

PENNSYLVANIA BULLETIN

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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 480, November 2014

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

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Documents

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

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

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

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

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Printing Format

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

Fiscal Notes

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

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

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THE GENERAL ASSEMBLY

Recent Actions during the 2014 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during 2014 Regular Session

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2014 General Acts of Regular Session Enacted—Act 140 through 192					
140	Oct 14	HB0241	PN4153	Immediately	Vehicle Code (75 Pa.C.S.)—requirement for commercial driver's license
141	Oct 14	HB0359	PN2967	60 days	Solicitation of Funds for Charitable Purposes Act—registration of charitable organizations, financial reports, fees and failure to file
142	Oct 14	HB0473	PN3893	Immediately*	Mechanics' Lien Law of 1963—state construction notices directory, failure to file notice of furnishing, notice of commencement and notice of furnishing, notice of completion for informational purposes and prohibition
143	Oct 14	HB2204	PN3526	Immediately	Early Intervention Services System Act—child identification, assessment and tracking system
144	Oct 14	HB2353	PN3854	Immediately	Insurance Department Act of 1921—injunctive orders and orders, fraudulent transfers prior to petition and voidable preferences and liens
145	Oct 14	SB0799	PN1985	60 days	Self-Service Storage Facility Act—enforcement of lien, notice and limitation on liability of owner
146	Oct 14	SB0814	PN1625	Immediately	Board of Vehicles Act—grounds for disciplinary proceedings and requirements for out-of-State recreational vehicle dealers for recreational vehicle shows, recreational vehicle off-premise sales, recreational exhibitions and recreational vehicle rallies
147	Oct 14	SB1224	PN1950	60 days	Military Affairs (51 Pa.C.S.)—assisted living residence and personal home care
148	Oct 15	HB1654	PN2274	60 days	Newborn Child Testing Act—newborn child screening and follow-up program
149	Oct 21	HB0201	PN4238	Immediately*	Procurement (62 Pa.C.S.)—competitive sealed proposals, investment activities in Iran and civil penalties
150	Oct 21	SB0508	PN2354	Immediately	Crime Victims Act—revictimization relief
151	Oct 22	HB0090	PN4253	60 days	Crimes Code (18 Pa.C.S.)—administrative subpoena and civil action
152	Oct 22	HB0402	PN3881	60 days	Recording of Surrender Documents from Oil and Natural Gas Lease Act—enactment
153	Oct 22	HB0435	PN4225	Immediately*	Domestic Relations Code (23 Pa.C.S.)—omnibus amendments
154	Oct 22	HB0573	PN4170	60 days*	Vehicle Code (75 Pa.C.S.)—neighborhood electric vehicles, operation of pedalcycles with electric assist and operation of vehicle without official certificate of inspection
155	Oct 22	HB0939	PN4250	60 days	Public Utility Code (66 Pa.C.S.)—omnibus amendments

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
156	Oct 22	HB1067	PN1294	Immediately	Taxpayer Relief Act—definition of “income”
157	Oct 22	HB1363	PN4241	60 days	Abandoned and Blighted Property Conservatorship Act—initiation of action, appointment of conservator, powers and duties of conservator, incurring indebtedness and sale of property
158	Oct 22	HB1436	PN4244	180 days	Medical Foods Insurance Coverage Act—medical foods insurance coverage, cost-sharing provisions, regulations and applicability
159	Oct 22	HB1440	PN1951	Immediately	Pennsylvania Construction Code Act—definition of “agricultural building”
160	Oct 22	HB1543	PN4242	Immediately	Home Improvement Consumer Protection Act—procedures for registration as a contractor and home improvement contracts
161	Oct 22	HB1550	PN4270	Immediately*	Commerce and Trade (12 Pa.C.S.) and Public Authorities and Quasi-Public Corporations (64 Pa.C.S.)—omnibus amendments
162	Oct 22	HB1565	PN4258	60 days	Clean Streams Law—potential pollution
163	Oct 22	HB1567	PN3126	60 days	Pertussis Education Act—enactment
164	Oct 22	HB1590	PN4150	Immediately*	Local Tax Collection Law—basic and continuing education programs for tax collectors, criminal history record information, notice of taxes and deputy tax collectors
165	Oct 22	HB1672	PN4255	60 days	State Agency Green Technology Implementation Act—enactment
166	Oct 22	HB1702	PN4151	180 days	Pennsylvania Community Adult Respite Services Program Act—enactment
167	Oct 22	HB1714	PN4271	60 days	Landlord and Tenant Act of 1951—disposition of abandoned personal property
168	Oct 22	HB1816	PN4276	60 days	Public School Code of 1949—employment history review, electronic public safety and criminal justice information, continuing professional development, baccalaureate certification basic skills and Pennsylvania school leadership standards
169	Oct 22	HB1907	PN3334	180 days	Hospital Observation Status Consumer Notification Act—enactment
170	Oct 22	HB2092	PN4273	60 days	Vehicle Code (75 Pa.C.S.)—examination of applicant for driver's license and requirement for commercial driver's license
171	Oct 22	HB2120	PN4257	60 days	General Local Government Code (53 Pa.C.S.)—asset attachment, duty of out-of-State owners of property in this Commonwealth and duty of association and trust owners
172	Oct 22	HB2234	PN3746	Immediately*	Associations Code (15 Pa.C.S.) and Names (54 Pa.C.S.)—omnibus amendments
173	Oct 22	HB2278	PN3838	Immediately*	Unconventional Well Report Act—enactment
174	Oct 22	HB2310	PN4274	Immediately*	Conveyances—Commonwealth property in multiple counties

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
175	Oct 22	HB2354	PN3898	Immediately	Pennsylvania Greenhouse Gas Regulation Implementation Act—enactment
176	Oct 22	SB0027	PN2369	Dec. 31, 2014	Domestic Relations Code (23 Pa.C.S.)—exchange of information
177	Oct 22	SB0083	PN2323	May 1, 2015	Vehicle Code (75 Pa.C.S.)—regulation and operation of neighborhood electric vehicles
178	Oct 22	SB0771	PN1797	60 days	Administrative Code of 1929—State Geospatial Coordinating Board
179	Oct 22	SB0807	PN2338	60 days	Social Workers, Marriage and Family Therapists and Professional Counselors Act—omnibus amendments
180	Oct 22	SB1129	PN2276	Immediately	Military and Veterans Code (51 Pa.C.S.)—paralyzed veteran's pension
181	Oct 22	SB1290	PN2320	60 days	Kelsey Smith Act—enactment
182	Oct 22	SB1356	PN2003	60 days	Unfair Insurance Practices Act—definitions of “affiliated insurer” and “renewal” or “to renew”
183	Oct 22	SB1357	PN2004	60 days	Insurance Company Law of 1921—definitions of “affiliated insurer” and “renewal” or “to renew”
184	Oct 27	HB1846	PN4314	60 days	Workers' Compensation Act—schedule of compensation and use of savings
185	Oct 27	HB2345	PN3730	60 days	Uniform Commercial Code (13 Pa.C.S.) and Judicial Code (42 Pa.C.S.)—construction, required disclosures in connection with rental-purchase agreement and lessee's right to acquire ownership
186	Oct 27	SB0428	PN2321	60 days	Probate, Estates and Fiduciaries Code (20 Pa.C.S.)—pooled trusts for persons with disabilities
187	Oct 27	SB0720	PN2358	Immediately	Health and Safety (35 Pa.C.S.)—general authority of governor, disaster emergency assistance and Public Disaster Assistance Grant Program
188	Oct 27	SB1135	PN2269	60 days	Housing Authorities Law—establishment of rentals and selection of tenants and veteran preferences
189	Oct 27	SB1239	PN2396	Immediately*	Vehicle Code (75 Pa.C.S.)—occupational limited license, grading of prior offenses and reports by courts
190	Oct 27	SB1355	PN2319	Immediately	Radiation Protection Act—nuclear facility and transport fees
191	Oct 27	SB1180	PN2393	Immediately*	Achieving Better Care by Monitoring All Prescriptions Program (ABC-MAP) Act—enactment
192	Oct 28	HB0080	PN4248	60 days	Crimes Code (18 Pa.C.S.)—criminal trespass and penalties

* denotes an effective date with exceptions

Effective Dates of Statutes

The effective dates specified above for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective date of statutes).

Advance Copies of Statutes

Section 1106 of Title 1 of the *Pennsylvania Consolidated Statutes* provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the *Laws of Pennsylvania* are generally available. Section 2406(h) of The Administrative Code of 1929 provides that the Department of General Services shall distribute advance sheets of the *Laws of Pennsylvania* to each law judge of the courts, to every county and public library of this Commonwealth and to each member of the General Assembly. These copies shall be furnished without charge. The Department shall also mail one copy of each law enacted during any legislative session to any person who pays to it the sum of \$25.

Requests for annual subscriptions for advance copies of statutes should be sent to the State Bookstore, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120, accompanied by a check or money order in the sum of \$25, payable to the "Commonwealth of Pennsylvania."

VINCENT C. DeLIBERATO, Jr.,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 14-2348. Filed for public inspection November 14, 2014, 9:00 a.m.]

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THE COURTS

Title 207—JUDICIAL CONDUCT

PART II. CONDUCT STANDARDS

[207 PA. CODE CH. 33]

Amendment of Rules 4.1, 4.2, 4.3 and 4.4 of the Code of Judicial Conduct; No. 433 Judicial Administration Doc.

Order

Per Curiam

And Now, this 31st day of October, 2014, *It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 4.1, 4.2, 4.3 and 4.4 of the Code of Judicial Conduct of 2014 are amended in the following form.

To the extent that notice of proposed rulemaking would otherwise be required by Pa.R.J.A. No. 103, the immediate promulgation of the amendments is found to be in the interests of justice and efficient administration.

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

Annex A

TITLE 207. JUDICIAL CONDUCT

PART II. CONDUCT STANDARDS

CHAPTER 33. CODE OF JUDICIAL CONDUCT

Subchapter A. CANONS

Canon 4. A judge or candidate for judicial office shall not engage in political or campaign activity that is inconsistent with the independence, integrity, or impartiality of the judiciary.

Rule 4.1. Political and Campaign Activities of Judges and Judicial Candidates in General.

(A) Except as permitted by Rules 4.2, 4.3, and 4.4, a judge or a judicial candidate shall not:

* * * * *

(6) use or permit the use of campaign contributions for the private benefit of the judge or others;

(7) personally solicit or accept campaign contributions other than through a campaign committee authorized by Rule 4.4;

[(7)] (8) use court staff, facilities, or other court resources in a campaign for judicial office;

[(8)] (9) knowingly or with reckless disregard for the truth make any false or misleading statement;

[(9)] (10) make any statement that would reasonably be expected to affect the outcome or impair the fairness of a matter pending in any court;

[(10)] (11) engage in any political activity on behalf of a political organization or candidate for public office except on behalf of measures to improve the law, the legal system, or the administration of justice; or

[(11)] (12) in connection with cases, controversies or issues that are likely to come before the court, make

pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

(B) A judge or judicial candidate shall take reasonable measures to ensure that other persons do not undertake, on behalf of the judge or judicial candidate, any activities prohibited under paragraph (A).

Comment:

* * * * *

Pledges, Promises, or Commitments Inconsistent with Impartial Performance of the Adjudicative Duties of Judicial Office

* * * * *

(8) Rule [4.1(A)(11)] 4.1(A)(12) makes applicable to both judges and judicial candidates the prohibition that applies to judges in Rule 2.10(B), relating to pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

* * * * *

(11) Judicial candidates may receive questionnaires or requests for interviews from the media and from issue advocacy or other community organizations that seek to learn their views on disputed or controversial legal or political issues. Paragraph [(A)(11)] (A)(12) does not specifically address judicial responses to such inquiries. Depending upon the wording and format of such questionnaires, candidates' responses might be viewed as pledges, promises, or commitments to perform the adjudicative duties of office other than in an impartial way. To avoid violating paragraph [(A)(11)] (A)(12), therefore, candidates who respond to media and other inquiries should also give assurances that they will keep an open mind and will carry out their adjudicative duties faithfully and impartially if elected. Candidates who do not respond may state their reasons for not responding, such as the danger that answering might be perceived by a reasonable person as undermining a successful candidate's independence or impartiality, or that it might lead to frequent disqualification. See Rule 2.11.

Rule 4.2. Political and Campaign Activities of Judicial Candidates in Public Elections.

* * * * *

Comment:

General Considerations

* * * * *

(2) Despite paragraph (B) and (C), judicial candidates for public election remain subject to many of the provisions of Rule 4.1. For example, a candidate continues to be prohibited from soliciting funds for a political organization, knowingly making false or misleading statements during a campaign, or making certain promises, pledges, or commitments related to future adjudicative duties. See Rule 4.1(A), paragraphs (4) and [(11)] (12), and Rule 4.2(C), paragraph (3).

* * * * *

Statements and Comments Made During a Campaign for Judicial Office

* * * * *

(7) Judicial candidates are sometimes the subject of false, misleading, or unfair allegations made by opposing candidates, third parties, or the media. For example, false or misleading statements might be made regarding the identity, present position, experience, qualifications, or judicial rulings of a candidate. In other situations, false or misleading allegations may be made that bear upon a candidate's integrity or fitness for judicial office. As long as the candidate does not violate paragraphs (C)(3) or (C)(4), or Rule 4.1, paragraph [(A)(11)] (A)(12), the candidate may make a factually accurate public response. In addition, when an independent third party has made unwarranted attacks on a candidate's opponent, the candidate may disavow the attacks, and request the third party to cease and desist.

* * * * *

Rule 4.3. Activities of Candidates for Appointive Judicial Office.

* * * * *

Comment:

When seeking support or endorsement, or when communicating directly with an appointing or confirming authority, a candidate for appointive judicial office must not make any pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of the office. See Rule [4.1(A)(11)] 4.1(A)(12).

Rule 4.4. Campaign Committees.

* * * * *

Comment:

(1) Judicial candidates are prohibited from personally soliciting campaign contributions or personally accepting campaign contributions. See Rule 4.1(A)(7). This Rule recognizes that in Pennsylvania, judicial campaigns must raise campaign funds to support their candidates, and permits candidates, other than candidates for appointive judicial office, to establish campaign committees to solicit and accept reasonable financial contributions or in-kind contributions.

* * * * *

[Pa.B. Doc. No. 14-2349. Filed for public inspection November 14, 2014, 9:00 a.m.]

**PART II. CONDUCT STANDARDS
[207 PA. CODE CH. 51]**

Amendment of Rules Governing Standards of Conduct of Magisterial District Judges; No. 377 Magisterial Rules Doc.

Order

Per Curiam

And Now, this 31st day of October, 2014, *It Is Ordered* pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 4.1, 4.2, 4.3 and 4.4 of the Rules Governing Standards of Conduct of Magisterial District Judges are amended in the following form.

To the extent that notice of proposed rulemaking would otherwise be required by Pa.R.J.A. No. 103, the immediate promulgation of the amendments is found to be in the interests of justice and efficient administration.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and the amendments herein shall be effective December 1, 2014.

Annex A

TITLE 207. JUDICIAL CONDUCT

PART II. CONDUCT STANDARDS

CHAPTER 51. STANDARDS OF CONDUCT OF MAGISTERIAL DISTRICT JUDGES

Canon 4. A magisterial district judge or candidate for judicial office shall not engage in political or campaign activity that is inconsistent with the independence, integrity, or impartiality of the judiciary.

Rule 4.1. Political and Campaign Activities of Magisterial District Judges and Judicial Candidates in General.

(A) Except as permitted by Rules 4.2, 4.3, and 4.4, a magisterial district judge or a judicial candidate shall not:

* * * * *

(6) use or permit the use of campaign contributions for the private benefit of the judge or others;

(7) personally solicit or accept campaign contributions other than through a campaign committee authorized by Rule 4.4;

[(7)] (8) use court staff, facilities, or other court resources in a campaign for judicial office;

[(8)] (9) knowingly or with reckless disregard for the truth make any false or misleading statement;

[(9)] (10) make any statement that would reasonably be expected to affect the outcome or impair the fairness of a matter pending in any court;

[(10)] (11) engage in any political activity on behalf of a political organization or candidate for public office except on behalf of measures to improve the law, the legal system, or the administration of justice; or

[(11)] (12) in connection with cases, controversies or issues that are likely to come before the court, make pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

(B) A magisterial district judge or judicial candidate shall take reasonable measures to ensure that other persons do not undertake, on behalf of the magisterial district judge or judicial candidate, any activities prohibited under paragraph (A).

Comment:

* * * * *

Pledges, Promises, or Commitments Inconsistent with Impartial Performance of the Adjudicative Duties of Judicial Office

* * * * *

(8) Rule [4.1(A)(11)] 4.1(A)(12) makes applicable to both magisterial district judges and judicial candidates the prohibition that applies to magisterial district judges in Rule 2.10(B), relating to pledges, promises, or commitments that are inconsistent with the impartial performance of the adjudicative duties of judicial office.

* * * * *

(11) Judicial candidates may receive questionnaires or requests for interviews from the media and from issue advocacy or other community organizations that seek to learn their views on disputed or controversial legal or political issues. Paragraph [(A)(11)] (A)(12) does not specifically address judicial responses to such inquiries. Depending upon the wording and format of such questionnaires, candidates' responses might be viewed as pledges, promises, or commitments to perform the adjudicative duties of office other than in an impartial way. To avoid violating paragraph [(A)(11)] (A)(12), therefore, candidates who respond to media and other inquiries should also give assurances that they will keep an open mind and will carry out their adjudicative duties faithfully and impartially if elected. Candidates who do not respond may state their reasons for not responding, such as the danger that answering might be perceived by a reasonable person as undermining a successful candidate's independence or impartiality, or that it might lead to frequent disqualification. See Rule 2.11.

Rule 4.2. Political and Campaign Activities of Judicial Candidates in Public Elections.

* * * * *

Comment:

General Considerations

* * * * *

(2) Despite paragraph (B) and (C), judicial candidates for public election remain subject to many of the provisions of Rule 4.1. For example, a candidate continues to be prohibited from soliciting funds for a political organization, knowingly making false or misleading statements during a campaign, or making certain promises, pledges, or commitments related to future adjudicative duties. See Rule 4.1(A), paragraphs (4) and [(11)] (12), and Rule 4.2(C), paragraph (3).

* * * * *

Statements and Comments Made During a Campaign for Judicial Office

* * * * *

(7) Judicial candidates are sometimes the subject of false, misleading, or unfair allegations made by opposing candidates, third parties, or the media. For example, false or misleading statements might be made regarding the identity, present position, experience, qualifications, or judicial rulings of a candidate. In other situations, false or misleading allegations may be made that bear upon a candidate's integrity or fitness for judicial office. As long as the candidate does not violate paragraphs (C)(3) or (C)(4), or Rule 4.1, paragraph [(A)(11)] (A)(12), the candidate may make a factually accurate public response. In addition, when an independent third party has made unwarranted attacks on a candidate's opponent, the candidate may disavow the attacks, and request the third party to cease and desist.

* * * * *

Rule 4.3. Activities of Candidates for Appointive Judicial Office.

* * * * *

Comment:

When seeking support or endorsement, or when communicating directly with an appointing or confirming authority, a candidate for appointive judicial office must not make any pledges, promises, or commitments that are

inconsistent with the impartial performance of the adjudicative duties of the office. See Rule [4.1(A)(11)] 4.1(A)(12).

Rule 4.4. Campaign Committees.

* * * * *

Comment:

(1) Judicial candidates are prohibited from personally soliciting campaign contributions or personally accepting campaign contributions. See Rule 4.1(A)(7). This Rule recognizes that in Pennsylvania, judicial campaigns must raise campaign funds to support their candidates, and permits candidates, other than candidates for appointive judicial office, to establish campaign committees to solicit and accept reasonable financial contributions or in-kind contributions.

* * * * *

[Pa.B. Doc. No. 14-2350. Filed for public inspection November 14, 2014, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Deferment of First Keystone Risk Retention Group and Its Insureds by Reason of Order of Liquidation; Civil Trial Division; Administrative Doc. No. 48

And Now, this 27th day of October, 2014, upon consideration of the Order of Liquidation entered in the Court of Common Pleas, Fifth Judicial Circuit by the State of South Carolina, Richland County dated October 21, 2014, *Raymond G. Farmer, as Director of the South Carolina Department of Insurance v. First Keystone Risk Retention Group, Inc.*, C.A. No. 2014-CP-40-5987, it is hereby *Ordered and Decreed* that all cases in which First Keystone Risk Retention Group, Inc. is a named party shall be placed in deferred status.

It is further *Ordered and Decreed* that all actions currently pending against an insured of First Keystone Risk Retention Group, Inc. shall be placed in deferred status.

By the Court

JOHN W. HERRON,
Administrative Judge, Trial Division

This Administrative Docket is promulgated in accordance with the April 11, 1986 Order of the Supreme Court of Pennsylvania, Eastern District, No. 55, Judicial Administration Docket No. 1, Phila. Civ. *51 and Pa.R.C.P. 239, and shall become effective immediately. As required by Pa.R.C.P. 239, the original Administrative Docket shall be filed with the Office of Judicial Records in a docket maintained for Administrative Dockets issued by the Administrative Judge of the Trial Division and copies shall be submitted to the Administrative Office of the Pennsylvania Courts, The Legislative Reference Bureau and the Civil Procedural Rules Committee. Copies of the Administrative Docket shall also be submitted to American Lawyer Media, *The Legal Intelligencer*, Jenkins Memorial Law Library and the Law Library for the First

Judicial District. The Administrative Docket is also available on the Court's web site at <http://courts.phila.gov>.

[Pa.B. Doc. No. 14-2351. Filed for public inspection November 14, 2014, 9:00 a.m.]

Title 255—LOCAL COURT RULES

CARBON COUNTY

Amendment of Local Rules of Criminal Procedure CARB.R.Crim.P. 106 Continuances in Summary and Court Cases; No. CP-13-AD-0000006-2014

Administrative Order No. 16-2014

And Now, this 23rd day of October, 2014, in order to preserve the same requirements for both civil and criminal continuances, it is hereby

Ordered and Decreed, that effective December 1, 2014, the Carbon County Court of Common Pleas *Amends* Local Rule of Criminal Procedure CARB.R.Crim.P. 106 governing criminal Continuances in Summary and Court Cases.

The Carbon County District Court Administrator is *Ordered and Directed* to do the following:

1. File one (1) certified copy of this Administrative Order and Rule with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies, one (1) computer diskette and a copy of the written notification received from the Criminal Procedural Rules Committee with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish a copy of this Rule on the Unified Judicial System's website at: <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.
4. Forward one (1) copy for publication in the *Carbon County Law Journal*.
5. Forward one (1) copy to the Carbon County Law Library.
6. Keep continuously available for public inspection copies of the Order in the Clerk of Courts' Office.

By the Court

ROGER N. NANOVIC,
President Judge

Rule 106. Continuances in Summary and Court Cases.

All Motions for Continuance shall be filed at least two (2) working days before the scheduled event.

When a Motion for Continuance is requested because of an attachment of another Court, the Attorney shall provide a copy of said attachment with the Motion for Continuance.

Any motion filed that is not in compliance with this rule shall be entertained only if the opportunity to timely file it did not exist previously, the defendant was not aware of the grounds for the motion, or the interest of justice requires it.

[Pa.B. Doc. No. 14-2352. Filed for public inspection November 14, 2014, 9:00 a.m.]

CARBON COUNTY

Approval to Sentence Eligible Offenders to Intermediate Punishment Program by Magisterial District Judges; No. CP-13-AD-0000005-2014

Administrative Order No. 13-2014

And Now, this 23rd day of October, 2014, pursuant to 42 Pa.C.S.A. § 9801 et seq, it is hereby

Ordered and Decreed, that effective December 1, 2014, the Carbon County Court of Common Pleas *Approves* the use of the Carbon County Intermediate Punishment Program by the Carbon County Magisterial District Judges to sentence eligible offenders.

The Carbon County District Court Administrator is *Ordered and Directed* to do the following:

1. File one (1) certified copy of this Administrative Order and Rule with the Administrative Office of Pennsylvania Courts.
2. File two (2) certified copies, one (1) computer diskette and a copy of the written notification received from the Criminal Procedural Rules Committee with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish a copy of this Rule on the Unified Judicial System's website at: <http://ujportal.pacourts.us/localrules/ruleselection.aspx>.
4. Forward one (1) copy for publication in the *Carbon County Law Journal*.
5. Forward one (1) copy to the Carbon County Law Library.
6. Keep continuously available for public inspection copies of the Order in the Clerk of Courts' Office.

By the Court

ROGER N. NANOVIC,
President Judge

[Pa.B. Doc. No. 14-2353. Filed for public inspection November 14, 2014, 9:00 a.m.]

LUZERNE COUNTY

Rule of Civil Procedure 205.2(a); No. 12167 of 2014

Order

And Now, this 22nd day of October, 2014, Luzerne County Rules of Civil Procedure are hereby revised as follows:

1. Luzerne County Rule of Civil Procedure 205.2(a) is hereby provided in the following copy of the same.

2. It is further Ordered that the Court Administrator shall file one (1) certified copy of this Rule with the Administrative Office of Pennsylvania Courts, two (2) copies to the Legislative Reference Bureau, one (1) certified copy to the Civil Procedural Rules Committee, one (1) certified copy to the Judicial Council of Pennsylvania Statewide Rules Committee, and one (1) copy to the *Luzerne Legal Register* for publication in the next issue.

3. It is further Ordered that the effective date of this order shall be effective upon publication on the UJS Portal.

4. It is further Ordered that these local rules shall be kept continuously available for public inspection and copying in the Office of Judicial Records and Services of Luzerne County.

By the Court

THOMAS F. BURKE, Jr.,
President Judge

Luzerne Co.R.Civ.P. 205.2(a)

Rule 205.2(a). Required Redaction of Pleadings and Other Papers Filed with the Court.

Unless required by an applicable law or rule of court, or unless ordered by the court, any party or non-party making a paper or electronic filing of a legal paper as defined in Pa.R.C.P. No. 205.4(a)(2) in the Prothonotary's Office must redact identifying information appearing in the filing, including any attachments thereto, as follows:

(1) An individual's or business entity's social security number or taxpayer identification number must be redacted, provided that the filing may include the last four digits of the social security number or employer identification number;

(2) An individual's date of birth must be redacted, provided that the filing may include the year of an individual's birth;

(3) With respect to any financial account number, including but not limited to any bank account, investment account, or credit card account, the account number must be redacted, as well as any PIN, password or other number used to secure such account, provided that the filing may include the last four digits of the account number;

(4) The court may order, for good cause shown in a specific case, that additional information must be redacted from any filing, including but not limited to the home street address or driver's license number of a specified individual, medical records, treatment, diagnosis, individual financial information and proprietary or trade secret information;

(5) The court may order the person making a redacted filing to file, in addition, an unredacted copy under seal; and

(6) Where the court has permitted a filing to be made under seal, the court may later unseal the filing and may order the filing party to redact the filing at that time.

The responsibility for redacting the identifying information rests with the party or non-party making the filing and his or her counsel. Legal papers will not be reviewed by the Prothonotary for compliance with this Rule.

[Pa.B. Doc. No. 14-2354. Filed for public inspection November 14, 2014, 9:00 a.m.]

PROPOSED RULEMAKING

BUREAU OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

[49 PA. CODE CH. 43b]

Schedule of Civil Penalties—Physical Therapists and Physical Therapist Assistants

The Commissioner of Professional and Occupational Affairs (Commissioner) proposes to add § 43b.25 (relating to schedule of civil penalties—physical therapists and physical therapist assistants) to read as set forth in Annex A.

Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*.

Statutory Authority

Section 5(a) of the act of July 2, 1993 (P. L. 345, No. 48) (Act 48) (63 P. S. § 2205(a)) authorizes the Commissioner, after consultation with licensing boards in the Bureau of Professional and Occupational Affairs (Bureau), to promulgate a schedule of civil penalties for violations of the acts or regulations of these licensing boards. Section 12(c) of the Physical Therapy Practice Act (act) (63 P. S. § 1312(c)) authorizes the State Board of Physical Therapy (Board) to levy a civil penalty of up to \$1,000 on a licensee or certificate holder who violates a provision of the act, and section 5(b)(4) of Act 48 authorizes a board within the Bureau to levy a civil penalty of not more than \$10,000 per violation on a licensee or certificate holder who violates a provision of the applicable licensing act or board regulation.

Background and Need for the Proposed Rulemaking

Act 48 authorizes agents of the Bureau to issue citations and impose civil penalties under schedules adopted by the Commissioner in consultation with the Bureau's licensing boards. Act 48 citations streamline the disciplinary process by eliminating the need for formal orders to show cause, answers, adjudications and orders, and consent agreements. At the same time, licensees who receive an Act 48 citation retain their due process right of appeal prior to the imposition of discipline. The use of Act 48 citations has increased steadily since 1996, when the program was first implemented, and they have become an important part of the Bureau's enforcement efforts, with approximately 30% of sanctions imposed by the licensing boards being accomplished through the Act 48 citation process. The Board has not previously had an Act 48 schedule of civil penalties.

As is being done for other licensing boards with continuing education requirements, the Commissioner is proposing a civil penalty schedule for violation of the continuing education requirements for licensees of the Board, because the Commissioner and the Board believe the Act 48 citation process will be a much more efficient method of handling these violations, while still ensuring licensees due process. Payment of the civil penalty will not relieve a licensee of the obligation to complete the required amount of mandatory continuing education. Be-

cause the primary objective of the disciplinary process is compliance, under the separate rulemaking being proposed by the Board, a licensee who fails to complete the required amount of mandatory continuing education during the biennial renewal period will also be required to complete the required continuing education during the next 6 months. Failure to complete the required continuing education by that deadline will subject the licensee to formal disciplinary action. The proposed rulemaking is intended to apply to licensees and certificate holders who mistakenly verified that they satisfied the continuing education requirement and timely renewed, but who later were determined not to have satisfied the requirements. In support of the additional disciplinary objective of deterrence, the Commonwealth's prosecuting attorneys have discretion to file formal action under section 11(a)(2) of the act (63 P. S. § 1311(a)(2)) against those licensees and certificate holders who attempt to or obtain licensure or certification by fraud or misrepresentation. As provided in the Board's regulations in §§ 40.67(b)(3) and 40.192(b)(3) (relating to continuing education for licensed physical therapist; and continuing education for certified physical therapist assistant), the Board will audit physical therapists and physical therapist assistants to verify compliance with the continuing education requirements, and licensees and certificate holders are required to respond to audit notices timely. The Board believes that prompt issuance of a citation and subsequent audit notices will encourage compliance with the continuing education requirements.

The Board's regulation in § 40.20(f) (relating to inactive status of physical therapist license) prohibits a licensed physical therapist whose license has lapsed from practicing physical therapy in this Commonwealth and § 40.191(j) (relating to renewal of certification) prohibits a certified physical therapist assistant whose certificate has lapsed from providing physical therapy services in this Commonwealth. As is being done for other licensing boards, the Commissioner is proposing a civil penalty schedule for practice on a lapsed or expired license or certificate, because the Commissioner and Board believe the Act 48 citation process will be a much more efficient method of handling these violations, while still ensuring licensees due process. Because failure to renew a license might be an attempt to avoid the continuing education or, for licensed physical therapists, professional liability insurance requirements, use of an Act 48 citation for lapsed license practice will be limited to those first-time offenders who are in compliance with the continuing education requirements. A licensee who practiced on a lapsed license without having complied with the continuing education or malpractice insurance requirements will instead be subject to formal disciplinary action where the Board has the authority to suspend or revoke a license.

Description of the Proposed Rulemaking

The Commissioner, in consultation with the Board, proposes for practicing on a lapsed or expired license or certificate (while in compliance with continuing education and applicable professional liability insurance requirements) a civil penalty of \$50 per month, up to a maximum of \$1,000, for practicing less than one renewal cycle. Violations of practicing for more than one renewal cycle while expired would not be subject to an Act 48 citation, but rather would proceed through the formal disciplinary process.

The Commissioner, in consultation with the Board, also proposes for a first offense violation of failing to complete the required amount of mandatory continuing education during the biennial renewal period a civil penalty of \$25 for each credit hour that the licensee or certificate holder is deficient, up to a maximum of \$1,000. For a second offense violation with a deficiency of 20 hours or less the civil penalty would be \$50 per hour of deficiency, and for a third offense violation with a deficiency of 10 hours or less the civil penalty would be \$100 per hour of deficiency. Offenses beyond these amounts of deficiency and subsequent offenses would not be subject to an Act 48 citation, but rather would proceed through the formal disciplinary process. Additionally, the Commissioner, in consultation with the Board, proposes for a first offense of failing to respond timely to an audit notice a civil penalty of \$100, increasing to \$250 for a second offense and \$500 for a third offense, with subsequent offenses resulting in formal disciplinary action. However, a citation could only be issued if the underlying audit notice notified the licensee that failure to respond would result in issuance of a citation.

Fiscal Impact and Paperwork Requirements

The proposed rulemaking should not have adverse fiscal impact on the Commonwealth, its political subdivisions or the private sector. The proposed rulemaking will not impose additional paperwork requirements upon the Commonwealth, its political subdivisions or the private sector. Instead, the proposed rulemaking will reduce the paperwork requirements of the Commonwealth and the regulated community by eliminating the need for orders to show cause, answers, consent agreements and adjudications/orders for those violations subject to the Act 48 citation process.

Sunset Date

The Commissioner and the Board continuously monitor the effectiveness of regulations. As a result, sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on October 31, 2014, the Commissioner submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commissioner, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Regulatory Unit Counsel, Department of State, P.O. Box 2649, Harrisburg, PA 17105-2649, RA-STRegulatoryCounsel@pa.gov within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Reference No. 16A-6516 (Schedule of civil penalties—physical therapists and physical therapist assistants) when submitting comments.

TRAVIS N. GERY, Esq.,
Commissioner

(Editor's Note: See 44 Pa.B. 7178 (November 15, 2014) for a proposed rulemaking by the State Board of Physical Therapy relating to this proposed rulemaking.)

Fiscal Note: 16A-6516. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 43b. COMMISSIONER OF PROFESSIONAL AND OCCUPATIONAL AFFAIRS

SCHEDULE OF CIVIL PENALTIES, GUIDELINES FOR IMPOSITION OF CIVIL PENALTIES AND PROCEDURES FOR APPEAL

§ 43b.25. Schedule of civil penalties—physical therapists and physical therapist assistants.

STATE BOARD OF PHYSICAL THERAPY

Violation under 49 Pa. Code

Section 40.20(b)

Title/Description

Practicing physical therapy after failing to renew but before reactivation of license (in compliance with continuing education requirements)

Penalties

One biennial renewal cycle or less—\$50 per month lapsed, not to exceed \$1,000
More than one biennial renewal cycle—formal action

<i>Violation under 49 Pa. Code</i>	<i>Title/Description</i>	<i>Penalties</i>
Section 40.67(a)	Failure of licensed physical therapist to complete the required amount of continuing education	1st offense—\$25 per hour of deficiency, not to exceed \$1,000 2nd offense—deficient 20 hours or less—\$50 per hour of deficiency not to exceed \$1,000 2nd offense—deficient more than 20 hours—formal action 3rd offense—deficient 10 hours or less—\$100 per hour of deficiency not to exceed \$1,000 3rd offense—deficient more than 10 hours—formal action Subsequent offenses—formal action
Section 40.67(b)(3)	Failure of licensed physical therapist to respond to continuing education audit request within 30 days, or other time period in audit request that notifies the licensee that failure to respond is subject to discipline	1st offense—\$100 2nd offense—\$250 3rd offense—\$ 500 Subsequent offenses—formal action
Section 40.191(j)	Providing services as a physical therapist assistant after failing to renew but before reactivation of certification (in compliance with continuing education requirements)	One biennial renewal cycle or less—\$50 per month lapsed, not to exceed \$1,000 More than one biennial renewal cycle—formal action
Section 40.192(a)	Failure of certified physical therapist assistant to complete the required amount of continuing education	1st offense—\$25 per hour of deficiency, not to exceed \$1,000 2nd offense—deficient 20 hours or less—\$50 per hour of deficiency, not to exceed \$1,000 2nd offense—deficient more than 20 hours—formal action 3rd offense—deficient 10 hours or less—\$100 per hour of deficiency, not to exceed \$1,000 3rd offense—deficient more than 10 hours—formal action Subsequent offenses—formal action
Section 40.192(b)(3)	Failure of certified physical therapist assistant to respond to continuing education audit request within 30 days, or other time period in audit request that notifies the physical therapist assistant that failure to respond is subject to discipline	1st offense—\$100 2nd offense—\$250 3rd offense—\$ 500 Subsequent offenses—formal action

[Pa.B. Doc. No. 14-2355. Filed for public inspection November 14, 2014, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

[52 PA. CODE CHS. 1017 AND 1021]

Image Retention and Use

The Philadelphia Parking Authority (Authority), on August 27, 2014, adopted a proposed rulemaking order to clarify retention and use procedures related to images captured by a taxicab safety camera system.

Proposed Rulemaking Order; Philadelphia Taxicab and Limousine Regulations; Image Retention and Use; Doc. No. 126-10

Proposed Rulemaking Order

By The Authority:

The Authority is the sole regulator¹ of all taxicab and limousine service in Philadelphia.² The purpose of the proposed rulemaking is to clarify retention and use procedures related to images captured by a taxicab safety camera system. The Authority seeks comments from all interested parties on the proposed regulation, which are found at Annex A to this Order.

A. Background and discussion

All taxicabs in Philadelphia will soon be equipped with safety cameras. Those cameras will capture images of the interior of each taxicab at various intervals to deter crimes against drivers and bad behavior in general. In most cases, images recorded by these safety cameras will be stored locally and overwritten on a scheduled basis. The local images will be secure and accessible only by Authority's Taxicab and Limousine Division Enforcement Department. Images may also be transmitted to both the Authority and the taxicab's dispatcher to assist in law enforcement response times and investigations.

The proposed regulation establishes requirements related to the limited retention of safety cameras images, regardless of which entity has possession. The regulation will also prohibit the inappropriate use of these images. Finally, the regulation will prohibit the unnecessary activation of the taxicab distress button, which accelerates the rate of images captured and initiates the transmission of the images to the Authority and the dispatcher.

B. The regulation

We propose adding the below referenced sections to provide guidance and limitations upon the use and retention of images captured by safety camera systems and to prohibit the inappropriate activation of the taxicab distress button:

§ 1017.78. Use of Captured images

(a) *Purpose.* This subsection identifies the purpose of the regulation.

(b) *Prohibitions.* This subsection requires safety cameras images to be confidentiality maintained and released or copied only as permitted in the regulation.

(c) *Local storage device.* This subsection provides that only the Taxicab and Limousine Division's Enforcement Department may access images stored on the data storage devices installed in each taxicab.

(d) *Maintenance of captured images.* This subsection requires all images in the possession of a dispatcher or the Authority to be maintained in password protected files. Additionally, images in the possession of the Authority will be securely maintained only by the Enforcement Department of the Taxicab and Limousine Division.

(e) *Deletion of captured images.* This section establishes timeframes for the deletion of images in the possession of either the dispatcher or the Authority, or both, as well as exceptions to those timeframes.

(f) *Release of captured images.* This section provides for the release of safety camera images by a dispatcher to the Authority or law enforcement or from the Authority to law enforcement.

§ 1021.12. *Additional requirements.* A safety camera system will transmit images when the taxicab meter system distress button is activated. While we believe it is axiomatic that a driver should not inappropriately activate the distress button, there is no specific prohibition from such conduct in the regulations at present. This section will address that issue.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on October 29, 2014, the Authority submitted a copy of this proposed rulemaking to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Urban Affairs Committee and the Senate Consumer Protection and Professional Licensure Committee. In addition to submitting the proposed rulemaking, the Commission provided IRRC and will provide the Committees with a copy of a detailed Regulatory Analysis Form. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Authority, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

The Authority, therefore, formally commences its rulemaking process to promulgate this regulation to become part of 52 Pa. Code Part II in a manner consistent with Annex A to this Order. The Authority seeks comments from all interested parties on this proposed body of regulations, which are found at Annex A to this Order. The Authority hereby advises that all comments submitted in response to this Order will be posted, without redaction of name, address, or other personal information or comment provided, on the website of the Independent Regulatory Review Commission, which may be reached at (717) 783-5417.

Accordingly, under sections 13 and 17 of the Act (53 Pa.C.S. §§ 5722 and 5742); section 5505(d)(17), (23) and (24) of the Parking Authorities Act (act of June 19, 2001) (P.L. 287, No. 22) (53 Pa.C.S. § 5505(d)(17), (23) and (24)); sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202), and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P.S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P.S. § 745.5); and section 612

¹ The act of July 16, 2004, (P.L. 758, No. 94), 53 Pa.C.S. §§ 5701 et seq., as amended, (the "act").

² The Authority may promulgate taxicab and limousine regulations. 53 Pa.C.S. §§ 5722 and 5742.

of The Administrative Code of 1929 (71 P. S. § 232), and the regulations promulgated at 4 Pa. Code §§ 7.231—7.234, the Authority proposes adoption of the regulations set forth in Annex A; *Therefore,*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulation set forth in Annex A.
2. The Executive Director shall submit this proposed rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality.
3. The Executive Director shall submit this proposed rulemaking Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.
4. The Executive Director shall do all such other things necessary to advance this regulation through the appropriate promulgations process in an expeditious manner.
5. The Secretary of the Board shall certify this proposed rulemaking Order and Annex A and that the Executive Director shall deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
6. An original and 15 copies of any written comments referencing the docket number of the proposed regulation be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Philadelphia Parking Authority, Attn: General Counsel, 701 Market Street, Suite 5400, Philadelphia, PA 19106.
7. A copy of this proposed rulemaking Order and Annex A shall be served on the City of the First Class Taxicab and Limousine Advisory Committee and a copy shall be posted on the Authority's website at www.philapark.org/tld.
8. The contact person for this proposed rulemaking is James R. Ney, Director, Taxicab and Limousine Division, (215) 683-9417.

VINCENT J. FENERTY, Jr.,
Executive Director

Fiscal Note: 126-10. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART II. PHILADELPHIA PARKING AUTHORITY

Subpart B. TAXICABS

CHAPTER 1017. VEHICLE AND EQUIPMENT REQUIREMENTS

Subchapter G. SAFETY CAMERAS

(Editor's Note: The following section is new and printed in regular type to enhance readability.)

§ 1017.78. Use of captured images.

- (a) *Purpose.* The purpose of a safety camera system is to discourage bad acts in taxicabs in furtherance of protecting the health and safety of taxicab drivers and the public.
- (b) *Prohibitions.* Images from a safety cameras system shall be maintained in the strictest of confidentiality and may not be duplicated, released or disclosed except as provided in subsection (f).

(c) *Local storage device.* Data storage devices secured in a taxicab as provided in § 1017.74(h) (relating to safety camera requirements) must be configured to overwrite recorded images at intervals not to exceed 60 days. Only the Enforcement Department may access images stored on the data storage devices.

(d) *Maintenance of captured images.*

(1) Each dispatcher shall identify at least one, but no more than three, key employees to be responsible for the security of images transmitted to the dispatcher as provided in § 1017.74 on Form No. DSP-4 as provided in § 1019.9 (relating to list of affiliated taxicabs). The dispatcher shall maintain safety camera system images in password protected files accessible only by the key employee or employees.

(2) Images from a safety camera system in the possession of the Authority will be maintained and secured by the Enforcement Department in password protected files.

(e) *Deletion of captured images.*

(1) A dispatcher shall delete safety camera system images on the 31st day after receipt, unless one or more of the following applies:

(i) The dispatcher is directed, in writing, by the Enforcement Department to withhold designated images from deletion.

(ii) The dispatcher is directed, in writing, by a law enforcement agency to withhold designated images from deletion.

(2) The Enforcement Department will delete safety camera system images on the 31st day after receipt, unless one or more of the following applies:

(i) The image contains evidence of criminal activity.

(ii) The image contains evidence related to a regulatory investigation or complaint.

(iii) A law enforcement agency has requested, in writing, that the image be retained.

(3) The Enforcement Department will maintain a log of the images excluded from deletion as provided in paragraph (2), including reference to matter necessitating retention and the date each image is ultimately deleted.

(f) *Release of captured images.*

(1) A dispatcher shall release safety camera system images to the Enforcement Department or a law enforcement agency upon written request.

(2) The Authority will release safety camera system images to a law enforcement agency upon written request.

CHAPTER 1021. TAXICAB DRIVERS

§ 1021.12. Additional requirements.

* * * * *

(f) No requirement of this subpart, or any Authority regulation, may be interpreted to disrupt or interfere with interstate commerce exclusively regulated by or preempted by the government of the United States.

(g) A taxicab driver may not activate the distress button required under § 1017.24(d)(8) (relating to meter activation and display) except when the driver is in need of emergency assistance by law enforcement or other emergency responders.

[Pa.B. Doc. No. 14-2356. Filed for public inspection November 14, 2014, 9:00 a.m.]

STATE BOARD OF PHYSICAL THERAPY

[49 PA. CODE CH. 40]

Continuing Education Enforcement

The State Board of Physical Therapy (Board) proposes to amend §§ 40.67 and 40.192 (relating to continuing education for licensed physical therapist; and continuing education for certified physical therapist assistant) to read as set forth in Annex A.

Effective Date

The proposed rulemaking will be effective upon final-form publication in the *Pennsylvania Bulletin*.

Statutory Authority

The proposed rulemaking is authorized under section 3(a) of the Physical Therapy Practice Act (act) (63 P. S. § 1303(a)), which provides the Board's general authority to promulgate regulations not inconsistent with law as it may deem necessary for the performance of its duties and the proper administration of the act.

Background and Need for the Proposed Rulemaking

Section 7.2 of the act (63 P. S. § 1307.2) requires each licensed physical therapist to complete at least 30 hours of continuing physical therapy education during each biennial renewal period. Section 9.1(j) of the act (63 P. S. § 1309.1(j)) requires each certified physical therapist assistant to complete at least 30 hours of continuing physical therapy education during each biennial renewal period. The Board incorporated these requirements into §§ 40.67(a) and 40.192(a), respectively. Under §§ 40.19(c)(5) and 40.191(c)(5) (relating to renewal of physical therapist license; and renewal of certification), to renew a license or certificate, a licensed physical therapist or certified physical therapist assistant is required to verify that the licensee or certificate holder has completed the required amount of continuing education. Moreover, the Board will not renew the license of a physical therapist or the certificate of a physical therapist assistant if the individual cannot verify that the continuing education required during the immediately preceding biennium has been completed. Although these requirements are conditions for renewal, a licensee or certificate holder may mistakenly verify that the licensee has satisfied the continuing education requirement. Upon audit, however, it is discovered that the licensee or certificate holder has not completed the requirements.

Under section 11(a)(6) of the act (63 P. S. § 1311(a)(6)), the Board may suspend or revoke a license or certificate for unprofessional conduct. Under section 12(c) of the act (63 P. S. § 1312(c)), the Board may levy a civil penalty against a licensee or certificate holder who has violated the act. Under § 40.52(11) (relating to unprofessional conduct; physical therapists), the Board has defined unprofessional conduct to include violating a provision of the

act or the Board's regulations that establish a standard of conduct. Disciplinary actions for failing to complete the continuing education requirement in a timely manner invariably result in the licensee being required to pay a civil penalty proportionate to the amount of deficiency and to make up the deficiency promptly. Accordingly, the Board proposes to utilize the more streamlined citation procedures under section 5(a) of the act of July 2, 1993 (P. L. 345, No. 48) (Act 48) (63 P. S. § 2205(a)), which provides that the Commissioner of Professional and Occupational Affairs (Commissioner), after consultation with licensing boards in the Bureau of Professional and Occupational Affairs, may promulgate a schedule of civil penalties for violations of the acts or regulations of these licensing boards and agents of the Board may issue citations for violations covered by the schedule of civil penalties. Accordingly, the Commissioner has separately proposed using the Act 48 citation system to levy the civil penalty. To obtain greater compliance with the underlying continuing education requirements, this rulemaking proposes to amend the Board's regulations to address curing the deficiency.

While the Commonwealth's prosecuting attorneys may utilize this "citation and make-up" system as one tool in addressing a licensee or certificate holder who has not completed the required continuing education, they retain the discretion to also file formal action under section 11(a)(2) of the act, which provides that the Board may suspend or revoke a license or certificate of an individual who has attempted to or obtained a license or certificate by fraud or misrepresentation, if the licensee/certificate holder, for example, knows that the required continuing education has not been completed, but verifies on the renewal application that the licensee/certificate holder has completed the required amount of continuing education.

Description of the Proposed Rulemaking

The proposed rulemaking would add § 40.67(f). This proposed subsection would subject a licensee who failed to complete the minimum required amount of continuing education during the applicable biennial renewal period to disciplinary action in the form of a civil penalty under section 12(c) of the act in accordance with the schedule of civil penalties in proposed § 43b.25 (relating to schedule of civil penalties—physical therapists and physical therapist assistants), being promulgated concurrently by the Commissioner. It would also require the licensee to make up the deficiency and provide proof to the Board within 6 months of the issuance of the Act 48 citation. If the licensee does not do so, the licensee will be subject to disciplinary action, including the suspension of the license under section 11(a)(6) of the act for committing unprofessional conduct. Because mandatory continuing education is generally considered to be a condition of renewal, proposed § 40.67(f) would exempt for this disciplinary proceeding a licensee who permitted the license to expire at the conclusion of a renewal period during which the licensee did not complete the required amount of continuing education and did not practice the profession until reactivating the license under § 40.20(c) (relating to inactive status of physical therapist license) upon a demonstration that the licensee subsequently completed the required deficient continuing education.

The proposed rulemaking would also add § 40.192(f) with similar provisions for certified physical therapist assistants. A certified physical therapist assistant who

does not make up the deficiency would be subject to disciplinary action under § 40.181(a)(6) (relating to refusal, suspension or revocation of certification) for committing unprofessional conduct, as authorized under section 9.1(f) of the act. A physical therapist assistant who permitted the certificate to expire and did not provide services until reactivating under § 40.191(g) upon a demonstration that the certificate holder subsequently completed the required deficient continuing education would be exempted from this disciplinary process.

Fiscal Impact and Paperwork Requirements

The proposed rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. The proposed rulemaking will not impose additional paperwork requirements upon the Commonwealth, political subdivisions or the private sector.

Sunset Date

The Board continuously monitors the effectiveness of its regulations. Therefore, a sunset date has not been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on October 31, 2014, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House Professional Licensure Committee and the Senate Consumer Protection and Professional Licensure Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Board, the General Assembly and the Governor of comments, recommendations or objections raised.

Public Comment

Interested persons are invited to submit written comments, suggestions or objections regarding this proposed rulemaking to Regulatory Counsel, Department of State, P. O. Box 2649, Harrisburg, PA 17105-2649, RA-STRegulatoryCounsel@pa.gov within 30 days following publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Reference No. 16A-6515 (Continuing education enforcement) when submitting comments.

SUSAN L. WHITNEY, PhD, PT, NCS, ATC,
Chairperson

(Editor's Note: See 44 Pa.B. 7173 (November 15, 2014) for a proposed rulemaking by the Bureau of Professional and Occupational Affairs relating to this proposed rulemaking. Section 43b.25 will be adopted on or before the date of final adoption of this proposed rulemaking.)

Fiscal Note: 16A-6515. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 40. STATE BOARD OF PHYSICAL THERAPY

Subchapter A. PHYSICAL THERAPISTS

CONTINUING EDUCATION

§ 40.67. Continuing education for licensed physical therapist.

* * * * *

(e) *Authoring publications.* A licensed physical therapist may earn continuing education credit for authoring publications as provided in this subsection.

* * * * *

(4) Credit for authoring a publication will be awarded only for the biennial renewal period in which it was published.

(f) *Disciplinary action authorized.* Unless otherwise excused by the act or this chapter, failure to complete the minimum required amount of continuing education during the applicable renewal period will subject the licensee to discipline under section 12(c) of the act (63 P. S. § 1312(c)) in accordance with the schedule of civil penalties in § 43b.25 (relating to schedule of civil penalties—physical therapists and physical therapist assistants). Within 6 months after the issuance of a citation under § 43b.25 for failure to complete the required amount of continuing education, the licensee shall make up the deficiency and provide proof of the entire required amount of continuing education in subsection (b). In addition to a civil penalty assessed under this subsection, failure to complete the required amount of continuing education and to provide the Board with proof of completion of the required amount of continuing education within 6 months after the issuance of a citation under § 43b.25 will subject the licensee to disciplinary action under section 11(a)(6) of the act (63 P. S. § 1311(a)(6)) for committing unprofessional conduct as defined in § 40.52(11). This subsection does not apply to a licensee who permitted the licensee's license to expire at the conclusion of a biennial renewal period for which the licensee did not complete the required amount of continuing education and did not practice the profession prior to reactivating that license under § 40.20(c) upon a demonstration that the licensee subsequently completed the required deficient continuing education.

Subchapter C. PHYSICAL THERAPIST ASSISTANTS

MAINTENANCE OF CERTIFICATION

§ 40.192. Continuing education for certified physical therapist assistant.

* * * * *

(e) *Authoring publications.* A certified physical therapist assistant may earn continuing education credit for authoring publications as provided in this subsection.

* * * * *

(4) Credit for authoring a publication will be awarded only for the biennial renewal period in which it was published.

(f) *Disciplinary action authorized.* Unless otherwise excused by the act or this chapter, failure to complete the minimum required amount of continuing education during the applicable renewal period will subject the certified physical therapist assistant to discipline under section 12(c) of the act (63 P. S. § 1312(c)) in accordance with the schedule of civil penalties in § 43b.25 (relating to schedule of civil penalties—physical therapists and physical therapist assistants). Within 6 months after the issuance of a citation under § 43b.25 for failure to complete the required amount of continuing education, the physical therapist assistant shall make up the deficiency and shall provide proof of the entire required amount of continuing education in subsec-

tion (b). In addition to a civil penalty assessed under this subsection, failure to complete the required amount of continuing education and to provide the Board with proof of completion of the required amount of continuing education within 6 months after the issuance of a citation under § 43b.25 will subject the certified physical therapist assistant to disciplinary action under section 9.1(f) of the act for committing unprofessional conduct as provided in § 40.181(a)(6). This subsection does not apply to a certified physical therapist assistant who permitted the physical therapist assistant’s certificate to expire at the conclusion of a biennial renewal period for which the physical therapist assistant did not complete the required amount of continuing education and did not provide patient services prior to reactivating that certificate under § 40.191(g) upon a demonstration that the physical therapist assistant subsequently completed the required deficient continuing education.

[Pa.B. Doc. No. 14-2357. Filed for public inspection November 14, 2014, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Banking and Securities

The Executive Board approved a reorganization of the Department of Banking and Securities effective October 29, 2014.

The organization chart at 44 Pa.B. 7182 (November 15, 2014) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

[Pa.B. Doc. No. 14-2358. Filed for public inspection November 14, 2014, 9:00 a.m.]

PART II. EXECUTIVE BOARD

[4 PA. CODE CH. 9]

Reorganization of the Department of Labor and Industry

The Executive Board approved a reorganization of the Department of Labor and Industry effective October 29, 2014.

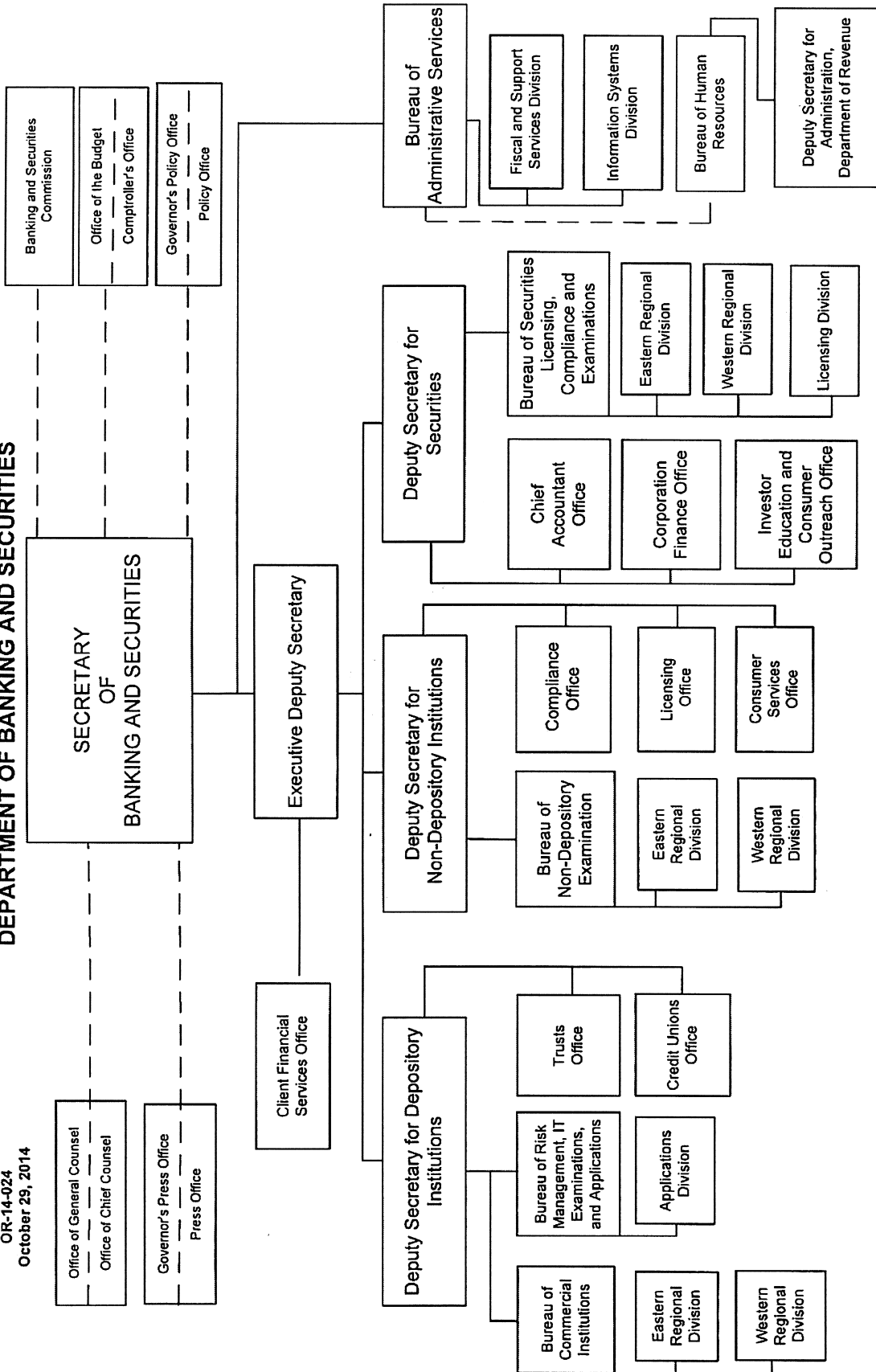
The organization chart at 44 Pa.B. 7183 (November 15, 2014) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

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

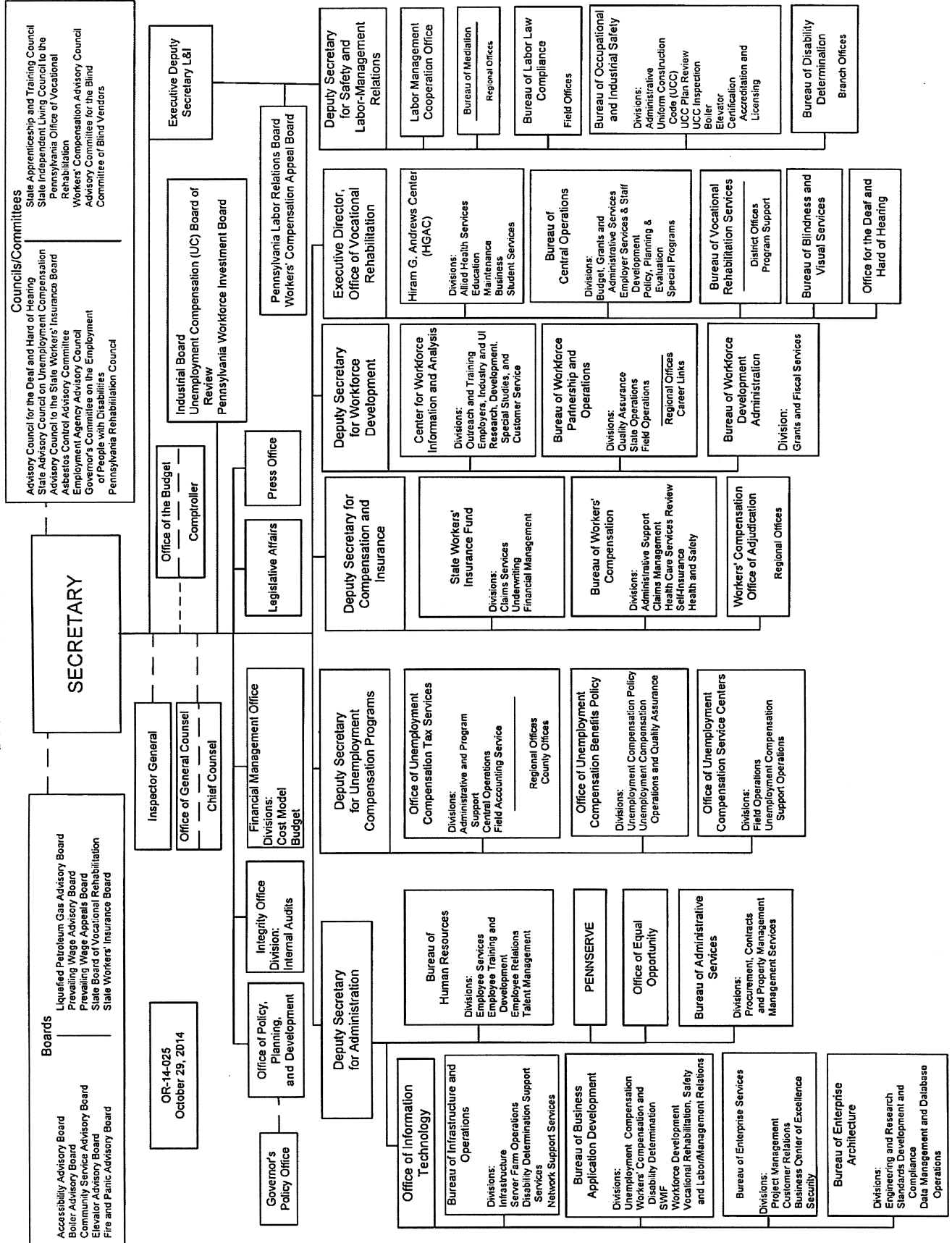
[Pa.B. Doc. No. 14-2359. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

OR-14-024
October 29, 2014



DEPARTMENT OF LABOR AND INDUSTRY



NOTICES

DEPARTMENT OF AGRICULTURE

Addendum to the Order of Quarantine; Spotted Lanternfly

Recitals

A. Spotted lanternfly, *Lycorma delicatula*, is a new pest to the United States and has been detected in the Commonwealth. This is a dangerous insect to forests, ornamental trees, orchards and grapes and not widely prevalent or distributed within or throughout the Commonwealth or the United States. Spotted lanternfly, has been detected in the Commonwealth and has the potential to spread to uninfested areas by natural means or through the movement of infested articles.

B. The Plant Pest Act (Act) (3 P. S. §§ 258.1—258.27) empowers The Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests. A plant pest is defined as, an organism, including other plants, causing or capable of causing injury or damage to plants or plant products (3 P. S. § 258.2). These powers include the authority, set forth at section 258.21 of the Act (3 P. S. § 258.21), to establish quarantines to prevent the spread of plant pests within this Commonwealth.

C. Under the authority of section 258.20 of the Act (3 P. S. § 258.20) the Department may declare a pest to be a public nuisance when the Department determines a plant pest to be dangerous or destructive to the agriculture, horticulture or forests of this Commonwealth. For the reasons set forth in Paragraph A above, the Department declares Spotted lanternfly, *Lycorma delicatula*, to be a public nuisance.

D. Consistent with the Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, where the Department detects or confirms any of the plant pests established in this Order of Quarantine—Spotted lanternfly, *Lycorma delicatula*—the place or area in which any of these plant pests are detected or con-

firmed shall be subject to the provisions of that Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014.

E. The place or area in which the plant pest is detected or confirmed shall be added to the Order of Quarantine, published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, through an addendum delineating the specific location and geographic parameters of the area or place. Such Addendum shall be published in the *Pennsylvania Bulletin* and enforcement of the Addendum to the Order of Quarantine, published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, with regard to that place or area shall become effective immediately.

Order

Under authority of section 21 of the act (3 P. S. § 258.21), and with the Recitals previously listed incorporated into this Addendum to the Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014 by reference, the Department orders the following:

1. *Establishment of Quarantine.*

A quarantine is hereby established with respect to Hereford Township, Rockland Township, and Washington Township including Bechtelsville and Bally, Berks County. This is in addition to townships and areas already subject to the Spotted Lanternfly Quarantine Order published at 44 Pa.B. 6947 issued Saturday, November 1, 2014.

2. *All Provisions Apply.*

All of the provisions established in the Spotted Lanternfly Quarantine Order published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, are hereby incorporated herein and made a part hereof this Addendum as if fully set forth herein and shall hereby be made applicable to Hereford Township, Rockland Township, and Washington Township including Bechtelsville and Bally, Berks County.

GEORGE D. GREIG,
Secretary

[Pa.B. Doc. No. 14-2360. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking and Securities Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending November 4, 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**Holding Company Acquisitions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-31-2014	CB Financial Services, Inc. Carmichaels Greene County	Effective
	Application for approval to acquire 100% of FedFirst Financial Corporation, Monessen, and thereby indirectly acquire 100% of First Federal Savings Bank, Monessen.	

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-31-2014	Community Bank Carmichaels Greene County	Effective
	Merger of First Federal Savings Bank, Monessen, with and into Community Bank, Carmichaels.	
	As a result of the merger, the following branch offices of First Federal Savings Bank became branch offices of Community Bank:	
	565 Donner Avenue Monessen Westmoreland County	235 West Main Street Monongahela Washington County
	3515 Washington Road McMurray Washington County	95 West Beau Street Washington Washington County
	1670 Broad Avenue Belle Vernon Fayette County	545 West Main Street Uniontown Fayette County
	101 Independence Street Perryopolis Fayette County	

Branch Applications**De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-30-2014	Somerset Trust Company Somerset Somerset County	250 South Third Street Youngwood Westmoreland County	Filed
11-3-2014	Peoples Security Bank & Trust Company Scranton Lackawanna County	2355 City Line Road Bethlehem Lehigh County	Approved

CREDIT UNIONS**Branch Applications****Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-20-2014	Belco Community Credit Union Harrisburg Dauphin County	<i>To:</i> 221 Wilson Avenue Hanover York County (listed previously as Lot 9 Hanover Shopping Center)	Effective
		<i>From:</i> 110 West Eisenhower Drive Hanover York County	

The Department's web site at www.dobs.state.pa.us includes public notices for more recently filed applications.

GLENN E. MOYER,
Secretary

Adjustment to Definition of "Base Figure" in the Loan Interest and Protection Law

The Department of Banking and Securities (Department), as required by the definition of "base figure" in section 101 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 101), known as the Loan Interest and Protection Law, is publishing the following notice regarding the inflation-adjusted base figure for the calendar year 2015. The Department has determined that the current base figure of \$237,474 adjusted for annual inflation using the "Consumer Price Index—All Urban Consumers: U.S. All Items 1982-84 = 100" published by the United States Department of Labor Bureau of Labor Statistics results in a base figure of \$241,111. This new base figure will be effective January 1, 2015, for the calendar year 2015.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 14-2362. Filed for public inspection November 14, 2014, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of December 2014

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P. L. 13, No. 6) (41 P. S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of December, 2014, is 5 1/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 96-221). Further preemption was instituted with the signing of Pub. L. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 2.70 to which was added 2.50 percentage points for a total of 5.20 that by law is rounded off to the nearest quarter at 5 1/4%.

GLENN E. MOYER,
Secretary

[Pa.B. Doc. No. 14-2363. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Request for Bids

The Department of Conservation and Natural Resources is soliciting bids for the following projects. Bid

documents can be obtained from the Administrative Services Section, Bureau of Facility Design and Construction at (717) 787-5055:

FDC-005-7213.1—Structure Replacement, Bridge No. 05-0057, Laurel Run Road over Tributary to Galbraith Gap, Forest District 5, Rothrock State Forest. Work included under this contract consists of all site work to suit project preparation, execution and completion. This includes demolition of existing structure #14-7935-5005-0057 consisting of a 2' corrugated metal pipe. It will be replaced with a precast reinforced concrete box culvert and precast concrete end sections with an 18-foot clear roadway width. The box culvert will have a 7'-0" span and a height of 5'-0" with a 3'-0" hydraulic under clearance. Replacement includes driving surface aggregate, rock lining, architectural surface treatment, a new 15" corrugated plastic pipe and guiderail including end treatments.

Responsive bidders must hold a current small business certification from the Department of General Services (DGS).

FDC-003-100553.1—Structure Replacement, Bridge A: No. 03-0034, Stelter Road over Blacklog Creek; Bridge B: No. 03-0035, Spectacle Gap Road over Spectacle Run, Forest District 3, Tuscarora State Forest. Work included under this contract consists of all site work to suit project preparation, execution and completion. This work includes demolition of existing structure Steltzer Road over Black Log Creek (#34-7935-5103-0034) consisting of 2-24" concrete pipes. It will be replaced with a precast reinforced concrete box culvert and precast concrete end sections with a 21'-6" clear roadway width; 12'-0" span and 5'-0" rise. Also included is demolition of existing structure Spectacle Gap Road over Spectacle Run (#34-79355103-0035) consisting of a 112" x 75" corrugated metal culvert. It will be replaced with a precast reinforced concrete box culvert and precast concrete end sections with a 19-foot clear roadway width; 14'-0" span and 7'-0" rise. Replacement at each structure also includes driving surface aggregate, rock lining, architectural surface treatment and guiderail including end treatments.

FDC-013-100625.1—Structure Replacement, Bridge No. 13-0063, Hicks Run Road over Trib. To Hicks Run, Forest District 13, Elk State Forest. Work included under this contract consists of replacement of Bridge No. 12-7935-5113-0063. The existing structure which is approximately 3'-0" wide and about 25'-0" long will be removed and replaced with a new structure that will be 6'-0" wide and 29'-9" long and will be a precast reinforced concrete box culvert with structure mounted guiderail. The existing stone masonry headwall will be used as riprap. Also included are construction of approximately 200 feet of approach roadway work and about 160 linear feet of approach guiderail and construction of rock lining at both inlet and outlet ends and along the adjacent banks.

Responsive bidders must hold a current small business certification from DGS.

Bid documents will be available on or after November 12, 2014. The bid opening will be held on December 11, 2014.

ELLEN FERRETTI,
Secretary

[Pa.B. Doc. No. 14-2364. Filed for public inspection November 14, 2014, 9:00 a.m.]

Retention of Firm for a Feasibility Study; State Parks Municipal Sewage/Water Facility Integration Project; Reference No. FDC-500-805

The Department of Conservation and Natural Resources (Department) will retain a firm for the purpose of conducting a feasibility study, including cost/benefit analysis, concerning opportunities or options for integration of water or sewage treatment at various State Parks with other area authorities or entities.

The Department owns and operates many small scale sewage and water treatment facilities for its 120 State Parks across this Commonwealth. Some of these facilities require the employment of certified operators, continuous maintenance and periodic upgrade to maintain compliance within the regulatory requirements set forth by local, State and Federal regulatory agencies. They include National Pollutant Discharge Elimination System permitted point discharges and surface water treatment facilities for potable water. It may be feasible to integrate some of these facilities with neighboring systems so that the Department may become a customer of the nearby system as the end user.

It is anticipated that considered options will include the following:

For sewage treatment/conveyance:

- Fully funding connection to existing nearby sewage collection systems.
- Cost sharing with interested parties in the extension of municipal sewage collection and conveyance systems.
- Sale or lease of sewage treatment, collection or conveyance systems to municipal or other entities, or both.

For water treatment/conveyance:

- Fully funding connection to existing nearby potable water distribution systems.
- Cost sharing with interested parties in the extension of potable water distribution systems.
- Sale or lease of potable water treatment, distribution or storage systems to municipal or other entities, or both.

Feasibility studies must include but not be limited to:

- Project scope to clearly define the problem or opportunity, or both, to be addressed.
- Analysis to define and understand the current system infrastructure and method of operation.
- Definition of requirements.
- Approach to the recommended solution or course of action to satisfy the requirements.
- Evaluation examining the cost/benefit of the approach selected.
- Assembly of all of the preceding elements into a report format including formal review/presentation.

Letters of Interest for this project will only be accepted from individuals, firms or corporations duly authorized to engage in the practice of engineering in this Commonwealth. If an individual, firm or corporation not authorized to engage in the practice of engineering wishes to submit a Letter of Interest, the individual, firm or corporation may do so as part of a joint venture with an individual, firm or corporation which is permitted under State law to engage in the practice of engineering.

**PART I
GENERAL REQUIREMENTS**

I-1. *Specific Requirements.* The firm may be required to perform any or all of the following duties: attend site visits and meetings; prepare minutes; perform necessary field surveys; compile and inventory existing infrastructure; research and compile local information regarding local systems and Act 537 planning; review and compile park management plan information; plot topography or prepare mapping, or both; and evaluate alternatives using cost/benefit analysis.

The sewage or water system, or both, at the following State Parks may be included in this study: Bald Eagle (Centre County), Black Moshannon (Centre County), Hills Creek (Tioga County), Nockamixon (Bucks County), Promised Land (Pike County), Canoe Creek (Blair County), Shawnee (Bedford County), Gifford Pinchot (York County), Moraine (Butler County), MK Goddard (Mercer County), Yellow Creek (Indiana County) and Raccoon Creek (Beaver County) with additions or subtractions as determined by the Department.

I-2. *Addenda to the Request for Proposals (RFP).* If the Department deems it necessary to revise any part of this RFP before the proposal response date, the Issuing Office will post an addendum to the Department web site at <http://www.dcnr.state.pa.us>. It is the Offeror's responsibility to periodically check the web site for any new information or addenda to the RFP. Answers to the questions asked during the Questions & Answers period also will be posted, as necessary, to the web site as an addendum to the RFP.

I-3. *Small Diverse Business (SDB) Information.* The Department encourages participation by small diverse businesses as prime contractors and encourages all prime contractors to make a significant commitment to use small diverse businesses as subcontractors and suppliers.

A SDB is a Department of General Services (DGS) verified minority-owned business, woman-owned business, veteran-owned business or service-disabled veteran-owned business.

A small business is a business in the United States which is independently owned, not dominant in its field of operation, employs no more than 100 full-time or full-time equivalent employees, and earns less than \$7 million in gross annual revenues for building design, \$20 million in gross annual revenues for sales and services and \$25 million in gross annual revenues for those businesses in the information technology sales or service business.

Questions regarding this program can be directed to the Department of General Services, Bureau of Small Business Opportunities, Room 611, North Office Building, Harrisburg, PA 17125, (717) 783-3119, fax (717) 787-7052, gs-bsbo@pa.gov.

The DGS' directory of Bureau of Small Business Owner (BSBO) verified minority, women, veteran and service disabled veteran-owned businesses can be accessed by searching for "Small Diverse Businesses" at www.dgs.state.pa.us.

I-4. *Notification of Selection.* Offerors whose proposals are not selected will be notified when contract negotiations have been successfully completed and the Department has received the final negotiated contract signed by the selected Offeror.

I-5. *Type of Contract.* The type of contract as a result of this RFP shall be an open end, requirements contract. Work shall be assigned on an as-needed basis as deter-

mined by the Department. The initial term of the agreement shall be 1 year and renewable for up to 4 subsequent years. Reimbursement for services shall be based upon hours of service and qualifying expenses. The work shall be reviewed by the staff of the Bureau of Facility Design and Construction and when applicable, approved by same staff.

PART II PROPOSAL REQUIREMENTS

Offerors must submit their proposals in the format, including heading descriptions, outlined as follows. To be considered, the proposal must respond to all requirements in this part of the RFP. Offerors should provide any other information thought to be relevant, but not applicable to the enumerated categories, as an appendix to the Proposal.

II-1. *Letter of Interest.* Each Letter of Interest must include the firm's Federal identification number and the project reference number. The Letter of Interest shall also include a description of the firm's three most recently completed projects similar to the project proposed. The description shall include the client, contact person and phone number, the estimated or actual construction cost of the portion of the work which the firm designed, the project manager, and the names of all personnel who made major contributions to the project. The Letter of Interest shall indicate the firm's understanding of the Department's needs. A standard DGS Form 150-ASP must accompany the Letter of Interest and shall indicate the individual in charge. The Form 150-ASP is available by downloading from the DGS web site at <http://www.dgs.state.pa.us> (choose "Construction and Public Works," then "Project Administration," then "Professional Selections," then "ASP-150 (Rev. 05/14) Instructions").

II-2. *Number of Copies.* Two copies of the small diverse business participation section bound and sealed separately from the remainder of the proposal and six copies of the complete set consisting of the Letter of Interest and the required forms must be received no later than 4 p.m. on December 17, 2014. The six copies shall be submitted in six complete sets that shall be spiral bound or in folders or secured by binder clips. The assignment and services will be made to one or more of the firms responding to this notice. However, the Department reserves the right to reject all Letters of Interest submitted, cancel the solicitation requested under this notice or readvertise solicitation for this service, or both.

II-3. *SDB Participation Submittal.*

A. To receive credit for being a SDB or for subcontracting with a SDB, an Offeror must include proof of SDB qualification in the SDB participation submittal of the proposal, as follows:

A SDB verified by BSBO as a SDB must provide a photocopy of their verification letter.

B. In addition to the verification letter, the Offeror must include in the SDBs participation submittal of the proposal the following information:

1. All Offerors must include a numerical percentage which represents the total percentage of work to be performed by the Offeror and not by subconsultants.

2. All Offerors must include a numerical percentage which represents the total percentage of work that the Offeror commits to the SDB as subconsultants. To support its total SDB commitment, the Offeror must also include:

a. Percentage of each subcontract commitment to an SDB.

b. The name of each SDB. The Offeror will not receive credit for stating that after the contract is awarded it will find an SDB.

c. The services each SDB will provide.

d. The location where each SDB will perform services.

e. The time frame for each SDB to provide or deliver the goods or services.

f. A subcontract or Letter of Intent signed by the Offeror and the SDB for each SDB identified in the SDB Submittal. The subcontract or Letter of Intent must identify the specific work, or services the SDB will perform, how the work or services relates to the Project, and the specific time frame during the term of the contract and any option or renewal periods when the work, good or service will be performed or provided.

g. The name, address and telephone number of the primary contact person for each SDB.

3. Each SDB subconsultant commitment will become contractual obligations once the contract is fully executed.

4. The name and telephone number of the Offeror's project (contact) person for the SDB information.

C. The Offeror is required to submit two copies of its SDB participation submittal. The submittal shall be clearly identified as SDB information and sealed in its own envelope, separate from the remainder of the proposal.

D. A SDB can be included as a subconsultant with as many prime consultants as it choose.

E. An Offeror that qualifies as a SDB and submits a proposal as a prime contractor is not prohibited from being included a subconsultant in separate proposals submitted by other Offerors.

F. Refer to Appendix A for sample SDB letter of intent.

II-4. *Contract Requirements—SDB Participation.*

All contracts containing SDB participation must also include a provision requiring the selected contractor to meet and maintain those commitments made to SDB at the time of proposal submittal or contract negotiation, unless a change in the commitment is approved by the BSBO. All contracts containing SDB participation must include a provision requiring SDB subconsultants to perform at least 50% of the subcontracted work.

The selected contractor's commitments to SDB made at the time of proposal submittal or contract negotiation shall, to the extent so provided in the commitment, be maintained throughout the term of the contract and through any renewal or extension of the contract. Any proposed change must be submitted to the BSBO, which will make a recommendation to the Contracting Officer regarding a course of action.

If a contract is assigned to another contractor, the new contractor must maintain the SDB participation of the original contract.

The selected contractor shall complete the Prime Contractor's Quarterly Utilization Report (or similar type document containing the same information) and submit it to the contracting officer of the Issuing Office within 10 workdays at the end of each quarter the contract is in force. This information will be used to determine the actual dollar amount paid to SDB subcontractors and suppliers. Also, this information will serve as a record of fulfillment of the commitment the selected contractor

made and for which is received SDB participation points. If there was no activity during the quarter then the form must be completed by stating "No activity in this quarter."

Note: Equal employment opportunity and contract compliance statements referring to company equal employment opportunity policies or past contract compliance practices do not constitute proof of SDB status or entitle an Offeror to receive credit for SDB utilization.

II-5. *Debriefing.* The Department will not offer a debriefing session to the unsuccessful firms. The Department disclaims any liability whatsoever to its review of the proposal submitted and in formulating a recommendation for selections. Recommendations made by the Department shall be final.

**PART III
CRITERIA FOR SELECTION**

III-1. *Selection Criteria.* The offering firm will be evaluated upon, but not limited to, the following criteria:

- A. Professional's understanding of the problem as demonstrated in Letter of Interest.
- B. Qualifications of firm.
- C. Professional personnel in firm.
- D. Soundness of approach as demonstrated in Letter of Interest, and as stated in their own interpretation of the tasks to be performed.
- E. Available manpower to perform the services required.
- F. Equitable distribution of contracts.
- G. SDB participation (evaluated by DGS). BSBO has established the weight for the SDB participation criterion for the RFP as 20% of the total points. Each SDB participation submittal will be rated for its approach to enhancing the utilization of SDB's in accordance with the following listed priority ranking and subject to the following requirements:
 - 1. A business submitting a proposal as a prime contractor must perform 60% of the total contract value to receive points for this criterion under any priority ranking.
 - 2. To receive credit for an SDB subcontracting commitment, the SDB subcontractor must perform at least 50% of the work subcontracted to it.

3. A significant subcontracting commitment is a minimum of 5% of the estimated total contract value.

4. A subcontracting commitment less than 5% of the total estimated contract value is considered nominal and will receive reduced or no additional SDB points depending on the priority ranking.

Priority Rank 1: Proposals submitted by SDBs as prime Offerors will receive 150 points. In addition, SDB prime Offerors that have significant subcontracting commitments to additional SDBs may receive up to an additional 50 points (200 points total available).

Subcontracting commitments to additional SDBs are evaluated based on the proposal offering the highest total percentage SDB subcontracting commitment. All other Offerors will be scored in proportion to the highest total percentage SDB subcontracting commitment within this ranking. See the following formula.

Priority Rank 2: Proposals submitted by SDBs as prime contractors, with no or nominal subcontracting commitments to additional SDBs will receive 150 points.

Priority Rank 3: Proposals submitted by non-small diverse businesses as prime contractors, with significant subcontracting commitments to SDBs, will receive up to 100 points. Proposals submitted with nominal subcontracting commitments to SDBs will receive points equal to the percentage level of their total SDB subcontracting commitment.

SDB subcontracting commitments are evaluated based on the proposal offering the highest total percentage SDB subcontracting commitment. All other Offerors will be scored in proportion to the highest total percentage SDB subcontracting commitment within this ranking. See the following formula.

Priority Rank 4: Proposals by non-small diverse businesses as prime contractors with no SDB subcontracting commitments shall receive no points under this criterion.

To the extent that there are multiple SDB Participation submittals in Priority Rank 1 or Priority Rank 3, or both, that offer significant subcontracting commitments to SDBs, the proposal offering the highest total percentage SDB subcontracting commitment shall receive the highest score (or additional points) available in that Priority Rank category and the other proposals in that category shall be scored in proportion to the highest total percentage SDB subcontracting commitment. Proportional scoring is determined by applying the following formula:

$$\frac{\text{SDB \% Being Scored}}{\text{Highest \% SDB Commitment}} \times \frac{\text{Points/Additional = Awarded/Additional}}{\text{Points Available* SDB Points}}$$

Priority Rank 1 = 50 Additional Points Available
 Priority Rank 2 = 100 Total Points Available

Refer to http://www.portal.state.pa.us/portal/server.pt/community/rfp_scoring_formulas_overview/20124 for an illustrative chart which shows SDB scoring based on a hypothetical situation in which the Commonwealth receives proposals for each Priority Rank.

III-2. *Number of Contracts.* It is the intent of the Department to select a single firm to perform this work.

**PART IV
MAILING AND CONTACT INFORMATION**

Firms interested in performing the required services for this project are invited to submit Letters of Interest to Alfred Uzokwe, PE, Director, Bureau of Facility Design and Construction, Rachel Carson State Office Building, 8th Floor, 400 Market Street, P. O. Box 8451, Harrisburg, PA 17105-8451. Contact Shawn Beeler at (717) 772-0299 for general information concerning this request for proposal.

ELLEN FERRETTI,
Secretary

Appendix A
SMALL DIVERSE BUSINESS
LETTER OF INTENT

[DATE]

[SDB Contact Name
 Title
 SDB Company Name
 Address
 City, State, Zip]

Dear [SDB Contact Name]:

This letter serves as confirmation of the intent of [Offeror] to utilize [Small Diverse Business (SDB)] on RFP [RFP number and Title] issued by the [Commonwealth agency name].

If [Offeror] is the successful vendor, [SDB] shall provide [identify the specific work, goods or services the SDB will perform, and the specific timeframe during the term of the contract and any option/renewal periods when the work, goods or services will be performed or provided].

These services represent [identify fixed numerical percentage commitment] of the total cost in the [Offeror's] cost submittal for the initial term of the contract. Dependent on final negotiated contact pricing and actual contract usage or volume, it is expected that [SDB] will receive an estimated [identify associated estimated dollar value that the fixed percentage commitment represents] during the initial contract term.

[SDB] represents that it meets the small diverse business requirements set forth in the RFP and all required documentation has been provided to [Offeror] for its SDB submission.

We look forward to the opportunity to serve the [Commonwealth Agency Name] on this project. If you have any questions concerning our small diverse business commitment, please feel free to contact me at the number below.

Sincerely,

Offeror Name
 Title
 Company
 Phone Number

Acknowledged,

SDB Name
 Title
 Company
 Phone Number

[Pa.B. Doc. No. 14-2365. Filed for public inspection November 14, 2014, 9:00 a.m.]

Snowmobile and ATV Advisory Committee Meeting

A meeting of the Snowmobile and ATV Advisory Committee of the Department of Conservation and Natural Resources (Department) will be held on Monday, November 17, 2014. The meeting will be held at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Jennie Shade at (717) 787-9306.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Barb Goodling at (717) 787-9306 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

ELLEN FERRETTI,
Secretary

[Pa.B. Doc. No. 14-2366. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION**Applications, Actions and Special Notices****APPLICATIONS****THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****APPLICATIONS FOR NATIONAL POLLUTION DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS**

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0021237 (Sew)	Newport Borough 231 Main Street Newport, PA 17074	Perry County Newport Borough	Juniata River / 12-B	Y
PA0081647 (Sew)	White Run Regional Municipal Authority 2001 Baltimore Pike Gettysburg, PA 17325-7015	Adams County Mount Joy Township	White Run / 13-D	Y

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.0530.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209384 (Sewage)	Lawrence Township Municipal Authority 173 School Road Tioga, PA 16946	Tioga County Lawrence Township	Tioga River (4-A)	Y
PA0228745 (Sewage)	Carl N. & Karen J. Beaver Residence 47 Beaver Meadow Road Catawissa, PA 17820	Columbia County Locust Township	UNT to Roaring Creek (5-E)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed#)</i>	<i>EPA Waived Y/N?</i>
PA0239283 (IW)	Castle Cheese 2850 Perry Highway # 19 Slippery Rock, PA 16057	Lawrence County Scott Township	Unnamed Tributary to Slippery Rock Creek (20-C)	Y
PA0103942 (Sewage)	Camp Nazareth 339 Pew Road Mercer, PA 16137-9802	Mercer County Delaware Township	Shenango River (20-A)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0098779 (IW)	Portage Borough Municipal Authority 606 Cambria Street Portage, PA 15946	Cambria County Portage Township	Trout Run (18-E)	Y
PA0098787 (IW)	Portage Borough Municipal Authority 606 Cambria Street Portage, PA 15946	Cambria County Portage Township	Bens Creek (18-E)	Y
PA0252506 (Sewage)	Margaret STP Village Of Margaret Margaret, PA 15701	Armstrong County Cowanshannock Township	Unnamed Tributary to Huskins Run (17-E)	Y
PA0254088 (Sewage)	New Alexandria STP Sr 981 Ray Ann Drive New Alexandria, PA 15670	Westmoreland County Derry Township	Loyalhanna Creek (18-C)	Y
PA0090981 (Sewage)	Footedale STP German Twp New Salem, PA 15468	Fayette County German Township	Unnamed Tributary of Dunlap Creek (19-C)	Y
PA0252590 (Sewage)	Rogersville STP 100 Municipal Road Rogersville, PA 15359	Greene County Center Township	South Fork Tenmile Creek (19-B)	Y
PA0254011	J. G. Foodmarts STP Road 6 Box 90 Uniontown, PA 15401	Fayette County North Union Township	Drainage Swale to Unnamed Tributary of Redstone Creek (19-C)	Y

Draft Permit Withdrawn

The Department is withdrawing from public comment, Draft NPDES permit PA0004278, as published in the *Pennsylvania Bulletin* on June 14, 2014 until the Department completes necessary modifications to the Thompson Run Total Maximum Daily Load (TMDL). Following final approval of the modified Thompson Run TMDL, the Department will re-draft the NPDES permit for public comment.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0004278 (Minor Industrial)	Duquesne Slag 4810 Buttermilk Hollow Road W Mifflin, PA 15122	Allegheny County West Mifflin Borough	Thompson Run (19-A)	N

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

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

PA0028134, SIC Code 4941, **PA American Water Co.**, 800 Hershey Drive, Hershey, PA 17003. Facility Name: Kittanning Water System. This existing facility is located in Rayburn Township, **Armstrong County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated process water from the Kittanning Filtration Plant in Rayburn Township, Armstrong County.

The receiving stream(s), Allegheny River, is located in State Water Plan watershed 17-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.064 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Aluminum	XXX	XXX	XXX	4.0	XXX	8.0
Total Iron	XXX	XXX	XXX	2.0	XXX	4.0
Total Manganese	XXX	XXX	XXX	1.0	XXX	2.0

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 in effect.

PA0095443, SIC Code 1389, **Fluid Recovery Service LLC**, PO Box 232, Creekside, PA 15732. Facility Name: FRS Creekside Facility. This existing facility is located in Washington 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(s), McKee Run, is located in State Water Plan watershed 17-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.072 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 ₅	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
Osmotic Pressure						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	220	440	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Acidity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX
Alkalinity, Total (as CaCO ₃)						
Effluent Net	XXX	XXX	0	XXX	XXX	XXX
Alkalinity, Total (as CaCO ₃)	XXX	XXX	Report	Report	Report	XXX
Total Aluminum	Report	Report	XXX	0.75	0.75	XXX
Total Antimony						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.025	0.05	XXX
Total Arsenic						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.044	0.088	XXX
Total Barium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	10	20	XXX
Total Cadmium						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	Report	Report	XXX	0.001	0.002	XXX
Total Chromium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.323	0.746	XXX
Total Cobalt						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.084	0.168	XXX
Total Copper						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.04	0.08	XXX
Free Available Cyanide						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0223	0.0446	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Dissolved Iron						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	1.33	2.66	XXX
Total Iron	Report	Report	XXX	1.5	3.0	XXX
Total Lead						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.014	0.028	XXX
Total Manganese	Report	Report	XXX	1.0	2.0	XXX
Total Mercury						
(Interim)	XXX	XXX	XXX	0.000734	0.00234	XXX
(Final) ¹	XXX	XXX	XXX	0.00022	0.00044	XXX
Total Nickel						
(Interim) ¹	XXX	XXX	XXX	1.45	3.95	XXX
(Final) ¹	XXX	XXX	XXX	0.231	0.462	XXX
Total Selenium						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.022	0.044	XXX
Total Silver						
(Interim)	XXX	XXX	XXX	0.0351	0.120	XXX
(Final) ¹	XXX	XXX	XXX	0.011	0.022	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						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.001	0.002	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
3,3-Dichlorobenzidine						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000623	0.001246	XXX
Pentachlorophenol						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.008	0.016	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
Acrolein						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.044	0.088	XXX
Acrylonitrile						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.0015	0.0030	XXX
1,3-Dichloropropylene						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.01	0.02	XXX
Ethylbenzene	XXX	XXX	XXX	Report	Report	XXX
Hexachlorobenzene						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000008	0.000016	XXX
Benzene	Report	Report	XXX	0.001	0.002	XXX

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Benzo(a)Anthracene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
Benzo(a)Pyrene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
Benzo(k)Fluoranthene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000225	XXX
3,4-Benzofluoranthene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
Butyl Benzyl Phthalate	XXX	XXX	XXX	0.0887	0.188	XXX
Total BTEX	XXX	XXX	XXX	0.1	0.2	XXX
Carbon Tetrachloride (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.007	0.014	XXX
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
Chlorodibromomethane (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.012	0.024	XXX
1,1,1,2-Tetrachloroethane (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.005	0.010	XXX
1,1,2-Trichloroethane (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.018	0.036	XXX
1,2-Dichloroethane (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.011	0.022	XXX
Dichlorobromomethane (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.016	0.032	XXX
Bis(2-Chloroethyl)Ether (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.00089	0.00178	XXX
Bis(2-Ethylhexyl)Phthalate	XXX	XXX	XXX	0.101	0.215	XXX
Chrysene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
Dibenzo(a,h)Anthracene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
Fluoranthene	XXX	XXX	XXX	0.0268	0.0537	XXX
Hexachlorobutadiene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.0084	0.0168	XXX
Hexachlorocyclopentadiene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.0044	0.0088	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
Indeno(1,2,3-cd)Pyrene (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000113	0.000226	XXX
N-Nitrosodimethylamine (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.00002	0.00004	XXX
N-Nitrosodi-N-Propylamine (Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.000148	0.000296	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
p-Cresol	Report	Report	XXX	0.205	0.698	XXX
Phenanthrene						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.0044	0.0088	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
Vinyl Chloride						
(Interim) ¹	XXX	XXX	XXX	Report	Report	XXX
(Final) ¹	XXX	XXX	XXX	0.00074	0.00148	XXX
Gross Alpha (pCi/L)	XXX	XXX	XXX	Report	Report	XXX
Radium 226/228, Total (pCi/L)	XXX	XXX	XXX	Report	Report	XXX

¹ The parameters indicated by the footnote 1 received water quality based effluent limitations because the pollutant was reported to be not present at a level higher than the DEP recognized target quantitative level. FRS will have the opportunity to sample for these parameters during the public comment period to demonstrate that they are not present at levels less than the target quantitative level. These effluent limitations may be removed from the permit or changed to less restrictive technology based effluent limitations based on the additional sampling data.

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

- Chemical Additives, Crooked Creek TMDL

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.

PA0004472, Amendment No. 2, Industrial Waste, SIC Code 3312, **US Steel Corp**, 400 State Street, Clairton, PA 15025-1855. Facility Name: US Steel Clairton Plant. This existing facility is located in Clairton City, **Allegheny County**.

Description of Existing Activity: Amendment of an NPDES permit for existing discharges from a cokemaking facility. This Amendment is the Department's final action to settle Environmental Hearing Board appeals 2012-171-R, 2012-172-R, and 2012-173-R, which were consolidated at EHB Docket No. 2012-171-R. The settlement is contained in a January 24, 2014 Consent Order and Agreement entered into by the Department and U.S. Steel.

The receiving streams, Monongahela River, Peters Creek and Unnamed Tributary to Monongahela River, are located in State Water Plan watershed 19-C and are variously classified for Trout Stocking and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 054A are for a stormwater influenced outfall. The design flow is not applicable.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
BOD ₅	XXX	XXX	XXX	Report	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	Report
Free Available Cyanide	XXX	XXX	XXX	Report	XXX	Report
Total Cyanide	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	Report	XXX	Report
Total Manganese	XXX	XXX	XXX	Report	XXX	Report
Total Zinc	XXX	XXX	XXX	Report	XXX	Report
Phenol	XXX	XXX	XXX	Report	XXX	Report
Benzo(a)Pyrene	XXX	XXX	XXX	Report	XXX	Report
Naphthalene	XXX	XXX	XXX	Report	XXX	Report
Total Phenolics	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 085 are for a stormwater influenced outfall. The design flow is not applicable.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	Report
Chemical Oxygen Demand	XXX	XXX	XXX	Report	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	Report
Total Cadmium	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	Report	XXX	Report
Total Lead	XXX	XXX	XXX	Report	XXX	Report

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Minimum</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Total Manganese	XXX	XXX	XXX	Report	XXX	Report
Total Zinc	XXX	XXX	XXX	Report	XXX	Report
Phenol	XXX	XXX	XXX	Report	XXX	Report
Benzo(a)Pyrene	XXX	XXX	XXX	Report	XXX	Report
Naphthalene	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 086 are for a stormwater influenced outfall. The design flow is not applicable.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Minimum</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	Report
Free Available Cyanide	XXX	XXX	XXX	Report	XXX	Report
Total Cyanide	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	Report	XXX	Report
Total Lead	XXX	XXX	XXX	Report	XXX	Report
Total Manganese	XXX	XXX	XXX	Report	XXX	Report
Total Zinc	XXX	XXX	XXX	Report	XXX	Report
Phenol	XXX	XXX	XXX	Report	XXX	Report
Benzo(a)Pyrene	XXX	XXX	XXX	Report	XXX	Report
Total Phenolics	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 088 are for a stormwater influenced outfall. The design flow is not applicable.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Minimum</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Oil and Grease	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	Report	XXX	Report
Total Lead	XXX	XXX	XXX	Report	XXX	Report
Total Manganese	XXX	XXX	XXX	Report	XXX	Report
Total Zinc	XXX	XXX	XXX	Report	XXX	Report
Phenol	XXX	XXX	XXX	Report	XXX	Report
Benzo(a)Pyrene	XXX	XXX	XXX	Report	XXX	Report
Naphthalene	XXX	XXX	XXX	Report	XXX	Report
Total Phenolics	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 089 are for a stormwater influenced outfall. The design flow is not applicable.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Minimum</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	Report
Oil and Grease	XXX	XXX	XXX	Report	XXX	Report
Total Cyanide	XXX	XXX	XXX	Report	XXX	Report
Total Iron	XXX	XXX	XXX	Report	XXX	Report
Total Manganese	XXX	XXX	XXX	Report	XXX	Report
Total Zinc	XXX	XXX	XXX	Report	XXX	Report
Phenol	XXX	XXX	XXX	Report	XXX	Report
Benzo(a)Pyrene	XXX	XXX	XXX	Report	XXX	Report
Naphthalene	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 183 are based on a design flow of 2.57 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average</i>	<i>Daily</i>	<i>Minimum</i>	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Total Suspended Solids	3538	6903	XXX	140	270	XXX
Oil and Grease	318	914	XXX	12	35	XXX
Ammonia-Nitrogen	543	1841	XXX	25	85	XXX
Total Cyanide	94.0	134	XXX	5.5	10	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Benzo(a)Pyrene	0.275	0.494	XXX	0.01297	0.02325	XXX
Naphthalene	0.277	0.499	XXX	0.01307	0.02344	XXX
Total Phenolics	1.07	2.13	XXX	0.05	0.1	XXX

• Outfall 045 is permitted to discharge uncontaminated miscellaneous wastewater. There are no specific effluent limitations at this time.

• The compliance schedule for water quality-based temperature limits at Outfalls 023, 028, 029, 038, 081 and 084 is extended to five years from the 2012 permit renewal effective date.

• A Part C condition is included in the permit establishing effluent concentration goals for storm water discharges from Outfalls 054A, 085, 086, 088 and 089. The Consent Order and Agreement also requires U.S. Steel to submit to the Department a more comprehensive Storm Water Pollution Prevention Plan.

• In the Consent Order and Agreement, U.S. Steel agreed to grant the Clairton Municipal Authority (“CMA”) a right of way for purposes of potentially relocating the CMA sewage treatment plant’s outfall pipe.

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.

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970

PA0050911, Sewage, SIC Code 4952, **Upper Perkiomen School District**, 2229 East Buck Road, Suite 2, Pennsburg, PA 18073. Facility Name: Marlborough Elementary School STP. This existing facility is located in Marlborough Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage from Marlborough Elementary School located at 1450 Gravel Pike, Green Lane, PA.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00425 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Instant. Daily Maximum	Instant. Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
CBOD ₅	XXX	XXX	XXX	25	40	50
Total Suspended Solids	XXX	XXX	XXX	30	45	60
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	4.0	XXX	8.0
Total Phosphorus	0.017	XXX	XXX	0.5	XXX	1.0

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

- No Stormwater
- Necessary Property Rights
- Proper Sludge disposal
- Abandon STP
- Notification of Designated Operator
- Operations and Maintenance Plan

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

PA0043974, Sewage, SIC Code 4952, **Valley Forge Sewer Authority**, 333 Pawling Road, Phoenixville, PA 19460-2656. Facility Name: Valley Forge Sewer Authority WWTP. This existing facility is located in Schuylkill Township, **Chester County**.

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

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-F 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 9.2 MGD before the completion of plant expansion and 11.75 MGD after the completion of plant expansion.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Instant. Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	Report	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31 (Interim)	1,535	2,302	XXX	20	30	40
Nov 1 - Apr 30 (Interim)	1,918	3,069	XXX	25	40	50
May 1 - Oct 31 (Final)	1,535	2,302	XXX	16	24	32
Nov 1 - Apr 30 (Final)	1,918	3,069	XXX	20	30	40
BOD ₅						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
(Interim)	2,302	3,453	XXX	30	45	60
(Final)	2,939	4,410	XXX	30	45	60
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2500
					Daily Max	
Fecal Coliform (No./100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Oct 1 - Apr 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
UV Transmittance (%)	XXX	XXX	Report Min.	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31 (Interim)	614	XXX	XXX	8.0	XXX	16.0
Nov 1 - Apr 30 (Interim)	1,228	XXX	XXX	16.0	XXX	32.0
May 1 - Oct 31 (Final)	614	XXX	XXX	6.3	XXX	12.5
Nov 1 - Apr 30 (Final)	1,228	XXX	XXX	12.5	XXX	25.0
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Hexavalent Chromium	XXX	XXX	XXX	Report	XXX	XXX
Total Copper						
(Interim)	XXX	XXX	XXX	Report	XXX	XXX
(Final)	3.43	5.43	XXX	0.035	0.055	0.088
		Daily Max			Daily Max	
Total Mercury	XXX	XXX	XXX	Report	XXX	XXX
Bromide	XXX	XXX	XXX	Report	XXX	XXX
PCBs						
(Dry Weather) (pg/L)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
(Wet Weather) (pg/L)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Chronic Toxicity—						
Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Pimephales Survival (TUc)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Pimephales Growth (TUc)	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		

The proposed effluent limits for Outfall 002 are based on an average flow of stormwater.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly		Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly		Minimum	Average Monthly	Daily Maximum	
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	Report	XXX

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

- A. No Stormwater Condition
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Chlorine Optimization
- E. Operator Notification
- F. TMDL/WLA Analysis
- G. Fecal Coliform Requirement
- H. Operations and Maintenance Plan
- I. Hauled-in Wastes Condition
- J. Pretreatment Program Implementation
- K. WET Testing Requirements
- L. Stormwater Requirements
- M. PCB/PMP Requirements

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

The EPA Waiver is not in effect.

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900

WQM Permit No. WQG02231419, Sewage, **DELCTORA**, 100 East Fifth, P.O. Box 999, Chester, PA 19016-0999.

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

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

WQM Permit No. 0914405, Sewage, **Melody Lakes Management, LLC**, 1045 N West End Boulevard, Lot 600, Quakertown, PA 18951-4111.

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

Description of Action/Activity: Construction and operation of a sewage treatment plant.

WQM Permit No. 1514403, Sewage, **West Goshen Sewer Authority**, 848 S Concord Road, West Chester, PA 19382.

This proposed facility is located in West Goshen Township, **Chester County**.

Description of Action/Activity: Construction and operation of 2 wastewater pump stations.

WQM Permit No. 4614405, Sewage, **Whitemarsh Township Authority**, P.O. Box 447, 462 Germantown Pike, Suite 1, Lafayette Hill, PA 19444.

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

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

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

WQM Permit No. 0614402, Sewerage, **Stonersville Social Club**, 5580 Boyertown Road, Birdsboro, PA 19508.

This proposed facility is located in Exeter Township, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for construction / operation of a small flow sewage treatment system to serve the Stonersville Social Club & Fire House.

WQM Permit No. 3614407, Sewerage, **Sharon Enck**, 523 Carmargo Road, Quarryville, PA 17566.

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

Description of Proposed Action/Activity: Seeking permit approval for construction / operation of a small flow sewage treatment system to serve her 2 unit property.

WQM Permit No. 0501402, Amendment #2, Sewerage, Broad Top Township, **Hess Mobile Home Park**, 187 Municipal Road, PO Box 57, Defiance, PA 16633-0057.

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

Description of Proposed Action/Activity: Seeking permit amendment approval to replace the single equalization tank with 2—2,000 gallon tanks and the addition of 2—80 ft² gravity sand filters followed by a Salcor UV disinfection unit at Hess Mobile Home Park.

WQM Permit No. 0688201, Amendment #1, Industrial Waste, **Giorgio Foods, Inc.**, PO Box 96, 1161 Park Road, Temple, PA 19560.

This proposed facility is located in Maiden creek Township, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for the Phase 1 Upgrade project is to implement biological phosphorus reduction work and to construct improvements to the existing infrastructure to enable the WWTP to continue to be in compliance with the NPDES permit requirements. The proposed project will also address upgrades or improvements to the existing WWTP in order to improve maintenance and repair broken appurtenances. The proposed project will not result in any increase in currently permitted flows to the WWTP.

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

WQM Permit No. 3204202 A-1, Industrial Waste, **Central Indiana County Water Authority**, 30 E Wiley St, Homer City, PA 15748-1543.

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

Description of Proposed Action/Activity: Addition of a polymer feed system to the existing water treatment plant discharge.

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

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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023914025	Robert Kiel Liberty Property Limited Partnership 74 W. Broad Street Bethlehem, PA 18018	Lehigh	Lower Macungie Township	UNT to Little Lehigh Creek (HQ-CWF, MF)
PAI023914022	Daniel Marcante Hospital Central Services Coop., Inc. 2171 28th Street Allentown, PA 18103	Lehigh	City of Allentown	Trout Creek (HQ-CWF, MF)
PAI023914020	Richard Molchany County of Lehigh 17 S. 7th Street Allentown, PA 1801	Lehigh	Borough of Coplay & Borough of Northampton	Lehigh River (TSF, MF)

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

Jefferson County Conservation District, 1514 Route 28, Brookville PA 15825

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063314003	Sigel Volunteer Fire Company Station 19 8499 Route 949 South Sigel, PA 15860	Jefferson	Eldred Township	Black Run HQ; CWF Shippen Run EV Miller Run 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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Greg Kennard 1277 Bridgeton Road Airville, PA 17302	York	73.6	332.17	Broiler/ Horse	None	New
Smith Station Acres LLC Donald Weaver 1871 Smith Station Road Spring Grove, PA 17362	York	9.7	492.4	Swine/ Turkey	None	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0914519 Public Water Supply

Applicant	Milford Township Water Authority
City	Bucks
Township	Milford
Responsible Official	Harry Koenig P.O. Box 516 Spinnerstown, PA 18968-0516
Type of Facility	PWS
Consulting Engineer	Anderson Engineering Associates, Inc. 306 North Fifth Street 2nd Floor Perkasie, PA 18944

Application Received Date October 23, 2014

Description of Action Development of new Well No. 6

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

Permit No. 6114502, Public Water Supply

Applicant	Pennsylvania Department of Public Welfare, Polk Center
Township or Borough	Polk Borough
County	Venango
Responsible Official	Nicholas Borgia
Type of Facility	Public Water Supply

Consulting Engineer Francis M. Voyack, P.E.
Quad Three Group, Inc.
37 North Washington Street
Wilkes-Barre, PA 18701

Application Received Date October 17, 2014

Description of Action Renovation to the Polk Water Treatment Plant. Installation of membrane filtration treatment system.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 5614506GWR, Minor Amendment.

Applicant **Gray Area Water Authority**
PO Box 118
Gray, PA 15544

[Township or Borough] Jenner Township

Responsible Official Michael J. Garrity, Operator
Gray Area Water Authority
PO Box 118
Gray, PA 15544

Type of Facility Water system

Consulting Engineer

Application Received Date October 16, 2014

Description of Action Demonstration of 4-log treatment for groundwater sources

Application No. 1114521MA, Minor Amendment.

Applicant **Municipal Authority of the Borough of Portage**
606 Cambria Street
Portage, PA 15946

[Township or Borough] Portage Borough

Responsible Official Raymond Bowman, Chairman
Municipal Authority of the Borough of Portage
606 Cambria Street
Portage, PA 15946

Type of Facility Water system

Consulting Engineer The EADS Group, Inc.
227 Franklin Street
Suite 300
Johnstown, PA 15901

Application Received Date October 24, 2014

Description of Action Installation of approximately 1,100 feet of 10-inch diameter waterline.

Application No. 3014515MA, Minor Amendment.

Applicant **Southwest Pennsylvania Water Authority**
1442 Jefferson Road
PO Box 187
Jefferson, PA 15344

[Township or Borough] Wayne Township

Responsible Official John W. Golding, Manager
Southwest Pennsylvania Water Authority
1442 Jefferson Road
PO Box 187
Jefferson, PA 15344

Type of Facility Water system

Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Application Received Date November 3, 2014

Description of Action Installation of approximately 4,230 feet of 8-inch diameter waterline.

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

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

WA26-1004, Water Allocations. Pennsylvania American Water Company, 800 West Hersheypark Drive, Hershey, PA 17033, **Fayette County**. The applicant is requesting the right to purchase 2,600,000 gallons of water per day from the Municipal Authority of Westmoreland County's Indian Creek water system.

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 ap-

proved 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:

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

ARMACS Associates, 2 Old Market Street, Mount Joy, PA 17552, Mount Joy Borough, **Lancaster County**. URS Corporation, 4507 North Front Street, Harrisburg, PA 17110, on behalf of ARMACS Associates, 2 Old Market Street, Mount Joy, PA 17552, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with #6 fuel oil. The site will be remediated to a combination of Residential Statewide Health and Site Specific Standards. Future use of the site is nonresidential/commercial. The Notice of Intent to Remediate was published in the *Intelligencer Journal-New Era* on October 3, 2014.

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

Former ELG Metals Facility, 660 Fourth Street, Pymatuning Township, **Mercer County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Salem Tube, Inc., 951 Fourth Street, Greenville, PA 16125, submitted a Notice of Intent to Remediate. There is low level volatile organic compound and metal impacts to site soil and groundwater from former use as a scrap yard. The intended future use of the site will be industrial. The proposed standard of remediation is Site-Specific. The Notice of Intent to Remediate was published in the *Record-Argus* on October 1, 2014.

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

Griffiths Residence, 281 Braun Road, Chippewa Township, **Beaver County**. Weavertown Environmental Group, 2 Dorrenton Road, Carnegie, PA 15106 on behalf of EMC Insurance Companies/Champion Claim Service, P.O. Box 297 Pottstown PA 19464 has submitted a Notice of Intent to Remediate to meet the residential Statewide Health standards for site soils contaminated with #2 Fuel Oil from a home heating oil spill. Notice of the NIR was published in the *Beaver County Times* on September 18, 2014.

Southeast Region: Environmental Cleanup Program Manager, Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass

148 North Clinton Street, 148 North Clinton Street, Doylestown Borough, **Bucks County**. Staci Cottone, J&J Environmental, P.O. Box 370, Blue Bell, PA 19422 on behalf of Joseph Ventresca, 148 North Clinton Street Associates, LP, 171 North Broad Street, Doylestown, PA 18901 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of unleaded and leaded gasoline. The subject property is currently being redevelopment for use as residential condominiums. The Notice of Intent to Remediate was published in the *Intelligencer* on September 21, 2014. PF778970.

Widener University, 1516 Providence Avenue, Chester City, **Delaware County**. Joseph Diamadi, Jr, Marshall Geoscience, Inc., 170b East First Avenue, Collegeville, PA 19426 on behalf of Jerry Pasquariello, Widener University, 1 University Place, Chester, PA 19013 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of leaded/unleaded gasoline. The Notice of Intent to Remediate was published in the subject property is a vacant commercial property and the intended future use of the property is commercial. The Notice of Intent to Remediate was published in the *Delaware County Daily Times* on September 29, 2014. PF779408

Tucker Residence, 8202 Gladstone Road, Springfield Township, **Montgomery County**. Jeremy Bolyn, Environmental Maintenance Company Inc., 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Irene Tucker, 8202 Gladstone Road, Glenside, PA 19038 has submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of no. 2 fuel oil. The future use of the site will remain non-residential. The Notice of Intent to Remediate was published in the *Times Herald* on July 27, 2012. PF752373

1100 North Front Street, 1100-1106 Front Street, City of Philadelphia, **Philadelphia County**. David Schantz, Aquaterra Technologies, Inc., 1222 South Church Street, West Chester, PA 19382 on behalf of William Anderson, 1100-1106 North Front Street, Philadelphia, PA 19123 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with release of no. 2 fuel oil. Sale of the property is planned in the near future, and the intended future use at this time is non-residential. The Notice of Intent to Remediate was published in the *Philadelphia Daily News* on August 15, 2014. PF775735

Coenen Residence, 146 East Windrose Drive, Northampton Township, **Bucks County**. Amanda Michelone, Mountain Research LLC, 825 25th Street, Altoona, PA 16601 on behalf of Doug Coenen, 146 East Windrose Drive, Richboro, PA 18954 has submitted a Notice of

Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. The intended future land use of the property is anticipated to be residential in nature. The Notice of Intent to Remediate was published in the *Buck County Herald* on August 14, 2014. PF774973

Drexeline Dry Cleaners, 4998 State Road, Upper Darby Township, **Delaware County**. Michael S. Welsh, P.E., Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of H. David Seegul, Drexeline Shopping Center, Inc., 5100 State Road, Drexel Hill, PA 19026 has submitted a Notice of Intent to Remediate. Soil and groundwater at the site had been impacted with the release of chlorinated solvents. Current and proposed future use in non-residential. The Notice of Intent to Remediate was published in the *News of Delaware County* on September 11, 2014. PF779752

Global Advance Metal USA Inc. Boyertown Plant, 650 County Line Road, Douglas Township, **Montgomery County**. Kevin Frysinger, Environmental Standards, Inc., 1140 Valley Forge Road Valley, PA 19482 on behalf of Raymond Stofko, Global Advanced Metals USA, Inc., 650 County Line Road, Doylestown, PA 19512 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with the release of voc's. This area of the property will continue to be non-residential and groundwater will not be used for consumption purpose. The Notice of Intent to Remediate was published in the *Mercury* on September 29, 2014. PF780184

Lockheed Martin Corporation, 230 Mall Boulevard, Upper Merion Township, **Montgomery County**. Martin Eschbacher, PG, H&K Group, Engineering and Environmental Services, 2052 Lucon Road, Skippack, PA 19474, Charles Trione, Lockheed Martin Corporation, 6801 Rockledge Drive MP CCT246, Bethesda, MD 20817 on behalf of Thomas Green, Lockheed Martin Corporation, c/o LMC Properties, 100 South Charles Street, Suite 10 Baltimore, MD 21201 has submitted a Notice of Intent to Remediate. Groundwater at the site has been impacted with release of the pce and chlorinated solvents. The intended future use is industrial. The Notice of Intent to Remediate was published in the *Philadelphia Inquirer* on August 11, 2014. PF778937

RESIDUAL WASTE GENERAL PERMITS

Application(s) Received Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.

Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17106-9170.

General Permit Application Number WMGR101. Cedar Hollow Recycling, Phoenixville, Chester County, PA. This application is for the renewal of a general permit for the processing and beneficial use of steel slag, iron slag, and refractory bricks that were co-disposed with slag, reclaimed asphalt pavement materials (RAP) in quantities greater than 10 cubic yards and uncontaminated brick, block and concrete from sidewalk and highway projects as a construction material. The application was deemed administratively complete on October 24, 2014.

Written comments concerning the application should be directed to Scott E. Walters, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on General Permit Application Number WMGR101D001" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

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 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 Chapters 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: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2507

39-00006B: American Craft Brewery (7880 Penn Drive, Breinigsville, PA 18031) for the installation and operation of a new bottle filler line at their facility located in Upper Macungie Twp., **Lehigh County**.

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

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

10-379B: Mountain Gathering, LLC, Forward Compressor Station (810 Houston Street, Fort Worth, TX 76102) for the construction of a natural gas liquids plant at the Penn Cryo Facility. The gas liquids plant will consist of a natural gas fueled process heater rated at 20 MMBtu/hr and three (3) 400 bbl produced water tanks. This facility is located at 230 Hicks Road, in Renfrew, PA (16053), in Penn Township, **Butler County**.

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.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

36-05107E: Pepperidge Farm, Inc. (2195 N. Reading Road, Denver, PA 17517) to install a bread line at the Pepperidge Farm, Inc. bakery located in East Cocalico Township, **Lancaster County**. The expected increases in facility potential emissions as a result of the changes

proposed are: 3.4 tpy of CO, 4.1 tpy of NO_x, 12.2 tpy of VOC and 0.6 tpy of Acetaldehyde. The facility is a State Only 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 25 Pa. Code § 123.13 Process Particulate Matter. 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 an 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

61-198B: Handsome Lake Energy LLC, Kennerdell Facility (173 Cornplanter Lane, Kennerdell, PA 16374-4935) for the removal of the fuel throughput restriction, in Section C, Condition #009 of the facility TV operating permit. Compliance with the facility NO_x emission limit of 95 tons per year will be demonstrated through the use of a 365 day rolling total for NO_x emissions, calculated using emission factors derived from quarterly NO_x emissions testing. This facility is located in Rockland Township, **Venango County**.

Under 25 Pa. Code §§ 127.44(b) and 127.424(b), the Department intends to issue Plan Approval 61-198B to Handsome Lake Energy LLC Kennerdell Facility for the modification of the method of assurance of compliance for facility NO_x emissions. The plan approval includes modifications to TV operating permit requirements for sources 1A through 5B, in Title V operating permit 61-00198. This facility is located in Rockland Township, Venango County. The Plan Approval will subsequently be incorporated into the facility Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 61-198B is for the modification of showing compliance with facility NO_x emissions. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will have the potential to emit approximately 95.0 tons per year of nitrogen oxides, 72.4 tons per year of carbon monoxide, 13.1 tons per year of particulate matter, 9.0 tons per year of volatile organic compounds and 3.1 tons per year of sulfur oxides.

The Plan Approval will contain emission restrictions, as well as monitoring, reporting and additional requirements designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Northwest Regional Office, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335.

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

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

Edward F. Orris, PE, Air Quality Regional Program Manager, may be contacted at 814-332-6632, or PA DEP NWRO, Air Quality Program, 230 Chestnut Street, Meadville, PA 16335, for additional information or for the submission of comments or protests.

OPERATING PERMITS

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

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

06-05045: Hamburg Center (3560 Old Route 22, Hamburg, PA 19526) provides services for the mentally and physically handicapped and is located in Windsor Township, **Berks County**. The subject facility has actual emissions of 1.5 tpy of CO, 11.7 tpy of NO_x and 27.1 tpy SO_x. 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 JJJJJJ, 40 CFR 63 Subpart ZZZZ and 40 CFR 60 Subpart IIII.

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

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

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

35-00064: Advanced Comfort Products, Inc. (P.O. Box 126, Spencerville, OH 45887) for the operation of a urethane foam production facility in Archbald Borough, **Lackawanna County**. The sources consist of a pour line and an adhesive line. 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.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

67-05112: Kinsley Manufacturing, Inc. (1110 East Princess Street, York, PA 17403) to issue a State Only Operating Permit for the fabricated steel products manufacturing facility (East Market Street Facility) located in Springettsbury Township, **York County**. The actual emissions from the facility in 2013 are estimated at 9.1 tons VOC; 0.1 ton xylene; 0.1 ton toluene; 0.2 ton total HAPs. The Operating Permit will include emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

49-00062: Sun Re Cheese Corporation (178 Lenker Avenue, Sunbury, PA 17801) for their Sunbury facility located in the city of Sunbury, **Northumberland County**. The facility is currently operating under State Only operating permit NMOP 49-00026 and will expire on January 5, 2015. The facility's sources include two (2) natural gas-fired boilers, one (1) dual fired, natural gas/biogas-fired boiler, one (1) anaerobic digester and one (1) biogas flare. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility.

The subject facility has the following potential emissions: 4.31 TPY of carbon monoxide; 5.13 TPY of nitrogen oxides; 0.03 TPY of sulfur oxides; 0.33 TPY of particulate matter and 6,156 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12. The operating permit will include emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

65-00781: Kennametal Inc. (1600 Technology way, Latrobe, PA 15650) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Kennametal Inc. to authorize the continued operation of their Latrobe Plant located in Unity Township, **Westmoreland County**.

This is known as Corporate Technology Center that provides Research & Development (R&D) activities for global Kennametal manufacturing facilities. This plant has small scale operations including milling, blending, cutting, pressing, molding, grinding, chemical vapor deposition, and sintering. Materials used in the R&D activities primarily consist of silicone carbide, tungsten carbide, isopropyl alcohol (IPA), heptane, methanol, hexane, hydrogen sulfide, carbon dioxide, hydrochloric acid, and titanium tetrachloride. The facility consists of small crushers and screens, blenders, dryers, emergency generators. There are several dust collectors and a condenser to control emissions. The facility wide estimated emissions are 1 tons per year of PM₁₀, 2 tons per year of VOCs and 1 tons per year of HCL. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 (and Federal rules if applicable).

65-00881: Innovative Carbide, LLC (11040 Parker Drive, Irwin, PA 15642) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Innovative Carbide, LLC to authorize the continued operation of their Plant located in North Huntingdon Township, **Westmoreland County**.

This is a tungsten carbide production facility where raw tungsten carbide is mixed with approximately 6-15% of cobalt binder in vertical production mixers. Heptane is added to the mixer to create liquid slurry. The slurry goes through a mixing and drying process before they are formed to the shape of desired products. Plant includes 3 vertical mixer, 4 vacuum dryers equipped with condenser to control heptane emissions, machining equipment, a heating boiler and a dust collector to control particulate emissions. The facility wide estimated potential emissions are 0.1 ton per year of PM₁₀, 2 tons per year of NO_x and 37 tons per year of VOCs. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 (and Federal rules if applicable).

65-00890: Basic Carbide Corporation (900 Main Street, Lowber, PA 15660) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Basic Carbide Corporation to authorize the continued operation of their Plant located in Sewickley Township, **Westmoreland County**.

This is a tungsten carbide production facility where raw tungsten carbide is mixed with approximately 6-15% of cobalt binder in vertical production mixers. Heptane is added to the mixer to create liquid slurry. The slurry goes through a mixing and drying process before they are formed to the shape of desired products. Plant includes 2 ball mills vertical mixer, 2 vacuum dryers equipped with condenser to control heptane emissions, vacuum pumps, sintering furnaces, milling machines, surface grinders, lathes, band saws, a heating boiler, heptane storage tanks and a dust collector to control particulate emissions. The facility wide estimated potential emissions are 0.2 ton per year of PM₁₀, 4 tons per year of NO_x and 45 tons per year of VOCs. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 (and Federal rules if applicable).

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

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

24-00119: Advanced Heat Treating Incorporated (1057 Trout Run Road, Saint Marys, PA 15857-3124) for a renewal of the Natural Minor Operating Permit to operate a metal heat treating operation facility located in City of Saint Marys, **Elk County**. The emitting sources include: 1) Tempering Furnaces (DF-2, DF-3, and DF-4), 2) Tempering Furnaces (DF-8, DF-10), 3) Miscellaneous natural gas usage, 4) Draw Furnaces DF-5, DF-6, & DF-7 and, 5) Draw Furnaces, DF-11, & DF-12. The potential emissions from the facility are less than the Title V threshold limits. Thus, the facility is a natural minor. The PM₁₀ emissions from the facility are less than 3.63 Tons per year (TPY). The emissions of other criteria pollutants are less than 3.5 TPY each.

25-00192: Reed Manufacturing Company (1425 West 8th Street, Erie, PA 16502) for the issuance of a Natural Minor Operating Permit to operate a tool manufacturing facility in the City of Erie, **Erie County**. The facility's primary emission sources include machining, heat treating, degreasing, and surface coating operations. The emissions of all criteria pollutants from this facility are well below major source levels.

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

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

17880126 and NPDES PA0116599. Waroquier Coal Company (P. O. Box 128, Clearfield, PA 16830). Permit renewal for the continued operation and restoration of a bituminous surface mine in Lawrence Township, **Clearfield County** affecting 295.4 acres. Receiving stream(s): Unnamed Tributaries to West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 20, 2014.

17930117 and NPDES PA0219584. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit renewal for the continued operation and restoration of a bituminous surface mine and renewal of a GP-12 in Goshen Township, **Clearfield County** affecting 329.8 acres. Receiving streams: Unnamed Tributaries to Surveyor Run and Surveyor Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 28, 2014.

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

65960107 and NPDES Permit No. PA0201618. Amerikohl Mining, Inc. (1384 State Route 711, Stahlstown, PA 15687). Renewal application for continued

treatment to an existing bituminous surface mine, located in Mt. Pleasant Township, **Westmoreland County**, affecting 460.00 acres. Receiving streams: unnamed tributaries to Laurel Run and Jacobs Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: October 24, 2014.

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

Permit No. 54840209R6. Mazaika Coal Company, (689 Fairview Street, Tamaqua, PA 18252), renewal of an existing anthracite coal refuse reprocessing and preparation plant operation in Rush Township, **Schuylkill County** affecting 24.0 acres, receiving stream: Little Schuylkill River, classified for the following use: cold water fishes. Application received: October 8, 2014.

Permit No. 54070105R. Blackwood Mining, (540 East Centre Street, Ashland, PA 17921), renewal of an existing anthracite surface mine operation in Reilly Township, **Schuylkill County** affecting 89.0 acres, receiving stream: Swatara Creek, classified for the following use: cold water fishes. Application received: October 8, 2014.

Noncoal Applications Received

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

Permit No. 58010301C. Pennsy Supply, Inc., (PO Box 3331, Harrisburg, PA 17105), depth, boundary and NPDES correction of an existing quarry in Bridgewater and Dimock Townships, **Susquehanna County** affecting 44.78 acres, receiving stream: unnamed tributary to South Branch Wyalusing Creek, classified for the following uses: warm water and migratory fishes. Application received: October 9, 2014.

Permit No. 58072801. Edward Greene, III, (21188 SR 171, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 2.0 acres on property owned by Hayden Thomas. Application received: October 14, 2014.

Permit No. 58082813. Edward Greene, III, (21188 SR 171, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres on property owned by Hayden Thomas. Application received: October 14, 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

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

NPDES No. PA0033511 (Mining Permit No. 30743711), Cumberland Coal Resources, LP, (PO Box 1020, 158 Portal Rd., Waynesburg, PA 15370). A revision to the NPDES permit for the Cumberland Mine Coal Refuse Disposal

Facility in Whiteley and Monongahela Township, **Greene County** to revise NPDES permit to include new Average Monthly concentration limits for Sulfate (3,000 mg/l) and TDS (9,500 mg/l) with the five (5) load limits reached and applied to the permit in years three (3), four (4), and five (5), as outlined in the approved compliance schedule. This provides a significant load reduction in year three (3) of the permit instead of year five (5) as currently approved. Surface Acres Affected 152.0. Receiving stream: Whiteley Creek, classified for the following use: TSF. Monongahela River. Receiving stream: Patterson Run, classified for the following use: WWF. Monongahela River. The application was considered administratively complete on October 24, 2014

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

NPDES No. PA0227781 (Permit No. 24980102). Tamburlin Brothers Coal Co., Inc. (P.O. Box 1419, Clearfield, PA 16830). Renewal of an NPDES permit for a bituminous surface mine in Fox Township, **Elk County**, affecting 196.0 acres. Receiving streams: Limestone Run and Little Toby Creek, both classified for the following uses: CWF. TMDL: Little Toby Creek. Application received: August 28, 2014.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described above for coal mining activities. The outfall(s) listed below discharge to Limestone Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
1	N
2	N
5	N
6	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		.75	1.5	1.88
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to Limestone Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N
E	N
F	N
G	N

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

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

The outfall(s) listed below discharge to Little Toby Creek:

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

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		2.5	5.0	6.25
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		.75	1.5	1.88
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to Little Toby Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
C	N
D	N
Trap F	N
Trap H	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				6.25
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

E09-990. Gateway to New hope, LLC (c/o Joseph Duffy), The River House at Odette's, New Hope, PA 18938, New Hope Borough, Bucks County, ACOE Philadelphia District.

To modify, and maintain the existing structure within the 100-year floodplain of Delaware River (WWF, MF) by placing two cantilevered decks extending over the Canal. The project also includes three outfall structures to the Canal.

The site is located at about 2000 feet southeast of South Main Street (S.R. 32) and Windy Bush Road (Lambertville, PA USGS Quadrangle, Latitude 40.3536; Longitude -74.9486) in New Hope Borough, Bucks County.

E23-513 Middletown Township Sewer Authority, 27 N. Pennell Road, Lima, PA 19037, Middletown Township, Delaware County, ACOE Philadelphia District.

To upgrade, construct, and maintain 21" and 27" sanitary sewer interceptor pipes and manholes associated with the extension of the Middletown Township Sewer Authority's (MTSA) Chester Creek Interceptor (CCI) Phase 1 Project from the vicinity of Mount Road and Pennell Road to the existing Southwest Delaware County Municipal Authority (SWDCMA) Chester Creek Interceptor located in the vicinity of Creek Road and Knowlton Road.

The Authority plans to perform the following water obstruction and encroachment activities with the Chester Creek Interceptor:

1. Construction of three inverted siphons that will cross Chester Creek.
2. Construction of the sanitary sewer system will encroach on wetlands areas and which total less than 1 acre.
3. Installation of sanitary sewer manholes that will be located in the 100 year Flood Plain.

The project site commences on Pennell Road, Media Quad, latitude 39° 53' 29.39" N, longitude 75° 25' 53.90" W in Aston Township, and terminates at Knowlton Road, Media Quad, latitude 39° 52' 37.81" N, longitude 75° 25' 7.47" W in Middletown Township, Delaware County.

E15-851. Staci Rogge, Transcontinental Gas Pipe Line Company, LLC, 2800 Post Oak Blvd. Level 17, Houston, TX 77056, Sadsbury Township, Chester County, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the removing of existing Main Line "A" pipeline about 3230 feet, 30-inch O.D x 0.3125-inch W.T. X-52 pipe and replacing with

30-inch O.D x 0.343-inch W.T. X-70 pipe. This upgrading is required by the U.S. Department of Transportation (DOT).

1. About 302 feet of the pipeline replacement is located within the EV wetlands (PEM, PFO). Approximately 0.6 acre of temporary wetland will be impacted.

2. Two stream crossings, one at tributary to Buck Run and second at Buck Run (TSF, MF). Approximately 280 linear feet of temporary stream impact the existing Main Line "A" pipeline about 3,230 feet of 30-inch O.D x 0.3125-inch W.T. X-52 pipe.

The site is located at Main Line from M.P. 1704.52 to M.P. 1705.13 (Parkesburg- PA USGS Quadrangle Latitude 39.9759; Longitude -75.8977).

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Ed Muzic, Section Chief, 717.705.4802.

E36-932: Caernarvon Township, 2147 Main Street, Narvon, Pennsylvania, 17555 in Caernarvon Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District

To relocate 445 lineal feet of the Conestoga River resulting in a net loss of 25 lineal feet, to remove 1,750 cubic yards of fill, and to install and maintain: 1) 2 rock cross vanes, 2) 295 lineal feet of 5 foot high boulder wall stream bank protection, 3) 2 mud sill stream habitat facilities, 4) a 62 foot long by 8 foot wide steel and wood pedestrian bridge, 5) a 742 square foot fishing and observation deck, 6) a 32 foot long by 6 foot wide, wood pedestrian bridge over a mill race, 7) a 57 foot long by 8 foot wide wood elevated walkway, 8) a 12 inch diameter steel casing utility line, and 9) place 1,100 cubic feet of fill in the floodway. All the above activities will be in the floodway or over the Conestoga River (WWF, MF) (Latitude: 40° 07' 50"; Longitude: -75° 58' 37") for the purpose of reducing stream bank degradation and improving the flood carrying capacity of the river. No wetlands will be impacted from this portion of the project.

To relocate 200 lineal feet of an unnamed tributary to the Conestoga River resulting in a net loss of 161 lineal feet, to remove 600 cubic yards of fill, and to install and maintain: 1) 2 rock cross vanes, 2) 85 lineal feet of 5 foot high boulder wall stream bank protection, and 3) a 12 inch diameter steel casing utility line. One hundred forty nine (149) square feet of existing wetlands will be permanently impacted. Two thousand square feet (2,000) of new constructed wetlands are proposed. All the above activities are in the floodway or over the unnamed tributary to the Conestoga River (WWF, MF) (Latitude: 40° 07' 50"; Longitude: -75° 58' 37") for the purpose of reducing stream bank degradation and improving the flood carrying capacity of the river.

E36-934: Daniel Stoltzfus, 102 Lower Valley Road, Christiana, Pennsylvania, 17509 in Sadsbury Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District

To remove existing structures; to construct and maintain 1.) a 40.0-foot wide by 100.0-foot long heifer compost facility in the floodway of Valley Run (TSF, MF); 2.) a 1,432 square foot concrete animal heavy use area; 3.) a 8 foot high by 256 foot long concrete wall in the floodway of Valley Run (TSF, MF); and to install and maintain 1.) an 8.0-inch diameter concrete encased PVC manure transfer pipe under Valley Run (TSF, MF); 2.) a 63 foot long by 12 foot wide slatted livestock crossing in and across Valley Run (TSF, MF); 5.) a 4.0-inch diameter PVC SDR-35

outfall to Valley Run with R-4 rip rap apron; 6.) a 12.0-inch diameter PVC SDR-35 outfall to Valley Run (TSF, MF) with R-4 rip-rap apron. All impacts occur at the coordinates of Latitude 39°55'46" and Longitude -76°01'21" in Sadsbury Township, Lancaster County.

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

E20-591A, City of Titusville, N. Franklin St. Titusville, PA 16354. S.R. 0173, City of Titusville Wastewater Treatment Plant (WWTP), City of Titusville, **Crawford County**, ACOE Pittsburgh District (Titusville South, PA Quadrangle N: 41°37'23"; W: -79°39'9").

To place approximately 150 cubic yards of fill over top of a new 24-inch force main to provide sufficient cover. The fill is within the floodplain of Oil Creek. The force main had to be rerouted during construction due the discovery of concrete encased utilities.

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

E1229-003: NFG Midstream Clermont, LLC, 6363 Main Street, Williamsville, NY 14221, Shippen Township, **Cameron County**, ACOE Baltimore District.

To construct, operate and maintain the Clermont Phase 2 North East (C08-Q) Project, which consists of one 6-inch steel natural gas pipeline, with the following impacts:

1. 44.0 linear feet of a UNT to Six and One Half Mille Hollow (EV, CWF) and 309 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands via open cut trenching and a temporary road crossing (Rich Valley, PA Quadrangle, Latitude: N41°36'38.29", Longitude: W78°19'52.23"); and

2. 42.0 linear feet of a UNT to Six and One Half Mile Hollow (EV, CWF) via open cut trenching and a temporary road crossing (Rich Valley, PA Quadrangle, Latitude: N41°36'38.89", Longitude: W78°19'52.55").

The project will result in 86.0 linear feet of temporary stream impacts, and 309 square feet (0.01 acre) of temporary EV PEM wetland impacts all for the purpose of installing a natural gas pipeline and associated access roadways for Marcellus shale development.

DAM SAFETY

Southwest Regional Office, Oil and Gas Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745

Permit # 95-7-60915-6-A. Jon Day Impoundment Modification

Applicant Range Resources-Appalachia LLC 3000 Town Center Blvd, Canonsburg, PA 15317 proposes to modify Permit # 95-60915-6 to reconstruct, operate and maintain a 12.92 million gallon Centralized Impoundment to collect, store and reuse wastewater for fracturing natural gas wells, Redd Unit 3H permit No. 37-125-27196 and other permitted wells listed in the application. Project is located off South Main Street Extension in Amwell Township, Washington Co (USGS PA Quadrangle: Amity and Washington East N: 40° 07' 22"; W: -80° 13' 02"). Project has disturbed 19.5 acres, with 8.4 acres redisturbed. The stormwater runoff drains to Tributary 40846 of Little Ten Mile Creek, a Trout Stocked Fishery, State Water Plan Basin 19B Ohio River.

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460

D65-150. Winthrop Corporation, P.O. Box 196, Conellsville, PA 15425. To modify, operate, and maintain the

West Newton Coal Logistics Refuse Embankment located in the watershed of the Youghiogheny River (WWF), for the purpose of eliminating public health and safety hazards associated with surface Abandoned Mine Land including the unstable embankments of the coal refuse spoil pile. (Donora, PA Quadrangle N: 12 inches; W: 15 inches) in Rostraver Township, **Westmoreland County**.

STORAGE TANKS

SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, PO Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments may also be submitted via email to tanks@pa.gov. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

The following applications have been received for Storage Tank Site-Specific Installation Permits under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C.

SSIP

Application No.	Applicant Name & Address	County	Municipality	Tank Type	Tank Capacity
14007	Smooth-On, Inc. 5600 Lower Macungie Road Macungie, PA 18062-9039 Attn: Sandra Collins	Lehigh	Lower Macungie Township	8 ASTs storing petroleum products and hazardous substances	52,500 gallons total

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

Location	Permit Authority	Application Type or Category
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

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0061026 (Sewage)	Ski Side Village and Chateau Resort Laurel Drive Tannersville, PA 18372	Monroe County Pocono Township	Pocono Creek (1-E)	Y
PA0052850 (Sewage)	Stockertown Borough STP Winona Street Stockertown, PA 18083	Northampton County Stockertown Borough	Little Bushkill Creek (1-F)	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?
PA0007196 (Sewage)	Charles Shay STP 12840 Route 286 West Clarksburg, PA 15725	Indiana County Young Township	Unnamed Tributary of Blacklegs Creek (18-C)	Y
PA0218782 (Sewage)	Rock Works STP North Mill Street New Salem, PA 15468	Fayette County Menallen Township	Saltlick Run (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?
PA0239372 (Sewage)	Harry J & Norma J Stafford SFTF 4467 Ivanhoe Road Sharpsville, PA 16150	Mercer County South Pymatuning Township	Unnamed tributary of McCullough Run (20-A)	Y
PA0034592 (Sewage)	Laurel Jr./Sr. High School 2497 Harlansburg Road New Castle, PA 16101	Lawrence County Hickory Township	Unnamed Tributary of Big Run (20-A)	Y

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5970

NPDES Permit No. PA0042641, Sewage, **PA DCNR State Parks Bureau**, 2808 Three Mile Run Road, Perkasie, PA 18944-2065.

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

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Nockamixon State Park STP to Unnamed Tributary to Tohickon Creek in Watershed 2-D.

NPDES Permit No. PA0050075, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3402.

This proposed facility is located in Willistown Township, **Chester County**.

Description of Proposed Action/Activity: Approval for the renewal of an NPDES permit to discharge treated sewage from a facility known as Willistown Woods STP to Unnamed Tributary to Hunters Run in Watershed 3G.

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

NPDES Permit No. PA0046353-A1, Sewage, SIC Code 4952, **Waymart Area Authority**, P O Box 3300, Waymart, PA 18472.

This existing facility is located in Waymart Borough, **Wayne County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated Sewage to be increased to 0.815 MGD.

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

NPDES Permit No. PA0265900, Sewage, **Jennifer L & Larry G Messner**, 1954 Bowmansville Road, Mohnton, PA 19540.

This proposed facility is located in Adamstown Borough, **Lancaster County**.

Description of Proposed Action/Activity: Authorization to discharge to Little Muddy Creek in Watershed 7-J.

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

NPDES Permit No. PA0024694, Sewage, SIC Code 4952, **Beaver Borough Municipal Authority**, 469 3rd Street, Beaver, PA 15009-2226.

This existing facility is located in Beaver Borough, **Beaver County**.

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

NPDES Permit No. PA0026255, Sewage, SIC Code 4952, **Allegheny Valley Joint Sewer Authority**, 2400 Freeport Road, Cheswick, PA 15024-0158.

This existing facility is located in Harmar Township, **Allegheny County**.

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

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, 484.250.5900

WQM Permit No. WQG02461417, Sewage, **Whitemarsh Township Authority**, P.O. Box 447, Lafayette Hill, PA 19444.

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

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

WQM Permit No. 1591410, Sewage, Transfer 3, **Roxanne Riley**, 1021 Copeland School Road, West Chester, PA 19380-1829.

This proposed facility is located in East Bradford Township, **Chester County**.

Description of Action/Activity: Permit transferred ownership from Ms. Patricia Kratz to Ms. Roxanne Riley.

WQM Permit No. WQG010032, Sewage, Transfer, **Wayne D. Maurer**, 1506 Hilltown Pike, Hilltown, PA 18927.

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

Description of Action/Activity: Permit transferred ownership from Mary Rockel to Wayne Maurer.

WQM Permit No. WQG0100432, Sewage, **John Slifer**, 1371 South Old Bethlehem Pike, Quakertown, PA 18951.

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

Description of Action/Activity: Construction and operation of a small flow treatment system to replace an existing malfunctioning single residence on-lot system.

WQM Permit No. WQG02461418, Sewage, **Borough of Conshohocken Authority**, 601 East Elm Street, Conshohocken, PA 19428.

This proposed facility is located in Conshohocken Borough, **Montgomery County**.

Description of Action/Activity: Construction and operation of a sewer extension.

WQM Permit No. 2303402-T-1, Sewage, Transfer, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Action/Activity: Permit transferred ownership from Little Washington Wastewater Company to Aqua Pennsylvania Wastewater Inc.

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

WQM Permit No. 3614403, Sewerage, **Jennifer L and Larry G Messner**, 1954 Bowmansville Road, Adamstown, PA 19501.

This proposed facility is located in Adamstown Borough, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction / operation of sewage facilities consisting of an existing 1,250 gallon 2-compartment septic tank w/ effluent filter; existing 500 gallon pump tank, Ecoflow STB-570P peat biofilter; ultraviolet disinfection unit; 4" diameter PVC outfall line to Little Muddy Creek.

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

Categorical Exclusion

Location: City of Johnstown, 401 Main Street, Johnstown PA 15901

Description of Proposed Action/Activity: Proposed construction of the Woodvale/Prospect Area Sanitary Sewer Replacement Project.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania’s State Revolving Fund has been identified as a funding source. The Department’s review of the project and the information received has not identified any significant adverse environmental impact resulting from this proposal. The Department hereby categorically excludes this project from the State Environmental Review Process.

WQM Permit No. 6513407—Allegheny Township Municipal Authority, Westmoreland County, 101 S Leechburg Hill, Leechburg, PA 15656.

This proposed facility is located in Allegheny Township, **Westmoreland County**.

Description of Proposed Action/Activity: Construction of the Bagdad/Indian Hill Road pump station, force main, and sanitary sewer project.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania’s State Revolving Fund has been identified as a possible funding source. The Department’s review of the Water Quality Management (Part II) Permit has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 0478205, Amendment No. 2, Industrial Waste, SIC Code 3339, **Horsehead Corp**, 300 Frankfort Road, Monaca, PA 15061-2210.

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

Description of Proposed Action/Activity: Construction and operation of interim treatment systems to treat storm water runoff from site redevelopment activities.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024812016(1)	Phillips & Phillips c/o Mr. Blaine Phillips 3747 Hecktown Road Easton, PA 18045	Northampton	Lower Nazareth Township	UNT to Bushkill Creek (HQ-CWF, MF)

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110, Nathan Crawford, Section Chief, Telephone 717.705.4802.

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030614007 Issued	Pennsylvania Department of Transportation, Engineering District 5-0	Berks	Upper Bern and Upper Tulpehocken Townships	Wolf Creek Designated Use (CWF, MF) Mollhead Creek (CWF, MF) Northkill Creek Designated Use EV
PAI033614004 Issued	John Smucker 209 Laurel Road East Earl, PA 17519	Lancaster	East Earl Township	UNT Black Creek (HQ-WWF, MF)

VII. Approvals to Use NPDES and/or Other General Permits

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).

List of NPDES and/or Other General Permit Types

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 & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Warrington Township Bucks County	PAG0200 0909078R	LL3 Homes, LP 940 West Sproul Road Springfield, PA 19064	Little Neshaminy Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Delaware County	PAG0200 2314015	Dunwoody Village 3500 West Chester Pike Newtown Square, PA 19073	Hunter Run WWF Foxes Run CWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Springfield Township Delaware County	PAG0200 2314018	R & A Springfield Investments, Inc. 860 E. Baltimore Pike Springfield, PA 19064	Stony Creek WWF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Thornbury Township Delaware County	PAG0200 2314016	Eric Miller 64 Westtown Road West Chester, PA 19382	Unnamed Tributary to Waln Run TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chadds Ford Township and Thornbury Township Delaware County	PAG0200 2314032	Romill Associates, LP 1312 Ridge Pike Conshohocken, PA 19428	West Branch Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAG0200 4614027	Provoco Cornerstone Ardmore, L.P. 795 E. Lancaster Avenue Suite 200 Villanova, PA 19085	Schuylkill River TSF—MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Hanover Township Luzerne County	PAG02004012003R	Mericle 3 Great Valley, LLC Lewis Sebia 100 Baltimore Drive Wilkes-Barre, PA 18702	Garringer Creek (CWF, MF) Warrior Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
South Whitehall Township Lehigh County	PAG02003910003R(1)	Eric Rohrbach 2076 Wooded Ridge Circle Fogelsville, PA 18051	Jordan Creek (TSF, MF)	Lehigh County Conservation District 610-391-9583

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Monroe Township Cumberland County	PAG02002114036 Issued	JDJD Associates, Inc. 981 Trindle Road Mechanicsburg, PA 17055	UNT Trindle Spring Run/CWF, MF	Cumberland Conservation District 310 Allen Road Carlisle, PA 17013 717.240.7812

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<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Ayr Township Fulton County	PAG02002914004 Issued	Justin Hartwig 227 Longbow Lane Mars, PA 16046	Back Run, Big Cove Creek/CWF, MF	Fulton County Conservation District 216 North Second Street, Suite 15 McConnellsburg, PA 17233 717.485.3547, x121
Penn Township Lancaster County	PAG02003610064R Issued	JWB Partnership 100 Highlands Drive, Suite 200 Lititz, PA 17508	UNT Chickies Creek/WWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361
Earl Township Lancaster County	PAG02003614091 Issued	P. Chandra Chadaga 110 Inverness Drive Blue Bell, PA 19422	UNT Conestoga River/CWF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361
Salisbury Township Lancaster County	PAG02003614093 Issued	James Eby 334 Millwood Road Gap, PA 17527	Pequea Creek/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361
Shoemakersville Borough Berks County	PAG02000612033R Issued	Hamburg Area School District 701 Windsor Street Hamburg, PA 19526	Pigeon Creek/WWF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533 610.372.4657
Cumberland Township Adams County	PAG02000114026 Issued	Harvest Investment Group, LLC 2200 Pine Hill Farms Lane Hunt Valley, MD 21030	UNT to Rock Creek/WWF, MF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Bradford County Wysox Township	PAG02000814003(1)	Pennsylvania Electric Co. 2800 Pottsville Pike Reading, PA 19612	Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda PA 18848 (570) 265-5539, X 6
Centre County College Township	PAG02001414018	Penn State University 139J Physical Plant Bldg University Park, PA 16802	Big Hollow CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte PA 16823 (814) 355-6817

Northwest Regional Office: Waterways and Wetlands, 230 Chestnut Street, Meadville PA 16335

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Adams Township Butler County	PAG02001014027	Christian and Missionary Alliance Church 997 PA Route 228 Mars, PA 16046	UNT Kaufman Run WWF	Butler County Conservation District 724-284-5270

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Summit & Butler Townships Butler County	PAG02001014036	Nixsar Corporation One Hospital Way Butler, PA 16001	Connoquenessing Creek WWF	Butler County Conservation District 724-284-5270
City of Meadville Vernon Township Crawford County	PAG02002012005	Crawford County 903 Diamond Park Meadville, PA 16335	French Creek WWF	Crawford County Conservation District 814-763-5269
City of Meadville Crawford County	PAG02002013007	Meadville Area Water Authority 18160 Rogers Ferry Road Meadville, PA 16335	Dick Run WWF	Crawford County Conservation District 814-763-5269
Greenwood Township Crawford County	PAG02002014002	Deerfield Farm Services, Inc. PO Box 155 Deerfield, OH 44411	Conneaut Outlet WWF	Crawford County Conservation District 814-763-5269
Union Township Lawrence County	PAG02003706005(1)R	David Chapin 4420 E Miraloma Avenue Anaheim, CA 92807	UNT Shenango River WWF	Lawrence County Conservation District 724-652-4512

Central Office: Bureau of Abandoned Mine Reclamation, 400 Market Street, Floor 13, PO Box 69205, Harrisburg, PA 17106-9205

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Rostraver Township Westmoreland County	PAG02-1065-14-004	BAMR P. O. Box 69205 Harrisburg, PA 17106-9205	Youghiogheny River(WWF)	BAMR P. O. Box 69205 Harrisburg, PA 17106-9205 717-787-7669

General Permit Type—PAG-03

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Chalfont Borough Bucks County	PAR800127	Bi County Fuels, Inc. 10 N Kerns Avenue Chalfont, PA 18914	North Branch Neshaminy Creek 2-F	Southeast Region Clean Water Program 484.250.5970
Gordon Borough Schuylkill County	PAR222208	UFP Gordon, LLC 2801 East Beltline NE Grand Rapids, MI 49525-9680	Little Mahanoy Creek—6-B CWF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Mill Hall Borough, Clinton County	PAR704817	Glenn O Hawbaker Inc. 711 East College Avenue Bellefonte, PA 16823	Fishing Creek—9-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Unity Township Westmoreland County	PAG036121	Hunting Energy Services Inc. 4727 Street Rt 30 Berkshire Center Suite 102 Greensburg, PA 15601	Unnamed Tributary of Ninemile Run—18-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

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<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Lacawannock Township Mercer County	PAG038315	Miller Industries 8503 Hilltop Drive Ooltewah, TN 37363-6841	Unnamed Tributary to the Magargee Run 20-A	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-4

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Ohioville Borough Beaver County	PAG046447	Oak Grove Church Of Christ 169 Ashwood Drive Industry, PA 15052-1929	UNT of South Branch Brady Run—20-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Peters Township Washington County	PAG046278 A-1	Joseph A Sites Jr 129 Scenic Ridge Drive Venetia, PA 15367	Unnamed Tributary of Chartiers Creek—20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Conewango Township Warren County	PAG048739	Austin H. Fitzgerald & Melissa F. Weirich 1435 Scott Run Road, Warren, PA 16365	Scott Run 16-B	DEP NWRO Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814/332-6942

General Permit Type—PAG-8

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant's Name & Address</i>	<i>Contact Office & Telephone No.</i>
Borough of Phoenixville WWTP Chester County Phoenixville Borough	PAG080003	Borough of Phoenixville 351 Bridge Street Phoenixville, PA 19460	Southeast Region Clean Water Program 484.250.5970
Upper Hanover Township Montgomery County	PAG080014	Upper Montgomery Joint Authority 1100 Mensch Dam Road Pennsburg, PA 18073	Southeast Region Clean Water Program 484.250.5970

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Blair County / Antis Township	PAG083553	Wilt's Septic Service 3849 East Pleasant Valley Boulevard Altoona, PA 16601	Wilt's Septic Service Farm 3849 East Pleasant Valley Boulevard Altoona, PA 16601	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Blair County / Antis Township	PAG083553	Wilt's Septic Service 3849 East Pleasant Valley Blvd. Altoona, PA 16601	Sunny Crest Road Farm Sunny Crest Road Altoona, PA 16601	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707

*General Permit Type—PAG-8 (SSN)**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Site Name &
Location**Contact Office &
Phone No.*Antis Township /
Blair County

PAG083553

Wilt's Septic Service
3849 East Pleasant Valley
Boulevard
Altoona, PA 16601Daniel Hegarty East
Farm
Mitchell Lane
Altoona, PA 16601DEP—SCRO—
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA 17110-8200
717-705-4707*General Permit Type—PAG-10**Facility Location
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Harford Township
Susquehanna
County

PAG102322

Williams Field Services
Co., LLC
2000 Commerce Drive
Pittsburgh, PA 15275Unnamed Tributary
of East Branch
Martins Creek and
Unnamed Tributary
to Martins CreekDEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511Middletown
Township
Susquehanna
County

PAG102323

Williams Field Service
Co., LLC
310 State Route 29 North
Tunkhannock, PA 18657Unnamed Tributary
to North Branch
Wyalusing
Creek—4-DDEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511Whitehall Township
Lehigh County

PAG102202

Gulf Oil Ltd Partnership
100 Crossing Boulevard
Framingham, MA 01702Unnamed Tributary
to Lehigh River—2-CDEP Northeast Regional
Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511Harford Township
Susquehanna
County

PAG102324

Williams Field Service
Co. LLC
Harford Pipeline Project
Park Place Corporate
Center 2
2000 Commerce Drive
Pittsburgh, PA
15275-1026Unnamed Tributary
to Partners Creek,
Unnamed Tributary
of Martins Creek
and Unnamed
Tributary to Leslie
Creek—4-FDEP Northeast
Regional Office
Clean Water Program
2 Public Square,
Wilkes-Barre, PA
18701-1915
570.826.2511Buffalo Township
Butler County

PAG108331

Mountain Gathering, LLC
810 Houston Street,
Fort Worth, TX 76102Unnamed Tributary
to the Little Bull
RunDEP
NWRO
Clean Water Program
230 Chestnut Street
Meadville, PA 16335-3481
814/332-6942*General Permit Type—PAG-13**Facility Location
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water / Use**Contact Office &
Phone No.*Sewickley Hills
Borough
Allegheny County

PAI136132

Sewickley Hills Borough
349 Magee Road
Sewickley, PA 15143UNT To Little
Sewickley Creek and
UNT to Kilbuck Run
20-GDEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive,
Pittsburgh, PA 15222-4745
412.442.4000Reserve Township
Allegheny County

PAG136149

Reserve Township
33 Lonsdale Street
Pittsburgh, PA 15212Unnamed Tributary
to Allegheny River
and Unnamed
Tributary to Girty's
Run—18-ADEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive,
Pittsburgh, PA 15222-4745
412.442.4000

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Port Vue Borough Allegheny County	PAG136183	Port Vue Borough 1191 Romine Avenue Port Vue, PA 15133	Unnamed Tributary to Youghiogheny River and Youghiogheny River 19-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Liberty Borough Allegheny County	PAG136192	Liberty Borough 2921 Liberty Way McKeesport, PA 15133	Unnamed Tributary to Youghiogheny River 19-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Crafton Borough Allegheny County	PAG136220	Crafton Borough 100 Stotz Avenue Pittsburgh, PA 15205	Chartiers Creek 20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Lincoln Borough Allegheny County	PAG136338	Lincoln Borough 45 Abe's Way Elizabeth, PA 15037	Unnamed Tributary of Youghiogheny River and Unnamed Tributary to Monongahela River—19-C and 19-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
McKeesport City Allegheny County	PAG136370	Penn State Greater Allegheny 4000 University Drive McKeesport, PA 15132	Unnamed Tributary to Crooked Run 19-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P. O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

**NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Lloyd Brubacher 595 Brown Road Myerstown, PA 17067	Berks	102.4	267.75	Poultry / Layers	N/A	Approved

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P. S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 0913521, Public Water Supply.

Applicant	North Penn Water Authority 300 Forty Foot Road Lansdale, PA 19446
Township	New Britain
County	Bucks
Type of Facility	PWS
Consulting Engineer	Cardno BCM 920 Germantown Pike Suite 200 Plymouth Meeting, PA 19420-7400
Permit to Construct Issued	October 27, 2014

Permit No. 4614514 Public Water Supply.

Applicant	Audubon Water Company 2650 Eisenhower Drive Suite 104-A Norristown, PA 19403
Township	Lower Providence
County	Montgomery
Type of Facility	PWS
Consulting Engineer	Evans Mill Environmental, LLC P.O. Box 735 Uwchland, PA 19480
Permit to Construct Issued	October 27, 2014

Permit No. 1514525 Public Water Supply.

Applicant	Chester Water Authority 415 Welsh Street P.O. Box 467 Chester, PA 19016
Township	Nottingham
County	Bucks
Type of Facility	PWS
Consulting Engineer	Chester Water Authority 415 Welsh Street P.O. Box 467 Chester, PA 19016
Permit to Construct Issued	October 27, 2014

Operations Permit # 1514529 issued to: **Appleville Mobile Home Park** 3892 West Lincoln Highway Parkesburg, PA 19365, [(PWSID)] West Bradford Township, **Chester County** on October 27, 2014 for the operation of Two (2) 119-Gallon Finished Water Storage Tanks approved under construction permit #1514518.

Operations Permit # 0914520 issued to: **Village of Buckingham Springs** 1490 Durham Rd 1490 Durham Road New Hope, PA 18938 [(PWSID)] Buckingham Township, **Bucks County** on October 27, 2014 for Certification of 4-Log Treatment of Viruses at Entry Point 101.

Operations Permit # 1514527 issued to: **Ashwood Apartments** 782 Worth Boulevard Pottstown, PA, 19465 [(PWSID)] North Coventry Township, **Chester County** on October 27, 2014 for the operation of Well No. 1 and 4-Log Disinfection System of facilities approved under construction permit #1514509.

Operations Permit # 0914516 issued to: **Northampton Bucks County Municipal Authority** 111 Township Road Richboro PA, 18954 [(PWSID)] Northampton Township, **Bucks County** on October 27, 2014 for the operation of Emergency interconnection with Warminster Municipal Authority.

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

Permit No. 0514503 MA, Minor Amendment, Public Water Supply.

Applicant **Saxton Brough Municipal Authority**
 Municipality Saxton Borough
 County **Bedford**
 Responsible Official Steve Stoudnour, Chairman
 PO Box 173
 Saxton, PA 16678
 Type of Facility Rehabilitation and repainting of the Carbaugh Lane 500,000 gallon storage tank.
 Consulting Engineer Mark V. Glenn, P.E.
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Dr.
 Altoona, PA 16602-4475
 Permit to Construct Issued 10/29/2014

Responsible Official Ronald R. Ballew, Environmental Compliance Manager
 3910 Oxford Rd
 Gettysburg, PA 17325

Type of Facility Separation of the production water system from the existing domestic use water system arsenic treatment and the installation of UV disinfection at Site 2.

Consulting Engineer Harry E. Bingaman, P.E.
 Glace Assoc., Inc.
 3705 Trindle Rd.
 Camp Hill, PA 17011

Permit to Construct Issued 10/29/2014

Comprehensive Operation Permit No. 7360045 issued to: **Ephrata Area Joint Authority (PWS ID No. 7360045)**, Ephrata Borough, **Lancaster County** on 10/31/2014 for the operation of facilities submitted under Application No. 7360045.

Rescission of Operation Permit No. 0609511 MA issued to: **Morgan Corporation (PWS ID No. 3060815)**, Caernarvon Township, **Berks County** on 10/7/2014. Action is for the Entire rescission of facilities approved under Operation Permit No. 0609511 MA.

Operation Permit No. 3060040 issued to: **Berkleigh Heights, Inc. (PWS ID No. 3060040)**, Richmond Township, **Berks County** on 10/16/2014 for facilities approved under Construction Permit No. 0614506.

Operation Permit No. 0614510 MA issued to: **Borough of Bally (PWS ID No. 3060002)**, Bally Borough, **Berks County** on 10/14/2014 for facilities approved under Construction Permit No. 0614510 MA.

Operation Permit No. 3614505 issued to: **Columbia Water Company (PWS ID No. 7360123)**, Columbia Borough, **Lancaster County** on 10/30/2014 for facilities approved under Construction Permit No. 3614505.

Operation Permit No. 3060533 issued to: **Blackwood Golf Course (PWS ID No. 3060533)**, Union Township, **Berks County** on 10/20/2014 for facilities submitted under Application No. 3060533.

Transferred Comprehensive Operation Permit No. 7360094 issued to: **Guardian Elder Care, Inc. (PWS ID No. 7360094)**, Caernarvon Township, **Lancaster County** on 10/20/2014. Action is for a Change in Ownership for Zerbe Health Care and Rehabilitation Center, Lancaster County for the operation of facilities previously issued to Guardian Elder Care, Inc..

Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

Permit No. 1414503-MA—Construction—Public Water Supply.

Permit No. 0614508, Public Water Supply.

Applicant **The Caernarvon Township Authority**
 Municipality Caernarvon Township
 County **Berks**
 Responsible Official Robert L. Weaver, Chairman
 P O Box 188
 Morgantown, PA 19543
 Type of Facility Installation of contact piping to provide contact time to replace the existing clearwell.
 Consulting Engineer Holly C. Cinkutis, P.E.
 Great Valley Consultants
 75 Commerce Drive
 Wyomissing, PA 19610
 Permit to Construct Issued 10/27/2014

Applicant **Mountaintop Regional Water Authority**

Township/Borough Snow Shoe Township
 County **Centre**

Responsible Official James L. Yost, Vice Chairman
 Mountaintop Regional Water Authority
 P. O. Box 294
 Snow Shoe, PA 16874

Permit No. 3414501, Public Water Supply.

Applicant **Republic Development Corporation**
 Municipality Milford Township
 County **Juniata**
 Responsible Official David M. Bomberger
 PO Box 36
 Mexico, PA 17056
 Type of Facility Addition of Well No. 5 to existing system.
 Consulting Engineer Stephen R. Morse, P.E.
 Skelly & Loy, Inc.
 449 Eisenhower Boulevard
 Harrisburg, PA 17111
 Permit to Construct Issued 10/27/2014

Permit No. 0114506 MA, Minor Amendment, Public Water Supply.

Applicant **Hillandale Gettysburg, LP**
 Municipality Tyrone Township
 County **Adams**

Type of Facility Public Water Supply
 Consulting Engineer Kenneth W. Beldin, Jr., P.E.
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
 Permit Issued October 29, 2014
 Description of Action Installation of Subsurface
 Technologies, Inc.'s Aqua Gard™
 Well Maintenance System on
 Well No. 2.

Permit No. 1712501—Partial—Operation—Public Water Supply.

Applicant **Clearfield Municipal Authority**
 Township/Borough Lawrence and Pike Townships
 County **Clearfield**
 Responsible Official Kevin Shifter, Manager
 Clearfield Municipal Authority
 107 East Market Street
 Clearfield, PA 16830
 Type of Facility Public Water Supply
 Consulting Engineer James F. Potopa, P.E.
 Gwin, Dobson & Foreman, Inc.
 3121 Fairway Drive
 Altoona, PA 16602
 Permit Issued October 29, 2014
 Description of Action Operation of the Hillsdale 1.5
 MG water storage tank.

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

Indian Lake Borough Waterworks (Public Water Supply), Somerset County: On October 20, 2014, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for Indian Lake Borough Waterworks. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect these groundwater sources for their community. Development of the SWP Plan was completed with assistance from PA Rural Water Association and partially funded by the Department of Environmental Protection.

Harmar Township Municipal Authority (Public Water Supply), Allegheny County: On November 3, 2014, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for Harmar Township Municipal Authority. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program.

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

Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200

WA 36-487C, Water Allocations. Municipal Authority of the Township of East Hempfield (PWS ID No. 7360063), **Lancaster County.** The applicant is requesting the right to purchase up to 400,000 gallons per day, based on a 30-day average, from the City of Lancaster. Applicant Address: Steve Gohn, Superintendent, East Hempfield Authority, 920 Church Street, PO Box 97, Landisville, PA 17538-0097. Consulting Engineer: Stephen B. Fulton, P.E. ARM Group Inc., 1129 West Governor Road, P. O. Box 797, Hershey, PA 17033-0797. Application Received: 9/30/2014.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484.250.5970

Plan Location:

<i>Township</i>	<i>Township Address</i>	<i>County</i>
Lower Frederick	P.O. Box 253 Zieglerville, PA 19492	Montgomery

On October 29, 2014, the Southeast Regional office approved an update to Lower Frederick Township, Montgomery County's official Plan under the Pennsylvania Sewage Facilities Act, 35 P. S. § 750.1 et seq. ("537 Plan") (APS ID 5694 AUTH ID 1012704). This 537 Plan addressed the sewage needs of the entire township.

The 537 Plan provides for: 1.) The expansion of the Township's sewer service area, as shown on the map titled *Existing and Proposed Sewer Service Area for the 2013 Act 537 Plan*. Areas not shaded on this map are designated as being served by on-lot septic systems. These on-lot areas are subject to the On-lot Sewage System Management Ordinance for Lower Frederick Township, enacted on March 1, 2011. 2.) The replacement of Lower Frederick Township's (Township) existing wastewater treatment plant, currently permitted at 200,000 gallons per day (gpd), with a two-basin SBR system treatment plant that will be capable of treating up to 500,000 gpd of average annual flow. The treatment plant replacement is necessary due to the age and condition of the existing wastewater treatment plant, because the existing plant will not be able to meet anticipated NPDES effluent limits, and because the existing plant will not be able to meet the township's future sewage disposal needs from its planned sewer service area. 3.) The installation of a gravity collection system, sewage pump station and force main to serve existing lots within the area north of Spring Mount along Fulmer Road, Riverside Avenue, and Bavington Street. The pump station will have an annual average capacity of 31,000 gpd. A proposed force main will convey the pump station's flow to the Township's existing gravity system within Boulder Lane. 4.) The installation of gravity collection sewers within Zieglerville, Salford Station and Schwenk Roads to serve existing and proposed development. These sewers will connect to a proposed interceptor along Goshenhoppen Creek, which will then connect into the existing system at the intersection of Zieglerville Road and Gravel Pike. 5.) The installation of a gravity sewer extension from Gravel Pike along a short stretch of Meng Road and up along Cemetery Lane to serve 13 existing lots. 6.) The Township has committed to conduct additional sewage facilities planning for the potential sewer service areas shown in yellow on the *Existing and Proposed Sewer Service Area for the 2013 Act 537 Plan* map. This planning effort will

be primarily development driven. 7.) The Township has committed to conduct additional sewage facilities planning to re-evaluate the feasibility of extending public sewers along Meng Road to serve existing lots. This planning effort will be initiated once it has been documented that problems exist with the existing onlot sewage disposal systems serving these properties.

HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

Proposed Federal Consent Decrees Everglade Junkyard Site

Hempfield Township, Westmoreland County

Notice is hereby given that the Department of Environmental Protection (Department) has entered into proposed federal Consent Decrees with CBS Corporation, TDY Industries, LLC and The Timken Company. The Consent Decrees memorialize the parties' resolution of claims made by the Department for recovery of costs and applicable interest incurred and to be incurred in the Department's investigation and cleanup of the Everglade Junkyard Site, located in Hempfield Township, Westmoreland County, Pennsylvania.

The terms of the settlement are set forth in the Consent Decrees. The Department will receive and consider comments relating to the Consent Decrees for sixty (60) days from the date of this notice. The Department has reserved the right to withdraw a Consent Decree for entry by the presiding court if comments concerning a Consent Decree disclose facts or considerations which indicate that the Consent Decree is inappropriate, improper, or inadequate.

Copies of the Consent Decrees are available for inspection at the Department's Southwest Regional Office. Comments may be submitted, in writing, to Barbara Gunter, PA Department of Environmental Protection, Hazardous Sites Cleanup, 400 Waterfront Drive, Pittsburgh, PA 15222. Further information may be obtained by contacting Ms. Gunter at 412-442-4000.

TDD users may contact the Department through the Pennsylvania Relay Services at 800-645-5984.

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

Johnson Sabaratnam, DBA J.K.N.G. Transport, State Route 147S, Point Township, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Johnson Sabaratnam, DBA J.K.N.G. Transport, submitted a Final Report concerning remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Napthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Former RUS Facility, 164 East Main Street, Emmaus Borough, **Lehigh County**, Bryn Hartley, ARCADIS U.S., Inc., 6 Terry Drive, Newtown, PA 18940, has submitted a Risk Assessment and Cleanup Plan, (on behalf of her client, Mr. Jim Buckman, Cintas Company, 27 Whitney Drive, Milford, OH 45150), concerning the remediation of dry cleaning related constituents (PCE) found to be present in soil and groundwater at the property location cited above due to historical dry cleaning operations. The report was submitted to document partial attainment of the Site-Specific Standard for soil and groundwater. A summary of the Risk Assessment and Cleanup Plan were published in *The Morning Call* on September 19, 2014.

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

Phil Walsh Residence, 443 McCormick Road, Mechanicsburg, PA 17055, Upper Allen Township, **Cumberland County**. Cardno, 2 Gunpowder Road, Mechanicsburg, PA 17050, on behalf of Susquehanna Oil Company, 1105 Shaffer Road, Dillsburg, PA 17019, and Phil Walsh, 443 McCormick Road, Mechanicsburg, PA 17055 submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended

to document remediation of the site to meet the Residential Statewide Health Standard.

Former Hershey Garage and Former Sunoco Service Station, 169 and 181 West Chocolate Avenue, Hershey, PA, 17033, Derry Township, **Dauphin County**. AECOM, 100 Sterling Parkway, Suite 205, Mechanicsburg, PA 17055, on behalf of Hershey Entertainment & Resorts, 27 West Chocolate Avenue, Hershey, PA 17033 and Sunoco, Inc. (R & M), 5733 Butler Street, Pittsburgh, PA 15201, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated by leaded and unleaded gasoline. The combined report is intended to document remediation of the site to meet the Site Specific Standard.

Gulf Oil Limited Partnership Altoona Terminal, 6033 6th Avenue, Altoona, PA 16602, Allegheny Township, **Blair County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Cumberland Gulf Group of Companies, 100 Crossing Boulevard, Framingham, MA 01702-5401 and Gulf Oil Limited Partnership, 6033 6th Avenue, Altoona, PA 16602, submitted a Remedial Investigation Report and Final Report concerning remediation of site soils and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet a combination of Nonresidential Statewide Health and Site Specific Standards.

Southeast Regional Office: Regional Manager, Environmental Cleanup and Brownfields, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5960. Charline Bass 484-250-5787

Loos & Dilworth Bristol Facility, 61 East Green Lane, Bristol Borough and Bristol Township, **Bucks County**. Laura George, ENVIRON International Corporation, 1760 Market Street, Suite 1000, Philadelphia, PA 19103, Rick Campbell, L&D Chemicals, LLC, 1616 Paper Mill Road, Meadowbrook, PA 19046 on behalf of Rick Renner, Loos & Dilworth, Inc., 61 East Green Bristol, PA 19007 has submitted a Final Report and Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with no. 6 fuel oil. The report is intended to document remediation of the site to meet the Site Specific Standard. PF723058

Shacklett Realty LP Property, Cedar Grove Road, Whitmarsh Township, **Montgomery County**. Terence A. O'Reilly, PG, TriState Environmental Management Service Inc., 368 Dunksferry Road, Bensalem, PA 19020, Richard R. McBride, Esq., The Cutler Group, Inc., 5 Apollo Road, Suite One, Plymouth Meeting, PA 19462 on behalf of James Shacklett, III, Shacklett Realty, L.P., 2025 Joshua Road, Lafayette Hill, PA 19444 has submitted a Remedial Investigation/ Risk Assessment and Cleanup Plan concerning remediation of site soil contaminated with release of antimony, arsenics, cadmium, copper, lead, target organics pesticides and phas. The report is intended to document remediation of the site to meet the Site Specific Standard. PF778062

FBF Incorporated, 1145 Industrial Boulevard, Upper Southampton Township, **Bucks County**. Phillip Getty, Boucher & James, Inc., 1456 Ferry Road, Building 500, Doylestown, PA 18901 on behalf of Joe Medvic, FBF Incorporated, 1145 Industrial Boulevard Southampton, PA 18966 has submitted a Remedial Investigation/ Risk Assessment and Cleanup Plan concerning remediation of site groundwater contaminated with chlorinated solvents.

The report is intended to document remediation of the site to meet the Site Specific Standard. PF620614

Pfizer Great Valley & Information System Technical Center, 31-43 Morehall Road, East Whiteland Township, **Chester County**. Elizabeth Bongard, Golder Associates, Inc., 555 North Lane, Suite 6057, Conshohocken, PA 19428, Matt Basso, Pfizer Inc. 100 Route 206N, Peapack NJ 07977 on behalf of Michael A. Bray, Horatio Realty Trust c/o the Vanguard Group, Inc., P.O. Box 2600, Valley Forge, PA 19482-2600 has submitted a Final Report concerning remediation of site soil contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific Standard. PF748303

PECO Transformer Oil Spill, 429 West Baltimore Pike, West Grove Township, **Chester County**. Bruce Middleman, P.G., Stantec Consulting Services, Inc., 400 Davis Drive, Suite 400, Plymouth Meeting, PA 19462 behalf of George Horvat, PECO Energy Company, 2301 Market Street, S7-2, Philadelphia, PA 19103 has submitted a 90 day Final Report concerning remediation of site soil contaminated with pcb. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF780940

Sico Gilbertville, 1434 East Philadelphia Avenue, Douglass Township, **Montgomery County**. Mark W Onesky, P.E., Onesky Engineering, Inc., 510 Wellington Square, #412, Exton, PA 19341, Michael Reese, The SICO Company, 15 Mount Joy Street, Mount Joy, PA 17552 on behalf of Bill Weisser, Dillion Companies, Inc. 2700 East 4th Avenue, Hutchinson, KS 67501 has submitted a Final Report concerning remediation of site groundwater contaminated with btex. The report is intended to document remediation of the site to meet the Site Specific Standard. PF626978

Maple Glen Dry Cleaners, 1045 Norristown Road, Upper Dublin Township, **Montgomery County**. Gloria Hunsberger, Kleinfelder, 180 Sheree Boulevard, Suite 3800, Exton, PA 19341 has submitted a Remedial Investigation and Cleanup Plan concerning remediation of site groundwater contaminated with other organics. The report is intended to document remediation of the site to meet the Site Specific Standard. PF748153

Bloomingdale Residence, 711 Saint Francis Drive, Maple Township, **Delaware County**. Charles A. Burger P.G., Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of Anita Bloomingdale, 711 South Francis Drive, Broomall, PA 19008 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF779246

Lockheed Martin Corporation, 230 Mall Boulevard, Upper Merion Township, **Montgomery County**. Mark Eschbacher, Haines & Kibblehouse, Inc., 2052 Lucon Road, Skippack, PA 19474, Peter Charrinton, Stantec, 400 David Drive, Suite 400, Plymouth Meeting, PA 19462 on behalf of Edward Novak, Lockheed Martin, 230 Mall Boulevard, King of Prussia, PA 19406 has submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soil contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site Specific Standard. PF778937

1240 Chestnut Pike Property, 1240 Chester Pike, Ridley Township, **Delaware County**. Scott Smith, P.E. LEED AP, EnviroSure, Inc., 103 South High Street, Suite 1, West Chester, PA 19382 on behalf of Tommy Hannum, Hannum's Harley-Davidson, 1011 West Baltimore Pike, Media, PA 19063 has submitted a Final Report concerning remediation of site soil contaminated with other organic. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF778905

148 North Clinton Street Property, 148 North Clinton Street, Doylestown Borough, **Bucks County**. Staci Cottone, J&J Spill Service and Supplies, Inc., P. O. Box 370, Blue Bell, PA 19422 on behalf of Joseph Ventresca, 14 North Clinton Street Associates, LP, 171 North Broad Street, Doylestown, PA 18901 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with unleaded and lead gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF778970

Dublin Service Station & Garage, Dublin Township, **Bucks County**. Grey Firely, Langan Engineering and Environmental Services, P.O. Box 1569, Doylestown PA 18901 on behalf of Dennis Bishop, Dublin Services Station and Garage, P.O. Box 72, Dublin, PA 18971 has submitted a Final Report concerning remediation of site soil contaminated with other organics. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF772074

Tucker Residence, 8202 Gladstone Road, Springfield Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Irene Tucker, 8202 Gladstone Road, Wyndmoor, PA 19038 has submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF752373

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

Griffths' Residence, 281 Braun Road, Chippewa Township, **Beaver County**. Weavertown Environmental Group, 2 Dorrenton Road, Carnegie, PA 15106 on behalf of EMC Insurance Companies/ Champion Claim Service, P.O. Box 297 Pottstown PA 19464 has submitted a Final Report concerning the remediation of site soils contaminated with Fuel Oil #2. The final report is to demonstrate attainment of the residential Statewide Health standards for soil. Notice of the Final Report was published in the Beaver County Times on October 13, 2014.

R.E. Uptegraff Manufacturing Company Site, 120 Uptegraff Drive (formerly 105 Bridge St.), Scottdale Borough, **Westmoreland County**. Cummings/Riter Consultants, Inc., 300 Penn Center Boulevard, Pittsburgh, PA 15235 on behalf of Endersbe Enterprises, Inc., 839 Main Street, Latrobe, PA 15650 has submitted a Remedial Investigation Report (RIR) concerning the remediation of site soils and groundwater contaminated with volatile and semi-volatile organic compounds (VOC's and SVOC's), polychlorinated biphenyls (PCB's) and metals. The RIR is intended to document remediation of the site to meet the Site Specific Standard. Notice of the RIR was published in the Independent Observer on October 23, 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

Johnson Sabaratnam, DBA J.K.N.G. Transport, State Route 147S, Point Township, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Johnson Sabaratnam, DBA, J.K.N.G. Transport, submitted a Final Report con-

cerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl Tertiary Butyl Ether. The Final Report demonstrated attainment of the Statewide Health standard, and was approved by the Department on July 8, 2014.

Former Cerro Metals Facility—Plant 2022 Axemann Road, Spring Township, **Centre County**. Letterle & Associates, 629 East Rolling Drive, Bellefonte, PA 16823, on behalf of The Marmon Group, Inc. submitted a Remedial Investigation and Risk Assessment Report for site soil and groundwater contaminated with chlorinated solvents and aromatic hydrocarbons. The Report was approved by the Department on October 6, 2014.

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

Simon Silk Mill and Moon Property, 671 North 13th Street and 1250 Bushkill Drive, City of Easton, **Northampton County**, Elizabeth Schamberger, Moonstone Environmental, has submitted a Cleanup Plan and an RIR, on behalf of her clients, Gretchen Longenbach, Redevelopment Authority of Easton, PA, concerning the remediation of soil and groundwater from VOC's, SVOC's, PCB's, and heavy metals due to the site's long history of industrial and commercial use. The applicant proposes to remediate the site to meet the Site Specific Standard for soil and groundwater. The intended use of the site is for it to be used as a multi-use arts destination with anticipated end uses such as artist' lofts, restaurants, offices, retail space, apartments, schools, etc. The report was approved on September 30, 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, Mr. Robert Riegler, 159 Long Pond Rd., Hewitt, NJ 07421 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. The report was approved on October 28, 2014.

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

Mars Chocolate Hydraulic Oil Release, 295 South Brown Street, Elizabethtown, PA 17022, Borough of Elizabethtown, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Mars Chocolate North American, 295 South Brown Street, Elizabethtown, PA 17022, submitted a Final Report concerning remediation of site soils contaminated with hydraulic oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on October 28, 2014.

Hanover Concrete, 437 South Jefferson Street, Hanover, PA 17331, Conewago Township, **Adams County**. Crawford Environmental Services, LLC, 100 East Benjamin Franklin Highway, Birdsboro, PA 19508, on behalf of Hanover Concrete Company, 2000 Carlisle Pike, Hanover, PA 17331, 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 October 28, 2014.

Gulf Oil Limited Partnership Altoona Terminal, 6033 6th Avenue, Altoona, PA 16602, Allegheny Township, **Blair County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Cumberland Gulf Group of Companies, 100 Crossing Boulevard, Framingham, MA 01702-5401 and Gulf Oil Limited Partnership, 6033 6th Avenue, Altoona, PA 16602, submitted a Remedial Investigation Report and Final Report concerning remediation of site soils and groundwater contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet a combination of Nonresidential Statewide Health and Site Specific Standards. The report was administratively incomplete and was disapproved November 3, 2014.

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

Erie County Convention Center Authority Bayfront (Fmr. GAF Building Materials Site), 218 West Bayfront Parkway, City of Erie, **Erie County**. AMEC Environmental & Infrastructure, Inc., 800 North Bell Avenue, Pittsburgh, PA 15106, on behalf of Erie County Convention Center Authority, 809 French Street, Erie, PA 16501, submitted a Final Report concerning the remediation of site soil contaminated with Arsenic, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[k]fluoranthene, 2-methylnaphthaplene, 4-nitroaniline, Acenaphthene, Benzo[g,h,i]perylene, Carbazole, Chrysene, Dibenz[a,h]anthracene, Dibenzofuran, Fluoroanthene, Fluorene, Indeno[1,2,3-cd]pyrene, Naphthalene, Phenanthrene, Pyrene, 1,3,5-trimethylbenzene and groundwater contaminated with Benzene, 2-methylnaphthalene, Anthracene, Benzo[a]anthracene, Benzo[b]fluoranthene, Benzo[k]fluoranthene, Benzo[a]pyrene, Benzo[g,h,i]perylene, Chrysene, Dibenz[a,h]anthracene, Fluoroanthene, Indeno[1,2,3-cd]pyrene, Phenanthrene, Pyrene, Aluminum, and Iron. The Final Report demonstrated attainment of the Site-Specific standard and was approved by the Department on October 9, 2014.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) issued Under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

Southwest Region: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, telephone 412-442-4000.

PERMIT NO. WMGR123SW016: Range Resources—Appalachia, LLC. Huffy Tank Pad, Seal Road, Eighty Four, PA 15330. Registration to operate under General Permit No. WMGR123 for the processing and beneficial use of oil and gas liquid waste to be used as a water supply to develop or hydraulically fracture an oil or gas well at the Huffy Tank Pad located in Somerset Township, **Washington County**. The registration was approved by the Southwest Regional Office on October 31, 2014.

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

Permit(s) issued 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.

Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.

Permit No. 100904. Centre County Recycling and Refuse Authority, 253 Transfer Road, Bellefonte, PA 16823, College Township, **Centre County**. The permit is for the Dale Summit Transfer Station to expand the recycling pad and the addition of salvage operations. The permit was issued by Northcentral Regional Office on October 15, 2014.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. 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.

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

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

GP3-46-0117: David Erb Contractors, Inc. (2256 Wentz Lane, Skippack, PA 19473) On October 29, 2014, was authorized to relocate and operate a portable nonmetallic mineral crushing plant in Skippack Township, **Montgomery County**.

GP9-46-0075: David Erb Contractors, Inc. (2256 Wentz Lane, Skippack, PA 19473) On October 29, 2014, was authorized to relocate and operate (2) diesel or No. 2 fuel-fired internal combustion engines in Skippack Township, **Montgomery County**.

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

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

GP3-58-032: F.S. Lopke Contracting Incorporated (3430 State Route 434, Apalachin, NY 13732) on October 28, 2014, for the installation and operation of a portable stone crushing plant at the facility located in Forest Lake Township, **Susquehanna County**.

GP9-58-028: F.S. Lopke Contracting Incorporated (3430 State Route 434, Apalachin, NY 13732) on October 28, 2014, for the installation and operation of I C Engines at the facility located in Forest Lake Township, **Susquehanna County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permit-

ting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

GP3-21-03110: Terra Technical Services, LLC (600 Brandywine Avenue, Downingtown, PA 19335) on October 24, 2014, for a portable nonmetallic mineral processing plant, under GP3, at the IAC Industrial site, in Carlisle Borough, **Cumberland County**.

GP9-21-03110: Terra Technical Services, LLC (600 Brandywine Avenue, Downingtown, PA 19335) on October 24, 2014, for a diesel-fired internal combustion engine, under GP9, to power portable nonmetallic mineral processing equipment, at the IAC Industrial site, in Carlisle Borough, **Cumberland County**.

GP14-21-03094: Dugan Funeral Home & Crematory, Inc. (51 Aspers Drive, Shippensburg, PA 17527-8884) on October 31, 2014, for the human crematory unit, under GP14, at their facility in Shippensburg Township, **Cumberland County**. The general permit authorization 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

GP5-59-198B SWEPI LP (2100 Georgetown Drive, Sewickley, PA 15143-8782) on October 16, 2014, to authorize the transfer of ownership of one (1) 1,340 brake-horsepower, Caterpillar model G3516LE, 4-stroke, lean-burn, natural gas-fired compressor engine, one (1) 40 million cubic foot per day, J.W. Williams model 40.0-COMBO-UP-A triethylene glycol dehydrator, one (1) 2.0 million Btu per hour, natural gas-fired Inline Separator Heater, two (2) 0.75 million Btu per hour, natural gas-fired separator heaters and four (4) 42,000 gallon (1,000 barrel) Produced Water Tanks from Ultra Resources, Inc. pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compressor and/or Processing Facilities (BAQ-GPA/GP-5) at the Lick Run 803 Compressor Site located in Gaines Township, **Tioga County**.

GP5-59-194B: SWEPI LP (2100 Georgetown Drive, Suite 400, Sewickley, PA 15143) on October 27, 2014, to authorize the transfer of ownership of one (1) 625 bhp compressor engine, two (2) 4.0 MMscf/day glycol dehydrators equipped with 0.75 MMBtu/hr separator heaters and 0.085 MMBtu/hr reboilers, and two (2) 12,600 gallon produced water storage tanks from Ultra Resources, Inc. pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP5) at their Pierson 801 Well Site located in Gaines Township, **Tioga County**.

GP5-53-105C: SWEPI LP (2100 Georgetown Drive, Suite 400, Sewickley, PA 15143) on October 27, 2014, to authorize the transfer of ownership of one (1) 1340 bhp compressor engine, one (1) 2.0 MMBtu/hr line heater, two (1) 40.0 MMscf/day glycol dehydrator equipped with a 0.5 MMBtu/hr reboiler, and four (4) 42,000 gallon produced water storage tanks from Ultra Resources, Inc. pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP5) at their Button 901 Well Site located in West Branch Township, **Potter County**.

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.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

67-05005H: PPL Brunner Island, LLC (2 North Ninth Street, Allentown, PA 18101) on October 27, 2014, for the addition of natural gas as a fuel firing option for the three existing utility boilers (Source IDs 031A, 032 and 033A) and their associated coal mill heaters that will involve the tying in of a natural gas pipeline (Source ID 301), as well as the construction of two natural gas-fired pipeline heaters (Source ID 050) at the Brunner Island Steam Electric Station in East Manchester Township, **York County**.

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

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

24-016H: Keystone Powdered Metal Company (251 State Street, Saint Marys, PA 15857) on October 28, 2014, effective October 31, 2014, will issue a plan approval extension for an increase in emissions from greater utilization of an existing immersion cold cleaning degreaser machine used to deposit dry lubricant on parts at their Facility located in Saint Marys City, **Elk County**.

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.

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

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

09-0213A: DeNucci Excavating Corporation (2807 Old Rodgers Road, Bristol, PA 19007) On October 14, 2014, for the operation of a non-metallic mineral processing plant in Bristol Township, **Bucks County**.

15-0009C: AGC Chemicals America, Inc. (255 South Bailey Road, Downingtown, PA 19335) On October 20, 2014, for the operation of a fluidized bed dryer in Caln Township, **Chester County**.

09-0217: Particle Size Technology, Inc. (1930 Kumry Road, Quakertown, PA 18951) On October 27, 2014, for the operation of a dust collector(s) in Milford Township, **Bucks County**.

09-0213A: ML 35 LLC (35 Runway Drive, Levittown, PA 19057) On October 29, 2014, for the operation of five (5) 2MW electric generators in Bristol Township, **Bucks County**.

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

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

08-00030A: Angelina Gathering Company (2350 North Sam Houston Parkway East, Houston, TX 77009) on October 28, 2014, to extend the authorization for the construction of four natural-gas-fired compressor engines each equipped with oxidation catalysts and the construction two natural gas glycol dehydration units each equipped with reboiler fireboxes at the Greenzweig Compressor Station located in Herrick Township, **Bradford County** to April 27, 2015. The plan approval has been extended.

41-00078C: PVR NEPA Gas Gathering, LLC (101 West Third Street, Williamsport, PA 17701) on November 3, 2014, to extend the authorization for the construction of four natural-gas fired compressor engines (Source IDs P107-P110) each equipped with oxidation catalysts (C107-C110). The plan approval also incorporates two existing natural-gas fired compressor engines (Source IDs P105 and P106), each equipped with oxidation catalysts (C105 and C106), two existing glycol dehydrators (Source IDs P201 and P202) and three existing natural-gas fired compressor engines (Source IDs P101-P103) each equipped with oxidation catalysts (C101-C103) at the Barto Compressor Station located in Penn Township, **Lycoming County** to May 2, 2015. The plan approval has been extended.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

32-00387B: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Plan Approval Modification issuance date effective October 30, 2014, to include one double deck screen at the Crooked Creek Coal Preparation Plant located in Washington Township, **Indiana County**.

32-00424A: Western Allegheny Energy, LLC (301 Market Street, Kittanning, PA 16201) Plan Approval Modification issuance date effective October 30, 2014, to remove the coal moisture content requirement from the permit of Brush Valley Mine Coal Preparation Plant located in Center Township, **Indiana County**.

65-00979A: Laurel Mountain Midstream, LLC (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) on October 10, 2014, to extend the period of temporary operation of the Caterpillar G3612LE lean burn natural gas-fired compressor engine rated at 3,550 bhp and controlled by an oxidation catalyst authorized under plan approval PA-65-00979A at the Herminie Compressor Station located in South Huntingdon Township, **Westmoreland County**.

65-00661C: Derry Construction Co., Inc. (527 Route 217, Latrobe, PA 15650) on October 14, 2014, to extend the temporary operation period for the counter flow drum mix asphalt plant at the Delmont Asphalt Facility, located in Salem Township, **Westmoreland County**. The new expiration date is April 14, 2015.

26-00588A: Laurel Mountain Midstream, LLC (1550 Coraopolis Heights Road, Suite 140, Moon Township, PA 15108) On November 3, 2014, to extend the period of temporary operation of the new dehydrator and emergency generator, and grant additional time for installation of the new turbine authorized under PA-26-00588A until May 3, 2015, at Shamrock Compressor Station located in German Township, **Fayette County**.

30-00170A: Laurel Mountain Midstream, LLC (Park Place 2, 2000 Commerce Drive, Pittsburgh, PA 15275) on November 3, 2014, to extend the period of temporary operation of one of two Caterpillar G3612 lean burn natural gas-fired compressor engines rated at 3,550 bhp and allow additional time to install the second engine at the existing Brown Compressor Station located in Greene Township, **Greene County**. The new expiration date is May 20, 2015.

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

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

10-265D: Iron Mountain Information Management, LLC (1137 Branchton Road, Boyers, PA 16020) on October 31, 2014, effective October 31, 2014, will issue a plan approval extension for the modification of emission limits, operating hour restrictions, and work practice requirements associated with existing diesel-fired emergency generators at their facility in Cherry Township, **Butler County**.

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

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

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

35-00025: Environmental & Recycling Services, Inc. (1100 Union Street, Taylor, PA 18517) A Title V Operating Permit was issued October 30, 2014, for a landfill facility in Taylor Borough, **Lackawanna County**.

54-00021: Pine Grove Landfill, Inc. (193 Schultz Road, Pine Grove, PA 17963) A Title V Operating Permit was issued October 30, 2014, for a landfill facility in Pine Grove Township, **Schuylkill County**.

Operating Permits for Non-Title V Facilities Issued 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

23-00086: Engineered Arresting Systems Co. (2250 Market St, Aston, PA 19014-3426) On October 29, 2014, for operation of their assembly facility in Upper Chichester Township, **Delaware County**. The permit is for a non-Title V (State only) facility. Sources of air emissions include two (2) spray paint booths and clean-up operations. The renewed permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

15-00059: Paulsonbilt Ltd (1000 W. 11th Ave., Coatesville, PA 19320; Attn: Mr. Jacob Paulson) On October 29, 2014, for the renewal of a Natural Minor Operating Permit in Valley Township, **Chester County**. The initial operating permit was issued on January 29, 2004, and was effective March 1, 2004. Paulsonbilt fabricates commercial dumpsters and similar containers. The primary source of air emissions from the facility is a spray booth. The spray booth is subject to the requirements of 25 Pa. Code § 129.52. Requirements are already incorporated in the operating permit. Insignificant sources include a 1.0 MMBtu/hr natural gas heater, portable kerosene heaters (approximately 10 heaters), operations for shearing, bending, and cutting of sheet metal, and welding of sheer metal. Potential emissions from the facility are less than the following emission rates: 11.0 tpy for VOCs, 2.0 tpy for HAP, 2.0 tpy for PM, and 1.0 tpy for NO_x, SO_x, and CO. The permit will continue to include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4762, Lisa Dorman, New Source Review Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

36-03054: Esbenshades Greenhouses, Inc. (546 E. 28th Division Highway, Lititz, PA 17543-9766) on October 23, 2014, for their greenhouse operations in Elizabeth Township, **Lancaster County**. The State-only permit was renewed.

67-05020: Exelon Generation Co., LLC (1848 Lay Road, Delta, PA 17314-9032) on October 28, 2014, at the Peach Bottom Nuclear power station in Peach Bottom Township, **York County**. The State-only permit was renewed.

28-03016: Contech Construction Products (600 N. Washington Street, Greencastle, PA 17225-1240) on October 29, 2014, for their asphalt-coated pipe manufacturing facility in Greencastle Borough, **Franklin County**. The State-only permit was renewed.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

11-00280: Northern Cambria School District (600 Joseph St., Barnesboro, PA, 15714-1233) On October 29, 2014 the Department issued a renewal Synthetic Minor State Only operating permit for the operation of one tri-fuel boiler equipped to burn either coal or fuel oil, a fuel oil-fired boiler, and an emergency generator fired on propane. The facility is subject to the applicable requirements of Pa Code Title 25 Chapters 121 through 145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

11-00306: Penn Cambria School District (201 6th St., Cresson, PA, 16630-1363) On October 30, 2014 the Department issued a renewal Synthetic Minor State Only operating permit for the operation of 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. The facility is subject to the applicable requirements of Pa Code Title 25 Chapters 121 through 145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

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

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

10-00148: Ervin Industries Incorporate / Amasteel Division (681 East Butler Road, Butler, PA 16001-9238), on October 28, 2014 issued a renewal State Only Operating Permit for the manufacturing abrasive products facility located in Summit Township, **Butler County**. The facility is a Natural Minor. The primary sources at the facility include two electric arc furnaces (EAFs), 34 quench and draw furnaces, a shot processing line, a grit processing line, ladle heaters, a parts washer, 4 dryers, an emergency generator, and space heating. The EAFs are each controlled by a baghouse, the shot processing and grit lines each are controlled by separate baghouses. The facility is subject to 40 CFR Part 60 Subpart AA—Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and On or Before August 17, 1983 and 40 CFR Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources. The diesel engine for the emergency generator is subject to 40 CFR 63 Subpart ZZZZ. The actual NO_x, TSP, CO, PM₁₀, SO_x, and VOC emissions from the facility are less than 45 TPY, 60 TPY, 5 TPY, 3 TPY, 9 TPY, and 2 TPY, respectively based on production ranging from 57,000 TPY to 71,000 TPY. The TSP emissions include the fugitive emissions from the facility.

16-00130: Eden Inc. (P.O. Box Y, Knox, PA 16232-0625). On October 27, 2014, the Department re-issued the Natural Minor Operating Permit for this wood products manufacturing and coating facility located in Knox Borough, **Clarion County**. The facility's primary emissions are from surface coating operations. The VOC emissions from this facility are limited by a plan approval restriction to no more than 24 tons per year. Actual VOC emissions are typically less than 10 tons per year.

20-00979: National Fuel Gas Supply Corporation, Carter Hill Station (12146 Follette Road, Wattsburg, PA 16442) On October 27, 2014, the Department re-issued a Natural Minor Permit to operate a natural gas compressor station and gas processing plant located in Wayne Township, **Erie County**.

The engines (Source IDs: 101, 102, and 103—165 Hp Compressor Unit, 600 Hp Compressor Unit, and 200 Hp Auxiliary Generator) at this facility are subject to the newly promulgated requirements of 40 CFR 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The latest revisions of that subpart have been listed in the operating permit.

The permit re-issuance also incorporates Plan Approval Number 25-979A which authorized the installation of a NSCR catalyst unit on Source ID: 102—600 Hp Compressor Unit.

The potential emissions from this facility are as follows. (All values are in tons/year.) PM—0.61, PM₁₀/PM_{2.5}—0.61, SO_x—0.02, NO_x—77.66, VOC—39.11, CO—91.97, CO₂e—6311.00, Formaldehyde—0.28, and Total HAPs—3.25.

25-00383: Erie Hard Chrome, Inc., Erie Plant (1570 12th Street, Erie, PA 16511-1750), on October 27, 2014, the Department re-issued a Natural Minor Operating Permit to, located in the City of Erie, **Erie County**.

The three chrome plating lines at this facility (Source IDs: 101, 102 and 103) are subject to the requirements of 40 CFR 60, Subpart N—National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks. These requirements were included in previous versions of the operating permit.

The Nickel Plating Line (Source ID: 104) is subject to the requirements of 40 CFR 63, Subpart WWWW—National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations. These requirements were updated to reflect amendments to Subpart WWWW that were published on September 19, 2011.

The Batch Cold Degreaser (Source ID: 105) is subject to the requirements of 40 CFR 63, Subpart T—National Emission Standards for Halogenated Solvent Cleaning. These requirements were included in previous versions of the operating permit. Potential emissions, if all source were operated 8760 hours per year, from this facility are estimated to be as follows: (all values are in tons per year) NO_x = 2.0, CO = 1.7, CO₂ = 2365.2, Particulate Matter = 0.15, SO_x = 0.01, VOC = 0.1, Perchloroethylene = 1.5, Trichloroethylene = 1.5, Chromium = 0.0036.

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

09-00105: Naceville Materials, Inc. (483 Springfield Street Coopersburg, PA 18036) On October 29, 2014, for the modification of a State Only, Synthetic Minor Operating Permit in Springfield Township, **Bucks County**. Naceville Materials operates an Asphalt Plant at this site.

Naceville Materials requested to modify the sulfur limitation for the asphalt plant, Source ID 101. Condition #002 for Source 101 lists the sulfur limits in lbs/hr and tons/yr. With this modification the lbs/hr will be removed and replaced with a requirement stating that this source shall not exceed 500 ppm_{dv} SO₂. This modification is a result of the removal of the sulfur testing requirement in the operating permit. Compliance with the 500 ppm_{dv} sulfur limitation also demonstrates compliance with 25 Pa. Code § 123.21.

There are no changes to any other conditions and no emissions in the modification of the operating permit. The facility maintains a synthetic minor operating status by maintaining total NO_x emissions to less than 12.40 tons per year. The modified permit includes testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable local, state, and federal air quality requirements.

46-00047: Precision Tube Company, LLC (287 Wis-sahickon Avenue, North Wales, PA 19454) On October 29, 2014, located in Upper Gwynedd Township, **Montgomery County** for operation of the existing manufacturing facility. Precision Tube Company LLC is a major source of Hazardous Air Pollutant (HAP) emissions and Carbon Monoxide (CO) emissions, currently operating under Title V Operating Permit No. 46-00047. Administrative Amendment of the Title V Operating Permit issued under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code § 127.450. The Administrative Amendment incorporates terms and conditions of Plan Approval No. 46-0047A which was issued to meet the requirements of Section 112(j) “MACT Hammer” (Part 2) applicable to natural gas fired sources (all less than 5.0 MMBtu/hr) at the facility. The amended permit incorporates the requirements of 40 CFR Part 63 Subpart DDDDD—National Emission Standards for Hazardous Air Pollutants for Major Sources for Industrial, Commercial, and Institutional Boilers and Process Heaters. The amendment also addresses a change of ownership from Mueller Streamline Company (Tax ID 48-1100985) to Precision Tube Company LLC (Tax ID 46-1122260). The amended permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

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

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

18-00005: Dominion Transmission, Inc. (445 West main Street, Clarksburg, WV 26301-2843), issued a revised Title V operating permit on September 26, 2014, through an administrative amendment to incorporate terms and conditions from Plan Approval 18-00005D into operating permit TVOP 18-00005, for the construction and operation of a 16,000 brake-horsepower (bhp) natural gas-fired turbine/compressor engine, a 690 bhp four-stroke, rich-burn natural gas-fired emergency generator engine, a 4.2 million Btu per hour boiler and a 2.5 million Btu per hour boiler at the Finnefrock Compressor Station located in Leidy Township, **Clinton County**. This revised Title V 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: 412-442-5226

32-00196: United School District (10780 Rte. 56 Highway East, Armagh, PA, 15920) located in East Wheatfield Township, **Indiana County**. The permittee has revised the permit contact information in its operating permit through the administrative amendment provisions of 25 Pa Code § 127.450.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

03-00975: Armstrong Power, LLC (2313 State Road 156, Shelocta, PA 15774) Installation of five (5) 4,023 hp diesel fired emergency generator engines, on or about October 29, 2014, using the de minimis provisions of 25 Pa. Code § 127.449. Based on engine operation of no more than 100 hours per year each, emissions will increase no more than 0.19 ton NO, 0.01 ton PM₁₀, 0.04 tons CO, 0.0054 ton SO₂ and 0.0097 ton VOCs on an annual basis, at the Armstrong Power Plant located in South Bend Township, **Armstrong County**.

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

Contact: Devendra Verma, New Source Review Chief—Telephone: 814-332-6940

10-00340: Eagle Printing Company (514 W. Wayne Street, Butler, PA 16001) for its facility located in Butler City, **Butler County**. The De minimis emission increase is for the proposed increase in VOC emissions for Heat-Set Ink (Source 101). In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 PA Code 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on March 25, 2010.

<i>Date</i>	<i>Source</i>	<i>PM₁₀ (tons)</i>	<i>SO_x (tons)</i>	<i>NO_x (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
10-28-14	VOC emission increase for Heat-Set Ink				1.0	
Total Reported Increases					1.0	
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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

32901603 and NPDES No. PA0214507. Tipple Four J, Inc., (PO Box 435, Seward, PA 15954). To renew the permit for the Tipple Four J in Armstrong Township, **Indiana County**. No additional discharges. The application was considered administratively complete on January 24, 2012. Application received September 14, 2011. Permit issued on October 27, 2014.

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

Permit No. 56813050 and NPDES No. PA0605891. Shade Mining Co., P.O. Box 130, 118 Runway Road, Friedens, PA 15541, renewal for reclamation only of a bituminous surface mine in Shade, Quemahoning & Stonycreek Townships, **Somerset County**, affecting 150.7 acres. Receiving streams: unnamed tributaries to Oven Run and unnamed tributaries to Lamberts Run classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority Stonycreek SWI. Application received: March 27, 2014. Permit issued: October 22, 2014.

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

17040105. R. B. Contracting (160 R. B. Contracting Lane, Curwensville, PA 16833). Permit renewal for reclamation only to an existing bituminous surface mine located in Brady Township, **Clearfield County** affecting 63.9 acres. Receiving streams: Unnamed Tributaries to East Branch of Mahoning Creek and East Branch of Mahoning Creek classified for the following use(s): High Quality CWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 29, 2014. Permit issued: October 31, 2014.

Noncoal Permits Issued

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

Permit No. 4875SMIGP104. Glen-Gery Corp., (PO Box 7001, Wyomissing, PA 19601), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 4875SM1 in York Township, **York County**, receiving stream: unnamed tributary to Mill Creek. Application received: September 18, 2014. Permit issued: October 28, 2014.

Permit No. 67030302GP104. Glen-Gery Corp., (PO Box 7001, Wyomissing, PA 19601), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 67030302 in Conewago Township, **York County**, receiving stream: unnamed tributaries to Conewago Creek. Application received: September 18, 2014. Permit issued: October 28, 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. 36144159. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Devon Creek in East Lampeter Township, **Lancaster County** with an expiration date of October 23, 2015. Permit issued: October 27, 2014.

Permit No. 64144108. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Lackawaxen, PA 18435), construction blasting for 233 Bear Swam Road in Texas Township, **Wayne County** with an expiration date of October 20, 2015. Permit issued: October 27, 2014.

Permit No. 58144177. MD Drilling & Blasting, Inc., (88 Goldledge Avenue, Suite 2, Auburn, NH 03032), construction blasting for Maplewood Pipeline in Brooklyn Township, **Susquehanna County** with an expiration date of October 23, 2015. Permit issued: October 31, 2014.

Permit No. 58144178. MD Drilling & Blasting, Inc., (88 Goldledge Avenue, Suite 2, Auburn, NH 03032), construction blasting for Lackawanna Pipeline in Lenox and Lathrop Townships, **Susquehanna County** with an expiration date of October 23, 2015. Permit issued: October 31, 2014.

Permit No. 58144179. DW Drilling & Blasting, (9990 Coconut Road, Bonita Springs, FL 34135), construction blasting for Lerner G Gas Pad in Gibson Township, **Susquehanna County** with an expiration date of October 28, 2015. Permit issued: October 31, 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

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

NPDES No. PA0033511 (Mining Permit No. 30743711), Cumberland Coal Resources, LP, (PO Box 1020, 158 Portal Rd., Waynesburg, PA 15370). A revision to the NPDES permit for the Cumberland Mine Coal Refuse Disposal Facility in Whiteley and Monongahela Township, **Greene County** to revise NPDES permit to include new Average Monthly concentration limits for Sulfate (3,000 mg/l) and TDS (9,500 mg/l) with the five (5) load limits reached and applied to the permit in years three (3), four (4), and five (5), as outlined in the approved compliance schedule. This provides a significant load reduction in year three (3) of the permit instead of year five (5) as currently approved. Surface Acres Affected 152.0. Receiving stream: Whiteley Creek, classified for the following use: TSF. Monongahela River. Receiving stream: Patterson Run, classified for the following use: WWF. Monongahela River. The application was considered administratively complete on October 24, 2014

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

NPDES No. PA0227781 (Permit No. 24980102). Tamburlin Brothers Coal Co., Inc. (P.O. Box 1419, Clearfield, PA 16830). Renewal of an NPDES permit for a bituminous surface mine in Fox Township, **Elk County**, affecting 196.0 acres. Receiving streams: Limestone Run and Little Toby Creek, both classified for the following uses: CWF. TMDL: Little Toby Creek. Application received: August 28, 2014.

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

The outfall(s) listed below discharge to Limestone Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
1	N
2	N
5	N
6	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	7
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		.75	1.5	1.88
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to Limestone Run:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
B	N
E	N
F	N
G	N

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

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

The outfall(s) listed below discharge to Little Toby Creek:

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

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

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		2.5	5.0	6.25
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		.75	1.5	1.88
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90

¹The parameter is applicable at all times.

The outfall(s) listed below discharge to Little Toby Creek:

Outfall No.	New Outfall (Y/N)
C	N
D	N
Trap F	N
Trap H	N

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

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)				6.25
Alkalinity greater than acidity ¹				
Total Settleable Solids (ml/l)				0.5

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

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.

E58-305. Roundtop Energy, LLC, 6051 Wallace Road Ext., Suite 100, Wexford, PA 15090. Auburn Township, **Susquehanna County**, Army Corps of Engineers Baltimore District.

Construct and maintain the following water obstructions and encroachments associated with the Roundtop Generation Facility project.

1. (Impact 1) an electric aerial line crossing of a UNT to Little Meshoppen Creek (CWF, MF) and approximately 150 linear feet of adjacent wetlands.
2. (Impact 1A) An underground electric line crossing approximately 20 linear feet of wetlands. Approximately 0.01 acre of wetland will be temporarily impacted.
3. (Impact 2, 3, 4, 5, 6, 7, 8) To fill 0.15 acre of wetlands for the construction of a natural gas fired electric generation facility.
4. (Impact 9 & 12) A 4-inch steel natural gas pipeline crossing two UNT’s to Little Meshoppen Creek (CWF, MF).

5. (Impact 10 & 11) A 4-inch steel natural gas pipeline crossing approximately 60 linear feet of wetlands. Approximately 0.08 acre of wetland will be temporarily impacted.

6. (Impact 13) To place fill in 0.05 acre of the floodway of a UNT to Little Meshoppen Creek (CWF, MF) for the construction of the site entrance.

7. (Impact 13, 14, 15) To remove 0.21 acre of material from the floodway of a UNT to Little Meshoppen Creek (CWF, MF) for the construction of the site entrance and wetland mitigation areas.

The permittee is required to provide 0.15 acre of replacement wetlands.

The project is located approximately 0.45 miles south of the intersection of State Route 267 and State Route 3007 (Auburn Center, PA Quadrangle Latitude: 41°39'27"; Longitude: -76°2'57") in Auburn Township, Susquehanna County. Subbasin: 4G.

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.

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

ESCGP-2 # ESX11-033-0026(1)
Applicant Name Carrizo Marcellus, LLC
Contact Person Gary Byron
Address 251 Drainlick Road, P.O. Box 231
City, State, Zip Drifting, PA 16834
County Clearfield County
Township(s) Karthaus Township
Receiving Stream(s) and Classification(s) West Branch
Susquehanna River (WWF/MF)

ESCGP-2 # ESX10-015-0084 (01)
Applicant Name Talisman Energy USA, Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County

Township(s) Columbia Township
Receiving Stream(s) and Classification(s) North Branch
Sugar Creek (TSF)

ESCGP-2 # ESG29-131-14-0021
Applicant Name Chief Oil & Gas, LLC
Contact Person Jeffrey Deegan
Address 6051 Wallace Road Ext., Suite 300
City, State, Zip Wexford, PA 15090
County Sullivan County
Township(s) Elkland Township
Receiving Stream(s) and Classification(s) Elk Creek (EV,
HQ, CWF, MF, NF, AT)

ESCGP-2 # ESG29-131-14-0017
Applicant Name Southwestern Energy Production Company
Contact Person Dave Sweeley
Address 917 State Route 92 North
City, State, Zip Tunkhannock, PA 18657
County Wyoming County
Township(s) Forkston Township
Receiving Stream(s) and Classification(s) North Branch
Mehoopany Creek (CWF/MF, NRT)
Secondary: Mehoopany Creek (CWF/MF, NRT)

ESCGP-2 # ESX10-015-0169 (01)
Applicant Name Talisman Energy USA Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Orwell Township
Receiving Stream(s) and Classification(s) South Creek
(CWF)

ESCGP-2 # ESX10-015-0187 (01)
Applicant Name Talisman Energy USA Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Pike Township
Receiving Stream(s) and Classification(s) Ross Creek
(WWF)

ESCGP-2 # ESX09-015-0086 (01)
Applicant Name Talisman Energy USA Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Wells Township
Receiving Stream(s) and Classification(s) Seeley Creek
(CWF/MF)

ESCGP-2 # ESX11-015-0004 (01)
Applicant Name Talisman Energy USA Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Columbia Township
Receiving Stream(s) and Classification(s) UNT North
Branch Sugar Creek (CWF/MF)

ESCGP-2 # ESX11-015-0320 (01)
Applicant Name Talisman Energy USA Inc.
Contact Person Joseph Katruska
Address 50 Pennwood Place
City, State, Zip Warrendale, PA 15086
County Bradford County
Township(s) Columbia Township
Receiving Stream(s) and Classification(s) UNT Sugar
Creek (TSF)

ESCGP-2 # ESX29-061-14-0001
 Applicant Name American Energy-Marcellus LLC
 Contact Person Brandon McKinley
 Address 301 NW 63rd Street, Suite 600
 City, State, Zip Oklahoma City, OK 73116
 County Huntingdon County
 Township(s) Union Township
 Receiving Stream(s) and Classification(s) UNT to Little
 Trough Creek (TSF);
 Secondary: Great Trough Creek

ESCGP-2 # ESX29-115-14-0085
 Applicant Name Southwester Energy Production Com-
 pany
 Contact Person Dave Sweeley
 Address 917 State Route 92 North
 City, State, Zip Tunkhannock, PA 18657
 County Susquehanna County
 Township(s) Jackson and New Milford Townships
 Receiving Stream(s) and Classification(s) UNT to Butler
 Creek (CWF/MF); Little Butler Creek (CWF/MF)

ESCGP-2 # ESX29-115-14-0089
 Applicant Name Williams Field Services Company, LLC
 Contact Person Lauren Miladinovich
 Address Park Place Corporate Center 2
 City, State, Zip 2000 Commerce Drive
 County Susquehanna County
 Township(s) Forest Lake and Middletown Townships
 Receiving Stream(s) and Classification(s) Middle Branch
 Wyalusing Creek (CWF/MF) and UNTs thereto

ESCGP-2 # ESG29-081-14-0016 (01)
 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) Upper Fairfield Township
 Receiving Stream(s) and Classification(s) Mill Creek
 (East)(HQ-CWF);
 Secondary: Loyalsock (EV)

ESCGP-2 # ESG13-115-0134 (01)
 Applicant Name Talisman Energy USA, Inc.

Contact Person Ben Younkin
 Address 337 Daniel Zenker Drive
 City, State, Zip Horseheads, NY 14845
 County Susquehanna County
 Township(s) Apolacon and Choconut Townships
 Receiving Stream(s) and Classification(s) Bow Bridge
 Creek #31758 (HQ-CWF/MF), UNTs to Choconut Creek
 #31765 (WWF) and Bow Bridge Creek;
 Secondary: Apalachin Creek (CWF, MF, NRT)

ESCGP-2 # ESX29-114-14-0093
 Applicant Name Williams Field Services Company, LLC
 Contact Person Sandra Lojek
 Address Park Place Corporate Center 2
 City, State, Zip 2000 Commerce Drive
 County Susquehanna County
 Township(s) Harford Township
 Receiving Stream(s) and Classification(s) East Branch
 Martins Creek (CWF/MF)

*Southwest Region: Oil & Gas Program Mgr. 400 Water-
 front Dr. Pittsburgh PA*

ESCGP-2 No: ESX14-059-0043 Major Revision
 Applicant Name: Chevron Appalachia LLC
 Contact Person Mr Branden Weimer
 Address: 800 Mountain View Drive
 City: Smithfield
 State: PA Zip Code: 15478
 County: Greene Township: Dunkard
 Receiving Stream (s) and Classifications: Dunkard Creek
 WWF, Monongahela River WWF; Other WWF

ESCGP-2 No.: ESX14-125-0066
 Applicant Name: Rice Poseidon Midstream LLC
 Contact Person: Kyle A Shirey
 Address: 400 Woodcliff Drive
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Fallowfield and Somers-
 set
 Receiving Stream(s) and Classifications: 9 UNT to Saw-
 mill Creek/Monongahela; Sawmill Creek/Monongahela;
 UNT to Pigeon Creek/Monongahela; Other WWF;
 Siltation-Impaired

SPECIAL NOTICES

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of October 2014 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P. L. 238, No. 43 (63 P. S. Sections 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
John Bertone	420 William St. Downingtown, PA 19335	Testing
John Biegalski	581 Lindsey Dr. Wayne, PA 19087	Testing
Brian Cousins	220 Rosencranse Rd. Honesdale, PA 18431	Mitigation
William Cummins	2505 Warm Springs Ave. Huntingdon, PA 16652	Testing
Daniel Festa Festa Radon Technologies Co.	47-A Progress Ave. Cranberry Twp., PA 16066	Mitigation

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Edward "Darbie" Lasorda	526 Ferncastle Dr. Downingtown, PA 19335	Testing
Jason Matthey Radonxperts, LLC	229 Pawnee St. Belle Vernon, PA 15012	Mitigation
Mitigation Specialists, The	1424 W. 30th St. Erie, PA 16508	Mitigation
PA Radon Solutions	1419 Rock Glen Rd. Bloomsburg, PA 17815	Mitigation
Randolph Payne	5333 Spring Valley Dr. Pittsburgh, PA 15236	Testing
Roger Priest	PO Box 200 Salfordville, PA 18958	Mitigation
Tim Raufer VBIinspection.com, Inc.	210 Church Pl. Pittsburgh, PA 15216	Testing
Joseph Schwab	521 N. Ramunno Dr. Middletown, DE 19709	Testing
Marc Shanley	55 Country Acres Dr. Kunkletown, PA 18058	Testing
Chad Skibo Radonxperts, LLC	229 Pawnee St. Belle Vernon, PA 15212	Testing
John Urenovitch	75 S. Hunter Hwy. Drums, PA 18222	Testing
Diana Vaccarello	PO Box 373 Murrysville, PA 15668	Testing
Virtus Group, The	3544 N. Progress Ave., Ste. 200 Harrisburg, PA 17110	Testing

Environmental Assessment

Northwest Regional Office, Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335

Location: Knox Borough—P. O. Box 366, 620 South Main Street, Knox, PA 16232

Description: The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project. The Knox Borough proposes to upgrade the WWTP from 0.26 MGD to 0.502 MGD utilizing either the oxidation ditch type technology or extended aeration. The Department's review of the project and the information received in the Environmental Report for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves the Environmental Assessment.

[Pa.B. Doc. No. 14-2367. Filed for public inspection November 14, 2014, 9:00 a.m.]

Extension of NPDES General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines (PAG-10)

Under the authority of The Clean Streams Law (35 P. S. §§ 691.1—691.1001) and sections 1905-A, 1917-A and 1920-A of The Administrative Code of 1929 (71 P. S. §§ 510-5, 510-17 and 510-20), the Department of Environmental Protection (Department) is extending the availability of the current National Pollutant Discharge Elimination System General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines (PAG-10) for 12 months.

The existing PAG-10 will expire on December 20, 2014. By this notice, the Department is administratively extending the PAG-10 General Permit to December 20, 2015. Persons that are operating under the PAG-10 General Permit may continue to operate until December 20, 2015, or the expiration date of coverage identified on

the permit coverage approval page, whichever is later. The Department is extending the availability of this permit to adequately complete preparation of the renewal of the PAG-10 General Permit.

The General Permit and related documents are available on the Department's eLibrary web site at www.elibrary.dep.state.pa.us (select "Permit and Authorization Packages," "Point and Non-Point Source Management," "National Pollutant Discharge Elimination System—NPDES," "General Permits" and "PAG-10").

Questions regarding the PAG-10 General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines should be directed to Geoffrey Maduka, (717) 783-2954, gmaduka@pa.gov.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2368. Filed for public inspection November 14, 2014, 9:00 a.m.]

Laboratory Accreditation Advisory Committee Meeting

The Laboratory Accreditation Advisory Committee will hold its next meeting on Thursday, December 11, 2014, from 9 a.m. to 12 p.m. in Room 206 of the Bureau of Laboratories Building, 2575 Interstate Drive, Harrisburg, PA 17105. The purpose of the meeting is to consider amendments to the accreditation fees and to discuss standardization of data qualifiers.

For additional information, contact Aaren Alger, (717) 346-8212, aalger@pa.gov. The agenda and materials for the meeting will be available through the Public Participation Center on the Department of Environmental Protection's web site at www.dep.state.pa.us (select "Public Participation Center" and "Advisory Committees").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Aaren Alger at (717) 346-8212 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2369. Filed for public inspection November 14, 2014, 9:00 a.m.]

Proposed Modifications to General Plan Approval and/or General Operating Permit No. 5 for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5)

The Department of Environmental Protection (Department) proposes revisions to the existing General Plan Approval and/or General Operating Permit (BAQ-GPA/GP-5 or General Permit) for Natural Gas Compression and/or Processing Facilities issued in February 2013. This General Permit establishes Best Available Technology (BAT) requirements and other applicable Federal and State requirements including source testing, leak detection, recordkeeping and reporting requirements for the applicable air contamination sources.

The revised General Permit, developed under the authority of section 6.1(f) of the Air Pollution Control Act (35 P.S. § 4006.1(f)) and 25 Pa.Code Chapter 127, Subchapter H (relating to general plan approvals and operating permits), will have the same applicability and scope as the February 2013 version of the General Permit, BAQ-GPA/GP-5.

Proposed modifications to the General Permit include the following:

(1) Under Section A, Condition 2, the word "produces" has been deleted from the definition of "Natural gas compression and/or processing facility."

(2) Under Section A, Condition 3(a)(iii), the Applicability/Scope was broadened to include all types of natural gas-fired compressors. This change is also reflected in Section D.

(3) Under Section A, Condition 9(c), in the first paragraph of the Compliance Requirements, the word "and" was changed to "any."

(4) Under Section A, Condition 9(c)(ix), the applicability threshold requirement for greenhouse gases has been deleted in response to the United States Supreme Court's

Utility Air Regulatory Group (UARG) v. Environmental Protection Agency (EPA) decision, No. 12-1146 (June 23, 2014), invalidating certain provisions in the "Prevention of Significant Deterioration and Title V Greenhouse Gas Tailoring Rule." EPA subsequently issued preliminary guidance on July 24, 2014, in response to the decision.

(5) Under Section A, Condition 9(d) is added to require an annual compliance certification for the terms and conditions in GP-5. The annual compliance certification will be due to the Department by March 1 each year for the previous calendar year.

(6) Under Section A, Condition 22(h), the test method to determine the Formaldehyde emissions was revised from EPA Method 328 to EPA Method 323.

(7) Under Section F, Condition 3, the first sentence is revised by deleting any reference to the requirements in 40 CFR Part 63, Subpart HH (relating to National emission standards for hazardous air pollutants from oil and natural gas production facilities). This revision is also reflected in Section F, Condition 4.

(8) Other minor clarifying modifications are also included in the proposed BAQ-GPA/GP-5 amendments.

Interested parties are encouraged to obtain and review a complete copy of the proposed modifications to the General Permit by contacting Maisha Webb, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468, (717) 787-9702. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Internet users can access a copy of the General Permit on the Department's web site at www.depweb.state.pa.us (DEP Keyword: "Air Quality Home").

Interested persons may submit written comments to Virendra Trivedi, Environmental Engineer Manager, New Source Review Section, Division of Permits, Bureau of Air Quality, 12th Floor, Rachel Carson State Office Building, P. O. Box 8468, Harrisburg, PA 17105-8468. Written comments must be submitted to the Department no later than January 6, 2015. Comments received by facsimile will not be accepted.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2370. Filed for public inspection November 14, 2014, 9:00 a.m.]

Proposed State Implementation Plan Revision; Redesignation Request and Maintenance Plan for the Pittsburgh-Beaver Valley 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_{2.5}). PM_{2.5} concentrations above the Federal health-based standard pose a serious human health threat. With significant improvements in air quality in the Pittsburgh-Beaver Valley Area, this nonattainment area is monitoring attainment of the 1997 annual and the 2006 24-hour PM_{2.5} National Ambient Air Quality Standards (NAAQS). The Pittsburgh-Beaver Valley nonattainment area for the PM_{2.5} NAAQS

includes Beaver, Butler, Washington and Westmoreland Counties and portions of Allegheny, Armstrong, Greene and Lawrence Counties.

In accordance with applicable Federal Clean Air Act (CAA) (42 U.S.C.A. §§ 7401—7671q) requirements, the Department of Environmental Protection (Department) intends to submit a request to the United States Environmental Protection Agency (EPA) for redesignation of the area to attainment of the 1997 and 2006 PM_{2.5} NAAQS. The Department is seeking public comments on the Redesignation Request and a proposed revision to the State Implementation Plan (SIP) containing the 2007 comprehensive inventory as required under section 172(c)(3) of the CAA (42 U.S.C.A. § 7502(c)(3)) and a Maintenance Plan demonstrating that the area can maintain the 1997 annual and 2006 24-hour PM_{2.5} health-based NAAQS for at least 10 years following redesignation as required under section 175A(a) of the CAA (42 U.S.C.A. § 7505a(a)). Upon the EPA approval of the SIP revision, the Maintenance Plan will also establish new motor vehicle emission budgets for transportation conformity purposes.

The Commonwealth's proposed request to the EPA for the redesignation of the Pittsburgh-Beaver Valley Area to attainment for the PM_{2.5} NAAQS and the proposed SIP revision are available on the Department's web site at www.dep.state.pa.us (select "Air," then "Bureau of Air Quality" and click on "PA SIPs page" under "Comment Periods Now Open") or through the following contact persons.

The Department will hold a public hearing to receive comments on the proposal on Tuesday, December 16, 2014, at 1 p.m. at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Persons wishing to present testimony at the hearing should contact Alex Haas, Bureau of Air Quality, 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 provide two written copies of their statement at the hearing.

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 Pennsylvania AT&T Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than December 16, 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. Use "PBV PM2.5 Redesignation" as the subject line in written communication.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2371. Filed for public inspection November 14, 2014, 9:00 a.m.]

Storage Tank Advisory Committee Meeting Cancellation

The Storage Tank Advisory Committee meeting scheduled for December 2, 2014, has been cancelled. The next meeting is scheduled for March 3, 2015, at 10 a.m. in Room 105 of the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17105.

Questions concerning the next scheduled meeting of the Storage Tank Advisory Committee should be directed to Charles M. Swokel, (717) 772-5806, cswokel@pa.gov. The agenda and meeting materials for the March 3, 2015, meeting will be available on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (select "Public Participation Center" and "Advisory Committees").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5551 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2372. Filed for public inspection November 14, 2014, 9:00 a.m.]

Suspension of Implementation and Enforcement of Compliance Requirement for Greenhouse Gases for General Plan Approval and/or General Operating Permit No. 5 (BAQ-GPA/GP-5)

The Department of Environmental Protection (Department) announces the suspension of the implementation and enforcement of Section A, General Condition 9, Compliance Requirement (c)(ix) under General Plan Approval and/or General Operating Permit BAQ-GPA/GP-5 (GP-5) (Natural Gas Compression and/or Processing Facilities), effective November 15, 2014. The compliance requirement for greenhouse gases provides that the emissions from all sources and associated air pollution control equipment located at a natural gas compression or processing facility, or both, shall not equal or exceed 100,000 tons, expressed as carbon dioxide equivalent (CO_{2e}), on a 12-month rolling sum basis. Under the current GP-5, an air contamination source that exceeds the CO_{2e} emissions threshold is considered a major source subject to the Title V permitting requirements under 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permits), as well as the Prevention of Significant Deterioration (PSD) and Nonattainment New Source Review requirements under 25 Pa. Code Chapter 127, Subchapter D or E (relating to prevention of significant deterioration of air quality; and new source review), and therefore ineligible to seek authorization to use GP-5.

The Department is suspending implementation and enforcement of Section A, General Condition 9 (c)(ix) of GP-5 because of the United States Supreme Court's ruling in *Utility Air Regulatory Group (UARG) v. Environmental Protection Agency (EPA)*, No. 12-1146 (June 23, 2014), which invalidated certain regulatory provisions of the "Prevention of Significant Deterioration and Title V Greenhouse Gas Tailoring Rule" promulgated by the EPA at 75 FR 31514 (June 3, 2010). Among other things, the Supreme Court's decision invalidated the requirement that new sources as well as existing sources that emit, or have the potential to emit, at least 100,000 tons per year of CO_{2e} are subject to the PSD and Title V requirements. On July 24, 2014, the EPA issued a memorandum entitled "Next Steps and Preliminary Views on the Application of Clean Air Act Permitting Programs to Greenhouse Gases Following the Supreme Court's Decision in *Utility Air*

Regulatory Group v. Environmental Protection Agency,” which provides preliminary guidance to the EPA Regional Administrators in Regions 1—10.

In response to the *UARG v. EPA* decision and the EPA’s preliminary guidance, the implementation and enforcement of greenhouse gases requirement in GP-5, Section A, General Condition 9, Compliance Requirement (c)(ix) are no longer necessary. The owners and operators of natural gas compression or processing facilities, or both, in this Commonwealth that meet or exceed the 100,000-ton CO₂e threshold are eligible to seek authorization to use GP-5 because they are not major sources for PSD or Title V purposes, based solely on greenhouse gases. GP-5 will be revised and reissued following the completion of the public participation process.

The Department’s exercise of enforcement discretion pending the reissuance of GP-5 will not protect any owner or operator issued an authorization to use GP-5 from legal challenges pursued by third parties.

For more information or questions concerning GP-5, contact Krishnan Ramamurthy, Chief, Division of Permits, (717) 783-9476, kramamurth@pa.gov.

DANA K. AUNKST,
Acting Secretary

[Pa.B. Doc. No. 14-2373. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Monroe County

Proposals are invited to provide the Department of General Services with 16,790 usable square feet of office space for the State Police in Monroe County. For more information on SFP No. 94661, which is due on Friday, December 19, 2014, visit www.dgs.state.pa.us or contact Pete Kafkalas, (717) 525-5231, pkafkalas@pa.gov.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2374. Filed for public inspection November 14, 2014, 9:00 a.m.]

Lease Retail Space to the Commonwealth Allegheny County

Proposals are invited to provide the Department of General Services with 4,000 to 5,000 net usable square feet of retail space for the Liquor Control Board in Lawrenceville, Allegheny County. For more information on SFP No. 94668, which is due on January 9, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2375. Filed for public inspection November 14, 2014, 9:00 a.m.]

Lease Retail Space to the Commonwealth Bucks County

Proposals are invited to provide the Department of General Services approximately 7,500 to 8,500 net usable square feet of retail space for the Liquor Control Board in Chalfont, Bucks County. For more information on SFP No. 94666, which is due on January 28, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2376. Filed for public inspection November 14, 2014, 9:00 a.m.]

Lease Retail Space to the Commonwealth Bucks County

Proposals are invited to provide the Department of General Services approximately 9,000 to 11,000 net usable square feet of retail space for the Liquor Control Board in Fairless Hills, Bucks County. For more information on SFP No. 94667, which is due on January 29, 2015, visit www.dgs.state.pa.us or contact the Bureau of Real Estate at (717) 787-4394.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2377. Filed for public inspection November 14, 2014, 9:00 a.m.]

Real Estate for Sale Delaware County

The Department of General Services (Department) will accept bids for the purchase of 5,234 square feet ± of land and building formerly known as the SCI Chester Staff Residence located at 215 Avon Road, City of Chester, Delaware County. Bids are due Wednesday, December 10, 2014. Interested parties wishing to receive a copy of Solicitation No. 94656 should view the Department’s web site at www.dgs.state.pa.us or call Jeff Higgins at (717) 705-6920.

SHERI PHILLIPS,
Secretary

[Pa.B. Doc. No. 14-2378. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of Albert Einstein Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Albert Einstein Medical Center has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of*

Health Care Facilities 2014. The facility specifically requests exemptions from the following standards contained in this publication: 4-6.4 (relating to filtration).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2379. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Armstrong County Memorial Hospital d/b/a ACMH Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Armstrong County Memorial Hospital d/b/a ACMH Hospital has requested an exception to the requirements of 28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2380. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Children's Hospital of Philadelphia for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Philadelphia has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2014*. The facility specifically requests exemptions from the following standards contained in this publication: 2.1-3.2.2.1(1), 2.2-3.1.3.6(2)(a) and 2.2-3.1.3.6 (relating to area; space requirements; and medical air) and Table 2.1-4.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2381. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Children's Hospital of Pittsburgh of UPMC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Children's Hospital of Pittsburgh of UPMC has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2014*. The facility specifically requests exemptions from the following standards contained in this publication: 2.2-2.10.8.2 (relating to parent/infant rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2382. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Ephrata Community Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Ephrata Community Hospital has requested an exception to the requirements of 28 Pa. Code § 117.30(4) (relating to emergency paramedic services).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2383. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Geisinger Lewistown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Geisinger Lewistown Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2010*. The facility specifically requests exemptions from the following standards contained in this publication: 2.2-3.6.3.5 (relating to patient uptake rooms).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2384. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Gettysburg Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Gettysburg Hospital has requested an exception to the requirements of the definition of "cardiac catheterization area" in 28 Pa. Code § 138.2 (relating to definitions).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2385. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Lehigh Valley Hospital—Hazleton for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Lehigh Valley Hospital—Hazleton has requested an exception to the requirements of 28 Pa. Code § 107.2 (relating to medical staff membership).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the 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. 14-2386. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Mount Nittany Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Mount Nittany Medical Center has requested an exception to the requirements of 28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or

hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2387. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Penn Highlands DuBois—Urology for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Penn Highlands DuBois—Urology (807 Turnpike Avenue, Suite 250, Clearfield) has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2010*. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-3.2.2.2(1) and 3.1-3.2.2.2(2) (relating to area; and clearances).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2388. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Radiance Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Radiance Surgery Center has requested an exception to the requirements of 28 Pa. Code §§ 551.31, 551.33 and 551.34 (relating to licensure; survey; and licensure process).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2389. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of St. Luke's Hospital Bethlehem (Allentown Campus) for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Luke's Hospital Bethlehem (Allentown Campus) has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2010*. The facility specifically requests exemptions from the following standards contained in this publication: 2.2-2.2.2.5(1)(a)(b) (relating to locations of hand-washing stations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2390. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of St. Luke's Quakertown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that St. Luke's Quakertown Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2010*. The facility specifically requests exemptions from the following standards contained in this publication: 3.1-3.6.6.2 and 3.1-3.6.7 (relating to sinks; and nourishment areas).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2391. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of Uniontown Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Uniontown Hospital has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *Guidelines for Design and Construction of Health Care Facilities 2014*. The facility specifically requests exemptions from the following standards contained in this publication: 2.2-2.12.4.2, 2.2-2.12.3.3(1) and (2), Table 2.1-4 and 2.2-2.12.6.12.

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be

reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2392. Filed for public inspection November 14, 2014, 9:00 a.m.]

Application of UPMC McKeesport for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC McKeesport has requested an exception to the requirements of 28 Pa. Code § 138.15 (relating to high-risk cardiac catheterizations).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2393. Filed for public inspection November 14, 2014, 9:00 a.m.]

Establishment of Minimum Standard Requirements for Sexual Assault Evidence Collection

On November 29, 2006, Governor Edward G. Rendell signed the Sexual Assault Testing and Evidence Collection Act (act) (35 P. S. §§ 10172.1—10172.4). Section 3 of the act (35 P. S. § 10172.3) establishes a Statewide sexual assault evidence collection program to be administered by the Department of Health (Department). Under this program the Department is to consult with the Pennsylvania Coalition Against Rape (PCAR) and the Pennsylvania State Police (PSP) to develop and review on a scheduled basis the minimum standard requirements for all rape kits used in hospitals and health care facilities in this Commonwealth, to test and approve commercially available rape kits for use in this Commonwealth and establish a program to train appropriate personnel in the correct use and application of rape kits.

Under the act, the Department, in consultation with PCAR and PSP, established a Sexual Assault Evidence Collection Committee (SAEC). The SAEC included representatives of the Department, PCAR, PSP, the Hospital and Healthsystem Association of Pennsylvania, forensic nurse examiners, members of sexual assault response teams and law enforcement.

In accordance with the act, the SAEC formulated minimum standard requirements for sexual assault evidence collection in this Commonwealth. Beginning October 1, 2008, the minimum standards requirements established by the SAEC should be observed by all health care facilities and child advocacy centers in this Commonwealth, and these facilities and centers should meet or exceed those minimum standard requirements.

Under 28 Pa. Code § 117.52(a)(1) (relating to minimum requirements for sexual assault emergency services), all hospitals providing sexual assault emergency services under 28 Pa. Code §§ 117.51—117.58 (relating to sexual assault victim emergency services) “shall utilize a rape kit that complies with the minimum standard requirements developed by the Department or that is otherwise approved by the Department under the [act].” Accordingly, this publication shall serve as notice to those hospitals of the minimum standard requirements developed by the Department under the act.

As of October 1, 2014, the following minimum standard requirements for sexual assault evidence collection are in effect:

Minimum Standard Requirements Sexual Assault Evidence Collection Kit Contents

- | | |
|---------|---|
| Step 1 | Consent for Collection and Release of Evidence and Information Form |
| Step 2 | Foreign Material, Clothing, and Underpants Collection |
| Step 3 | Oral Assault Collection Samples |
| Step 4 | Miscellaneous Collection (Debris, Dried Secretions, Tampon/Sanitary Napkin) |
| Step 5 | Fingernail Clippings/Swabblings |
| Step 6 | Pubic Hair Combings |
| Step 7 | External Genitalia Collection Sample |
| Step 8 | Vaginal Assault Collection Samples |
| Step 9 | Rectal Assault Collection Samples |
| Step 10 | Buccal Swab Collection (for DNA Analysis) |
| Step 11 | Transfer of Evidence Form |

Persons who require more information regarding these requirements may contact Beth Zakutney, Sexual Violence Prevention and Education Program Administrator, (717) 547-3234, bzakutney@pa.gov.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Ann Chronister, Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 783-8980 or for speech and/or hearing impaired persons V/TT (717) 783-6414 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2394. Filed for public inspection November 14, 2014, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

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

Inglis House
2600 Belmont Avenue
Philadelphia, PA 19131
FAC ID # 090202

Suburban Woods Health and Rehabilitation Center
2751 Dekalb Pike
Norristown, PA 19401
FAC ID # 044002

Town Manor East
2004 Old Arch Road
Norristown, PA 19401
FAC ID # 125102

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail, or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2395. Filed for public inspection November 14, 2014, 9:00 a.m.]

Pennsylvania Cancer Control, Prevention and Research Advisory Board Meeting

The Pennsylvania Cancer Control, Prevention and Research Advisory Board (Board) established under section 3 of the Pennsylvania Cancer Control, Prevention and Research Act (35 P.S. § 5633), will hold a meeting on Wednesday, December 10, 2014, from 9 a.m. to 12 p.m. at the Giant Super Food Store Community Center, Second Floor, 2300 Linglestown Road, Harrisburg, PA 17110. The purposes of the Board, and items which may be discussed, include advising the Secretary of Health with respect to cancer control, prevention and research in this Commonwealth, approving each year a program for cancer control, prevention and research, to be known as the "Pennsylvania Cancer Plan," and recommending to the Secretary of Health the awarding of grants and contracts to qualified associations, nonprofit organizations or governmental agencies to plan, establish or conduct programs in cancer

control or prevention, cancer education and training and cancer clinical research. In addition, various Departmental and United States Centers for Disease Control and Prevention updates will be presented.

For additional information or for persons with a disability who wish to attend this meeting and require an auxiliary aid, service or other accommodation to do so should contact Sharon H. Sowers, Plan and Policy Section Chief, Department of Health, Comprehensive Cancer Control Section, Room 1011, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 547-3249 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT) for speech and/or hearing impaired persons.

This meeting is subject to cancellation without notice.

MICHAEL WOLF,
Secretary

[Pa.B. Doc. No. 14-2396. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF PUBLIC WELFARE

Additional Class of Disproportionate Share Payments to Certain Acute Care Hospitals

The Department of Public Welfare (Department) is providing final notice of its creation of an additional class of disproportionate share hospital (DSH) payment for certain qualifying acute care general Medical Assistance (MA) hospitals to ensure their continued participation in the MA Program. This payment is intended to promote the availability of professional medical services to the MA population in less urbanized areas of this Commonwealth by supporting medical education and academic medical programs, which foster the supply of health care professionals to treat the MA population.

To qualify for this payment, the hospital must meet all of the following criteria. Unless otherwise stated, the source of the information is the State Fiscal Year (FY) 2010-2011 MA cost report (MA-336).

1. The hospital is enrolled in Pennsylvania's (PA) MA Program as an acute care general hospital.
2. The hospital is located in a county of the third class with a population between 279,000 and 282,000 under the 2010 Federal decennial census.
3. The hospital's PA MA Fee-for-Service Medical Education costs exceed \$500,000.

Payments to qualifying hospitals are divided equally among all qualifying hospitals. All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

The Department published notice of its intent to allocate funding for these DSH payments at 44 Pa.B. 2588 (April 26, 2014). The Department received no public comments during the 30-day comment period, and will implement the change as described in its notice of intent.

Fiscal Impact

The FY 2013-2014 impact, as a result of the funding allocation for this payment is \$1.076 million (\$0.500 million in State general funds and \$0.576 million in Federal funds).

BEVERLY D. MACKERETH,
Secretary

Fiscal Note: 14-NOT-916. (1) General Fund; (2) Implementing Year 2013-14 is \$500,000; (3) 1st Succeeding Year 2014-15 through 5th Succeeding Year 2018-19 are \$0; (4) 2012-13 Program—\$12,618,000; 2011-12 Program—\$12,618,000; 2010-11 Program—\$18,871,000; (7) MA—Academic Medical Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 14-2397. Filed for public inspection November 14, 2014, 9:00 a.m.]

Additional Class of Disproportionate Share Payments to Qualifying Teaching Hospitals

The Department of Public Welfare (Department) is announcing its intent to allocate funding for Fiscal Year (FY) 2014-2015 disproportionate share hospital (DSH) payments to qualifying teaching hospitals that provide psychiatric services to Medical Assistance (MA) beneficiaries. The Department intends for this funding to be used to help offset medical education costs of psychiatrists which are incurred by hospitals providing psychiatric care to MA beneficiaries and the uninsured. There is no change in the qualifying criteria or payment methodology for this payment from FY 2013-2014.

Payment limitations will still be applicable, including those limitations prohibiting the Commonwealth from exceeding its aggregate annual DSH allotment and prohibiting a hospital from receiving DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2014-2015 impact as a result of the funding allocation for this payment is \$0.500 million (\$0.241 million in State general funds and \$0.259 million in Federal funds upon approval by the Centers for Medicare and Medicaid Services).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Public Welfare, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

<i>Drawing</i>	<i>Entry Start Date</i>
1	10/19/2014 @ 00:00:00*
2	11/26/2014 @ 00:00:00
3	1/07/2015 @ 00:00:00
4	2/18/2015 @ 00:00:00
5	4/08/2015 @ 00:00:00

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

BEVERLY D. MACKERETH,
Secretary

Fiscal Note: 14-NOT-917. (1) General Fund; (2) Implementing Year 2014-15 is \$241,000; (3) 1st Succeeding Year 2015-16 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$163,862,000; 2012-13 Program—\$268,112,000; 2011-12 Program—\$325,685,000; (7) MA—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 14-2398. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF REVENUE

MONOPOLY MILLIONAIRES' CLUB Terminal-Based Lottery Game

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 875.4 (relating to notice of terminal-based lottery game rules), the Secretary of Revenue hereby provides public notice of changes to the MONOPOLY MILLIONAIRES' CLUB terminal-based lottery game rules that were published at 44 Pa.B. 6722 (October 18, 2014).

This amendment changes the MONOPOLY MILLIONAIRES' CLUB Game Show Drawing schedule and removes the requirement that players affirmatively indicate at the time of submitting the identifying information from a Qualifying Ticket, that their information is being submitted from an internet connected or mobile device located within Pennsylvania. These changes will be effective on the publication date of this Notice.

The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 44 Pa.B. 6722—6729:

* * * * *

11. MONOPOLY MILLIONAIRES' CLUB TV Game Show.

* * * * *

(c) The Pennsylvania Lottery will periodically conduct drawings to select winners of a MONOPOLY MILLIONAIRES' CLUB TV Game Show Trip Package Prize. The entry periods and drawing dates for the first 11 Pennsylvania Lottery's MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawings are as follows:

<i>Entry Start Date</i>	<i>Entry Deadline Date</i>	<i>Drawing Date</i>
10/19/2014 @ 00:00:00*	11/25/2014 @ 23:59:59	12/02/2014
11/26/2014 @ 00:00:00	1/06/2015 @ 23:59:59	1/13/2015
1/07/2015 @ 00:00:00	2/17/2015 @ 23:59:59	2/24/2015
2/18/2015 @ 00:00:00	4/07/2015 @ 23:59:59	4/14/2015
4/08/2015 @ 00:00:00	5/19/2015 @ 23:59:59	5/26/2015

<i>Drawing</i>	<i>Entry Start Date</i>	<i>Entry Deadline Date</i>	<i>Drawing Date</i>
6	5/20/2015 @ 00:00:00	7/07/2015 @ 23:59:59	7/14/2015
7	7/08/2015 @ 00:00:00	8/25/2015 @ 23:59:59	9/1/2015
8	8/26/2015 @ 00:00:00	10/20/2015 @ 23:59:59	10/27/2015
9	10/21/2015 @ 00:00:00	12/08/2015 @ 23:59:59	12/15/2015
10	12/09/2015 @ 00:00:00	2/2/2016 @ 23:59:59	2/09/2016
11	2/03/2016 @ 00:00:00	To be determined	To be determined

* All times are Eastern Prevailing Time.

The entry period and drawing dates for subsequent Pennsylvania Lottery's MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawings will be published in a notice in the *Pennsylvania Bulletin* and publically announced by the Secretary. The number of MONOPOLY MILLIONAIRES' CLUB TV Game Show Trip Package Prizes to be awarded for a specific Pennsylvania Lottery's MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawing will be announced publically prior to the drawing. Claimants will have five (5) business days from the drawing date to return completed claim forms to the Lottery. At the close of business on the fifth business day following the drawing date, the MONOPOLY MILLIONAIRES' CLUB TV Game Show Trip Package Prize will be forfeited and the Lottery will award the prize to the first available alternate selected as part of the drawing process. The alternate shall have five (5) business days to return the completed claim forms to the Lottery.

* * * * *

(f) Entrants must be 18 years of age or older.

(g) Players may submit the TV Game Show Entry Webcodes from an unlimited number of Qualifying Tickets in the Pennsylvania Lottery's MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawings.

(h) When a player enters a TV Game Show Entry Webcode, the MONOPOLY game board Property associated with the Player MONOPOLY Property Number imprinted on the Qualifying Ticket is added to the player's Property inventory along with a bonus MONOPOLY game board Property. The first time a player enters a TV Game Show Entry Webcode, the player will be awarded a bonus MONOPOLY game board Property and a Community Chest Card that will award the player a complete Property Set. Once a player collects all of the MONOPOLY game board Properties needed to complete a Property Set, the player will receive the corresponding number of entries for that particular Property Set, which will be entered in the next occurring MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawing for a chance to become a TV Game Show Audience member for the MONOPOLY MILLIONAIRES' CLUB TV Game Show. The available Property Sets and the number of entries awarded for each Property Set are set out in the table below.

<i>MONOPOLY Property Set</i>	<i>Number of Entries Awarded</i>
Mediterranean Avenue & Baltic Avenue	2
Oriental Avenue & Vermont Avenue & Connecticut Avenue	4
St. Charles Place & States Avenue & Virginia Avenue	6
St. James Place & Tennessee Avenue & New York Avenue	8
Kentucky Avenue & Indiana Avenue & Illinois Avenue	10
Atlantic Avenue & Ventnor Avenue & Marvin Gardens	12
Pacific Avenue & North Carolina Avenue & Pennsylvania Avenue	15
Park Place & Boardwalk	20
Reading RR & Pennsylvania RR & B&O RR & Short Line RR	16
Electric Company & Water Works	10

(i) Players may review their entries for a MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawing via the Pennsylvania MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawings promotional website.

(j) A player's completed Property Sets will be removed from their inventory at the end of the entry period for each Pennsylvania MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawing. Any properties, not part of a Property Set, including duplicate properties, will remain in the player's inventory.

(k) Players who have entered a TV Game Show Entry Webcode within 7 days of a MONOPOLY MILLIONAIRES' CLUB TV Game Show broadcast may earn additional MONOPOLY game board Properties by entering Play-At-Home codes displayed during the MONOPOLY MILLIONAIRES' CLUB TV Game Show. For each Play-At-Home code entered in the Play-At-Home module, available via the Pennsylvania Lottery's MONOPOLY MILLIONAIRES' CLUB TV Game Show Drawings promotional website, a player will be awarded a MONOPOLY game board Property which will be added to the player's inventory.

* * * * *

DANIEL MEUSER,
Secretary

[Pa.B. Doc. No. 14-2399. Filed for public inspection November 14, 2014, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Draft Long Range Transportation Plan for State- wide Planning; Public Comment Period

The Department of Transportation (Department) is seeking public comment on its Draft Long Range Transportation Plan (Plan). The Plan helps to set direction for transportation in this Commonwealth by identifying a baseline of existing conditions, as well as strategic directions. In accordance with the mandates established by the Federal Surface Transportation Law (Moving Ahead for Progress in the 21st Century), the Statewide Plan will include performance measures as a means of tracking system performance over time. It will be used by the Department and its partners at the Federal, State and

local level to guide long range planning and investment decisions in transportation infrastructure and services.

The 30-day public comment period on the Plan begins on November 15, 2014, and ends on December 15, 2014. A copy of the Plan is available at www.paontrack.com or by contacting the Department's Center for Program Development and Management at (717) 787-2862, RA-PennDOTLRTP@pa.gov. Copies are also available at the Department's district offices and at the offices of metropolitan planning organizations and rural planning organizations across this Commonwealth.

Provide comments no later than 5 p.m. on December 15, 2014, to the Department of Transportation, Center for Program Development and Management, P. O. Box 3365, Harrisburg, PA 17105-3365, fax (717) 787-5247, RA-PennDOTLRTP@pa.gov or www.paontrack.com.

BARRY J. SCHOCH, PE,
Secretary



PA On Track

PA'S LONG RANGE TRANSPORTATION &
COMPREHENSIVE FREIGHT MOVEMENT PLAN

Draft
LONG RANGE TRANSPORTATION PLAN

Prepared for:
Pennsylvania Department of Transportation

Prepared by:

**CDM
Smith®**

as of October 1, 2014

ACKNOWLEDGEMENT OF STEERING COMMITTEES**Executive Committee**

- Barry J. Schoch, PennDOT Secretary of Transportation
- Bryan A. Kendro, PennDOT Policy Director
- James D. Ritzman, PennDOT Deputy Secretary for Planning
- Kurt J. Myers, PennDOT Deputy Secretary for Safety Administration
- Bradley L. Mallory, PennDOT Executive Deputy Secretary for Administration
- R. Scott Christie, PennDOT Deputy Secretary for Highway Administration
- Toby L. Fauver, PennDOT Deputy Secretary Local/Area Transit
- Renee Sigel, FHWA Division Administrator

Management Committee

- PennDOT Deputy Secretary's Office (Christine Reilly, Dale Witmer, Doug Zimmerman, Gavin Gray)
- PennDOT Center for Program Development and Management (Larry Shifflet, Jim Arey, Brian Hare, Kristen Mulkerin, Hugh McGowan, Brian Wall, Tyler Stoner)
- PennDOT Bureau of Planning and Research (Laine Heltebridle)
- PennDOT Maintenance and Operations (Charles Goodhart)
- PennDOT Project Delivery (Cheryl Moon-Sirianni)
- PennDOT Engineering District 11-0 (Dan Cessna)
- PennDOT Engineering District 1-0 (William Petit)
- PennDOT Bureau of Driver and Vehicle Services (Anita Wasko)
- PennDOT Center for Port Development (Herbert Packer)
- PennDOT Public Transportation (Laverne Collins)
- PennDOT Bureau of Aviation (Sarah Gulick, John Melville)
- Southwestern Pennsylvania Commission (Chuck DiPietro, Sara Walfoort)
- Delaware Valley Regional Planning Commission (Richard G. Bickel)
- Lehigh Valley Planning Commission (Joe Gurinko)

Advisory Committee

- PennDOT Deputy Secretary's Office (Danielle Spila)
- PennDOT Center for Program Development and Management (Brian Hare, Brian Wall, Kristin Mulkerin, Hugh McGowan, Tyler Stoner)
- PennDOT Highway Safety and Traffic Engineering (Christopher Speese)
- PennDOT Bureau of Aviation (Edith Letherby)
- PennDOT Engineering District 1-0 (Erin Wiley Moyers)
- PennDOT Engineering District 3-0 (Christopher King)
- PennDOT Rail Freight, Ports, Waterways (Gary DeBerry)
- PennDOT Policy Office (Kathryn Tartaglia)
- PennDOT Highway Safety and Traffic Engineering (Matthew Hedge)
- PennDOT Maintenance and Operations (Melissa Batula)
- PennDOT Bureau of Planning and Research (Michael Bonini)
- PennDOT Highway Administration (Rich Heineman)

- PennDOT Bureau of Driver & Vehicle Program Services (Douglas Haines)
- Federal Highway Administration (Dan Walston)
- Delaware Valley Regional Planning Commission (Michael Boyer, Ted Dahlburg)
- Southwestern Pennsylvania Commission (Sara Walfoort)
- North Central Pennsylvania Regional Planning and Development Commission (Amy Kessler)
- Southern Alleghenies Planning and Development Commission (Anne Stich)

EXECUTIVE MESSAGE

Pennsylvania recently adopted a new funding plan that will invest billions of dollars into our transportation system – and this critical investment is already creating new jobs and spurring economic development across the Commonwealth. To guide that investment, Pennsylvania deserves a long range transportation plan and a comprehensive freight movement plan that are innovative, performance-based, and that establish the best transportation priorities to move our economy and citizenry forward as we meet the opportunities of the future.

These plans, collectively known as PA On Track, have been developed with the cooperation of dozens of state, regional and local transportation agencies, the perspectives of Keystone State businesses large and small, and has the input of Pennsylvanians from all parts of the Commonwealth. PA On Track sets goal areas that include system preservation, safety, personal and freight mobility, and stewardship. PA On Track challenges us to move in a bold direction over the next 25 years and focuses on project prioritization, projects, and system performance.

Today, the Commonwealth of Pennsylvania is served by a robust but aging transportation system. A growing economy demands we modernize and innovate this system – to make it safer for all users, increase the use of technology to capture the potential offered by autonomous and connected vehicles, increase transit and biking opportunities, and move freight on our roads and through our ports more efficiently. We need to do all of these things while preserving our system in a state of good repair.

Please take the time to read PA On Track and learn more about how we are working to improve our transportation system for all of its users. Please let me know your thoughts at RA-PennDOTLRTP@pa.gov.

Sincerely,

Barry Schoch, P.E.
Secretary of Transportation

OVERVIEW

PURPOSE OF ‘PA ON TRACK’

“PA On Track” is the brand name for Pennsylvania’s most recent update of its multimodal long range transportation plan and the Commonwealth’s first comprehensive freight movement plan. The multimodal long range transportation plan, presented in this document, seeks to preserve and improve accessibility and connectivity for all transportation modes. The comprehensive freight movement plan further defines how to efficiently move freight, while fostering the state’s economy and

generating future growth. The Pennsylvania Department of Transportation (PennDOT) led the development of PA On Track in partnership with the many entities that influence transportation planning in Pennsylvania, as well as members of the general public.

The PA On Track planning effort occurred in the wake of two major legislative events. First, after passing a series of Continuing Resolutions for three years, in July 2012 the President signed the Moving Ahead for Progress in the 21st Century Act (MAP-21) to reauthorize federal funding for surface transportation. MAP-21 essentially kept federal funding to Pennsylvania's transportation program constant with prior levels through September 30, 2014. MAP-21 also included requirements related to performance-based planning. Despite the fact that complete guidance was not fully available at the time of PA On Track's development and release, PA On Track incorporated performance-based planning to better enable PennDOT in tracking system performance over time. Second, at the state level, in 2014 the Governor signed Act 89. The Act is Pennsylvania's first major transportation funding legislation in over 15 years and provides for increased and growing long-term revenue to address the transportation funding gap identified and defined by the prior independent studies of the state Transportation Advisory Committee and Governor's Transportation Funding Advisory Commission.

Just as these previous studies have highlighted Pennsylvania's funding deficit, PA On Track offers bold direction and innovation as the state moves deeper into the Act 89 era. Three overarching themes associated with PA On Track include that of **prioritization, projects, and system performance**.

Project Prioritization. A new project prioritization process was produced as part of the PA On Track planning process. Part of the framework of this new planning tool is a Multimodal Economic Competitiveness Network, which identifies the state's most important transportation assets critical to the movement of people and freight throughout the state. The tool also includes evaluation measures based on the plan's goals and objectives along with a process for scoring that incorporates both qualitative and quantitative data. The tool allows PennDOT to prioritize projects of regional and statewide significance, assigning a score based on a proposed project's technical merit, as well as its expected economic impact. The tool also will allow PennDOT to more objectively evaluate the merits of candidate projects, regardless of mode (e.g., highway versus rail freight, etc.).

Projects. PA On Track breaks from the approaches of prior state plans in that it advances a set of prioritized projects. PennDOT collaborated with its various partners statewide and is using its recently developed Transportation Asset Management (TAM) tool to prioritize the critical interstate investments needed to meet the objectives of this long range transportation plan.

System Performance. PennDOT has incorporated performance-based planning into PA On Track. The Federal Highway Administration (FHWA) is currently working with states and planning organizations to transition toward and implement a performance-based approach to carrying out the Federal Highway Program. FHWA plans to establish the new MAP-21 requirements for a performance and outcome-based program in the Spring of 2015. In 2016, therefore, PennDOT will work with its planning partners to further develop the strategic direction of PA On Track to identify performance measure targets in alignment with MAP-21.

HISTORY OF TRANSPORTATION PLANNING IN PENNSYLVANIA

PA On Track is the latest in a series of long-range transportation plans that PennDOT has administered since the mid-1990s. PennDOT's Policy Plan of 1995 was Pennsylvania's first long range intermodal transportation plan and touted as "a starting point for developing a transportation agenda for the 21st Century." It was followed by *PennPlan*, which PennDOT unveiled in January 2000. *PennPlan* introduced a corridors-based approach to transportation planning, and organized the state into 28 corridors of statewide significance in order to analyze significant trends, issues and opportunities for future consideration in regional and statewide transportation planning and programming. It added focus to the state's transportation planning process and was emulated by several planning partners.

In more recent years, PennDOT has been guided by the direction of the PA Mobility Plan, which provided guidance for Pennsylvania's transportation investments through 2030. The Mobility Plan advanced several plan breakthroughs. For example, the Mobility Plan defined an illustrative Core PA Transportation System, a concept proposed as a planning tool to improve the performance of Pennsylvania's multimodal transportation system. The PA Mobility Plan also included the development of new analytical tools such as a statewide travel demand model and freight model. PennDOT designed these tools to evaluate infrastructure projects and policy options that span regions, and estimate the impacts on the transportation system by simulating traffic patterns.

PA On Track advances the planning tools introduced by the PA Mobility Plan to address Pennsylvania's most current transportation challenges. The Core PA Transportation System, for example, was a precursor to PA On Track's project prioritization framework and PennDOT revised the travel demand model to include updated network information and a more robust zonal structure that will yield greater accuracy in estimating future travel demand. Together, these advances provide PennDOT with the tools needed to develop future programs with even more analytical rigor than was previously possible.

Pennsylvania's Metropolitan Planning Organizations (MPOs) and Rural Planning Organizations (RPOs) also develop long range transportation plans. MPOs were established by the Federal-Aid Highway Act of 1973 and their boundaries are defined by U.S. Census Bureau urbanized areas. RPOs were created following the 1991 passage of the Intermodal Surface Transportation Efficiency Act which required states to establish a transportation planning process to serve areas beyond urbanized boundaries. These planning partners play a key role in transportation planning in Pennsylvania by collaborating with PennDOT to advance and support planning for the state's transportation system. PennDOT works closely with these planning partners in developing its long range transportation plan and recognizes that each partner has unique regional issues to address.

DOCUMENT NAVIGATOR

The multimodal long range transportation plan is organized into the following major sections:

- **Outreach Summary.** This section provides a discussion of the approach that PennDOT took to develop PA On Track including involvement of stakeholders such as transportation planning partners throughout the state and outreach to the general public.
- **Planning Context.** This section outlines trends in socio-economic factors such as changes in population and age composition, employment and occupation type, and land use patterns that impact the demand for transportation services and, therefore, were carefully considered in the development of PA On Track.
- **Strategic Direction.** This section presents the vision, goals, and performance measures of PA On Track and the future of transportation in Pennsylvania more generally.
- **Multimodal Investment Needs.** This section qualitatively presents the needs by mode—roadway, bridge, appurtenances, public transportation, freight rail, passenger rail, bicycle and pedestrian, aviation, and ports and waterways—for the planning horizon through year 2040.
- **Transportation Revenues and Funding.** This section discusses the importance of Act 89 to Pennsylvania transportation and the need for greater federal funding. Act 89 generates an additional \$2.3 billion annually by Fiscal Year 2017-18. A more robust multi-year federal surface transportation reauthorization is needed to supplement recent increases in available state funding.
- **Findings.** This section presents PA On Track’s findings, including Pennsylvania’s transportation challenges and the changing nature of transportation needs through the planning horizon year 2040.
- **Strategies and Implementation Steps.** This section outlines recommendations and implementation steps for reaching the vision and goals defined by PA On Track for the future of transportation in Pennsylvania.

Both the long range transportation plan and comprehensive freight movement plan are available at www.paontrack.com.

OUTREACH SUMMARY STAKEHOLDER INVOLVEMENT

Engaging stakeholders in the development of PA On Track was a priority of PennDOT. To reach a wide range of stakeholders, PennDOT used outreach methods such as www.paontrack.com and webinars. Webinar participants included local planning partners, local officials, private sector businesses, PennDOT central office and district office staff, modal operators, and representatives from adjacent states. The webinars solicited participant feedback and input on PA On Track via polling questions and an open question and answer segment. Stakeholders also were able to provide input by submitting comments at www.paontrack.com and PennDOT posted summaries and dispositions of all comments received on the website. In addition, PennDOT leveraged several of the Commonwealth’s transportation planning and policy bodies to communicate progress and build momentum for plan implementation.

PennDOT Consulted with Transportation Planning and Policy Bodies:

- County Planning Directors Association
- Delaware Valley Regional Planning Commission (DVRPC) (Philadelphia)
- Department of Community and Economic Development (DCED)
- Department of Conservation and Natural Resources (DCNR)
- Lehigh Valley Planning Commission (LVPC) (Allentown)
- Local Development District Network
- Pedalcycle and Pedestrian Advisory Committee (PPAC)
- North Central PA Regional Planning and Development Commission
- Rail Freight Advisory Committee (RFAC)
- Southern Alleghenies Planning and Development Commission (SAP&DC)
- Southwestern Pennsylvania Commission (SPC) (Pittsburgh)
- Transportation Advisory Committee (TAC)

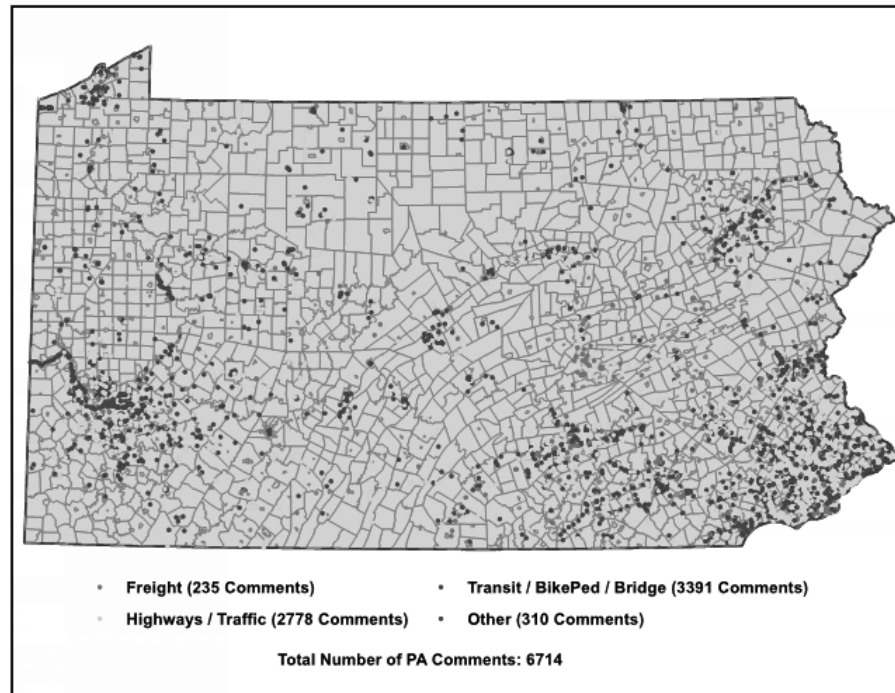
PUBLIC OUTREACH

In addition to its efforts to engage stakeholders, PennDOT also provided specific opportunities for public engagement. Chief of these involved the use of MetroQuest, an online platform whose software enabled the public to learn about the planning process and provide feedback using a series of screens. The online platform included the following key elements:

- Background on statewide long range transportation and freight plans
- Program areas for user ranking
- Investment scenarios for review and evaluation
- Interactive map to receive spatial comments
- General comment screen with links to the project website.

The online platform attracted nearly 3,700 website visits, with over 2,500 of the visitors entering some form of data. Through the interactive map exercise, the public provided comments on nearly 7,000 points, which were saved to a database. Figure 1 illustrates the spatial distribution of the comments received, as well as the nature of the comment, i.e., freight-related, transit, etc.

Figure 1: Location of Project Concerns Identified by the Public



Program Priorities

The MetroQuest online platform generated over 500 comments on program priorities. These comments will be used by PennDOT and its partners at the Federal and regional levels in the development of future plans and programs. While not exhaustive, the following listing presents a high-level overview of public comments received, by priority area:

- **Aviation** – Respondents noted the value of this service in connecting the state’s rural areas to the national network. Maintaining essential air service is a concern at several of the state’s airports, as is improving capacity at Philadelphia International.
- **Bicycle and Pedestrian Facilities** – Respondents commented that transportation planning needs to focus on the movement of people over vehicles. Improved bicycle and pedestrian connections to other modes, particularly public transit centers, and to community centers are desired in order to increase mobility options. Investments in these modes improve health and wellness, and can help address congestion and mobility.
- **Bridge Conditions** – Respondents noted that bridge maintenance must be addressed and sustained. One cannot travel anywhere in Pennsylvania without crossing a bridge. They must be safe. “Being number one in structurally deficient bridges is not a ranking Pennsylvania should have.”

- **Economic Development** – According to respondents, new development should be used to fund transportation improvements through public-private partnerships and similar approaches where possible.
- **Highway Safety** – Respondents noted that safety needs to remain as PennDOT’s top priority. A multi-prong strategy is needed, including education and enforcement to address behavioral concerns such as distracted and aggressive driving, as well as new and mature drivers. Low-cost improvements, such as signing and roadway markings should be done in addition to improvements in roadway design.
- **Land Use and Planning** – The public noted the disconnect that exists in how land use and transportation decisions are made within the state. PennDOT needs to prioritize improvements in areas where investments in infrastructure have already been made. As one commenter noted: “Transportation decisions need to be made in harmony with local land-use policy...or rather, local land-use policy needs to be adjusted to better serve regional transportation plans.”
- **New Roads or Widening** – According to respondents, adding capacity should be done strategically, recognizing the competing demands for resources. Interest in specific major projects was noted, including extending I-83 north into New York (via US 15), addressing the missing link at US 220 near Lock Haven, and the widening of US 322 in Delaware County. (Other projects that were highlighted, such as the Central Susquehanna Valley Thruway, and the US 322 Potters Mills Gap project, have already been programmed.)
- **Operational Improvements** – Respondents’ feedback included a desire for additional technology investment in roadway improvements such as adaptive traffic signals, ramp metering and operational improvements through travel time display on message boards. PennDOT was also urged to collaborate with online traffic information providers to provide improved detour and travel time information.
- **Passenger Rail** – According to respondents, rising energy costs make investment in this mode a vital part of our future planning strategy. The state has good service available in its southeastern region, but very little elsewhere. New station stops were noted in Paradise in Lancaster County, as well as new service desired from the Greater Scranton area and greater Allentown region to New York/New Jersey. Many noted that the *Pennsylvanian* did not offer enough frequency of service.
- **Public Transportation** – According to respondents, this is a vital mode of transportation for many Pennsylvanians, contributing to the accessibility and vitality of our urban spaces. A desire for improvements to this mode of transportation across several areas was noted, including more frequency of service, extension into suburban areas, use of technology to improve the customer experience, and connections to other modes, such as bicycles and passenger rail service.
- **Pavement Condition** – Respondents noted that this aspect of our transportation system directly impacts the most important priority – that of safety. Potholes and crumbling pavement degrades highway safety and are concerns to roadway users, including motorists and bicyclists alike. The needed durability of pavements was also raised as a concern, as was proper winter roadway maintenance.
- **Rail Freight** – Respondents recognized that Pennsylvania is a leader nationally in recognizing the importance of a high quality rail freight network. According to respondents, the state should continue to make investments in private infrastructure where public benefits can be clearly demonstrated. More freight on rail also has the side benefit of improving the surface

life of the highway network and its safety. The value of shortline railroads in connecting shippers and receivers to the national rail freight network was also emphasized.





- **Technology/Energy Efficiency** – Respondents commented that the timing of traffic signals is important to improve efficiency and reduce congestion. Using technology to ease traffic flow would improve efficiency and address aggressive driving.

Alternative Investment Scenarios – A Planning Exercise

As part of the online platform for public outreach, PennDOT executed a planning exercise consisting of four planning, or investment scenarios. The purpose of the exercise was to examine resource allocation across a variety of project types, and assess how the system would respond (e.g., pavement quality ratings, number of substandard bridges, etc.) based upon changes in resource allocations among the project types. (A “preferred scenario” was not chosen.)

PennDOT solicited feedback on the scenarios, based on the following descriptions.

Figure 2: Alternative Investment Scenario Definitions

	<p>Preservation</p> <ul style="list-style-type: none"> • Ensure that all existing modes of transportation are maintained and preserved at a high level of reliability and performance. This includes, but is not limited to, highway resurfacing, bridge maintenance/rehabilitation and the purchase of replacement transit buses.
	<p>Expand the Modes</p> <ul style="list-style-type: none"> • Focus investments on maintaining and expanding the transit, rail and non-motorized systems, linking cities and communities. Investments could include new transit service, high-speed rail lines, and bicycle and pedestrian paths across the state.
	<p>Technology Enhancements</p> <ul style="list-style-type: none"> • Integrate state-of-the-art technology and Intelligent Transportation Systems (ITS) to improve the operations of the transportation network. Investments could include the integration of connected and autonomous vehicles technology, traffic cameras, and other highway, transit, and passenger rail technology.
	<p>Serve the Economic Drivers</p> <ul style="list-style-type: none"> • Emphasize improvements to multimodal strategic assets and services to ensure reliable access to the state’s economic generators. This would include additional roadway capacity and last mile connections to support critical freight truck, rail, water, and airport facilities.

Over 2,300 visitors provided a range of comments on the planning scenarios. Responses included comments both favorable and unfavorable to the scenarios being proposed. Highlights from each scenario are as follows:

Table 1: Public Comments on Alternative Investment Scenarios

Planning Scenario	Illustrative Comments	
	Public Comments Received Favorable to the Scenario	Public Comments Received Unfavorable to the Scenario
Preservation	<ul style="list-style-type: none"> Population change has stabilized, we should focus on improving existing infrastructure 	<ul style="list-style-type: none"> Our current transportation system, even at peak performance, still does not serve all users adequately
Expand the Modes	<ul style="list-style-type: none"> The most vital transportation issue facing our state Pennsylvania must move forward on diversifying safe and accessible transportation options Helps us move toward an environmentally sustainable system Represents forward thinking and good investments 	<ul style="list-style-type: none"> Our highways and bridges cannot afford to receive less emphasis. Most consumer goods travel by truck Less attention or funding toward pavement condition would be disastrous in our cold weather climate
Technology Enhancements	<ul style="list-style-type: none"> Technology can improve system efficiency Helps us do more with less and improve user satisfaction 	<ul style="list-style-type: none"> Too invasive; loss of privacy In time the state's vehicle fleet will be "smart" enough that reliance on ITS infrastructure will not be needed
Serve the Economic Drivers	<ul style="list-style-type: none"> Represents a more balanced plan Would improve our state's economy 	<ul style="list-style-type: none"> "Serving the drivers" could naturally benefit Pennsylvania as a whole, but could have negative traffic impacts for the area immediately surrounding the economic generator

PLANNING CONTEXT

Demand for transportation services are primarily driven by socio-economic factors such as population growth and age composition, employment growth and occupation type, and land use patterns. Trends in these factors are summarized below as they provide the foundation for estimates of travel demand. In addition, trends in freight movement and vehicle miles traveled also are discussed.

POPULATION TRENDS

Historic and Projected Population Growth

With over 12.7 million people, Pennsylvania is one of the most populous states in the nation. Pennsylvania, however, is a “slow growth” state and decennial population growth rates have been lower than national averages since the 1920s. The state has not experienced double digit growth rates since the 1920s and while there have been brief periods of more moderate growth (such as immediately following World War II) the overall trend has been one of slow growth. To underscore this, up until 1950, Pennsylvania was the second-most populous state in the nation. By the 2000 Census, however, it ranked sixth (behind California, Texas, New York, Florida, and Illinois), a position it maintains today.

Although growth rates have been declining, Pennsylvania has experienced overall population growth, adding 421,000 persons since the 2000 Census. More recent estimates from the U.S. Census Bureau indicate that, since the 2010 Census, the state has grown by an additional 72,000 persons to a July 2013 estimate of 12.77 million.

Table 2 provides more detailed information comparing Pennsylvania’s historic population growth with that of the nation, overall.

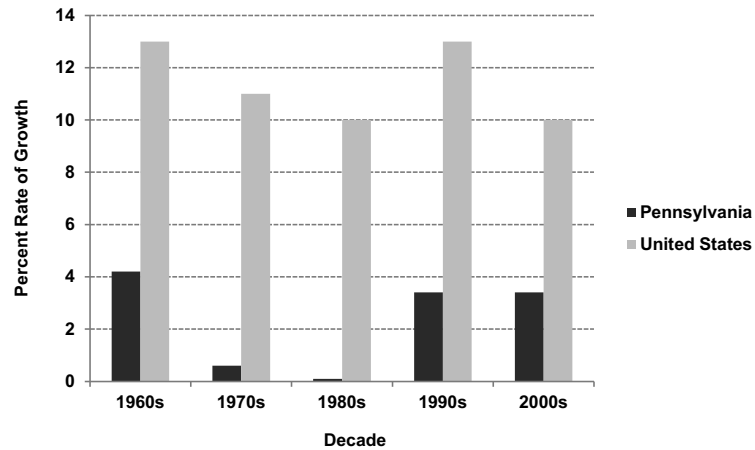
Table 2: History of Population Growth in Pennsylvania and the United States, 1970-2010

Census Year	Total Population		Percent Increase Over Previous Period		Numeric Increase over Previous Period
	PA	US	PA	US	PA
1970	11,794,000	203,302,000	4%	13%	482,000
1980	11,864,000	226,546,000	1%	11%	70,000
1990	11,882,000	248,710,000	0%	10%	18,000
2000	12,281,000	281,422,000	3%	13%	399,000
2010	12,702,000	308,746,000	3%	10%	421,000

Source: U.S. Census Bureau

Figure 3 depicts growth rates by decade in Pennsylvania and the nation for each decade dating back to 1960.

Figure 3: National and State Decennial Growth Rates, 1960s-2000s



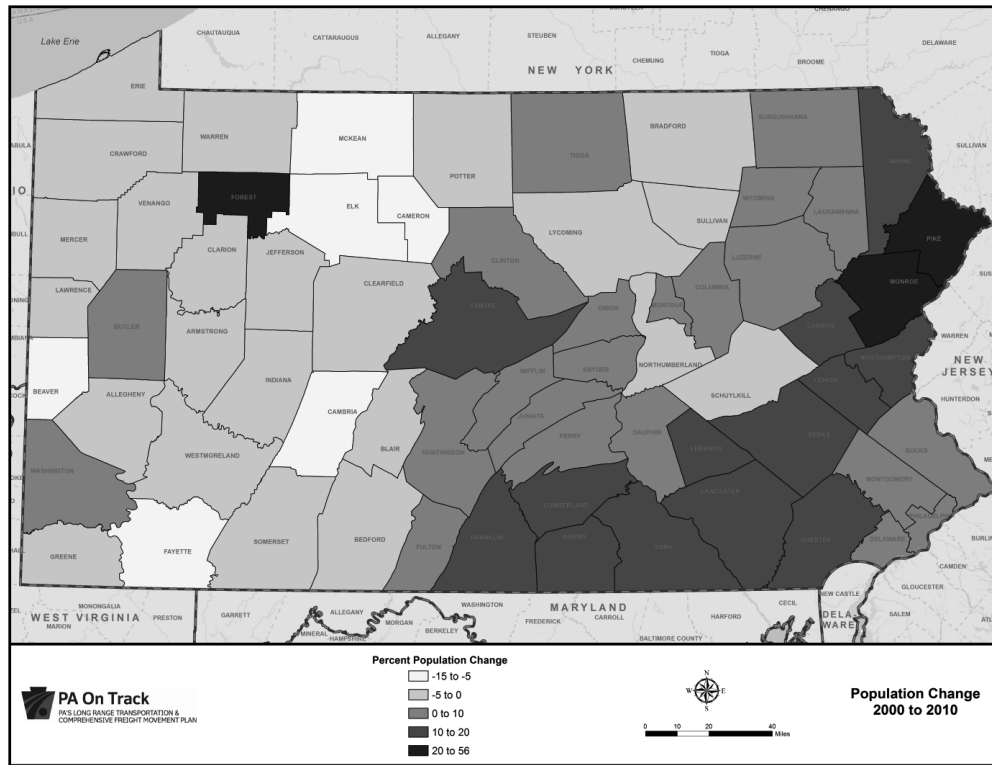
Source: U.S. Census Bureau

Pennsylvania's overall population is expected to continue to experience slow to moderate growth and reach 13.59 million by 2040—a 7 percent increase from 2010 or an average annual increase of less than 0.25 percent. (Source: Woods and Poole Economics, Inc.)

Regional Population Shift

In addition to slow population growth, significant population shifts have occurred within the state. Much of the state's population growth has occurred in the eastern and southern regions, with retirees relocating from the urban centers of New York, Baltimore, and Washington. The greatest relative gains in population within the state (in absolute numbers) have occurred in the suburban counties of Philadelphia. The population growth in these regions has offset the population declines that continue to occur in much of the state's western half.

Figure 4: Pennsylvania Change in Population, by County, 2000-10



Source: U.S. Census Bureau

Decentralizing Population

At a municipal level, the state’s population continues to decentralize, with the most densely developed urban centers (i.e., cities and boroughs) losing population to surrounding townships. Many of the urban centers reached their maximum population during the 1930s and 1940s, particularly in western Pennsylvania and in the state’s anthracite belt. Some cities, most notably Pittsburgh and Johnstown, have lost over half of their respective total population since the 1950s. This decentralization of population has been an ongoing trend which makes it increasingly difficult for the state’s transit operators to provide service efficiently.

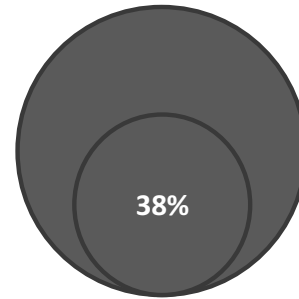
Pennsylvania has the nation’s greatest number of people living in counties classified as rural. Forty-eight of Pennsylvania’s 67 counties are rural and contain a total population of 3.4 million or 27 percent of the state’s total population. The rural population rate nationally is similar, at 26 percent. Despite the state’s rural character, Pennsylvania has 14 Metropolitan Statistical Areas (core urban area of 50,000 or more population) and 21 Micropolitan Statistical Areas (core city or town with a population of between 10,000 and 49,999). Micropolitan Statistical Areas are still

significant employment centers in Pennsylvania and, together, their population is growing faster than that of the Metropolitan Statistical Areas.

Aging Population

Census data also show that, for the first time, Pennsylvania's median age is now above 40, at 40.3 years, one of the highest median ages in the nation. Pennsylvania has one of the oldest populations on average within the nation, ranking fourth among all states with 16 percent of its population older than age 65 (The Center for Rural Pennsylvania). In some Pennsylvania counties, the share of mature population is as high as one in five. The state also recently passed a demographic milestone, with over 2 million of its residents now older than age 65. By 2040, the state's share of population age 65 and older is expected to increase from 16 percent today to over 23 percent. In addition, 22 percent of Pennsylvania residents are under the age of 18. Both the under age 18 and over age 65 populations are typically more dependent on other forms of transportation such as bicycling, walking, and public transportation. The combination of a large mature and a large rural population makes the delivery of certain transportation services in many areas of the state, such as public transportation, more challenging.

Current Age Distribution of Pennsylvanians

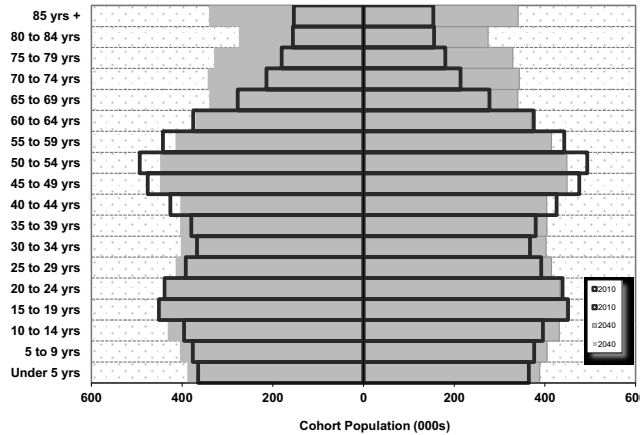


**17 Years and Under/
65 Years and Over**

Source: U.S. Census Bureau

In 2010, the first of the baby boomer generation began turning 65. The state is at the very front end of a growing demographic tidal wave, as those born during the period 1945 to 1964 begin to retire. While age 65 is an accepted marker for more significant physiological changes affecting vision, hearing, reaction time, and other functions critical to driving ability, for some people the decline can begin at an earlier age. For purposes of planning for future public transportation services, highway design, signing, road markings and related highway and traffic engineering issues (including pedestrian safety), PA On Track considers the significant increase in the proportion of the state's population that is 55 and older and the changing needs and characteristics of transportation users in coming years. Most of the investments made to meet senior transportation users will benefit younger users as well. There are currently nearly 1.5 million licensed drivers aged 65 and older in the state, comprising 17 percent of Pennsylvania's driving population. Through 2040, no age group will grow more significantly than that of those aged 65+, and the 85+ population is expected to more than double.

Figure 5: Age Distribution of Pennsylvanians; 2010, 2040 [to be improved in final version]

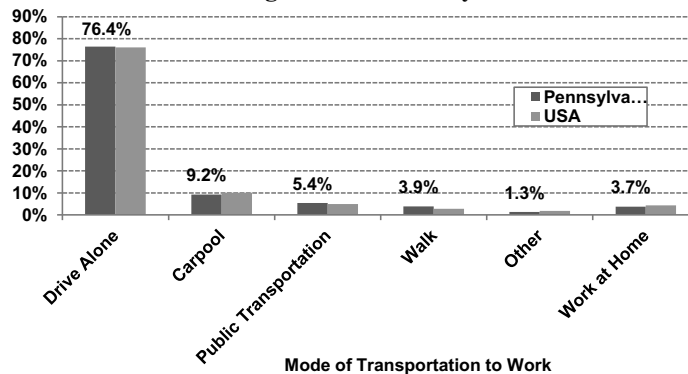


Source: Woods & Poole Economics, Inc.

EMPLOYMENT AND COMMUTING PATTERN TRENDS

Total employment in Pennsylvania is 5.85 million. According to the US Census Bureau, the average travel time to work is 26 minutes for Pennsylvania workers, 76 percent of which drive alone to work. The remaining 24 percent of workers carpool, take public transit, walk, bicycle, telecommute, or use another means of transportation. Given its urbanized nature, Pennsylvania currently ranks 9th in the nation in the share of its workers who use public transportation as a means of journey to work, and 11th in the share that walk to work. The share of Pennsylvania workers who carpool to work has now dropped below 10 percent, ranking 40th among the fifty states. It should be noted that journey to work trips only constitute approximately 16 percent of all travel, a rate that is attributable to significant growth in other activities (e.g., freight movement, family/personal business, etc.) rather than diminished work travel.

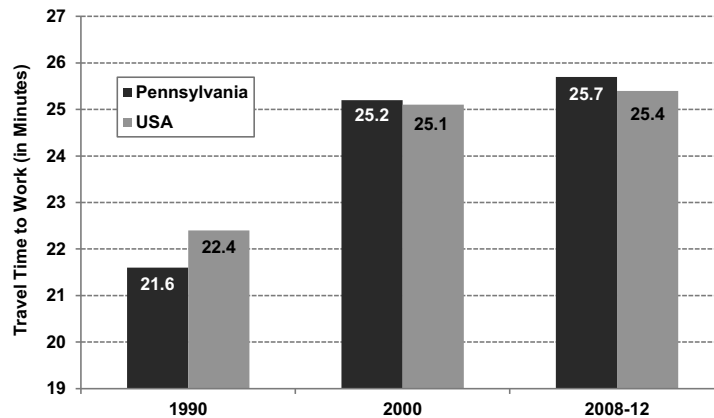
Figure 6: Mode of Commuting to Work: Pennsylvania and the Nation, 2008-12



Source: American Community Survey, 2008-12

Travel time to work has increased for all workers nationally. In Pennsylvania, the rate of change has been greater than that of the nation as a whole. Most recent samples from the American Community Survey show that Pennsylvania workers now have, on average, longer commute times than their counterparts nationally. Those who drive alone to work average 25.1 minute commute times, those who carpool average 28.1 minutes per commute, and those who use public transportation average 45 minutes.

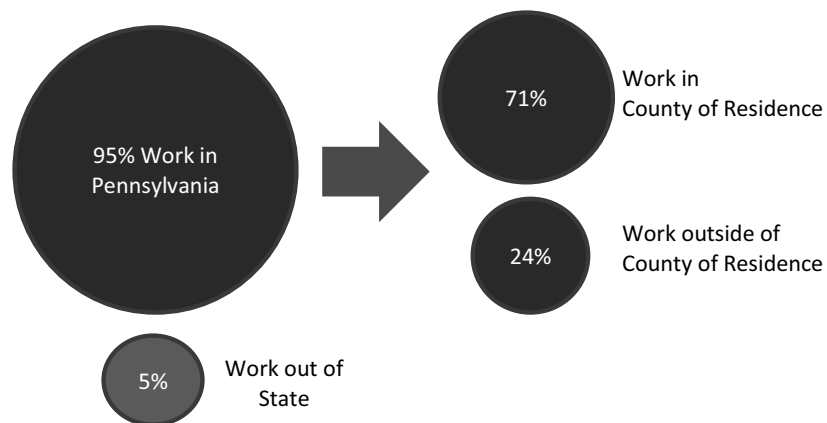
Figure 7: Travel Time to Work, Pennsylvania and the Nation; 1990, 2000, 2008-12



Source: U.S. Census; American Community Survey, 2008-12

The average distance from home to work is approximately 12 miles for Pennsylvania workers. While almost 75 percent of the state’s workers are employed within their county of residence, nearly 25 percent leave their county of residence for employment, underscoring transportation’s importance in linking workers with jobs. (U.S. Census Bureau, 2011 American Community Survey)

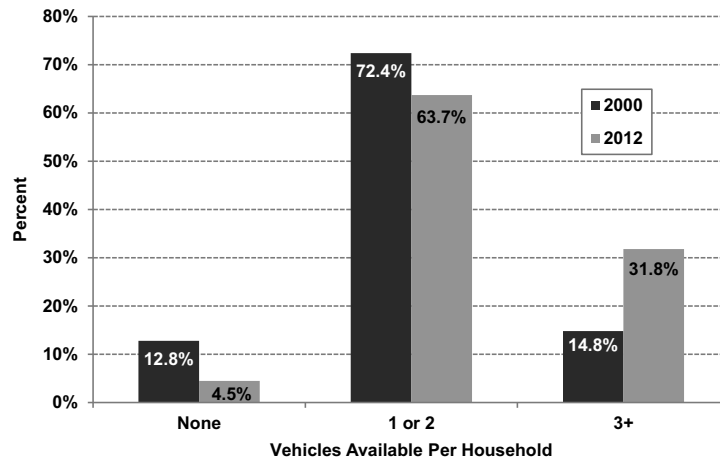
Figure 8: Pennsylvanians’ Work Location, 2008-12



Source: U.S. Census Bureau, 2008-12 American Community Survey

Household access to a vehicle has increased significantly since the 2000 Census. Most recent data from the American Community Survey indicate that 95 percent of all households now have access to a vehicle, up from 87 percent in 2000. Improved engineering of cars and light trucks in recent years has led to vehicles that last longer, making more serviceable units available to lower income populations.

Figure 9: Pennsylvania Vehicles Available per Household, 2000, 2012

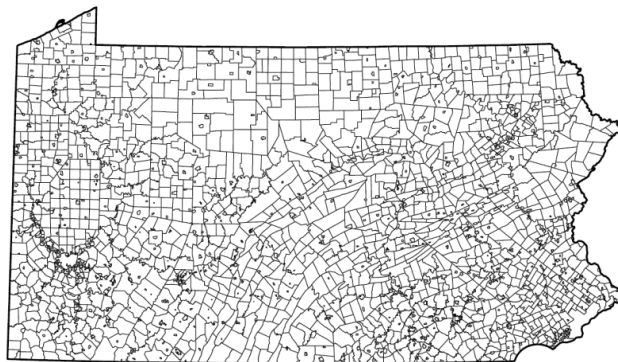


Source: U.S. Census; American Community Survey, 2008-12

LAND USE TRENDS AND ISSUES

Since 1968, Pennsylvania’s municipalities have had the authority to regulate and manage their land use. Pennsylvania has 2,562 units of local government, or one unit for every 4,792 persons. Only Illinois and Minnesota have more general purpose government entities. According to the Governor’s Center for Local Government Services, 80 percent of Pennsylvania’s municipalities govern fewer than 5,000 people, while 60 percent govern fewer than 2,500. This fragmentation of land use management in Pennsylvania presents a significant challenge to the efficient maintenance and operation of the state’s transportation system.

Figure 10: Pennsylvania has 2,562 Units of Local Government



The management of land use has significant implications for transportation planning as described below.

- **Comprehensive Planning and Land Use Ordinances** – The absence of local-level land use plans and ordinances in many municipalities reduces the ability to ensure that development reflects local priorities and preserves the capacity and viability of existing and future transportation infrastructure. As of 2010, approximately 66 percent of municipalities had an adopted comprehensive plan, 63 percent had an adopted zoning ordinance, and 61 percent had an adopted subdivision ordinance. As required by state law, every county has an adopted comprehensive plan.
- **Management Tools** – The enabling legislation for managing land use in Pennsylvania offers many tools and techniques for municipal officials, however, the requirements can be onerous and the tools, therefore, are not used to their full extent.
- **Inefficient Development Patterns** – A lack of comprehensive planning and land use management ordinances can result in inefficient development patterns that are not conducive to transportation safety and mobility.
- **Cumulative Impacts** – Developments of regional significance may be approved without analysis of the cumulative impacts on the transportation network across municipal boundaries. This is especially a concern, as subsequent developments result with each approved individually.

FREIGHT TRENDS AND IMPACTS

Pennsylvania is truly the “Keystone State” with regard to freight movement within the northeastern United States. In 2011, Pennsylvania’s multimodal transportation system moved 1.2 billion tons of goods valued at over \$1.6 trillion.

Table 3 summarizes information related to total freight traffic by mode in Pennsylvania. This is approximately 7 percent of the tons and 9 percent of the value of all goods moved across the nation. This is projected to grow to 2 billion tons valued at \$3.7 trillion by 2040.

Table 3 - Pennsylvania Total Freight Traffic by Mode (2011 and 2040)

Mode	2011 Tons		2040 Tons	
	Total	%	Total	%
Truck	948,208,684	77.9%	1,652,854,041	81.7%
Rail	198,970,205	16.4%	288,188,437	14.3%
Water	65,836,589	5.4%	78,493,394	3.9%
Air	178,996	0.01%	365,659	0.02%
Pipeline	2,793,245	0.23%	3,081,727	0.15%
Other	12,401	0.00%	32,406	0.00%
Grand Total	1,216,000,120	100%	2,023,015,664	100%

Mode	2011 Value (Millions)		2040 Value (Millions)	
	Total	%	Total	%
Truck	1,332,516	81.7%	3,157,416	86.0%
Rail	245,443	15.1%	434,773	11.8%
Water	26,101	1.6%	25,168	1.0%
Air	25,488	1.6%	62,799	1.7%
Pipeline	1,590	0.1%	1,754	0.05%
Other	25	0.0%	97	0.0%
Grand Total	1,631,163	100%	3,682,007	100%

Source: PA Transearch data analysis by CDM Smith, Inc.

Because of the importance of freight movement into, out of and within Pennsylvania, it is important to consider freight trends and impacts of the trends. These trends can be categorized into the following five broad categories: economic, demographic, infrastructure, environmental, and technology.

Economic

A number of existing and projected economic trends have the potential to impact freight movement in Pennsylvania. One example is the shift of manufacturing back to the Americas. After the 1980s, a time when manufacturing dominated the U.S. economy, manufacturing growth began to move from the U.S. to emerging developing countries such as China. By 2005, 68 percent of the United States' GDP was service-oriented. Due to multiple factors, including a rise in labor costs in these developing countries, manufacturing is shifting back to the Americas (U.S., Canada, Mexico, South America, and Central America) - a phenomenon often referred to as "near-shoring" or "re-shoring". Just as the supply chains and freight flows shifted with off-shoring, the supply chains and freight flows will also adjust with the re-emergence of manufacturing in the Americas. In addition, as the economy rebounds and manufacturing returns, volumes of traffic of all modes along international routes and roadways providing access to manufacturing facilities will increase. As businesses continue to source and sell products and materials globally, shippers and carriers will seek the most cost-efficient methods to move goods.

Trends related to the top export and production sectors in the U.S. will also impact Pennsylvania freight movement. For example, food production is one of the ten fastest growing U.S. export sectors and Pennsylvania currently has 2,300 food processing companies employing over 66,800 workers. Similarly, the U.S. Energy Information Agency predicted that the U.S. would be the largest producer of petroleum products and natural gas in the world. With the Marcellus Shale formation which, according to Pennsylvania Department of Community and Economic Development, is projected to eventually produce 17.5 billion cubic feet of natural gas per day and the Delaware River oil refineries, Pennsylvania is a leader in energy development. In addition to the natural gas from Marcellus Shale, crude oil from Bakken formations in North Dakota and the prairie provinces of Canada is currently being extracted and shipped via rail lines through the United States to East Coast ports, including refineries in Philadelphia.

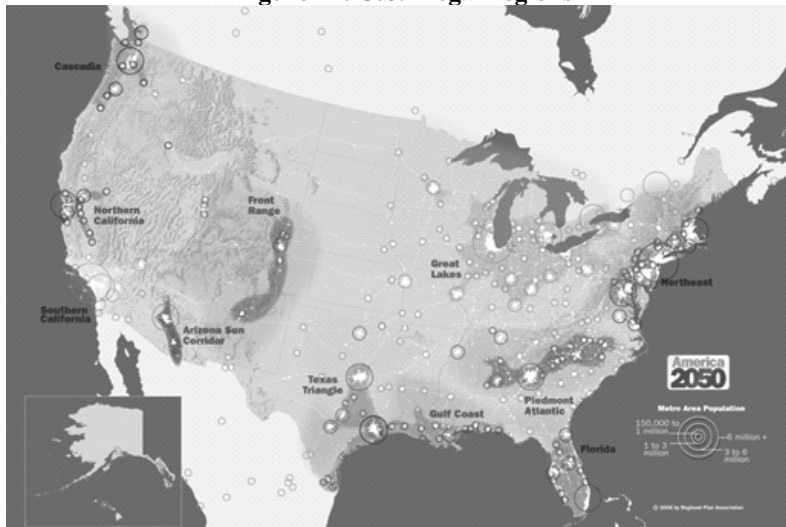
The Panama Canal expansion project, which is expected to be complete in 2016, has the potential to impact Pennsylvania freight movement. The timing of the impacts is somewhat unknown as it will depend on the evolution of the cargo fleet, but the impacts may result in more goods traveling from Pacific Ocean ports to east coast ports, including Philadelphia. It is also anticipated that some cargo traveling through the Panama Canal will be carried on ships calling Mississippi River ports in Southern Louisiana then transferred by barge, rail, and truck to points as far away as southwestern Pennsylvania. Rail and water infrastructure serving the Panama Canal trade routes will need to be monitored to determine if shippers and carriers will shift their supply chains to take advantage of this improved international routing option.

Other economic trends that may have a broad impact on the movement of freight include fuel price volatility and fuel options including natural gas, regulatory changes and modal productivity associated, and the potential outcomes of the MAP-21 Comprehensive Truck Size and Weight Study.

Demographic

Eleven mega-regions have been identified in the U.S. by the Regional Plan Association in “America 2050: A Prospectus”. The 11 mega-regions are illustrated in Figure 11. These mega-regions account for only 30 percent of the geographical area but account for 77 percent of both population and employment, 81 percent of gross regional product, and 92 percent of Fortune 500 Companies’ revenue (all 2008). Pennsylvania is part of two of the nation’s ten growing mega-regions (Northeast and Great Lakes). With shifts in population to “mega-regions”, Pennsylvania’s urban and suburban centers will see increases in freight flows. These metropolitan areas are already the locations of the top truck bottlenecks and congestion along these corridors will continue to increase unless it is addressed.

Figure 11: U.S. Mega-Regions



Source: Regional Plan Association

Infrastructure

Pennsylvania has numerous weight-restricted bridges in need of repair. PennDOT has started to take action to address these issues with new funding and pilot programs, such as the Accelerated Bridge Program and newer initiatives such as the Rapid Bridge Replacement project. Like other states with large agricultural and energy businesses, Pennsylvania struggles with pavement damage and problems associated with small bridges and culverts. The state's climate and geology also presents a harsher environment for bridges, with more salt, moisture, and freeze/thaw cycles. Pennsylvania is also experiencing growth in over-size and over-weight (OS/OW) cargo volume, due in part to the increase in energy related industries such as wind turbines and oil and gas extraction as well as agricultural equipment. In addition, it is possible that the findings from the U.S. Truck Size and Weight study may increase pressure to adopt higher weight and longer combination vehicles standards. The result of heavier loads has the potential to increase the impact to Pennsylvania's infrastructure along the routes used.

Error! Reference source not found. depicts the progress PennDOT has made in addressing its population of structurally deficient bridges over time, while **Error! Reference source not found.** shows changes in IRI values across the state's various networks. PennDOT's 5-year goal is to reduce the amount of poor IRI to 1.5 percent on Interstates, to 5 percent on the non-Interstate NHS network, and to maintain current conditions on the remainder of the non-NHS network.

As freight volumes and highway congestion continue to grow, shippers and carriers will expand their use of alternative supply chain strategies such as transloading. This will result in an increase demand for rail intermodal facilities and new warehousing.

Typically, the infrastructure issues of Class I railroads vary significantly from those of Class II and Class III railroads. Class I railroad needs are related to direct capital investments to line capacity needs, such as siding capacity and improved signal technology, clearance restrictions on intermodal corridors (double stacking), and intermodal and classification facilities. Class II and III railroad needs in Pennsylvania are typical to those in other states, largely for track (286k compatible) and bridge rehabilitation. In addition, access to Marcellus and Utica Shale extraction locations and construction or expansion of terminal or yard facilities are also major infrastructure needs with the emergence of the natural gas industry. In Pennsylvania, all types of energy producers, including coal, oil, gas and wind have expressed interest and need for new or improved rail access. Because pipeline development is not keeping pace with resource extraction, there is a higher demand on both highway and rail to provide access and connection to energy related facilities.

In addition to roadway and trucking related infrastructure, Pennsylvania is also connected to three U.S. water transportation systems, the Great Lakes (Marine Highway M-71/77, M-75), inland waterways (the Ohio River system Marine Highway M-70), and the East Coast Ocean systems (Marine Highway, M-95). A channel dredging project is currently underway in the Delaware River which will deepen it to 45 feet from its entrance at Delaware Bay to the Benjamin Franklin Bridge. This project will enable larger ships to transit the channel and is

estimated to yield \$13 million in net annual economic benefits. The deepening will also create opportunities for further upgrades at Philadelphia area ports.

The state's locks and dams, constructed more than 50 years ago, are in varying states of repair. The Pittsburgh Ports Commission reports that of the three sets of locks and dams on the Ohio River, two are in very poor condition. Of the six sets on the Monongahela River, two are in poor condition. Of the eight sets on the Allegheny River, one is in very poor condition. The lock and dam systems are critical to the movement of waterborne freight.

Pennsylvania's commercial service airports are an integral part of a massive logistics and distribution system that provide efficient coordination between wings and wheels. Goods are commonly shipped by truck to and from airports to local sorting centers throughout the state. Once sorted locally, a fleet of express vehicles perform final delivery services to businesses, and residences. The express vehicles also perform initial pick-up services from drop boxes, business and residences to the local sorting centers.

Movement of goods by air freight occurs at Pennsylvania's commercial service airports. Service is provided by air cargo airlines that use passenger type airplanes specifically configured to carry air freight for scheduled service. Some smaller commercial service airports are served by air cargo airlines that use small feeder aircraft for scheduled air freight service. Air freight service is also provided by scheduled passenger airlines, with freight being carried in the baggage compartments of passenger airplanes. The amount and size of air freight carried by scheduled airlines is dictated by the type of passenger airplanes used. Regional jet and commuter airplanes have substantially less capacity to carry airfreight than larger passenger airplanes.

Similar to being a passenger airline connecting hub, Philadelphia International is also a domestic and international hub for air freight where goods arrive from its origination airport on one airplane and is unloaded, sorted and loaded on an airplane to its destination airport. Pittsburgh, Harrisburg, and Lehigh Valley International Airports are used by air freight companies as local air freight hubs. At these airports, goods are distributed between the large passenger type airplanes and the small feeder aircraft.

Environmental

The main environmental impact associated with freight movement is air quality. As of summer of 2014, Pennsylvania has nearly 20 counties in non-attainment status for critical pollutants. Freight transport equipment is one contributor to air pollution. Efficient operations (including idling limits) and congestion reduction are important factors to improve air quality. Land use controls can be one way to reduce congestion and improve air congestion by reducing sprawl of freight facilities and slowing the growth in truck vehicle miles traveled. Pennsylvania's growing natural gas industry offers a potential fuel source with lower emissions per VMT which can also improve air quality.

Technology

Three trends related to technology that have the potential to affect freight movement in Pennsylvania include the increase in E-Commerce, handheld technology, and connected and autonomous vehicles.

In order to meet demand for next day delivery, it is anticipated that more warehouses and distribution centers will be constructed, particularly in eastern Pennsylvania, to allow goods to be closer to customers. This could potentially shift freight traffic to lower functional class roadways and reduce the pressure on longer-distance next day air cargo. The impacts of E-Commerce may also increase traffic on local networks and potentially reduce growth in larger truck traffic serving traditional retail establishments.

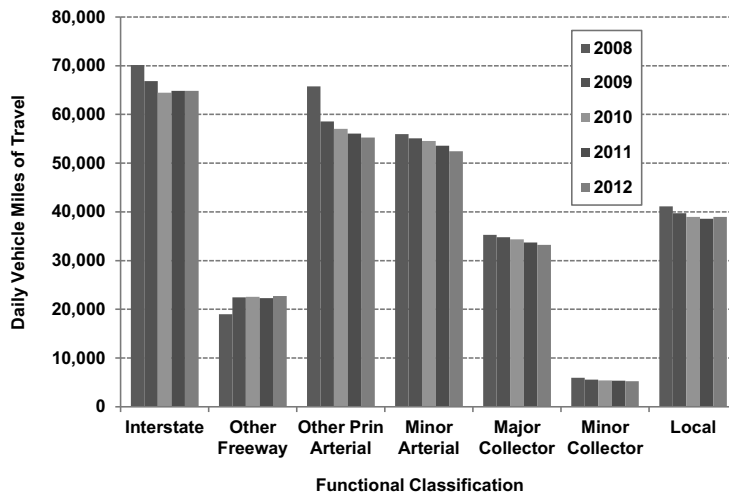
With the increased use of hand-held devices, there is a rise in expectations from the public, elected officials, truck drivers, shippers, and carriers for greater customer service. Many expect detailed information related to congestion, construction, crashes, vehicle access, and even truck parking availability to be available to them in real time.

There is an increased interest in connected and autonomous vehicles with a number of studies currently underway in various states. PennDOT commissioned Carnegie Mellon University to assess the implications of connected and autonomous vehicles on the management and operation of the state's surface transportation system. The study advises PennDOT to consider this technology in new investment decisions to avoid interference with vehicle to infrastructure (V2I) deployment and technologies. As technology advances real time data will be able to be transmitted between vehicles, roadside units and traffic management centers.

TRAVEL DEMAND

Pennsylvania's roadway network supports nearly 275 million miles of travel on a daily basis. In recent years, overall travel demand within Pennsylvania has been declining, due to several factors. One includes a growing share of mature population, which tends to drive less. Another factor has been the national recession, which formally began in December 2007 and continued through June 2009. Its effects are still being reflected in the softening demand for travel, overall, as shown in Figure 12. In the five-year period ending 2012, overall daily vehicle miles of travel (or DVMT) has declined by nearly 7 percent. Travel is declining across all networks, with the exception of those classified as "Other Freeways or Expressways."

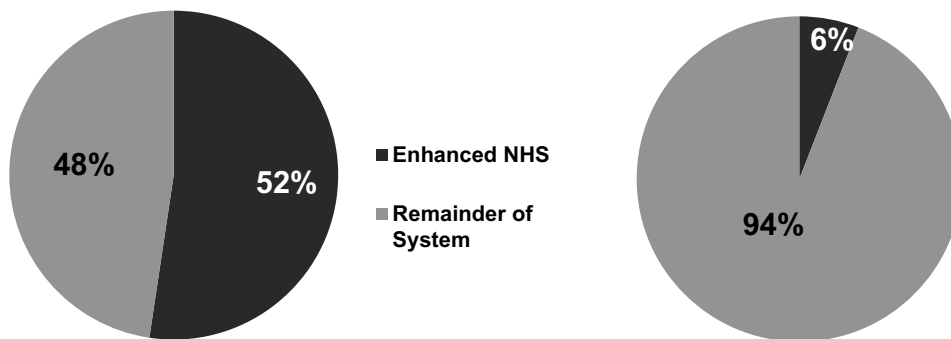
Figure 12: Daily Vehicle Miles of Travel, by Functional Class, 2008-12



Source: PennDOT Bureau of Planning and Research

Pennsylvania’s interstates accommodate the most travel, accounting for nearly a quarter of all miles traveled, followed by “Other Principal Arterials.” Together, these roadways account for the Enhanced National Highway System (NHS) network of roadways, and accommodate nearly 143 million vehicle miles of travel, or 52 percent of all demand for travel within Pennsylvania. The mileage of this network comprises only 6 percent of the state’s entire highway network, further underscoring the importance of these strategic networks in supporting the state’s mobility needs. Figure 13 illustrates the percent of travel and percent of mileage on the “Enhanced NHS” system and the remaining system for the year 2012.

Figure 13: Travel (left) and Mileage (right) on the “Enhanced NHS” and Remaining System (2012)



Source: PennDOT Bureau of Planning and Research

The role of locally-owned roadways should not be understated, as these roadways accommodate over 47 million vehicle miles of travel on a daily basis, or 17 percent of the overall state total. These roadways should not be confused with roadways functionally classified as “Local”, as shown in the accompanying figure.

Figure 14: Infographics will be inserted throughout the various plan sections, as appropriate



STRATEGIC DIRECTION

PA On Track is a performance-based plan that establishes a strategic direction for Pennsylvania’s future multimodal and intermodal transportation system. The Plan’s strategic direction is based on the diverse priorities of the system’s users. To develop the strategic direction of PA On Track, PennDOT conducted a series of interactive workshops, technical meetings, and webinars with a broad array of stakeholders to identify, discuss, and refine Pennsylvania’s most critical transportation priorities. PennDOT also considered previously developed plans and PennDOT policies to ensure consistency in strategic direction.

The Federal Highway Administration (FHWA) is currently working with states and planning organizations to transition toward and implement a performance-based approach to carrying out the Federal Highway Program, required under MAP-21, and which will support prioritization of needs and alignment of resources for optimizing system performance in a collaborative manner. In the coming year, FHWA is expected to establish performance measures and state DOT and MPO requirements for establishing performance targets and reporting progress toward them for key focus areas, as set forth in MAP-21. FHWA plans to establish the new MAP-21 requirements for a performance and outcome-based program in the Spring of 2015. In 2016, therefore, PennDOT will work with its planning partners to further develop the strategic direction of PA On Track to identify performance measure targets in a manner that will support MAP-21.

MAP-21 National Goal Areas

- **Safety** - To achieve a significant reduction in traffic fatalities and serious injuries on all public roads.
- **Infrastructure Condition** - To maintain the highway infrastructure asset system in a state of good repair
- **Congestion Reduction** - To achieve a significant reduction in congestion on the National Highway System
- **System Reliability** - To improve the efficiency of the surface transportation system
- **Freight Movement and Economic Vitality** - To improve the national freight network, strengthen the ability of rural communities to access national and international trade markets, and support regional economic development.
- **Reduced Project Delivery Delays** – To reduce project costs, promote jobs and the economy, and expedite the movement of people and goods by accelerating project completion by eliminating delays in the project development and delivery process, including reducing regulatory burdens and improving agencies’ work practices.
- **Environmental Sustainability** - To enhance the performance of the transportation system while protecting and enhancing the natural environment.

PENNSYLVANIA’S TRANSPORTATION VISION

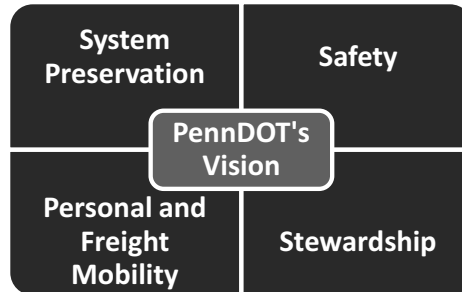
PA On Track’s vision for the future of transportation in Pennsylvania is to:

Deliver a quality transportation system to support the economy and lifestyles of current and future Pennsylvanians.

GOALS, OBJECTIVES, PERFORMANCE MEASURES

PA On Track is centered on four goal areas—system preservation, safety, personal and freight mobility, and stewardship—that support the achievement of Pennsylvania’s transportation vision and guide PennDOT in addressing transportation priorities.

PA On Track’s Four Goal Areas Support the Transportation Vision



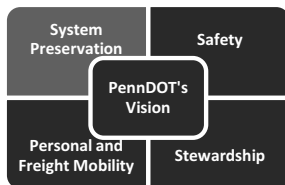
A strategic framework of objectives and measures of performance serves to bring the goals and vision to fruition.

PA On Track’s Strategic Framework

- **Goals and Objectives** direct transportation investments and translate the strategic vision into something that can be measured and tracked.
- **Performance measures** monitor and communicate progress toward goals, evaluate investment scenarios, comply with national performance requirements, and track Plan implementation over time.

System Preservation

Preserve transportation assets using sound asset management practices within the limitations of available resources



Objectives

- Optimize pavement conditions
- Reduce the number of structurally deficient bridges
- Encourage state of good repair initiatives for all modes
- Limit the number of load-

restricted bridges

Performance Measures

- Percent of pavements in excellent, good, fair, and poor condition (International Roughness Index (IRI))
- Pavement structure index (Overall Pavement Index (OPI))
- Percent of structurally deficient bridges by deck area (MAP-21 measure)
- Number of “weak bridges” and load-restricted bridges
- Average life of bus fleet (as a % of design life)

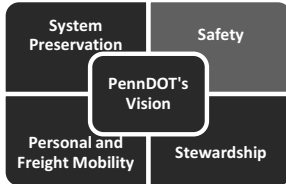
Pennsylvania has reduced its structurally deficient bridges to the lowest level since 1998, but 16.5% remain structurally deficient.

More than 20% of Pennsylvania’s roads have pavement rated as “poor” and in need of rehabilitation or reconstruction.

Source: 2013 Pennsylvania Transportation Performance Report

Safety

Improve statewide safety for all modes and all users



Objectives

- Reduce statewide transportation system fatalities
- Reduce serious injury crashes statewide

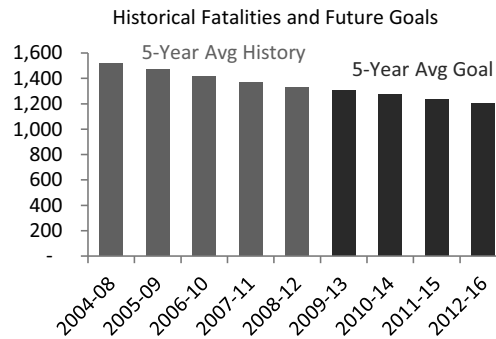
- Invest in cost-beneficial approaches and technologies that enhance the safety of the transportation system and improve public understanding of high-risk traveling behaviors
- Reduce crashes, injuries, fatalities in work zone areas
- Promote, develop, and sustain multijurisdictional traffic incident management programs to achieve enhanced responder safety and safe and quick traffic incident clearance

Performance Measures

- Number of fatalities and serious injuries (MAP-21 measure)
- Rates of crashes with fatalities and serious injuries per VMT
- Number of fatalities and serious injuries in work zones
- Number of roadway-related bicycle and pedestrian fatalities and serious injuries
- Number of rail-crossing fatalities, serious injuries, and incidents

PennDOT's Rapid Bridge Replacement program is replacing up to 650 deteriorated bridges under a single contract. The public-private partnership approach coupled with the economies of scale will save taxpayers an estimated 40% of the design cost and 30% of construction costs.

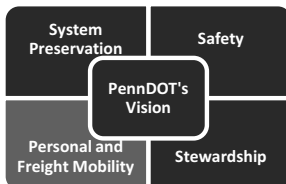
PennDOT has set an aggressive goal of cutting the number of fatalities and injuries by half over the next two decades.



Source: FY2014 Pennsylvania Highway Safety Plan

Personal and Freight Mobility

Expand and improve system mobility and integrate modal connections



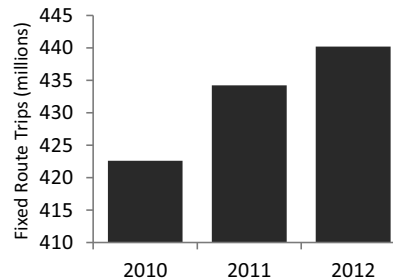
Objectives

- Provide modal infrastructure and technology advancements to improve system efficiency and trip predictability and to eliminate bottlenecks
- Increase access to jobs/labor/transportation choices in urban, suburban, and rural communities

High fuel prices have increased transit ridership, resulting in an increase in transit operating costs.

- Support local communities through appropriate and equitable transportation modal options and investments

Public Transportation Ridership is Increasing



Source: 2013 Pennsylvania Transportation Performance Report

- Enhance multimodal access, with a focus on seniors, persons with disabilities and other disadvantaged populations
- Improve first and last mile intermodal access and connections
- Support pedestrian and bicycle facility development
- Improve bridge under-clearances and intersection geometry

Performance Measures

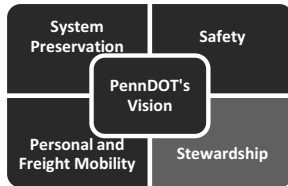
- Annual hours of truck/auto delays (cost of delays)
- Annual transit ridership
- Percent/number of freight bottlenecks eliminated

Pennsylvania is recognized nationally for recent efforts to modernize traffic signals and reduce congestion by implementing new technologies. In Pennsylvania, delay and fuel costs due to traffic signal-related congestion are estimated at \$120 to \$160 million annually.

Source: 2013 Pennsylvania Transportation Performance Report

Stewardship

Increase efficiency through modernization of assets and streamlining of processes



Objectives

- Ensure a high standard of quality and maximize effectiveness of agency and user investments
- Enhance the performance of the transportation

system while protecting the state's natural, cultural, and historic resources

- Encourage the development and use of innovative technologies
- Support transportation investments to reflect the diversity of Pennsylvanians and their needs
- Support coordination of land use and transportation planning
- Support economic development
- Support technical assistance/training courses offered to municipalities
- Support the creation of safe and attractive walking/cycling environments in destination centers
- Support clean air initiatives
- Promote initiatives aimed at improving system operations and energy efficiency

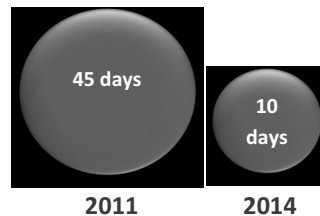
Up to \$75 million in total savings are projected due to Next Generation initiatives which will modernize and optimize PennDOT policies and procedures, shorten project delivery, and improve customer service while seeking to cut costs and realign resources.

Source: 2013 Pennsylvania Transportation Performance Report

Performance Measures

- Annual savings through PennDOT Next Generation implementation
- Timely delivery of approved local projects
- Timely delivery of highway occupancy permits (issued for occupancy of highway right-of-way, opening the surface of the highway, placing a facility or structure, or opening an access to the highway)

Reduced Highway Occupancy Permit Application Review Time



Source: 2013 Pennsylvania Transportation Performance Report

MULTIMODAL INVESTMENT NEEDS

PA On Track presents needed investments in Pennsylvania's transportation system through the planning horizon, year 2040. The following sections outline the investment needs in each of the major transportation modes of Pennsylvania's Transportation System.

Table 4: Summary of Pennsylvania's Transportation Infrastructure and Services

Transportation Mode
Roadways <ul style="list-style-type: none"> • 41,166 linear miles of state-owned roadway
Bridges <ul style="list-style-type: none"> • 25,000 state-owned bridges
Appurtenances <ul style="list-style-type: none"> • 14,000+ traffic signals • 5,531 culverts • 12 roadway tunnels • Numerous retaining walls, signs, guiderails, intelligent transportation systems
Public Transportation <ul style="list-style-type: none"> • 37 urban & fixed-route systems • 58 shared-ride/demand response operators
Passenger Rail <ul style="list-style-type: none"> • 120 Amtrak trains daily • 13 SEPTA commuter rail lines serving 154 stations
Freight Rail <ul style="list-style-type: none"> • Over 5,095 miles of track • 4 Class I freight railroads • 2 Class II freight railroads • 34 Class III railroads • 25 switching or terminal railroads
Aviation <ul style="list-style-type: none"> • 7 major airports • 134 public use airports
Ports and Waterways <ul style="list-style-type: none"> • 3 major ports (Philadelphia, Pittsburgh, Erie)
Bicycle and Pedestrian <ul style="list-style-type: none"> • All roads except interstates and expressways are available to pedestrians and bicyclists • 2,300+ mile BicyclePA network • 3,700+ miles of designated bicycle trails

ROADWAYS & BRIDGES

Pennsylvania ranks fifth in the nation in the size of its state-owned highway network with 41,166 linear miles of roadway and over 25,000 bridges. More than 75 percent of PennDOT’s annual budget is devoted to highways and bridges.

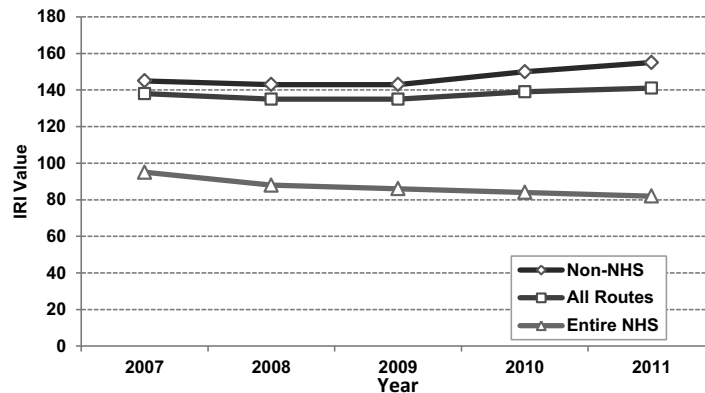
Roadways and Appurtenances

Significant progress has been made in improving the smoothness of Pennsylvania pavements over the past several years. The International Roughness Index (IRI) is a measure of highway roughness, with lower numbers indicating smoother pavements. In 2012, Pennsylvania’s 1,855-mile network of interstates carried 24 percent of all the state’s traffic on only 1.5 percent of the state’s total roadway network. As a unit, these roadways recorded the lowest (best) IRI ratings, successively followed by lower-order roadways, such as National Highway System (NHS) and non-NHS routes. Based on the IRI values, the interstates can be classified as being in “excellent” condition, while the other networks are rated as “good”.

However, approximately 6,800 miles of road remain in poor condition and smooth pavements may not translate into durable, long lasting pavements. Much of Pennsylvania’s underlying pavement structure has exceeded its design life and there are significant reconstruction and rehabilitation needs. Additionally, there are substantial roadway appurtenances (signs, drainage structures, safety hardware, etc.) which require periodic replacement. A comprehensive asset management system would include the right mix of pavement preservation and reconstruction projects. The result is that subsequent preservation treatments would be more effective and last longer.

Error! Reference source not found.7 shows changes in IRI values across the state’s various networks. PennDOT’s 5-year goal is to reduce the amount of poor IRI to 1.5 percent on Interstates, to 5 percent on the non-Interstate NHS network, and to maintain current conditions on the remainder of the non-NHS network.

Figure 15: Pennsylvania Statewide Median Roughness (IRI = inches/mile)



Source: PennDOT

Bridges

PennDOT is responsible for bridges that are greater than eight feet in length. In total, PennDOT owns over 25,000 bridges. Of PennDOT’s bridge inventory, 24 percent are considered structurally deficient and 17 percent are rated functionally obsolete. Bridges are considered structurally deficient if significant load carrying elements are in poor condition due to deterioration. A structurally deficient bridge, when left open to traffic, is not unsafe but typically requires significant maintenance and repair to remain in service and eventual rehabilitation or replacement to address deficiencies. A functionally obsolete bridge is one that was built to standards that are not used today. These bridges are not automatically rated as structurally deficient, nor are they inherently unsafe. Functionally obsolete bridges are those that do not have adequate lane widths, shoulder widths, or vertical clearances to serve current traffic demand, or may be occasionally flooded. A functionally obsolete bridge is similar to an older house. A house built in 1950 might be perfectly acceptable to live in, but it does not meet all of today’s building codes. Yet, when it comes time to consider upgrading that house or making improvements, the owner must look at ways to bring the structure up to current standards.

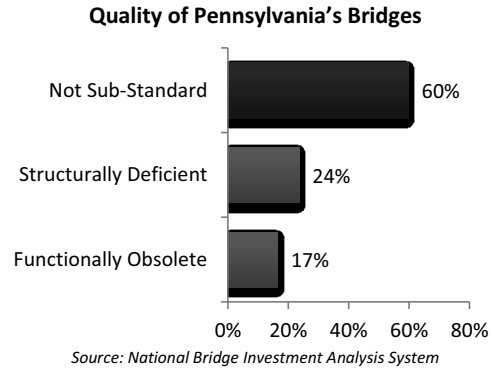
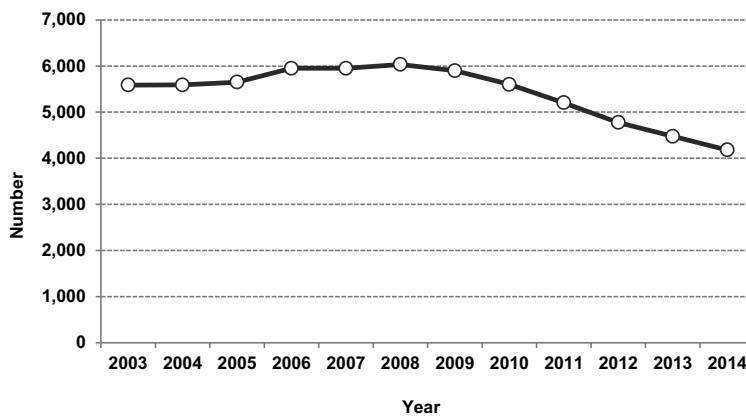


Figure 18 depicts the progress PennDOT has made in addressing its population of structurally deficient bridges over time.

Figure 16: Pennsylvania State-owned Structurally Deficient Bridges, 2003-14



Source: PennDOT

PUBLIC TRANSPORTATION

Public transportation in Pennsylvania consists of a robust network of fixed route, demand response, and intercity transportation with services operated in all 67 counties. The Commonwealth has recognized the importance of transit to a healthy transportation network and economy and has provided significant investment in the continued operation and success of public transportation. In fact, in fiscal year 2010, the American Association of State Highway Officials (AASHTO) reported that Pennsylvania provided the 4th highest level of state funding support for public transportation in the nation. With the passage of new transportation funding through Act 89 of 2013, Pennsylvania reaffirmed its commitment to public transportation by increasing funding and stabilizing dedicated revenue sources for the future.

Public transportation is divided into three clearly defined services: fixed route, shared-ride demand response, and intercity bus transportation. These modes have unique operating characteristics, program goals, customer expectations, and funding sources.

Fixed route transportation is defined as any service that follows a set schedule with a designated route, stops, or time points. Fixed route service varies significantly throughout the state, from large 40-foot urban transit buses with five minute headways in major metropolitan centers, to small body-on-chassis vehicles with more than one hour headways. Regardless of the service, fixed route transportation is critical to moving people for employment, medical appointments, shopping, and recreation. Figure 17 shows the locations of the state’s urban transit systems, while shows the locations of its rural systems.

Figure 17: Pennsylvania Urban Transit Systems

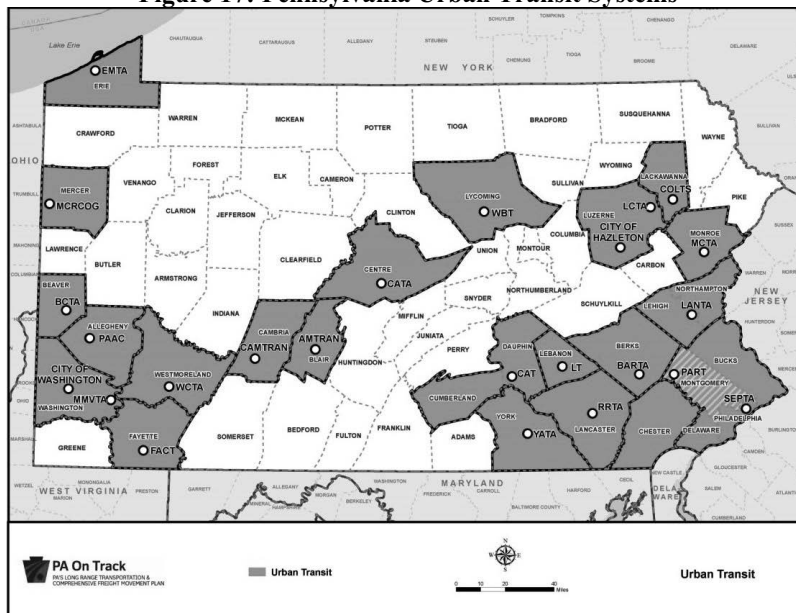
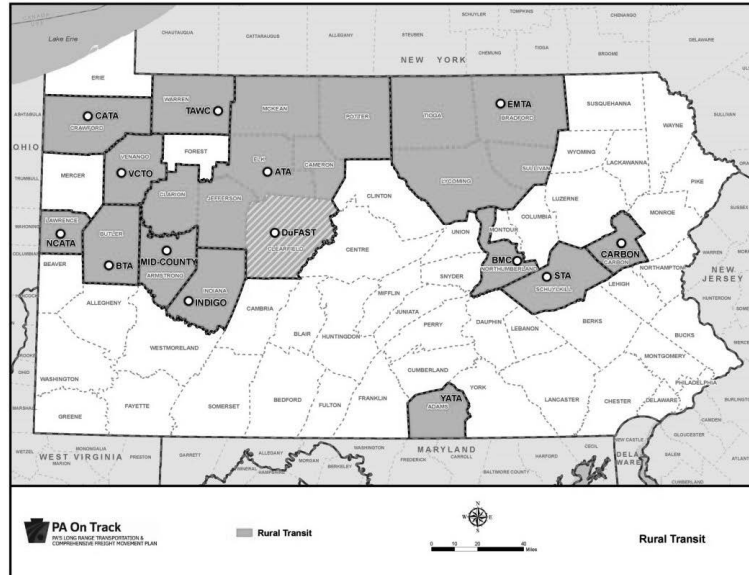


Figure 18: Pennsylvania Rural Transit Systems



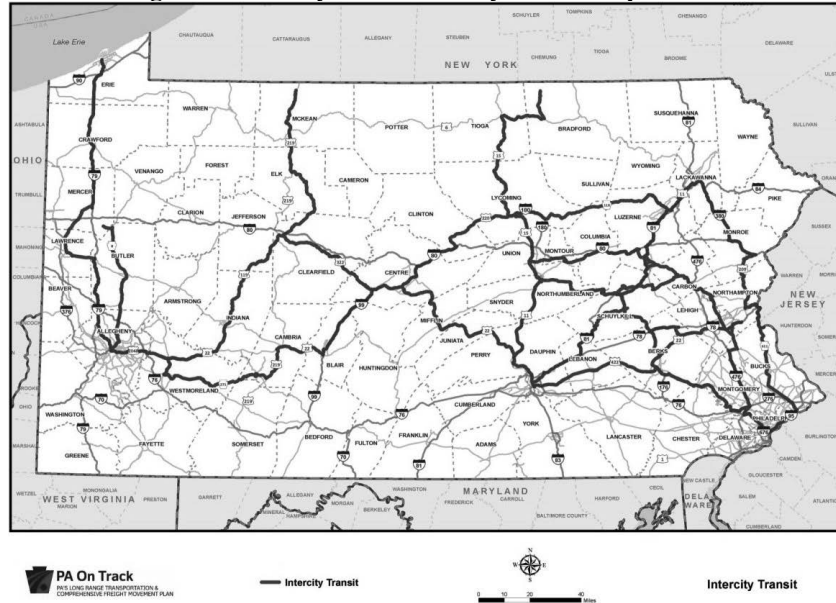
Pennsylvania has one of the most comprehensive shared-ride demand response programs in the nation. Shared-ride transportation is door-to-door or curb-to-curb transportation on a reservation basis. There are no limits on trip purpose, frequency, or quantity. With a foundation of substantial state funding from the Pennsylvania lottery, shared-ride demand response transportation is available in all 67 Pennsylvania counties.

To accomplish this level of service, 26 community transportation providers exist in addition to fixed-route operators providing shared-ride demand response transportation. The shared-ride program is characterized by being a reservation based system where provided that reservations are made at least one day in advance, senior citizens and other qualified individuals can receive significantly subsidized trips. For senior citizen transportation, the lottery fund covers 85 percent of the trip with the passenger responsible for a 15 percent copay. Frequently, the 15% copay is covered in whole or in part by a local agency, such as the local Area Agency on Aging (AAA).

Intercity bus transportation is contracted by PennDOT through private intercity bus companies to provide scheduled, fixed route serve along corridors which are considered essential links to the regional/statewide network of intercity bus services, but which cannot be financially supported solely from rider fares.

Figure 19 depicts the location and distribution of intercity bus transportation throughout the state.

Figure 19: Pennsylvania Intercity Bus Transportation



PASSENGER RAIL

Intercity passenger rail service in Pennsylvania is primarily provided by Amtrak, also known as the National Railroad Passenger Corporation. Additional passenger rail service in Pennsylvania is provided by the Southeastern Pennsylvania Transportation Authority (SEPTA) and New Jersey Transit (NJTransit).

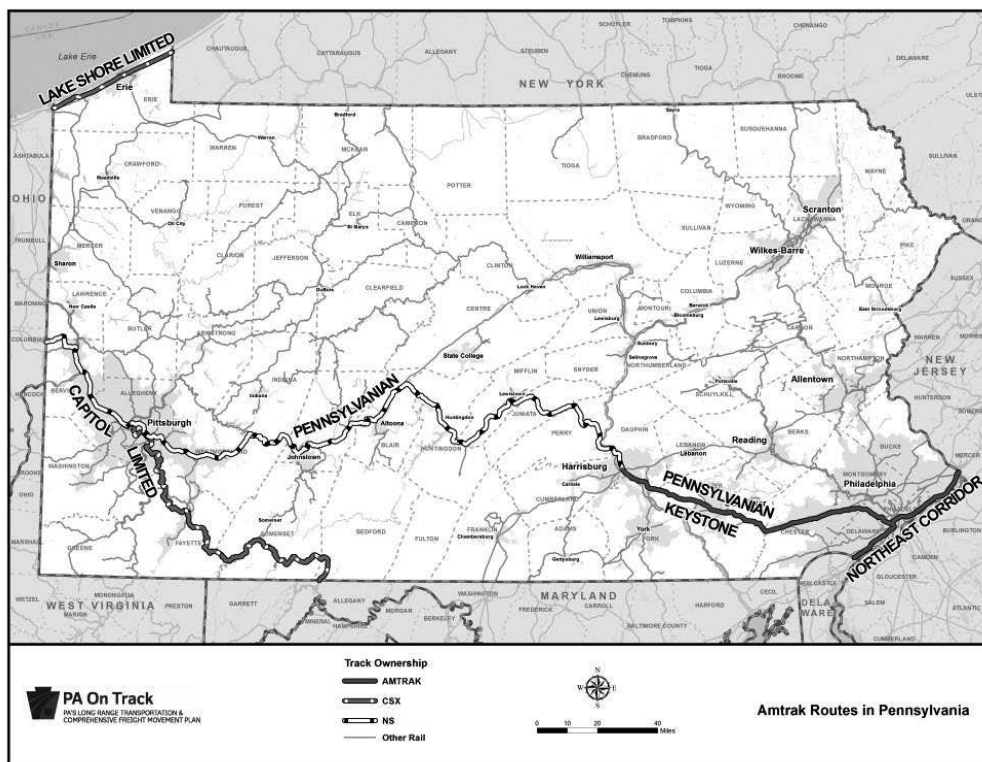
Amtrak

States must pay the operating and capital costs directly associated with Amtrak's passenger rail service. As a result, Pennsylvania funds total annual operating costs for Amtrak service of approximately \$15.5 million. The Amtrak long-distance and corridor trains serving Pennsylvania include the following:

- **Capitol Limited** – Connects Washington, DC to Chicago via Pittsburgh and Cleveland with two Pennsylvania stops: Connellsville and Pittsburgh. The entire route is 780 miles, including a 195-mile segment that traverses Pennsylvania. In 2013, boardings and alightings totaled 139,322.
- **Keystone** – Connects Harrisburg to Philadelphia. The corridor is 104 miles long and many corridor trains continue on to New York City which is an additional 91 miles. The *Keystone* is Amtrak's fourth-busiest service. In 2013, boardings and alightings totaled 1,923,276.
- **Lake Shore Limited** – Connects Chicago with New York City and Boston with one stop in Pennsylvania: Erie. The entire route is 959 miles in length from Chicago to New York City, including 45 miles across Pennsylvania's panhandle. In 2013, boardings and alightings totaled 18,108.

- **Northeast Corridor** – Connects Washington, DC to Boston via Baltimore, Wilmington, Philadelphia, Trenton, New York City, Stamford, New Haven, Providence, and intermediate points. Within Pennsylvania, Amtrak shares the *Northeast Corridor* with SEPTA, NJTransit, and CSX Transportation. In 2013, boardings and alightings totaled 4,129,308.
- **Pennsylvanian** – Connects Pittsburgh and central Pennsylvania communities to Harrisburg, Philadelphia, and New York City. The entire route is 444 miles long including the 353-mile segment between Philadelphia and Pittsburgh. In 2013, boardings and alightings totaled 87,044.

Figure 20: Amtrak Routes in Pennsylvania



Southeastern Pennsylvania Transportation Authority and New Jersey Transit

SEPTA operates 13 commuter rail lines that serve 154 stations covering most of the 5-county southeastern Pennsylvania region. SEPTA also runs trains to Newark, Delaware; Trenton, New Jersey; and West Trenton, New Jersey. In 2013, SEPTA set a ridership record with 36,023,000 trips. NJTransit serves the greater Philadelphia region with its Atlantic City regional rail line. For the 1st Quarter of FY 2013, the Atlantic City Line handled 3,450 average weekday trips, 3,300 average Saturday trips, and 2,950 average Sunday trips.

RAIL FREIGHT

Pennsylvania’s rail freight system is comprised of 5,095 miles of track operated by more than 60 railroads (four Class I railroads, two Class II railroads, 34 Class III railroads, and 25 switching or terminal railroads).

Pennsylvania is a national leader among states in a number of categories regarding freight rail. Based on 2011 statistics¹, Pennsylvania ranked first among states in the number of railroads, fifth in railroad mileage, and between 7th and 10th in the amount of tons and carloads originating and terminating within the state. Pennsylvania also ranked 8th in total railroad employment (6,977) and rail wages (\$483.2 million).

Freight railroads are generally defined and classified as follows:

- Class I Railroads are defined by the Federal Surface Transportation Board as having more than \$452.6 million of annual carrier operating revenue. They primarily operate long-haul service over high-density intercity traffic lanes.
- Class II or Regional railroads operate over at least 350 miles of track and/or have revenue greater than \$36.2 million.
- Class III or Short line railroads operate over less than 350 miles of track and have annual revenue of less than \$36.2 million per year.

Figure 21 depicts the geographic extent of Pennsylvania’s network of Class I railroads, while Figure 22 does the same for the Class II railroads.

Figure 21: Pennsylvania Class I Railroads

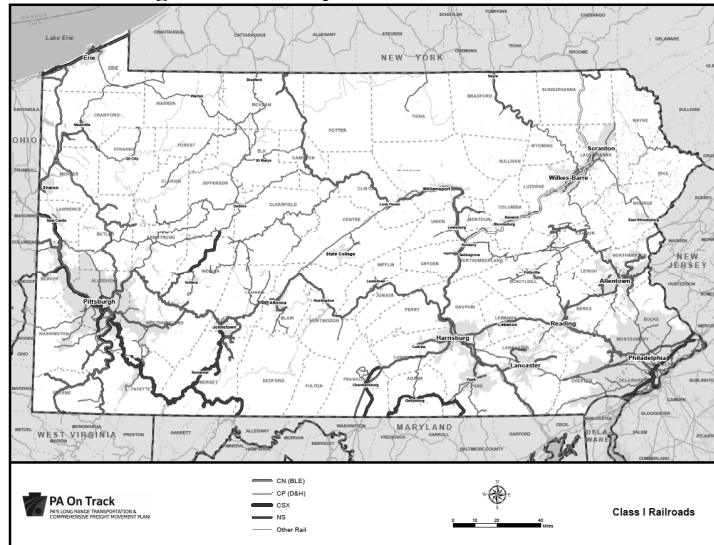
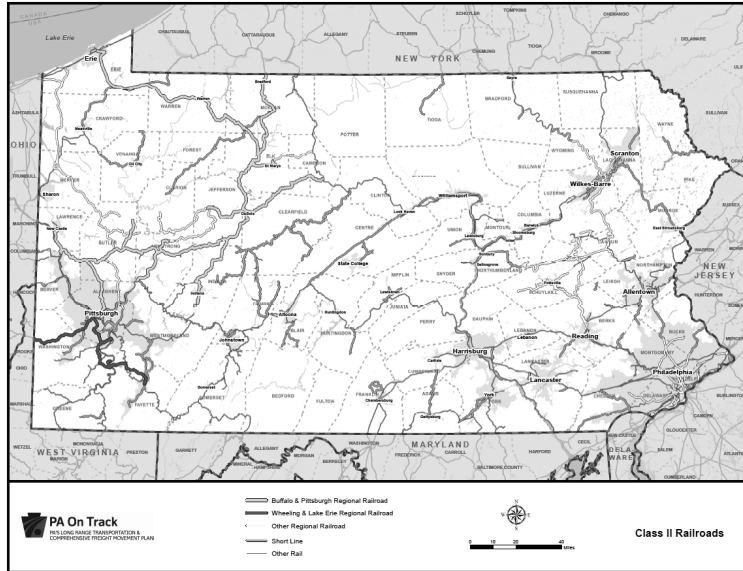


Figure 22: Pennsylvania Class II Railroads



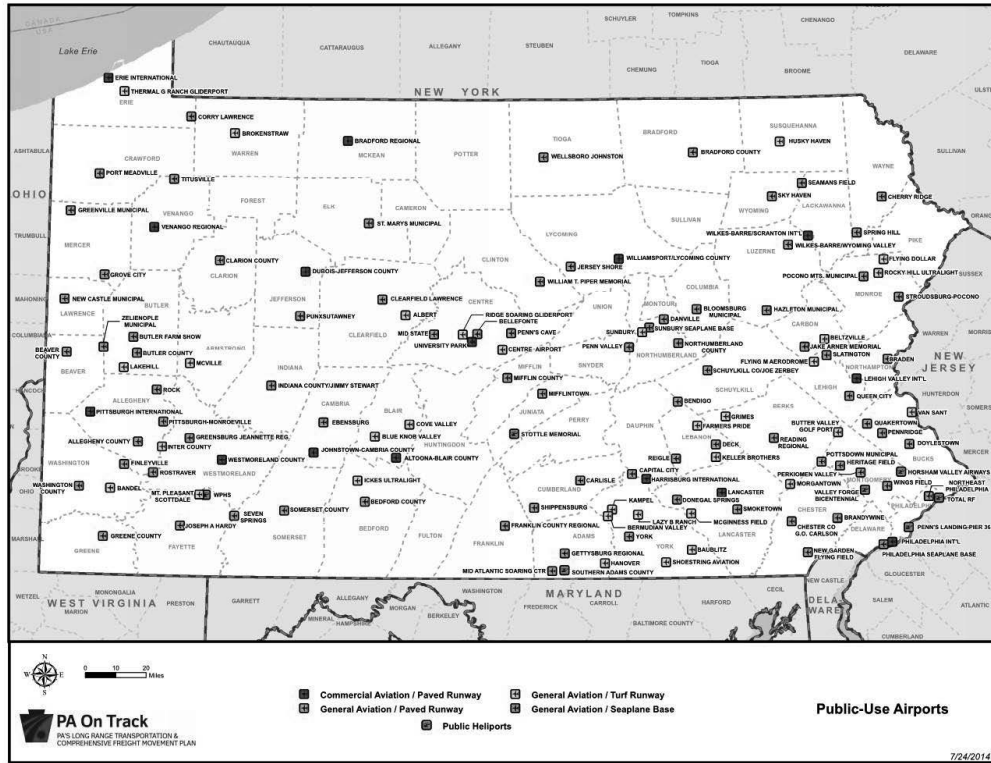
PORTS AND WATERWAYS

Development of a technical memorandum for this is nearing completion and will feed this subsection.

AVIATION

Pennsylvania's aviation system is comprised of public-use aviation facilities that support the movement of people and goods by air. There are 131 public-use aviation facilities in Pennsylvania which accommodate close to 5,000 based aircraft and handle over 2 million general aviation aircraft takeoffs and landings.

Figure 23: Pennsylvania Public Use Airports



Existing facilities require maintenance and preservation such as pavement rehabilitation, building refurbishing, and utility and equipment replacement as well as upgrades to runway length and width, runway approach and departure area clearing, helipad size, building area size and setback, and aircraft navigation equipment siting.

Commercial Service Airports

Commercial service airports are the types of facilities most used and recognized by Pennsylvanians. Their primary purpose is to accommodate passengers on scheduled passenger airlines. Currently there are 15 commercial service airports in the state. All of Pennsylvania’s major metropolitan areas and regional population centers are served by commercial service airports. Seven of these commercial service airports predominately serve regional population centers and only have one airline that provides service to one connecting hub via smaller commuter type propeller airplanes. Six of these seven airports receive subsidized air service under the Essential Air Service Program administered by the US Department of Transportation which has enabled the provision of scheduled airline service to isolated communities across the country since 1978. Recent program reforms, however, will make it difficult for low activity airports to continue air service. As a result, the number of commercial service airports in the

Commonwealth may decrease in the future. Airports with discontinued air service will become general aviation airports.

General Aviation Airports

General aviation airports generally accommodate all other operations other than scheduled passenger airlines and air freight companies. Unlike the commercial service airports, which are all publicly-owned, general aviation facilities can be either public or privately-owned. Ownership dictates eligibility for governmental airport improvement funding, especially federal funding. Of Pennsylvania's 117 general aviation airports, 52 are publicly-owned.

BICYCLE AND PEDESTRIAN

Bicycle and pedestrian facilities represent critical infrastructure for both accessibility and mobility. In addition, these facilities provide important "quality of life" elements to the state's transportation system, connecting people to their neighbors and their community, all while promoting health and wellness. Some facilities even offer a dual benefit of providing both a use for transportation and recreation purposes. While not all Pennsylvanians are truck drivers, transit users, airline pilots, or longshoremen, everyone is a pedestrian. Regardless of the mode used, all trips begin and end as a pedestrian. Walking and bicycling also currently constitute 4.3 percent of all the state's journey to work trips, representing nearly a quarter of a million Pennsylvania workers.

Typically, bicycle and pedestrian projects offer high value for low cost, but their benefits extend beyond their dollar value. In addition to promoting greater mobility and health, proper planning for these modes can improve overall system safety, improve the built environment, and enhance connectivity between modes. Improved connectivity between bicycle and pedestrian facilities and other uses such as public transportation stations, schools, community centers, and residential centers improves the ability to walk or bicycle. These improved connections can make walking and bicycling a more appealing and reasonable mode of choice.

Planning for these modes in Pennsylvania is largely accomplished at the local, municipal level, although PennDOT has provided leadership for these modes at the state level since it produced its first statewide bicycle and pedestrian master plan in 1996. State-level initiatives, such the inventory of cross-state bicycle routes known as BicyclePA and various publications and training materials for local planners and officials, have advanced bicycle and pedestrian transportation in the state. The State in recent years administered the Pennsylvania Community Transportation Initiative (PCTI) and Safe Routes to School programs, both of which directed investments toward bicycle and pedestrian, streetscape, and trail connection improvements.

TRANSPORTATION REVENUES

REVENUES

Pennsylvania's transportation funding comes from a variety of sources including federal funds, fuel taxes, motor vehicle and driving-related licenses and fees, Pennsylvania Turnpike tolls, sales taxes, lottery proceeds, and other general revenues of the Commonwealth. Of note, fuel taxes, a primary source of transportation revenue in Pennsylvania and elsewhere, have traditionally been levied as a fixed amount per gallon sold (as opposed to a percent of the sales price). As a result, as construction costs for transportation infrastructure have naturally inflated over time, the purchasing power of fuel tax revenue has declined. Coupled with increasing fuel economy standards that have led to improved vehicle fuel efficiency and reduced fuel consumption, fuel tax revenues have not kept pace with transportation investment needs.

Growth in federal funding – a major source of Pennsylvania's transportation revenue – has also been flat in recent years, as the state's federal aid total has increased by an average annual rate of only 2 percent over the past decade. MAP-21 largely maintained the funding levels of its predecessor legislation, even after a series of continuing resolutions. Pennsylvania received \$3.18 billion for the Federal-Aid Highway Program during the MAP-21 era. As Pennsylvania looks to the future via PA On Track, overcoming historical under-investment in transportation infrastructure remains a key challenge.

It is estimated that over the planning horizon of PA On Track, \$151 billion in total transportation revenues will be available for transportation investment. This revenue estimate includes new revenues that will be generated as a result of the Comprehensive Transportation Funding Act (Act 89) signed into law in November 2013. This extensive state transportation funding legislation brings much-needed additional investment to Pennsylvania's transportation system.

Pennsylvania's transportation investment needs include the cost of operating and maintaining the existing transportation system as well as the costs of adding new capacity through the expansion of services and infrastructure to meet the demand for travel. These costs span all transportation modes—roadways, bridges, public transportation, passenger rail, bicycle and pedestrian, freight rail, aviation, and ports. The costs cover all governmental transportation facilities but not privately owned and operated infrastructure.

THE COMPREHENSIVE TRANSPORTATION FUNDING ACT OF 2013 (ACT 89)

The Comprehensive Transportation Funding Act (Act 89) addresses the declining purchasing power of Pennsylvania's fuel tax revenue. By eliminating Pennsylvania's flat tax of 12 cents per gallon on gasoline and diesel fuel retail sales while increasing by 12 cents the wholesale fuel tax and removing the wholesale fuel tax's inflationary cap, the legislation takes a step toward maintaining the purchasing power of fuel tax revenue over time.

New revenue from the legislation began to be generated in FY2014 and will reach full collections of an estimated \$2.3 billion annually in FY2018. Conservatively, the new revenues are projected to generate \$53 billion in total through 2040. Act 89 brings much-needed additional investment to Pennsylvania’s transportation system.

It is estimated that the annual additional investment will benefit a full range of transportation Improvements as depicted in Table 5.

Comprehensive Transportation Funding Act of 2013 (Act 89)

- Invests in Pennsylvania’s future by
 - increasing public safety
 - driving commerce
 - creating 50,000 new jobs and preserving 12,000 jobs
 - improving funding reliability
- Improves or rebuilds thousands of bridges and over 10,000 road miles
- Keeps Pennsylvania economically competitive with neighboring states
- Avoids public transportation service cuts and meets needs of dependent populations

Table 5: Act 89’s Estimated Additional Annual Investment

Funding Categories	Estimated Annual Investment
	(as of FY2018)
State Roads & Bridges	\$1,300 million
Public Transportation	\$495 million
Local Roads & Bridges	\$237 million
Multimodal	\$144 million
Pennsylvania Turnpike Expansion	\$86 million
Dirt, Gravel, & Low Volume Roads	\$30 million
Total Estimated Additional Annual Investment	\$2,292 million

Source: PennDOT Press Office

FINDINGS

In planning for the future of Pennsylvania’s transportation system, PennDOT is challenged with a variety of trends and issues – many of which are beyond the agency’s control. A few of the more significant trends and issues affecting transportation are as follows:

- **Federal funding continues to be uncertain:**
 - **As the MAP-21 era ended, uncertainty about the future of the federal Highway Trust Fund remained.** While proposals have been put forth to strengthen federal transportation funding, the most likely scenario is for future federal transportation funding for Pennsylvania to remain constant.

- **Reduced growth rate of revenue streams.** Increasing fuel efficiency standards and declining vehicle miles traveled will continue to impact the growth rate of liquid fuels revenues despite the steps recent legislation took to address its declining purchasing power.
- **Transportation investment needs are driven by a variety of demographic and land use trends:**
 - **Total population.** Pennsylvania is the nation's sixth-largest state, with 12.7 million people who require transportation services. By 2040, that number is expected to climb to over 14 million.
 - **Aging population.** By 2040, as many as one in four Pennsylvanians will be over the age of 65. Pennsylvania's elderly population (85+) is projected to double by 2040 requiring additional public transportation services and safety modifications to transportation infrastructure to meet their mobility needs.
 - **Safety concerns.** An increasing number of crashes are caused by distracted driving or involve senior citizens, requiring safety modifications to transportation infrastructure.
 - **Changes in land use patterns.** Despite Pennsylvania's slow rate of population growth, the state's population continues to shift from older, more established urban areas to outlying suburban areas, which introduces new demands for transportation infrastructure and services. This shift has caused increases in traffic congestion and freight bottlenecks in these areas. Moreover, DCED data from 2010 indicate that as many as one-third of the state's municipalities do not have any form of land use management or basic plans to guide decision-making, such as zoning ordinances or comprehensive plans.
 - **Increasing freight tonnage.** By 2040, freight tonnage is expected to increase by 74 percent by truck and 45 percent by rail.
- **Transportation investment needs are also driven by significant modal trends:**
 - **Highways.** The state's highway network in 2012 supported nearly 273 million miles of travel daily – a decline of 5 percent from a decade ago. PennDOT has over 17,000 miles of pavement (75 percent) that are past their 40-year design life. In terms of pavement smoothness, IRI values have been steadily improving on the state's share of the National Highway System, but increasing on non-NHS roadways.
 - **Bridges.** PennDOT continues to make progress in addressing its inventory of structurally deficient (SD) bridges. The state's share of SD bridges (state-owned, greater than 8 feet in length) is now 16.5 percent (by number), and 10.6 percent by deck area. On the local network (greater than 20 feet in length), the rates are 35 and 30 percent, respectively.
 - **Motor Carrier.** Freight tonnage moved by truck is expected to increase by 74 percent from 948 million tons in 2011 to 1.65 billion tons in 2040. Based on 2013 conditions, FHWA has identified Pennsylvania's top highway interchange bottlenecks as:
 - I-76 and I-676;
 - I-76 and I-476;
 - I-70 and I-79 (East and West); and
 - I-83 and I-81 in Harrisburg.

- **Public Transportation.** In SFY2012-13, the state's largest transit agencies (SEPTA in Philadelphia and PAAC in Pittsburgh) carried nearly 48 passengers per revenue vehicle hour, an increase of 0.5 percent over the past five years. With the remaining urban and rural providers, the transit agencies collectively provided 434.8 million fixed-route trips.
- **Rail Freight.** Freight tonnage moved by rail is expected to increase by 45 percent from 199 million tons in 2011 to 288 million tons in 2040.
- **Passenger Rail.** Passenger rail ridership on Amtrak's *Keystone* service has doubled since 2000 and now carries 1.4 million passengers annually. The service is Amtrak's fourth-busiest, and Philadelphia's 30th Street Station is the third-busiest station in the national Amtrak system.
- **Aviation.** All of the state's major metropolitan areas and regional population centers are served by Commercial Service Airports. These airports currently handle over 20 million enplaned air passengers, close to 700,000 commercial takeoffs and landings, and approximately 1 billion pounds (loaded) in air freight volume. Low activity airports are in danger of losing subsidized air service under the Federal Essential Air Service program. With discontinued air service, these may become General Aviation airports.
- **Water Ports.** Insert trend info here.
- **Bicycle and Pedestrian.** By 2040, the state's share of senior population (those aged 65+) is expected to increase from 16 percent today to over 23 percent. In addition, 22 percent of Pennsylvania residents are under the age of 18. Both the under age 18 and over age 65 populations are typically more dependent on other modes of transportation such as bicycling, walking, and public transportation. In addition, nearly a quarter of a million Pennsylvania workers relied on bicycle or pedestrian travel for their journey to work during the American Community Survey period 2008-12.
- **Transportation investment needs are driven by technology and industry trends:**
 - **Increasing role of technology.** Advances in technology play a key role in shaping transportation systems, which in turn help to shape our lives, landscapes, and culture. Technology that impacts transportation can include a range of innovations such as mobile phone apps (rideshare such as Uber, real time public transportation schedules, and more), refillable public transportation fare cards, transponders, and infrastructure for electronic tolling and congestion based road pricing, self-parking cars and new revenue collection techniques, such as those related to VMT, and information systems such as PA511 which provide traffic conditions, weather alerts, and travel delays.
 - **Role of connected and autonomous vehicles.** Connected and autonomous vehicles have the potential to revolutionize transportation and land use in ways that the automobile did originally a century ago. While the timing of when connected and autonomous technology will be fully incorporated into all motor vehicles is subject to debate, PennDOT is actively planning for a future involving these vehicles. Investments will be required in design and infrastructure (message signs, radio advisories, lane capacity, lane widths and medians, and traffic signals, for example), communication devices for safety and mobility factors such as stop sign/red light violations, queue warnings and speed harmonization, transmission

of real time data on parking availability, congestion, weather conditions between vehicles, roadside units, and traffic management centers, workforce training and preparation, and changes to driver licensing requirements. As these vehicles are introduced they will affect surface transportation across an extremely broad range of topics.

- **Changes in commodity flow.** Despite the total increase in freight overall, coal is expected to experience major declines in the share of total commodities being moved in Pennsylvania, from 32 percent of all rail moves today, to just 18 percent by 2040.
- **Changes in journey to work.** More Pennsylvania households (95 percent) now have access to a vehicle. Reliance on the private automobile continues, with nearly 86 percent using this mode for journey to work...with fewer than 10 percent carpooling (ranking 40th in the nation). Commute times continue to grow longer, and are now averaging over 26 minutes, compared to 22 minutes 20 years ago.
- **Changes in consumer base.** Today 95 percent of the world's consumers and 80 percent of the world's purchasing power are outside of the United States, creating new opportunities for Pennsylvania businesses and increasing demand for freight transportation services as more companies ship products to a growing array of destinations.
- **Transportation investment needs are driven by many factors that influence economic competitiveness:**
 - **Companies today depend more than ever on an integrated, agile, and efficient freight network.** The transportation system must connect them to customers in a growing number of markets around the world. Reliability, speed to market, and transportation costs impact their ability to compete. Eleven of the top 26 site selection criteria cited by companies planning to expand or relocate involve transportation; highway accessibility consistently ranks first or second.
 - **Global trade will continue to play a significant role in the state's economy.** Demand for U.S. goods is projected to increase for key Pennsylvania industry sectors. The state's coal-producing regions accounted for 42 percent of U.S. mining exports in 2011, and this is expected to grow 64 percent by 2020. Oil and gas exports—largely from Philadelphia refineries—increased 2,605 percent between 2008 and 2013. Nearly 90 percent of Pennsylvania exports in 2011 were from firms with fewer than 500 employees, and one quarter of export companies were located in rural counties.
 - **Pennsylvania is a major player in energy production due to the Marcellus and Utica shale formations.** In 2010 the industry supported 140,000 jobs and by 2020 shale gas development could add 570,000 jobs in the state; but hydraulic fracturing seriously impacts roads, bridges, and rail lines in the primarily rural counties where most of this activity occurs.
 - **Manufacturing remains a major contributor to the state's economy.** Pennsylvania is the sixth largest manufacturing state, and manufacturing accounts for over 12 percent of gross state product. Manufacturing jobs have increased every year since 2010, and nanotechnology and additive processes such as 3D printing are revolutionizing the state's manufacturing sector.

- ***Demand for Pennsylvania agricultural and manufactured food products is increasing.*** Several major food producers recently invested in the state, joining a large number of well-known brands. Food product exports topped \$1.7 billion in 2011, and the local food movement is also a boon for Pennsylvania growers.
- ***The state is a global leader in life sciences.*** It ranks fourth in U.S. life sciences patents for new drugs and vaccines, diagnostic tools, and medical devices and was fourth in research funding from the National Institutes of Health in 2012.
- ***Transportation is a growing employment sector in the state, but workers are in short supply.*** Trucking jobs are expected to increase by 24 percent by 2020, and rail jobs by ten percent. But the state already has a shortage of truck drivers, and a third of U.S. railroad employees were eligible for retirement in 2013. Training will be needed to ensure new workers can meet job requirements and maintain the required licenses.

Combined, these trends and issues call for an implementation plan that addresses the critical challenges that lie ahead. PennDOT has developed the following strategies to address these challenges, in alignment with the four goal areas.

STRATEGIES AND IMPLEMENTATION STEPS

These and other findings from analytical tasks, together with valuable input received during the stakeholder and public outreach efforts and continuous contributions and guidance from Department staff, provided the background and context for the identification of the plan's strategies and implementation steps. Based on the planning process, the recommendations are organized around the plan's four primary goal areas:

- System Preservation;
- Safety;
- Personal and Freight Mobility; and
- Stewardship.

SYSTEM PRESERVATION

PennDOT, through its various management systems and federal and regional partners has enormous amounts of data available on the assets that it owns and maintains. What is not clearly known is the magnitude and condition of *locally*-owned transportation infrastructure. Gains have been made in this area in recent years, but more work remains to be done.

Asset management has gained greater prominence in recent years – the shortage of funding makes it a critical business practice. It entails a strategic and systematic process of operating, maintaining, and improving physical assets, with a focus on engineering and economic analysis based upon quality information. MAP-21 advanced the practice of asset management even further, even as it becomes more accepted and understood.

PennDOT has identified the following strategies in support of its efforts aimed at System Preservation:

- Develop an inventory and condition information of all state- and locally-owned transportation system assets
- Implement enterprise asset management for programming and decision-making
- Prioritize state-of-good-repair approaches that preserve transportation system assets

SAFETY

In 2012, there were over 124,000 reportable crashes in Pennsylvania, which claimed the lives of over 1,300 people and injured nearly 88,000 more. The estimated economic loss due to traffic crashes was \$14.9 billion, or approximately \$1,164 for every Pennsylvanian. On average, 14 crashes were reported every hour, and 1 out of every 44 Pennsylvanians was involved in a reportable traffic crash. The number of total crashes, while unacceptably high, nevertheless represented the lowest statewide total recorded since the early 1950s.

While progress has been made in improving safety, these numbers underscore the need to take additional strides in addressing safety across the system, and maintain safety as a primary focus of the state's transportation planning. PennDOT continues to improve system safety, and is working to achieve an aspirational goal of zero deaths and to reduce the severity and frequency of crashes. Recent advances in safety, including the implementation of countermeasures such as centerline and edgeline rumble strips, and Yield to Pedestrian channelizing devices, have been complemented by such policy changes as the Graduated Driver Licensing Program, and Act 3 of 2012, which requires motorists to provide a 4-foot buffer for bicyclists. Pennsylvania's anti-texting while driving law, which went into effect in March 2012, gave law enforcement officials more heft in addressing distracted driving. Other supporting efforts, such as municipal adoption of Airport Hazard Zoning (Act 164), and rail-related efforts associated with "Operation Lifesaver," have improved safety across the system.

PA On Track advances numerous strategies to address the state's safety concerns, as follows:

- Implement the Strategic Highway Safety Plan
- Emphasize the Highway Safety Manual in all design processes
- Address safety issues during earlier phases of project planning
- Partner to expand driver improvement programs for seniors and younger drivers
- Emphasize safety for pedestrians and bicyclists through design modifications, education, and aggressive coordination with enforcement
- Ensure highway design accommodates transit and freight
- Support efforts by the General Assembly to enact tougher laws that address distracted driving
- Inventory substandard bridge underclearances
- Address the transport of hazardous materials in business plans and long range transportation plans

PERSONAL AND FREIGHT MOBILITY

The state's transportation system will be called upon over time to facilitate the movement of an ever greater share of people and goods. Pennsylvania cannot effectively be "the Keystone State" if its transportation system cannot sustain the existing and future demands that will be placed upon it. PennDOT has many initiatives in place to maintain and improve system mobility. One such initiative is PennDOT's Corridor Modernization program, which is a planning for Transportation Systems Management and Operations (TSM&O) effort to optimize the performance of existing infrastructure by implementing systems, services, and projects that preserve capacity and improve the security, safety, and reliability of the state's transportation system. Additionally, Corridor Modernization will further integrate operations data, performance metrics, and processes into the project planning and programming process.

PA On Track (and new tools related to the long range plan, such as the project prioritization process) was developed in alignment with PennDOT's ongoing work on Corridor Modernization for seamless implementation. The strategies being advanced by PA On Track serve to reinforce the work that PennDOT has initiated not only on Corridor Modernization, but also on other efforts such as "Plan the Keystone", for passenger rail services, and regional consolidation studies for public transportation. The plan also offers strategies for PennDOT to acquire a better understanding of bicycle and pedestrian infrastructure, and the need to advocate for funding for the state's ports.

- Optimize multi-modal infrastructure through improved operations
- Incorporate a project prioritization tool into statewide planning and programming as a validation process
- Identify Tier III of the Multimodal Economic Competitiveness Network in collaboration with the planning partners
- Prioritize and enhance intermodal connections ("first and last mile")
- Implement the station improvement and interlocking projects on the Keystone Corridor
- Integrate freight mobility and parking accommodation needs into the Corridor Modernization program.
- Work with local and state partners to support sustainable community-based shared-ride services
- Develop a systematic approach for calculating bicycle and pedestrian needs statewide
- Partner with private sector freight carriers to investigate strategies to improve modal efficiency
- Advocate for additional funding for the state's ports

STEWARDSHIP

Strategies related to stewardship reflect not only PennDOT's desire to minimize transportation's footprint on the environment, but also in how effectively PennDOT maximizes its use of tax dollars in constructing, operating and maintaining the state's transportation infrastructure. In recent years, there have been major cultural shifts within the state's program and project development processes through Smart Transportation and Linking Planning and NEPA. Further, in February 2012, PennDOT implemented the PennDOT Next Generation initiative to modernize and optimize the way the agency works while looking for ways to cut costs and realign available

resources. Additionally, the State Transportation Innovation Council (STIC) has fostered collaboration in which new ideas and innovations can be evaluated and implemented more quickly.

PA On Track's strategies related to stewardship are as follows:

- Assess weather-related vulnerability of the transportation network in statewide and regional planning
- Investigate opportunities to incorporate technology and Intelligent Transportation Systems across the state
- Continue and accelerate implementation of the "Linking Planning and NEPA Process" to advance project delivery
- Support the use of alternative fuels and related equipment and facilities
- Encourage the regional consolidation of transit agencies where efficiencies can be demonstrated
- Continue sponsoring course offerings on critical land use topics that protect the investments the Commonwealth has made in the transportation system
- Use public private partnerships to expand the available pool of capital and tap into private innovation and approaches
- Coordinate with local/county governments on operation and maintenance agreements with regard to management of traffic signals
- Continue to plan for the advent of autonomous/connected vehicles
- Raise awareness of freight's value to the economy and its impacts on the state's transportation infrastructure

IMPLEMENTATION STEPS

PA On Track is intended to serve as a guidebook for PennDOT as it collaborates with its transportation partners at the state, federal, regional, and local levels. As such, PennDOT will continue to work with its partners in advancing the plan's directions, even as it informs the ongoing planning work within its engineering districts and planning partners across the state.

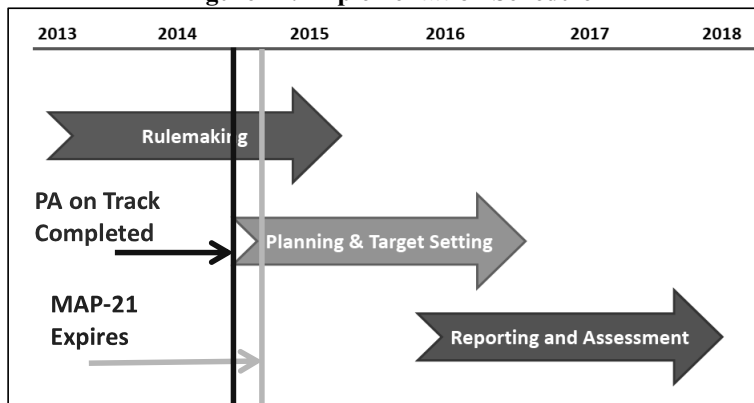
PA On Track identifies the state's strategic direction for transportation through a series of goals, objectives, and strategies. Specific *actions*, however, will be identified and carried out through subordinate plans and planning efforts, such as PennDOT's business plans, regional LRTPs, county comprehensive plans, and modal plans.

Over the near-term, PennDOT will be distributing copies of the long range plan to raise awareness of the strategic directions identified, and to help ensure consistency between state and sub-state plans. This will help ensure that all transportation-related efforts being undertaken by the state are consistent with PA On Track. Other ancillary products created as part of the planning process, such as the updated state travel demand model, Commodity Information Management System (CIMS) tool, and project prioritization process, will also be unveiled and explained to partners. Results of the state plan's public participation process also lend themselves to regional and county-specific planning efforts. These will also be shared at the MPO/RPO level to help inform and add value to regional transportation planning efforts.

At the Federal level, FHWA is expected to establish performance measures and state DOT and MPO requirements for establishing and reporting on specific annual targets. For safety; infrastructure condition; and system performance, freight movement and air quality, FHWA will publish three separate Notices of Proposed Rulemakings in the Federal Register with proposed performance measures and state DOT and MPO requirements for establishing and reporting specific annual targets.

The first of these notices was published in March 2014. Following the opportunity to comment on each proposed rule, revisions will be made as appropriate. Via final rules published in the Federal Register, FHWA will establish the new MAP-21 requirements for performance measurement simultaneously in the Spring of 2015. In 2016, therefore, PennDOT will work with its planning partners to further develop the strategic direction of PA On Track to identify performance measure targets in a manner that will support MAP-21.

Figure 24: Implementation Schedule



APPENDIX A: PROJECTS

TBD with input from the Interstate Management Program and the Planning Partners.

APPENDIX B: GLOSSARY OF ACRONYMS

DCED – State Department of Community and Economic Development

DVMT – Daily Vehicle Miles of Travel

FHWA – Federal Highway Administration

FTA – Federal Transit Administration

ITS – Intelligent Transportation System

MAP-21 – Moving Ahead for Progress in the 21st Century, the federal surface transportation authorization signed into law in July 2012 and expiring September 2014.

MEC Network – The Multimodal Economic Competitiveness Network, a network of the state's most strategic transportation facilities comprising part of the framework for the project prioritization process.

MPO – Metropolitan Planning Organization

NEPA – The National Environmental Policy Act

NHS – National Highway System

eNHS – Enhanced National Highway System

PAAC – Port Authority of Allegheny County

PennDOT – The Pennsylvania Department of Transportation

PPP – Public private partnerships

RPO – Rural Planning Organization

SEPTA – Southeastern Pennsylvania Transportation Authority

STIC – State Transportation Innovation Council

[Pa.B. Doc. No. 14-2400. Filed for public inspection November 14, 2014, 9:00 a.m.]

FISH AND BOAT COMMISSION

Classification of Wild Trout Streams; Correction

By notice published at 44 Pa.B. 6886 (October 25, 2014), the Fish and Boat Commission approved the addition of eight new waters to its list of wild trout streams as published at 44 Pa.B. 5154 (July 26, 2014). Included was the addition of Rodges Run, a tributary to the Delaware River, from the headwaters to the mouth. The notice erroneously identified Rodges Run as being in Berks County. The notice should have read Bucks County.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 14-2401. Filed for public inspection November 14, 2014, 9:00 a.m.]

Proposed Changes to List of Class A Wild Trout Waters

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. The Commission historically has managed these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Biomass Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

(v) *Mixed Wild Brook and Rainbow Trout Fisheries*

(A) Combined brook and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brook trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

(vi) *Mixed Wild Brown and Rainbow Trout Fisheries*

(A) Combined brown and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lb/acre).

(D) Brown trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

During recent surveys, Commission staff documented the following stream sections to have Class A wild trout populations. The Commission intends to consider adding these waters to its list of Class A Wild Trout Streams at its meeting on January 21 and 22, 2015. In addition, per a recent change to the Commission's policy at 58 Pa. Code § 57.8a, which goes into effect on January 1, 2015, the Commission will consider whether to allow each of these waters that are currently stocked with trout to continue to be stocked due to their high current angler use levels while also maintaining high biomass Class A wild trout fisheries. Under the revised policy, the Executive Director will obtain the approval of the Commission prior to granting permission to stock a Class A wild trout stream under 58 Pa. Code § 71.4 (relating to stocking of designated waters).

NOTICES

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<i>County</i>	<i>Stream</i>	<i>Section</i>	<i>Limits</i>	<i>Brook Trout (kg/ha)</i>	<i>Brown Trout (kg/ha)</i>	<i>Rainbow Trout (kg/ha)</i>	<i>Length (miles)</i>	<i>Survey Year</i>
Clinton	Fishing Creek	13	Confluence of Cedar Run downstream to Axe Factory Hollow Run	0.24	88.77		1.50	2013
Lehigh	Little Lehigh Creek	04	Confluence of Spring Creek downstream to Wild Cherry Lane (T-476) Bridge		96.99	0.18	4.89	2014
Lehigh	Little Lehigh Creek	07	0.4 km upstream Country Club Road (T-473 Bridge) downstream to the upstream face of Fish Hatchery Road (SR 2010) Bridge		97.12		2.06	2014
Northampton	Martins Creek	01	Confluence of East and West Branches Martins Creek downstream to the discharge of the Bangor Sewage Treatment Plant near an Unnamed Tributary	0.04	75.20		4.72	2014
Northampton	Monocacy Creek	08	Illicks Mill Dam downstream to Schoenersville Road (SR 3017) Bridge		142.17		0.99	2014
Lehigh/ Northampton	Monocacy Creek	09	Schoenersville Road (SR 3017) Bridge downstream to the confluence with Lehigh River		113.99		2.11	2014
Centre	Penns Creek	02	SR 0045 downstream to the confluence with Elk Creek	0.08	95.08	0.16	7.49	2013
Carbon	Pohopoco Creek	04	Outlet of Beltzville Lake downstream to Hideaway H&F Club cable across creek	0.62	75.94	0.45	1.88	2014
Bedford	Yellow Creek	04	Beaver Creek Confluence downstream to Red Bank Hill		183.01		1.67	2013
Bedford	Yellow Creek	05	Red Bank Hill downstream to the Mouth of Maple Run		145.84		0.93	2013

Persons with comments, objections or suggestions concerning the additions are invited to submit comments in writing to Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 14-2402. Filed for public inspection November 14, 2014, 9:00 a.m.]

GAME COMMISSION

Temporary Closure of Hunting and Trapping Seasons Within Affected Portions of Wildlife Management Unit 3D and Temporary Closure of Affected Portions of State Game Lands 180, 183 and 221

Addendum Order #3

Whereas, On October 1, 2014, the Commission authorized: 1) the temporary closure of all hunting and trapping seasons within affected portions of Wildlife Management Unit 3D; and 2) the temporary closure of all public access to affected portions of State Game Lands 180, 183 and 221 in an effort to reduce or eliminate possible safety risks to hunters, trappers and to the general public in connection with the ongoing manhunt for the fugitive Eric Matthew Frein; and

Whereas, On October 10, 2014, the Commission rescinded its closure of all hunting and trapping seasons within Lehman and portions of Blooming Grove and Porter Townships, Pike County and also rescinded its closure of portions of State Game Land 180 located within Blooming Grove Township, Pike County; and

Whereas, On October 21, 2014, the Commission rescinded its closure of all hunting and trapping seasons within remaining closed portions of Blooming Grove and Porter Townships, Pike County and also rescinded its closure of portions of State Game Land 183 located within Blooming Grove Township, Pike County; and

Whereas, On October 30, 2014, law enforcement authorities apprehended the fugitive Eric Matthew Frein after a seven week manhunt; and

Whereas, The Commission has since determined, in consultation with Pennsylvania State Police, that: 1) the closure of all hunting and trapping seasons within Price, Barrett and Paradise Townships, Monroe County can now be lifted; and 2) the closure of those portions of State

Game Land 221 located within Barrett and Paradise Townships, Monroe County can also be lifted; and

Whereas, Section 322 of the Game and Wildlife Code (34 Pa.C.S. § 322) authorizes the Commission to reduce or close any hunting or trapping season and otherwise take any necessary action to accomplish and assure the purposes of the Game and Wildlife Code, including assuring the health and safety of persons who hunt or take game or wildlife; and

Whereas, Section 135.41 (relating to state game lands) of Title 58 of the *Pennsylvania Code* (58 Pa. Code § 135.41) authorizes the Executive Director to close State Game Lands or portions thereof, when certain specified uses may conflict with the Commission's management or administration of State Game Lands.

Now Therefore, it is hereby ordered that:

1. The October 1, 2014 closure of all hunting and trapping seasons within Price, Barrett and Paradise Townships, Monroe County is rescinded in its entirety.

2. The October 1, 2014 closure of those portions of State Game Land 221 located within Barrett and Paradise Townships, Monroe County is rescinded in its entirety.

3. This Order is intended to effectively rescind all remaining restrictions, conditions and effects imposed by the Commission's October 1, 2014 Order, as well as its Addendum Orders issued on October 10 and 21, 2014.

4. This Order is effective on November 1, 2014 at 12:01 a.m. and shall remain in full force and effect until rescinded or modified by subsequent order.

Given under my hand and seal of the Pennsylvania Game Commission on this 31st day of October 2014.

R. MATTHEW HOUGH,
Executive Director

[Pa.B. Doc. No. 14-2403. Filed for public inspection November 14, 2014, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (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>
#7B-7	Department of Conservation and Natural Resources State Forest Picnic Areas 44 Pa.B. 5757 (September 6, 2014)	10/6/14	11/5/14

Department of Conservation and Natural Resources
Regulation #7B-7 (IRRC #3072)

State Forest Picnic Areas

November 5, 2014

We submit for your consideration the following comments on the proposed rulemaking published in the September 6, 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 Conservation and Natural Resources to respond to all comments received from us or any other source.

Section 21.120. Ground blinds and tree stands.—Clarity; Need.

Subsection (c) contains the following sentence “Violation of this section is prohibited.” We question the need for this language given that prohibited activity is addressed in Section 21.123 (Violation of rules regarding conduct in State forests). We recommend that subsection (c) be deleted. The same concern applies to Section 21.121(c).

JOHN F. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 14-2404. Filed for public inspection November 14, 2014, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor’s Office

Manual No. 530.21—State Employee Combined Appeal Procedures Manual, Dated October 21, 2014.

Management Directive No. 520.9—Appointments Above the Minimum, Amended October 21, 2014.

Management Directive No. 520.10—Position Descriptions, Dated October 23, 2014.

Management Directive No. 530.23—State Employee Combined Appeal, Amended October 21, 2014.

LAURA CAMPBELL,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 14-2405. Filed for public inspection November 14, 2014, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Interim Guidelines for Eligible Customer Lists; Doc. No. M-2010-2183412

Final Order

On October 23, 2014, the Pennsylvania Public Utility Commission (Commission), adopted an order at this docket, directing the state’s electric distribution companies (EDCs) to reach out to customers every three years to give customers the opportunity to review the customer information that EDCs provide to electric generation suppliers (EGSs).

EDCs maintain an “eligible customer list” that contains customer information such as historic usage and service address. Telephone numbers are not included in that information. EDCs then provide that list to EGSs. Customers may contact their EDC at any time to restrict the information that EDCs provide to EGSs.

The purpose of the eligible customer list is to provide EGSs, PUC-licensed competitive electric suppliers, with important information that assists EGSs in identifying potential retail customers and tailoring products and services to meet customers’ interests and needs. EGSs must still comply with the state’s “Do Not Call” list.

On June 19, 2014, the Commission, adopted a Tentative Order, seeking public comment on recommendations from the Commission’s Office of Competitive Markets Oversight regarding interim guidelines for eligible customer lists. Comments were due on July 21, 2014 and reply comments were due on August 4, 2014. Upon review of the comments, the Commission issued this Final Order on October 23, 2014.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2406. Filed for public inspection November 14, 2014, 9:00 a.m.]

Petition of PPL Electric Utilities Corporation

P-2014-2450335. PPL Electric Utilities Corporation. Petition of PPL Electric Utilities Corporation for a finding that a gas insulated substation building and two buildings to shelter control equipment at the Lauschtown 500-230-138/69 kV Substation in Brecknock Township, Lancaster County, are reasonably necessary for the convenience or welfare of the public.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 1, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission’s (Commission) web site at www.puc.pa.gov and at the applicant’s business address.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel: Paul E. Russell, Associate General Counsel, PPL Services Corporation, Two North Ninth Street, Allentown, PA 18101

David B. MacGregor, Esquire, Christopher T. Wright, Esquire, Devin T. Ryan, Esquire, Post & Schell PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

Prehearing Conference

An initial prehearing conference on the previously-captioned case will be held as follows:

Date: Monday, December 15, 2014

Time: 1 p.m.

Location: Hearing Room 2
Plaza Level
Commonwealth Keystone Building
400 North Street
Harrisburg, PA 17120

Presiding: Administrative Law Judge
Susan D. Colwell
P.O. Box 3265
Harrisburg, PA 17105-3265
(717) 783-5452
Fax: (717) 787-0481

Persons with a disability who wish to attend the prehearing should contact the Commission to make arrangements for their special needs. Call the scheduling office at the Commission at least 2 business days prior to the conference:

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2407. Filed for public inspection November 14, 2014, 9:00 a.m.]

Petition of The United Telephone Company of Pennsylvania LLC d/b/a CenturyLink for a Waiver of the Commission's Regulation Governing Toll Presubscription

Public Meeting held
October 23, 2014

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; James H. Cawley; Pamela A. Witmer; Gladys M. Brown

Petition of The United Telephone Company of Pennsylvania LLC d/b/a CenturyLink for a Waiver of the Commission's Regulation Governing Toll Presubscription, 52 Pa. Code Section 64.191(e); P-2014-2439191

Tentative Order

By the Commission:

The United Telephone Company of Pennsylvania LLC d/b/a CenturyLink ("CenturyLink") has petitioned for a waiver of various provisions of our IntraLATA Presubscription Implementation Order that resulted from the Petition of the United Telephone Company of Pennsylvania LLC d/b/a CenturyLink for a Waiver of the Com-

mission's Order Dated May 9, 1997, Docket No. I-00940034 (Order entered May 9, 1997) (May 9, 1997 Implementation Order), and for a waiver of our regulation at 52 Pa. Code § 64.191(e). That order and the regulation require local exchange carriers (LECs) to give unbiased and objective interLATA and intraLATA toll presubscription options to customers. The Pennsylvania-specific requirement is a companion to the Federal requirement governing equal access scripting pursuant to section 251(g) of the Telecommunications Act of 1996 (TA-96), 47 U.S.C. § 251(g), which requirement has been eliminated relative to the Bell Operating Companies (BOCs).

The Petition, filed on August 20, 2014, was served on the Office of Consumer Advocate, the Office of Small Business Advocate, and the Commission's Bureau of Investigation and Enforcement. No responses were received.

Upon review, we shall tentatively eliminate the requirement that CenturyLink respond to customer inquiries "with the list of carriers (including [CenturyLink]) subject to a 'rotation' so that each carrier's list position regularly changes." We shall also tentatively eliminate the rule that unless the customer affirmatively requests the information, CenturyLink is not allowed to inform a customer applying for new service of its specific packages, including calling bundles.

Background

Currently, all LECs throughout Pennsylvania are required by our regulation at 52 Pa. Code § 64.191(e) to provide to new service applicants competitively neutral explanations of a customer's access to competing interLATA and intraLATA long-distance carriers. This regulation provides in relevant part as follows:

(e) The explanations of toll presubscriptions, whether interLATA, intraLATA, or both, shall be objective and unbiased.

52 Pa. Code § 64.191(e).

Section 64.191(e) by itself does not impose the rotating script requirement that CenturyLink is seeking to have waived. The final rulemaking order that promulgated section 64.191(e) discussed the regulations as follows:

Additionally, AT&T [then an IXC] recommends that the Commission insert the words "objective and unbiased" into the language which requires LEC representatives to explain the choices for toll service. AT&T states:

This explanation should be for informational purposes and should not be an opportunity to give the customer a "sales pitch" for the LEC or one of its affiliates. Furthermore, the language of the regulation should be clarified to include intraLATA toll services once presubscription is available.

* * *

[Disposition] Another important decision for an applicant is choosing a Primary Interchange Carrier (PIC). Further, as noted by AT&T, the recent Federal telecommunication legislation will eventually allow an applicant to decide whether the provider of both intraLATA and interLATA toll service will be the same or different parties. The Commission, therefore, agrees with AT&T that the LEC, acting as the gatekeeper for the toll presubscription process, should provide an explanation of the choices or options for toll services in an "objective and unbiased" manner so

as to safeguard the rights of consumers. The final form regulation [section 64.191(e)] reflects this general requirement.

Telephone and Residential Telephone Service, Docket L-00950103 (Entered May 23, 1995), 28 Pa.B. 3394 (July 18, 1998).

The rotating script requirement was established, prior to promulgation of section 64.191(e), by the competitive neutrality requirements found in our May 9, 1997 Implementation Order. The May 9, 1997 Implementation Order, at pages 6-7, provides that:

1. Customer service representatives (CSRs) shall be prohibited from commenting on a customer's choice of intraLATA PIC (Primary Interexchange Carrier) when the customer contacts the CSR to change the PIC.

[. . . and . . .]

3. CSRs should respond to customer inquiries about intraLATA carriers in a competitively neutral way, with the list of carriers (including the CSR's own LEC) subject to "rotation" so that each carrier's list position regularly changes.

In effect, these two requirements (i.e., section 64.191(e) and the May 9, 1997 Implementation Order) prevent LECs from using their position as a customer's primary carrier to place competing stand-alone interLATA and intraLATA long-distance carriers at a competitive disadvantage. These provisions were put into place shortly after the passage to TA-96 in order to foster competition for toll services by preventing primary carriers from giving "sales pitches" for their own services.¹

Section 251(g) of TA-96 placed similar equal access requirements on LECs.² The federal Equal Access (EA) Scripting Requirement required ILECs "to inform customers calling to obtain new local exchange service that they may obtain stand-alone long distance service from other carriers, and to read the customers a list of carriers offering long distance service in their area upon request."³ By order released August 31, 2007, the Federal Communications Commission (FCC) concluded that the application of the EA Scripting Requirement was "no longer justified," as it related to the BOCs, due to the existing competition between service bundles and customers' myriad options for making low-cost or free long distance telephone calls that were not available at the time the rule was enacted.⁴ The FCC also found that the requirement "may, in fact, confuse or mislead consumers and cause them not to investigate alternative means of making long distance calls."⁵ For those reasons, the FCC granted forbearance from the EA Scripting Requirement for former BOCs and their independent LEC affiliates.⁶

In addition, in 2013 the FCC extended this forbearance to all independent ILECs, relying on much of the same rationale as it had in its Order in the AT&T Forbearance Petition in 2007. The FCC stated:

We conclude that the EA Scripting Requirement provides de minimis, if any, benefits. At the same time, it imposes costs on independent ILECs. Their

customer service representatives must spend time advising customers that they can obtain stand-alone long distance service and be prepared to read lists of carriers that can provide such service if customers request this. Given the lack of benefits generated by this requirement, we also conclude that its removal would foster competition by removing regulatory requirements and the resulting costs that affect only ILECs subject to the rule and not their competitors. We therefore forbear from the requirement for all ILECs that have not previously been granted forbearance.⁷

Further, on November 30, 2004, Act 183 of 2004, 66 Pa.C.S. §§ 3011—3019 (2004 Chapter 30), became effective, replacing 66 Pa.C.S. §§ 3001—3009. The stated policy of Act 183 of 2004 is to reduce "the regulatory obligations imposed upon the incumbent local exchange telecommunications companies [i.e., incumbent LECs] . . . to levels more consistent with those imposed upon competing alternative service providers."⁸ Specifically, when reviewing quality of service standards found in Title 52 of the *Pennsylvania Code*, the Commission "shall take into consideration the emergence of new industry participants, technological advancements, service standards and consumer demand."⁹

In support of the petition, CenturyLink avers that, due to changes in the long distance market, the equal access scripting requirement is unnecessary. As argued by CenturyLink, consumers increasingly have the choice between various competitive service providers including CLECs, cellular providers, and other intermodal carriers, such as cable and voice over Internet protocol (VoIP) for the provision of local and long distance service. Further, according to CenturyLink, these alternative providers generally offer both services as part of a bundle. CenturyLink, citing the FCC's decision to grant a forbearance from the federal equal access rule to all ILECs, argues that this bundling of services causes the equal access requirements, which focus on stand-alone toll service, to have a negative effect on competition and actually add to customer confusion.

Discussion

In practice, section 64.191(e) and the May 9, 1997 Implementation Order require CenturyLink to ask customers for their preferred intraLATA toll providers and to read a list of providers if the customer does not have a preferred company. CenturyLink also is not allowed to inform the customer of any of its specific packages, including calling bundles,¹⁰ unless the customer affirmatively requests the information. These are the so-called equal access "scripting requirements for toll presubscription." With its Petition, CenturyLink seeks relief from having to follow the presently required message (or script) used by CenturyLink CSRs when a customer calls the Company to apply for new service, including stand-alone local service and bundled service packages. CenturyLink also wants to be able to market its own long-distance services and all-distance service bundles when a customer calls the Company to apply for new service, just as their competitors do.

¹ See 25 Pa.B. 3394.

² 47 U.S.C. § 251(g).

³ Petition of AT&T for Forbearance under 47 U.S.C. Section 160(c) with Regard to Certain Dominant Carrier Regulations for In-Region, Interexchange Services, WC Docket No. 06-120, Report and Order rel. August 30, 2007 at ¶ 117 (AT&T Forbearance Petition).

⁴ AT&T Forbearance Petition at ¶¶ 118-122.

⁵ AT&T Forbearance Petition at ¶ 122.

⁶ The forbearance granted by the FCC in August 2007 did not extend to non-BOC ILECs. ¶ 126.

⁷ Petition of US Telecom for Forbearance Under 47 U.S.C. § 160(c) from Enforcement of Certain Legacy Telecommunications Regulations, et al., FCC WC Docket 12-61 et al., Memorandum Opinion and Order and Report Order and Further Notice of Proposed Rulemaking and Second Further Notice of Proposed Rulemaking, issued May 17, 2013 at ¶ 17 (US Telecom Forbearance Petition).

⁸ 66 Pa.C.S. § 3011.

⁹ 66 Pa.C.S. § 3019(b)(2).

¹⁰ By "bundle," we mean the grouping of local and toll services together into a single package at one price point.

We have considered the implications of the FCC's decisions in 2007 and 2013 to grant forbearance from the EA Scripting Requirements pursuant to section 251(g) of TA—96. The FCC's abrogation of the federal EA Scripting Requirement, similar to this Commission's requirements but relating to all former BOCs and their independent local exchange carrier affiliates, was based on the premise that application of the rule was "no longer justified" due to the existing competition between service bundles and customers' myriad options for making low-cost or free long distance telephone calls that were not available when the rule was enacted. We also note that, although served with CenturyLink's petitions, the statutory advocates did not intervene in this proceeding.

In our opinion, in an increasingly competitive telecommunications market, one in which a significant percentage of customers makes voice calls—and particularly long distance calls—using the services of wireless providers and/or VoIP, it is important that this Commission not unnecessarily distort the marketplace by perpetuating asymmetrical regulations. Wireless carriers and cable companies offering voice services today do not have the scripting obligation from which CenturyLink seeks relief. Given these competitive realities, we can understand why the FCC and numerous state commissions have concluded that the "equal access" script is no longer necessary or appropriate.

Accordingly, under these facts, including today's competitive market realities, we shall tentatively eliminate the requirement that CenturyLink respond to customer inquiries "with the list of carriers (including [CenturyLink]) subject to a 'rotation' so that each carrier's list position regularly changes." We shall also tentatively eliminate the rule that unless the customer affirmatively requests the information, CenturyLink is not allowed to inform a customer applying for new service of its specific packages, including calling bundles. We note that eliminating asymmetrical regulation is consistent with the stated policy objective of Chapter 30 to reduce incumbent local exchange carrier regulatory obligations to levels more consistent with those imposed upon competing alternative service providers.¹¹ We further note that the Commission previously granted similar relief to the Verizon companies, based on these same competitive market realities of increasing competition.¹²

Conclusion

Under these facts, the Commission finds, pursuant to its authority under 66 Pa.C.S. § 3019(b)(2), that CenturyLink's request to waive 52 Pa. Code § 64.191(e) and to alter the equal access scripting requirements, found in the May 9, 1997 Implementation Order and established in accordance with 52 Pa. Code § 64.191(e), is reasonable and unopposed. The Commission tentatively approves the request, as being in the public interest. Parties have ten (10) days within which to file comments following the publication of this Tentative Order in the *Pennsylvania Bulletin*. Absent the submission of any comments, this Tentative Order will become final by operation of law; *Therefore*,

It Is Ordered That:

1. The petition filed by CenturyLink on August 20, 2014, for a waiver of the requirements in 52 Pa. Code § 64.191(e) is hereby tentatively granted for a period of three (3) years.

¹¹ See 66 Pa.C.S. § 3011(13).

¹² Joint Petition of Verizon Pennsylvania Inc. and Verizon North Inc. for a Waiver of the Commission's Order Dated May 9, 1997, et al., Docket Nos. I-00940034 and P-00072348 (Tentative Order entered September 24, 2008, that per Secretarial Letter dated January 22, 2009 became Final October 6, 2008).

2. The petition filed by CenturyLink on August 20, 2014, for alteration of the equal access scripting requirements in the IntraLATA Presubscription Implementation Order, Docket No. I-00940034 (May 9, 1997), is hereby tentatively granted.

3. A copy of this Opinion and Order be served on the Office of Consumer Advocate, the Office of Small Business Advocate, and the Commission's Bureau of Investigation and Enforcement, and shall be timely published in the *Pennsylvania Bulletin*.

4. Interested parties may file comments to this Tentative Order with the Secretary's Bureau at the following address within ten (10) days after the date of publication of the Tentative Order in the *Pennsylvania Bulletin*:

Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, Pennsylvania 17120

The contact person for this Tentative Order is Jennedy Johnson, Esq., 717-787-5000, jennejohns@pa.gov. An electronic version of any comments filed must also be provided via e-mail to Ms. Johnson at the time of filing. The mailbox rule does not apply.

5. This Tentative Order shall become final by operation of law if no comments are received within ten (10) days after publication of this Tentative Order in the *Pennsylvania Bulletin*. The mailbox rule does not apply.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2408. Filed for public inspection November 14, 2014, 9:00 a.m.]

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 December 1, 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-2014-2446669. Wawa Limo Services, Inc. (8517 Bustleton Avenue, Philadelphia, PA 19152) a corporation of the Commonwealth of Pennsylvania, persons in limousine service, from points in the Counties of Bucks, Delaware and Montgomery, to points in Pennsylvania,

and return, excluding service which falls under the jurisdiction of the Philadelphia Parking Authority.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2409. Filed for public inspection November 14, 2014, 9:00 a.m.]

Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due December 1, 2014, and must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Ralph L. Jones Jr., t/a Hawgback Trucking; Doc. No. C-2014-2433767

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Ralph L. Jones Jr., t/a Hawgback Trucking ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Ralph L. Jones Jr., t/a Hawgback Trucking and maintains its principal place of business at 6 Butler Road, Wellsboro, PA 16901.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about May 24, 2010, at A-2010-2177225, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about February 16, 2012, the Commission mailed to Respondent an assessment report for Respondent to report its 2011 calendar year revenues.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2012.

14. Respondent failed to file an assessment report to show its 2011 calendar year revenues.

15. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2011 calendar year. Respondent's assessment was \$184.

16. On September 24, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

17. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

18. The Commission received no objections from Respondent to this assessment.

2013-2014 Fiscal Year

19. On or about February 7, 2013, the Commission mailed to Respondent an assessment report for Respondent to report its 2012 calendar year revenues.

20. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2013.

21. Respondent failed to file an assessment report to show its 2012 calendar year revenues.

22. The total outstanding assessment balance for Respondent is \$184.

Violations

COUNTS 1-2

23. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2011 and 2012 calendar years in that it did not file assessment reports for those years.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,000 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$2,000.

COUNT 3

24. That Respondent failed to satisfy its 2012-2013 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$28.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$2,212, which consists of its outstanding assessment balance, which totals \$184 and a civil penalty of \$2,028 for the above-described violations;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 24, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 24, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Pocono Limousine Service, Inc.; Doc. No. C-2014-2431908

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Pocono Limousine Service,

Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Pocono Limousine Service, Inc. and maintains its principal place of business at P. O. Box 340, Mount Pocono, PA 18344, Attention: Barbara Belardi.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about May 17, 1982, at A-00103841, for airport transfer authority and limousine authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has

jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year. Respondent's assessment was \$2,197.

13. On September 7, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

14. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

15. The Commission received no objections from Respondent to this assessment.

16. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

17. The total outstanding assessment balance for Respondent is \$1,197.

Violation

18. That Respondent failed to satisfy its 2012-2013 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$180.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

19. Respondent be ordered to pay a total of \$ 1,377, which consists of its outstanding assessment balance, which totals \$1,197 and a civil penalty of \$180 for the above-described violation; and

20. If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor

PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 15, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my

knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 15, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Bill's MTAR Towing Inc.; Doc. No. C-2014-2433768

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Bill's MTAR Towing Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Bill's MTAR Towing Inc. and maintains its principal place of business at 31 Vine Street, Wilkes-Barre, PA 18702, Attention: William A. Wylie.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about April 12, 2006, at A-00122462, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year. Respondent's assessment was \$151.

13. On September 12, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

14. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

15. The Commission received no objections from Respondent to this assessment.

16. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

17. On or about November 26, 2013, the Commission credited Respondent's assessment balance in the amount of \$30.

18. The total outstanding assessment balance for Respondent is \$121.

Violation

COUNT 1

19. That Respondent failed to satisfy its 2012-2013 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$18.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$139, which consists of its outstanding assessment balance, which totals \$121 and a civil penalty of \$18 for the above-described violation; and

(b) If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 24, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 24, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. C & C Express, Inc.;
Doc. No. C-2014-2432123

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against C & C Express, Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is C & C Express, Inc. and maintains its principal place of business at 3180 Chestnut Hill Road, Pottstown, PA 19465.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about May 28, 2002, at A-00118899, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about February 16, 2012, the Commission mailed to Respondent an assessment report for Respondent to report its 2011 calendar year revenues.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2012.

14. Respondent failed to file an assessment report to show its 2011 calendar year revenues.

15. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2011 calendar year. Respondent's assessment was \$526.

16. On September 4, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

17. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

18. The Commission received no objections from Respondent to this assessment.

19. Respondent failed to pay the amount of its 2012-2013 assessment invoice.

20. The total outstanding assessment balance for Respondent is \$526.

Violations

COUNT 1

21. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2011 calendar year in that it did not file an assessment report for that year.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,000 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$1,000.

COUNT 2

22. That Respondent failed to satisfy its 2012-2013 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$79.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

A. Respondent be ordered to pay a total of \$1,605, which consists of its outstanding assessment balance, which totals \$526 and a civil penalty of \$1,079 for the above-described violations;

B. Respondent be directed to file assessment reports on a going-forward basis; and

C. If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 16, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 16, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResppa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

*Pennsylvania Public Utility Commission Bureau of
Investigation and Enforcement v. Alcelas, Inc.;*
Doc. No. C-2014-2433844

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Alcelas, Inc. ("Respondent"),

pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Alcelas, Inc. and maintains its principal place of business at 4341 Bermuda Street, Philadelphia, PA 19124.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about November 27, 1995, at A-00112494, for taxi authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background**2013-2014 Fiscal Year**

12. On or about September 12, 2013, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2013 to June 30, 2014 Fiscal Year. Respondent's assessment was \$156.

13. On September 28, 2013, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2013 to June 30, 2014 Fiscal Year.

14. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

15. The Commission received no objections from Respondent to the 2013-2014 Fiscal Year Assessment.

16. Respondent failed to fully pay the amount of its 2013-2014 assessment invoice.

17. The total outstanding assessment balance for Respondent is \$156.

Violation**COUNT 1**

18. That Respondent failed to satisfy its 2013-2014 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$23.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$179, which consists of its outstanding assessment balance, which totals \$156 and a civil penalty of \$23 for the above-described violation; and

(b) If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor

PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 25, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the

Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 25, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResppa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Apple Transportation Co.; Doc. No. C-2014-2432323

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Apple Transportation Co. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Apple Transportation Co. and maintains its principal place of business at 963 South 53rd Street, Philadelphia, PA 19143.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about September 30, 1952, at A-00078888, for truck and household goods carrier authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corpora-

tion subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about February 16, 2012, the Commission mailed to Respondent an assessment report for Respondent to report its 2011 calendar year revenues.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2012.

14. Respondent failed to file an assessment report to show its 2011 calendar year revenues.

2013-2014 Fiscal Year

15. On or about February 7, 2013, the Commission mailed to Respondent an assessment report for Respondent to report its 2012 calendar year revenues.

16. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2013.

17. Respondent failed to file an assessment report to show its 2012 calendar year revenues.

18. On or about September 12, 2013, the Commission sent Respondent an assessment invoice for the July 1, 2013 to June 30, 2014 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2012 calendar year. Respondent's assessment was \$10.

19. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

20. The Commission received no objections from Respondent to the 2013-2014 Fiscal Year Assessment.

21. Respondent failed to fully pay the amount of its 2013-2014 assessment invoice.

22. The total outstanding assessment balance for Respondent is \$10.

Violations

COUNTS 1-2

23. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2011 and 2012 calendar years in that it did not file assessment reports for those years.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,000 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$2,000.

COUNT 3

24. That Respondent failed to satisfy its 2013-2014 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$2.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$2,012, which consists of its outstanding assessment balance, which totals \$10 and a civil penalty of \$2,002 for the above-described violations;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the civil penalty and assessment is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 17, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 17, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in

your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Donald R. Sproat; Doc. No. C-2014-2432972

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Donald R. Sproat ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth

of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Donald R. Sproat and maintains its principal place of business at 195 Sproat Road, Dawson, PA 15428.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about September 8, 2004, at A-00111187, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about February 16, 2012, the Commission mailed to Respondent an assessment report for Respondent to report its 2011 calendar year revenues.

13. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2012.

14. Respondent failed to file an assessment report to show its 2011 calendar year revenues.

15. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2011 calendar year. Respondent's assessment was \$434.

16. On September 6, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

17. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

18. The Commission received no objections from Respondent to this assessment.

19. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

2013-2014 Fiscal Year

20. On or about February 7, 2013, the Commission mailed to Respondent an assessment report for Respondent to report its 2012 calendar year revenues.

21. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2013.

22. Respondent failed to file an assessment report to show its 2012 calendar year revenues.

23. On or about September 12, 2013, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2013 to June 30, 2014 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2012 calendar year. Respondent's assessment was \$614.

24. On October 5, 2013, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2013 to June 30, 2014 Fiscal Year.

25. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

26. The Commission received no objections from Respondent to the 2013-2014 Fiscal Year Assessment.

27. On November 26, 2013, the Commission credited Respondent's assessment balance in the amount of \$80.

28. Respondent failed to fully pay the amount of its 2013-2014 assessment invoice.

29. The total outstanding assessment balance for Respondent is \$968.

Violations

COUNTS 1-2

30. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2011 and 2012 calendar years in that it did not file assessment reports for those years.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,000 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$2,000.

COUNTS 3-4

31. That Respondent failed to satisfy its 2012-2013 and 2013-2014 fiscal year assessments in that it did not pay the amounts due within thirty (30) days of receipt of the invoices.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$145.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$3,113, which consists of its outstanding assessment balance, which totals \$968 and a civil penalty of \$2,145 for the above-described violations;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the civil penalty and assessments is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 21, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 21, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. All American Transport LLC; Doc. No. C-2014-2433204

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against All American Transport LLC

("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is All American Transport LLC and maintains its principal place of business at 771 Murray Road, Meshoppen, PA 18630, Attention: Roger S. Gabriel Jr.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting property in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about October 13, 2010, at A-2010-2200863, for truck authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting property as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has

jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year. Respondent's assessment was \$199.

13. On September 8, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

14. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

15. The Commission received no objections from Respondent to this assessment.

16. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

2013-2014 Fiscal Year

17. On or about February 7, 2013, the Commission mailed to Respondent an assessment report for Respondent to report its 2012 calendar year revenues.

18. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2013.

19. Respondent failed to file an assessment report to show its 2012 calendar year revenues.

20. On or about September 12, 2013, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2013 to June 30, 2014 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2012 calendar year. Respondent's assessment was \$281.

21. On September 20, 2013, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2013 to June 30, 2014 Fiscal Year.

22. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

23. The Commission received no objections from Respondent to the 2013-2014 Fiscal Year Assessment.

24. On November 26, 2013, the Commission credited Respondent's assessment balance in the amount of \$36.

25. Respondent failed to fully pay the amount of its 2013-2014 assessment invoice.

26. The total outstanding assessment balance for Respondent is \$444.

Violations

COUNT 1

27. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2012 calendar year in that it did not file an assessment report for that year.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for

this violation is \$1,000 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$1,000.

COUNTS 2-3

28. That Respondent failed to satisfy its 2012-2013 and 2013-2014 fiscal year assessments in that it did not pay the amounts due within thirty (30) days of receipt of the invoices.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$67.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$1,511, which consists of its outstanding assessment balance, which totals \$444 and a civil penalty of \$1,067 for the above-described violations;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the civil penalty and assessments is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor

PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 22, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 22, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial

Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Physicians Choice Ambulance Service, Inc. t/a PCA Management; Doc. No. C-2014-2434737

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Physicians Choice Ambulance Service, Inc. t/a PCA Management ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Physicians Choice Ambulance Service, Inc. t/a PCA Management and maintains its principal place of business at 225 Geiger Road, Philadelphia, PA 19115, Attention: Michael Gallagher.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about December 23, 2010, at A-2010-2172633, for paratransit authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

2012-2013 Fiscal Year

12. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year. Respondent's assessment was \$20,639.

13. On September 7, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

14. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

15. The Commission received no objections from Respondent to this assessment.

16. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

2013-2014 Fiscal Year

17. On or about September 12, 2013, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2013 to June 30, 2014 Fiscal Year. Respondent's assessment was \$8,309.

18. On September 23, 2013, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2013 to June 30, 2014 Fiscal Year.

19. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

20. The Commission received no objections from Respondent to the 2013-2014 Fiscal Year Assessment.

21. Respondent failed to fully pay the amount of its 2013-2014 assessment invoice.

22. The total outstanding assessment balance for Respondent is \$28,948.

Violations

COUNTS 1-2

23. That Respondent failed to satisfy its 2012-2013 and 2013-2014 fiscal year assessments in that it did not pay the amounts due within thirty (30) days of receipt of the invoices.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 15% of the outstanding assessment balance or \$4,342.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$33,290, which consists of its outstanding assessment balance, which totals \$28,948 and a civil penalty of \$4,342 for the above-described violations; and

(b) If payment of the civil penalty and assessments is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney ID No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: July 28, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: July 28, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Wayne T. Scott, First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Scott at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by paying the past due assessment and civil penalty within 20 days. Your check or money order should be payable to the Commonwealth of Pennsylvania and mailed to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

G. Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

Pennsylvania Public Utility Commission Bureau of Investigation and Enforcement v. Family Transport Services, Inc.; Doc. No. C-2014-2435192

COMPLAINT

Now Comes the Bureau of Investigation and Enforcement ("I&E") of the Pennsylvania Public Utility Commission ("Commission"), by its prosecuting attorneys, and files this Complaint against Family Transport Services, Inc. ("Respondent"), pursuant to Section 701 of the Public Utility Code, 66 Pa.C.S. § 701. In support of its Complaint, I&E respectfully represents the following:

Parties and Jurisdiction

1. The Pennsylvania Public Utility Commission, with a mailing address of P. O. Box 3265, Harrisburg, PA 17105-3265, is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth pursuant to the Public Utility Code, 66 Pa.C.S. §§ 101, et seq.

2. Complainant is the Commission's Bureau of Investigation and Enforcement and is the entity established by statute to prosecute complaints against public utilities pursuant to 66 Pa.C.S. § 308.2(a)(11).

3. Complainant is represented by:

Stephanie M. Wimer
Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
717.772.8839
stwimer@pa.gov

Wayne T. Scott
First Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265
wascott@pa.gov

4. Respondent is Family Transport Services, Inc. and maintains its principal place of business at 315 Independence Court, Sharon, PA 16146, Attention: David A. Ranilli.

5. Respondent is a "public utility" as that term is defined at 66 Pa.C.S. § 102, as it is engaged in transporting passengers in the Commonwealth of Pennsylvania for compensation.

6. The Commission issued Respondent a certificate of public convenience on or about December 30, 2005, at A-00121038, for paratransit authority.

7. Section 501(a) of the Public Utility Code, 66 Pa.C.S. § 501(a), authorizes and obligates the Commission to execute and enforce the provisions of the Public Utility Code.

8. Section 701 of the Public Utility Code, 66 Pa.C.S. § 701, authorizes the Commission, inter alia, to hear and determine complaints against public utilities for a violation of any law or regulation that the Commission has jurisdiction to administer.

9. Section 3301 of the Public Utility Code, 66 Pa.C.S. § 3301, authorizes the Commission to impose civil penalties on any public utility, or any other person or corporation subject to the Commission's authority, for violation(s) of the Public Utility Code and/or Commission regulations.

10. Respondent, in transporting passengers as a common carrier for compensation, is subject to the power and authority of this Commission pursuant to Section 501(c) of the Public Utility Code, 66 Pa.C.S. § 501(c), which requires a public utility to comply with Commission regulations.

11. Pursuant to the provisions of the applicable Commonwealth statutes and regulations, the Commission has jurisdiction over the subject matter of this complaint and the actions of Respondent related thereto.

Factual Background

12. On September 27, 2012, the Secretary's Bureau served a Complaint that I&E filed against Respondent at Docket No. C-2012-2326249, alleging that Respondent violated Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b), by failing to file an assessment report for the 2010 calendar year.

13. In the Complaint, I&E also alleged that Respondent violated Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c), by failing to pay its 2010-2011 and 2011-2012 fiscal year assessments.

14. Respondent paid the civil penalty as requested by I&E and the full amount of its outstanding assessment balance, which satisfied its 2010-2011 and 2011-2012 fiscal year assessments.

15. On August 30, 2013, I&E filed a Certificate of Satisfaction with the Secretary's Bureau indicating that the Complaint had been satisfied and requesting that the proceeding be marked closed.

2012-2013 Fiscal Year

16. On or about February 16, 2012, the Commission mailed to Respondent an assessment report for Respondent to report its 2011 calendar year revenues.

17. The assessment report was accompanied by a letter, which notified Respondent that the report was due on or before March 31, 2012.

18. Respondent failed to file an assessment report to show its 2011 calendar year revenues.

19. On or about August 27, 2012, the Commission sent Respondent, through certified mail, an assessment invoice for the July 1, 2012 to June 30, 2013 Fiscal Year that was based, in part, on Respondent's estimated revenues for the 2011 calendar year. Respondent's assessment was \$572.

20. On September 10, 2012, Respondent signed a certified mail card, which indicated that it received an assessment invoice for the Commission's July 1, 2012 to June 30, 2013 Fiscal Year.

21. Accompanying the assessment invoice was a notice that informed Respondent that it was obligated to pay the amount listed on the assessment invoice within thirty (30) days.

22. The Commission received no objections from Respondent to this assessment.

23. Respondent failed to fully pay the amount of its 2012-2013 assessment invoice.

24. The total outstanding assessment balance for Respondent is \$572.

Violations

COUNT 1

25. That Respondent failed to demonstrate its gross intrastate operating revenues for the 2011 calendar year in that it did not file an assessment report for that year.

If proven, this is a violation of Section 510(b) of the Public Utility Code, 66 Pa.C.S. § 510(b). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$1,500 for each calendar year that Respondent failed to report its gross intrastate operating revenues or \$1,500. This civil penalty is based, in part, on Respondent's history of noncompliance with the Public Utility Code involving a failure to file assessment reports, as set forth above.

COUNTS 2-3

26. That Respondent failed to satisfy its 2012-2013 fiscal year assessment in that it did not pay the amount due within thirty (30) days of receipt of the invoice.

If proven, this is a violation of Section 510(c) of the Public Utility Code, 66 Pa.C.S. § 510(c). The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is 25% of the outstanding assessment balance or \$143. This civil penalty is based, in part, on Respondent's history of noncompliance with the Public Utility Code involving a failure to satisfy its assessments, as set forth above.

Wherefore, for all the foregoing reasons, the Bureau of Investigation and Enforcement of Pennsylvania Public Utility Commission respectfully requests that:

(a) Respondent be ordered to pay a total of \$2,215, which consists of its outstanding assessment balance, which totals \$572 and a civil penalty of \$1,643 for the above-described violations;

(b) Respondent be directed to file assessment reports on a going-forward basis; and

(c) If payment of the civil penalty and assessments is not made, the Bureau of Investigation and Enforcement requests that:

(1) the Commission issue an Order to cancel the Certificate of Public Convenience issued to Respondent;

(2) this matter be referred to the Pennsylvania Office of Attorney General for appropriate action; and

(3) the Commission certify automobile registrations to the Pennsylvania Department of Transportation for suspension or revocation.

Respectfully submitted,
Stephanie M. Wimer
Prosecutor
PA Attorney I.D. No. 207522

Pennsylvania Public Utility Commission
Bureau of Investigation & Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

Date: August 1, 2014

VERIFICATION

I, Mandy Freas, Accountant, Bureau of Administrative Services, Assessment Section, hereby state that the facts above set forth are true and correct to the best of my knowledge, information, and belief and that I expect the Bureau will be able to prove the same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: August 1, 2014

Mandy Freas, Accountant
Assessment Section
Bureau of Administrative Services
PA. Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2410. Filed for public inspection November 14, 2014, 9:00 a.m.]

Telecommunications

A-2014-2450635. Windstream Pennsylvania, LLC, Windstream D&E, Inc., Windstream Conestoga, Inc., Windstream Buffalo Valley, Inc. and CenturyLink Communications, LLC. Joint Petition of Windstream Pennsylvania, LLC, Windstream D&E, Inc., Windstream Conestoga, Inc., Windstream Buffalo Valley, Inc. and CenturyLink Communications, LLC for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Windstream Pennsylvania, LLC, Windstream D&E, Inc., Windstream Conestoga, Inc., Windstream Buffalo Valley, Inc. and CenturyLink Communications, LLC, by their counsel, filed on October 30, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Windstream Pennsylvania, LLC, Windstream D&E, Inc., Windstream Conestoga, Inc., Windstream Buffalo Valley, Inc. and CenturyLink Communications, LLC joint petition are available for inspection and copying at the Office of the Secretary between 8

a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2411. Filed for public inspection November 14, 2014, 9:00 a.m.]

Telecommunications

A-2014-2451124. Verizon North, LLC and Discount CLEC Services Corporation. Joint Petition of Verizon North, LLC and Discount CLEC Services Corporation for approval of an interconnection agreement under section 252(e) of The Telecommunications Act of 1996.

Verizon North, LLC and Discount CLEC Services Corporation, by its counsel, filed on October 24, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Discount CLEC Services Corporation joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2412. Filed for public inspection November 14, 2014, 9:00 a.m.]

Telecommunications

A-2014-2451096. Verizon Pennsylvania, LLC and Discount CLEC Services Corporation. Joint Petition of Verizon Pennsylvania, LLC and Discount CLEC Services Corporation for approval of an interconnection agreement under section 252(e) of The Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Discount CLEC Services Corporation, by its counsel, filed on October 24, 2014, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Dis-

count CLEC Services Corporation joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at www.puc.pa.gov and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2413. Filed for public inspection November 14, 2014, 9:00 a.m.]

Water Service

A-2014-2451241. Artesian Water Pennsylvania, Inc. Application of Artesian Water Pennsylvania, Inc. for approval to begin to offer, render, furnish or supply water service to the public in additional territory in a portion of New Garden Township, Chester County.

Formal protests and petitions to intervene must be filed with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 1, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: Artesian Water Pennsylvania, Inc.

Through and By Counsel: Alan Michael Seltzer, Esquire, Brian Wauhop, Esquire, Buchanan, Ingersoll & Rooney PC, 409 North Second Street, Suite 500, Harrisburg, PA 17101-1357

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2414. Filed for public inspection November 14, 2014, 9:00 a.m.]

Water Service

A-2014-2449860. The York Water Company. Application of The York Water Company for approval of The York Water Company to acquire the Forest Lakes Water Association's water distribution facilities located in Shrewsbury Township, York County, and for The York Water Company to begin to offer, render, furnish or supply water service to the existing customers of Forest Lakes Water Association.

Formal protests and petitions to intervene must be filed with 52 Pa. Code (relating to public utilities). Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant, on or before December 1, 2014. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: The York Water Company

Through and By Counsel: Kathleen M. Miller, CFO and Treasurer, The York Water Company, 130 East Market Street, York, PA 17401-1219

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 14-2415. Filed for public inspection November 14, 2014, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Motor Carrier New Application for Limousine Service in the City of Philadelphia

Permanent authority to render services as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority (PPA) Taxicab and Limousine Division (TLD) by the following named applicant at Docket No. A-14-11-01 and published on November 15, 2014, in the *Pennsylvania Bulletin*. The company has applied for new limousine rights to transport persons in airport transfer service. Trips will originate or terminate at an airport, railroad station or hotels located in whole or part in Philadelphia.

PST Transportation, Inc., 111 South Independence Mall, Suite E820, Philadelphia, PA 19106, registered with the Commonwealth on April 1, 2013.

Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority). Filings must be made at the offices of the TLD with the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148 by December 1, 2014. Documents filed in support of the application are available for inspection at the TLD office (contact Charles Milstein) between 9 a.m. and 4:30 p.m. Monday to Friday or may be inspected at the business address of the applicant. The protest fee is \$2,500 (certified check or money order payable to PPA).

VINCENT J. FENERTY, Jr.,
Executive Director

[Pa.B. Doc. No. 14-2416. Filed for public inspection November 14, 2014, 9:00 a.m.]

PHILADELPHIA REGIONAL PORT AUTHORITY

Condensed Statement of Revenues, Expenses and Changes in Fund Net Position

June 30, 2014 and 2013

AUDITED

	<i>Year to Date June 30, 2014</i>	<i>Year to Date June 30, 2013</i>
Total Revenues	\$ 10,448,791	\$ 9,129,129
Total Operating Expenses	\$ 34,415,802	\$ 34,361,680
Operating Gain (Loss)	\$ (23,967,011)	\$ (25,232,551)
Net Nonoperating Revenues (Expenses) (Loss) Gain Before Capital Grants	\$ (2,556,788) \$ (26,523,799)	\$ 724,745 \$ (24,507,806)
Capital Grants and Appropriations	\$ 54,129,640	\$ 42,636,390
Change in Fund Net Position	\$ 27,605,841	\$ 18,128,584
Net Position, Beginning of Year, as Previously Reported	\$ 387,522,918	\$ 369,791,592
Cumulative Effect of Change in Accounting Principle	\$ -	\$ (397,258)
Net Position—Beginning of Year— Restated	\$ 387,522,918	\$ 369,394,334
Net Position, End of Year, as Restated	\$ 415,128,759	\$ 387,522,918

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 14-2417. Filed for public inspection November 14, 2014, 9:00 a.m.]

Request for Bids

The Philadelphia Regional Port Authority will accept sealed bids for Project No. 14-121.1, Roof Replacement at Port Administration Building, until 2 p.m. on Thursday, December 18, 2014. Information (including mandatory prebid information) can be obtained from the web site www.philaport.com under Procurement or call (215) 426-2600.

JAMES T. McDERMOTT, Jr.,
Executive Director

[Pa.B. Doc. No. 14-2418. Filed for public inspection November 14, 2014, 9:00 a.m.]

STATE HARNESS RACING COMMISSION

Driving or Racing Violation Penalty Matrix

The State Harness Racing Commission (Commission) establishes the following Driving or Racing Violation Penalty Matrix (Penalty Matrix). In general, under section 214(a) of the act of December 17, 1981 (P. L. 435, No. 135) (4 P. S. § 325.214(a)), known as the Race Horse Industry Reform Act (act), in addition to its power to suspend or revoke licenses, the Commission is authorized and empowered to impose fines upon persons participating in horse race meetings at which pari-mutuel wagering is conducted for violations of any provision of the act or the

rules and regulations promulgated by the Commission, not to exceed \$5,000 for each violation.

The Commission and its Board of Judges (Judges) are authorized to impose penalties in the form of fines, suspensions or both for violations of the rules of racing. (See 58 Pa. Code §§ 183.13 and 183.391—183.406) (relating to penalties; and fines, suspensions, expulsions and appeals). The Penalty Matrix does not alter or supersede existing regulations relating to racing or driving violations, or both. Instead, the Penalty Matrix is intended to: (1) provide the harness racing industry general notice of how the Commission will—in typical cases—exercise its discretion with respect to penalties for violations; and (2) bring greater uniformity and consistency to the imposition of penalties by the Judges across the three harness racetracks for these driving violations.

The Commission understands that driving infractions may and do occur during the contest of races at licensed racetracks. Sometimes those infractions are unintentional in nature and thus, the imposition of a penalty by the Judges should reflect this fact. At other times, however, the infractions may be deliberate or more severe in nature, or both, and will require the penalties imposed by the Judges to be more significant. Under these circumstances the penalties should signal to the drivers involved that their behavior or actions, or both, are not in the best interest of racing or safety for those participating or wagering in the sport. The Commission notes that while unintentional infractions may occur, too many “unintentional” infractions may be evidence of carelessness or an intentional violation. For this reason, no more than two minor infractions from each recognized type below will be

considered “unintentional” in a racing calendar season or year. After two “minor” driving incidents, the Judges may consider the infraction to be “intentional” and exercise their discretion and double the penalties.

Finally, penalties for major racing violations may be imposed cumulatively regardless of the infraction or location of racetrack. The Judges, as always, will use

their regulatory authority to review and analyze racing related issues when infractions occur. The Judges may reset the penalties or infractions at the conclusion of a racing season or calendar year if in the opinion of the Judges the issues at hand have been satisfactorily resolved.

Therefore, the Commission has approved and issued the following Penalty Matrix to its Judges for the imposition of penalties for the following infractions:

<i>Infraction</i>	<i>Minor Infraction</i>	<i>Major Infraction</i>
Interference	\$200 minimum and horse may be placed	\$250/\$500/3 day*/5 day*/10 day*
Kicking	N/A	\$250/\$500/3 day*/5 day*/10 day*
Foot out of stirrup	\$200 minimum and horse may be placed	N/A
Inside pylon (refer to pylon policy)	\$200 minimum and horse may be placed	\$250/\$500/3 day*/5 day*/10 day*
Block passing lane	\$200 minimum and horse may be placed	\$250/\$500/3 day*/5 day*/10 day*
Giving holes	\$200 minimum and horse may be placed	\$250/\$500/3 day*/5 day*/10 day*
Whipping violation	\$200 minimum and horse may be placed	\$250/\$500/3 day*/5 day*/10 day*
One handed whipping	N/A	\$250/\$500/3 day*/5 day*/10 day*

*The judges may in their discretion apply a fine no less than \$500 in addition to the days suspended for flagrant violations.

Driver late to paddock	\$250 (30-minute maximum)	N/A
Late driver change	\$200	N/A
Failed to drive when programmed	\$200 per race	N/A
Failed to drive when programmed due to racing at another track	N/A	\$200—\$400 per race—Judges’ discretion—\$1,600 maximum
Failure to maintain proper pace	\$200	N/A
Talking on track during post parade or scoring down	\$200	N/A
Failure to honor declaration	\$500	N/A
Late for post parade	\$200	N/A
Horse late to paddock	\$200	N/A
Horse late to Lasix	\$250 and horse scratched	N/A
Horse warming up before being released	N/A	\$500
Horse late to detention	\$200 (less than 1 hour late)	N/A
Horse late to detention	More than 1 hour late—horse scratched	N/A
Horse off gate	\$200	N/A
Horse failing blood gas testing	N/A	Horse scratched and not permitted to be entered for 10 days

The Penalty Matrix as previously set forth takes effect upon publication and supersedes any internal directive or policy previously approved and issued by the Commission.

GEORGE CRAWFORD,
Executive Secretary

[Pa.B. Doc. No. 14-2419. Filed for public inspection November 14, 2014, 9:00 a.m.]

STATE POLICE

Sex Offender Registration; Approved Registration Sites

The Commissioner of the State Police, under 42 Pa.C.S. § 9799.23 (relating to court notification and classification requirements), shall publish a list of approved registration sites located throughout this Commonwealth where an individual subject to the requirements of 42 Pa.C.S. Chapter 97, Subchapter H (relating to registration of sexual offenders) can report to fulfill the individual's sex offender registration requirements. This notice is effective November 15, 2014.

The list of approved registration/verification sites now includes several new locations, including some county sheriff's offices, county probation offices and municipal police departments. The list of sites will be periodically updated as new locations are added. Prior to going to a site, it is recommended that individuals call the site to ensure that it is currently open to the public or that a registering official is there to process the individuals, or both.

<i>County</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Adams	Adams County Prison— Central Booking	45 Major Bell Lane, Gettysburg, PA 17325	717-334-7671 Ext. 6
Adams	State Police Gettysburg	3033 Old Harrisburg Road, Gettysburg, PA 17325	717-334-8111
Allegheny	Allegheny County ID Section, Walk-in, Monday—Friday, 12 p.m.—8 p.m.	660 First Avenue, Municipal Courts Building, 3rd Floor, Pittsburgh, PA 15219	412-350-6700
Allegheny	State Police Pittsburgh	449 McCormick Road, Moon Township, PA 15108	412-787-2000
Armstrong	Armstrong County Adult Probation	500 East Market Street, Kittanning, PA 16201	724-548-3491
Armstrong	State Police Kittanning	184 Nolte Drive, Kittanning, PA 16201	724-543-2011
Beaver	Beaver County Sheriff— Regional Booking Center	6000 Woodlawn Boulevard, Aliquippa, PA 15001	724-512-2391
Beaver	State Police Beaver	1400 Brighton Road, Beaver, PA 15009	724-773-7400
Bedford	Bedford County Adult Probation	200 South Juliana Street, Bedford, PA 15522	814-623-4830
Bedford	State Police Bedford	171 Arthur L. Hershey Drive, Bedford, PA 15522	814-623-6133
Berks	Berks County Sheriff's Department	633 Court Street, Reading, PA 19601	610-478-6240
Berks	State Police Hamburg	90 Industrial Drive, Hamburg, PA 19526	610-562-6885
Berks	State Police Reading	600 Kenhorst Boulevard, Reading, PA 19611	610-378-4011
Blair	Blair County Prison	419 Market Square Alley, Hollidaysburg, PA 16648	814-693-3155
Blair	State Police Hollidaysburg	1510 North Juniata Street, Hollidaysburg, PA 16648	814-696-6100
Bradford	Bradford County Adult Probation	301 Main Street, Towanda, PA 18848	570-265-1706
Bradford	State Police Towanda	101 Hawkins Road, Towanda, PA 18848	570-265-2186
Bucks	Bensalem Township Police	2400 Byberry Road, Bensalem, PA 19020	215-633-3700
Bucks	Bucks County Department of Corrections	1730 South Easton Road, Building L, Doylestown, PA 18901	215-340-8480
Bucks	State Police Dublin	3218 Rickert Road, Perkasie, PA 18944	215-249-9191
Bucks	State Police Trevoise	3501 Neshaminy Boulevard, Bensalem, PA 19020	215-942-3900
Butler	Butler County Prison	202 South Washington Street, Butler, PA 16001	724-284-5256
Butler	Butler County Probation— Parole Office	203 South Washington Street, Butler, PA 16001	724-284-5259
Butler	Cranberry Township Police, Monday—Friday, 8 a.m.— 3 p.m. (no holidays)	2525 Rochester Road, Suite 500, Cranberry Township, PA 16066	724-776-5180
Butler	State Police Butler	200 Barracks Road, Butler, PA 16001	724-284-8100
Cambria	Cambria County Prison	425 Manor Drive, Ebensburg, PA 15931	814-472-7330
Cambria	State Police Ebensburg	100 Casale Court, Ebensburg, PA 15931	814-471-6500
Cameron	State Police Emporium	12921 Route 120, Emporium, PA 15834	814-486-3321
Carbon	Carbon County Correctional Facility	331 Broad Street, Nesquehoning, PA 18240	570-325-2211

<i>County</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Carbon	State Police Lehighton	9170 Interchange Road, Lehighton, PA 18235	610-377-4270
Centre	Centre County Central Booking	700 Rishel Hill Road, Bellefonte, PA 16823	814-548-1186
Centre	State Police Philipsburg	3104 Port Matilda Highway, Philipsburg, PA 16866	814-342-3370
Centre	State Police Rockview	745 South Eagle Valley Road, Bellefonte, PA 16823	814-355-7545
Chester	Chester County Prison	501 South Wawaset Road, West Chester, PA 19382	610-793-1510
Chester	Coatesville Police	1 City Hall Place, Coatesville, PA 19320	610-384-2300
Chester	State Police Avondale	2 Moxley Lane, Avondale, PA 19311	610-268-2022
Chester	State Police Embreeville	997 Lieds Road, Coatesville, PA 19320	610-486-6280
Clarion	Clarion County Prison	309 Amsler Avenue, Shippensburg, PA 16254	814-226-9615
Clarion	State Police Clarion	209 Commerce Road, Clarion, PA 16214	814-226-1710
Clearfield	Clearfield County Prison	115 21st Street, Clearfield, PA 16830	814-765-7891
Clearfield	State Police Clearfield	147 Doe Hill Road, Woodland, PA 16881	814-857-3800
Clinton	Clinton County Prison— Central Booking	58 Pine Mountain Road, McElhattan, PA 17748	570-769-7680
Clinton	State Police Lamar	113 Boyd Road, Mill Hall, PA 17751	570-726-6000
Columbia	Bloomsburg Police	301 East 2nd Street, Bloomsburg, PA 17815	570-784-4155
Columbia	State Police Bloomsburg	6850 Hidlay Church Road, Bloomsburg, PA 17815	570-387-4701
Crawford	Crawford County Probation	903 Diamond Park, Meadville, PA 16335	814-333-7350
Crawford	State Police Meadville	11025 Murray Road, Meadville, PA 16335	814-332-6911
Cumberland	Cumberland County Prison	1101 Claremont Road, Carlisle, PA 17015	717-245-8787
Cumberland	State Police Carlisle	1538 Commerce Avenue, Carlisle, PA 17015	717-249-2121
Dauphin	Dauphin County Work Release Center	919 Gibson Boulevard, Harrisburg, PA 17113	717-780-7001
Dauphin	State Police Harrisburg	8000 Bretz Drive, Harrisburg, PA 17112	717-671-7500
Dauphin	State Police Lykens	301 State Drive, Elizabethville, PA 17023	717-362-8700
Delaware	Delaware County Probation	201 West Front Street, Media, PA 19063	610-891-4590
Delaware	State Police Media	1342 West Baltimore Pike, Media, PA 19063	484-840-1000
Elk	State Police Ridgway	15010 Boot Jack Road, Ridgway, PA 15853	814-776-6136
Erie	Erie County Sheriff's Department	140 West 6th Street, Room 400, Erie, PA 16501	814-351-6005
Erie	State Police Corry	11088 Route 6 East, Union City, PA 16438	814-663-2043
Erie	State Police Erie	4320 Iroquois Avenue, Erie, PA 16511	814-898-1641
Erie	State Police Girard	5950 Meadville Road, Girard, PA 16417	814-774-9611
Fayette	State Police Uniontown	1070 Eberly Way, Lemont Furnace, PA 15456	724-439-7111
Fayette	Uniontown City Police	45 East Penn Street, Uniontown, PA 15401	724-430-2929
Forest	State Police Marienville	4956 State Route 899, Marienville, PA 16239	814-927-5253
Franklin	Franklin County Sheriff's Department	157 Lincoln Way East, Chambersburg, PA 17201	717-261-3877
Franklin	State Police Chambersburg	679 Franklin Farm Lane, Chambersburg, PA 17202	717-264-5161
Fulton	Fulton County Sheriff's Department	207 North 2nd Street, McConnellsburg, PA 17233	717-485-4221
Fulton	State Police McConnellsburg	500 Fulton Station, McConnellsburg, PA 17233	717-485-3131
Greene	Greene County Courthouse	10 East High Street, Room 103, Waynesburg, PA 15370	724-852-5250
Greene	State Police Waynesburg	255 Elm Drive, Waynesburg, PA 15370	724-627-6151
Huntingdon	Huntingdon County Sheriff's Department	241 Mifflin Street, Suite 1, Huntingdon, PA 16652	814-643-0880
Huntingdon	State Police Huntingdon	10637 Raystown Road, Huntingdon, PA 16652	814-627-3161
Indiana	Indiana County Probation	825 Philadelphia Street, Indiana, PA 15701	724-465-3820

<i>County</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Indiana	State Police Indiana	4221 Route 286 Highway West, Indiana, PA 15701	724-357-1960
Jefferson	Jefferson County Prison	578 Service Center Road, Brookville, PA 15825	814-849-1933
Jefferson	State Police DuBois	101 Preston Way, Falls Creek, PA 15840	814-371-4652
Jefferson	State Police Punxsutawney	485 North Findley Street, Punxsutawney, PA 15767	814-938-0510
Juniata	Juniata County Probation Office	11 North 3rd Street, Mifflintown, PA 17059	717-436-7716
Juniata	State Police Lewistown	34 Arch Rock Road, Mifflintown, PA 17059	717-320-1010
Lackawanna	Lackawanna County Probation	130 North Washington Avenue, Scranton, PA 18503	570-963-6876
Lackawanna	Scranton Police	100 South Washington Avenue, Scranton, PA 18503	570-348-4134
Lackawanna	State Police Dunmore	85 Keystone Industrial Park, Dunmore, PA 18512	570-963-3156
Lancaster	Lancaster City Police	39 West Chestnut Street, Lancaster, PA 17603	717-735-3300
Lancaster	Lancaster County Probation	40 East King Street, Lancaster, PA 17603	717-299-8181
Lancaster	State Police Lancaster	2099 Lincoln Highway East, Lancaster, PA 17602	717-299-7650
Lawrence	State Police New Castle	3539 Wilmington Road, New Castle, PA 16105	724-598-2211
Lebanon	State Police Jonestown	3185 State Route 72, Jonestown, PA 17038	717-865-2194
Lehigh	State Police Bethlehem	2930 Airport Road, Bethlehem, PA 18017	610-861-2026
Lehigh	State Police Fogelsville	8320 Schantz Road, Breinigsville, PA 18031	610-395-1438
Luzerne	State Police Hazleton	250 Dessen Drive, West Hazleton, PA 18202	570-459-3890
Luzerne	State Police Shickshinny	872 Salem Boulevard, Berwick, PA 18603	570-542-7105
Luzerne	State Police Wyoming	475 Wyoming Avenue, Wyoming, PA 18644	570-697-2000
Lycoming	Old Lycoming Township Police Department, Monday—Friday, 10 a.m.—2 p.m.	1951 Green Avenue, Williamsport, PA 17701	570-323-4987
Lycoming	State Police Montoursville	899 Cherry Street, Montoursville, PA 17754	570-368-5700
McKean	McKean County Prison	17013 Route 6, Smethport, PA 16749	814-887-2333
McKean	State Police Kane	3178 Route 219, Kane, PA 16735	814-778-5555
Mercer	State Police Mercer	826 Franklin Road, Mercer, PA 16137	724-662-6162
Mifflin	Mifflin County Prison	103 West Market Street, Lewistown, PA 17044	717-248-1130
Monroe	Monroe County Prison	4250 Manor Drive, Stroudsburg, PA 18360	570-992-3232
Monroe	State Police Fern Ridge	127 Parkside Avenue, Blakeslee, PA 18610	570-646-2271
Monroe	State Police Swiftwater	113 Enforcer Lane, Swiftwater, PA 18370	570-839-7701
Montgomery	Abington Township Police	1166 Old York Road, Abington, PA 19001	267-536-1100
Montgomery	Montgomery County Adult Probation	100 Ross Road, Suite 120, King of Prussia, PA 19406	610-992-7777
Montgomery	Plymouth Township Police	700 Belvoir Road, Plymouth Meeting, PA 19462	610-279-1901
Montgomery	State Police Skippack	2047C Bridge Road, Schwenksville, PA 19473	610-410-3835
Northampton	Northampton County Prison	666 Walnut Street, Easton, PA 18042	610-923-4300
Northampton	State Police Belfast	654 Bangor Road, Nazareth, PA 18064	610-759-6106
Northumberland	State Police Milton	50 Lawton Lane, Milton, PA 17847	570-524-2662
Northumberland	State Police Stonington	2465 State Route 61, Sunbury, PA 17801	570-286-5601
Northumberland	Sunbury Police	440 Market Street, Sunbury, PA 17801	570-286-4584
Perry	Perry County Courthouse	2 East Main Street, New Bloomfield, PA 17068	717-582-2131
Perry	State Police Newport	155 Red Hill Road, Newport, PA 17074	717-567-3110
Philadelphia	State Police Philadelphia	2201 Belmont Avenue, Philadelphia, PA 19131	215-452-5216
Pike	Pike County Probation	506 Broad Street, Milford, PA 18337	570-296-7412
Pike	State Police Blooming Grove	434 Route 402, Hawley, PA 18428	570-226-5720
Potter	Potter County Adult Probation	1 North Main Street, Coudersport, PA 16915	814-274-8791
Potter	State Police Coudersport	3140 East Second Street, Coudersport, PA 16915	814-274-8690

<i>County</i>	<i>Registration Site</i>	<i>Address</i>	<i>Phone</i>
Schuylkill	Schuylkill County Sheriff's Department	401 North 2nd Street, Pottsville, PA 17901	570-628-1440
Schuylkill	State Police Frackville	31 Eleanor Drive, Frackville, PA 17931	570-874-5300
Schuylkill	State Police Schuylkill Haven	23 Meadowbrook Drive, Schuylkill Haven, PA 17972	570-593-2000
Snyder	Snyder County Sheriff's Department	12 South Main Street, Middleburg, PA 17842	570-837-3311
Snyder	State Police Selinsgrove	204 Universal Road, Selinsgrove, PA 17870	570-374-8145
Somerset	Somerset Borough Police	340 West Union Street, Somerset, PA 15501	814-445-4596
Somerset	State Police Somerset	142 Sagamore Street, Somerset, PA 15501	814-445-4104
Sullivan	State Police Laporte	5837 Route 220, Laporte, PA 18626	570-946-4610
Susquehanna	State Police Gibson	2856 State Route 848, New Milford, PA 18834	570-465-3154
Susquehanna	Susquehanna County Adult Probation	81 Public Avenue, Montrose, PA 18801	570-278-4600
Tioga	State Police Mansfield	1745 Valley Road, Mansfield, PA 16933	570-662-2151
Tioga	Tioga County Probation Department	118 Main Street, Wellsboro, PA 16901	570-724-9340
Union	Union County Courthouse/Prison	103 South Second Street, Lewisburg, PA 17837	570-524-8716
Venango	State Police Franklin	6724 US 322, Franklin, PA 16323	814-676-6596
Warren	State Police Warren	22001 Route 6, Warren, PA 16365	814-728-3600
Warren	Warren County Prison	407 Market Street, Warren, PA 16365	814-723-2486
Washington	State Police Washington	83 Murtland Avenue, Washington, PA 15301	724-223-5200
Washington	Washington County Booking Center	29 West Cherry Avenue, Suite 209, Washington, PA 15301	724-229-5931
Wayne	State Police Honesdale	14 Collan Park, Honesdale, PA 18431	570-251-7207
Wayne	Wayne County Courthouse	925 Court Street, Honesdale, PA 18431	570-253-5970
Westmoreland	State Police Belle Vernon	560 Circle Drive, Belle Vernon, PA 15012	724-929-6262
Westmoreland	State Police Greensburg	100 North Westmoreland Avenue, Greensburg, PA 15601	724-832-3288
Westmoreland	State Police Kiski Valley	4451 Route 66, Apollo, PA 15613	724-727-3434
Westmoreland	Westmoreland County Probation	2 North Main Street, Suite 303, Greensburg, PA 15601	724-830-3457
Wyoming	State Police Tunkhannock	6039 State Route 6, Tunkhannock, PA 18657	570-836-2141
Wyoming	Wyoming County Sheriff's Department	1 Courthouse Square, Tunkhannock, PA 18657	570-996-2265
York	State Police York	110 Trooper Court, York, PA 17403	717-428-1011
York	York County Probation	45 North George Street, York, PA 17401	717-771-9602

COLONEL FRANK NOONAN,
Commissioner

[Pa.B. Doc. No. 14-2420. Filed for public inspection November 14, 2014, 9:00 a.m.]

SUSQUEHANNA RIVER BASIN COMMISSION

Commission Meeting

The Susquehanna River Basin Commission (Commission) will hold its regular business meeting on December 5, 2014, at 9 a.m. in the Lowe House Office Building, House of Delegates, Appropriation Hearing Room (Room #120), 6 Bladen Street, Annapolis, MD 21401. Recommended parking and transportation is to park at the Navy-Marine Corps Memorial Stadium and take

the Annapolis Transit Trolley Shuttle from there. For all available parking options, see http://www.downtownannapolis.org/_pages/transport/tr_parking.htm. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice.

For further information contact Jason E. Oyler, Regulatory Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436.

Supplementary Information

The business meeting will include actions or presentations on the following items: (1) informational presentations of interest to the Lower Susquehanna Subbasin area;

(2) resolution concerning Fiscal Year 2016 Federal funding of the Susquehanna Flood Forecast and Warning System and National Streamflow Information Program; (3) rulemaking action to clarify the water uses involved in hydrocarbon development that are subject to the consumptive use regulations, as implemented by the Approval By Rule program; (4) resolution concerning delegation of authority; (5) ratification/approval of contracts/grants; (6) regulatory compliance matters for Lion Brewery, LHP Management, and Southwestern Energy Company; (7) transfer of approval (Doc. No. 20081222) from Sunbury Generation, LP to Hummel Station, LLC; and (8) Regulatory Program projects.

The rulemaking item listed for Commission action was the subject of a public hearing conducted by the Commission on November 6, 2014, and identified in the notice for the hearing, which was published at 79 FR 57850 (September 26, 2014). Projects listed for Commission action are those that were the subject of a public hearing conducted by the Commission on November 6, 2014, and identified in the notice for the hearing, which was published at 79 FR 61683 (October 14, 2014).

Opportunity to Appear and Comment:

Interested parties are invited to attend the business meeting and encouraged to review the Commission's Public Meeting Rules of Conduct, which are posted on the Commission's web site at www.srbc.net. As identified in the public hearing notices referenced previously, written comments on the rulemaking item and Regulatory Program projects that were the subject of public hearings, and are listed for action at the business meeting, are subject to a comment deadline of November 17, 2014. Written comments pertaining to any other matters listed for action at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front

Street, Harrisburg, PA 17110-1788 or submitted electronically through <http://www.srbc.net/pubinfo/publicparticipation.htm>. Comments mailed or electronically submitted must be received by the Commission on or before November 26, 2014, to be considered.

Authority: Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

Dated: October 31, 2014.

ANDREW D. DEHOFF,
Executive Director

[Pa.B. Doc. No. 14-2421. Filed for public inspection November 14, 2014, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for project 14-2388, wiring for installation of 16 welders. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 14-2422. Filed for public inspection November 14, 2014, 9:00 a.m.]
