, PA 15650). To revise the permit for the Ondo Mine in Brush Valley Township, **Indiana County** and related NPDES permit to install two boreholes. Surface Acres Proposed 6.5. No additional discharges. The application was considered administratively complete on April 15, 2014. Application received January 23, 2014. Permit issued September 17, 2014.

**32141301 (formerly 32101701) and NPDES No. PA0235890. Consol Mining Company LLC, CNX Center,** (1000 Consol Energy Drive, Canonsburg, PA 15317). To transfer the permit and related NPDES permit for the O'Donnell No. 4/Manor No. 8 Treatment Systems in



Washington Township, **Indiana County** from Keystone Coal Mining Corporation to Consol Mining Company LLC. No additional discharges. The application was considered administratively complete on January 27, 2014. Application received January 6, 2014. Permit issued September 18, 2014.

**32841321 and NPDES No. PA0006874. Consol Mining Company LLC, CNX Center**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To transfer the permit and related NPDES permit for the O'Donnell No. 3 Mine in Plumcreek Township, Armstrong County and Washington Township, **Indiana County** from Keystone Coal Mining Corporation to Consol Mining Company LLC. No additional discharges. The application was considered administratively complete on January 27, 2014. Application received January 6, 2014. Permit issued September 18, 2014.

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

**Permit No. PA0224138GP104**, General NPDES Stormwater Permit for stormwater discharges associated with mining activities in West Brunswick Township, **Schuylkill County**, receiving stream: Schuylkill River. Application received: June 19, 2014. Permit issued: September 18, 2014.

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

**24980105 and NPDES Permit No. PA0227871. Tamburlin Brothers Coal Co., Inc.** (P. O. Box 1419, Clearfield, PA 16830) Renewal of an existing bituminous surface and auger mine and associated NPDES permit in Horton Township, **Elk County**, affecting 139.0 acres. Receiving streams: Karns Run, Johnson Run, and unnamed tributary to Brandy Camp Creek. Application received: March 28, 2014. Permit Issued: September 11, 2014.

#### *Noncoal Permits Issued*

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

**Permit No. 58122512. J & E Flagstone**, (2512 Whitney Road, Laceyville, PA 18623), commencement, operation and restoration of a General Permit for Bluestone (GP105) in Choconut Township, **Susquehanna County** affecting 9.4 acres, receiving stream: Choconut Creek. Application received: August 6, 2012. Permit issued: September 17, 2014.

**Permit No. 58122512GP104. J & E Flagstone**, (2512 Whitney Road, Laceyville, PA 18623), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58122512 in Choconut Township, **Susquehanna County**, receiving stream: Choconut Creek. Application received: August 6, 2012. Permit issued: September 17, 2014

### **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*

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

**Permit No. 23144105. Brubacher Excavating, Inc.**, (P. O. Box 528, Bowmansville, PA 17507), construction blasting for Somerset Terrazza Newtown Township, **Delaware County** with an expiration date of September 12, 2015. Permit issued: September 17, 2014.

**Permit No. 36144150. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Mt. Joy Country Homes in Mt. Joy Borough, **Lancaster County** with an expiration date of September 10, 2015. Permit issued: September 17, 2014.

**Permit No. 36144151. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Harold Weaver Dwelling in Rapho Township, **Lancaster County** with an expiration date of October 30, 2014. Permit issued: September 17, 2014.

**Permit No. 38144142. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Jerry Musser Manure Pit in Heidelberg Township, **Lebanon County** with an expiration date of October 30, 2014. Permit issued: September 17, 2014.

**Permit No. 46144110. Rock Work, Inc.**, (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Red Fox Farm in Whitpain Township, **Montgomery County** with an expiration date of September 10, 2015. Permit issued: September 17, 2014.

**Permit No. 67144114. M & J Explosives, Inc.**, (P. O. Box 608, Carlisle, PA 17013), construction blasting at the West Manchester Mall in West Manchester Township, **York County** with an expiration date of September 11, 2015. Permit issued: September 17, 2014.

**Permit No. 67144115. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting at the West Manchester Mall in West Manchester Township, **York County** with an expiration date of September 11, 2015. Permit issued: September 17, 2014.

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

**NPDES No. PA0269387 (Mining Permit No. 11130101), Laurel Sand & Stone, Inc.**, 210 East Main Street, P. O. Box 556, Ligonier, PA 15658-0558, new NPDES permit for surface mine in Elder and Susquehanna Townships, **Cambria County**, affecting 382 acres. Receiving streams: Little Brubaker Run to Brubaker Run, classified for the following use: cold water fishery. This receiving stream is included in the Chest Creek sediment TMDL. Application received: March 20, 2014.

The outfall listed below discharges to Little Brubaker Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (TP-1)	Y
002 (TP-2)	Y
003 (TP-3)	Y
004 (TP-4)	Y
005 (SP-1)	Y
006 (SP-2)	Y
007 (SP-3)	Y
008 (SP-4)	Y
009 (SP-5)	Y
010 (7-4)	Y

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

*Outfalls: 001, 002, 003, 004, 005, 006, 007, 008,*

*009 & 010*

*Parameter*

<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)	1.9	3.8	4.75
Aluminum (mg/l)	1.3	2.6	3.25
Total Suspended Solids (mg/l)	25.7	51.4	66.1
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

*Outfalls: 005, 006, 007, 008, 009*

*(>10yr/24hr precip. Event)*

*Parameter*

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times			
Alkalinity must exceed acidity at all times			

## 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.

**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.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

**WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E5829-073: Harmony and Thompson Townships; Bluestone Pipeline Company of Pennsylvania, LLC;** 1429 Oliver Road, New Milford, Pennsylvania 18834; Harmony and Thompson Townships, **Susquehanna County;** ACOE Baltimore District.

To construct, operate, and maintain:

1) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 41 lineal feet of unnamed tributaries to Wildcat Run (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 55' 20", W -75° 31' 08");

2) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 36 lineal feet of unnamed tributaries to Wildcat Run (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 55' 14", W -75° 31' 17");

3) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 43 lineal feet of unnamed tributaries to Wildcat Run (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 55' 06", W -75° 31' 22");

4) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 48 lineal feet of the East Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 30", W -75° 32' 18");

5) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 55 lineal feet of unnamed tributaries to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 21", W -75° 32' 39");

6) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 65 lineal feet of unnamed tributaries to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 17", W -75° 33' 03");

7) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 52 lineal feet of the South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 22", W -75° 33' 30");

8) a 24 inch diameter natural gas pipeline and temporary timber bridge crossing impacting 50 lineal feet of unnamed tributaries to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 22", W -75° 33' 30");

9) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 67 lineal feet of unnamed tributaries to South Branch Canawacta Creek (CWF, MF) (Susquehanna, PA Quadrangle, N 41° 54' 07", W -75° 33' 46");

10) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 828 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 55' 20", W -75° 31' 08");

11) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,047 square feet (0.05 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 55' 20", W -75° 31' 08");

12) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 3,180 square feet

(0.07 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 55' 16", W -75° 31' 14");

13) a temporary timber mat crossing impacting 44 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 55' 15", W -75° 31' 17");

14) a 24 inch diameter natural gas pipeline impacting 306 square feet (0.01 acre) of PFO wetlands (Susquehanna, PA Quadrangle, N 41° 54' 39", W -75° 31' 53");

15) a temporary timber mat crossing impacting 2,811 square feet (0.06 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 39", W -75° 31' 53");

16) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 8,102 square feet (0.19 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 30", W -75° 32' 16");

17) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 915 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 30", W -75° 32' 19");

18) a 24 inch diameter natural gas pipeline impacting 697 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 17", W -75° 33' 02");

19) a temporary timber mat crossing impacting 87 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 22", W -75° 33' 30");

20) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 479 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 22", W -75° 33' 30");

21) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 523 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 21", W -75° 33' 30");

22) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 2,134 square feet (0.05 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 20", W -75° 33' 40");

23) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 348 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 14", W -75° 33' 43");

24) a 24 inch diameter natural gas pipeline and temporary timber mat crossing impacting 871 square feet (0.02 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 12", W -75° 33' 44");

25) a 24 inch diameter natural gas pipeline impacting 131 square feet (0.01 acre) of PEM wetlands (Susquehanna, PA Quadrangle, N 41° 54' 07", W -75° 33' 47").

The Bluestone Loop Pipeline construction consists of approximately 18,480 feet (3.5 miles) of 24" steel natural gas gathering line located in Harmony and Thompson Township, Susquehanna County. The project will result in 477 lineal feet of temporary stream impacts and 23,503 square feet (0.54 acre) of temporary wetland impacts all for the purpose of development and conveyance of Marcellus Shale natural gas.

**E5829-077: Springville Township, Williams Field Services Company, LLC;** Park Place Corporate Center 2, 2000 Commerce Park Drive, Pittsburgh, PA 15275; Springville Township, **Susquehanna County,** ACOE Baltimore District.

To construct, operate, and maintain:

1) a 24-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 153 lineal feet of unnamed tributary to Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

2) a temporary timber mat crossing impacting 786 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

3) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 5,674 square feet (0.13 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

4) a temporary timber mat crossing impacting 91 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 36" Lat., W -75° 52' 24" Long.),

5) a temporary timber mat crossing impacting 2,919 square feet of floodway to an unnamed tributary of Monroe Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 39' 40" Lat., W -75° 52' 24" Long.),

6) a temporary timber mat crossing impacting 665 square feet (0.02 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 39' 44" Lat., W -75° 52' 21" Long.),

7) a 24-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 137 lineal feet of Pond Brook (CWF-MF) (Springville, PA Quadrangle; N 41° 40' 02" Lat., W -75° 52' 33" Long.),

8) a temporary timber bridge crossing impacting 10 lineal feet of an unnamed tributary of Pond Brook (CWF-MF) (Springville, PA Quadrangle; N 41° 40' 14" Lat., W -75° 52' 35" Long.),

9) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 24,460 square feet (0.56 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 39' 33" Lat., W -75° 52' 23" Long.),

10) a 24-inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,171 square feet (0.10 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 40' 46" Lat., W -75° 52' 40" Long.),

11) a temporary timber mat crossing impacting 791 square feet (0.02 acre) of a PEM wetland (Springville, PA Quadrangle; N 41° 40' 46" Lat., W -75° 52' 37" Long.).

The project consists of constructing approximately 10,560 lineal feet (2 miles) of 24" natural gas gathering line, located in Springville Township, Susquehanna County. The project will result in 300 lineal feet of temporary stream impacts, 37,061 square feet of floodway impacts, and 35,761 square feet (0.82 acre) of temporary wetland impacts; all for the purpose of conveying Marcellus Shale natural gas to market.

**E0829-092: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Canton Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 151 linear feet of Towanda Creek (TSF, MF) and impacting 4,145 square feet of an adjacent Palustrine Emergent Wetland (Canton, PA Quadrangle, Latitude: 41°39'26", Longitude: -76°48'48");

2. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 84 linear feet of an un-

named tributary to Towanda Creek (CWF, MF) (Canton, PA Quadrangle, Latitude: 41°39'24", Longitude: -76°48'53");

3. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 81 linear feet of an unnamed tributary to Towanda Creek (CWF, MF) (Canton, PA Quadrangle, Latitude: 41°39'27", Longitude: -76°49'11");

4. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 1,392 square feet of a Palustrine Emergent Wetland (Canton, PA Quadrangle, Latitude: 41°39'23", Longitude: -76°49'28");

5. a 6 inch diameter natural gas line impacting 10 linear feet of an unnamed tributary to Towanda Creek (CWF, MF) and impacting 2 square feet of an adjacent Palustrine Emergent Wetland (Canton, PA Quadrangle, Latitude: 41°39'21", Longitude: -76°49'30");

6. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 16,452 square feet of a Palustrine Emergent and Palustrine Scrub-Shrub Wetland (Canton, PA Quadrangle, Latitude: 41°39'17", Longitude: -76°49'30");

7. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 54 linear feet of an unnamed tributary to Towanda Creek (CWF, MF) (Canton, PA Quadrangle, Latitude: 41°38'47", Longitude: -76°49'41");

8. a temporary timber mat bridge impacting 270 square feet of a Palustrine Scrub-Shrub Wetland (Canton, PA Quadrangle, Latitude: 41°38'46", Longitude: -76°49'45").

The project will result in 380 linear feet or 6,903 square feet of temporary stream impacts and 22,261 square feet (0.51 acre) of temporary PEM and PSS wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Canton Township, Bradford County.

**E0829-097: Appalachia Midstream, LLC**, 100 IST Center, Horseheads, NY 14845, Troy and West Burlington Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 923 square feet of a Palustrine Emergent Wetland (East Troy, PA Quadrangle, Latitude: 41°47'07", Longitude: -76°41'41");

2. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 4,577 square feet of a Palustrine Emergent Wetland (East Troy, PA Quadrangle, Latitude: 41°47'07", Longitude: -76°42'24");

3. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Sugar Creek (TSF, MF) and impacting 3,574 square feet of an adjacent Palustrine Emergent and Palustrine Forested Wetland (East Troy, PA Quadrangle, Latitude: 41°47'36", Longitude: -76°48'48");

4. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Sugar Creek (TSF, MF) (East Troy, PA Quadrangle, Latitude: 41°47'30", Longitude: -76°42'51");

5. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Sugar Creek (TSF, MF) (East Troy, PA Quadrangle, Latitude: 41°47'20", Longitude: -76°42'50");

6. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Sugar Creek (TSF, MF) (East Troy, PA Quadrangle, Latitude: 41°47'15", Longitude: -76°43'06");

7. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 8 linear feet of an unnamed tributary to Sugar Creek (TSF, MF) and impacting 2,992 square feet of an adjacent Palustrine Emergent and Palustrine Scrub-Shrub Wetland (East Troy, PA Quadrangle, Latitude: 41°47'15", Longitude: -76°43'20");

8. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 80 linear feet of an unnamed tributary to Leonard Creek (TSF, MF) (East Troy, PA Quadrangle, Latitude: 41°46'55", Longitude: -76°43'54");

9. a temporary access road impacting 10,202 square feet of an unnamed tributary to Leonard Creek (TSF, MF) floodway (East Troy, PA Quadrangle, Latitude: 41°46'43", Longitude: -76°44'01");

10. an 8 inch diameter natural gas line and a temporary timber mat bridge impacting 161 linear feet of Leonard Creek (TSF, MF) (East Troy, PA Quadrangle, Latitude: 41°46'49", Longitude: -76°44'13").

The project will result in 639 linear feet or 8,187 square feet of temporary stream impacts and 10,008 square feet (0.23 acre) of temporary PEM and PSS wetland impacts and 2,058 square feet (0.05 acre) of permanent PFO wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Troy and West Burlington, Bradford County.

#### ENVIRONMENTAL ASSESSMENTS

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790*

#### Water Quality Certification under Section 401 of the Federal Clean Water Act for the Constitution Pipeline Project

##### Natural Gas Pipeline and Compressor Station Project and Related Mitigation

**FERC Docket NO. CP13-499-000**

**PADEP File No. EA 58-002 NE**

On September 5, 2014, the DEP issued Section 401 Water Quality Certification to Constitution Pipeline Company, LLC for the Constitution Pipeline project. The Pennsylvania Department of Environmental Protection (PADEP) certifies that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The PADEP further certifies that the construction, operation and maintenance of the projects complies with Commonwealth water quality standards and that the construction, operation and maintenance of the projects does not violate applicable Commonwealth water quality standards provided that the construction, operation and maintenance of the projects complies with the conditions for this certification, including the criteria and conditions of the following permits:

1. *Discharge Permit*—Constitution Pipeline Company shall obtain and comply with a PADEP National Pollutant Discharge Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the pipeline pursuant to Pennsylvania's Clean Streams Law (35 P. S. §§ 691.1—691.1001) and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Constitution Pipeline Company shall obtain and comply with PADEP's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment issued pursuant to Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P. S. §§ 680.1—680.17) and all applicable implementing regulations (25 Pa. Code Chapter 102).

3. *Water Obstruction and Encroachment Permits*—Constitution Pipeline Company shall obtain and comply with a PADEP Chapter 105 Water Obstruction and Encroachment Permits for the construction, operation and maintenance of all water obstructions and encroachments associated with the project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P. S. §§ 673.1—693.27), and Flood Plain Management Act (32 P. S. §§ 679.101—679.601.) and all applicable implementing regulations (25 Pa. Code Chapter 105).

4. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by any operational and construction process that may be employed by Constitution Pipeline Company.

5. *Operation*—For each Project under this certification, Constitution Pipeline Company shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this Certification and all required permits. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Constitution Pipeline Company.

6. *Inspection*—The Projects, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP to determine compliance with this Certification, including all required permits required, and Pennsylvania's Water Quality Standards. A copy of this Certification shall be available for inspection by the PADEP during such inspections of the Projects.

7. *Transfer of Projects*—If Constitution Pipeline Company intends to transfer any legal or equitable interest in the Projects which is affected by this Certification, Constitution Pipeline Company shall serve a copy of this Certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the PADEP Regional Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owner containing a specific date for transfer of Certification responsibility, coverage, and liability between them.

8. *Correspondence*—All correspondence with and submittals to PADEP concerning this Certification shall be addressed to Department of Environmental Protection, Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

9. *Reservation of Rights*—PADEP may suspend or revoke this Certification if it determines that Constitution Pipeline Company has not complied with the terms and conditions of this Certification. PADEP may require additional measures to achieve compliance with applicable law, subject to Constitution Pipeline Company's applicable procedural and substantive rights.

10. *Other Laws*—Nothing in this Certification shall be construed to preclude the institution of any legal action or relieve Constitution Pipeline Company from any responsibilities, liabilities, or penalties established pursuant to any applicable federal or state law or regulation.

11. *Severability*—The provisions of this Certification are severable and should any provision of this Certification be declared invalid or unenforceable, the remainder of the Certification shall not be affected thereby.

Any person aggrieved by this action may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Environmental Hearing Board within 30 days of receipt of written notice of this action 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 any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the board within 30 days. You do not need a lawyer to file an appeal with the board.

Important legal rights are at stake, however, so you should show this document to a lawyer at once. If you cannot afford a lawyer, you may qualify for free pro bono representation. Call the secretary to the board (717.787.3483) for more information.

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

**EA4129-001: XTO Energy, Inc.**, 395 Airport Road, Indiana, PA 15701, Shrewsbury Township, **Lycoming County**, ACOE Baltimore District.

To restore the site to pre-developed conditions by removing a gravel access drive and cross culvert located within 3,738 square feet of palustrine emergent (PEM) wetland. 563 linear feet of new access drive will be installed around the impacted wetland to allow for upland passage for the land owner. The wetland restoration includes the removal of fill as well as filling an erosional channel created by the culvert and the construction of an additional 5,500 square feet of wetland creation to mitigate the previous impacts. (Picture Rocks, PA Quadrangle 41°18'57"N, 76°43'14"W).

#### **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.

*Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA16335*

ESCGP-2 #ESX14-019-0037—Geyer to Kennedy Pipeline Project

Applicant MarkWest Liberty Bluestone, LLC

Contact Rick Lowry

Address 4600 J. Barry Court, Suite 500

City Canonsburg State PA Zip Code 15317

County Butler Township(s) Middlesex(s)

Receiving Stream(s) and Classification(s) Unnamed tributaries to Glade Run (28173), Glade Run (28173) and Unnamed tributaries to Glade Run (26915) and Glade Run (26915) WWF. Connoquenessing Creek

*Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701*

ESCGP-2 # ESG29-113-14-0013

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) Fox Township

Receiving Stream(s) and Classification(s) UNT to Schrader Creek (EV/Wild Trout); Hoagland Branch (EV, Class A Wild Trout);

Secondary: Schrader Creek (EV, Wild Trout); Elk Creek (EV)

ESCGP-2 # ESX29-115-14-0067

Applicant Name Southwestern Energy Production Company

Contact Person Dave Sweeley

Address 917 State Route 92 North

City, State, Zip Tunkhannock, PA 18657

County Susquehanna County

Township(s) Oakland Township

Receiving Stream(s) and Classification(s) Hilborn Creek (CWF/MF), UNT to North Branch Susquehanna River (CWF/MF)

ESCGP-2 # ESX29-115-14-0076

Applicant Name Southwestern Energy Production Company

Contact Person Dave Sweeley

Address 917 State Route 92 North

City, State, Zip Tunkhannock, PA 18657

County Susquehanna County

Township(s) Oakland Township

Receiving Stream(s) and Classification(s) Hilborn Creek (CWF/MF), UNT to North Branch Susquehanna River (CWF/MF)

ESCGP-2 # ESG29-081-14-0030  
 Applicant Name NFG Midstream Clermont, LLC  
 Contact Person Duane Wassum  
 Address 1100 State Street  
 City, State, Zip Erie PA 14221  
 County Lycoming County  
 Township(s) Lewis and Gamble Townships  
 Receiving Stream(s) and Classification(s) UNT to Lycoming Creek/Antes-Lycoming Creeks, Mill Creek and an UNT to same/Loyalsock Creek (TSF/MF);  
 Secondary: Lycoming Creek and Loyalsock Creek

ESCGP-2 # ESX29-117-14-0012  
 Applicant Name Talisman Energy USA, Inc.  
 Contact Person Ben Younkin  
 Address 337 Daniel Zenker Drive  
 City, State, Zip Horseheads, NY 14845  
 County Tioga County  
 Township(s) Jackson Township  
 Receiving Stream(s) and Classification(s) UNTs Hammond Creek #30951 (CWF/MF) and UNTs to Mutton Lane Creek #31172 (WWF/MF);  
 Secondary: Tioga River, Chemung River

ESCGP-2 # ESX29-115-14-0077  
 Applicant Name Regency Marcellus Gas Gathering, LLC  
 Contact Person Kevin Roberts  
 Address 101 West Third Street  
 City, State, Zip Williamsport, PA 17701  
 County Susquehanna County  
 Township(s) Springville Township  
 Receiving Stream(s) and Classification(s) White Creek (CWF/MF) and UNT to Meshoppen Creek (CWF/MF)

ESCGP-2 # ESG29-081-14-0032  
 Applicant Name Regency Marcellus Gas Gathering, LLC  
 Contact Person Kevin Roberts  
 Address 101 West Third Street  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming County  
 Township(s) Lewis Township  
 Receiving Stream(s) and Classification(s) UNT Trout Run (HQ/CWF), UNTs to Wolf Run (HQ/CWF), Steam Valley Run (HQ/CWF);  
 Secondary: Lycoming Creek (EV)

ESCGP-2 # ESX29-115-14-0080  
 Applicant Name Cabot Oil & Gas Corporation  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County  
 Township(s) Auburn and Dimock Townships  
 Receiving Stream(s) and Classification(s) UNTs to White Creek (CWF/MF), UNT to Riley Creek (CWF/MF) and West Creek (CWF/MF)

ESCGP-2 # ESX11-115-14-0110 (01)  
 Applicant Name Cabot Oil & Gas Corporation  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County  
 Township(s) Lenox Township  
 Receiving Stream(s) and Classification(s) Millard Creek (CWF/MF)

ESCGP-2 # ESX29-115-14-0079  
 Applicant Name Cabot Oil & Gas Corporation  
 Contact Person Kenneth Marcum  
 Address Five Penn Center West, Suite 401  
 City, State, Zip Pittsburgh, PA 15276  
 County Susquehanna County

Township(s) Rush Township  
 Receiving Stream(s) and Classification(s) Terry Creek (WWF/MF)

ESCGP-2 # ESX29-115-14-0071  
 Applicant Name Williams Field Services, LLC  
 Contact Person Sandra Lojek  
 Address Park Place Corporate Center 2, 2000 Commerce Drive  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna County  
 Township(s) Lathrop Township  
 Receiving Stream(s) and Classification(s) UNTs to Martins Creek (CWF/MF), Horton Creek (CWF/MF) and UNTs thereto

*Southwest Region: Oil & Gas Program Mgr. 400 Waterfront Dr. Pittsburgh PA*

ESCGP-2 No: ESX14-125-0031  
 Applicant Name: Range Resources Appalachia LLC  
 Contact Person Mr Glenn D Truzzi  
 Address: 3000 Town Center Boulevard  
 City: Canonsburg State: PA Zip Code: 15317  
 County: Washington  
 Township: Robinson  
 Receiving Stream (s) and Classifications: North Branch Robinson Run / Chartiers Creek Watershed; Other WWF; Siltation-Impaired

ESCGP-2 No.: ESX14-125-0027  
 Applicant Name: Range Resources Appalachia LLC  
 Contact Person: Ms Laura M Rusmiser  
 Address: 3000 Town Center Boulevard  
 City: Canonsburg  
 State: PA Zip Code: 15317  
 County: Washington  
 Township(s): Robinson  
 Receiving Stream(s) and Classifications: Little Raccoon Run / Raccoon Creek Watershed; Other WWF

ESCGP-2 No.: ESX13-005-0007  
 Applicant Name: PennEnergy Resources LLC  
 Contact Person: Mr Robert Crissinger  
 Address: 1000 Commerce Drive Park Place One Suite 100  
 City: Pittsburgh State: PA Zip Code: 15275  
 County: Armstrong  
 Township(s): West Franklin  
 Receiving Stream(s) and Classifications: UNT to Buffalo Creek / Buffalo Creek; HQ; Other HQ-TSF

ESCGP-2 No.: ESX14-125-0026  
 Applicant Name: Cone Gathering LLC  
 Contact Person: Renee Thomas  
 Address: 200 Evergreene Drive  
 City: Waynesburg State: PA Zip Code: 15370  
 County: Washington  
 Township(s): East Finley & South Franklin  
 Receiving Stream(s) and Classifications: UNTs to Tenmile Creek (TSF) Tenmile Creek (TSF) Templeton Fork (WWF); Other Warm Water Fishery, Trout Stocked Fisheries (TSF)

ESCGP-2 No.: ESG14-125-0017 Major Revision  
 Applicant Name: MarkWest Liberty Midstream & Resources LLC  
 Contact Person: Mr Rick Lowry  
 Address: 4600 J Barry Court Suite 500  
 City: Canonsburg State: PA Zip Code: 15317  
 COUNTY Washington  
 Township(s): Amwell, North Franklin  
 Receiving Stream(s) and Classifications: UNTs to Reservoir #3, UNTs to Little Tenmile Creek; HQ; Other TSF



ESCGP-2 No.: ESX09-059-0006 Renewal  
 Applicant Name: EQT Production Company  
 Contact Person: Mr Todd Klaner  
 Address: 455 Racetrack Road  
 City: Washington State: PA Zip Code: 15301  
 County: Greene  
 Township(s): Morris  
 Receiving Stream(s) and Classifications: UNTs to Browns  
 Creek; HQ; Other WWF

[Pa.B. Doc. No. 14-2066. Filed for public inspection October 3, 2014, 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:** 260-0500-001. **Title:** Policy for Coordinating Immediate Responses and Final Remediation of Spills and Releases. **Description:** This policy summarizes how the Department oversees immediate responses and final remediation of spills and releases of regulated substances onto soils. The purpose of the policy is to facilitate the consistent investigation of and the response to spills and to coordinate immediate response needs with final remediation endpoints.

**Effective Date:** Upon publication as final in the *Pennsylvania Bulletin*.

**Written Comments:** Interested persons may submit written comments on this Draft Technical Guidance Document by November 3, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Written comments should be submitted to Molly Adams, Bureau of Environmental Cleanup and Brownfields, P. O. Box 8471, Harrisburg, PA 17105-8471, (717) 787-1566, [moadams@pa.gov](mailto:moadams@pa.gov).

**Contact:** Randy Roush, (717) 787-1566, [raroush@pa.gov](mailto:raroush@pa.gov).

#### Draft Technical Guidance—Substantive Revision

**DEP ID:** 550-3000-001. **Title:** Standards and Guidelines for Identifying, Tracking, and Resolving Oil and Gas Violations. **Description:** This policy provides direction to Department staff in determining enforcement actions the Department will pursue to resolve violations and achieve compliance with applicable laws and regulations related to conventional and unconventional oil and gas development. The policy also provides advisory information to the regulated industry. Once finalized, this document will replace the previous policy "Compliance Monitoring of Oil and Gas Wells and Related Facilities and Activities" that was issued in 2005. Revisions are necessary to reflect changes to the organizational structure of the agency and to update the policies and procedures to reflect current oil and gas development activities in Pennsylvania.

**Effective Date:** Upon publication as final in the *Pennsylvania Bulletin*.

**Written Comments:** Interested persons may submit written comments on this Draft Technical Guidance Document by November 3, 2014. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Written comments should be submitted to John Ryder, Department of Environmental Protection, Bureau of District and Oil and Gas Operations, Rachel Carson State Office Building, 15th Floor, P. O. Box 8765, Harrisburg, PA 17105-8467, [ra-epoilandgas@pa.gov](mailto:ra-epoilandgas@pa.gov) with the subject line "Comments on Standards and Guidelines for Identifying, Tracking, and Resolving Violations."

**Contact:** John Ryder, (570) 327-3636, [ra-epoilandgas@pa.gov](mailto:ra-epoilandgas@pa.gov).

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-2067. Filed for public inspection October 3, 2014, 9:00 a.m.]

### Nutrient Credit Trading Program; Certification Requests

The Department of Environmental Protection (Department) provides notice of the following certification requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed), published at 40 Pa.B. 5790 (October 9, 2010).

#### Credit Certification Requests

The following requests are being reviewed by the Department. The Department will accept written comments on these proposed pollutant reduction activities for 16 days.

#### Applicant

Manheim Borough  
 Authority  
 (Lancaster County)  
 (NPDES Permit No.  
 PA-0020893)

#### Pollutant Reduction Activity Description

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of the township's installed wastewater treatment process.

*Applicant*

Twin Boroughs Sanitary Authority (Juniata County) (NPDES Permit No. PA-0023264)

*Pollutant Reduction Activity Description*

This certification request is for nutrient reduction credits to be generated from the pollutant reduction activity of the township's installed wastewater treatment process.

*Written Comments*

Interested persons must submit written comments on these credit certification requests by October 20, 2014. The Department will accept comments submitted by e-mail, but comments submitted by facsimile will not be accepted. A return name and address must be included in each e-mail transmission. Written comments should be submitted to Jay Braund, Department of Environmental Protection, Bureau of Point and Non-Point Source Management, P. O. Box 8774, Harrisburg, PA 17105-8774, (717) 772-5636, jbraund@pa.gov.

For further information about these certification request's or the Trading Program contact Jay Braund, at the previously listed address or phone number, or visit the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keywords: "Nutrient Trading").

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-2068. Filed for public inspection October 3, 2014, 9:00 a.m.]

## Pennsylvania Small Business Advantage Grant Availability

The Department of Environmental Protection (Department) announces the availability of \$969,000 in grant funding for the eleventh year of the Commonwealth's Small Business Advantage Grant Program (Program). Funding is available for small businesses that adopt or acquire equipment or processes that promote pollution prevention or energy efficiency projects, or both.

With over 900,000 small businesses in this Commonwealth, a well-designed energy efficiency or pollution prevention project can help small businesses cut operating costs and complement the economy, while simultaneously protecting the environment.

The Program is a first-come, first-serve grant program that provides up to 50% reimbursement matching grants, up to a maximum of \$9,500. Eligible projects must save the small business a minimum of \$500 and at least 25% annually in energy consumption or pollution related expenses.

An eligible applicant must have 100 or fewer employees, be a for-profit small business owner and be taxed as a for-profit business located in this Commonwealth. The project to which the grant will apply must be located within the applicant's facility in this Commonwealth.

For a copy of the application package and to review the Program's administrative requirements, contact the Department's Grants Center at (717) 705-5400 or on the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (click on "Energy," then click "Small Business Ombudsman's Office"). To ask a technical question concerning a project, write to [epadvantagegrant@pa.gov](mailto:epadvantagegrant@pa.gov) before submitting an application.

Applications may be submitted on or after Monday, October 6, 2014, and will be accepted until the funds are exhausted for this fiscal year. Faxes or other electronic submissions will not be accepted.

Completed applications can be mailed to the Department of Environmental Protection Grants Center, P. O. Box 8776, Harrisburg, PA 17105-8776; hand-delivered or sent by other shipping services to Department of Environmental Protection Grants Center, 15th Floor, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101-2301. The application package contains the materials and instructions necessary for applying for the Small Business Advantage Grant.

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-2069. Filed for public inspection October 3, 2014, 9:00 a.m.]

## Proposed State Implementation Plan Revision; Redesignation Request and Maintenance Plan for the Johnstown Nonattainment Area for the 1997 Annual and 2006 24-Hour Fine Particulate Matter National Ambient Air Quality Standards; 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. With significant improvements in air quality in the Johnstown Area, this nonattainment area now meets the 1997 annual and the 2006 24-hour PM<sub>2.5</sub> National Ambient Air Quality Standards (NAAQS). Therefore, the Department of Environmental Protection (Department) intends to submit a request to the United States Environmental Protection Agency (EPA) for the redesignation of the Johnstown Area to attainment of the 1997 and 2006 PM<sub>2.5</sub> NAAQS.

The Department is seeking public comments on the proposed redesignation request, a proposed revision to the State Implementation Plan (SIP) containing the 2007 comprehensive inventory as required under section 172(c)(3) of the Federal Clean Air Act (CAA) (42 U.S.C.A. § 7502(c)(3)) and a maintenance plan demonstrating that the area can maintain the 1997 and 2006 PM<sub>2.5</sub> health-based NAAQS for the next 10 years as required under section 175A(a) of the CAA (42 U.S.C.A. § 7505a(a)). Upon EPA approval of the SIP revision, the maintenance plan will also establish new motor vehicle emission budgets for transportation conformity purposes.

The Department's proposed request to the EPA for the redesignation of the Johnstown Area to attainment and the proposed SIP 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 following contact persons.

The Department will hold a public hearing to receive comments on the proposal on Wednesday, November 5, 2014, at 11 a.m. at the Department's Ebensburg District Office, 286 Industrial Park Road, Ebensburg, PA 15931-4119. 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 to reserve a time. Witnesses should keep testimony to 10 minutes and should also provide two written copies of their statement at the hearing.

If by Monday, November 3, 2014, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality web page at [www.dep.state.pa.us](http://www.dep.state.pa.us) (choose "Air," choose "Bureau of Air Quality") if the hearing is cancelled. Persons may also contact the Department to find out if the hearing is cancelled by contacting Alex Haas.

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. TDD users may contact the 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 Friday, November 7, 2014. 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 "Johnstown PM2.5 Redesignation" as the subject line in written communication.

E. CHRISTOPHER ABRUZZO,  
Secretary

[Pa.B. Doc. No. 14-2070. Filed for public inspection October 3, 2014, 9:00 a.m.]

## 2015 Environmental Education Grants Program Application Announcement

Applications for the 2015 Environmental Education Grants Program (Program) are now available from the Department of Environmental Protection (Department). The grants provide funding to public and incorporated private schools, colleges and universities, county conservation districts, incorporated nonprofit organizations, along with incorporated conservation and education organizations and institutions, businesses, municipalities and municipal authorities to create or develop projects that support environmental education in this Commonwealth. Grants will provide environmental education on timely and critically important topics, including the following:

- *Chesapeake Bay and Watershed Education*—Organizations are encouraged to develop environmental education programs that promote the reduction of nonpoint source pollution, such as nutrient and sediment loads, along with other water-related education programs.

- *Air Quality*—Organizations are encouraged to develop air quality education and outreach programs.

- *Keystone Energy Education Program*—Applicants are encouraged to form or enhance an energy team with teachers, students, building facility managers and administrators with the goal to reduce the school building's energy use. Applying schools will coordinate energy education workshops focusing on energy basics, electricity generation and usage, efficiency and conservation, sustainability, alternative transportation fuels, career development, Energy Star Portfolio Manager benchmarking; purchase hands-on energy education classroom kits; and develop and implement school-centered energy conservation plans, including student-led energy audits. Schools

may partner with colleges or universities, nonprofit environmental education centers, science, technology, engineering and mathematics (STEM) organizations, math and science collaboratives, or other organizations.

- *Energy Education*—Organizations are encouraged to develop other educational programs on energy efficiency and conservation, as well as natural gas, coal, wind, solar, and other energy sources and technologies.

- *Brownfields*—Organizations are encouraged to develop education and outreach programs for students, youth, educators, community members, community groups, developers, property owners and others that are interested in brownfield redevelopment and sustainable communities.

- *Environmental Literacy Planning and Programming*—Applicants are encouraged to engage educators and stakeholders in content standards and field-based environmental education. Areas of specific focus should include graduation requirements, professional development on environmental education content knowledge and field-based pedagogy, assessment and evaluation, partnering to build capacity, identifying existing resources and sustainability of programs. Additionally, projects may focus on high performing green schools and buildings; providing high quality programming for children, youth or adults, or both (programs to include STEM, outdoor education, service learning, ensuring access for participants with disabilities); professional development for formal and nonformal educators; environmental service learning programs for youth and adults; and environmental careers/green jobs.

- *Formal and Nonformal EE Certification*—Applicants are encouraged to develop and implement institutionalized and community-based certification programs designed for teachers, naturalists and educators working in schools and environmental education facilities at parks, county conservation districts, nature/EE centers, conservancies and more. The program should give educators in these arenas access to a formal credential that standardizes and upgrades professional development, allowing educators to address academic standards in a meaningful and relevant way.

- *STEM Education*—Applicants are encouraged to develop environmental education programs integrating STEM program instruction into programs.

- *Curriculum Integration Projects*—Applicants are encouraged to articulate the Academic Standards for Environment and Ecology into the formal K-12 curriculum, including energy education, for the entire school district, private school or charter school.

- *Curriculum Revision Projects*—Applicants are encouraged to revise current (or write new) lesson plans or units to meet the changes identified in the alignment to the Environment and Ecology Standards, including energy education, and provide a means for classroom assessment.

- *Outdoor Learning Resource Projects*—Applicants are encouraged to develop resources such as trails, agricultural demonstration areas, energy demonstration areas, ponds, wetland areas, sheltered learning stations, and the like, as well as similar nearby community resources as a framework within which students can learn about natural systems and the interrelationship among natural and manmade communities.

- *Natural Landscaping and Trees*—Applicants are encouraged to develop educational programs on landscaping with native plants; the social, economic and environmental benefits of trees; and invasive plant management, along with information on how to sustainably maintain these natural landscapes.

- *Connecting Children to Nature*—Applicants are encouraged to develop and facilitate educational programs or infrastructure for programs designed to align science, environment and ecology and resource learning with immersive activities in the out-of-doors. Students within these programs should receive regular time outdoors during instruction or during healthful play.

The Program was established by the Environmental Education Act (35 P. S. §§ 7521—7528), which mandates setting aside 5% of the pollution fines and penalties collected annually by the Department for environmental education in this Commonwealth.

Environmental education grant awards are limited to \$3,000. This announcement opens on October 6, 2014, and grant applications submitted to the Department must be postmarked by December 19, 2014.

Applications may be obtained by contacting the Department of Environmental Protection, Environmental Education Grants Program, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 772-1828. For additional information and to obtain the electronic copy of the grants manual and application forms, visit the Department's web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keyword: EE Grants).

E. CHRISTOPHER ABRUZZO,  
*Secretary*

[Pa.B. Doc. No. 14-2071. Filed for public inspection October 3, 2014, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Application of Wexford Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) hereby gives notice that Wexford Surgery Center, has requested exceptions to the requirements of 28 Pa. Code § 553.31 (relating to administrative responsibilities).

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](mailto: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. 14-2072. Filed for public inspection October 3, 2014, 9:00 a.m.]

### Health Policy Board Meeting

The Health Policy Board is scheduled to hold a meeting on Wednesday, October 15, 2014, at 10 a.m. in Room 812, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Katrina Kyle, Bureau of Health Planning at (717) 772-5298, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 14-2073. Filed for public inspection October 3, 2014, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Request for Exception

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Coventry Manor Health and Rehabilitation Center  
3031 Chestnut Hill Road  
Pottstown, PA 19465  
FAC ID # 034202

Neshaminy Manor  
1660 Easton Road  
Warrington, PA 18976  
FAC ID # 140202

Pickering Manor Home  
226 North Lincoln Avenue  
Newton, PA 18940  
FAC ID # 160802

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Quarryville Presbyterian Retirement Community  
625 Robert Fulton Highway  
Quarryville, PA 17566  
FAC ID # 170102

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.20(a) (relating to resident bedrooms):

Pleasant Acres Nursing & Rehabilitation Center  
118 Pleasant Acres Road  
York, PA 17402  
FAC ID # 250102

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.36(h) (relating to bathing facilities):

Rolling Hills Manor  
17350 Old Turnpike Road  
Millmont, PA 17845  
FAC ID # 320202

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):

Oxford Health Center  
7 East Locust Street  
Oxford, PA 19363  
FAC ID # 410302

The following long-term care nursing facilities are seeking an exception to 28 Pa. Code § 205.67(j) and (k):

Brookline Manor and Rehabilitative Services  
2 Manor Boulevard  
Mifflintown, PA 17059  
FAC ID # 022902

Colonial Manor Nursing Home  
970 Colonial Avenue  
York, PA 17403  
FAC ID # 033402

These requests are 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 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 numbers 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. 14-2074. Filed for public inspection October 3, 2014, 9:00 a.m.]

### Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board (Board), established under section 1252 of the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C.A. § 300d-52), will hold a public meeting on Friday, November 7, 2014, from 10 a.m. to 3 p.m. The meeting will be held in the large conference room of the Community Center, 2nd Floor, Giant Food Store, 2300 Linglestown Road, Harrisburg, PA 17110.

Currently in this Commonwealth, nearly 250,000 individuals are living with brain injury. On an annual basis, an additional 8,600 residents in this Commonwealth sustain long-term disabilities from brain injury. The Department of Health's (Department) Head Injury Program (HIP) strives to ensure that eligible individuals receive high quality rehabilitative services aimed at re-

ducing functional limitations and improving quality of life. The Board assists the Department in understanding and meeting the needs of persons living with traumatic brain injury and their families. This quarterly meeting will provide updates on the number of people served by the HIP and the number of people waiting to be served by the HIP. In addition, meeting participants will discuss budgetary and programmatic issues, community programs relating to traumatic brain injury and available advocacy opportunities.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so, contact Julie Hohney, Division of Child and Adult Health Services at (717) 772-2762, or for speech and/or hearing impaired persons contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,  
*Secretary*

[Pa.B. Doc. No. 14-2075. Filed for public inspection October 3, 2014, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Method of Filing Notice; PA Directory of Corporate Partners Return, PA-65 Corp

Under the provisions of section 10 of The Fiscal Code (72 P. S. § 10) (Act 2009-50), the Secretary of Revenue hereby provides public notice of the filing mandate for third party preparers of PA Directory of Corporate Partners Returns (Form PA-65 Corp).

#### *Filing Mandate—PA Directory of Corporate Partners Return, PA-PA-65 Corp*

For all calendar years following a calendar year in which a third party preparer prepares 11 or more PA Directory of Corporate Partners Returns, the third party preparer is required to electronically file (e-file) in the manner prescribed by Departmental instructions all such PA Directory of Corporate Partners Returns and associated schedules (including Federal Form 1065 and Schedule K-1) and attachments. Once a third party preparer is subject to this filing mandate, the third party preparer shall continue to be subject to the mandate regardless of how many PA Directory of Corporate Partners Returns he or she prepares during a calendar year.

A third party preparer who is subject to this filing mandate must have software that is compatible with Department e-filing requirements.

#### *Rules applicable to the Filing Mandate*

(a) *Third Party Preparer*: For purposes of this notice, the phrase "third party preparer" means any natural person, fiduciary, corporation or other entity who or that prepares for remuneration, or who employs one or more persons to prepare for remuneration, any return for a tax administered by the Department or is assigned a Preparer Tax Identification Number (PTIN) by the Internal Revenue Service. None of the following, however, are considered third party preparers for remuneration: (1) Tax return preparers who voluntarily prepare the returns of others for no pecuniary benefit. (2) Persons who merely

provide mechanical assistance such as typing. (3) Regular employees of an employer who prepare returns for other regular employees of the employer or the employer's officers and regular employees. (4) Fiduciaries who prepare returns for the trusts or estates that they serve.

(b) *11 Return Threshold.* A third party preparer must include all PA Directory of Corporate Partners Returns that the third party preparer or his or her members, or employees prepare and submit to the Department. This amount includes all original and amended returns, or short year returns to the extent that such return can be e-filed with the Department. If a third party preparer has multiple business locations, the combined total of all the returns for all locations are included for purposes of calculating the 11 return threshold.

#### *Penalty*

A third party preparer who fails to file PA Directory of Corporate Partners Returns by the method required under this notice shall be subject to a penalty of ten dollars (\$10) for each improperly filed return.

#### *Penalty Waiver*

(a) The Department will waive the penalty applicable to a return that is not filed pursuant to this filing mandate in the following situations:

(1) The taxpayer has specifically directed the third party preparer to file the return pursuant to a different filing method than mandated in this notice. This directive must be in a written form, signed by an officer of the corporation, and provided to the Department upon request.

(2) The preparer's tax software does not support e-filing of a required attachment to the return.

(b) The Department, at its discretion, may waive the penalties applicable to returns that are not filed as prescribed in this notice, if the Department determines the filing mandate of this notice constitutes undue hardship on the third party preparer. The third party preparer must submit a written request for the waiver for every calendar year. The request must clearly explain why the filing method causes an undue hardship. A request for a waiver must be mailed to the Pennsylvania Department of Revenue at the following address by November 1st of the preceding calendar year for which the waiver is requested: Pennsylvania Department of Revenue, Pass Through Business Office, Director's Office, P.O. Box 1240, Harrisburg, PA 17128-1240.

DANIEL MEUSER,  
*Secretary*

[Pa.B. Doc. No. 14-2076. Filed for public inspection October 3, 2014, 9:00 a.m.]

## DEPARTMENT OF STATE

### Bureau of Corporations and Charitable Organizations; Proposed Official Forms

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) proposes to amend 19 Pa. Code Appendix B (relating to official forms) to read as set forth in Annex A.

#### *A. Effective Date*

The proposed forms will be effective 30 days after publication in the *Pennsylvania Bulletin*.

#### *B. Statutory Authority*

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from the requirements of section 612 of The Administrative Code of 1929 (71 P. S. § 232) and review under the Commonwealth Attorneys Act (71 P. S. §§ 732-101—732-506) and the Regulatory Review Act (71 P. S. §§ 745.1—745.12a). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comments under section 201 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. § 1201), known as the Commonwealth Documents Law (CDL).

#### *C. Description of Proposed Revisions*

This proposal revises three of the existing forms and instructions promulgated by the Department and currently published in the *Pennsylvania Code*. The need for these revisions is based on the Department's ongoing review of its forms and procedures.

#### *DSCB:15-5306/7102 (Articles of Incorporation—Non-profit)*

This form relates to the registration of a domestic nonprofit corporation or nonprofit cooperative corporation. Formerly DSCB:15-5306/7102B, the form is being renamed to reflect the proper statutory citation for the cooperative corporation provisions. Box 5 is being amended to clarify that all nonprofit corporations may be organized on a non-stock basis or a stock-share basis per 15 Pa.C.S. § 5306(a)(6) (relating to articles of incorporation). Box 6 is being amended to clarify the organization's choice to have members or no members. Box 6 is also being amended to better express the statement required under 15 Pa.C.S. § 5331 (relating to incorporation of unincorporated associations), wherein a statement that the incorporators constitute a majority of the members of the committee of the unincorporated association authorized to incorporate the association by the requisite vote required by the organic law of the association for the amendment of the organic law.

#### *DSCB:15-8981/8211/8582 (Application for Registration—Foreign)*

This form relates to the registration of foreign limited liability companies, limited liability partnerships and limited partnerships. It conforms box 2 to the procedures for registration of a foreign corporation (DSCB:15-4124/6124—Application for Certificate of Authority). If the name of the foreign entity is not available, it may adopt an available name for use in this Commonwealth. As with foreign corporation registrations, the available name must be simultaneously registered under 54 Pa.C.S. §§ 301—332 (Fictitious Names Act) and the Bureau will cross-index both names in its records management database.

#### *DSCB:15-8511 (Certificate of Limited Partnership)*

This form relates to the registration of domestic limited partnerships. It eliminates box 4, which is duplicative of the information provided in box 5, and conforms this form to other forms. Under 15 Pa.C.S. § 136(c) (relating to processing of documents by Department of State) and 15 Pa.C.S. § 8511(b) (relating to certificate of limited partnership) a document forming a limited partnership is effective upon filing in the Department unless a future effective date is specified for the formation of the limited partnership.

The forms DSCB:15-5306/7102B, DSCB:15-8981/8211/8582 and DSCB:15-8511 and corresponding instructions, which are codified in 19 Pa. Code (relating to corporations and business associations), are being deleted and replaced with the revised forms DSCB:15-5306/7102, DSCB:15-8981/8211/8582 and DSCB:15-8511. All the forms are set forth in Annex A. Even though Rule 2.12(a) of the *Pennsylvania Code and Bulletin Style Manual* recommends that forms be referenced in regulations rather than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

D. *Fiscal Impact*

Although this proposal would not have measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

E. *Paperwork Requirements*

This proposal would not create new paperwork.

F. *Regulatory Review*

Under section 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act but shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

G. *Public Comment*

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of these forms be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, 301 North Office Building, Harrisburg, PA 17120, within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference Bureau of Corporations and Charitable Organizations—Official Forms when submitting comments.

CAROL AICHELE,  
*Secretary*

**PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

**Articles of Incorporation-Nonprofit**

(15 Pa.C.S.)

Domestic Nonprofit Corporation (§ 5306)

Nonprofit Cooperative Corporation (§ 7102)

Name		
_____		
Address		
_____		
City	State	Zip Code
_____	_____	_____

**Document will be returned to the name and address you enter to the left.**



Fee: \$125

In compliance with the requirements of the applicable provisions (relating to articles of incorporation or cooperative corporations generally), the undersigned, desiring to incorporate a nonprofit/nonprofit cooperative corporation, hereby state(s) that:

1. The name of the corporation is:

\_\_\_\_\_

2. Complete part (a) or (b) – not both:

(a) The address of this corporation’s current registered office in this Commonwealth is:  
*(post office box alone is not acceptable)*

Number and Street	City	State	Zip	County
_____	_____	_____	_____	_____

(b) The name of this corporation’s commercial registered office provider and the county of venue is:

c/o:

Name of Commercial Registered Office Provider	County
_____	_____

3. The corporation is incorporated under the Nonprofit Corporation Law of 1988 for the following purpose or purposes.

\_\_\_\_\_

\_\_\_\_\_

4. The corporation does not contemplate pecuniary gain or profit, incidental or otherwise.

5. Check and complete one:

The corporation is organized on a nonstock basis.

The corporation is organized on a stock share basis and the aggregate number of shares authorized is: \_\_\_\_\_



DSCB:15-5306/7102-2

6. *For unincorporated association incorporating as a nonprofit corporation only. Check if applicable:*  
 \_\_\_\_\_ The incorporators constitute a majority of the members of the committee authorized to incorporate such association by the requisite vote required by the organic law of the association for the amendment of such organic law.

7. *For Nonprofit Corporation Only:*  
 Check one: \_\_\_\_\_ The corporation shall have no members.  
 \_\_\_\_\_ The corporation shall have members.

8. *For Nonprofit Cooperative Corporation Only:*  
 Check and complete one:  
 \_\_\_\_\_ The corporation is a cooperative corporation and the common bond of membership among its members is: \_\_\_\_\_.  
 \_\_\_\_\_ The corporation is a cooperative corporation and the common bond of membership among its shareholders is: \_\_\_\_\_.

9. The name(s) and address(es) of each incorporator(s) is (are) *(all incorporators must sign below):*

Name(s)	Address(es)
_____	_____
_____	_____
_____	_____

10. The specified effective date, if any, is:  
 \_\_\_\_\_  
 month      day      year      hour, if any

11. Additional provisions of the articles, if any, attach an 8½ x 11 sheet.

IN TESTIMONY WHEREOF, the incorporator(s) has/have signed these Articles of Incorporation this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

DSCB:15-5306/7102



**Department of State  
Bureau of Corporations and Charitable Organizations  
P.O. Box 8722  
Harrisburg, PA 17105-8722  
(717) 787-1057  
Web site: [www.dos.state.pa.us/corps](http://www.dos.state.pa.us/corps)**

**Instructions for Completion of Form – (Articles of Incorporation–Nonprofit):**

- A. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$125 made payable to the Commonwealth of Pennsylvania. Checks must contain a commercially pre-printed name and address.
- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).
  - (2) Any necessary copies of form DSCB:17.2 (Consent to Appropriation of Name).
  - (3) Any necessary governmental approvals.
- D. *For Domestic Nonprofit Corporation Only:* For general instructions relating to the incorporation of nonprofit corporations see 19 Pa. Code Ch. 41 (relating to nonprofit corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, authorized share structure, inclusion of names of first directors in the Articles of Incorporation, provisions on incorporation of unincorporated associations, etc.
- E. *For Nonprofit Cooperative Corporation Only:* For general instructions relating to the incorporation of cooperative corporations see 19 Pa. Code Ch. 51 (relating to cooperative corporations). Under 15 Pa.C.S. § 7103 (relating to use of term "cooperative" in corporate name) the corporate name in Paragraph 1 must, unless otherwise provided by statute, contain one of the terms "cooperative" or "coop." See 19 Pa. Code § 17.7 (relating to cooperative names). See also the general instructions relating to the incorporation of nonprofit corporations, 19 Pa. Code Ch. 41 (relating to nonprofit corporations generally). These instructions relate to such matters as corporate name, stated purposes, term of existence, authorized share structure, inclusion of names of first directors in the Articles of Incorporation, provisions on incorporation of unincorporated associations, etc.
- Under 15 Pa.C.S. § 7102(a) the articles of the corporation must set forth a common bond of membership among its members or shareholders by reason of occupation, residence or otherwise.
- F. One or more corporations or natural persons of full age may incorporate a nonprofit/nonprofit cooperative corporation.
- G. 15 Pa.C.S. § 5307 (relating to advertisement) requires that the incorporators shall advertise their intention to file or the corporation shall advertise the filing of articles of incorporation. Proofs of publication of such advertising should not be submitted to, and will not be received by or filed in, the Department, but should be filed with the minutes of the corporation.
- H. This form and all accompanying documents shall be mailed to the address stated above.

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DSCB: 15-5306/7102

#### NONPROFIT CORPORATIONS ONLY

Pursuant to 15 Pa.C.S. § 5110, a nonprofit corporation is required to annually notify the Department of State of any change of its officers. If no change of officers has occurred since the last report, the report need not be filed. These annual reports are submitted on form DSCB:15-5110 (Annual Statement-Nonprofit Corporation). No fee is required for this filing.

Please forward annual report to the Department of State, Bureau of Corporations and Charitable Organizations, P.O. Box 8722, Harrisburg, PA 17105-8722.

#### ADDITIONAL INFORMATION REGARDING NONPROFIT CORPORATIONS

Nonprofit corporations that solicit funds from citizens of the Commonwealth of Pennsylvania must register with the Bureau of Corporations and Charitable Organizations of the Department of State, unless exempt from registration requirements. Please contact the Bureau of Corporations and Charitable Organizations at 207 North Office Building, Harrisburg, PA 17120, (717) 783-1720 or 1-800-732-0999 within Pennsylvania, for more information on registration.

Pennsylvania sales tax exempt status may be obtained from the Department of Revenue, Registration Division, Exemption Unit, Department 280901, Harrisburg, PA 17128-0901. Any other type of exempt status may be obtained or explained by contacting your local Federal Internal Revenue Service.

Please be advised that the date and signature of the Secretary of the Commonwealth indicate the filing in the Department of State. **NO CERTIFICATE OF INCORPORATION IS ISSUED** for nonprofit corporations.

**PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

**Application for Registration - Foreign**  
(15 Pa.C.S.)

- Limited Liability Company (§ 8981)
- Limited Partnership (§ 8582)
- Registered Limited Liability General Partnership (§ 8211)
- Registered Limited Liability Limited Partnership (§ 8211)

Name		
_____		
Address		
_____		
City	State	Zip Code
_____	_____	_____

**Document will be returned to the name and address you enter to the left.**  
←

Fee: \$250

In compliance with the requirements of the applicable provisions (relating to registration), the undersigned, desiring to register to do business in this Commonwealth, hereby states that:

1. The name of the limited liability company/limited liability partnership/limited partnership in the jurisdiction in which it is formed:

\_\_\_\_\_

2. *If the name set forth in paragraph 1 is not available for use in this Commonwealth, complete the following:*  
The fictitious name which the limited liability company/limited liability partnership/limited partnership adopts for use in transacting business in this Commonwealth is:

\_\_\_\_\_

The limited liability company/limited liability partnership/limited partnership shall do business in Pennsylvania only under such fictitious name pursuant to the attached form DSCB:54-311 (Application for Registration of Fictitious Name).

3. The name of the jurisdiction under the laws of which it was organized and the date of its formation:

Jurisdiction: \_\_\_\_\_ Date of Formation: \_\_\_\_\_.

4. *Complete part (a) or (b) – not both:*

(a) The address of this limited liability company/limited liability partnership/limited partnership’s current registered office in this Commonwealth is: *(post office box alone is not acceptable)*

Number and Street	City	State	Zip	County
-------------------	------	-------	-----	--------

(b) The name of this limited liability company/limited liability partnership/limited partnership’s commercial registered office provider and the county of venue is:

c/o: \_\_\_\_\_

Name of Commercial Registered Office Provider	County
---	--------

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DSCB:15-8981/8211/8582-2

5. Check and complete one of the following:

\_\_\_ The address of the office required to be maintained by it in the jurisdiction of its organization by the laws of that jurisdiction is:

Number and street	City	State	Zip
-------------------	------	-------	-----

\_\_\_ It is not required by the laws of its jurisdiction of organization to maintain an office therein and the address of its principal office is:

Number and street	City	State	Zip
-------------------	------	-------	-----

6. *For Restricted Professional Limited Liability Company Only. Strike out if inapplicable:* The company is a restricted professional company organized to render the following professional service(s):

---

**Limited Liability Partnership and Limited Partnership: Complete paragraphs 7 and 8**

7. The name and business address of each general partner:

Name	Business Address
------	------------------

---



---

8. The address of the office at which is kept a list of the names and addresses of the limited partners and their capital contribution is:

Number and street	City	State	Zip	County
-------------------	------	-------	-----	--------

The registered partnership hereby undertakes to keep those records until its registration to do business in the Commonwealth is canceled or withdrawn.

IN TESTIMONY WHEREOF, the undersigned has caused this Application for Registration to be signed by a duly authorized officer/member or manager thereof this

\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

---

Name of Partnership/Company

---

Signature

---

Title

DSCB:15-8981/8211/8582



**Department of State  
Bureau of Corporations and Charitable Organizations  
P.O. Box 8722  
Harrisburg, PA 17105-8722  
(717) 787-1057  
Web site: [www.dos.state.pa.us/corps](http://www.dos.state.pa.us/corps)**

**Instructions for Completion of Form – (Application for Registration–Foreign):**

- A. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$250 made payable to the Department of State. Checks must contain a commercially pre-printed name and address.
- B. If its name is not available for use in this Commonwealth, a foreign limited liability company/limited liability partnership/limited partnership may adopt a name to register and do business in the Commonwealth of Pennsylvania that is different from the name in its formation documents filed in its state of domicile. The name must be a fictitious name for use in transacting business in the Commonwealth of Pennsylvania which is distinguishable upon the record to the name of any registered association and that is otherwise available for use by a registered association. An additional filing fee of \$70 shall accompany form DSCB:54-311 (Application for Registration of Fictitious Name), which must be submitted together with this Application for Registration – Foreign.
- C. *Designators: Limited Partnership:* The name may contain the word “company”, “limited” or “limited partnership” or abbreviation. *Limited Liability Partnership:* The name must contain the word “company”, “limited” or “limited liability partnership” or abbreviation. *Limited Liability Company:* The name must contain the word “company,” “limited” or “limited liability company” or abbreviation.
- D. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- E. The following, in addition to the filing fee, shall accompany this form:
- (1) *For Limited Liability Company Only:* One copy of a completed form DSCB:15-134A (Docketing Statement).
  - (2) Any necessary copies of form DSCB:17.2 (Consent to Appropriation of Name).
  - (3) Any necessary governmental approvals.
- F. Under 15 Pa.C.S. § 8981 or § 8583, upon the filing of this form the applicant shall be authorized to do business in the Commonwealth of Pennsylvania and no certificate of authority will be issued to the applicant by the Department.
- G. This form and all accompanying documents shall be mailed to the address stated above.

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**PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

**Certificate of Limited Partnership**  
(15 Pa.C.S. § 8511)

Name
Address
City State Zip Code

Document will be returned to the name and address you enter to the left.  
←

Fee: \$125

In compliance with the requirements of 15 Pa.C.S. § 8511 (relating to certificate of limited partnership), the undersigned, desiring to form a limited partnership, hereby certifies that:

1. The name of the limited partnership (may contain the word "company", or "limited" or "limited partnership" or any abbreviation):

---

2. Complete part (a) or (b) – not both:

(a) The address of this limited partnership's current registered office in this Commonwealth is:  
(post office box alone is not acceptable)

Number and Street	City	State	Zip	County
-------------------	------	-------	-----	--------

(b) The name of this limited partnership's commercial registered office provider and the county of venue is:

c/o:

Name of Commercial Registered Office Provider	County
---	--------

3. The name and business address of each general partner of the partnership is:

Name	Address

4. The specified effective date, if any, is:

month	date	year	hour, if any
-------	------	------	--------------

IN TESTIMONY WHEREOF, the undersigned general partner(s) of the limited partnership has (have) executed this Certificate of Limited Partnership this

\_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

Rev. 9/2014

DSCB:15-8511



**Department of State  
Bureau of Corporations and Charitable Organizations  
P.O. Box 8722  
Harrisburg, PA 17105-8722  
(717) 787-1057  
web site: [www.dos.state.pa.us/corps](http://www.dos.state.pa.us/corps)**

**Instructions for Completion of Form – (Certificate of Limited Partnership):**

- A. Typewritten is preferred. If not, the form shall be completed in black or blue-black ink in order to permit reproduction. The filing fee for this form is \$125 made payable to the Commonwealth of Pennsylvania. Checks must contain a commercially pre-printed name and address.
- B. Under 15 Pa.C.S. § 135(c) (relating to addresses) an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.
- C. The following, in addition to the filing fee, shall accompany this form:
  - (1) Any necessary copies of form DSCB:17.2 (Consent to Appropriation of Name).
  - (2) Any necessary governmental approvals.
- D. For general instructions relating to the formation of limited partnerships see 19 Pa. Code Ch. 73 (relating to limited partnerships).
- E. This form shall be executed by all general partners named herein. Any natural person of full age, general partnership, limited partnership, corporation or business or other trust may form a limited partnership if the organizing entity is designated as a general partner in and executes this form. Under 15 Pa.C.S. § 8513 (relating to certificate of cancellation), the Certificate of Limited Partnership shall be canceled whenever there are no limited partners, but it is not necessary to name the limited partners in the Certificate of Limited Partnership.
- F. Optional provisions required or authorized by law may be added. If a partner's interest in the limited partnership is to be evidenced by a certificate of partnership interest, a statement to that effect must be included in this form. See 15 Pa.C.S. § 8511(a)(4).
- G. This form and all accompanying documents shall be mailed to the address stated above.

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[Pa.B. Doc. No. 14-2077. Filed for public inspection October 3, 2014, 9:00 a.m.]



# DEPARTMENT OF TRANSPORTATION

## Transportation Advisory Committee Meeting

The Transportation Advisory Committee will hold a meeting on Thursday, October 9, 2014, from 10 a.m. to 12 p.m. in Conference Room 8N1 of the Commonwealth Keystone Building, Harrisburg, PA. For more information, contact Julie Harmantzis at (717) 787-2913 or jharmantzi@pa.gov.

BARRY J. SCHOCH, PE,  
*Secretary*

[Pa.B. Doc. No. 14-2078. Filed for public inspection October 3, 2014, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, September 18, 2014, and announced the following:

#### *Action Taken—Regulations Approved:*

Environmental Quality Board #7-480: Regulated Medical and Chemotherapeutic Waste (amends 25 Pa. Code Chapters 271, 272, 273, 284, 285, 287, 288 and 299)

Pennsylvania Gaming Control Board #125-168: Gaming Junket Enterprises, Accounting and Internal Controls, Compulsive and Problem Gambling, Self-Exclusion, Underage Gaming, Equipment, Blackjack (amends 58 Pa. Code Subparts B, E, G, I, J and K)

State Board of Medicine #16A-4937: Genetic Counselors (amends 49 Pa. Code Sections 16.11 and 16.13 and adds Sections 18.701 to 18.710)

#### *Action Taken—Regulation Disapproved: Order not yet Issued*

\* Department of State #16-56: Lobbying Disclosure Registration Fee

\* Will advise when order is issued.

### Approval Order

Public Meeting Held  
September 18, 2014

*Commissioners Voting:* John F. Mizner, Esq., Chairperson, George D. Bedwick, Vice Chairperson, W. Russell Faber, Lawrence J. Tabas, Esq., Dennis A. Watson, Esq.

*Regulated Medical and Chemotherapeutic Waste—  
Environmental Quality Board;  
Regulation No. 7-480 (#3017)*

On August 5, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regula-

tion from the Environmental Quality Board (EQB). This rulemaking amends 25 Pa. Code Chapters 271, 272, 273, 284, 285, 287, 288 and 299. The proposed regulation was published in the August 24, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 29, 2014.

This final-form regulation updates the Department of Environmental Protection's regulated medical and chemotherapeutic waste provisions to make them consistent with federal requirements, including clarifying and streamlining the storage, transportation and shipment requirements for regulated medical waste; allowing the use of electronic tracking systems to record the proper processing and disposal of regulated medical waste; and allowing the transportation of regulated medical waste through the United States Postal Service.

We have determined this regulation is consistent with the statutory authority of EQB (35 P. S. §§ 6018.102 and 104, 35 P. S. §§ 6019.2(b) and 4(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
September 18, 2014

*Commissioners Voting:* John F. Mizner, Esq., Chairperson, George D. Bedwick, Vice Chairperson, W. Russell Faber, Lawrence J. Tabas, Esq., abstained, Dennis A. Watson, Esq.

*Gaming Junket Enterprises, Accounting and Internal  
Controls, Compulsive and Problem Gambling,  
Self-Exclusion, Underage Gaming, Equipment,  
Blackjack—Pennsylvania Gaming Control Board;  
Regulation No. 125-168 (#3003)*

On April 5, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code Subparts B, E, G, I, J and K. The proposed regulation was published in the April 20, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on August 13, 2014.

This regulation is a general update of provisions that address Gaming Junket Enterprises, Accounting and Internal Controls, Compulsive and Problem Gambling, Self-Exclusion, Underage Gaming, Equipment, and Blackjack.

We have determined this regulation is consistent with the statutory authority of the Board (4 Pa.C.S. § 1202(b)(30)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

**Approval Order**

Public Meeting Held  
September 18, 2014

Commissioners Voting: John F. Mizner, Esq., Chairperson,  
George D. Bedwick, Vice Chairperson, W. Russell Faber,  
Lawrence J. Tabas, Esq., Dennis A. Watson, Esq.

Genetic Counselors—  
State Board of Medicine;  
Regulation No. 16A-4937 (#3034)

On October 7, 2013, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code Sections 16.11 and 16.13 and adds Sections 18.701 to 18.710. The proposed regulation was published in the October 19, 2013 *Pennsylvania Bulletin* with a 30-day public comment period. The final-form regulation was submitted to the Commission on June 5, 2014. At its July 10, 2014 public meeting, the

Commission voted to disapprove the final-form regulation. On August 29, 2014, the revised final-form regulation was submitted to the Commission.

This regulation implements Act 125 of 2011 which established licensure and regulation of genetic counselors. The regulation includes fees, provisions for three types of licensure, biennial registration, disciplinary actions, continuing education and professional liability insurance.

We have determined this regulation is consistent with the statutory authority of the State Board of Medicine (63 P. S. § 422.8) and the intention of the General Assembly. After considering all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation, as revised, is approved.

JOHN F. MIZNER, Esq.,  
Chairperson

[Pa.B. Doc. No. 14-2079. Filed for public inspection October 3, 2014, 9:00 a.m.]

**Notice of Comments Issued**

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Commission may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
#4-95	Department of Community and Economic Development Industrial Housing and Components 44 Pa.B. 5026 (July 26, 2014)	08/25/14	09/24/14

**Department of Community and Economic Development**

**Regulation #4-95 (IRRC #3063)**

**Industrial Housing and Components**

**September 24, 2014**

We submit for your consideration the following comments on the proposed rulemaking published in the July 26, 2014 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Department of Community and Economic Development (Department) to respond to all comments received from us or any other source.

**1. Consistency with statute; Implementation procedures; and Economic impact**

*Industrialized Housing Advisory Commission (IHAC)*

The Industrialized Housing Act (Act) requires the Department “to consult with and obtain advice of the Industrialized Housing Advisory Commission in the drafting and promulgation of rules and regulations.” 35 P. S.

§§ 1651.5(a) and 1651.8. Commentators state that the final version of the proposed regulation was not presented to IHAC. In developing the final-form regulation, we recommend that the Department work closely with IHAC and consider publishing an Advanced Notice of Final Rulemaking to give IHAC and any other interested party the opportunity to build consensus on the language of the regulation prior to submittal of the final-form regulation.

*Housing and components manufactured prior to the effective date of the regulation*

At 35 P. S. § 1651.4(d), the Act states:

All industrialized housing or housing components manufactured prior to the effective date of the duly promulgated rules and regulations adopted by the department pursuant to section 5 of this act and not carrying the insignia of certification may be sold, leased or installed in any municipality of the Commonwealth subject to any and all local ordinances, regulations, building codes, and special local requirements.

Several commentators expressed strong concerns that the regulation does not address existing housing and components, and therefore, effectively bans their existing

inventory. The commentators cite costs to them in the millions of dollars, as well as loss of jobs and tax revenue. The commentators are also concerned that, based on the language of the proposed regulation, local officials might only accept units with an insignia.

We do not believe it was the Department's intent to exclude existing inventories. The regulation needs to be amended to directly address existing inventories to be consistent with the business protections established by 35 P. S. § 1651.4(d). Some of the commentators cite the language of Section 145.31(a) as the specific problem. However, given the above concern regarding consultation with IHAC, we ask the Department to review the entire regulation in consultation with the regulated community and explain how the final-form regulation complies with 35 P. S. § 1651.4(d).

**2. Evaluation of costs in the Regulatory Analysis Form (RAF)—Compliance with the provisions of the Regulatory Review Act.**

The RAF requests information we must consider in determining whether a regulation is in the public interest. 71 P. S. §§ 745.5 and 745.5b(b)(6). There are responses in the RAF which should be further explained:

- RAF 19, 20 and 21 ask for "specific estimates of the costs and/or savings." The Department describes minimal costs of the Insignia Certification, but does not provide a specific estimate, as requested.
- RAF 22 states there is an attached form, but we did not find this form in our copy of the submittal.
- The responses to RAF 23, 23a, 24, 25, 26, 27 and 28 are "N/A."

We recommend that the Department review the responses provided in the RAF. For example, in addition to Insignia Certification, the Department is amending its fees in Section 145.94 which is not mentioned in the RAF. If the appropriate response is "N/A," then we recommend that the Department explain why a particular RAF request is not applicable. In all other instances, we ask the Department to provide more detailed and complete RAF responses to assist us in our determination of whether the regulation is in the public interest.

**3. Section 145.1. Definitions.—Protection of the public; Reasonableness; Economic impact; and Clarity.**

*Substantive provision in a definition*

The definition of "permanent foundation" includes substantive provisions addressing how the foundation must be constructed. Subsection 2.11(e) of the *Pennsylvania Code & Bulletin Style Manual* (fifth edition) states that substantive provisions may not be contained in a definition section. For clarity, we recommend moving these provisions to the body of the regulation.

*Requirements*

Commentators stated that the requirements for permanent foundations:

- Are more restrictive than the Uniform Construction Code;
- Limit the method of installation and securing buildings to grade;
- Favor welded attachment and crane setting of buildings over other options currently in use; and
- Go against standard installation practices through the use of mortared piers and no tie downs.

We recommend that the Department review the requirements for permanent foundations with the regulated community to reach consensus on the requirements and how to amend them.

**4. Section 145.94. Fees—Economic Impact; Reasonableness.**

The Department is amending and adding fees in this section. For each fee in this section, we ask the Department to provide support for the amount of the fee, the amount of revenue the Department expects the fee to generate and an explanation of why the fee is reasonable.

JOHN F. MIZNER, Esq.,  
*Chairperson*

[Pa.B. Doc. No. 14-2080. Filed for public inspection October 3, 2014, 9:00 a.m.]

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, in 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 our web site at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Resubmitted</i>	<i>Public Meeting</i>
#18-450	Department of Transportation Display of Registration Plates	9/19/14	10/23/14

JOHN F. MIZNER, Esq.,  
*Chairperson*

[Pa.B. Doc. No. 14-2081. Filed for public inspection October 3, 2014, 9:00 a.m.]

# INSURANCE DEPARTMENT

Joseph Garrity; License Denial; Doc. No. AG14-09-012

The proceeding in this matter will be governed by 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to special rules of administrative practice and procedure).

A prehearing telephone conference initiated by this office is scheduled for October 29, 2014, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before October 27, 2014. A hearing shall occur on October 29, 2014, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

At the prehearing telephone conference, the parties shall be prepared to discuss settlement, stipulations, witnesses and the documents anticipated for use at the hearing, estimated time for the hearing, special evidentiary or legal issues and other matters relevant to the orderly, efficient and just resolution of this matter.

On or before October 15, 2014, each party shall file with the Administrative Hearings Office a prehearing statement which shall contain: (1) a statement of undisputed facts to be stipulated between the parties; (2) a statement of additional contended facts; (3) names and addresses of witnesses along with the specialties of experts to be called; (4) a list of documents to be used at the hearing; (5) special evidentiary or other legal issues; and (6) the estimated time for that party's case.

Contemporaneously with service of the prehearing statement on the opposing party, each party shall supply the other with a copy of any listed document not previously supplied and a copy of any report generated by an expert witness designated on the prehearing statement. Any report subsequently received from a party's expert witness prior to hearing shall be supplied to the other party within 2 business days. Copies of documents and expert reports need not be filed with the Administrative Hearings Office. A party will be precluded at hearing from using a document not listed and supplied unless the use was not reasonably foreseeable. Experts may testify only on matters substantially contemplated by reports supplied to the other party in accordance with this paragraph.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before October 15, 2014, 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 27, 2014.

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. 14-2082. Filed for public inspection October 3, 2014, 9:00 a.m.]

# OFFICE OF ATTORNEY GENERAL

[ OFFICIAL OPINION 2014-1 ]

## Request for Legal Advice Concerning the Pennsylvania Gaming Control Board's Authority to Limit the Possession of Firearms Inside a Licensed Casino Facility

August 5, 2014

William H. Ryan, Jr., Chairman  
Pennsylvania Gaming Control Board  
P.O. Box 69060  
Harrisburg, PA 17106-9060

Dear Chairman Ryan:

On behalf of the Pennsylvania Gaming Control Board ("Board"), you have requested a legal opinion, pursuant to the Commonwealth Attorneys Act, 71 P.S. § 732-204, concerning whether the Board has the authority, under 58 Pa. Code § 465a.13, to limit the possession of firearms in the state's licensed casino facilities by persons who possess a valid permit to carry a concealed firearm pursuant to 18 Pa.C.S. § 6109 et seq. From the outset, please understand that the forthcoming opinion pertains only to the legality of the Board's authority to regulate the possession of firearms in the state's licensed casino facilities. That is to say, this opinion is not an evaluation of whether the private owner(s) of a state-licensed casino facility may or may not limit the possession of firearms in his/her privately-owned casino.

As a threshold matter and for purposes of precision and clarity, in your May 5, 2014, letter, you seem to use the terms "weapon(s)," "deadly weapon(s)," "firearm(s)," "concealed weapon," and "firearm concealed" in an interchangeable fashion. However, because 18 Pa.C.S. § 6109 et seq. relates exclusively to firearms and not weapons or deadly weapons this opinion accordingly addresses only the former terminology.

On October 11, 2008, the Board implemented 58 Pa. Code § 465a.13. In pertinent part, this regulation provides:

(a) Individuals, including security department personnel, are prohibited from possessing any deadly weapon as defined in 18 Pa.C.S. § 2301 (relating to definitions), stun gun or other device designed to injure or incapacitate a person within a licensed facility without the express written approval of the Board.

(b) The prohibition in subsection (a) does not apply to:

(1) Pennsylvania State Police assigned to its Gaming Enforcement Office.

(2) An on-duty officer or agent of any local, State or Federal law enforcement agency when the officer or agent is acting in an official capacity.

58 Pa. Code § 465a.13.

On June 28, 2011, the Governor signed into law HB40.<sup>1</sup> Known also as Act 10 of 2011, HB40 amended Titles 18 (Crimes and Offenses) and 42 (Judiciary and Judicial Procedure). Among other things, HB40 added new language to Section 6109 of Title 18 as follows:

<sup>1</sup> Act of Jun. 28, 2011, P.L. 48, No. 10.

(m.3) *Construction*.—Nothing in this section shall be construed to:

\*\*\*

(2) Authorize any Commonwealth agency to regulate the possession of firearms in any manner inconsistent with the provisions of this title.

18 Pa.C.S. § 6109(m.3).

It would now appear that the Board's regulation at 58 Pa. Code § 465a.13(a) contravenes 18 Pa.C.S. § 6109(m.3). If there is a conflict between a statute and regulation, the statute controls. See generally *Commonwealth v. DeFusco*, 549 A.2d 140, 145 (1988); *Dep't of Transportation v. Colonial Nissan, Inc.*, 691 A.2d 1005, 1009 (1997); *Heaton v. Dep't of Public Welfare*, A.2d 1350, 1355 (1986). Section 465a.13(a) regulates the possession of firearms in a licensed casino facility. Section 6109(m.3), on the other hand, prohibits a Commonwealth agency from regulating the possession of firearms in any manner inconsistent with Title 18. The Board is a Commonwealth agency. Title 18 enumerates those specific locations in which individuals are prohibited from possessing firearms and such does not include a licensed casino facility. See 18 Pa.C.S. §§ 912—913, 5122. Accordingly, the Board's regulation is inconsistent with the provisions of Title 18 inasmuch as it regulates the possession of firearms in a location (licensed casino facility) not contemplated by Title 18.

In summary, for the reasons set forth herein, it is our opinion, and you are so advised, that the Board does not have the authority, under 58 Pa. Code § 465a.13, to limit the possession of firearms in the state's licensed casino facilities by persons who possess a valid permit to carry a concealed firearm pursuant to 18 Pa.C.S. § 6109 et seq.

Finally, you are advised that, in accordance with Section 204(a)(1) of the Commonwealth Attorneys Act, 71 P. S. § 732-204(a)(1), you are required to follow the advice set forth in this opinion and shall not in any way be liable for doing so.

KATHLEEN G. KANE,  
*Attorney General*

[Pa.B. Doc. No. 14-2083. Filed for public inspection October 3, 2014, 9:00 a.m.]

## OFFICE OF OPEN RECORDS

Hearing in the Matter of Dianemarie Haring v.  
Pennridge School District; Pennsylvania Office  
of Open Records Doc. No. AP 2014-1060

A hearing on the previously-captioned Right-To-Know appeal will be held as follows:

*Date:* October 28, 2014

*Time:* 10 a.m.

*Location:* Hearing Room 1  
North Office Building  
Harrisburg, PA 17125

*Presiding:* Edward S. Finkelstein, Esq.  
Hearing Officer  
400 North Street, Plaza Level  
Harrisburg, PA 17120  
(717) 364-9903, fax (717) 425-5343

This hearing is being conducted under section 1101(a)(2) of the Right-to-Know Law (65 P. S.

§ 67.1101(a)(2)) to determine whether the Pennridge School District is required to provide fiscal records concerning Pennridge School District booster and support clubs.

Persons with a disability who wish to attend the hearing should contact the Office of Open Records (OOR) to make arrangements for their special needs. Call the OOR at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the OOR will make every reasonable effort to have an interpreter present. Call the OOR at (717) 346-9903 at least 10 business days prior to the hearing to submit the request.

TERRY MUTCHLER,  
*Executive Director*

[Pa.B. Doc. No. 14-2084. Filed for public inspection October 3, 2014, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by October 21, 2014. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

**Applications of the following for approval to *begin* operating as *common carriers* for transportation of *persons* as described under each application.**

**A-2014-2434084. McIlwain Charters, Inc.** (1551 Ferndale Avenue, Johnstown, PA 15905) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between all points in Pennsylvania; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

**A-2014-2438797. Ishfaq Minhas and Shiraz Ahmed Co-Partners t/a Sky King Limo Service** (522 West Marshall Street, Apartment D, West Chester, Chester County, PA 19380) persons, in limousine service, from points in Bucks, Chester, and Montgomery Counties, to points in Pennsylvania, and return, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**Applications of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.**

**A-2014-2438472. Lifeline Medical Services, Inc. t/a Lifecare Transport** (960 Brook Road, Suite #1, Conshohocken, Montgomery County, PA 19428) persons in paratransit service, between points in the Counties of Bucks, Delaware, Montgomery and Philadelphia, which is to be a transfer of all rights authorized under the certificate issued at A-6410694 to Advanced Medical Express Ambulance, LLC, t/a AMEX Ambulance, LLC, subject to the same limitations and conditions. *Attorney:* Christopher M. McLean, American Heritage Building, 4400 Walbert Avenue at Ridgeview Drive, Allentown, PA 18104.

**Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under the application.**

**A-2014-2436574. Burgit City Taxi, Inc.** (565 South Main Street, Wilkes-Barre, Luzerne County, PA 18702) for the amended right to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in the City of Wilkes-Barre, Luzerne County, and points within 15 air miles of the municipal limits of said

city. *Attorney:* James J. Haggerty, Esquire, 840 West Market Street, Kingston, PA 18704.

**Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.**

**A-2014-2434077. Nasser Limousine, LLC** (4751 Birney Avenue, Moosic, PA 18507) for the additional right to begin to transport, as a common carrier, by motor vehicle, persons, in limousine service, between points, within the Counties of Bradford, Berks, Carbon, Columbia, Lehigh, Luzerne, Lycoming, Monroe, Montour, Northampton, Northumberland, Pike, Schuylkill, Sullivan and Susquehanna.

**A-2014-2439521. Cranberry Taxi, Inc. t/a Veterans Taxi & Cranberry-X** (Sheraton Hotel/Northwest, 910 Sheraton Drive, Mars, PA 16046) for the additional right to begin to transport, as a common carrier, by motor vehicle, persons, in paratransit service, between points in the Counties of Allegheny, Butler, Beaver, Washington, Westmoreland, Fayette, Lawrence, Armstrong and Philadelphia, to points in Pennsylvania, and return. *Attorney:* William A. Gray, Esquire, Vuono & Gray, LLC, 310 Grant Street, Suite 2310, Pittsburgh, PA 15219-2383.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 14-2085. Filed for public inspection October 3, 2014, 9:00 a.m.]







