

PENNSYLVANIA BULLETIN

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Agencies in this issue

The Courts

Department of Banking and Securities

Department of Education

Department of Environmental Protection

Department of General Services

Department of Health

Department of Labor and Industry

Department of Revenue

Executive Board

Fish and Boat Commission

Independent Regulatory Review

Commission

Insurance Department

Pennsylvania Public Utility Commission

State Board of Pharmacy

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

No. 484, March 2015

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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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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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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2015.

4 Pa. Code (Administration)

Adopted Rules

1	653, 766, 1062
6	542, 543, 768, 1064
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Statements of Policy

9	561, 1115, 1267
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7 Pa. Code (Agriculture)

Adopted Rules

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10 Pa. Code (Banking and Securities)

Adopted Rules

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25 Pa. Code (Environmental Protection)

Adopted Rules

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52 Pa. Code (Public Utilities)

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58 Pa. Code (Recreation)

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204 Pa. Code (Judicial System General Provisions)

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Proposed Rules

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Part II	1070

234 Pa. Code (Rules of Criminal Procedure)

Proposed Rules

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237 Pa. Code (Juvenile Rules)

Adopted Rules

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246 Pa. Code (Minor Court Civil Rules)

Proposed Rules

200	954, 1251
400	954, 1252
500	954, 1111
800	954
1000	954, 1111

249 Pa. Code (Philadelphia Rules)

Unclassified	291, 306
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255 Pa. Code (Local Court Rules)

Unclassified	8, 10, 11, 407, 555, 676, 677, 678, 771, 772, 773, 860, 861, 862, 964, 1113, 1114, 1254
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THE COURTS

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CHS. 400 AND 1000]

Proposed Amendment of Pa.R.C.P. Nos. 410, 430, 1064 and 1065

The Civil Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P. Nos. 410, 430, 1064, and 1065 for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They will neither constitute a part of the rules nor will be officially adopted by the Supreme Court.

Additions to the text of the proposal are bolded; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Karla M. Shultz, Counsel
Civil Procedural Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
P. O. Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9526
civilrules@pacourts.us

All communications in reference to the proposal should be received by May 22, 2015. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Civil Procedural
Rules Committee*

PETER J. HOFFMAN,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 400. SERVICE OF ORIGINAL PROCESS

SERVICE IN PARTICULAR ACTIONS

Rule 410. Real Property Actions.

* * * * *

(c) If service is made pursuant to an order of court under Rule 430(a), the court shall direct one or more of the following methods of service:

(1) publication as provided by Rule 430(b),

Official Note: See Rule 1064 for additional requirements for service of original process by publication for actions to quiet title involving subsurface mineral rights.

(2) posting a copy of the original process on the most public part of the property,

* * * * *

SERVICE PURSUANT TO SPECIAL ORDER OF COURT

Rule 430. Service Pursuant to Special Order of Court. Publication.

(a) If service cannot be made under the applicable rule the plaintiff may move the court for a special order directing the method of service. The motion shall be accompanied by an affidavit stating the nature and extent of the investigation which has been made to determine the whereabouts of the defendant and the reasons why service cannot be made.

Official Note: A sheriff's return of "not found" or the fact that a defendant has moved without leaving a new forwarding address is insufficient evidence of concealment. *Gonzales v. Polis*, [238 Pa. Super. 362,] 357 A.2d 580 (Pa. Super. 1976). Notice of intended adoption mailed to last known address requires a "good faith effort" to discover the correct address. *Adoption of Walker*, [468 Pa. 165,] 360 A.2d 603 (Pa. 1976).

An illustration of a good faith effort to locate the defendant includes (1) inquiries of postal authorities including inquiries pursuant to the Freedom of Information Act, 39 CFR Part 265, (2) inquiries of relatives, neighbors, friends, and employers of the defendant, [and] (3) examinations of local telephone directories, **courthouse records**, voter registration records, local tax records, and motor vehicle records, and (4) a **reasonable internet search**.

See Rule 1064 for additional requirements for service of original process by publication for actions to quiet title involving subsurface mineral rights.

(b)(1) If service of process by publication has been authorized by rule of civil procedure or order of court, the publication shall be by advertising a notice of the action once in the legal publication, if any, designated by the court for the publication of legal notices and in one newspaper of general circulation within the county. The publication shall contain the caption of the action and the names of the parties, state the nature of the action, and conclude with a notice substantially in the following form:

* * * * *

CHAPTER 1000. ACTIONS

Subchapter D. ACTION TO QUIET TITLE

Rule 1064. Service. [(Rescinded.)]

In actions involving subsurface mineral rights, if the plaintiff seeks to serve original process by publication pursuant to Rule 430 and obtains actual knowledge of the defendant's address outside the county in which the property is located, the plaintiff shall conduct a search for the defendant in that locale.

Official Note: For service of original process, see Rule 410 governing service in actions involving real property. See Rule 430 for additional requirements for service of original process by publication.

Rule 1065. Specific Averments.

[The] (a) Except as provided in subdivision (b), the plaintiff shall describe the land in the complaint.

(b) In an action to quiet title involving subsurface mineral rights, the complaint shall describe the land by attaching:

- (1) an abstract of the mineral title, and
- (2) a statement of acreage involved that includes a metes and bounds description.

Explanatory Comment

The Civil Procedural Rules Committee is proposing the amendment of Rules 410, 430, 1064, and 1065 to update the requirements for the service of original process by publication generally and provide additional requirements when the action to quiet title involves subsurface mineral rights. Currently, when a plaintiff is unable to serve original process on a defendant pursuant to Rule 400, the Rules of Civil Procedure allow a plaintiff to serve original process by publication pursuant to Rule 430 governing service by special court order. For service by publication to be allowed, the plaintiff must file a motion with an affidavit describing the good faith efforts on the part of the plaintiff to locate the defendant. The note to Rule 430 currently provides illustrations of what constitutes a good faith effort to locate a defendant and the proposed amendment would expand the sources to be searched to include courthouse records and a reasonable internet search. By including these sources, the amendment is intended to update the rule to use modern technology in an effort to locate a defendant as well as records that are already available at the courthouse. In many instances courthouse records are available on line as well.

With regard to actions to quiet title of subsurface mineral rights, the proposed recommendation would reconstitute Rule 1064, which formerly governed service generally for actions to quiet title. The reconstituted rule would require a plaintiff, who has obtained actual knowledge of the defendant's address outside the county in which property at issue is located, to conduct a search for the defendant in that locale in addition to the requirements of Rule 430(a).

The proposed recommendation would also amend Rule 1065 governing the content of a complaint in actions to quiet title of subsurface mineral rights to require an adequate and verified land description in the complaint which would include an abstract of the mineral title, and a statement of acreage involved with a metes and bounds description.

Cross-references to reconstituted Rule 1064 are also proposed for the notes to Rule 430(a) governing service by special order of court and Rule 410(c)(1) governing service in real property actions in order to aid the practitioner in finding the additional requirements set forth in that rule for service by publication in quiet title actions involving subsurface mineral rights.

By the Civil Procedural Rules Committee

PETER J. HOFFMAN,
Chair

[Pa.B. Doc. No. 15-448. Filed for public inspection March 13, 2015, 9:00 a.m.]

PART I. GENERAL

[231 PA. CODE CH. 1900]

Order Amending Rules 1901.7 and 1905 of the Rules of Civil Procedure; No. 614 Civil Procedural Rules Doc.

Order

Per Curiam

And Now, this 10th day of February, 2015, upon the recommendation of the Domestic Relations Procedural Rules Committee; the proposal having been published for public comment in the *Pennsylvania Bulletin*, 43 Pa.B. 5448 (September 14, 2013) and republished for additional public comment in the *Pennsylvania Bulletin*, 44 Pa.B. 2199 (April 12, 2014):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 1901.7 and 1905 of the Pennsylvania Rules of Civil Procedure are amended in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective in 30 days on March 12, 2015.

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1900. ACTIONS PURSUANT TO THE PROTECTION FROM ABUSE ACT

Rule 1901.7. Decision. Post-trial [relief] Relief.

(a) The decision of the court may consist of only general findings of abuse but shall dispose of all claims for relief. The court's final order shall be rendered substantially in the form set forth in Rule 1905(e).

(b) No motion for post-trial relief may be filed to the final order.

Official Note: The procedure relating to Motions for Reconsideration is set forth in Rule 1930.2.

(c) **If a final protection from abuse order directs the defendant to pay support to the plaintiff for the benefit of the plaintiff and/or a child, the plaintiff must file a complaint for support with the domestic relations section within two weeks of the date of the order or the support provisions of the order shall lapse automatically. If the plaintiff timely files with the domestic relations section, the support provisions of the final protection from abuse order shall remain in effect until a support order is entered.**

(d) **The custody provisions of a Protection From Abuse order are temporary. Either party may initiate custody proceedings pursuant to the custody statute at 23 Pa.C.S. § 5321 et seq. Any valid custody order entered after the final Protection From Abuse order supersedes the custody provisions in paragraph 5 of the Protection From Abuse order.**

* * * * *

Rule 1905. Forms for Use in PFA Actions. Notice and Hearing. Petition. Temporary Protection Order. Final Protection Order.

* * * * *

(e) The Final Order of Court, or any amended, modified or extended Final Order of Court, entered pursuant to the

Act shall be substantially in the following form, but the first page must be exactly as set forth in this rule:

* * * * *

□ 5. Temporary custody of the minor children, (NAMES OF THE CHILDREN SUBJECT TO THE PROVISION OF THIS PARAGRAPH) shall be as follows:

Check all that apply:

□ STATE TO WHOM PRIMARY PHYSICAL CUSTODY IS AWARDED, STATE TERMS OF PARTIAL CUSTODY [OR VISITATION], IF ANY.

□ There is a current custody order as to the children of the parties:

(county court)

(docket number)

- A custody petition is pending.
□ A hearing is scheduled for

(date, time and location)

□ THIS ORDER SHALL NOT SUPERSEDE THE CURRENT CUSTODY ORDER.

□ THIS ORDER SUPERSEDES ANY PRIOR ORDER RELATING TO CUSTODY.

The custody provisions of paragraph 5 of this order are temporary. Either party may initiate custody proceedings pursuant to the custody statute at 23 Pa.C.S. § 5321 et seq. Any valid custody order entered after the final Protection From Abuse order supersedes the custody provisions of this order.

□ 6. FIREARMS, OTHER WEAPONS AND AMMUNITION RESTRICTIONS.

* * * * *

[Pa.B. Doc. No. 15-449. Filed for public inspection March 13, 2015, 9:00 a.m.]

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CH. 200]

Proposed Amendment of Pa.R.C.P.M.D.J. No. 207

The Minor Court Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P.M.D.J. No. 207, addressing representation of parties in magisterial district court proceedings, for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the Pennsylvania Bulletin for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court.

Additions to the text of the proposal are bolded; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Pamela S. Walker, Counsel
Minor Court Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
P. O. Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9526
minorrules@pacourts.us

All communications in reference to the proposal should be received by April 29, 2015. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Minor Court Rules Committee

BRADLEY K. MOSS,
Chair

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 200. RULES OF CONSTRUCTION; GENERAL PROVISIONS

Rule 207. Representation in Magisterial District Court Proceedings.

(A) In magisterial district court proceedings:

* * * * *

(3) Corporations or similar entities [and], unincorporated associations, and bodies corporate and politic may be represented by an attorney at law, by an officer of the corporation, entity, or association, or by an employee or authorized agent of the corporation, entity, [or] association, or body with personal knowledge of the subject matter of the litigation and written authorization from an officer of the corporation, entity, [or] association, or body to appear as its representative.

* * * * *

Official Note: This rule is intended to permit a non-lawyer representative, employee, or authorized agent to appear on behalf of an individual, partnership, corporation or similar entity, [or] unincorporated association, or body corporate and politic, but not to allow a non-lawyer to establish a business for the purpose of representing others in magisterial district court proceedings.

It is intended that the designation of a non-lawyer representative, employee, or authorized agent to represent a party is to apply only on a case-by-case basis. A party may not give blanket authorization for a non-lawyer representative, employee, or authorized agent to represent the party in all cases involving the party.

As to "personal knowledge of the subject matter of the litigation" see Pa.R.E. 602 and Comment.

A business organized as a sole proprietorship may be represented in the same manner as an individual under paragraph (A)(1).

A body corporate and politic is an entity designated as such by statute, including, but not limited to, a county housing authority as defined in the Housing Authorities Law, 35 P. S. § 1543(a).

See rules in Chapter 800 as to representation of minors and incapacitated persons by guardians.

To gain admission *pro hac vice* pursuant to Pa.B.A.R. 301, the applicant must seek administrative approval by the [IOITA] IOLTA Board prior to the sponsor's request for the applicant's admission before the magisterial district court. The disposition and content of the request is governed by Pa.R.C.P. No. 1012.1.

REPORT

Proposed Amendment of Pa.R.C.P.M.D.J. No. 207

Representation in Magisterial District Court Proceedings

I. Introduction

The Minor Court Rules Committee ("Committee") is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P.M.D.J. No. 207. This rule addresses representation of parties in magisterial district court proceedings. The Committee is proposing to add a "body corporate and politic" as a named entity under Rule 207, and specifying who may provide representation to such a body.

II. Discussion

Currently, Rule 207 establishes who may represent a party in a magisterial district court proceeding. Rule 207 provides guidance with respect to representation of individuals, partnerships, corporations or similar entities, and unincorporated associations. See Rule 207(A). In addition to representation by attorneys, entities may be represented by partners, employees, authorized agents, or officers. See Rule 207(A)(2)—(3).

The Committee was forwarded correspondence from the solicitor for a county housing authority. The solicitor wrote that the county housing authority was experiencing difficulties having a property manager file a complaint and represent the county housing authority in a landlord tenant matter because the county housing authority did not fit squarely into one of the categories set forth in Rule 207.

The Housing Authorities Law defines a county housing authority as "a public body and body corporate and politic." See 35 P. S. § 1543(a). A subsequent section of the Housing Authorities Law further provides that "[a]n authority shall constitute a public body, corporate and politic, exercising public powers of the Commonwealth as an agency thereof . . ." See 35 P. S. § 1550(t). The phrase "body corporate and politic" appears throughout Pennsylvania statutes to define a wide range of entities, including municipal authorities (1 Pa.C.S. § 1991), conservation districts (3 P. S. § 853), and redevelopment authorities, (35 P. S. § 1703).

The Committee reviewed the solicitor's correspondence, and agreed that current Rule 207 does not include a body corporate and politic, such as a county housing authority. The Committee did not find a reason to exclude a county housing authority or a similar entity from the provisions of Rule 207, and proposes adding a body corporate and

politic to Rule 207, as well as a provision to the Official Note to give an example of such an entity.

III. Proposed Changes

The Committee plans to propose the amendment of Rule 207 by adding "a body corporate and politic" to the entities enumerated in paragraph (A)(3) of the rule. The Committee will also propose amending the Official Note to add a reference to a body corporate and politic, as well as to name a county housing authority as an example of such an entity.

[Pa.B. Doc. No. 15-450. Filed for public inspection March 13, 2015, 9:00 a.m.]

PART I. GENERAL

[246 PA. CODE CH. 400]

Proposed Amendment of Pa.R.C.P.M.D.J. No. 402

The Minor Court Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P.M.D.J. No. 402, addressing entry of judgment in the court of common pleas, for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court.

Additions to the text of the proposal are bolded; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Pamela S. Walker, Counsel
 Minor Court Rules Committee
 Supreme Court of Pennsylvania
 Pennsylvania Judicial Center
 P. O. Box 62635
 Harrisburg, PA 17106-2635
 FAX: 717-231-9526
 minorrules@pacourts.us

All communications in reference to the proposal should be received by April 29, 2015. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Minor Court Rules Committee

BRADLEY K. MOSS,
Chair

Annex A

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 400. ENFORCEMENT OF JUDGMENTS RENDERED BY MAGISTERIAL DISTRICT JUDGES FOR THE PAYMENT OF MONEY

Rule 402. Request for Order of Execution. Entry of Judgment in Court of Common Pleas **or Philadelphia Municipal Court.**

* * * * *

D. (1) The plaintiff may enter the judgment in the court of common pleas in any county **or the Philadelphia Municipal Court**. When so entered, the indexing, revival and execution of the judgment shall be in accordance with procedures applicable in the court of common pleas **or the Philadelphia Municipal Court**.

(2) The judgment may be entered in the court of common pleas **or the Philadelphia Municipal Court** by filing with the prothonotary a copy of the record of the proceedings containing the judgment, certified to be a true copy by the magisterial district judge in whose office the judgment was rendered or by any other official custodian of the record.

(3) The judgment may be entered in the court of common pleas **or the Philadelphia Municipal Court** after 30 days from the date the judgment is entered by the magisterial district judge. The judgment may not be entered in the court of common pleas **or the Philadelphia Municipal Court** after five years from the date the judgment is entered by the magisterial district judge.

(4)(a) Within 14 days of entering the judgment in the court of common pleas **or the Philadelphia Municipal Court**, the plaintiff shall file satisfactory proof of the entry of judgment with the magisterial district court that entered the judgment, and the magisterial district court shall vacate the judgment from its docket.

(b) If after 14 days of entering the judgment in the court of common pleas **or the Philadelphia Municipal Court**, the plaintiff fails to comply with subparagraph 4(a) of this rule, the defendant may file such proof with the magisterial district court that entered the judgment, and the magisterial district court shall vacate the judgment from its docket.

(5) Except as provided in paragraphs D(4) and D(6) of this rule, once the judgment is entered in the court of common pleas **or the Philadelphia Municipal Court** all further process must come from [**the court of common pleas**] **that court** and no further process may be issued by the magisterial district judge.

(6) The magisterial district judge shall enter satisfaction on the docket of the magisterial district court proceedings upon the filing by any party in interest of a certified copy of the docket entries of the court of common pleas **or the Philadelphia Municipal Court** showing the judgment and satisfaction have been entered in [**the court of common pleas**] **that court**.

E. (1) As used in this rule, a judgment marked "expired" is a judgment that cannot be satisfied, revived, or vacated because the five-year period designated in Rule 402 has elapsed.

(2) If the plaintiff does not request an order of execution in a magisterial district court or enter the judgment in a court of common pleas **or the Philadelphia Municipal Court** within five years of the date the judgment was entered by the magisterial district judge, then the judgment shall be marked expired.

Official Note: Under subdivision A of this rule, the execution proceedings are commenced by requesting an "order of execution." The request may not be filed before the expiration of 30 days after the date the judgment is entered by the magisterial district judge. This will give

the defendant an opportunity to obtain a supersedeas within the appeal period. The request must be filed within five years of the date the judgment is entered by the magisterial district judge. No provision has been made for revival of a judgment in magisterial district court proceedings.

Subdivision C provides for entering the judgment, for the purpose of requesting an order of execution, in an office of a magisterial district judge other than that in which the judgment was rendered when levy is to be made outside the county in which the judgment was rendered. Compare Pa.R.C.P. No. 3002.

As to subdivision D, see Section 1516 of the Judicial Code, 42 Pa.C.S. § 1516. The 30 day limitation in the rule appears to be required by this Section. Certification by the magisterial district judge should not be done before the expiration of 30 days after the date of entry of the judgment. The only method available to renew a judgment would be to record the judgment in the Prothonotary's **or Municipal Court Administrator's** office prior to the expiration of the five-year period and then follow the applicable Rules of Civil Procedure for the revival of judgments. See Pa.R.C.P. No. 3025 *et seq.*; **see also Phila. M.C.R.Civ.P. No. 126c**. Also, subdivision D makes clear that when the judgment is entered in the court of common pleas **or the Philadelphia Municipal Court**, all further process shall come from [**the court of common pleas**] **that court** and that no further process shall be issued by the magisterial district judge except that the magisterial district judge shall enter on the magisterial district court docket vacating of the judgment due to its entry at the court of common pleas **or the Philadelphia Municipal Court**, or proof of satisfaction of a judgment that had been entered in the court of common pleas **or the Philadelphia Municipal Court** and subsequently satisfied in that court. This exception is necessary so that procedures exist for entering satisfaction of all judgments with the magisterial district court, regardless of whether the judgment has been certified to and satisfied in the court of common pleas **or the Philadelphia Municipal Court**. A plaintiff filing a judgment in the court of common pleas **or the Philadelphia Municipal Court** is required to file satisfactory proof of the entry of judgment with the magisterial district court that entered the judgment, and the magisterial district court will then vacate its [**judgement**] **judgment**. This step ensures that only the enforceable common pleas **or Philadelphia Municipal Court** judgment will be reportable as an outstanding liability of the defendant.

Subdivision E provides that a judgment shall be marked expired if the plaintiff does not request an order of execution in a magisterial district court or enter the judgment in a court of common pleas **or the Philadelphia Municipal Court** within five years of the date the judgment was entered by the magisterial district judge. Limiting the time period for entry of the judgment to five years will give a plaintiff sufficient time to act without indefinitely penalizing a defendant.

REPORT

Proposed Amendment of Pa.R.C.P.M.D.J. No. 402

Entry of Judgment in the Court of Common Pleas

I. Introduction

The Minor Court Rules Committee ("Committee") is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P.M.D.J. No. 402. This rule

addresses entry of judgment in the court of common pleas. The Committee is proposing to add the Philadelphia Municipal Court as an additional court where a judgment may be entered.

II. Discussion

Currently, Rule 402 provides, among other things, that a plaintiff may enter a judgment rendered by a magisterial district court in the court of common pleas of any county. See Rule 402D(1). When entered in the court of common pleas, the judgment is subject to the indexing, revival and execution procedures applicable in the court of common pleas. *Id.* Entering a judgment in the court of common pleas, and submission of proof thereof to the magisterial district court, has the effect of vacating the underlying magisterial district court judgment, so that only one judgment remains in effect for execution purposes. See Rule 402D(4).

While reviewing Rule 302 (pertaining to venue) on a separate matter, a Committee member observed that the venue rule specifically permits the transfer of cases to and from the Philadelphia Municipal Court, while the rule on entry of judgments limits transfers to a magisterial district court or a court of common pleas. The Committee agreed that permitting entry of judgments in the Philadelphia Municipal Court would be useful to litigants, and discussed amending Rule 402 to add the Philadelphia Municipal Court.

The Philadelphia Municipal Court Rules of Civil Procedure permit entry of judgments from other courts: “[j]udgments of other Pennsylvania jurisdictions within the jurisdictional amount of this court may be transferred to this court by filing a certified copy of all the docket entries in the action and a certification of the amount of judgment or a certified copy of the transcript of the judgment.” See Phila.M.C.R.Civ.P. No. 125a. Judgments entered in Philadelphia Municipal Court are treated in the same manner as judgments entered in the Court of Common Pleas of Philadelphia County.

Judgment recovered in the Philadelphia Municipal Court shall be a lien upon property in the same manner and to the same extent that judgment recovered in the Court of Common Pleas of Philadelphia County is a lien. All such judgments shall be indexed in the judgment index or indices of Philadelphia County in the same manner as judgments of the court of common pleas are indexed.

42 Pa.C.S. § 1124. With regard to judgments of magisterial district courts, 42 Pa.C.S. § 1516, referenced in the Official Note to Rule 402, provides:

[a] judgment of a magisterial district judge shall not operate as a lien on real property until a transcript of the record showing a final judgment of a magisterial district judge has been filed in the manner prescribed by general rules in the office of the clerk of the court of common pleas of the county where the property is situated, or in the office of the clerk of the branch of the court of common pleas embracing such county.

42 Pa.C.S. § 1516.

The Committee did not find that these provisions prohibit entry of magisterial district court judgments in the Philadelphia Municipal Court. The Committee members agreed that permitting entry of judgments in the

Philadelphia Municipal Court would achieve consistency between the courts, and provide litigants with an additional venue to initiate the judgment enforcement process. Accordingly, the Committee agreed to add references to the Philadelphia Municipal Court in Rule 402, as well as to add references to the Philadelphia Municipal Court and a civil procedure rule of that court to the Official Note.

III. Proposed Changes

The Committee plans to propose the amendment of Rule 402 to add references to the Philadelphia Municipal Court throughout subdivisions D and E of the rule. The Committee will also propose amending the Official Note to add references to the Philadelphia Municipal Court, as well as a pertinent reference to Phila.M.C.R.Civ.P. No. 126c.

[Pa.B. Doc. No. 15-451. Filed for public inspection March 13, 2015, 9:00 a.m.]

Title 25—LOCAL COURT RULES

FAYETTE COUNTY

Local Rule 1028(c); No. 335 of 2015 GD

Order

And Now, this 25th day of February, 2015, pursuant to Pennsylvania Rule of Civil Procedure Section 239.8, it is ordered that Fayette County Local Rule of Civil Procedure Section 1028(c) is hereby amended to read as follows hereto and shall become effective upon publication on the Pennsylvania Judiciary’s Web Application portal at <http://ujportal.pacourts.us>.

The Prothonotary is directed as follows:

(1) Two certified copies and diskette of the Local Rule shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(2) One certified copy of the rule shall be filed with the Civil Procedural Rules Committee.

(3) One certified copy shall be sent to the Fayette County Law Library.

(4) One certified copy shall be sent to the Editor of the *Fayette Legal Journal*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Rule 1028(c). Preliminary Objections.

(a) Any party to any proceeding may file preliminary objections to any pleading pursuant to PA.R.C.P. 1028(a). Such preliminary objections must be filed within twenty (20) days of the service of the pleading to which the moving party is objecting. A timely filing of an amended pleading by the non-moving party shall render the preliminary objections moot in accordance with Pa.R.C.P. 1028(c)(1)(I).

(b) In the event the preliminary objections properly raise an issue of fact under Pa.R.C.P. 1017(a)(4) and Pa.R.C.P. 1028(c)(2) then the non-moving party shall file its response within twenty (20) days after service of the preliminary objections.

(c) In the event an amended pleading is not timely filed by the non-moving party, the preliminary objections shall be presented in Motions Court pursuant to FCR 208.3(a) within forty (40) days of the filing of the preliminary objections, accompanied by a proposed Order.

(d) Upon agreement of the parties, the preliminary objections may be submitted as a priority Motion for disposition by the Court at that time. The parties shall be permitted no more than three (3) minutes to orally present their positions on the issues raised and any briefs or memorandums the parties wish for the Court to consider shall be submitted to the Court at that time. Otherwise, the preliminary objections shall be presented by the moving party as a routine Motion accompanied by a proposed Order. Upon receipt of such a Motion, the Court shall establish a briefing schedule, and, if deemed necessary by the Court, an argument date for disposition of the preliminary objections. If the preliminary objections properly raise an issue of fact, the Court shall enter an Order establishing the procedure to be followed for the making of a factual record, for the briefing of the issues raised, and for setting an oral argument date and time, if deemed necessary by the Court.

(e) All briefs shall be served on all other parties to the case and on the assigned Judge. A certificate of service shall be filed with the Prothonotary but the brief itself shall not be filed of record. Failure to comply with the briefing schedule may result in the denial of oral argument or such other sanctions as the Court deems appropriate.

(f) Failure of a party to comply with the requirements of these rules may result in either the entry of the relief requested or the denial of such relief as the circumstances may warrant.

[Pa.B. Doc. No. 15-452. Filed for public inspection March 13, 2015, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated February 25, 2015, Newton B. Schwartz, Sr. (ID # 205395), is Suspended on Consent from the Bar of this Commonwealth for a period of three years retroactive to February 14, 2014. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,
Secretary

*The Disciplinary Board of the
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 15-453. Filed for public inspection March 13, 2015, 9:00 a.m.]

Notice of Transfer to Disability Inactive Status

Notice is hereby given that Christopher David Tease (# 77776), who resides in Wilmington, DE, having been transferred to disability inactive status by Order of the Supreme Court of Delaware dated November 20, 2014, by Order of the Supreme Court of Pennsylvania dated February 27, 2015, Christopher David Tease was transferred to disability inactive status in Pennsylvania, for an indefinite period and until further Order of the Court, to take effect immediately. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,
Secretary

*The Disciplinary Board of the
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 15-454. Filed for public inspection March 13, 2015, 9:00 a.m.]

RULES AND RULEMAKING

Title 58—RECREATION

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 65]

Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) amends Chapter 65 (relating to special fishing regulations). The Commission is publishing this final-form rulemaking under the authority of 30 Pa.C.S. (relating to the Fish and Boat Code) (code).

A. *Effective Date*

The final-form rulemaking will go into effect upon publication in the *Pennsylvania Bulletin*.

B. *Contact Person*

For further information on the final-form rulemaking, contact Wayne Melnick, Esq., P. O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This final-form rulemaking is available on the Commission's web site at www.fish.state.pa.us.

C. *Statutory Authority*

The amendments to §§ 65.4a, 65.5—65.7, 65.14, 65.15 and 65.20 are published under the statutory authority of section 2102(a) of the code (relating to rules and regulations).

D. *Purpose and Background*

The final-form rulemaking is designed to improve, enhance and update the Commission's fishing regulations. The specific purpose of the amendments is described in more detail under the summary of changes.

E. *Summary of Changes*

A number of existing special regulation areas for trout occur on waters that may be large enough to permit boating. Sections 65.5—65.7 and 65.14 allow, notwithstanding the requirements of those sections, an angler in a boat to possess bait and fish caught in compliance with the seasons, sizes and creel limits in effect for the waters from which taken, provided that the boat angler floats through the specially regulated area without stopping or engaging in the act of fishing, or the boat angler takes out his boat at an access point within the specially regulated area. Sections 65.4a, 65.15 and 65.20 (relating to all-tackle trophy trout; catch and release all-tackle areas; and Mentored Youth Fishing Day Program) contain similar language but do not mention bait. While these regulations reference anglers who take out their boats at an access area within a special regulation area, they formerly did not reference anglers who would put in their boats at an access area within a special regulation area. To address this omission, the Commission amends §§ 65.4a, 65.5—65.7, 65.14, 65.15 and 65.20 to read as

set forth in the notice of proposed rulemaking published at 44 Pa.B. 5972 (September 20, 2014).

F. *Paperwork*

The final-form rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

The final-form rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. The final-form rulemaking will not impose new costs on the private sector or the general public.

H. *Public Involvement*

Notice of proposed rulemaking was published at 44 Pa.B. 5972. The Commission did not receive comments regarding the amendments.

Findings

The Commission finds that:

(1) Public notice of intention to adopt the amendments adopted by this order has been given under 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, 1 Pa. Code §§ 7.1 and 7.2.

(2) A public comment period was provided and no public comments were received.

(3) The adoption of the amendments of the Commission in the manner provided in this order is necessary and appropriate for administration and enforcement of the authorizing statute.

Order

The Commission, acting under the authorizing statute, orders that:

(a) The regulations of the Commission, 58 Pa. Code Chapter 65, are amended by amending §§ 65.4a, 65.5—65.7, 65.14, 65.15 and 65.20 to read as set forth at 44 Pa.B. 5972.

(b) The Executive Director will submit this order and 44 Pa.B. 5972 to the Office of Attorney General for approval as to legality and form as required by law.

(c) The Executive Director shall certify this order and 44 Pa.B. 5972 and deposit them with the Legislative Reference Bureau as required by law.

(d) This order shall take effect upon publication in the *Pennsylvania Bulletin*.

JOHN A. ARWAY,
Executive Director

Fiscal Note: Fiscal Note 48A-259 remains valid for the final adoption of the subject regulations.

[Pa.B. Doc. No. 15-455. Filed for public inspection March 13, 2015, 9:00 a.m.]

PROPOSED RULEMAKING

FISH AND BOAT COMMISSION

[58 PA. CODE CH. 65]

Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) proposes to amend Chapter 65 (relating to special fishing regulations). The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to the Fish and Boat Code) (code).

A. *Effective Date*

The proposed rulemaking, if approved on final-form rulemaking, will go into effect on January 1, 2016.

B. *Contact Person*

For further information on the proposed rulemaking, contact Wayne Melnick, Esq., P. O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at www.fish.state.pa.us.

C. *Statutory Authority*

The proposed amendments to § 65.6 (relating to delayed harvest artificial lures only areas) are published under the statutory authority of section 2102 of the code (relating to rules and regulations).

D. *Purpose and Background*

The proposed rulemaking is designed to improve, enhance and update the Commission's fishing regulations. The specific purpose of the proposed amendments is described in more detail under the summary of proposal.

E. *Summary of Proposal*

The Delayed Harvest Artificial Lures Only (DHALO) Program was established in 1983. As a first-of-its-kind regulation in the country, Delayed Harvest management was designed to provide for an extended period of catch and release angling for stocked trout. As angler interest for stocked trout fishing declined on these waters and stream conditions became less favorable for stocked hatchery trout survival (due to decreased flow and elevated water temperatures) later in the year, harvest using a low creel limit was permitted. The harvest season was designed to allow for harvest of stocked trout before they were lost to natural mortality. Since the DHALO Program's inception, it has been one of the Commission's most popular programs.

In the 31 years since the DHALO Program began, angler attitudes, preferences and interest in stocked trout fishing have changed as evidenced by on-the-water angler interviews conducted by Commission biologists as well as data from contracted Statewide trout angler telephone surveys conducted in 1991 and 2008. Furthermore, Commission biologists have a better understanding of the performance of this regulation through evaluations of the biology and water temperatures of the streams that are managed in the DHALO Program. Through these observations, the Commission has determined that modifications to the DHALO Program can be made that will simplify the regulation, increase angler success for stocked trout, allow for a more efficient use of expensive hatchery raised trout and encourage use by more anglers.

Following are specific proposed amendments to the DHALO Program:

(1) Move the start of the trout harvest period from June 15 to the Saturday before Memorial Day.

Rationale: Moving the start of the trout harvest period from June 15 to late May coincides with a period of time when anglers are still most interested in fishing for stocked trout and water conditions are more conducive to trout feeding activity. This proposed amendment is intended to increase angler participation, increase angling success and improve utilization of stocked trout prior to their loss to natural mortality. The anticipated results of this proposed amendment are increased angler use and increased return on the investment of stocked trout.

(2) Allow the use of bait by all anglers during the trout harvest period.

Rationale: This proposed amendment will generate additional angling opportunities for a segment of the angling population that is currently unable to fish in a DHALO area utilizing the preferred method of angling. The anticipated results of this proposed amendment are increased angler use during the harvest period, increased harvest of stocked trout prior to their loss to natural mortality and increased return on the investment of stocked trout. Additionally, the Commonwealth is the only state among the nine eastern states that have Delayed Harvest regulations for stocked trout that does not allow bait to be used in a Delayed Harvest area during the harvest period. Allowing bait during the harvest period in this Commonwealth could result in increased use of these waters by out-of-State anglers that enjoy the Delayed Harvest program in neighboring states.

(3) Allow youth anglers under 16 years of age to use bait year-round in DHALO areas.

Rationale: This proposed amendment will generate additional angling opportunities for a segment of the angling population that may not have mastered the use of flies or lures, especially youth and families. With this proposed amendment, a mentor will be able to fish in Delayed Harvest waters with flies and lures while the youth utilize bait. This approach is consistent with the Commission's commitment to secure this Commonwealth's angling heritage by introducing more opportunities to engage youth in angling. The anticipated results of this proposed amendment are increased angler use by both adults and youth in waters managed with Delayed Harvest regulations and increased return on the investment of stocked trout.

(4) Change the minimum length limit from 9 inches to 7 inches.

Rationale: This proposed amendment will simplify the regulation by reducing the number of different trout length limit requirements that anglers in this Commonwealth need to remember. The length limit change will be the same as the Statewide minimum length limit. Because the length of stocked trout exceeds 10 inches, a change in the length limit from 9 inches to 7 inches will not have an effect on the harvest of these fish.

The Commission proposes to amend § 65.6 to read as set forth in Annex A.

F. *Paperwork*

The proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

The proposed rulemaking will not have adverse fiscal impact on the Commonwealth or its political subdivisions. The proposed rulemaking will not impose new costs on the private sector or the general public.

H. Public Comments

Interested persons are invited to submit written comments, objections or suggestions about the proposed rulemaking to the Executive Director, Fish and Boat Commission, P. O. Box 67000, Harrisburg, PA 17106-7000, within 60 days after publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

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

Fiscal Note: 48A-263. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 58. RECREATION

PART II. FISH AND BOAT COMMISSION

Subpart B. FISHING

CHAPTER 65. SPECIAL FISHING REGULATIONS

§ 65.6. Delayed harvest artificial lures only areas.

(a) The Executive Director, with the approval of the Commission, may designate waters as delayed harvest[, **artificial lures only areas**]. The designation of waters as delayed harvest[, **artificial lures only areas**] shall be effective when the waters are so posted after publication of a notice of designation in the *Pennsylvania Bulletin*.

(b) It is unlawful to fish in **areas** designated and posted delayed harvest[, **artificial lures only areas**] except in compliance with the following requirements:

[(1) **Fishing may be done with artificial lures only constructed of metal, plastic, rubber or wood or with flies or streamers constructed of natural or synthetic materials. Lures may be used with spinning or fly fishing gear.**

(2) **The use or possession of any natural bait, baitfish, fishbait, bait paste and similar substances, fish eggs (natural or molded) or any other edible substance is prohibited.**

(3) **Minimum size is: 9 inches, caught on, or in possession on, the waters under regulation.**

(4) **The daily creel limit is: three combined species except during the period after Labor Day and before June 15 when the daily limit shall be zero trout combined species, caught on or in possession on the waters under regulation.]**

(1) **The catch and release period for trout is the day after Labor Day to the Friday before Memorial Day. During the catch and release period, anglers 16 years of age and older may fish with artificial lures only constructed of metal, plastic, rubber or**

wood, or with flies or streamers constructed of natural or synthetic materials. Lures may be used with spinning or fly fishing gear. Use or possession of other lures or substances is prohibited. For anglers under 16 years of age, all tackle is permitted. The daily creel limit for trout for all anglers is zero.

(2) **The harvest period for trout is the Saturday before Memorial Day to Labor Day. During the harvest period, all tackle is permitted. The daily creel limit for trout is three combined species. The minimum size for trout is 7 inches.**

(3) **Delayed harvest areas are open to fishing year-round.**

[(5)] (4) Taking of baitfish or fishbait is prohibited.

[(6)] (5) A current trout/salmon permit is required.

(c) Notwithstanding the requirements of this section, an angler in a boat may possess bait and fish caught in effect for the water from which taken, provided that the boat angler floats through the delayed harvest artificial lures only area without stopping or engaging in the act of fishing or the boat angler takes out his boat at an access point within the delayed harvest artificial lures only area.

[Pa.B. Doc. No. 15-456. Filed for public inspection March 13, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 54]

[L-2014-2421001]

Automatic Adjustment Clauses Related to Electric Default Service

The Pennsylvania Public Utility Commission (Commission), on October 2, 2014, adopted a proposed rulemaking order establishing a symmetrical rate of interest which will be applicable to both over and under collections resulting from the reconciliation of utilities' actual costs and revenue collected through automatic adjustment clauses regarding electric default service.

Executive Summary

On May 22, 2014, the Pennsylvania Public Utility Commission (Commission) issued an Advance Notice of Proposed Rulemaking Order (ANOPR Order) proposing to establish a symmetrical rate of interest which will be applicable to both over and under collections resulting from the reconciliation of utilities' actual costs and revenue collected through automatic adjustment clauses regarding electric default service. In order to fully recover the cost of providing service, public utilities are permitted to utilize automatic adjustment clauses to increase or decrease rates to reflect changes in certain costs. The Commission received comments in response to the May 22, 2014 ANOPR Order from the Office of Consumer Advocate, the Office of Small Business Advocate, the Energy Association of Pennsylvania, PPL Electric Utilities Corporation (PPL), PECO Energy Company, and the Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company.

The Commission proposed to establish a symmetrical rate of interest applicable to over and under collections resulting from reconciliation of automatic adjustment clause costs and revenues related to electric default service to better ensure that utilities' current prices reflect current costs as accurately as is feasible. Based upon our review and consideration of the comments filed in response to our May 22, 2014 ANOPR Order, the Commission proposes the regulations as set forth in Annex A of the Proposed Rulemaking Order.

Public Meeting held
October 2, 2014

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; James H. Cawley; Pamela A. Witmer; Gladys M. Brown

Automatic Adjustment Clauses Related to Electric Default Service; Doc. No. L-2014-2421001

Proposed Rulemaking Order

By the Commission:

On May 22, 2014, the Pennsylvania Public Utility Commission (Commission) issued an Advance Notice of Proposed Rulemaking Order (ANOPR Order) proposing to establish a symmetrical rate of interest which will be applicable to both over and under collections resulting from the reconciliation of default service providers' (DSPs) actual costs and revenue collected through automatic adjustment clauses regarding electric default service. In order to fully recover the cost of providing service, DSPs, which currently are electric distribution companies (EDCs), are permitted to utilize automatic adjustment clauses to increase or decrease rates to reflect changes in certain costs. The Commission has identified that traditional methods of reconciliation accounting could, however, cause a great deal of volatility in default service rates associated with the recovery of revenue and cost imbalances created by the use of these automatic adjustment clauses. In order to alleviate these concerns, the Commission proposes to establish a uniform policy regarding whether interest is recoverable when reconciling costs through automatic adjustment clauses and the rate of interest that is paid or collected. Based upon our review and consideration of the comments filed in response to the May 22, 2014 ANOPR Order by the Office of Consumer Advocate (OCA), the Office of Small Business Advocate (OSBA), the Energy Association of Pennsylvania (EAP), PPL Electric Utilities Corporation (PPL), PECO Energy Company (PECO), and the Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company (collectively, the FirstEnergy Companies), we propose the regulations as set forth in Annex A to this Order.

Background

Section 1307(a) of the Public Utility Code, 66 Pa.C.S. § 1307(a), generally provides that public utilities may establish automatic adjustment clauses. Automatic adjustment clauses allow utilities to increase or decrease rates to reflect changes in specific costs without the extensive filing requirements and review process of a traditional base rate case. 66 Pa.C.S. § 1307(a). Some examples of costs that are recovered through automatic adjustment clauses include, but are not limited to: Electric Default Service, Act 129 Energy Efficiency and Conservation Programs, Smart Meter, Universal Service, Distribution System Improvement Charges and the Alternative Energy Portfolio.

Before implementing an automatic adjustment clause, public utilities must file a tariff, or tariff rider, for the

Commission's approval. Id. The tariff or tariff rider will outline the specifics of each automatic adjustment clause, including: to which customers the rate applies, how often the rate is adjusted (i.e. monthly, quarterly, semi-annually, or annually), which costs are recoverable and the reconciliation period.

Within thirty days following the end of the reconciliation period set forth in the tariff, each public utility using an automatic adjustment clause must file with the Commission a statement specifying the total revenues received pursuant to the adjustment clause, the total amount of expenses incurred pursuant to the adjustment clause and the difference between the total revenues received and the total expenses incurred. 66 Pa.C.S. § 1307(e). The difference between the total revenues received and the total expenses incurred is referred to as the over or under collection. After reconciling their actual costs with what was recovered from consumers, utilities then make adjustments to their rates to either refund over-collected amounts to customers or collect under-collected amounts from customers.

Ideally, utilities would reasonably forecast and match expenses to sales, resulting in only minor over or under collections. Unfortunately, this may not always be the case going forward. Traditional methods of reconciliation accounting and of allocating costs to rate classes could cause a great deal of volatility, especially in the electric default service market. In addition, the rules vary as to whether interest is paid or collected on over and under collections and also as to the rate of interest that is paid or collected. Further, these interest rates are often not reflective of current market conditions. As a result, utilities may have little or no incentive to accurately forecast expenses and sales and the amount of costs that are over-collected or under-collected could potentially be significant.

The Commission believes that many of the utilities' costs are currently being forecasted accurately. However, in order to specifically meet the Commission's objective that utilities' current prices reflect current costs as accurately as is feasible, the Commission desires to set forth uniform rules regarding default service related automatic adjustment clauses. Specifically, the Commission desires to create uniformity as to whether interest is to be paid or collected on over or under collections and the rate of interest that is paid or collected.

Discussion

A. Current Varying Interest Rate Structure

By way of background, the Public Utility Code (Code) and the Commission's Regulations expressly permit reconciliation by DSPs for default service costs through automatic adjustment clauses. 66 Pa.C.S. § 2807(e)(3.9); 52 Pa. Code § 54.187(b). Section 2807(e)(3.9) of the Code specifically provides that DSPs may recover all costs incurred under a Commission-approved competitive procurement plan pursuant to a reconcilable automatic adjustment clause under 66 Pa.C.S. § 1307 (relating to sliding scale of rates; adjustments). 66 Pa.C.S. § 2807(e)(3.9). As previously stated, however, the rules vary as to whether interest is paid or collected on over and under collections and also as to the rate of interest that is paid or collected.

The guiding principal of any adjustable rate approved under Section 1307 of the Code, in addition to its being in the public interest, is that it comply with the just and reasonable mandate of 66 Pa.C.S. § 1301 (relating to just and reasonable rates). Section 1307 specifically seeks to

ensure that qualifying rates provide utilities with the opportunity to achieve a just and reasonable return. Thus, a primary purpose of Section 1307 is to provide qualified adjustable rate relief to utilities that may be subject to significant expense swings.

The adjustable expense recovery permitted under Section 1307 of the Code is limited to those expenses expressly authorized, or those easily identifiable, variable and beyond a utility's control. In the wake of electric restructuring, the Commission has approved a host of automatic adjustment clauses for EDCs to recover, including default service expenses related to their role as DSPs. Costs recoverable through automatic adjustment clauses related to electric default service include, but are not limited to, the costs to procure energy, capacity, ancillary services, Federal Energy Regulatory Commission approved transmission charges and administrative costs associated with portfolio procurements for the default services supply.

This Order focuses only on those automatic adjustment clauses related to electric default service as bulleted in the following list. The Commission has limited the proposed application of a uniform interest rate paid or collected on over or under collections resulting from reconciliation of automatic adjustment clauses to electric default service for several reasons. First, all EDCs, as DSPs, use automatic adjustment clauses related to electric default service. Second, default service represents the largest dollar amount on most default service customers' electric bills and invoices (other than distribution). Third, default service is still the electric service used by a majority of customers in Pennsylvania. Accordingly, the proposals set forth herein regarding the uniform interest rates applicable to over and under collections are limited to the following automatic adjustment clauses related to electric default service filed with the Commission pursuant to 52 Pa. Code § 54.187(b) (relating to default service rate design and the recovery of reasonable costs):

- Price-to-Compare (PTC)
- Hourly Pricing Default Service Rider (HPDSR)
- Transmission Service Charge (TSC)
- Generation Supply Charges 1 & 2 (GSC-1 & GSC-2)
- Generation Supply Adjustment 1, 2, 3, 4 (GSA 1, 2, 3, 4)
- Generation Supply Service Rate (GSSR)
- Default Service (DS)
- Default Service Supply (DSS)

To provide an example of varying interest rates set forth in these automatic adjustment clauses, PPL, an EDC acting as a DSP within its service territory, utilizes the following automatic adjustment clauses related to electric default service: a Transmission Service Charge (TSC), a Generation Supply Charge-1 (GSC-1) and a Generation Supply Charge-2 (GSC-2). PPL's TSC is computed separately for each of the following four customer classes: (1) residential, (2) small commercial and industrial, (3) large commercial and industrial-primary and (4) large commercial and industrial-transmission. PPL's GSC-1 applies to residential and small commercial and industrial customers. PPL's GSC-2 applies to large commercial and industrial customers.

For the TSC, interest is calculated at an "appropriate rate" under Section 1308(d) of the Code. 66 Pa.C.S. § 1308(d). Section 1308(d) defines interest as "the average rate of interest specified for residential mortgage lending by the Secretary of Banking in accordance with the act of January 30, 1974 (P. L. 13, No. 6), referred to as the Loan Interest and Protection Law." 66 Pa.C.S. § 1308(d). This Residential Mortgage Interest Rate is based on the monthly index of long term United States Government Bond Yields. Loan Interest and Protection Law, Act of Jan. 30, 1974, P. L. 13, No. 6. (Loan Interest Act). The Pennsylvania Residential Mortgage Interest Rate changes monthly. In 2013, the Residential Mortgage Interest Rate ranged from a low of 4.5% to a high of 6.0%.

For the Generation Supply Charges, interest on under collections is calculated at the legal rate of interest, and interest on over collections is calculated at the legal rate of interest plus two percent annual interest. The legal rate of interest was also defined by the Loan Interest Act and codified at 41 P. S. § 202. Section 202 reads, in pertinent part, "[r]eference in any law or document . . . to 'legal rate of interest' . . . shall be construed to refer to the rate of interest of six per cent per annum." 41 P. S. § 202. Under this statutory definition of legal interest, PPL recovers under collections of its Generation Supply Charges with six percent (6%) interest. PPL refunds over collections of its Generation Supply Charges with eight percent (8%) interest. 52 Pa. Code § 54.187(g).

In addition to the residential mortgage interest rate and the legal interest rate, there is also the prime interest rate. The prime interest rate is the interest rate charged by banks to their most creditworthy customers. The prime interest rate is almost always the same amongst major banks, and adjustments to the prime interest rate are made by banks at the same time. The prime interest rate is usually adjusted at the same time and in correlation to the adjustments of the Federal Funds Rate (the interest rate that banks charge each other for overnight loans made to fulfill reserve funding requirements). As of September 2014, the prime interest rate is 3.25% in the United States.¹

As exemplified by PPL's Generation Supply Charges, interest rates on under and over collections are often asymmetrical. Asymmetrical interest rates create an incentive for the DSPs to under project or under collect in order to avoid over collection penalties and to receive an interest rate higher than that which can be found in the market. This practice can lead to an understated price-to-compare (PTC). An understated PTC undermines the competitive market because electric generation suppliers (EGSs) cannot under collect and then make-up that under collection later as can the utilities. This Order will recommend the use of symmetrical interest rates for both under and over collections.²

The Commission's current use of the legal rate of interest for under collections and the legal rate of interest plus 2% for over collections, used for most electric default service automatic adjustment clauses, results in interest rates that are well above current market-based rates. This Order will recommend the use of the prime interest rate for the calculation of interest on both over and under collections resulting from automatic adjustment clauses

¹ *The Wall Street Journal*, Market Data Center, http://online.wsj.com/mdc/public/page/2_3020-moneyrate.html (September 10, 2014).

² The proposals set forth herein are supported by the comments filed in response to the Commission's Default Service Reconciliation Interim Guidelines at Docket No. M-2012-2314313 (Order entered August 14, 2012).

related to electric default service.³ The Commission believes that using the prime interest rate is most appropriate here as this rate is most commensurate with market rates. Additionally, the prime interest rate is publicly known and available, and transparent. Further, the prime interest rate also reflects the terms and risks inherent in the utility reconciliation process.

At this time the Commission is not aware of any intentional over or under collecting being done by DSPs in order to earn more interest. However, in addition to the volatility of rates caused by unpredictable weather and shopping patterns of customers, there is the widely-recognized possibility that a DSP could attempt to use the automatic adjustment clause methodology related to electric default service to increase interest earnings. In general, DSPs have a 50/50 split in over collections versus under collections relating to electric default service. Additionally, the over and under collections by month are well within a reasonable percentage of allowable costs in the associated months. However, in order to ensure accurate projections and to create uniformity, the Commission proposes to apply a symmetrical interest rate, reflective of market conditions, to under and over collections as set forth as follows.

B. Proposed Uniform Interest Rate Structure

By way of this Order, the Commission proposes to establish a symmetrical rate of interest which will be applicable to over and under collections resulting from the reconciliation of DSPs' costs and revenues resulting from automatic adjustment clauses related to electric default service. The proposed applicable rate of interest on over and under collections would be interest at the prime rate for commercial borrowing in effect on the last day of the month the over or under collection occurred, as reported in the *Wall Street Journal*. For example, the interest rate applied to over or under collections in the month of March would be the prime rate that was in effect on March 31 as reported in the *Wall Street Journal*. This rate of interest will be computed monthly from the month the over collection or under collection occurs to the effective month that the over collection is refunded to customers or the under collection is collected from customers. Additionally, this rate of interest will apply universally to all over and under collections reconciled through the automatic adjustment clauses related to electric default service, as bulleted in Part A of this Order.

The Commission recognizes that the interest rate structure proposed herein does not currently comply with the Commission's regulations, 52 Pa. Code §§ 1.1—111.14, and/or public utilities' current tariffs regarding electric default service. As such, the Commission's Final Rulemaking Order may direct DSPs to revise their tariffs and tariff riders to reflect this proposed interest rate structure.

Although the Commission cannot completely eradicate all imbalances in the amount of costs that are over and under collected, the proposed symmetrical interest rate structure set forth herein will deter DSPs from inaccurately

forecasting costs and sales to improperly increase interest earnings. This symmetrical application of interest to over and under collections uses the prime rate of interest which is not only commensurate with market rates, but is also publicly known, available and transparent. Overall, application of the symmetrical rate of interest, at prime rate, to over and under collections reflects the terms and risks inherent in the utility reconciliation process.

In addition to the proposed interest rate structure set forth herein, the Commission reminds DSPs to consider filing an interim rate adjustment and/or cost reconciliation when the DSP anticipates substantial over or under collections. In fact, the Commission recognizes that such interim rate adjustments and cost reconciliations are in the public interest as they provide DSPs with a mechanism to reduce significant imbalances in over and under collections. For example, Section 69.1809(c) of the Commission's regulations regarding default service provide in relevant part that:

It may be in the public interest to reconcile default service costs more frequently than at each PTC [price-to-compare] adjustment interval. The DSP [default service provider] should propose interim reconciliation prior to the next subsequent PTC adjustment interval when current monthly revenues have diverged from current monthly costs, plus any cumulative over/under recoveries, by greater than 4% since the last rate adjustment Interim reconciliation proposals should result in a PTC adjustment that will resolve cumulative under or over recoveries by the time of the next PTC adjustment interval.

52 Pa. Code § 69.1809(c).

C. Comments

All of the commentators to the May 22, 2014 ANOPR Order generally support the Commission's proposal to establish a symmetrical rate of interest which will be applicable to over and under collections resulting from the reconciliation of electric default service rates. Specifically, PECO provided that using a symmetrical rate of interest "will provide equity for both customers and EDCs as each would be compensated at the true cost of money." PECO Comments at 2. Similarly, the FirstEnergy Companies noted in their comments that "[e]stablishing symmetrical interest rates for over and under collections is equitable to both customers and EDCs because it allows for identical treatment." FirstEnergy Companies Comments at 2. Additionally, the OCA commented that a "symmetric market-based approach to the application of interest might make some EDCs more amenable to reconciliation periods which will better serve customers and make price comparisons easier." OCA Comments at 3.

Additionally, all of the commentators agree that the proposed prime rate of interest is the appropriate interest rate to apply when reconciling over and under collections through automatic adjustment clauses related to electric default service. In their comments, EAP noted that "making interest rates market-based makes sense because it more accurately reflects the true time value of money." EAP Comments at 3. The OCA also commented that they agree with the Commission "that the interest rate should be more closely aligned with current market rates," as the prime rate of interest is the rate most reflective of market conditions. OCA Comments at 3. Further, the OSBA commented that the prime rate of interest is "market-based and much more reflective of DSP [Default Service Provider] costs than is the current mechanism." OSBA Comments at 2.

³ As additional support for the proposals contained in this Order, the Commission analyzed House Bill 1188, H.R. 1188, Printer's No. 1484 (Pa. 2013). House Bill 1188, currently under consideration by the General Assembly,³ would amend the Gas Choice Act, 66 Pa.C.S. § 1307(d), to change the interest rate from the legal rate of interest to the prime interest rate for both over and under collections. The proposed language specifically states that "[r]efunds to customers shall be made with and recoveries from customers shall include interest at the prime rate for commercial borrowing in effect 60 days prior to the tariff filing made under paragraph (1) [relating to the filing of tariffs by natural gas distribution companies] and as reported in a publicly available source identified by the commission or at an interest rate which may be established by the commission by regulation." Id.

In the May 22, 2014 ANOPR Order, the Commission proposed that the applicable rate of interest on over and under collections would be interest at the prime rate for commercial borrowing “as reported in the *Wall Street Journal* or other publically available source identified by the Commission.” In their comments, PECO requests that the Commission state with specificity which market based index will be used when determining the prime rate of interest. PECO Comments at 3. PECO specifically asks that the Commission determine whether it will use the *Wall Street Journal* index or reserve the right to switch to a different index in the future. Because the Commission cannot predict whether the *Wall Street Journal* will continue to be the most appropriate market index for purposes of determining the prime rate of interest, the Commission will continue to reserve the right to switch to a more appropriate market index in the future. If the Commission is required to switch to a different index in the future, the Commission will ensure that proper notification of such switch is provided to all interested parties.

PECO also comments that the adoption of the Commission’s proposed symmetrical interest rate should be structured to not conflict with an EDC’s currently approved default service plan. PECO Comments at 2. Specifically, PECO requests that the Commission allow EDCs to implement the proposed interest rate method commencing with the first reconciliation filing after the effective date of any regulations adopted pursuant to this rulemaking process. In order to maintain the integrity of these default service plans, the Commission intends to require DSPs to implement these proposed interest rates with the first reconciliation filing after the effective date of any new regulations adopted pursuant to this Order. As such, if the proposed regulations set forth herein are approved, the Final Rulemaking Order will specifically direct DSPs to implement this proposed interest rate structure commencing with the first reconciliation filing after the effective date of such regulations.

In the May 22, 2014 ANOPR Order, the Commission proposed that the interest applicable to over and under collections would be computed monthly from the month the over collection or under collection occurs to the effective month that the over collection is refunded to customers or the under collection is collected from customers. In their comments, the FirstEnergy Companies request that the Commission permit an alternative interest calculation currently being used by the companies. Specifically, the FirstEnergy Companies request that interest be calculated monthly using the average opening and closing default service balance. FirstEnergy Companies Comments at 3. Alternatively, the FirstEnergy Companies request that the proposed interest methodology be “phased-in” so that the companies can “changeover” their practices.

At this point in time, all electric default service providers, other than the FirstEnergy Companies, are using the interest calculation proposed by the Commission in Part B of this Order for purposes of their automatic adjustment clauses related to electric default service. For consistency purposes, the Commission does not intend to propose an alternative interest rate computation that would only apply to the FirstEnergy Companies’ automatic adjustment clauses related to electric default service. Additionally, as previously set forth, the Commission will only require DSPs to implement the proposed interest rate methodology commencing with the first reconciliation filing after the effective date of any regulations adopted pursuant to this rulemaking process. As such, the

FirstEnergy Companies will have a reasonable amount of time to “changeover” their current interest calculation practices.

In the May 22, 2014 ANOPR Order, the Commission proposed that in the event the Commission finds that the application of the symmetrical rate of interest does not adequately prevent DSPs from using automatic adjustment clause methodology related to electric default service to increase interest earnings, the Commission may consider the application of a modified interest rate applicable to “excessive” portions⁴ of over and under collections. Specifically, the Commission proposed that in addition to the prime rate of interest applicable to the “non-excessive” portion of all over and under collections, the Commission may consider applying a modified interest rate of prime rate plus 100 basis points on the “excessive” portion of all over collections and a modified interest rate of prime rate minus 100 basis points on the “excessive” portion of all under collections.⁵

All of the commentators to the May 22, 2014 ANOPR Order generally agree that this proposed application of a modified interest rate to “excessive” portions of over and under collections may not be necessary at this time. As previously mentioned, the Commission recognizes that we are not aware of any intentional over or under collecting being done by DSPs in order to earn more interest. Additionally, the commentators have provided that significant over and under collections may occur due to circumstances outside of the DSPs’ control.⁶ Specifically, the FirstEnergy Companies noted that “the Companies have occasionally experienced under-collections as a result of unpredictable weather and default service sales which cannot be forecasted when rates are initially established” (for example, experiencing considerable under-collections during the “polar vortex”). FirstEnergy Companies Comments at 4. Similarly, PPL commented that “there are numerous factors that contribute to over or under collections, many of which are not within the Company’s control.” PPL Comments at 4. Based upon our review and consideration of these comments, the Commission will not propose the application of a modified interest rate to “excessive” portions of over or under collections at this time.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 27, 2015, the Commission submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Consumer Affairs 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 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

⁴ The Commission proposed that when determining whether a portion of an over or under collection is “excessive,” the Commission would use a threshold equal to a percentage of certain costs of the EDC related to the relevant automatic adjustment clause.

⁵ This modified interest rate, adjusted up or down by 100 basis points, would only apply to the “excessive portion” of the over or under collection. This modified rate of interest would not apply to the “non-excessive” portion of the over or under collection.

⁶ These circumstances may include billing lag, unpredictable weather, customer shopping rates, default service sales and unforeseen price spikes in energy costs at the wholesale level. PPL Comments at 2; PECO Comments at 5; FirstEnergy Companies Comments at 4; EAP Comments at 5.

Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Commission, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

Establishing a symmetrical rate of interest applicable to over and under collections resulting from reconciliation of automatic adjustment clause costs and revenues will better ensure that DSPs' current prices reflect current costs as accurately as is feasible. By this Proposed Rulemaking Order, the Commission proposes to implement the foregoing regulations. The Commission, therefore, formally commences its rulemaking process to implement proposed regulations consistent with Annex A to this Proposed Rulemaking Order.

Accordingly, pursuant to its authority under sections 501, 1301, 1307 and 2804 of the Public Utility Code (66 Pa.C.S. §§ 501, 1301, 1307 and 2804) and sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative Code of 1929 (71 P. S. § 232) and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we are considering adopting the proposed regulations as set forth in Annex A; *Therefore*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulations set forth in Annex A.
2. The Secretary shall submit this Proposed Rulemaking Order and Annex A to the Office of Attorney General for review as to form and legality and to the Governor's Budget Office for review of fiscal impact.
3. The Secretary 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 Secretary shall certify this Proposed Rulemaking Order and Annex A and deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
5. An original of any written comments referencing the docket number of the proposed regulations be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.
6. A copy of this Proposed Rulemaking Order and Annex A shall be served on the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate, all jurisdictional electric distribution companies and all parties who commented on the May 22, 2014 Advance Notice of Proposed Rulemaking Order.
7. The contact person for legal matters for this proposed rulemaking is Krystle J. Sacavage, Assistant Counsel, Law Bureau, (717) 787-5000. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Sherri DelBiondo, Regulatory Coordinator, Law Bureau, (717) 772-4597.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-307. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES
PART I. PUBLIC UTILITY COMMISSION
Subpart C. FIXED SERVICE UTILITIES
CHAPTER 54. ELECTRICITY GENERATION
CUSTOMER CHOICE
Subchapter G. DEFAULT SERVICE

§ 54.187. Default service rate design and the recovery of reasonable costs.

* * * * *

[(g) A DSP may collect interest from retail customers on the recoveries of under collection of default service costs at the legal rate of interest. Refunds to customers for over recoveries shall be made with interest, at the legal rate of interest plus 2%.]

[(h) (g) The default service rate schedule must include rates that correspond to demand side response and demand side management programs, as defined in section 2 of the Alternative Energy Portfolio Standards Act (73 P. S. § 1648.2), when the Commission mandates these rates pursuant to its authority under 66 Pa.C.S. Chapter 1 (relating to general provisions).]

[(i) (h) Default service rates may not be adjusted more frequently than on a quarterly basis for all customer classes with a maximum registered peak load up to 25 kW, to ensure the recovery of costs reasonably incurred in acquiring electricity at the least cost to customers over time. DSPs may propose alternative divisions of customers by maximum registered peak load to preserve existing customer classes.]

[(j) (i) Default service rates shall be adjusted on a quarterly basis, or more frequently, for all customer classes with a maximum registered peak load of 25 kW to 500 kW, to ensure the recovery of costs reasonably incurred in acquiring electricity at the least cost to customers over time. DSPs may propose alternative divisions of customers by maximum registered peak load to preserve existing customer classes.]

[(k) (j) Default service rates shall be adjusted on a monthly basis, or more frequently, for all customer classes with a registered peak load of equal to or greater than 500 kW to ensure the recovery of costs reasonably incurred in acquiring electricity at the least cost to customers over time. DSPs may propose alternative divisions of customers by registered peak load to preserve existing customer classes.]

[(l) (k) When a supplier fails to deliver electric generation supply to a DSP, the DSP shall be responsible for acquiring replacement electric generation supply consistent with its Commission-approved contingency plan. When necessary to procure electric generation supply before the implementation of a contingency plan, a DSP shall acquire supply at the least cost to customers over time and fully recover all reasonable costs associated with this activity that are not otherwise recovered through its contract terms with the default supplier. The DSP shall follow acquisition strategies that reflect the incurrence of reasonable costs, consistent with 66 Pa.C.S. § 2807(e)(3), when selecting from the various options available in these energy markets.]

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

§ 54.190. Universal interest applicable to over collections and under collections resulting from reconciliation of automatic adjustment clauses costs and revenues related to electric default service.

(a) *General rule.* This section applies to automatic adjustment clauses related to electric default service filed with the Commission by a DSP under § 54.187(b) (relating to default service rate design and the recovery of reasonable costs).

(b) *Definitions.* The following words and terms, when used in this section, have the following meaning, unless the context clearly indicates otherwise:

Commission—The Pennsylvania Public Utility Commission.

Costs—The total amount of expenses, or class of expenses incurred, which is the basis of the automatic adjustment clause.

Over collection—The amount equal to revenues received under an automatic adjustment clause which exceeds the amount of costs incurred.

Revenue—The total proceeds received under the automatic adjustment clause.

Under collection—The amount equal to costs incurred under an automatic adjustment clause which exceeds the amount of revenues received.

(c) *Interest collectible on over collections and under collections.* When revenues exceed costs, the over collections shall be refunded to customers with interest. When costs exceed revenues, the under collections shall be collected from customers with interest. Interest on over collections and under collections shall be computed at the prime rate of interest for commercial banking in effect on the last day of the month the over collection or under collection occurs, as reported in the *Wall Street Journal* or other publically available source identified by the Commission. Interest shall be computed monthly from the month the over collection or under collection occurs to the effective month that the over collection is refunded or the under collection is collected.

[Pa.B. Doc. No. 15-457. Filed for public inspection March 13, 2015, 9:00 a.m.]

[52 PA. CODE CH. 53]
[L-2014-2411278]
Paper Billing Fees

The Pennsylvania Public Utility Commission (Commission), on December 4, 2014, adopted a proposed rulemaking order amending existing regulations to prohibit tariff provisions that charge customers a fee to receive a paper bill.

Executive Summary

Section 1509 of the Public Utility Code imposes the obligation on all energy, water, wastewater and telecommunications utilities, including all varieties of telecommunications utilities certificated by the Commission, to send customers a monthly bill and it establishes the right of the customer to receive that bill. In addition, recovering costs regarding monthly bills allows for an excessive recovery of these costs and failing to provide customers with an itemized monthly bill free of charge constitutes unreasonable and inadequate service, actionable under

Section 1501 of the Public Utility Code. 66 Pa.C.S. §§ 1501 and 1509. Pursuant to that authority and Section 501 of the Public Utility Code, the Pennsylvania Public Utility Commission (Commission) is amending its existing regulations in Chapter 53 (Tariffs for Noncommon Carriers) of the *Pennsylvania Code* to add Section 53.85 as a new section.

In an Opinion and Order entered June 7, 2010, the Commission initiated an investigation into the practice of charging a paper billing invoice fee (PBIF). On March 20, 2014, the Commission concluded the Investigation issued and an Order finding that imposing a separate line item charge to recover the costs for the provision of monthly paper bills is not consistent with the Public Utility Code, Commission regulations, long standing precedent, and well-established practices of Pennsylvania public utilities.

Public Meeting held
December 4, 2014

Commissioners Present: Robert F. Powelson, Chairperson; John F. Coleman, Jr., Vice Chairperson; James H. Cawley; Pamela A. Witmer; Gladys M. Brown

Amendment to 52 Pa. Code Chapter 53; Paper Billing Fees; Doc. No. L-2014-2411278

Proposed Rulemaking Order

By the Commission:

In accordance with Section 501 of the Public Utility Code, 66 Pa.C.S. § 501, the Commission formally commences its rulemaking process to amend its existing regulations in Chapter 53 (Tariffs for Noncommon Carriers) of the *Pennsylvania Code*. Specifically, the rulemaking proposes to add Section 53.85 as a new section and is in Annex A.

This matter came before the Commission when Cordia Communications Corporation (Cordia) filed, on October 1, 2008, a Petition for Designation as an Eligible Telecommunications Carrier (ETC) for applicable federal universal service funding purposes (Petition). The Office of Consumer Advocate (OCA) filed formal comments to Cordia's Petition, wherein the OCA disclosed that Cordia is charging a fee of \$1.25 to customers who elect to receive a paper bill.

In an Opinion and Order entered June 7, 2010, the Commission denied Cordia's petition without prejudice, directed the draft of a policy statement on ETC Standards, and initiated an investigation into the practice of paper invoice charges and whether tariff provisions of certain facility-based and non-facility-based telecommunication carriers for paper billing invoice fees (PBIFs) are inconsistent with the Public Utility Code, Commission billing regulations, and other relevant authority. Petition of Cordia Communication Corp., for Designation as an Eligible Telecommunications Carrier under Section 214(e) of the Telecommunications Act of 1996 and 47 C.F.R. §§ 54.101, 201—207, P-2008-2014444 (June 7, 2010). Pending the results of the investigation, the Commission did not rule on Cordia's tariff in the June 7, 2010 Opinion and Order.

On May 14, 2010, Cavalier Telephone Mid-Atlantic, LLC (Cavalier) filed with the Commission revised local tariff pages for its Telephone Tariff Pa. P.U.C. No. 1, seeking to introduce a PBIF of \$3.95 for business customers who wish to receive paper invoices rather than electronic invoices (Tariff Supplement 35). On May 26, 2010, Cavalier filed revised intrastate interexchange tariff pages for its Tariff Pa. P.U.C. No. 2, seeking to introduce a PBIF for long-distance business customers

who wish to receive paper invoices rather than electronic invoices (Tariff Supplement 3). FUS staff requested that Cavalier withdraw both proposed tariff supplements because of its belief that Cavalier was in violation of the law and regulations.

Cavalier filed a Petition for Review and Answer to a Material Question (Petition for Review) on June 11, 2010. The question presented was: should Cavalier's proposed Tariff Supplements introducing a Paper Bill Invoice Fee for business customers be permitted to become effective on July 1, 2010. On June 21, 2010, Cavalier filed a Brief in Support of its Petition for Review, in which it reiterated and expanded upon the arguments made in its Petition for Review and Answer to a Material Question. In its Brief, Cavalier also noted that its proposed tariff supplements would apply only to business customers, as distinguished from residential customers in the Cordia's ETC Petition.

In an Order entered July 29, 2010, the Commission, inter alia, permitted Cavalier's proposed tariff supplements to go into effect, subject to the results of a final Commission Order in Investigation of Practice of Paper Invoice Charges (Investigation) at Docket No. I-2010-2181481. *Pennsylvania Public Utility Commission v. Cavalier Telephone Mid-Atlantic, L.L.C.*, R-2010-2176403 and R-2010-2179527 (July 29, 2010). The Commission also ordered that the Investigation include additional issues referenced in the body of the Order. Finally, Cavalier's Petition for Review was granted in part, and denied in part, consistent with this Order, without prejudice to the right of Cavalier to raise the PBIF issues in the Investigation at Docket No. I-2010-2181481. *Id.* at pages 6—7.

The Commission followed this with a Notice of Investigation secretarial letter, published August 14, 2010, in the *Pennsylvania Bulletin* (40 Pa.B. 4728). The Notice identified the PBIF issues and sought comment from interested parties. On September 8, 2010, as part of this Investigation, the Commission issued a secretarial letter that enclosed a questionnaire seeking information on paper billing practices of all telecommunication carriers.

The Notice sought comments about billing practices in general. Comments were sought from interested parties on the issues of "tariff parity," the legality of the application of paper billing fees for customers receiving bundled services, whether the paper billing fee is a price deregulated rate, and the effect of the ETA on the interpretation of Section 1509. Comments were received from Verizon Companies (Verizon),¹ AT&T,² Cavalier, the OCA, the Pennsylvania Utility Law Project (PULP), and the Pennsylvania Telephone Association (PTA). OCA, Cavalier, Verizon, and AT&T also filed reply comments.

The Commission concluded, in the March 20, 2014 Order, that imposing a separate line item charge to recover the costs for the provision of monthly paper bills is not consistent with the Public Utility Code, Commission regulations, long standing precedent, and well-established practices of Pennsylvania public utilities. The Commission also concluded that recovering costs regarding monthly bills allows for an excessive recovery of these costs and failing to provide customers with an itemized

monthly bill free of charge constitutes unreasonable and inadequate service, actionable under Section 1501. 66 Pa.C.S. § 1501.

On April 4, 2014, Verizon filed a Petition for Reconsideration of the Commission's March 20, 2014 Order. See 52 Pa. Code § 5.572. Verizon argued that the Order contravenes the plain language of the Public Utility Code and exceeds the Commission's legal authority. On July 24, 2014, the Commission denied Verizon's Petition for Reconsideration and found that the regulation of paperless billing is clearly within the bounds of the law and the Commission's legal authority.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P. S. § 745.5(a)), on February 27, 2015, the Commission submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Consumer Affairs 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 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 Commission, the General Assembly and the Governor of comments, recommendations or objections raised.

Conclusion

The Commission's March 20, 2014 Order directed Law Bureau to prepare a narrowly focused Notice of Proposed Rulemaking addressing the paper billing fee issue. The Commission, therefore, formally commences its rulemaking process to amend its existing regulations by adding 52 Pa. Code § 53.85 to prohibit tariff provisions that charge customers a fee to receive a bill. The proposed regulation identified in Annex A is applicable to the entire telecommunications industry and implements the Commission's March 20, 2014 Order to prohibit the charging of a fee for paper bills. In addition, the language and location of the proposed regulation in Subpart C. Fixed Service Utilities shall make the prohibition applicable to all noncommon carrier public utility industries.

Accordingly, pursuant to its authority under sections 501 and 1501 of the Public Utility Code (66 Pa.C.S. §§ 501 and 1501) and sections 201 and 202 of the act of July 31, 1968 (P. L. 769, No. 240) (45 P. S. §§ 1201 and 1202) and the regulations promulgated thereunder at 1 Pa. Code §§ 7.1, 7.2 and 7.5; section 204(b) of the Commonwealth Attorneys Act (71 P. S. § 732.204(b)); section 745.5 of the Regulatory Review Act (71 P. S. § 745.5); and section 612 of The Administrative Code of 1929 (71 P. S. § 232) and the regulations promulgated thereunder at 4 Pa. Code §§ 7.231—7.234, we are considering adopting the proposed regulations as set forth in Annex A; *Therefore*

It Is Ordered That:

1. A proposed rulemaking be opened to consider the regulations set forth in Annex A.

¹ Verizon Companies' filed on behalf of Verizon Pennsylvania, Inc.; Verizon North Retain Co.; Bell Atlantic Communications, Inc. d/b/a Verizon Long Distance; MCI Metro Access Transmission Service, LLC d/b/a Verizon Access Transmission Services, and MCI Communications Services, Inc.

² AT&T filed on behalf of its three Pennsylvania-certificated entities—AT&T Communications of Pennsylvania, LLC, TCG Pittsburgh, and TGG New Jersey Inc. (collectively "AT&T").

2. The Secretary shall submit this proposed rule-making Order and Annex A to the Office of Attorney General for review as to form and legality and to the Governor's Budget Office for review of fiscal impact.

3. That the Secretary shall submit this proposed rule-making Order and Annex A for review and comments to the Independent Regulatory Review Commission and the Legislative Standing Committees.

4. The Secretary shall submit this proposed rule-making Order and Annex A and deposit them with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.

5. An original of any written comments referencing the docket number of the proposed regulations be submitted within 30 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, P. O. Box 3265, Harrisburg, PA 17105-3265.

6. A copy of this Proposed Rulemaking Order and Annex A shall be served on the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, and The Office of Small Business Advocate.

7. The contact person for this proposed rulemaking is Terrence J. Buda, Assistant Counsel, Law Bureau, (717) 787-5000. Alternate formats of this document are avail-

able to persons with disabilities and may be obtained by contacting Sherri DelBiondo, Regulatory Coordinator, Law Bureau, (717) 772-4597.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-308. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 52. PUBLIC UTILITIES

PART I. PUBLIC UTILITY COMMISSION

Subpart C. FIXED SERVICE UTILITIES

CHAPTER 53. TARIFFS FOR NONCOMMON CARRIERS

PAYMENTS, DEPOSITS AND CHARGES

§ 53.85. Paper billing fees.

A public utility may not impose a supplemental fee, charge or other rate for furnishing a paper bill or invoice for the services provided by the public utility.

[Pa.B. Doc. No. 15-458. Filed for public inspection March 13, 2015, 9:00 a.m.]

STATEMENTS OF POLICY

EXECUTIVE BOARD

[4 PA. CODE CH. 9]

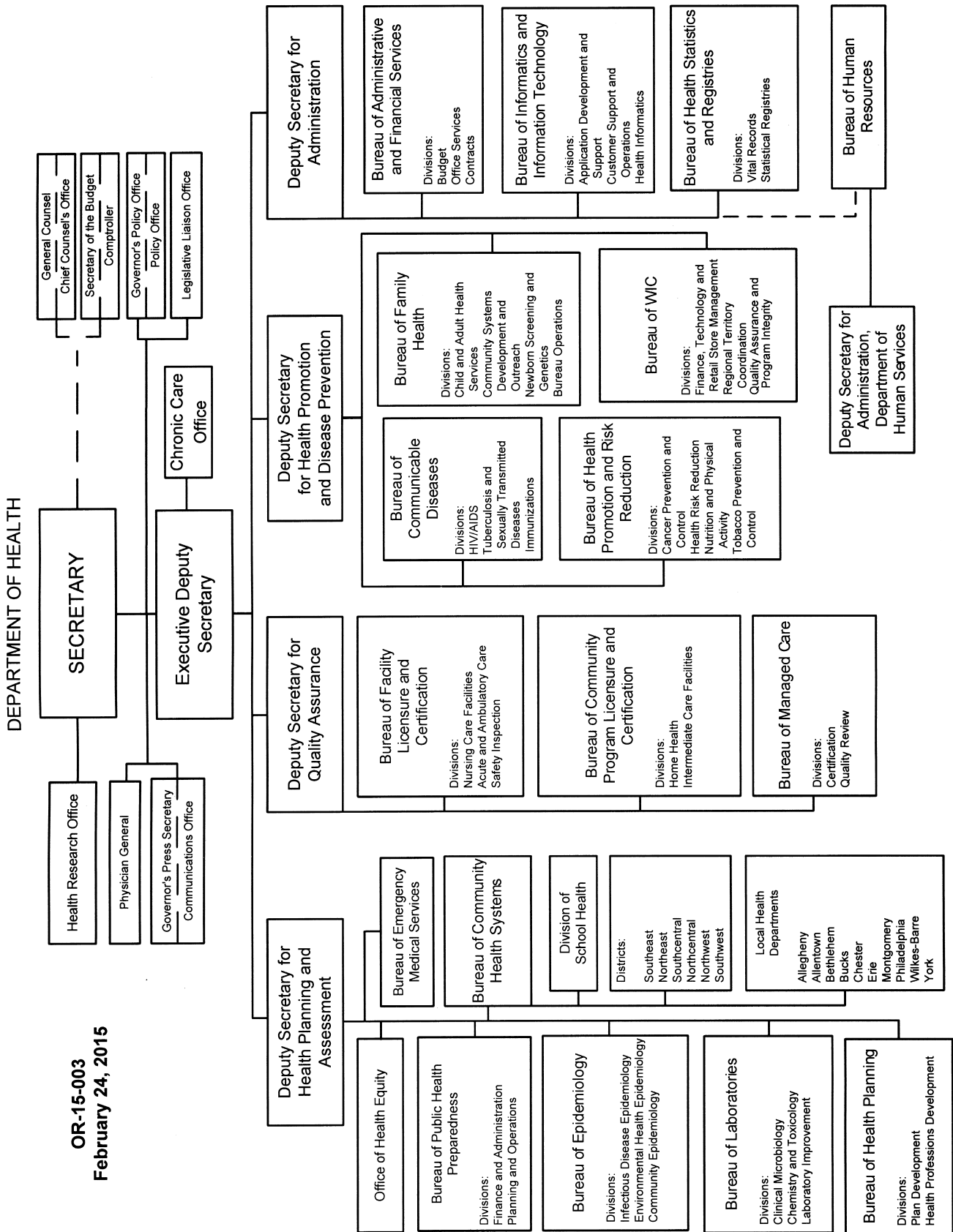
Reorganization of the Department of Health and the Department of Human Services

The Executive Board approved a reorganization of the Department of Health and the Department of Human Services effective February 24, 2015.

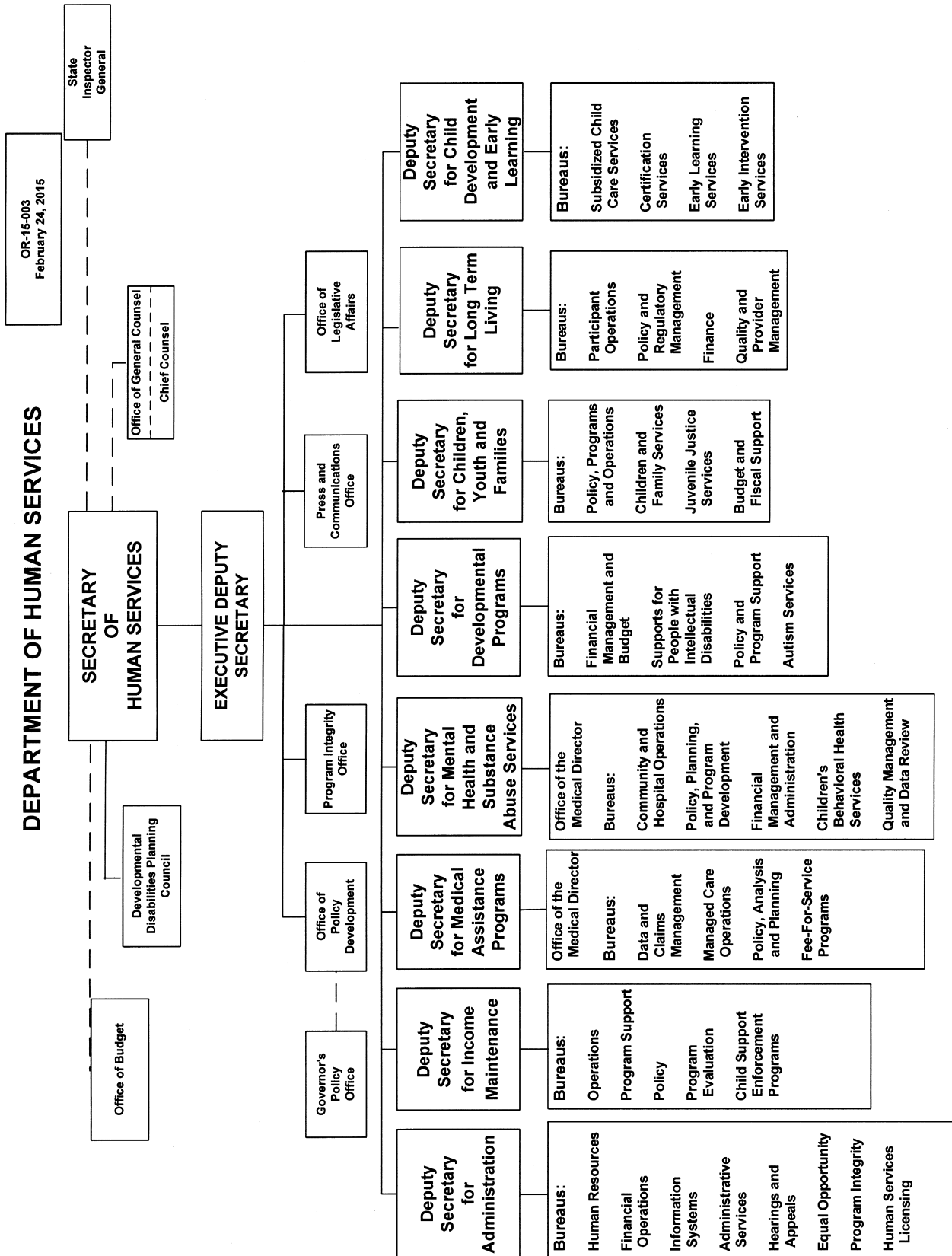
The organization chart at 45 Pa.B. 1268 (March 14, 2015) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

(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. 15-459. Filed for public inspection March 13, 2015, 9:00 a.m.]

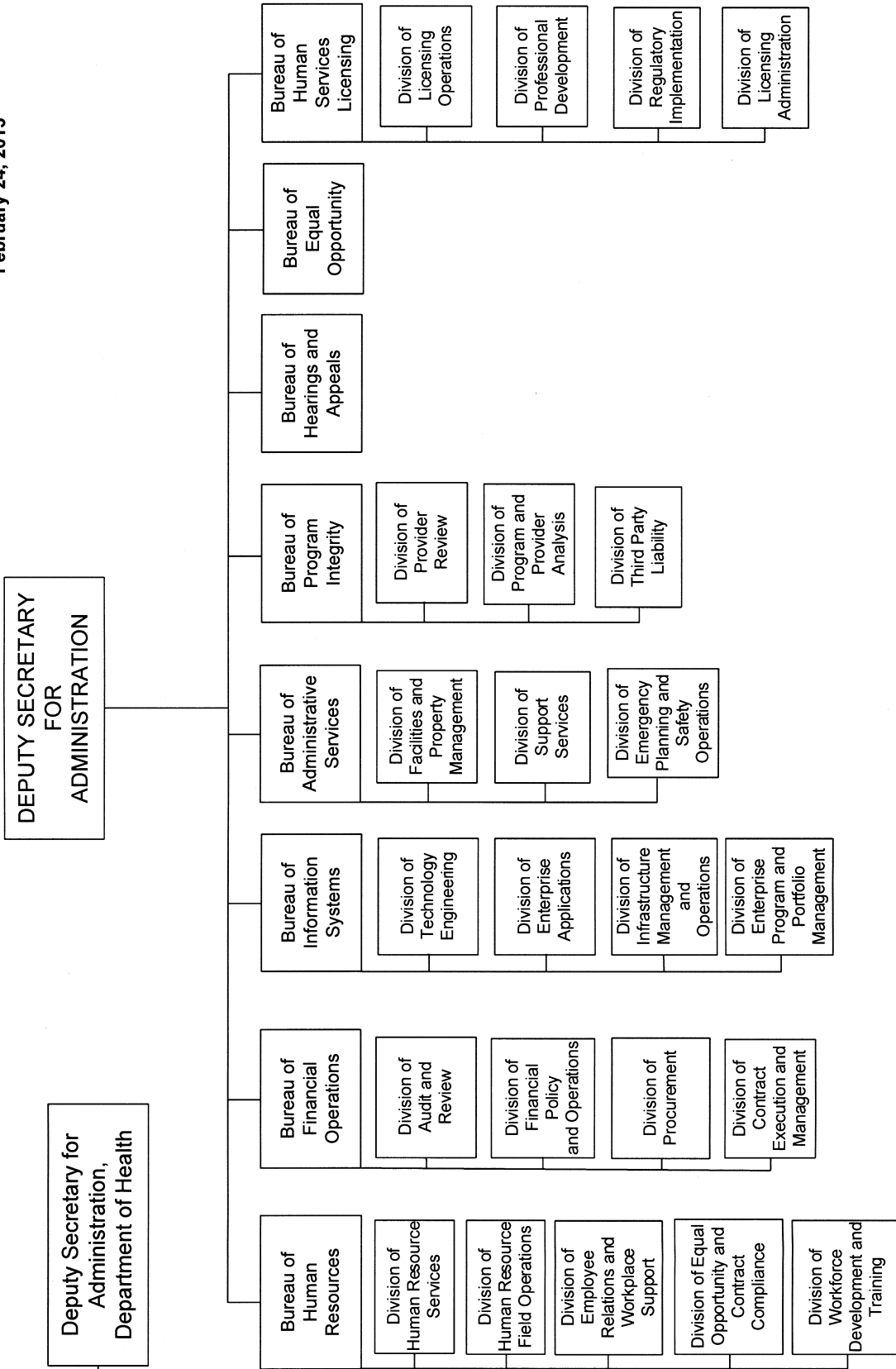


OR-15-003
February 24, 2015



DEPARTMENT OF HUMAN SERVICES
DEPUTY SECRETARY FOR ADMINISTRATION

OR-15-003
February 24, 2015



NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P. L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P. L. 565, No. 111), known as the Department of Banking Code; and the act of December 19, 1990 (P. L. 834, No. 198), known as the Credit Union Code, has taken the following action on applications received for the week ending March 3, 2015.

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>
3-1-2015	Mid Penn Bancorp, Inc. Millersburg Dauphin County Approval to acquire 100% of Phoenix Bancorp, Inc., Minersville, and thereby indirectly acquire 100% of Miners Bank, Minersville.	Effective
3-3-2015	Northwest Bancshares, Inc. Warren Warren County Application for approval to acquire 100% of LNB Bancorp, Inc., Lorain, OH, and thereby indirectly acquire 100% of The Lorain National Bank, Lorain, OH.	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
3-1-2015	Mid Penn Bank Millersburg Dauphin County Merger of Miners Bank, Minersville, with and into Mid Penn Bank, Millersburg. All branch offices of Miners Bank will become branch offices of Mid Penn Bank including the former main office of Miners Bank located at:	Effective
	Pottsville-Minersville Highway, Route 901 Minersville Schuylkill County	
3-3-2015	Northwest Savings Bank Warren Warren County Application for approval to merge The Lorain National Bank, Lorain, OH, with and into Northwest Savings Bank, Warren, PA.	Filed

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
3-3-2015	Royal Bank America Narberth Montgomery County	<i>To:</i> 151 York Road Willow Grove Montgomery County <i>From:</i> 600 Old York Road Jenkintown Montgomery County	Filed

CREDIT UNIONS
Branch Applications
De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
2-25-2015	TruMark Financial Credit Union Trevose Bucks County	4321-4403 Swamp Road Doylestown Bucks County	Filed

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

ROBIN L. WIESSMANN,
Acting Secretary

[Pa.B. Doc. No. 15-460. Filed for public inspection March 13, 2015, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of April 2015

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 April, 2015, is 4 3/4%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub. L. 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 2.30 to which was added 2.50 percentage points for a

total of 4.80 that by law is rounded off to the nearest quarter at 4 3/4%.

ROBIN L. WIESSMANN,
Acting Secretary

[Pa.B. Doc. No. 15-461. Filed for public inspection March 13, 2015, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application for University Status and Name Change by Baptist Bible College of Pennsylvania

Under the act of June 18, 2014 (P. L. 769, No. 67), the Department of Education (Department) is publishing the application by Baptist Bible College of Pennsylvania to operate as a university under the fictitious name of Summit University of Pennsylvania.

The Department received notification of the intent to make the change to university status and to change the name of the institution on January 21, 2015. The effective date of the change to university status is April 20, 2015. The Department has reviewed and accepted the notification.

PEDRO A. RIVERA,
Acting Secretary

[Pa.B. Doc. No. 15-462. Filed for public inspection March 13, 2015, 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

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>
PA0228362 (Non-Municipal)	Gateway Landing 5741 Route 87 Highway Williamsport, PA 17701	Lycoming County Plunketts Creek Township	Loyalsock Creek (10B)	Y
PA0113484 (Sewage)	Robinson Home Park Development 16064 Route 6 Mansfield, PA 16933	Tioga County Richmond Township	UNT North Elk Run (4A)	Y
PA0014575 (IW)	Jersey Shore Area Joint Water Authority Water Company Road Off Rt 973e Jersey Shore, PA 17740-5046	Lycoming County Anthony Township	Larrys Creek (10-A)	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>
PA0032905 (Sewage)	Sunnyview MHP 90 Shenango Park Road Transfer, PA 16154-2137	Mercer County Pymatuning Township	Unnamed tributary of Brush Run (20-A)	Y
PA0032042 (Sewage)	Elk Lick Scout Reserve 2420 Bordell Road Smethport, PA 16749	McKean County Keating Township	Unnamed Tributary to South Branch Cole Creek (16-C)	Y
PA0222721 (Sewage)	Squaw Valley Woodlands STP 221 Byron Center Road Emlenton, PA 16373	Butler County Allegheny Township	Unnamed Tributary to Carrs Run (16-G)	Y

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

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

PA0029807, Sewage, SIC Code 7032, **New Jersey Federation of YMHA & YWHA**, 21 Plymouth Street, Fairfield, NJ 07004. Facility Name: New Jersey Federation of YMHA & YWHA Camps WWTP. This existing facility is located in Dingman Township, **Pike County**.

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

The receiving water, Sawkill Pond, is located in State Water Plan watershed 01D and is classified for Exceptional Value Waters and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.100 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Annual Average	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report Avg Mo	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	7.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Nitrite-Nitrate as N	Report	XXX	XXX	Report Annl Avg	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report Annl Avg	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	1.0	XXX	2.0
Nov 1 - Apr 30	XXX	XXX	XXX	3.0	XXX	6.0
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report Annl Avg	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570.826.5472.

The EPA Waiver is in effect.

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

PA0232602 A-1, Industrial, SIC Code 4911, **Hummel Station LLC**, 4100 Spring Valley, Dallas, TX 75244. Facility Name: Hummel Station LLC. This existing facility is located in Shamokin Dam Borough, **Snyder County**.

Description of Existing Activity: The application is to amend an existing NPDES permit for a proposed discharge of cooling tower blowdown.

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 6-B 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 002 are based on a design flow of 0.99 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Free Available Chlorine	XXX	XXX	XXX	0.2	XXX	0.5
Temperature (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Arsenic	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Cadmium	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Chromium	1.65	1.65	XXX	0.2	0.2	0.2
Total Copper	0.24	0.49	XXX	0.03	0.06	0.07
Dissolved Iron	XXX	XXX	XXX	XXX	XXX	7.0
Total Thallium	Report	XXX	XXX	Report	XXX	XXX
Total PCBs (µg/L)	Avg Qrtly XXX	XXX	XXX	Avg Qrtly XXX	XXX	0.25

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

The EPA Waiver is not in effect.

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

PA0028703 A-1, Sewage, **Peters Township Sanitary Authority Washington County**, 111 Bell Drive, McMurray, PA 15317-6403. Facility Name: Donaldson's Crossroads STP. This existing facility is located in Peters Township, **Washington County**.

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

The receiving stream(s), Chartiers Creek, is located in State Water Plan watershed 20-F and is classified for warm water fishery, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The existing effluent limits for Outfall 001 are based on a design flow of 1.2 MGD and the final limits are based on a proposed design flow of 1.75 mgd.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD) (Existing and Final)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅ (Existing)	250.4	375.5	XXX	25	37.5	50
CBOD ₅ (Final)	365.1	547.6	XXX	25	Wkly Avg 37.5	50
BOD ₅					Wkly Avg	
Raw Sewage Influent (Existing and Final)	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent (Existing and Final)	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids (Interim)	300.4	450.6	XXX	30	45	60
Total Suspended Solids (Final)	438.1	657.2	XXX	30	Wkly Avg 45	60
Fecal Coliform (CFU/100 ml)					Wkly Avg	
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean XXX	Report	XXX
Ammonia-Nitrogen						
May 1 - Oct 31 (Existing)	90.1	135.2	XXX	9.0	13.5	18.0
Nov 1 - Apr 30 (Existing)	200.3	300.4	XXX	20.0	Wkly Avg 30.0	40.0
Ammonia-Nitrogen					Wkly Avg	
May 1 - Oct 31 (Final)	124.1	197.2	XXX	8.5	12.8	17.0
Nov 1 - Apr 30 (Final)	292.1	438.1	XXX	20	Wkly Avg 30	40
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is not in effect.

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

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

WQM Permit No. 0690411 Amendment No. 5, Sewerage, **Wyomissing Valley Joint Municipal Authority**, 701 Old Wyomissing Road, Reading, PA 19611-1513.

This proposed facility is located in Reading City, **Berks County**.

Description of Proposed Action/Activity: Seeking permit authorization for an upgrade to the authority's wastewater treatment plant.

WQM Permit No. 0615401, Sewerage, **Amity Township**, 2004 Weavertown Road, Douglassville, PA 19518.

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

Description of Proposed Action/Activity: Seeking permit authorization for the construction of a gravity interceptor to redirect existing proposed flows from various pump stations.

WQM Permit No. 0771402, Amendment #2, Sewerage, **Tyrone Borough**, 1100 Logan Avenue, Tyrone, PA 16686.

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

Description of Proposed Action/Activity: Seeking permit authorization for the replacement of existing UV Disinfection System.

WQM Permit No. 3695403, Sewerage, **Mazza Vineyards, Inc.**, Mount Hope Estate and Winery, 2775 Lebanon Road, Manheim, PA 17545.

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

Description of Proposed Action/Activity: Seeking permit approval for the expansion and improvements to their existing wastewater treatment plant.

Southwest Regional Office: Regional Manager, Water Management, 400 Waterfront Drive, Pittsburgh, PA 15222-4745; 412.442.4000.

WQM Permit No. 0215001, Sewage, **Bell Acres Municipal Authority**, 1151 Camp Meeting Rd, Sewickley, PA 15143.

This proposed facility is located in Bell Acres Borough, **Allegheny County**.

Description of Proposed Action/Activity: Wastewater conveyance and treatment improvements.

WQM Permit No. 1115400, Sewage, **City of Johnstown**, 401 Main Street, Johnstown, PA 15901-1916.

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

Description of Proposed Action/Activity: Proposed construction of new sanitary sewers and existing sewer rehabilitation to correct existing defective sewers in the Morrellville Area of the City of Johnstown.

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

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

WQM Permit No. WQG01251503, Sewage, **Ronald M. Gray**, 10412 Silverthorn Road, Edinboro, PA 16412.

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

Description of Proposed Action/Activity: Single Residence Sewage Treatment Plant.

WQM Permit No. WQG02421501, Sewage, **Liberty Township McKean County**, 4859 Route 155, Port Allegany, PA 16743.

This proposed facility is located in Liberty Township, **McKean County**.

Description of Proposed Action/Activity: Extension to the sewer system and construction of two sewage pump stations.

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010915001	Thomas Brubaker P. O. Box 26 Bedminster, PA 18950	Bucks	Nockamixon Township	Unnamed Tributary to Rapp Creek EV
PAI011515001	SEPTA	Chester	West Whiteland Township	Unnamed Tributary to Valley Creek CWF-MF
PAI011514041	Linden Hall Homes, LLC 110 N. Phoenixville Pike Malvern, PA 19355	Chester	East Whiteland Township	Valley Creek EV
PAI011515002	Traditions Development Corporation P. O. Box 6311 Harrisburg, PA 17112	Chester	West Goshen Township	Ridley Creek HQ-TSF

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Schuylkill County Conservation District, 1206 Ag Center Dr., Pottsville, PA 17901.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025409002R	Greater Tamaqua Industrial Development Enterprises 114 West Broad Street Tamaqua, PA 18252	Schuylkill	Rush Township	Nesquehoning Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030714003	Roaring Spring Municipal Authority 616 Spang Street Roaring Spring, PA 16673	Blair	Taylor and Freedom Townships	Halter Creek (WWF, HQ-CWF) Frankstown Branch Juniata River (TSF)
PAI033614006(1)	PPL Electric Utilities 1639 Church Road Allentown, PA 18104-9342	Lancaster	Brecknock Township	Muddy Creek (TSF, MF)
PAI030614006 (Phased)	BET Investments, Inc. 2600 Philmont Avenue Huntingdon Valley, PA 19006-5308	Berks	Kutztown Borough	Saony Creek (TSF, MF) UNT Saony Creek (TSF, MF, EV Wetlands)
PAI033114001	Helena Chemical Company 225 Schilling Boulevard Collierville, TN 38017	Huntingdon	Warriors Marks Township	Warriors Mark Run/HQ CWF, MF

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

PAG-12 CAFOs

CAFO Notices of Intent Received

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

PAG123632, CAFO, Robert D. Shearer and Michael S. Shearer, 806 Anderson Ferry Road, Mount Joy, PA 17552.

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

Description of Size and Scope of Proposed Operation/Activity: 714.08 AEU Swine/Beef Operation.

The receiving stream, Donegal Creek, is in watershed 7-G, and classified for: TSF.

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

PAG123582, CAFO, **Lester Weaver**, 2560 Sunnyside Road, Manheim, PA 17545.

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

Description of Size and Scope of Proposed Operation/Activity: 488.27 AEU dairy & swine operation.

The receiving stream, UNT Brubaker Run, is in watershed 7-G, and classified for: TSF.

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

PAG123689, CAFO, **Robert L. Brubaker, Jr.**, 2871 North Colebrook Road, Manheim, PA 17545.

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

Description of Size and Scope of Proposed Operation/Activity: 390.16 AEU swine/poultry (pullets)/beef operation.

The receiving stream, UNT Brubaker Run, is in watershed 7-G, and classified for: TSF.

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

Where applicable, compliance with 40 CFR federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the state narrative water quality standards.

STATE CONSERVATION COMMISSION

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

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

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

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

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

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>Application</i>
Tim McMichael 791 Street Road Oxford, PA 19363-1135	Chester	57.9	462.58	Swine (wean to finish)	N/A	New (2015)
Tim McMichael 791 Street Road Oxford, PA 19363-1135	Chester	57.9	462.58	Swine (wean to finish)	N/A	New (2016—2018)

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

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

Permit No. 3115501, Public Water Supply.
 Applicant **Good Ole Cheese House**
 Municipality Brady Township
 County **Huntingdon**
 Responsible Official Stanley B. King, Owner
 210 Glendale Drive
 Belleville, PA 17004
 Type of Facility Public Water Supply
 Consulting Engineer John C. Clabaugh, P.E.
 Stiffler, McGraw and Associates,
 Inc.
 1731 N. Juniata Street
 Hollidaysburg, PA 16648
 Application Received: 2/13/2015
 Description of Action Installation of softening, nitrate
 removal treatment and
 disinfection with GWR 4-log
 inactivation of viruses.
Permit No. 3615503, Public Water Supply.
 Applicant **Nissley Vineyards**

Municipality Conoy Township
 County **Lancaster**
 Responsible Official Joyce Nissley, Treasurer,
 140 Vintage Drive
 Bainbridge, PA 17502-9357
 Type of Facility Public Water Supply
 Consulting Engineer Matthew D. Warfel
 The ARRO Consulting, Inc.
 108 West Airport Road
 Lititz, PA 17543
 Application Received: 2/17/2015
 Description of Action Installation of an anion exchange
 nitrate treatment system.
Permit No. 0115502 MA, Minor Amendment, Public
 Water Supply.
 Applicant **Apple Valley Creamery**
 Municipality Reading Township
 County **Adams**
 Responsible Official Mark Williams, Operator
 999 Baltimore Road
 York Springs, PA 17372
 Type of Facility Public Water Supply
 Consulting Engineer Craig J. Zack, P.E.
 KPI Technology
 143 Carlisle Street
 Gettysburg, PA 17325
 Application Received: 2/18/2015
 Description of Action Installation of a water softening
 system for hardness removal.
Permit No. 3615504, Public Water Supply.
 Applicant **Springville Mennonite School**
 Municipality Ephrata Township
 County **Lancaster**
 Responsible Official Neal R. Weaver, Principal
 520 Springville Road
 Ephrata, PA 17522
 Type of Facility Public Water Supply
 Consulting Engineer Charles A. Kehew II, P.E.
 James R. Holley & Associates,
 Inc.
 18 South George Street
 York, PA 17401
 Application Received: 2/25/2015
 Description of Action Installation of an anion exchange
 nitrate treatment system and
 the demonstration of 4-log
 treatment of viruses.
Permit No. 0115501, Public Water Supply.
 Applicant **Pennsylvania American
 Water Company—Lake
 Heritage System**
 Municipality Straban Township
 County **Adams**
 Responsible Official David R. Kauffman
 800 West Hershey Park Drive
 Hershey, PA 17033
 Type of Facility Public Water Supply

Consulting Engineer Joel A. Mitchell, P.E.
 Pennsylvania American Water
 Company
 852 Wesley Drive
 Mechanicsburg, PA 17055

Application Received: 2/11/2015

Description of Action Installation of a booster pumping station.

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

Permit No. 2515503, Public Water Supply

Applicant **State Line Plaza**

Township or Borough Erie

County **Erie**

Responsible Official Kirpal Whalla

Type of Facility Rest stop and convenience store

Consulting Engineer Kenneth W. Dudash, P.E.
 Letterle & Associates

Application Received Date 02/17/2015

Description of Action Install a treatment system to provide filtration, softening, disinfection and removal of all organic impacts to the groundwater.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 4189-T1-MA3, Minor Amendment

Applicant **Erie City Water Authority**

Township or Borough Erie City

County **Erie**

Responsible Official Craig H. Palmer, P.E.

Type of Facility Storage Facility

Consulting Engineer Craig J. Bauer, P.E.

Application Received Date February 27, 2015

Description of Action Replace liner and covering for Sigsbee Reservoir.

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 22-549B, Water Allocations. **Steelton Borough Authority** (PWS ID No. 7220036), **Dauphin County**. The applicant is requesting the right to withdraw 3.0 million gallons per day (gpd) from an existing intake on the Susquehanna River and the right to purchase 648,000 gpd from United Water Pennsylvania through an existing interconnection. Applicant Address: Sara Gellatly, Bor-

ough Manager, Steelton Borough Authority, 123 North Front Street, Steelton, PA 17113. Consulting Engineer: Edward A. Ellinger, P.E. Herbert Rowland Grubic Inc, 369 East Park Drive, Harrisburg, PA 17111. Application Received: 1/26/2015.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

Wolfe's General Store, Rt. 414, Brown Twp., **Lycoming County**. ECC Horizon, One Emery Avenue, Randolph, NJ 07869, on behalf of Hiller's Inc., 1323 Cemetery Street, Jersey Shore, PA 17740 and Thomas and Debra Finkbinder, PO Box 3, Slate Run, PA 17769 submitted a Notice of Intent to Remediate. There was a release of fuel oil and kerosene at the site. The property is and will remain a commercial store and fuel retailer. The Notice of Intent to Remediate was published in the *Sun-Gazette* on February 9, 2015.

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

Tri-State Tobacco Property, 1061 Pennsylvania Avenue, Matamoras, PA 18336, Westfall Township, **Pike County**. Mr. Martin Gilgallon, Pennsylvania Tectonics Inc., 723 Main Street, Archbald, PA 18403, on behalf of Mr. Rishi Parikh, Cash Matrix, 73 Pleasant Street, Monticello, NY 12701, submitted a Notice of Intent to Remediate. #2 Fuel Oil contamination was discovered during the closure of an underground storage tank. The proposed future use of the property will be non-residential, and the proposed cleanup standard for the site is the Statewide Health Standard for soil. The Notice of Intent to Remediate was published in *The Pocono Record* on February 4, 2015.

Siverly Residence, 1268 Seidersville Road, Lower Saucon Township, **Northampton County**. American Analytical & Environmental Inc., 738 Front Street, Catasauqua, PA 18032, on behalf of Mr. James R. Siverly, 1268 Seidersville Road, Bethlehem, PA 18015, submitted a Notice of Intent to Remediate. Heating oil was released from an aboveground storage tank. The proposed future use of the property will be residential, and the proposed cleanup standard for the site is the Statewide Health Standard for soil. The Notice of Intent to Remediate was published in *The Times News* on January 28, 2015.

Williams Hawley Compressor Station, 3028 Chestnut Ridge Road, Forest Lake Township, **Susquehanna County**. CB&I Environmental & Infrastructure Inc., 2790 Mossie Boulevard, Monroeville, PA 15146, on behalf of Williams Field Services Company LLC, One Williams Center, Tulsa, OK 74172, submitted a Notice of Intent to Remediate. New lubricating oil contamination was discovered after stained soil and/or odors were identified around the generator building. The proposed future use of the property will be residential, and the proposed cleanup standard for the site is the Statewide Health Standard for soil. The Notice of Intent to Remediate was published in *The Susquehanna County Independent* on February 11, 2015.

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

Richard E. Feldman Property, 5552 West Ridge Road, Millcreek Township, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Jon and Janet Skrabacz, 5404 Pinehurst Drive, Erie, PA 16509, submitted a Notice of Intent to Remediate. Site soil contaminated with fuel oil was discovered during the removal of a 500-gallon heating oil tank. Intended future use of the property will be

commercial. The selected remediation standard is Statewide Health. The Notice of Intent to Remediate was published in *The Erie Times-News* on February 13, 2015.

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

XTO Energy—Clyde Green #3 Well Site, Allison Road, Green Township, **Indiana County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Twp., PA 16066 on behalf of XTO Energy Inc., 395 Airport Road, Indiana, PA 15701 has submitted a Notice of Intent to Remediate to meet a combination of Statewide Health and Site Specific Standards concerning site soils contaminated with aluminum, barium, boron, iron, lithium, manganese, strontium, vanadium, selenium and chloride from a release of brine. The NIR indicated future use of the property is to remain a natural gas production well. Notice of the NIR was published in the *Indiana Gazette* on February 9, 2015.

RESIDUAL WASTE GENERAL PERMITS

Application 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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.

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

General Permit Application No. WMGR097R027. NJ Zinc Brownfield, LLC, 1120 Mauch Chunk Road, Palmerton, PA 18071-1110, **Carbon County**. The comment period is being extended due to an error in the email address for submitting comments in the December 27, 2014 notice. This application is for research and development. The proposed research and development project involves the processing of drill cuttings and sediments generated from shale gas exploration from pad sites throughout the Commonwealth for beneficial use to construct a protective cap at the former NJ Zinc Company West Plant remediation site. The application was determined to be administratively complete by Central Office on November 18, 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, 717-787-7381. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting via e-mail, place "Comments on WMGR097R027" in the subject line. Faxed comments will not be accepted. Public comments must be submitted by April 13, 2015 and may recommend revisions to, and approval or denial of the application.

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

General Permit Application No. WMGR017SC001. Jesse Baro, Inc., 157 Quarry Road, Douglassville PA 19518-1909. For the beneficial use of water supply treatment plant sludge in Douglass Township, **Berks County**,

as (i) a soil additive by land application upon, agricultural, agronomic, horticultural, and silvicultural lands and (ii) land application on disturbed lands to facilitate re-vegetation for land reclamation purposes. The Department has deemed the renewal application to be administratively complete on February 23, 2015.

Written comments concerning the renewal 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 Relay service, (800) 654-5984. Comments may also be submitted via e-mail at rapbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on General Permit Number WMGR017SC001" 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.

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

General Permit Application No. WMGR017. City of Lebanon Authority Water Treatment Plant, 12 E. Behney Street, Lebanon PA 17042. For the beneficial use of water supply treatment plant sludge in Swatara Township, **Lebanon County**, as (i) a soil additive by land application upon, agricultural, agronomic, horticultural, and silvicultural lands and (ii) land application on disturbed lands to facilitate re-vegetation for land reclamation purposes. The Department has deemed the renewal application to be administratively complete on March 2, 2015.

Written comments concerning the renewal 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 Relay service, (800) 654-5984. Comments may also be submitted via e-mail at rapbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on General Permit Number WMGR017" 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.

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

General Permit Application No. WMGR017D011. Municipal Authority of the Borough of Minersville, 2 East Sunbury Street, Minersville PA 17954. For the beneficial use of water supply treatment plant sludge in Cass Township, **Schuylkill County**, as (i) a soil additive by land application upon, agricultural, agronomic, horticultural, and silvicultural lands and (ii) land application on disturbed lands to facilitate re-vegetation for land reclamation purposes. The Department has deemed the renewal application to be administratively complete on February 27, 2015.

Written comments concerning the renewal 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 Relay service, (800) 654-5984. Comments may also be submitted via e-mail at rapbenuseall@pa.gov.

When submitting comment via e-mail, place "Comments on General Permit Number WMGR017D011" 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.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application received, under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate a Solid Waste Processing or Disposal Area or Site.

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

Permit No. 300370. Hatfield's Ferry Power Station CCB Landfill, Allegheny Energy Supply Company, 800 Cabin Hill Drive, Greensburg, PA 15601. An application for renewal and reissuance to FirstEnergy Generation, LLC Plan of a permit for the operation of a residual waste landfill in Monongahela Township, **Greene County** was received in the Regional Office on February 5, 2015 and accepted for technical review on February 27, 2015.

MUNICIPAL WASTE GENERAL PERMITS

Application for General Permit Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act 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 No. WMGM017D017. John B. Burns, Burns Angus Farm, LLC, 101 Orchard Road, New Wilmington, PA 16142, Lackawanna Township, Mercer County. This permit is for the processing and beneficial use of compost of manure, yard waste, source separated food scraps from food markets, grocery stores, food banks, food distribution centers, school cafeterias and institutions, source-separated newspaper and source-separated corrugated paper as soil substitute, soil conditioner, fertilizer, mulch or soil amendment. The application was received by the Bureau of Waste Management on February 20, 2015.

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

General Permit Application No. WMGM017D017. Frank A. Mutnansky, Mutnansky Farm, 33 Fairview Street, Uniontown PA 15401, North Union Township, Fayette County. This permit is for the processing and beneficial use of compost of manure, yard waste, source separated food scraps from food markets, grocery stores, food banks, food distribution centers, school cafeterias and institutions, source-separated newspaper and source-separated corrugated paper as soil substitute, soil conditioner, fertilizer, mulch or soil amendment. The application was received by the Bureau of Waste Management on February 20, 2015.

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

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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 Approval or Operating Permits from the following facilities.

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

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

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

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

Control Act (35 P. S. §§ 4001—4015), 25 Pa. Code 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.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150.

03-00975C: Armstrong Power, LLC (2313 State Route 156, Shelocta, PA 15774) for increased gas usage at the South Bend Facility in South Bend Township, **Armstrong County**. This is a major facility Plan Approval application submittal.

11-00508B: Hindman Funeral Homes & Crematories, Inc. (146 Chandler Avenue, Johnstown, PA 15906) for funeral services and crematories at the Hindman Funeral Home & Crematory in Lower Yoder Township, **Cambria County**. This is a minor facility Plan Approval application submittal.

32-00055I: Homer City Generation, LP (1750 Power Plant Road, Homer City, PA 15748) for alternate SO₂ emission limits during start-up and transition of NID systems on Units 1 and 2, which will reduce existing air emissions, at the Homer City Station in Center Township, **Indiana County**. This is a major facility Plan Approval application submittal.

Intent to Issue Plan Approvals and Intent to Issue or Amend Operating Permits under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter B. These actions may include the administrative amendments of an associated operating permit.

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

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

09-0184A: Doylestown Hospital (595 West State Street, Doylestown, PA 18901) for the installation of a new 1,600 kW natural gas-fired cogeneration unit located in Doylestown Township, **Bucks County**. The cogeneration unit will be used to provide electricity and steam for the hospital facility. An oxidation catalyst will be installed on the unit to control emissions of carbon monoxide and formaldehyde. A reduction in total non-methane, non-ethane hydrocarbon emissions are also anticipated with the oxidation catalyst. This project shall not cause the facility to exceed any major source thresholds and the facility shall continue to maintain a minor operating status. The Plan Approval will contain recordkeeping and

operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

46-0289: Scott Contractors, Inc. (2939 Felton Road, Norristown, PA 19401) for installation of a new portable non-metallic processing plant located in East Norriton Township, **Montgomery County**. Fugitive particulate matter emissions are controlled by a wet suppression system. The potential to emit all criteria pollutants, including Volatile Organic Compound (VOC), Nitrogen Oxide (NO_x), Carbon Monoxide (CO), Particulate Matter (PM), and Hazardous Air Pollutant (HAP) emissions is less than major source thresholds; the facility is classified as a Natural Minor Facility. The requirements of 40 CFR Part 60 Subpart OOO (NSPS) apply to the new unit. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

Southcentral Region: Air Quality Program, 909 Elmerston 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.

21-03114A: Hoffman Funeral Home (219 N. Hanover Street, Carlisle, PA 17013) for construction of a human crematory at their facility in North Middleton Township, **Cumberland County**. The crematory will generate minimal emissions since it fires natural gas exclusively and operates intermittently based upon demand. Potential emissions of particulate matter (PM) are estimated at 0.98 ton per year. Potential nitrogen oxides (NO_x) emissions are estimated at 0.42 ton per year. The Plan Approval includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

10-171D: Butler Color Press (119 Bonnie Drive, Butler, PA 16002), for the construction of a new web offset pressline controlled by a new dryer/afterburner control system in Summit Township, **Butler County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

The proposed construction of a new web offset pressline controlled by a new dryer/afterburner control system will result in projected actual emissions of 17.37 tpy for VOC, 3.14 tpy for NO_x, 2.64 tpy for CO, 0.239 tpy for PM, and 0.019 tpy for SO_x. This Plan Approval will contain emission restriction, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate BAT for the source including, but are not limited to, the following:

- Subject to 25 Pa. Code § 123.21.
- Emissions shall with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.
- No person may permit the emission into the outdoor atmosphere of filterable particulate matter in a manner that the concentration of filterable particulate matter (FPM) in the effluent gas exceeds 0.02 grain per dry standard cubic foot. [Compliance with this requirement shows compliance with 25 Pa. Code § 123.13]
- The VOC emissions shall not exceed 4.0 #/hr and 17.37 tpy based on a 12-month rolling total from the afterburner.
- Subject to 25 Pa. Code § 129.67b.
- The VOC control efficiency of the afterburner shall meet at least 98%. [Compliance with this requirement will show compliance with 25 Pa. Code § 129.67b(d)(1)(i)(B).]
- Shall stack test for FPM initially and FPM & VOC destruction efficiency at operating permit renewal.
- Ink meters shall be installed on the printing units to record ink usage during production.
- The permittee shall maintain a record of all preventive maintenance inspections of the control device(s). The records of the maintenance inspections shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.
- The permittee shall record the following operational data from the control device(s) (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):
 - o Dryer pressure relative to press room—continuously as defined as at least once every 15 minutes
 - o Combustion chamber temperature—continuously as defined as at least once every 15 minutes
- The permittee shall collect and record the applicable information specified in this Condition. The information shall be maintained at the facility for a minimum of 5 years and shall be made available to an authorized Department representative at any time during normal working hours. The information required is:
 - o For each ink or varnish used: the monthly consumption in pounds or gallons; the percent by weight VOC and HAP content, as applied; and, an estimate of VOC and HAP emissions. Alternately, the ink with the highest VOC and HAP content may be used to represent all inks used by the printing press.
 - o For each fountain solution and additive: the monthly consumption in pounds or gallons; the percent by weight or weight to volume ratio (lbs/gal) VOC and HAP content, and, an estimate of VOC and HAP emissions.
 - o For each blanket and roller cleaning solution used: the monthly consumption in pounds or gallons; the percent by weight or weight to volume ratio (lbs/gal) VOC and HAP content, and, an estimate of VOC and HAP emissions.
 - o For each month of operation, an estimate of VOC and HAP emissions during the latest 12 months.
- The company shall calculate the VOC emissions from this source on a monthly basis using the information contained in the daily logs of inks and coatings used

and the control efficiency of 98%. The control efficiency results from the most recent stack test of the control equipment shall be used once the initial stack test has been completed.

- The company shall add the monthly total to the monthly totals for the previous eleven (11) months to get the 12-month rolling total of VOC emissions from this source.
- For the printing line, the company shall record the names and types of inks or coatings used, the amount of inks or coatings used, ink and coating density before and after the addition of diluent, amount of diluent used, density of the diluent, amount of water in the ink or coating and the weight of VOCs in the inks or coatings.
- The permittee shall perform a daily operational inspection of the control device.
- All gauges employed by the permittee to monitor the required control device operating parameters shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.
- Control device operating parameters, including dryer pressure relative to press room and combustion chamber temperature, shall be operated in a range defined by the manufacturer or in a range developed during compliant stack testing. The operating range of the combustion chamber shall be operated at a minimum temperature of 1,400 degrees F or shall be determined within 90 days after startup of the control device. The operating range of the dryer pressure relative to press room shall be determined within 90 days after startup of the control device and shall be indicated to the Department in writing prior to administratively amending into the facility operating permit. The operating range shall be made part of the facility operating permit. [The normal operating range for the afterburner shall be defined as greater than 1,400 degrees F. The normal dryer pressure relative to the press room shall be defined as greater than minus 10 Pascal with normal operation at approximately minus 15 Pascal.]
- For each of the inks, coatings, thinner, adhesives, cleanup solvents used, maintain Certified Product Data Sheets or full disclosure Material Safety Data Sheet or Batch specification sheet which include the following:
 - o Weight per gallon, as delivered from the vendor or supplier
 - o Percent (by weight) of VOC per gallon, as delivered from the vendor or supplier
 - o Percent solids (by weight) per gallon, as delivered from the vendor or supplier
 - o Percent water and exempt solvent, as delivered from the vendor or supplier
 - o Density of VOC, as delivered from the vendor or supplier
- The permittee shall operate the control device associated with this source at all times that the source is in operation.
- The source and control device shall be maintained and operated in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [10-171D] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

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

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

25-025U: General Electric Transportation—Erie (2901 East Lake Road, Bldg 9-201, Erie, PA 16531), for the modification of Boiler #6 (Source 042) with regards to de-rating the boiler from 133 mmbtu/hr to 95 mmbtu/hr and to remove 40 CFR 60 Subpart Db requirements and replace with Subpart Dc requirements in Lawrence Park Township, **Erie County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 25-025U is for the proposed de-rating of Boiler #6 (Source 042) from 133 mmbtu/hr to 95 mmbtu/hr resulting in the removal of 40 CFR 60 Subpart Db requirements and the inclusion of 40 CFR 60 Subpart Dc requirements. This modification will not result in an emission increase at the facility. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source is subject to 25 Pa. Code §§ 123.11 and 123.22.
- NO_x emissions shall not exceed 20.81 tpy based on a 12-month consecutive period. [This condition replaces the following condition from Plan Approval 25-025E: NO_x emissions shall not exceed 29.3 tpy based on a 12-month consecutive period.]
- NO_x emissions shall not exceed 0.05 lb/mmbtu. [This condition replaces the following condition from Plan Approval 25-025E Condition 8: NO_x emissions shall not exceed 0.05 lb/MMBtu based on a 30-day rolling average]
- Source is subject to 40 CFR 60 Subpart Dc
- Source is not subject to 40 CFR 60 Subpart Db, deleted conditions related to Subpart Db
- Source is subject to 40 CFR 63 Subpart DDDDD
- The permittee shall only use natural gas for fuel for this source (boiler #6).
- Stack test at operating permit renewal for NO_x.
- Deleted all conditions with regards to NO_x CEMs
- General Electric shall maintain a record of all scheduled preventative maintenance inspections of the source. These records shall, at a minimum, contain the dates of the inspections, any problems or defects, the actions taken to correct the problem or defects, and any routine maintenance performed.
- The owner or operator of each affected facility shall record and maintain records of the amounts of each fuel combusted during each month. [This condition streamlines out 40 CFR 60.48c(g)]
- The reporting period for the reports required under 40 CFR 60 Subpart Dc is each twelve (12) month period. All reports shall be submitted to the Administrator and shall be postmarked by the 30th day following the end of the reporting period. [This condition streamlines out 40 CFR 60.48c(j)]
- The source shall be maintained and operated in accordance with the manufacturer's specifications, in accordance with good air pollution control practices, or in accordance with good engineering practices.
- The facility shall conduct the following to reduce the boiler rating from 133 mmbtu/hr to 95 mmbtu/hr:
 - Remove the 4" natural gas control valve and replace with a 3" valve that has its range of motion reduced by the OEM to 60% of maximum stroke limit.
- Install orifice plate in combustion air duct in the forced draft fan discharge flange.
- The facility has the following ERCs at their disposal:
 - NO_x: 197.46 tons of which
 - 197.46 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9
 - SO_x: 2,169.2 tons of which
 - 943.2 tons expiring on 6-6-15 from shutdown of Boiler 1
 - 1,226 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9
 - PM: 28.2 tons of which
 - 28.2 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9

- PM₁₀: 28.2 tons of which
 - 28.2 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9
- PM_{2.5}: 28.2 tons of which
 - 28.2 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9
- CO: 38.9 tons of which
 - 38.9 tons expiring on 6-30-16 from shutdown of Boilers 5 & 9
- VOC: 0 tons

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [25-025U] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

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

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits.

OPERATING PERMITS

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

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

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

15-00015: Arkema Company, Inc. (610 Bolmar Street, West Chester, PA 19382), located in West Chester Bor-

ough, **Chester County**. This action is a renewal of the Title V Operating Permit. The facility manufactures acrylate and methacrylate oligomers and polymers that are used in inks, coatings, and adhesives. The boilers are subject to 40 C.F.R. Part 63 Subpart JJJJJ and the engines are subject to 40 C.F.R. Part 63 Subpart ZZZZ. As a result of potential emissions of volatile organic compounds and hazardous air pollutants, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating 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.

53-00002: Transcontinental Gas Pipe Line Company, LLC (2800 Post Oak Boulevard Houston, TX 77056) to renew the Title V Operating Permit for their Compressor Station 535 facility located in Wharton Township, **Potter County**. The representative of Transcontinental to contact regarding Title V Operating Permit 53-00002 is Mr. Robert St. John, Environmental Scientist, Environmental Service—Air Quality, Transcontinental Gas Pipe Line Company, LLC, 2800 Post Oak Boulevard, Houston, TX 77056.

The facility's main sources include five (5) compressor engines. They also operate space heaters, emergency generator engine, boiler and process heaters at the facility. The application notified the Department that the increased blowdown activity at the facility as a result of construction on the pipeline right-of-way may occur. The VOC emissions from the blowdown activities at the facility qualifies the change to be exempt from plan approval requirements in accordance with the PA DEP plan approval exemption listing category no. 31. No other source modifications are being proposed by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Part 63 as well as 25 Pa. Code Chapters 121—145. The facility has the potential to emit major levels of NO_x and hazardous air pollutants (HAP) emissions. The air contaminant emissions from the facility's 2013 Air Information Management System (AIMS) report are as follows; 44 tpy of carbon monoxide, 44 tpy of nitrogen oxides, 1.4 tpy of particulate matter less than 10 microns (PM₁₀), 1.4 tpy of PM_{2.5}, 0.1 tpy of sulfur oxides, 8.8 tpy of volatile organic compounds, 4.5 tpy of total hazardous air pollutants.

The proposed renewal TVOP for the facility has included the upcoming applicable National Emission Standard of Hazardous Air Pollutants (NESHAP) requirement for the process heaters and boilers at the facility. The compliance date for this requirement is January 31, 2016. The Title V operating permit contains all applicable federal and state regulatory requirements including applicable testing, monitoring, recordkeeping, and reporting conditions to demonstrate compliance with the applicable federal and state regulatory requirements.

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, Williams-

port, 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.

26-00413: Texas Eastern Transmission, L.P. (P. O. Box 1642, Houston, TX, 77251-1642). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal Title V Operating Permit (TV-26-00413) to Texas Eastern Transmission, L.P. (TE) for the operation of their Uniontown Compressor Station located in North Union Township, **Fayette County**.

The main sources of emissions at the facility include two natural gas-fired turbines, two stationary reciprocating internal combustion engines driving emergency electric generators, and facility fugitive VOC emissions.

The Uniontown Compressor Station is a major facility subject to the operating permit requirements of Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F and G (relating to operating permit requirements; and Title V operating permit requirements). Potential emissions for the facility have been calculated as follows: 51.79 tons per year of carbon monoxide (CO), 81.51 tons per year of nitrogen oxides (NO_x), 5.75 tons per year of particulate matter less than 10-microns (PM₁₀), 5.75 tons per year of particulate matter less than 2.5-microns (PM_{2.5}), 2.90 tons per year of sulfur oxides (SO_x), 49.0 tons per year of volatile organic compounds (VOC), 5.06 tons per year of Hazardous Air Pollutants (HAP), and 129,851 tons per year of greenhouse gases (GHGs).

The emission restrictions and testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 61, 63, and 70, and 25 Pa. Code Chapters 121—145.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

Any person may submit comments, a request for the Department to hold a public hearing, or a protest to the operating permit or a proposed condition thereof, by filing such submissions in writing with the Department at the Southwest Regional Office. A 30-day comment period from the date of this publication will exist for the submission of comments.

All requests for a public hearing, and all protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (Title V Operating Permit 26-00413) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion,

decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Written comments, protests, and requests for a public hearing should be directed to Nicholas J. Waryanka, Air Quality Engineer, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Nicholas J. Waryanka at (412) 442-4172.

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

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

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

09-00148: Bucks County Community College (275 Swamp Road, Newtown, PA 18940-4106) for operation of a higher education facility in Newtown Township, **Bucks County**. The renewal permit is for a non-Title V (State only) facility. The major sources of air emissions are: two (2) boilers, three (3) fuel oil-fired heaters, and seven (7) emergency generators. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

15-00140: Carriage PA Holdings, Inc. dba Green Erath Cremations (736 East Lancaster Ave., Downingtown, PA 19335) for the operation of a human crematory in Downingtown Borough, **Chester County**. The permit is for a non-Title V, Natural Minor facility. The permit will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

23-00055: Cheyney University (1837 University Circle, Cheyney, PA 19319) for the operation of three (3) miscellaneous natural gas-fired boilers, two (2) 55-kW Detroit Diesel generators, five (5) miscellaneous natural gas-fired air-conditioning chiller and other exempted or miscellaneous sources in Thornbury Township, **Delaware County**. This action is a renewal of the State Only Operating Permit. The initial permit was issued on 8-12-2004 and was renewed on 7-30-2009. The permit is for a non-Title V, Synthetic Minor facility. The permit will include monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

46-00279: West Laurel Hill Cemetery (215 Belmont Avenue, Bala Cynwyd, PA 19004) for the initial issuance of a state only operating permit. The facility owns and operates a crematory unit, designated as Source ID 501. Facility-wide emissions for all criteria pollutants are below the threshold for major sources operating in the **Philadelphia Metropolitan Area**; therefore, the facility is classified as a Natural Minor. The renewal permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

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

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

39-00090: Inhance Technologies, LLC (16223 Park 10 Pl Suite 325, Houston, TX 77084) for the operation of a plastic material and resin manufacturing facility in Hanover Township, **Lehigh County**. The sources consist of three (3) reaction chambers and a fluorine cell area. The sources are controlled by activated alumina scrubbing towers. 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.

54-00061: Kaytee Products, Inc. (55 N. Sillyman Street, Cressona, PA 17929-1196) for the operation of an animal food manufacturing facility in Cressona Borough, **Schuylkill County**. The sources consist of two (2) grain cleaners and a storage bin. The sources are controlled by a cyclone and bag filters. 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.

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

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

30-00148: Dana Mining Company of PA, LLC (308 Dents Run Road, Morgantown, WV 26501) for bituminous coal underground mining at the 4-West Deep Mine Coal Preparation Plant in Dunkard Township, **Greene County**. This is a State-Only Operating Permit renewal application submittal.

03-00145: Praxair, Inc. (175 East Park Drive, P. O. Box 44, Tonawanda, NY 14151) In accordance with 25 Pa. Code §§ 127.424 and 127.425, notice is hereby given that Pennsylvania Department of Environmental Protection (DEP) intends to issue an Air Quality State Only Operating Permit (SOOP) Renewal to Praxair, Inc., to authorize the continued operation of an existing industrial gas manufacturing facility known as the Bagdad Plant, located in Leechburg, Gilpin Township, **Armstrong County**.

Praxair, Inc. operates this facility to provide nitrogen and hydrogen to the nearby Allegheny Ludlum steel plant. This facility has the potential to emit 60.0 tons of carbon monoxide (CO), 12.2 tons of nitrogen oxides (NO_x), 1.5 ton volatile organic compounds (VOCs), 0.9 ton particulate matter, less than 400 pounds of metal hazardous air pollutants and less than 25,000 tons of greenhouse gas equivalents on a 12-month rolling basis. No emission or equipment changes are being proposed by this action. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed SOOP Renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and management practice requirements.

04-00086: FirstEnergy Nuclear Generation, LLC (70 South Main Street, Akron, OH 44308), for a facility-wide Synthetic Minor Operating Permit, renewed for the operation of a nuclear power plant, known as the Beaver Valley Station, located in Shippingport Borough, **Beaver**

County. The facility contains air contamination sources consisting of two auxiliary boilers (47.2 MMBtu/hr, each), six emergency diesel engines with a rated output greater than 500-bhp (2-5,680-bhp, 3-3,950-bhp, and 1-690-bhp), multiple smaller diesel engines (1,234-bhp total), a shot blast unit, and paint shop. Fuel Oil throughput is limited to 1,900,000 gallons per year to the boilers and 345,000 gallons per year to all other sources. Emergency engines have hours of operation limitations. Facility emissions are 98.9 tons of NO_x, 80.6 tons of SO₂, 25.5 tons of CO, 7.9 tons of PM₁₀, and 7.2 tons of VOC per year. The facility is limited to a maximum opacity from any processing equipment of 20 percent. The facility is subject to the applicable requirements of 40 CFR 63, Subparts ZZZZ and JJJJJ and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, reporting and recordkeeping requirements for the facility.

32-00434: Sunoco Pipeline, LP (525 Fritztown Road, Sinking Spring, PA 19608) In accordance with 25 Pa. Code §§ 127.424 and 127.425, notice is hereby given that Pennsylvania Department of Environmental Protection (DEP) intends to issue an Air Quality State Only Operating Permit (SOOP) to Sunoco Pipeline, LP to authorize the operation of natural gas liquid pumping facility known as the Cramer Station, located in East Wheatfield Township, **Indiana County**.

Sunoco Pipeline, LP operates the Cramer Station to transport natural gas liquids consisting of ethane, propane and butane through the Mariner East II pipeline. Sources at this facility consist of an electric pump and an enclosed flare. This facility has the potential to emit less than 0.2 ton of carbon monoxide (CO), 1.3 ton of nitrogen oxides (NO_x), 1.0 ton volatile organic compounds (VOCs) and 70 tons of greenhouse gas equivalents (CO₂e) on a 12-month rolling basis. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. The proposed SOOP includes conditions relating to applicable monitoring, recordkeeping, reporting and management practice requirements.

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

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

20-00106: Greenleaf Corporation (18695 Greenleaf Drive, Saegertown, PA 16433-4429), to renew the State Only Operating Permit for the facility located in Hayfield Township, **Crawford County**. The facility is a Natural Minor. The facility fabricates high performance tungsten carbide and ceramic grade inserts and innovative tool holding systems. The primary sources at the facility include a graphite resistance furnace with a thermal oxidizer and baghouse, a spray drier with fabric collector, a Bernex Furnace with scrubber, an Electric Grieve Oven, An Electric Kiln for carburization, Five Hi/Low Temperature Heat Treating Furnaces, Seven Parts Washers, Miscellaneous Natural Gas Heaters, Grinding controlled by mist collectors, Polishing, Miscellaneous Solvent Usage, a Paraffin Wax Process, and emergency generators. The graphite furnace and related controls were constructed under Plan Approval 20-106A and 20-106B. The requirements of those plan approvals have been incorporated into the permit. The emergency engines constructed prior to June 12, 2006 are subject to the requirements of 40 CFR 63 Subpart ZZZZ pertaining to the National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The storage building emergency engine was constructed in 2013

and is subject to 40 CFR 60 Subpart JJJJ pertaining to the Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The permit also contains emission restrictions, monitoring, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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 Returned

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

30130101 and NPDES Permit No. PA0252361. Mon River Aggregates LLC (P. O. Box 435, Millsboro, PA

15348). Application returned for a bituminous surface mine, located in Jefferson Township, **Greene County**, affecting 132.1 acres. Receiving streams: unnamed tributary to Rush Run and unnamed tributaries to Monongahela River. Application received: December 31, 2013. Application returned: February 23, 2015.

Coal Applications Received

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

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, PO Box J, Claysville, PA 15323). To revise the permit for the Bailey Mine & Prep Plant in Richhill and Aleppo Townships, **Greene County** to add 2,142.0 acres to the underground mine permit boundary and the subsidence control plan permit boundary for development mining. Underground Acres Proposed 2,142.0, Subsidence Control Plan Acres Proposed 2,142.0. No additional discharges. The application was considered administratively complete on February 24, 2015. Application received: December 2, 2014.

63131301 and NPDES No. PA0236233. RAM Mining, LLC, (250 West Main Street, Suite 210, Lexington, KY 40507). To operate the RAM No. 1 Mine in Nottingham and Peters Townships, **Washington County**. The operation will not discharge treated waste water and treated mine discharge into unnamed tributaries of Mingo Creek. The operation has an approved non-discharge alternative. Surface Acres Proposed 61.4, Underground Acres Proposed 1,317.7, Subsidence Control Plan Acres Proposed 1,317.7. Application also includes a request for a Section 401 Water Quality Certification. No discharges. The first downstream potable water supply intake from the point of discharge is Pennsylvania American Water Company and intake: Monongahela River. The application was considered administratively complete on February 25, 2015. Application received: October 10, 2014.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1900.

Permit No. 56090109 and NPDES No. PA0262838. Wilson Creek Energy, LLC, 140 West Union Street, Somerset, PA 15501, permit renewal for reclamation only of a bituminous surface and auger mine in Lincoln Township, **Somerset County** affecting 30.4 acres. Receiving streams: unnamed tributaries to Quemahoning Creek classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority. Application received: February 6, 2015.

Permit No. 56970105 and NPDES No. PA0234630. Hoffman Mining, Inc., P. O. Box 130, 118 Runway Road, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Paint Township, **Somerset County** affecting 171.0 acres. Receiving streams: unnamed tributary to/and Stonycreek River classified for the following uses: cold water fishery & trout stocked fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 9, 2015.

Permit No. 56950101 and NPDES No. PA0213012. Rosebud Mining Co., 1117 Shaw Mines Road, Meyersdale, PA 15551, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County** affecting 106.5 acres. Receiving streams: unnamed tributary to/and Piney Run classified for the following use: cold water fishery. There are no potable

water supply intakes within 10 miles downstream. Application received: February 18, 2015.

Permit No. 32810135 and NPDES No. PA0607606. MB Energy Inc., 175 McKnight Road, Blairsville, PA 15717, transfer of an existing bituminous surface mine from North Cambria Fuel Co., 175 McKnight Road, Blairsville, PA 15717, located in West Wheatfield Township, **Indiana County**, affecting 20.0 acres. Receiving stream: unnamed tributary to Blacklick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: February 11, 2015.

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

33140102 and NPDES Permit No. PA0259586. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767) Commencement, operation and restoration of a bituminous surface and auger mine and associated NPDES permit in Porter Township, **Jefferson County**, affecting 512.2 acres. Receiving streams: Unnamed tributaries to Foundry Run and Foundry Run, unnamed tributaries to Mahoning Creek, all classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 17, 2015.

33140101 and NPDES Permit No. PA0259560. P. and N. Coal Company, Inc. (P. O. Box 332, Punxsutawney, PA 15767) Commencement, operation and restoration of a bituminous surface mine and associated NPDES permit in McCalmont & Young Townships, **Jefferson County**, affecting 245.6 acres. Receiving streams: Unnamed tributaries to Little Elk Run and unnamed tributaries to Elk Run, both classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 24, 2015.

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

SMP 17070112 and NPDES PA0256661. RES Coal LLC (224 Grange Hall Road, P. O. Box 228, Armagh, PA 15920). Permit renewal for continued operation and restoration of a bituminous surface and auger mine located in Bell and Gaskill Townships, **Clearfield and Jefferson Counties** affecting 295.0 acres. Receiving stream(s): Unnamed Tributaries to Bear Run and Unnamed Tributaries to Whiskey Run classified for the following uses: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: February 24, 2015.

SMP 17990118. Swisher Contracting, Inc. (P. O. Box 1223, Clearfield, PA 16830). Permit revision for change of land use from Pastureland and Unmanaged Natural Habitat to Industrial/Commercial of a bituminous surface and auger mine located in Lawrence Township, **Clearfield County** affecting 121.4 acres. Receiving stream(s): Moose Creek classified for the following use(s): HQ CWF. There are no potable water supply intakes within 10 miles downstream. Application received: February 26, 2015.

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

03830116 and NPDES Permit No. PA0599727. Bedrock mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Renewal application for continued reclamation and treatment to an existing bituminous surface mine, located in Kittanning Township, **Armstrong County**,

affecting 830 acres. Receiving streams: unnamed tributaries to Mill Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 20, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118.

Permit No. 19793201R6. Gilberton Coal Company, (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite coal refuse reprocessing operation in Conyngham Township, **Columbia County** affecting 3.4 acres, receiving stream: unnamed tributary to Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: January 30, 2015.

Permit No. 19881301R5 and NPDES Permit No. PA0223549. UAE CoalCorp. Associates, (142 Barry Road, Ashland, PA 17921), renewal of an existing anthracite underground mine, coal refuse disposal and preparation plant operation in Conyngham and Mt. Carmel Townships, **Columbia and Northumberland Counties** affecting 34.1 acres, receiving stream: Shamokin Creek, classified for the following use: warm water fishes. Application received: February 5, 2015.

Permit No. 54733020R6 and NPDES Permit No. PA0012360. BET Associates IV, LLC, (PO Box 150, Tamaqua, PA 18252), renewal of an existing anthracite surface mine, coal refuse reprocessing, coal refuse reprocessing and preparation plant operation in Tamaqua,

Coaldale, Lansford, Summit Hill and Nesquehoning Boroughs, **Schuylkill and Carbon Counties** affecting 7,596.4 acres, receiving stream: Panther Creek, classified for the following use: cold water fishes. Application received: February 23, 2015.

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	

*The parameter is applicable at all times.

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 limits for noncoal mining activities as provided in 25 Pa. Code Chapter 77 are pH 6 to 9 and other parameters the Department may require.

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 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. 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. PA02114159 (Mining Permit No. 32733709), Robindale Energy Services, Inc., (224 Grange Hall Road, PO Box 228, Armagh, PA 15920). A renewal to the NPDES and mining activity permit for the Dilltown Facility in Brushvalley Township, **Indiana County**. Surface Acres Affected 277.7. Receiving stream: Unnamed Tributary to Blacklick Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watersheds TMDL. The application was considered administratively complete on November 23, 2011. Application received: February 28, 2011.

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

Outfall 001 discharges to: Unnamed Tributary to Blacklick Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 29' 35" Long: 79° 01' 58") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.041	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	1.0	1.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		50	96	120
Sulfates (mg/l)		-	-	Report
Total Dissolved Solids (mg/l)		-	-	Report
Chlorides (mg/l)		-	-	Report

Outfall 002 discharges to: Unnamed Tributary to Blacklick Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 30' 12" Long: 79° 02' 14") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	0.041	-
Iron (mg/l)		1.5	3.0	3.8
Manganese (mg/l)		1.0	1.0	1.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mOs/kg)		50	96	120
Sulfates (mg/l)		-	-	Report
Total Dissolved Solids (mg/l)		-	-	Report
Chlorides (mg/l)		-	-	Report

NPDES No. PA0235768 (Mining Permit No. 32061302), Western Allegheny Energy, LLC, (301 Market Street, Kittanning, PA 16201-9642). A renewal to the NPDES and mining activity permit for the Knob Creek Mine in Young and Conemaugh Townships, **Indiana County**. Surface Acres Affected 31.2, Underground Acres Affected 1,514.0. Receiving stream: Marshall Run, classified for the following use: CWF. Kiskiminetas Conemaugh River Watersheds TMDL. Receiving stream: Unnamed Tributary to Marshall Run, classified for the following use: CWF. Kiskiminetas Conemaugh River Watersheds TMDL. The application was considered administratively complete on May 14, 2013. Application received: April 2, 2013.

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

Outfall 001 discharges to: Marshall Run

The proposed effluent limits for Outfall 001 (Lat: 40° 31' 26" Long: 78° 20' 01") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	0.3	-
Iron (mg/l)		0.83	1.7	2.1
Manganese (mg/l)		1.0	1.0	1.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	78	100
Sulfates (mg/l)		-	-	Report
Total Dissolved Solids (mg/l)		-	-	Report
Chlorides (mg/l)		-	-	Report
Bromides (mg/l)		-	-	Report

Outfall 002 discharges to: Marshall Run

The proposed effluent limits for Outfall 002 (Lat: 40° 31' 26" Long: 78° 20' 01") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	1.98	-
Iron (mg/l)		0.83	1.7	2.1
Manganese (mg/l)		1.0	1.0	1.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (mos/kg)		50	78	100
Sulfates (mg/l)		1,400	2,800	3,500
Total Dissolved Solids (mg/l)		-	-	Report
Chlorides (mg/l)		-	-	Report
Bromides (mg/l)		-	-	Report

Outfall 003 discharges to: Unnamed Tributary of Marshall Run

The proposed effluent limits for Outfall 003 (Lat: 40° 31' 30" Long: 78° 19' 52") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)		-	1.16	-
Iron (mg/l)		0.83	1.7	2.1
Manganese (mg/l)		1.0	1.0	1.0
Aluminum (mg/l)		0.75	0.75	0.75
Total Suspended Solids (mg/l)		35	70	90
Total Settleable Solids (ml/l)		-	-	Report
Osmotic Pressure (mOs/kg)		-	-	Report

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1900

NPDES No. PA0213012 (Mining Permit No. 56950101), Rosebud Mining Company, 1117 Shaw Mines Road Meyersdale, PA 15552, renewal of an NPDES permit located in Brothersvalley Township, **Somerset County**, affecting 82.2 acres. Receiving stream: unnamed tributary to Piney Run, classified for the following use: cold water fishery. This receiving stream is included in the Casselman River TMDL. Application received: February 18, 2015.

The outfall listed below discharges to an Unnamed Tributary to Piney Run:

Outfall Nos.	New Outfall (Y/N)
001	N

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

Outfalls: 001 Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 10.0 standard units at all times
Alkalinity must exceed acidity at all times

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to 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

Northeast Region: Waterways & Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E48-408A. Knollwood Development, L.P., 1177 North Sixth Street, Whitehall, PA 18052, in Forks Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To amend Permit No. E48-408 to authorize the construction and maintenance of a roadway crossing of a Tributary to Bushkill Creek consisting of an open bottom concrete arch culvert with a 41-foot span and a 9-foot underclearance. E48-408 authorized the construction and maintenance of a roadway crossing of a Tributary to Bushkill Creek consisting of an open bottom concrete arch culvert with a 48-foot span and a 10-foot underclearance, and to construct and maintain a 15-inch reinforced concrete pipe outfall in the floodway of the Tributary to Bushkill Creek. The encroachments are associated with the Knollwood Estates residential subdivision. The project is located approximately 0.10 mile east from its intersection of Bushkill Drive and Zucksville Road (Easton,

PA-NJ Quadrangle: Lat: 40° 43' 10.8"; Long: -75° 14' 24.6") in Forks Township, Northampton County. (Easton, PA Quadrangle, Latitude: 40°43'10.8"; Longitude: -75°14'24.6").

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.

E08-489. Monroeton DG, LLC, 361 Summit Blvd., Suite 110, Birmingham AL, 35243. To construct a commercial retail facility in Monroe Borough, **Bradford County**, U.S. Army Corps of Engineers, Baltimore District (Monroeton, PA Quadrangle; Latitude: 41°43'3.52"; Longitude: -76°28'31.46").

This permit proposes to construct a 9,225 square foot retail facility and parking for 30 vehicles on site, accessed through a driveway from PA State Route 414. Landscaping, walkways and stormwater management facilities will also be installed along with a private well adjacent to the northern corner of the parking lot. Approximately 0.24 acre of permanent wetland disturbance will be incurred through placement of the facility, parking and entrance driveway. Wetlands will be mitigated for off-site at an approved bank totaling an area of 0.314 acre. General NPDES permit for earth disturbance and stormwater discharge is being submitted to Bradford County Conservation District for approval.

E41-663. Jersey Shore Steel Company, PO Box 5055, Jersey Shore, PA 17740-5055. Jersey Shore Steel Metal Fabrication Plant in Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Montoursville South, PA Quadrangle Lat: 41° 14' 40"; Long: -76° 56' 46").

To construct and maintain a railroad spur located along an existing railroad by Jersey Shore Metal Fabrication Plant in Loyalsock Township. The railroad spur will be approximately 500 feet in length—Lycoming County, which is located within the floodway/floodplain of West Branch Susquehanna River.

The proposed improvements will be constructed at or below existing grades as any at-grade features would be compensated for by reducing the current elevation of the existing stone parking lot on which the rail spur would be built. The project will have a no net fill with approximately 2,372 cubic yards of cut and 103 cubic yards of fill. Approximately 2,269 cubic yards of material will be removed from the site. Excavated material from construction operations will be disposed of off-site. The proposed project and calculations show an excess in cut (excavation/removal) to achieve proposed grades and to minimize loss of flood storage capacity. The proposed calculations show approximately 2,372 cubic yards of net gained storage capacity.

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

E02-1705. Jefferson Hills Borough, 925 Old Clairton Road, Jefferson Hills, PA 15025; Jefferson Hills Borough, **Allegheny County**; ACOE Pittsburgh District.

The applicant is proposing to construct and maintain a stream restoration project in and along the channel of Peters Creek (TSF) for a distance of approximately 800 linear feet and will consist of three rock cross vanes, three log vanes, four log sills, and root wads and boulders where needed. The purpose of the project is to move Peters Creek away from an existing high pressure gas line and Peters Creek Road. The project site is located on

the south side of Peters Creek Road, approximately 1,600.00 feet east from the confluence of Peters Creek and Beam Run and will impact a total of 800 linear feet and will result in a loss of 23 linear feet of stream channel.

An unnamed tributary to Peters Creek will be lengthened by 66 linear feet to join the relocated channel. (Glassport, PA Quadrangle N: 6.5 inches; W: 7.7 inches, Latitude: 40° 17' 10"; Longitude: -79° 55' 59").

E26-370. PennDOT District 12-0, 825 North Gallatin Ave Ext, Uniontown, PA 15401; Wharton Township, **Fayette County**; ACOE Pittsburgh District.

The applicant is proposing to replace 78' of the existing SR 381 36" corrugated metal pipe enclosure with an existing total length of 293', and construct and maintain an additional 55' of 36" reinforced concrete pipe for a final total enclosure length of 348', carrying an unnamed tributary to Deadman Run (HQ-CWF) with a drainage area less than 100 acres. In addition, place and maintain fill in a de minimis 0.015 acre of PEM wetland, construct and maintain associated replacement stormwater controls, and temporarily impact 164' of stream and 0.018 acre of PEM wetland for the purpose of constructing the encroachments. Stream mitigation will occur off-site on Linn Run (HQ-CWF) and Laughlinton Run (HQ-CWF) in Ligonier Township, Westmoreland County. The encroachments are associated with the US 40/SR 381 Intersection Improvement Project located in Wharton

Township, Fayette County (Fort Necessity Quadrangle, North 10.25 inches, West 9.25 inches, Latitude 39° 48' 20.78", Longitude -79° 33' 57.65").

E32-503. PennDOT Engineering District 10-0, 2550 Oakland Avenue, Indiana, PA 15017; Rayne Township, **Indiana County**; ACOE Pittsburgh District.

The applicant is proposing to remove the existing SR 119 two lane, 34 ft wide by 28 ft long single span concrete arch bridge having a underclearance of 11.9 feet; construct and maintain 203 ft downstream a replacement two lane, 38 ft wide by 400 total ft long, three span bridge having a underclearance of 23.8 feet spanning a rail line and Pine Run (CWF) with a drainage area of 9.37 square miles;

Remove the existing McElhoes Road 12 inch 150 ft long corrugated metal pipe, and construct and maintain a replacement 18 to 24 inch 170 ft long enclosure carrying an unnamed tributary to Pine Run (CWF) with a drainage area of less than 100 acres.

In addition construct and maintain stormwater outfalls and temporarily impact 430 ft of stream for the construction of the encroachments. The project is associated with the realignment of SR 119, approximately 1,500 ft south of the SR 85 and SR 119 intersection (Clymer Quadrangle, N 20.1 inches; W 14.6 inches; Latitude: 40° 44' 5"; Longitude: -79° 6' 19") in Rayne Township, Indiana County.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

<i>Location</i>	<i>Permit Authority</i>	<i>Application Type or Category</i>
Section I	NPDES	Renewals
Section II	NPDES	New or Amendment
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?
PA0061221 (Sewage)	Elk Lake School District P.O. Box 100 1 Schoolhouse Road Dimock, PA 18816	Susquehanna County Dimock Township	West Creek (04G)	Y
PA0063274 (SRSTP)	Brian G Guinane Properties 1034 Lower Rhiney Creek Rd Hallstead, PA 18822	Susquehanna County Liberty Township	Unnamed Tributary to Rhiney Creek (4-E)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0086312— Sewage	James Dorwart/ Quaker Station Apartments 1375 Old Quaker Road Etters, PA 17319	York County/ Fairview Township	UNT Bennett Run/7-F	Y
PA0248720— Sewage	Brian Nicodemus 6091 Cortland Road Alum Bank, PA 15521	Bedford County/ West Saint Clair Township	UNT Dunning Creek/11-C	Y
PA0083003— Industrial Waste	Dudley-Carbon-Coalmont Joint Municipal Authority PO Box 276 Dudley, PA 16634-0276	Huntingdon County/ Carbon Township	Shoup Run/11-D	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0208566 (Industrial Wastewater)	Bresslers Truck Plaza LLC 3510 Broadway Milton, PA 17847	Northumberland County Turbot Township	Limestone Run (10-D)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0223018 (Sewage)	Farmington Township STP Warren 595 Fairbanks Road Russell, PA 16345	Warren County Farmington Township	Kiantone Creek (16-B)	Y

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

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

NPDES Permit No. PA0232556, CAFO, SIC Code 0213, **Country View Family Farms, LLC**, 2700 Clemens Road, Hatfield, PA 19440.

This proposed facility is located in Pine Township, **Lycoming County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new CAFO operation.

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

NPDES Permit No. PA0096342, Sewage, **Fairchance-Georges Joint Municipal Sewage Authority**, 141 Big Six Road, Smithfield, PA 15478.

This existing facility is located in Georges Township, **Fayette County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing and proposed expanded discharge of treated sewage.

NPDES Permit No. PA0028801, Sewage, **Moon Township Municipal Authority**, 1700 Beaver Grade Road, Suite 200, Moon Township, PA 15108-3193.

This existing facility is located in Moon 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

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

WQM Permit No. WQG02111401, SIC Code 4952, **Blacklick Valley Municipal Authority**, PO Box 272, Twin Rocks, PA 15960-0272.

This proposed facility is located in Buffington Township, **Indiana County**.

Description of Proposed Action/Activity: Construction of a Sanitary Sewer extension, force main and pump station to serve 53 family residential dwellings in the Fords Corner area of Jackson Twp. Cambria County.

WQM Permit No. 0214410, 0214408, 0214407, Sewage, SIC Code 4952, **Allegheny County Sanitary Authority**, 3300 Preble Avenue, Pittsburgh, PA 15233.

This proposed facility is located in the City of Pittsburgh, **Allegheny County**.

Description of Proposed Action/Activity: Replacement of the existing Squaw Run Pump Station force main with a new ductile iron force main. Approximate length 2,275 feet.

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI015114011-2	Liberty Property Trust 1628 John F. Kennedy Boulevard Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Delaware River WWF-MF
PAI015114011-3	Liberty Property Trust 1628 John F. Kennedy Boulevard Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Delaware River WWF-MF

Northeast Region: Waterways and Wetlands 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>
PAI024514012	St. Luke's Hospital of Bethlehem 801 Ostrum Street Bethlehem, PA 18015	Monroe	Stroud Township	UNT to Pocono 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>
PAI032114006 Issued	South Middleton School District 4 Forge Road Boiling Springs, PA 17007	Cumberland	South Middleton Township	Yellow Breeches Creek (HQ-CWF, MF)
PAI032814002 Issued	Patriot Federal Credit Union 800 Wayne Avenue Chambersburg, PA 17201	Franklin	Guilford Township	UNT Falling Spring Branch (HQ-CWF, MF) UNT Falling Spring Branch (TSF, MF)
PAI032114003 Issued	Mr. Don Carter 313 South Front Street Lemoyne, PA 17043	Cumberland	Silver Spring Township	Trindle Spring Run (HQ-CWF, MF) UNT Conodoguinet Creek (WWF, MF)

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032114001(1) Issued	Toigo Organic Farms, LLC 750 South Mountain Estates Road Shippensburg, PA 17257	Cumberland	Middlesex Township	LeTort Spring Run Designated Use: CWF Existing Use: HQ-CWF

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3574.

Clinton County Conservation District: 45 Cooperation Lane, Mill Hall, PA 17751, (570) 726-3798

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI041814010	Amos K Stoltzfus 74 Airstrip Dr Mill Hall, PA 17751	Clinton	Lamar Township	UNT to Fishing Creek HQ-CWF, MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI050214001	Redevelopment Authority of Allegheny County 112 Washington Place Suite 900 Pittsburgh, PA 15219	Allegheny	Coraopolis Borough, Moon Township, and Robinson Township	Montour Run (TSF)

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

Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.

<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>
East Rockhill Township Bucks County	PAG02000915017	Bucks County Bank 200 S. Main Street Doylestown, PA 18901	Unnamed Tributary to Tohickon Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<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>
Towamencin Township Montgomery County	PAG02004614097	Prospect Acquisitions, L.P. 404 Sumneytown Pike Suite 200 North Wales, PA 19454	Skippack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

Northeast Region: Waterways and Wetlands 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>
Forks Township Northampton County	ESC00095140001	Columbia Gas Transmission LLC Melissa Dettling 5151 San Felipe Suite 2500 Houston, TX 77056-3639	Monocacy Creek (HQ-CWF, MF)	Northampton County Conservation District 610-746-1971
Allen Township Northampton County	PAG02004815002	FedEx Ground Package System Inc. Tim Scherling 1000 FedEx Drive Moon Township, PA 15108	Catasauqua Creek (CWF, MF)	Northampton County Conservation District 610-746-1971
Williams Township Northampton County	PAG02004804030R	Ashley Partners, L.P. 179 Mikron Road Bethlehem, PA 18020	Delaware River (WWF, MF)	Northampton County Conservation District 610-746-1971
Allen Township and Borough of Northampton Northampton County	PAG02004804013R(1)	Stone Ridge Meadows Inc. Tim Livengood 745 Almond Road Walnutport, PA 18088	Hokendauqua Creek (CWF, MF) Dry Run (CWF, MF)	Northampton County Conservation District 610-746-1971
Saint Clair Borough Schuylkill County	PAG02005414009	Susquehanna Bank 1570 Manheim Pike Lancaster, PA 17604	Mill Creek (CWF, MF)	Schuylkill County Conservation District 570-622-3742

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>
Berwick Township Adams County	PAG02000114042 Issued	Maztech Realty, Inc. 80 Progress Avenue New Oxford, PA 17350-8442	UNT to Pine Run WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636
Hamilton Township Adams County	PAG02000114039 Issued	Kevin Moul 10 Sutton Road Abbottstown, PA 17301 and Michael A. Clabaugh/ Clabaugh Excavating, Inc. (Co-permittee) 490 Bon-ox Road Gettysburg, PA 17325	Beaver Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636
Tyrone Township Adams County	PAG02000114021 Issued	M & G Realty, Inc. 2100 North George Street York, PA 17404	UNT to Conewago Creek/WWF	Adams County Conservation District 670 Old Harrisburg Road, Suite 201 Gettysburg, PA 17325 717.334.0636

*Facility Location:
Municipality &
County*

<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>
Amity Township Berks County	PAG02000610062R Issued	PBE Companies 223 Main Street Nashua, NH 03060	Leaf Creek/ WWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-0520 610.372.4657
Penn Township Lancaster County	PAG02003614107 Issued	Joseph C. Graybill, Inc. 164 East Sun Hill Road Manheim, PA 17545	Chiques Creek/ WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext.121
Mount Joy Borough Lancaster County	PAG02003615008 Issued	Donsco, Inc. 124 North Front Street PO Box 2001 Wrightsville, PA 17368	Little Chickies (Chiques) Creek/ TSF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717.299.5361, Ext.121
South Londonderry Township Lebanon County	PAG02003814030 Issued	Michael Ungemach 200 Chestnut Hill Road Palmyra, PA 17078	Spring Creek/ MF, WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
Bethel Township Lebanon County	PAG02003815001 Issued	Bruce Heilinger 225 Heffelfinger Road Lebanon, PA 17046	UNT to Little Swatara Creek/ WWF	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717.272.3908, Ext. 4
York Township York County	PAG02006713037-1 Issued	Wyndridge Farms, LTD Steven Groff, MD 887 South Pleasant Avenue Dallastown, PA 17313	UNT to Inners Creek/CWF and Barshinger Creek/CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430

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

*Facility Location &
Municipality*

<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>
Snyder County Washington Twp	PAG02005514012	Garret Moyer Ag Development 1200 Red Bank Rd Middleburg, PA 17847	Susquehecka Creek CWF, MF	Snyder County Conservation District 403 W Market St Middleburg, PA 17842 (570) 837-3000 X110
Snyder County Union Twp	PAG02005514013	Jeff Martin Ag Development 808 Witmer Rd Port Trevorton, PA 17864	Silver Run Creek WWF, MF	Snyder County Conservation District 403 W Market St Middleburg, PA 17842 (570) 837-3000 X110

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

*Facility Location:
Municipality &
County*

<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>
Richland Township Clarion County	PAG02001615002	Verizon Wireless 18 Abele Road Bridgeville, PA 15017	Richey Run CWF	Clarion County Conservation District 814-297-7813
East Fallowfield Township Crawford County	PAG02002014003	Sperry Farms Inc 11420 Sperry Road Atlantic, PA 16111	Adsit Run WWF	Crawford County Conservation District 814-763-5269

<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>
Harborcreek Township Erie County	PAG02002514012	Charles Will WS Investments 8955 Wattsburg Road Erie, PA 16509	UNT Six & Seven Mile Creeks CWF; MF	Erie County Conservation District 814-825-6403
Summit Township Erie County	PAG02002514035	GS Erie LLC 3300 Enterprise Parkway PO Box 228042 Beachwood, OH 44122	Walnut Creek CWF; MF	Erie County Conservation District 814-825-6403
Scrubgrass Township Venango County	PAG02006115002	Sweetwater Developers LLC PO Box 296 Portersville, PA 16051	Falling Spring Run WWF	Venango County Conservation District 814-676-2832

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>
Williamsport City, Lycoming County (Industrial Stormwater)	PAR604840	Staiman Recycling Corporation 201 Hepburn Street Williamsport, PA 17701	West Branch Susquehanna River—10-A	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Bloomsburg Columbia County (Industrial Stormwater)	PAR134801	Autoneum North American Inc. 480 W. 5th Street Bloomsburg, PA 17815	Fishing Creek—5-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Oil Creek Township Crawford County	PAR228337	Baillie Lumber Co. Inc. 45529 State Highway 27 Titusville, PA 16354-0292	Pine Creek—16-E	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942
North East Township Erie County	PAG038321	Goodman Service Inc. 286 High Street Bradford, PA 16701-2169	Unnamed Tributary to Sixteenmile Creek—15-A	DEP Northwest Regional Office 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>
Perry Township Mercer County	PAG041172	Daniel & Tracy Scott 2791 Perry Highway Hadley, PA 16130	Unnamed Tributary to Little Shenango River—20-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942

*General Permit Type—PAG-9**Facility Location:
Municipality &
County*Greene Township
Mercer County*Permit No.*

PAG098305

*Applicant Name &
Address*Charles R. Enterline
196 Maysville Road,
Jamestown, PA 16134*Site Name &
Location*Enterline Septic
Cleaning
196 Maysville Road,
Jamestown, PA
16134*Contact Office &
Phone No.*DEP Northwest
Regional Office
Clean Water Program
230 Chestnut Street,
Meadville, PA 16335-3481
814.332.6942*General Permit Type—PAG-12**Facility Location &
Municipality*Lebanon County/
East Hanover
Township*Permit No.*

PAG123681

*Applicant Name &
Address*Justin Beamesderfer
Thistle Creek Farm, LLC
10702 Jonestown Road
Annville, PA 17003*Receiving
Water/Use*UNT Reeds Creek,
WWF and UNT
Monroe Creek, WWF*Contact Office &
Phone No.*DEP—SCRO—
Clean Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707**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>
John Nolt 10190 Mountain Road Port Royal, PA 17082	Juniata	69.11	278.69	Poultry	NA	Approved
Round Hill Poultry 255 Lake Meade Road York Springs, PA 17372	Adams	15	611.86	Turkeys	NA	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 proce-

dures 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

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

Permit No. 3914507MA, Public Water Supply.

Applicant **Nestle Waters North America, Inc.**
Attention: Mr. Weaver
305 Nestle Way
Breinigsville, PA 18031

[Borough or Township] Upper Macungie Township
County **Lehigh County**
Type of Facility PWS
Consulting Engineer Mr. Edward E. Davis Sr., P.E.
Miller Brothers Construction, Inc.

Permit to Construct 02/24/2015
Issued

Permit No. 4015502MA, Minor Amendment, Public Water Supply.

Applicant **Pennsylvania-American Water Company**
(Nesbitt Water System)
800 West Hershey Park Drive
Hershey, PA 17033

[Borough or Township] Pittston Township
County **Luzerne**
Type of Facility PWS
Consulting Engineer Scott M. Thomas, P.E.
Pennsylvania-American Water Company
852 Wesley Drive
Mechanicsburg, PA 17055

Permit to Construct March 3, 2015
Issued

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

Permit No. 0110504, Public Water Supply.

Applicant **New Oxford Municipal Authority**
Municipality Oxford Township
County **Adams**

Responsible Official H. John Spalding, Authority Chairman
409 Water Works Road
New Oxford, PA 17350-1511

Type of Facility Installation of the Oxen Country Meadows Well No. 1 (OCM-1), booster pumps, treatment building, 370,000-gallons storage tank and chlorine contact piping to meet GWR 4-log inactivation of viruses.

Consulting Engineer Randolph S. Bailey, P.E.
Wm. F. Hill & Assoc., Inc.
207 Baltimore Street
Getysburg, PA 17325

Permit to Construct 2/24/2015
Issued

Permit No. 0615503 MA, Minor Amendment, Public Water Supply.

Applicant **Renninger's Farm Market**
Municipality Maxatawny Township
County **Berks**
Responsible Official Gerald Bashore
27 Bensinger Drive
Schuylkill Haven, PA 17972

Type of Facility Installation of five (5) 120-gallon finished water storage tanks at Entry Point 102.

Consulting Engineer Brian D. Boyer, P.E.
Boyer Engineering, LLC
1860 Weavertown Road
Douglassville, PA 19518

Permit to Construct 2/27/2015
Issued

Wellhead Protection Program Approval issued to **Northwestern Lancaster County Authority**, 97 North Penryn Road, Manheim, PA 17545, PWSID 7360164, Penn Township, **Lancaster County** on February 23, 2015.

Wellhead Protection Program Approval issued to **Manheim Area Water and Sewer Authority**, 18 East High Street, Manheim, PA 17545, PWSID 73600784, Manheim Borough, **Lancaster County** on February 23, 2015.

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

Permit No. 1714505-MA—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 16830-2405

Type of Facility Public Water Supply

Consulting Engineer Mark V. Glenn, P.E.
Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602-4475

Permit Issued February 26, 2015

Description of Action Authorizes modifying the corrosion inhibitor chemical used at the Montgomery Water Treatment Facility (WTF) and Moose Creek WTF from Zinc Orthophosphate to a blended phosphate chemical named SeaQuest by manufacturer Aqua Smart, Inc. Clearfield Municipal Authority continues to be permitted to use Zinc Orthophosphate should water quality conditions warrant.

Permit No. 4914501—Partial Operation—Public Water Supply.

Applicant **Cherokee Pharmaceuticals LLC**

Township/Borough Riverside Borough

County **Northumberland**

Responsible Official Brian Killen, Plant Manager
Cherokee Pharmaceuticals LLC
A Subsidiary of Merck Sharp & Dohme Corp.
100 Avenue C
Riverside, PA 17868

Type of Facility Public Water Supply

Consulting Engineer N/A

Permit Issued March 2, 2015

Description of Action Operation of one of the new second stage river water pumps (PU-7017). All other components of the approved project have not been constructed and are not permitted for operation.

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

Permit No., 3714502 Public Water Supply

Applicant **Borough of Wampum**

Township or Borough Wampum Borough

County **Lawrence**

Type of Facility Public Water Supply

Consulting Engineer Justin M. Knapik, P.E.
RAR Engineering Group
1135 Butler Avenue
New Castle, PA 16101

Permit to Construct Issued February 24, 2015

Permit No., 6198501-MA2 Public Water Supply

Applicant **Borough of Rouseville**

Township or Borough Rouseville Borough

County **Venango**

Type of Facility Public Water Supply

Consulting Engineer Samuel R. Gibson
KLH Engineers
5173 Campbell Run Road
Pittsburgh, PA 15205

Permit to Construct Issued March 2, 2015

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:

Enola Rail Yard—Former Lagoon Area, Enola Road, Enola, PA 17025, East Pennsboro Township, **Cumberland County**. AECOM Technical Services, Inc., 100 Sterling Parkway, Suite 205, Mechanicsburg, PA 17050, and Consolidated Rail Corporation, 1000 Howard Boulevard, Mount Laurel NJ 08054, on behalf of Norfolk Southern Corporation, 1200 Peachtree Street, NE, Box 13, Atlanta, GA 30309, has submitted a Final Report to remediate site soils contaminated with PCBs, PAHs, VOCs and Inorganics. The Report is intended to document remediation of the site to meet the Non-Residential Statewide Health and Site Specific Standards.

Commercial Industries/Former United Piece Dye Works, 1799 Mount Rose Avenue, Spring Garden and Springettsbury Townships, **York County**. Herbert, Rowland & Grubic, Inc., 369 East Park Drive, Harrisburg, PA 17111, on behalf of Spring Garden Township, 558 South Ogontz Street, York, PA 17403, submitted a Risk Assessment and Final Report concerning remediation of site soils, groundwater, surface water, and sediment contaminated with Inorganics, VOCs and PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Shirley Altland Residence, 467 Capitol Hill Road, Dillsburg, PA 17019, Franklin Township, **York County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Shirley Altland, 467 Capitol Hill Road, Dillsburg, PA 17019, submitted a Final Report concerning remediation of site soils contaminated with #2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Pine Terrace Apartments, 600-300 East Pine Street, Hamburg Borough, **Berks County**. REPSG, 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142, on behalf of M. Domer Leibensperger, 65 South 4th Street, Hamburg, PA 19526, submitted a Remedial Investigation Report, Cleanup Plan and Final Report to remediate site soil and groundwater contaminated with lead from buried battery casings. The combined report is intended to document remediation of the site to meet the Residential Statewide Health and Site Specific Standards.

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

Richard E. Feldman Property, 5552 West Ridge Road, Millcreek Township, **Erie County**. Environmental Remediation, 4250 Route 6N, Edinboro, PA 16412, on behalf of Jon and Janet Skrabacz, 5404 Pinehurst Drive, Erie, PA 16509, submitted a Final Report concerning the remediation of site soil contaminated with Benzene, Ethylbenzene, Isopropylbenzene, Methyl-tert-butyl ether, Naphthalene, Toluene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Richard E. Feldman Property, 5552 West Ridge Road, Millcreek Township, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Jon M. & Janet E. Skrabacz, 5404 Pinehurst Drive, Erie, PA 16509, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Ethylbenzene, Isopropylbenzene (Cumene), Methyl-tert-butyl-ether, Naphthalene, Toluene, 1,2,4-Trimethylbenzene, and 1,3,5-Trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Hindlinter Residence, 128 Valley Lane, Lower Providence Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038, Robert Hindlinter, 128 Valley Lane, Norristown, PA 19403 on behalf of Linda Hampton, Valley Forge Group, LP, 1311 Catfish Lane, Norristown, PA 19403 has submitted a 90 day 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. PF782973

21 Trinley Drive Property, 21 Trinley Road, Limerick Township, **Montgomery County**. Jamie Kleinle Sr., Barry Isett and Associates, Inc., 85 South Route 100, Allentown, PA 18106, Mark Irwin, Mark Irwin Associates, Inc. P. O. Box 575, Southampton, PA 18966 on behalf of Kimberly Laffredo, P.O. Box 62103, King of Prussia, PA 19406 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. PF762448

Vangrossi Residence, 885 Crestline Drive, Whitpain Township, **Montgomery County**. Patrick S. Crawford, P.G. Crawford Environmental Services, 20 Cardinal Drive, Birdsboro, PA 19508 on behalf of Paul VanGrossi, 885 Crestline Drive, Blue Bell, PA 19422 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. PF781256

Edmund Optical MFG, 601 Montgomery Avenue, Upper Hanover Township, **Montgomery County**. Chad Moose, Compliance Management International, 1350 Welsh Road, Suite 200, North Wales, PA 19454 on behalf of Jay Budd, Edmund Optics, Inc. 101 East Gloucester Pike, Barrington, NJ 08007 has submitted a Remedial Investigation and Cleanup Plan 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. PF618779

Troutman Property, 1045 Black Rock Road, Upper Providence Township, **Montgomery County**. Terence A. O'Reilly, TriState Environmental Management Services, Inc., 366 Dunksferry Road, Bensalem, PA 19020, Michael A. Downs, P.E., Toll PA XI, L.P., 516 Newtown Street Road, Newtown Square, PA 19073 on behalf of Williams H. and Kristin Troutman, 1045 Black Rock Road, Collegetown, PA 19426 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with inorganics. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF 778394

Perry Residence, 119 Harrow Road, Middletown Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old plains Road, Pennsburg, PA 18073, Theresa O'Connor, State Farm Insurances, P. O. Box 106110, Atlanta, GA 30348-6110 on behalf of Sandra Perry, 119 Harrow Road, Levittown, PA 19056 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF 773334

3225 Advance Lane, 3225 Advance Lane, Hatfield Township, **Montgomery County**. Mark Fortan, DelVal Soil Environmental Consultants, Inc., Sky Run II Suite A-1. 4050 Skyron Drive, Doylestown, PA 18902, John McCusker, McCusker Realty Enterprises, GP P. O. Box 48, Line Lexington, PA 18932 on behalf of Gary Santabarbara, DGG Investment, LLC, 3224 Advance Lane, Colmar, PA 18915 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 Statewide Health Standard. PF769841

BPG Ellis Preserve, 3815 West Chester Pike, Newtown Township, **Delaware County**. Bella Bakrania,

IES Engineers, 1720 Walton Road, Blue Bell, PA 19422 on behalf of Linda Rothenberger, BPG Management Company, LP, Betst Ross Cottage, 3825 West Chester Pike, Newtown, PA 19073 has submitted a Final Report concerning remediation of site groundwater contaminated with inorganic's. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF 737109

Rob's Auto Collision Center Inc., 3114 Veterans Highway, Bristol Township, **Bucks County**. Jeffery T. Bauer, Whitestone Associates, Inc., 160 Manor Drive, Suite 220, Chalfont, PA 18914 on behalf of Robert Leipziger, Rob's Automotive & Collision Center, Inc., 3144 Veterans Highway, Bristol Township, PA 19007 has submitted a Final Report concerning remediation of site groundwater and soil contaminated with leaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF 782398

CVS/Wawa Grant & Academy, Northeast Corner of Grant Avenue and Academy Road city of Philadelphia, **Philadelphia County**. Justin R. Lauterbach, RT Environmental Services, Inc., 591 East Maiden Street, Washington, PA 15301 on behalf of John Zaharchuk, Summit Realty Advisors LLC 201 South Maple Avenue, Suite 100, Ambler, PA 19002 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with other organics. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF770958

Lamborn Residence, 3502 Limekiln Pike, Warrington Township, **Bucks County**. Bradford McGoldrick, Compliance Management, Inc., 1350 Welsh Road, Suite 200, North Wales, PA 19454 on behalf of Andrew B. Lamborn, 531 Cambridge Circle, Doylestown, PA 18902 has submitted a Final Report concerning remediation of site soil and groundwater contaminated with gasoline constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard. PF783092

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.

Metric Transport, I-80 @ MM219W, Liberty Township, **Montour County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857 on behalf of Metric Transport, 16 West 10th Street, Linden, NJ 07036 has submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethylbenzene, Cumene, Naphthalene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, Methyl tertiary Butyl Ether, Benzo(a)anthracene, Benzo(a)pyrene, Benzo(b)fluoranthene, Benzo(g,h,i)perylene, Chrysene, Indeno(1,2,3-cd)pyrene, Pyrene, Lead. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on February 26, 2015.

Mill Hall Group, LLC., 136 Hogan Boulevard, Bald Eagle Township, **Clinton County**. ECS Mid-Atlantic, LLC., 56 Grumbacher Road, York, PA 17406, on behalf of Mill Hall Group, LLC., 3000-G Henkle Drive, Lebanon, OH 45036, submitted a Final Report concerning the remediation of site soils contaminated with Aluminum, Antimony, Arsenic, Barium, Beryllium, Boron, Cadmium, Calcium, Chromium, Cobalt, Copper, Iron, Lead, Magnesium, Manganese, Mercury, Molybdenum, Nickel, Potassium, Selenium, Silver, Sodium, Thallium, Vanadium, Zinc. The Final Report demonstrated attainment of the Site-Specific Standard, and was approved by the Department on February 9, 2015.

Nick Strimbu, Inc., I-80 @ MM 190E, Greene Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17847 on behalf of Nick Strimbu, Inc., 6830 Parkway Road, Brookfield, OH 44073 has submitted a Final Report concerning 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 November 24, 2014.

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

1924 East Highland Street, 1924 East Highland Street, City of Allentown, **Lehigh County**. Andrew Meadows, J&J Environmental, P.O. Box 370, Blue Bell, PA 19422-0370, on behalf of John Gross, Realtor Managing Property on behalf of Fannie Mae, 1420 Easton Avenue, Bethlehem, PA 18018, submitted a Notice of Intent to Remediate, and Final Report concerning remediation of site soils contaminated with #2 Fuel Oil. The report is intended to document remediation of the site to meet the Statewide Health Standard. Contamination was discovered during the removal of an Underground Storage Tank on the property. The Final Report demonstrated attainment of the Statewide Health standard, and was approved by the Department on February 18, 2015.

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

Aspinwall Waterworks Site, Waterworks Drive and River Avenue, Borough of Aspinwall, **Allegheny County**. Tetra Tech, Inc., 661 Andersen Drive, Pittsburgh, PA 15215 on behalf of the Borough of Aspinwall, 217 Commercial Ave., Aspinwall, PA 15220 submitted a Final Report concerning site soils and groundwater contaminated with volatile/semi-volatile organic compounds (VOC's and SVOC's) and metals. The Final Report demonstrated attainment of the site specific standard for soil and groundwater and was approved by the Department on February 27, 2015.

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

Former Sunoco Bulk Storage Facility, City of York, **York County**. EnviroTrac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco, Inc., (R&M), 5733 Butler Street, Pittsburgh, PA 15201, and REC-Oil, 280 North East Street, York, PA 17403, submitted a Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil and unleaded gas. The combined Report demonstrated attainment of the a combination of the Nonresidential Statewide Health and Site Specific Standards, and was approved by the Department on February 26, 2015

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

Richard E. Feldman Property, 5552 West Ridge Road, Millcreek Township, **Erie County**. Environmental Remediation, 4250 Route 6N, Edinboro, PA 16412, on behalf of Jon and Janet Skrabacz, 5404 Pinehurst Drive, Erie, PA 16509, submitted a Final Report concerning the remediation of site soil contaminated with Benzene, Ethylbenzene, Isopropylbenzene, Methyl-tert-butyl ether, Naphthalene, Tolulene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Report was disapproved by the Department on February 25, 2015.

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.

General Permit No. WMGR123SW019. Hydro Recovery, LP., 238 Main Street, Lobby #2, Blossburg, PA 16912; Hydro Recovery, LP. Washington water treatment facility, 572 Route 18, Burgettstown, PA 15021. 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. The permit was issued by the Regional Office on March 3, 2015.

Persons interested in reviewing the general permit may contact Diane McDaniel, Environmental Engineering Manager, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania Relay service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit 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.

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

Permit No. 100973. Republic Service of PA, LLC, Quickway Transfer Station, 2960 Orthodox Street, Philadelphia PA 19137. This application is for the 10-year permit renewal under the solid waste permit number 100973 to continue operations at the Republic Services of PA, LLC's Quickway Transfer Station, a municipal and construction/demolition waste transfer facility located at 2960 East Orthodox Street in the City of Philadelphia, **Philadelphia County**. The permit was issued by the Southeast Regional Office on February 27, 2015.

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.

GP3-15-0068: Mellott Company (100 Mellott Drive, Warfordburg, PA 17267) On February 25, for the operation of a portable nonmetallic mineral processing plant in Charlestown Township, **Chester County**.

GP11-15-0021: Mellott Company (100 Mellott Drive, Warfordburg, PA 17267) On February 25, for the opera-

tion of six (6) diesel nonroad engines to power a portable nonmetallic mineral processing plant Charlestown township.

GP11-46-0071: Allied Recycling Company (1725 Limekiln Pike, Suite 3A) On February 25, 2015 to install a nonroad engine in Montgomery Township, **Montgomery County**.

GP3-46-0120: Allied Recycling Company (1725 Limekiln Pike, Suite 3A) February 25, 2015 to install a portable crusher in Montgomery Township, **Montgomery County**.

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

Contact: Ronald Davis, New Source Review Chief—Telephone: 717-705-4702.

GP4-67-03161: Maine Industrial Tire, LLC (207 Redco Avenue, Red Lion, PA 17356-1428) on February 25, 2015, for the existing burn-off oven, under GP4, at their facility in Red Lion Borough, **York County**. The general permit authorization was renewed.

GP4-36-03196: Ingham's Powder Coating (22 Industrial Way, Denver, PA 17517) on February 26, 2015, for relocation of an existing burnoff oven, under GP4, at the powder coating facility in Denver Borough, **Lancaster County**.

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

Contact: William Charlton, New Source Review Chief—Telephone: 412-442-4174.

GP5-26-00577B: Laurel Mountain Midstream Operating, LLC (Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275) on February 27, 2015, to authorize to continue operation of previously installed sources which include one (1) natural gas Compressor rated at 1,500 bhp driven by an electric motor, one (1) Natco Dehydrator rated at 23.0 MMscfd, one (1) Reboiler rated at 0.75 MMBtu/hr, and two (2) storage tanks of various capacities at their Howser Compressor Station located in Franklin Township, **Fayette County**.

GP14-65-00985B: Eternal Life Cremation Services, LLC (555E Valley Kitchen Drive, Mt. Pleasant, PA 15666) on March 2, 2015, for renewal of its authorization to operate one (1) Universal Cremation Equipment A500P natural gas-fired animal crematory incinerator and one (1) Cremation Manufacturing & Service (CMS) Inc. Millennium III natural gas-fired human crematory incinerator at its facility in East Huntingdon Township, **Westmoreland County**.

GP1-65-01033: UniFirst Corporation (1150 Second Avenue, New Kensington, PA 15068) on March 3, 2015, to allow the continued operation of a small natural gas-fired boiler rated at 14.645 MMBtu/hr at its industrial laundry located in New Kensington City, **Westmoreland 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.

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

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

23-0119D: Sunoco Partners Marketing & Terminals, L.P. (SPMT) (2nd and Green Streets, Marcus Hook, PA 19061-0426) for the installation of four (4) cryogenic storage tanks as follows: one 300,000 barrel (bbl) for ethane, one 600,000 bbl for butane, one 900,000 bbl for propane, and one 600,000 for propane. Additionally, this project will also install a new cold flare for emergency depressurization events, modify a previously permitted cold flare, install a new 50,000 gpm cooling tower, a pipeline dehydration system, along with the necessary piping for each of the above at an existing facility, in Marcus Hook Borough, **Delaware County**. The plan approval is for a Title V facility. This project by itself or in aggregation, does not trigger applicability toward PADEP's NSR or the federal PSD regulations. Potential annual emissions from this project will be fugitive and are as follows: VOC—22.27 tons, NO_x—0.09 ton, CO—0.50 ton, SO₂—0.0008 ton, GHG—208 tons, PM—0.40 ton, PM₁₀—0.38 ton, and PM_{2.5}—0.06 ton. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

Contact: Thomas 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.

36-05156B: L&S Sweeteners, Inc. (388 East Main Street, Leola, PA 17540) on February 27, 2015, for an increase in the SO₂ limit for each of the facility's two landfill gas-fired engines and to establish an annual combined SO₂ emission limit for the facility's boilers located in Upper Leacock Township, **Lancaster 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 A. Beach, New Source Review Chief—Telephone: 484-250-5920.

09-0024H: Waste Management of Pennsylvania: (1000 New Ford Mill Road, Morrisville, PA 19067) On February 25, 2015 trans & utilities refuse systems in Tullytown Borough, **Bucks County**

46-0283: Danco General Contracting, Inc. (485 Texas Road, Morganville, NJ 07751) On February 25, 2015, to operate a concrete manufacturing plant in Limerick Township, **Montgomery 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 Permitting Chief—Telephone: 717-705-4863 or William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702.

01-05039A: Tucker Surface Finishing Center, Inc. (224 East King Street, East Berlin, PA 17316) on February 25, 2015, for the temporary continued operation of Source 202 (two enclosed truck booths) at their surface coating facility located in East Berlin Borough, **Adams County**. The plan approval was extended.

06-05069R: East Penn Manufacturing Co., Inc. (Deka Road, PO Box 147, Lyon Station, PA 19536) on

February 27, 2015, for modifications to the battery assembly plant in Richmond Township, **Berks County**. The plan approval was extended.

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

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

59-00005G: Dominion Transmission, Inc. (501 Martindale St. Suite 400, Pittsburgh, PA 15212-5817) on February 24, 2015, to extend the authorization for the construction of a 2,370 horsepower, natural-gas fired reciprocating internal combustion compressor engine controlled by a prechambered combustion system, an LE-54C air/fuel ratio controller and an EAS model EN4YE28 oxidation catalyst, for the construction of a 5,810 horsepower (49.98 million Btu per hour heat input), natural-gas fired compressor turbine, controlled by a dry low NO_x (SoLoNO_x) combustion system and a Universal Silencer oxidation catalyst and for the construction of eight 65 kilowatt model C65 NG Low NO_x Capstone Micro-Turbines, at the Sabinsville Station located in Clymer Township, **Tioga County** to August 24, 2015. The plan approval has been extended.

14-00002A: Graymont (PA), Inc. (965 East College Avenue, Pleasant Gap, PA 16823) on February 12, 2015, extended the authorization an additional 180 days from February 14, 2015 to August 13, 2015, to continue the evaluation for compliance with the plan approval conditions. Additionally, the extension allows continued operation of the existing kilns located in Spring Township, **Centre County**, pending issuance of Title V operating permit. The plan approval has been extended.

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

Contact: Mark R. Gorog, P.E., Environmental Engineer Manager—Telephone: 412-442-4150.

30-00194B: EQM Gathering Opco, LLC (625 Liberty Avenue, Suite 1700, EQT Plaza, Pittsburgh, PA 15222) for the Callisto Compressor Station to transfer ownership and to incorporate previously authorized sources. The facility is located in Morris Township, **Greene County**.

32-00432A: Rosebud Mining Company (301 Market Street, Kittanning, PA 16201) Plan Approval modification issuance date effective February 23, 2015, as a result of equipment start, to establish 180-day period of temporary operation of their Coral Graceton Coal Preparation Plant located in Center Township, **Indiana County**.

65-00629A: CBC Latrobe Acquisition, LLC (100 33rd Street, Latrobe, PA 15650-1474) on February 27, 2015, to modify the responsible official and contact person for PA-65-00629A for the wastewater pretreatment system at the Latrobe Brewery located in in Latrobe Borough, **Westmoreland County**. The expiration date remains July 9, 2015.

Operating Permits for Non-Title V Facilities Issued 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) issued on February 18, 2015, 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.

48-00054: Praxair, Inc. (145 Shimersville Road, Bethlehem, PA 18015) The Department issued a renewal State Only operating permit on February 27, 2015, for a gas cylinder filling and repackaging facility in Bethlehem City, **Northampton County**.

66-00010: Regency NEPA Gas Gathering, LLC (101 West Third Street, Williamsport, PA 17701) The Department issued a State Only (Synthetic Minor) Operating Permit on February 27, 2015, for a gas compression station located in Washington Township, **Wyoming County**.

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

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

41-00062: Wheeland Lumber Company, Inc. (RR #1, Box 220B Liberty, PA 16930) on February 25, 2015, for their lumber mill facility located in Jackson Township, **Lycoming County**. The operating permit renewal includes 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.

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

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

65-00902: Pace Industries, Inc. (1004 Industrial Blvd. Loyalhanna, PA 15661) on March 2, 2015 a State Only Operating Permit (SOOP) renewal to Pace Industries to authorize the continued operation of their Airo Die Casting, Inc., West Plant located in Derry Township, **Westmoreland County**.

65-00873: Pace Industries, Inc. (1004 Industrial Blvd. Loyalhanna, PA 15661) on March 2, 2015 a State Only Operating Permit (SOOP) renewal to Pace Industries to authorize the continued operation of their Airo Die Casting, Inc., Main Plant located in Derry Township, **Westmoreland County**.

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

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

10-00230: Lindy Paving Incorporated, Zelienople Plant previously IA Construction Corporation (158 Lindsay Road, Zelienople, PA 16063) on February 24, 2015 for renewal of a Synthetic Minor Permit to operate a hot mix asphalt plant located at Jackson Township, **Butler County**. The emitting sources include: 1) Continuous Mix Asphalt Plant, 2) Fugitives from transfer points and, 3) Aggregate storage piles. The facility has taken a restriction on production of less than 495,000 tons of hot mix asphalt per year to qualify as a Synthetic Minor facility. The emission inventory submitted by the facility for 2013 is as follows: CO: 14.27 Tons per year, Lead (Pb): 0.0005 TPY, Nitrogen Oxides (NO_x): 6.60 TPY, Particulate matter less than 10 micron size (PM₁₀): 4.36

TPY, Sulfur Oxides (SO_x): 1.22 TPY, Volatile Organic Compound: 4.59 TPY, Methane (CH₄): 2.00 TPY, Ammonia (NH₃): 0.0032 TPY, Acetone: 0.0003 TPY, Carbon Dioxide (CO₂): 3550.32 TPY, Nitrous Oxide (N₂O): 0.0051 TPY, Particulate Matter, Condensable: 1.66 TPY, Acetaldehyde: 0.0004 TPY, Ethyl Benzene: 0.0239 TPY, Formaldehyde: 0.3114 TPY, Hexane: 0.0924 TPY, 1,4 Benzoquinone : 0.0001 TPY, Toluene: 0.0162 TPY, Xylene: 0.0318 TPY, Benzene: 0.0392 TPY.

37-00322: Joseph A. Tomon Jr. Funeral Home and Crematory (97 Grim Avenue, P.O. Box 188, Ellwood City, PA 16117-0188). On February 24, 2015, the Department re-issued the Natural Minor Operating Permit for the crematory operations at this facility. This re-issuance incorporates a second crematory unit that was authorized through a General Permit (GP-14) that was issued by the Department on March 26, 2014. All applicable requirements from GP-14 have been attached to the newly created Source ID: 200—Crematory #2. Potential emissions from this facility are as follows: Particulate Matter = 0.82 TPY (tons per year), CO = 0.07 TPY, NO_x = 2.22 TPY, VOC = 0.02 TPY, and SO₂ = 0.65 TPY. This facility is located in Ellport Borough, **Lawrence County**.

61-00193: NFG Henderson Compressor Station (6363 Main Street, Williamsville, NY 14221), on February 25, 2015 issued a renewal State Only Operating Permit for the natural gas transmission station located in Mineral Township, **Venango County**. The facility is a Natural Minor. The primary sources at the facility include two 1,350 HP compressor units, a 119 HP auxiliary generator, a natural gas fired triethylene glycol (TEG) dehydrator reboiler, a TEG dehydrator still, a 75 HP natural gas fired air compressor, two parts washers, and a 1,000 gallon gasoline tank. The VOC emissions from the TEG dehydrator still are controlled by a thermal oxidizer. The stationary reciprocating internal combustion engines are subject to 40 CFR 63 Subpart ZZZZ. The gasoline tank is subject to 40 CFR 63 Subpart CCCCC. The potential emissions from the facility are: VOC—19.74 TPY, NO_x—62.74 TPY, CO—65.93 TPY, Formaldehyde—4.96 TPY, Total HAPs—7.77 TPY, SO_x—0.08 TPY, PM₁₀—4.66 TPY, PM_{2.5}—4.66 TPY, and CO₂e—17,767 TPY.

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 19401.

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

46-00262: Penn Color, Inc. (2755 Bergey Road, Hatfield, PA 19440) On February 25, 2015 for operation of a pigment dispersion and color concentrates manufacturing plant owned and operated by Penn Color, Inc. located in Hatfield Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. Facility wide criteria pollutant emissions are restricted to less than the major facility thresholds; therefore, the facility is classified as a Synthetic Minor facility. Administrative Amendment of the Synthetic Minor 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 for the E11 Extruder listed in Source ID 109 of Plan Approval No. 46-0262D. The amended permit will include monitor-

ing, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

46-00032: SPS Technologies, Inc., (301 Highland Avenue, Jenkintown, PA 19046) is a Title V facility located in Abington Township, **Montgomery County**. The Title V Operating Permit was revised to correct language under Source ID No. 200 that prevented the use of any primer, topcoat, or chemical milling maskant in the spray booths at this facility. The facility does not use primers, topcoats, or chemical milling maskants with hazardous air pollutants that are subject to the requirements of 40 C.F.R. Part 63, Subpart GG. The language of the permit now reflects what the facility uses in their spray booths. The change to the permit does not result in an increase of emissions from the facility. The revision to the permit was made in accordance with 25 Pa. Code § 127.450.

09-00030: Brightsmith LLC. (120 Enterprise Ave, Morrisville, PA 19067-3703), located in Falls Township, **Bucks County**. The amendment incorporates the conditions from plan approval 09-0030A into the Title V Operating Permit. The major change from the plan approval is the combined NO_x hourly emission limit for the Prime and Finish Thermal oxidizer, the limit was established to be 10 lbs/hr. Administrative Amendment of Title V Operating Permit issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450.

Southcentral Region: Air Quality Program, 909 Elmerston 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.

22-05047: Dura-Bond Pipe, LLC (2716 South Front Street, Steelton, PA 17113) on February 26, 2015, for operation of their pipe and structural shapes manufacturing facility in Steelton Borough, **Dauphin County**. The Title V permit underwent a significant modification to do the following: 1.) remove Source 105 (natural gas infrared heaters), since those heaters are no longer used in the manufacturing process, and deleted the related federal Subpart DDDDD requirements in Group G005; 2.) removed Source 502 (shot blasting surface preparation), since it is a source of minor significance that vents inside the building; 3.) updated Section C, Condition 011 to consistently require weekly inspections; 4.) revised the Source 101 (ID Pipe Coating) conditions to reflect that the oxidizer is only used for malodor control purposes; 5.) added 25 Pa. Code Section 123.13 particulate limit to Group G003.

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

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

62-00176: New England Wood Pellet, LLC (PO Box 532, Jaffrey, NH 03452) on March 2, 2015 the Department issued an administrative amendment to the State Only Operating Permit for the facility located in Brokenstraw Township, **Warren County**. The amendment incorporates the change of ownership, change of responsible official and the permit contact.

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

56841608 and GP12-56841608-R13. PBS Coals, Inc., (PO Box 260, Friedens, PA 15541). To revise the permit for the Cambria Fuel Preparation Plant in Stonycreek Township, **Somerset County** to establish an emission inventory based on a revised total annual raw coal throughput of 3,300,000 tons/year and increase operating hours to 8,250 hours/year and the addition of a stacker tube, a conveyor to transfer coal, and a short access loop road into the stacker tube, and additional clean coal stockpile area V. Approval is authorized under General Permit BAQ-GAP/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-56841608-R13. No additional discharges. The application was considered administratively complete on October 14, 2014. Application received: October 14, 2014. Permit issued: February 20, 2015.

NPDES #PA0235474, Permit No. 30031601. AMD Reclamation Inc., (308 Dents Run Road, Morgantown, WV 26501). To renew and revise the NPDES permit for the Shannopin Mine Dewatering Project in Dunkard, Monongahela, and Perry Townships, **Greene County**. No additional discharges. The application was considered administratively complete on July 8, 2008. Application received: March 10, 2008. Permit issued: February 25, 2015.

An amendment to the Second Consent Order and Agreement by and between the Department, AMD Reclamation, Inc., and Dana Mining Company of Pennsylvania, LLC dated October 6, 2014 was entered into on the same date as this NPDES permit renewal and revision. The amendment addresses the addition of chloride limits to the NPDES permit.

30841316. Consol Pennsylvania Coal Company LLC, (1525 Pleasant Grove Road, PO Box J, Claysville, PA 15323). To revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** for a modification to conduct full extraction mining under Polen Run in Panels 1L and 2L and to perform stream restoration on that segment of Polen Run (Trib. 32603) located 1,260 feet south east of Rush Run and Polen Run Road intersection and continuing to point 4,350 feet southwest of the intersection. Restoration area is approximately 4,750 linear feet and is located on Wind Ridge, PA

Quadrangle USGS Map located at 39° 53' 26" N, -80° 25' 0" W. No additional discharges. The application was considered administratively complete on May 9, 2014. Application received: April 16, 2014. Permit issued: February 26, 2015.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1900

Permit No. 56793091 and NPDES No. PA0119296. Hardrock Coal Company, 275 Saddle Ridge Road, Berlin, PA 15530, permit renewal of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 559.9 acres. Receiving streams: unnamed tributaries to/and Tubs Run and an unnamed tributary to Millers Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: September 12, 2014. Permit issued: February 19, 2015.

Permit No. 56120110 and NPDES No. PA0269069. Northern Son, Inc., 568 Silvis Hollow Road, Kittanning, PA 16201 transfer of an existing bituminous surface and auger mine from Berwind Coal Sales Co., 509 15th Street, Windber, PA 15963, located in Shade Township, **Somerset County**, affecting 231 acres. Receiving streams: unnamed tributaries to Miller Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: July 22, 2014. Permit issued: February 19, 2015.

Permit No. 56140102 and NPDES No. PA0269425. Hoffman Mining, Inc., P.O. Box 130, 118 Runway Road, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine in Shade Township, **Somerset County** affecting 141.1 acres. Receiving streams: unnamed tributary to Oven Run to the Stonycreek River classified for the following use: cold water fishery. The first downstream potable water supply intake from the point of discharge is Hooversville intake on Stonycreek River. Application received: June 6, 2014. Permit issued: February 20, 2015.

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

33080108 and NPDES Permit No. PA0258679. P. and N. Coal Company, Inc. (P.O. Box 332, Punxsutawney, PA 15767) Renewal of an existing bituminous surface and auger mine and associated NPDES permit in Porter Township, **Jefferson County**, affecting 457.8 acres. Receiving streams: Sugarcamp Run, Hamilton Run, and unnamed tributary to Hamilton Run. Application received: May 27, 2014. Permit Issued: February 23, 2015.

16090102. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242) Renewal of an existing bituminous surface and auger mine in Porter Township, **Clarion County**, affecting 46.0 acres. Receiving streams: Leisure Run and Long Run. This renewal is issued for reclamation only. Application received: September 15, 2014. Permit Issued: February 23, 2015.

16090102-GP-104. Reichard Contracting, Inc. (212 Olean Trail, New Bethlehem, PA 16242) General NPDES permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 16090102 in Porter Township, **Clarion County**. Receiving streams: Leisure Run and Long Run. Application received: September 15, 2014. Permit Issued: February 23, 2015.

16940105 and NPDES Permit No. PA0212130. Original Fuels, Inc. (P.O. Box 343, Punxsutawney, PA 15767) Renewal of an existing bituminous surface mine

and associated NPDES permit in Perry Township, **Clarion County**, affecting 220.0 acres. Receiving streams: Unnamed tributaries to the Allegheny River and the Allegheny River. Application received: October 21, 2014. Permit Issued: February 26, 2015.

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

17990120. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Permit renewal for reclamation only of a bituminous surface and auger mine located in Penn Township, **Clearfield County** affecting 37.5 acres. Receiving stream(s): Unnamed Tributaries to Bell Run and Bell Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 17, 2014. Permit issued: February 23, 2015.

17743172. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit renewal for reclamation only of a bituminous surface mine located in Morris Township, **Clearfield County** affecting 569.0 acres. Receiving stream(s): Unnamed Tributaries to Hawk Run classified for CWF and Unnamed Tributaries to Moshannon Creek classified for the TSF. There are no potable water supply intakes within 10 miles downstream. Application received: October 17, 2014. Permit issued: February 23, 2015.

17030121. AMFIRE Mining Company, LLC (One Energy Place, Latrobe, PA 15650). Permit renewal for reclamation only of a bituminous surface and auger mine located in Penn Township, **Clearfield County** affecting 43.2 acres. Receiving stream(s): Unnamed Tributary to Bell Run and Bell Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 17, 2014. Permit issued: February 23, 2015.

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

65-13-03 and NPDES Permit No. PA0278092. David L. Patterson, Jr. (12 Shortcut Road, Smithfield, PA 15478). Government Financed Construction Contract issued for reclamation project to reclaim abandoned mine lands, located in Loyalhanna Township, **Westmoreland County**, affecting 25 acres. Receiving streams: Getty Run and unnamed tributaries to Getty Run. Application received: September 15, 2014. GFCC issued: February 24, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118

Permit No. 49850701C9. Reading Anthracite Company, (PO Box 1200, Pottsville, PA 17901), correction to an existing anthracite coal refuse disposal operation in Coal Township, **Northumberland County** to update the permitted acres from 29.8 to 35.4 acres, receiving stream: Carbon Run. Application received: March 12, 2013. Correction issued: February 24, 2015.

Permit No. 54851332C4. R S & W Coal Company, (2007 Creek Road, Klingerstown, PA 17941), correction to an existing anthracite underground mine operation to update the post-mining land use to approve beneficial coal ash for mine subsidence control in Norwegian Township, **Schuylkill County** affecting 2.1 acres, receiving stream: West Branch Schuylkill River. Application received: May 24, 2013. Correction issued: February 25, 2015.

Permit No. 54773017R6. KK Coal, LLC, (PO Box 8, Cumbola, PA 17930), renewal of an existing anthracite surface mine operation in East Norwegian and Blythe Townships, **Schuylkill County** affecting 259.0 acres,

receiving stream: Schuylkill River. Application received: October 29, 2014. Renewal issued: February 25, 2015.

Permit No. 54773017GP104. KK Coal, LLC, (PO Box 8, Cumbola, PA 17930), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54773017 in East Norwegian & Blythe Townships, **Schuylkill County**, receiving stream: Schuylkill River. Application received: October 29, 2014. Permit issued: February 25, 2015.

Permit No. 54920101R3. N & L Coal Company, (212 West Cherry Street, Mt. Carmel, PA 17851), renewal for reclamation activities only of an existing anthracite surface mine operation in West Mahanoy Township, **Schuylkill County** affecting 0.8 acre, receiving stream: Shenandoah Creek. Application received: March 1, 2011. Renewal issued: February 26, 2015.

Noncoal Permits Issued

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

10960301. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Revision to an existing large industrial minerals mine to change the post-mining land use from forestland to unmanaged natural habitat on the Patsy V. Martino, Brian A. Martino, Thomas M. Prorok, Sr., Fierst Living Trust, Kathy A. Tinker, Sharon L. Carlquist and Raymond E. Johns properties in Marion Township, **Butler County**. Receiving streams: Unnamed tributaries to Blacks Creek and Blacks Creek, unnamed tributary to Slippery Rock Creek. Application received: December 11, 2014. Permit Issued: February 26, 2015.

61090301. Schiffer Excavating, Inc., d/b/a Cooperstown Sand & Gravel (P.O. Box 4, Cooperstown, PA 16317) Renewal of existing NPDES Permit No. PA0258717 in Jackson Township, **Venango County**. Receiving streams: Unnamed tributaries to Wolf Run and Wolf Run. Application received: November 21, 2014. Permit issued: February 23, 2015.

20142801. KEFO Corporation (P.O. Box 418, Meadville, PA 16335) Commencement, operation and restoration of a small industrial minerals mine in Vernon Township, **Crawford County**, affecting 7.0 acres. Receiving streams: Watson Run. Application received: November 26, 2014. Permit issued: February 27, 2015.

20142801-GP-104. KEFO Corporation (P.O. Box 418, Meadville, PA 16335) General NPDES permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 20142801 in Vernon Township, **Crawford County**. Receiving streams: Watson Run. Application received: November 26, 2014. Permit issued: February 27, 2015.

37130303 and NPDES Permit No. PA0259501. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Commencement, operation and restoration of a large industrial minerals mine in Plain Grove & Worth Townships, **Lawrence & Butler Counties**, affecting 354.3 acres. Receiving streams: Jamison Run and unnamed tributary to Slippery Rock Creek. Application received: August 7, 2014. Permit issued: February 23, 2015.

1270-37130303-E-1. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct mining activities within 100 feet but no closer than 25 feet to unnamed tributary "C" to Slippery Rock Creek in Plain Grove & Worth Townships, **Lawrence & Butler Counties**, affecting 354.3 acres. Receiving streams: Jamison Run and un-

named tributary to Slippery Rock Creek. Application received: August 7, 2014. Permit issued: February 23, 2015.

1270-37130303-E-2. Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201) Application for a stream encroachment to conduct mining activities within 100 feet of unnamed tributary "A" to Jamison Run for construction and maintenance of a 1.0 acre wetland replacement area in Plain Grove & Worth Townships, **Lawrence & Butler Counties**, affecting 354.3 acres. Receiving streams: Jamison Run and unnamed tributary to Slippery Rock Creek. Application received: August 7, 2014. Permit issued: February 23, 2015.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901-2522, 570-621-3118

Permit No. 58142503. Powers Stone, Inc., (15844 SR 267, Montrose, PA 18801), commencement, operation and restoration of a quarry operation (GP105) in Auburn Township, **Susquehanna County** affecting 9.0 acres, receiving stream: unnamed tributary to Riley Creek. Application received: March 14, 2014. Permit issued: February 25, 2015.

Permit No. 58142503GP104. Powers Stone, Inc., (15844 SR 267, Montrose, PA 18801), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58142503 in Auburn Township, **Susquehanna County**, receiving stream: unnamed tributary to Riley Creek. Application received: March 14, 2014. Permit issued: February 25, 2015.

Permit No. 40140801. Brenda L. Rizzo, (121 Mt. Laurel Trail, Sugarloaf, PA 18249), commencement operation and restoration of a topsoil operation in Black Creek Township, **Luzerne County** affecting 3.0 acres, receiving stream: Nescopock Creek. Application received: July 30, 2014. Permit issued: February 25, 2015.

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 17901-2522, 570-621-3118

Permit No. 58144104. DW Drilling & Blasting, (9990 Coconut Road, Bonita Springs, FL 34135), construction blasting for Chambers gas pad & tank pad in Harford Township, **Susquehanna County** with an expiration date of February 12, 2016. Permit issued: February 24, 2015.

Permit No. 58144105. Meshoppen Blasting, Inc., (P.O. Box 127, Meshoppen, PA 18630), construction blasting for SWN NR 5 pad & access road in New Milford Township, **Susquehanna County** with an expiration date of February 11, 2016. Permit issued: February 24, 2015.

Permit No. 09154104. Rock Work, Inc., (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Warrington Glen in Warrington Township, **Bucks County** with an expiration date of February 28, 2016. Permit issued: February 27, 2015.

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

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

E46-1107. Pennsylvania Department of Transport, District 6; 7000 Geerdes Blvd, King of Prussia, PA 19406, Warrington Township in **Bucks County** and Horsham and Montgomery Townships, **Montgomery County;** ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities across three perennial tributaries to Little Neshaminy Creek (WWF-MF, Watercourses 5, 6, & 7) and one perennial tributary to Mill Creek (TSF/MF, Watercourse 2) to facilitate the proposed S.R. 2038 Section WD2/County Line Road widening Project to five

lanes commencing from east of Stump Road and ending to just east of Lower State Road:

1. To replace the existing 27" x 42" diameter elliptical corrugated metal pipe, 43 feet long, which carries a UNT to Little Neshaminy Creek under SR 2038/County Line Road, with a proposed construction and maintenance of a 27" by 42" diameter reinforced concrete elliptical pipe, 46 feet long, and depressed 6 inches.

2. To construct and maintain an outfall structure at the discharge point of the proposed 27" by 42" diameter elliptical pipe and the placement of approximately 17.74 linear feet of riprap along the pipe and at the discharge outfall covering approximately 0.005-acre.

3. To replace and relocate the alignment of an existing 24" diameter concrete pipe, 36 feet long, which is perpendicular to the roadway and carries stormwater discharge to a UNT of Little Neshaminy Creek, with a proposed construction and maintenance of 30" diameter reinforced concrete pipe, 84 feet long. The proposed pipe configuration will be depressed 6 inches, remedy the scour hole associated with the existing pipe, and align the crossing with the downstream section of the stream. This new pipe configuration will also place approximately 14 linear feet of riprap protection at the outfall of the new pipe, impact approximately 102.88 linear feet of stream, and eliminate approximately 35 linear feet of open channel that currently leads to the existing pipe.

4. To accommodate the road widening goal of the project, a UNT to Little Neshaminy Creek which runs on the north side of Limekiln Pike and also flows on the east side of SR 2038/County Line Road and passes under SR 2038 at one point via two 40" by 30" diameter corrugated elliptical metal pipes with lengths of 250 feet and 242 feet respectively is proposed to be filled, realigned and rechanneled. Approximately 150 linear feet of the existing channel will form a new channel 35 feet north of its present location. Approximately 306 linear feet of new open channel will be created, amounting to approximately 0.068 acre of stream impacts and 604.65 linear feet of permanent impacts of which approximately 315 linear feet of open channel will be lost. Approximately 145 feet long 38" by 60" reinforced concrete elliptical pipe, depressed 6", is proposed for the realignment to be carried under County Line Road.

5. To fill and maintain approximately 1,362.79 linear feet of swale (0.031 acre) that runs parallel to County Line Road.

6. To fill approximately 0.020 acre of wetland (Wetland 1) and fill approximately 11 linear feet the existing stream that abuts the wetland. At the point where this stream discharges through a 24 inch diameter concrete pipe, a proposed 25 feet long, 36" reinforced concrete pipe, depressed 6 inches, will be connected to the existing 24" pipe. A proposed 20 linear feet (0.008 acre) placement of riprap protection at the outfall of the new pipe brings the total permanent impact of 29.47 linear feet to the stream.

Section WD2 of the project runs along County Line Road commencing approximately 1,400 feet east of Stump Road and extends in an easterly direction ending near the intersection Kulp and County Line Roads. The part of the project that runs in the north-south direction intersects County Line Road approximately at Road Station 330+60, commences approximately 200 feet south of the intersection of Guinness Lane and Limekiln Pike and runs north crossing County Line Road ending approximately 1,100 feet from the intersection of County Line Road and Limekiln Pike. The projects passes through portions of Warrington Township in Bucks County and Montgomery and Horsham Townships in Montgomery County (Merid-

ian at the center of the rehabilitation segment of the Roadway -Latitude 40° 14' 40.1"; Longitude 75° 11' 32.5").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

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

To perform the below listed water obstruction and encroachment activities associated stream bank restoration and stream realignment of Marcus Hook Creek (WWF) under the Weir Park Drainage Improvements Project. Specific water obstruction and encroachment are:

1. To replace an existing 51" x 72" bridget and construct and maintain in its place a 20-foot and 6-foot conspan arch culvert which convey the east branch Marcus Hook Creek through Weir Park.

2. To provide for energy dissipation by lining the downstream side of the proposed culvert with rip-rap.

3. To construct and maintain stream bank protection for the downstream right bank along with minor grading and the installation of cross vane deflectors upstream of the bridge to facilitate the streambank's restoration overall strategy.

4. To construct and maintain a coir mat liner and plants through the project area and on the banks of the stream to create a riparian buffer area.

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

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. 1341(a)].

Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-1915, Telephone 570-826-2511.

E58-300. Constitution Pipeline Company, LLC, 2800 Post Oak Boulevard, Level 17, Houston, TX 77056. Brooklyn, Hartford, New Milford, Jackson, Oakland & Harmony Townships, **Susquehanna County**, Army Corps of Engineers Baltimore District.

To construct and maintain various water obstructions and encroachments associated with the installation of approximately 25 miles of 30-inch diameter gas pipeline as part of the Constitution Pipeline Project. The water obstructions and encroachments are shown in the attached tables. The project includes ninety three (93) wetland crossings and eighty eight (88) stream crossings associated with the pipeline, workspace and access roads. The project permanently encroaches on approximately 9.50 acres of wetlands and temporarily encroaches on approximately 5.05 acres of wetlands. The project also encroaches on approximately 6,225 feet of stream channel.

The project begins on the east side of State Route 2059 approximately 0.50 mile from its intersection with Township Road T571 in Brooklyn Township (Montrose East, PA Quadrangle Latitude: 41° 47' 51.56"; Longitude: -75° 49' 25.63") and ends on the west side of Buckley Road at the PA/NY State Border in Harmony Township (Susquehanna, PA Quadrangle Latitude: 41° 59' 56.86"; Longitude: -75° 32' 28.85"). Subbasin: 4E

Table A—Streams Crossings Associated with the Constitution Pipeline

Feature ID	Stream Name ^b	Township	PA CH 93 Designated Use ^d	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Quadrangle	Crossing Method ^e	Wild Trout Stream ^f	Approved Trout Water ^g
STREAM CROSSINGS ASSOCIATED WITH PIPELINE									
1	SU-1M-S212 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 47.78"	-75° 49' 14.32"	Montrose East	II	N/A	N/A
2	SU-1M-S212 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 47.8"	-75° 49' 13.89"	Montrose East	II	N/A	N/A
3	SU-1B-S211 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 51.96"	-75° 48' 44.12"	Montrose East	II	N/A	N/A
4	SU-1B-S213 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 58.25"	-75° 48' 36.31"	Montrose East	II	N/A	N/A
5	SU-1C-S364 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 58.19"	-75° 48' 36.43"	Montrose East	N/A	N/A	N/A
6	SU-1C-S363 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 58.80"	-75° 48' 36.35"	Montrose East	N/A	N/A	N/A
7	SU-1X-S366 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 59.57"	-75° 48' 35.47"	Montrose East	II	N/A	N/A
8	SU-1B-S315 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 59.60"	-75° 48' 34.82"	Montrose East	II	N/A	N/A
9	SU-1B-S315A UNT to Hop Bottom Creek	Brooklyn	CWF	41° 47' 59.53"	-75° 48' 34.76"	Montrose East	N/A	N/A	N/A
10	SU-1M-S220 Hop Bottom Creek	Brooklyn	CWF	41° 48' 01.53"	-75° 48' 21.78"	Montrose East	II	N/A	N/A
11	SU-1M-S220 Hop Bottom Creek	Brooklyn	CWF	41° 48' 01.58"	-75° 48' 21.00"	Montrose East	II	N/A	N/A
12	SU-1B-S224 UNT to Hop Bottom Creek	Brooklyn	CWF	41° 48' 08.23"	-75° 47' 38.61"	Montrose East	II	N/A	N/A
13	SU-1C-S172A UNT to Martins Creek	Brooklyn	CWF	41° 48' 01.50"	-75° 46' 59.27"	Montrose East	II	N/A	N/A
14	SU-1C-S172A UNT to Martins Creek	Brooklyn	CWF	41° 48' 01.80"	-75° 46' 57.86"	Montrose East	N/A	N/A	N/A
15	SU-1C-S172 UNT to Martins Creek	Brooklyn	CWF	41° 48' 01.63"	-75° 46' 56.82"	Montrose East	II	N/A	N/A
16	SU-1B-S228 Martins Creek	Brooklyn	CWF	41° 47' 58.44"	-75° 46' 19.28"	Montrose East	II	N/A	TS
17	SU-1M-S229 Road Ditch	Brooklyn	CWF	41° 47' 58.69"	-75° 46' 15.98"	Montrose East	III	N/A	N/A
18	SU-1B-S275 UNT to Martins Creek	Brooklyn	CWF	41° 47' 58.80"	-75° 46' 14.51"	Montrose East	II	N/A	N/A
19	SU-1M-S275A UNT to Martins Creek	Brooklyn	CWF	41° 47' 58.89"	-75° 46' 13.39"	Montrose East	II	N/A	N/A
20	SU-1M-S275A UNT to Martins Creek	Brooklyn	CWF	41° 47' 58.74"	-75° 46' 12.17"	Montrose East	NA	N/A	N/A

	<i>Feature ID</i>	<i>Stream Name^b</i>	<i>Township</i>	<i>PA CH 93 Designated Use^d</i>	<i>Longitude (Decimal Degrees)</i>	<i>Latitude (Decimal Degrees)</i>	<i>Quadrangle</i>	<i>Crossing Method^e</i>	<i>Wild Trout Stream^f</i>	<i>Approved Trout Water^g</i>
21	SU-1M-S276	UNT to Martins Creek	Brooklyn	CWF	41° 47' 59.82"	-75° 46' 01.37"	Montrose East	II	N/A	N/A
22	SU-1M-S276	UNT to Martins Creek	Brooklyn	CWF	41° 47' 59.94"	-75° 46' 00.19"	Montrose East	II	N/A	N/A
23	SU-1M-S276	UNT to Martins Creek	Brooklyn	CWF	41° 48' 01.23"	-75° 45' 58.58"	Montrose East	III	N/A	N/A
24	SU-1M-S276A	Road Ditch	Brooklyn	CWF	41° 48' 01.42"	-75° 45' 58.61"	Montrose East	III	N/A	N/A
25	SU-1B-S136	UNT to East Branch Martins Creek	New Milford	CWF	41° 49' 42.17"	-75° 45' 27.36"	Montrose East	III	N/A	N/A
26	SU-1Q-S138A	UNT to Meylert Creek	New Milford	HQ-CWF	41° 50' 18.93"	-75° 44' 26.58"	Hartford	N/A	N/A	N/A
27	SU-1B-S137	Meylert Creek	New Milford	HQ-CWF	41° 50' 20.22"	-75° 44' 25.88"	Hartford	II	N/A	N/A
28	SU-1F-S140	UNT to Meylert Creek	New Milford	HQ-CWF	41° 50' 40.61"	-75° 44' 07.35"	Hartford	N/A	N/A	N/A
29	SU-1B-S141	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 50' 54.19"	-75° 42' 53.54"	Hartford	II	N/A	N/A
30	SU-1F-S148	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 51' 06.43"	-75° 42' 37.44"	Hartford	II	N/A	N/A
31	SU-1F-S142	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 51' 07.59"	-75° 42' 35.36"	Hartford	II	N/A	N/A
32	SU-1F-S142	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 51' 08.43"	-75° 42' 34.65"	Hartford	II	N/A	N/A
33	SU-1B-S144	Wellmans Creek	New Milford	HQ-CWF	41° 51' 12.42"	-75° 42' 25.86"	Hartford	II	N/A	N/A
34	SU-1B-S145	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 51' 12.88"	-75° 42' 24.47"	Hartford	II	N/A	N/A
35	SU-1D-S230	UNT to Wellmans Creek	New Milford	HQ-CWF	41° 51' 21.93"	-75° 42' 11.98"	Hartford	III	N/A	N/A
36	SU-1C-S029G	Road Ditch	New Milford	HQ-CWF	41° 51' 51.33"	-75° 41' 43.70"	Hartford	II	N/A	N/A
37	SU-1X-S231	Salt Lick Creek	New Milford	HQ-CWF	41° 51' 53.71"	-75° 41' 41.99"	Hartford	II	N/A	TS
38	SU-1X-S233	UNT to Salt Lick Creek	New Milford	HQ-CWF	41° 51' 54.78"	-75° 41' 40.25"	Hartford	N/A	N/A	N/A
39	SU-1D-S235	Agricultural Ditch	New Milford	HQ-CWF	41° 52' 13.51"	-75° 41' 10.68"	Hartford	II	N/A	N/A

<i>Feature ID</i>	<i>Stream Name^b</i>	<i>Township</i>	<i>PA CH 93 Designated Use^d</i>	<i>Longitude (Decimal Degrees)</i>	<i>Latitude (Decimal Degrees)</i>	<i>Quadrangle</i>	<i>Crossing Method^f</i>	<i>Wild Trout Streamⁱ</i>	<i>Approved Trout Waterⁱ</i>
40	UNT to Salt Lick Creek	New Milford	HQ-CWF	41° 52' 16.63"	-75° 40' 59.44"	Hartford	II	N/A	N/A
41	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 21.93"	-75° 40' 39.43"	Hartford	II	N/A	N/A
42	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 26.17"	-75° 40' 27.64"	Hartford	II	N/A	N/A
43	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 27.55"	-75° 40' 24.61"	Hartford	II	N/A	N/A
44	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 29.30"	-75° 40' 22.30"	Hartford	II	N/A	N/A
45	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 31.88"	-75° 40' 18.89"	Great Bend	II	N/A	N/A
46	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 38.08"	-75° 40' 16.99"	Great Bend	II	N/A	N/A
47	UNT to East Lake Creek	New Milford	HQ-CWF	41° 52' 51.66"	-75° 40' 01.79"	Great Bend	II	N/A	N/A
48	UNT to Salt Lick Creek	New Milford	HQ-CWF	41° 53' 22.16"	-75° 39' 15.66"	Great Bend	N/A	N/A	N/A
49	UNT to Salt Lick Creek	New Milford	HQ-CWF	41° 53' 23.04"	-75° 39' 15.09"	Great Bend	II	N/A	N/A
50	UNT to Lewis Creek	New Milford	CWF	41° 54' 08.87"	-75° 37' 53.61"	Great Bend	N/A	N/A	N/A
51	Road Ditch	Jackson	CWF	41° 54' 20.93"	-75° 37' 07.08"	Susquehanna	II	N/A	N/A
52	UNT to Drinker Creek	Jackson	CWF	41° 54' 22.94"	-75° 36' 58.58"	Susquehanna	II	N/A	N/A
53	UNT to Drinker Creek	Jackson	CWF	41° 54' 24.24"	-75° 36' 54.57"	Susquehanna	II	N/A	N/A
54	UNT to Drinker Creek	Jackson	CWF	41° 54' 26.85"	-75° 36' 44.63"	Susquehanna	II	N/A	N/A
55	UNT to Drinker Creek	Jackson	CWF	41° 54' 27.68"	-75° 36' 43.56"	Susquehanna	N/A	N/A	N/A
56	UNT to Drinker Creek	Jackson	CWF	41° 54' 30.29"	-75° 36' 34.42"	Susquehanna	II	N/A	N/A
57	UNT to Drinker Creek	Jackson	CWF	41° 54' 35.70"	-75° 36' 24.05"	Susquehanna	II	N/A	N/A
58	UNT to Drinker Creek	Jackson	CWF	41° 54' 35.41"	-75° 36' 23.55"	Susquehanna	N/A	N/A	N/A
59	UNT to Canawacta Creek	Harmony	CWF	41° 55' 52.38"	-75° 34' 39.47"	Susquehanna	II	N/A	TS

	<i>Feature ID</i>	<i>Stream Name^b</i>	<i>Township</i>	<i>PA CH 93 Designated Use^d</i>	<i>Longitude (Decimal Degrees)</i>	<i>Latitude (Decimal Degrees)</i>	<i>Quadrangle</i>	<i>Crossing Method^f</i>	<i>Wild Trout Streamⁱ</i>	<i>Approved Trout Water^j</i>
60	SU-1G-S298	Canawacta Creek	Harmony	CWF	41° 56' 25.09"	-75° 34' 08.49"	Susquehanna	II	N/A	TS
61	SU-1X-S285	UNT to Starrucca Creek	Harmony	CWF	41° 56' 49.80"	-75° 33' 01.99"	Susquehanna	II	N/A	TS
62	SU-1X-S285A	UNT to Starrucca Creek	Harmony	CWF	41° 56' 50.15"	-75° 33' 02.51"	Susquehanna	N/A	N/A	TS
63	SU-1X-S286	UNT to Starrucca Creek	Harmony	CWF	41° 56' 50.58"	-75° 32' 57.87"	Susquehanna	II	N/A	TS
64	SU-1S-S289A	UNT to Starrucca Creek	Harmony	CWF	41° 56' 59.04"	-75° 32' 05.47"	Susquehanna	II	N/A	TS
65	SU-1X-S289	UNT to Starrucca Creek	Harmony	CWF	41° 56' 59.68"	-75° 32' 03.16"	Susquehanna	II	N/A	TS
66	SU-1C-S367	UNT to Starrucca Creek	Harmony	CWF	41° 57' 33.40"	-75° 31' 47.76"	Susquehanna	III	N/A	TS
67	SU-1C-S279	UNT to Starrucca Creek	Harmony	CWF	41° 57' 35.57"	-75° 31' 46.98"	Susquehanna	II	N/A	TS
68	SU-1C-S180	Starrucca Creek	Harmony	CWF	41° 57' 41.62"	-75° 31' 32.09"	Susquehanna	II	N/A	TS
69	SU-1X-S281	UNT to Roaring Run	Harmony	CWF	41° 58' 15.16"	-75° 31' 25.71"	Susquehanna	II	Wild Trout	N/A
70	SU-1C-S282	UNT to Roaring Run	Harmony	CWF	41° 58' 15.10"	-75° 31' 28.24"	Susquehanna	II	Wild Trout	N/A
71	SU-1X-S284A	UNT to Roaring Run	Harmony	CWF	41° 58' 15.36"	-75° 31' 29.07"	Susquehanna	II	Wild Trout	N/A
72	SU-1X-S284	Roaring Run	Harmony	CWF	41° 58' 14.93"	-75° 31' 29.20"	Susquehanna	II	Wild Trout	N/A
73	SU-1X-S284B	UNT to Roaring Run	Harmony	CWF	41° 58' 14.66"	-75° 31' 30.70"	Susquehanna	N/A	Wild Trout	N/A
74	SU-1C-S371	UNT to Roaring Run	Harmony	CWF	41° 58' 14.44"	-75° 31' 31.94"	Susquehanna	II	Wild Trout	N/A
75	SU-1C-S283	Little Roaring Brook	Harmony	CWF	41° 58' 24.79"	-75° 32' 16.67"	Susquehanna	II	N/A	N/A
76	SU-1Q-S200	UNT to Little Roaring Brook	Harmony	CWF	41° 58' 41.54"	-75° 32' 34.41"	Susquehanna	II	N/A	N/A
77	SU-1J-S202	UNT to Little Roaring Brook	Harmony	CWF	41° 58' 44.28"	-75° 32' 35.02"	Susquehanna	II	N/A	N/A

Feature ID	Stream Name ^b	Township	PA CH 93 Designated Use ^d	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Quadrangle	Crossing Method ^f	Wild Trout Stream ⁱ	Approved Trout Water ⁱ
78	UNT to Little Roaring Brook	Harmony	CWF	41° 58' 47.31"	-75° 32' 34.72"	Susquehanna	II	N/A	N/A
79	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 08.63"	-75° 32' 33.19"	Susquehanna	II	N/A	N/A
80	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 09.15"	-75° 32' 33.19"	Susquehanna	II	N/A	N/A
81	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 10.22"	-75° 32' 33.18"	Susquehanna	II	N/A	N/A
82	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 14.87"	-75° 32' 32.50"	Susquehanna	N/A	N/A	N/A
83	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 16.33"	-75° 32' 33.12"	Susquehanna	II	N/A	N/A
84	UNT to Little Roaring Brook	Harmony	CWF	41° 59' 16.57"	-75° 32' 33.30"	Susquehanna	N/A	N/A	N/A
85	UNT to Cascade Creek	Harmony	CWF	41° 59' 56.23"	-75° 32' 29.18"	Susquehanna	II	N/A	N/A

STREAM CROSSINGS ASSOCIATED WITH ACCESS ROADS

Table B—Wetland Impacts Associated with the Constitution Pipeline

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{b,c,e}		Area of Impact in Temporary ROW (acres) ^{d,e}		Crossing Method ^f	State Wetland Classification ^g	
					PFO	PSS	PEM	PSS			PEM
WETLAND IMPACTS ASSOCIATED WITH PIPELINE											
1	Brooklyn	Montrose East	41° 47' 48.00"	-75° 49' 18.53"	0.04	0.00	0.00	0.05	0.00	II	Other
2	Brooklyn	Montrose East	41° 47' 48.24"	-75° 49' 07.34"	0.00	0.00	0.12	0.00	0.00	II	Other
			41° 47' 48.44"	-75° 49' 04.22"							
3	Brooklyn	Montrose East	41° 47' 48.18"	-75° 49' 01.99"	0.00	0.00	0.00	0.00	0.02	N/A	Other
4	Brooklyn	Montrose East	41° 47' 48.89"	-75° 48' 57.51"	0.00	0.00	0.18	0.00	0.08	IV	Other
5	Brooklyn	Montrose East	41° 48' 00.78"	-75° 48' 32.76"	0.00	0.00	0.01	0.00	0.01	II	Other

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{c,e}				Area of Impact in Temporary ROW (acres) ^{d,e}		Crossing Method ^f	State Wetland Classification ^g	
					PFO	PSS	PEM	PFO	PSS	PEM			
6	Brooklyn	Montrose East	41° 48' 01.49"	-75° 48' 22.31"	0.00	0.10	0.39	0.00	0.08	0.18	II	Other	
			41° 48' 01.77"	-75° 48' 18.27"								II	Other
7	Brooklyn	Montrose East	41° 48' 01.06"	-75° 47' 15.19"	0.00	0.00	0.17	0.00	0.00	0.04	II	Other	
			41° 48' 01.14"	-75° 47' 11.53"								II	Other
8	Brooklyn	Montrose East	41° 48' 00.73"	-75° 47' 09.03"							N/A	Other	
			41° 48' 01.25"	-75° 47' 07.2"	0.00	0.00	0.44	0.00	0.00	0.24	II	Other	
			41° 48' 01.30"	-75° 47' 04.99"								II	Other
			41° 48' 01.39"	-75° 47' 01.55"								II	Other
9	Brooklyn	Montrose East	41° 48' 01.53"	-75° 46' 58.75"	0.05	0.13	0.03	0.01	0.03	0.01	II	Other	
10	Brooklyn	Montrose East	41° 48' 01.33"	-75° 46' 53.53"	0.00	0.00	0.06	0.00	0.01	0.04	II	Other	
11	Brooklyn	Montrose East	41° 48' 00.21"	-75° 46' 52.75"	0.00	0.00	0.00	0.00	0.00	0.01	N/A	Other	
12	Brooklyn/ Hartford	Montrose East	41° 47' 58.46"	-75° 46' 18.99"	0.02	0.00	0.00	0.00	0.00	0.00	II	Other	
13	Hartford	Montrose East	41° 48' 00.08"	-75° 45' 58.687"	0.00	0.00	0.14	0.00	0.00	0.00	II	Other	
			41° 48' 28.12"	-75° 46' 00.54"	0.00	0.00	0.00	0.00	0.00	0.04	N/A	Other	
14	Hartford	Montrose East	41° 48' 30.08"	-75° 45' 59.47"							N/A	Other	
			41° 48' 45.07"	-75° 45' 54.06"	0.00	0.02	0.00	0.00	0.11	0.00	N/A	Other	
15	Hartford	Montrose East	41° 48' 46.49"	-75° 45' 53.55"							N/A	Other	
			41° 48' 56.69"	-75° 45' 51.52"	0.00	0.00	0.36	0.00	0.00	0.13	II	Other	
16	New Milford	Montrose East	41° 48' 59.82"	-75° 45' 49.94"	0.00	0.00	0.12	0.00	0.00	0.07	II	Other	
17	New Milford	Montrose East	41° 49' 01.77"	-75° 45' 49.9"	0.00	0.00	0.11	0.00	0.00	0.08	II	Other	
18	New Milford	Montrose East	41° 49' 15.75"	-75° 45' 49.84"	0.00	0.00	0.00	0.00	0.00	0.02	N/A	Other	
			41° 49' 41.71"	-75° 45' 27.53"	0.01	0.00	0.11	0.02	0.00	0.07	N/A	Other	
19	New Milford	Montrose East	41° 49' 42.12"	-75° 45' 26.59"							IV	Other	
			41° 50' 11.75"	-75° 44' 32.56"	0.00	0.00	0.03	0.00	0.00	0.02	0.02	II	Other
20	New Milford	Harford	41° 50' 18.46"	-75° 44' 26.55"	0.00	0.14	0.00	0.00	0.07	0.00	II	Other	
21	New Milford	Harford	41° 50' 20.31"	-75° 44' 25.85"	0.00	0.04	0.00	0.00	0.01	0.02	II	Other	
22	New Milford	Harford	41° 50' 40.44"	-75° 44' 07.32"	0.01	0.00	0.00	0.01	0.00	0.00	II	Other	
			41° 50' 53.2"	-75° 42' 56.19"								II	Other
23	New Milford	Harford	41° 50' 54.59"	-75° 42' 53.92"	0.00	0.07	0.20	0.00	0.01	0.06		Other	
			41° 50' 53.94"	-75° 42' 54.09"									Other
			41° 50' 54.47"	-75° 42' 52.90"									Other
			41° 51' 06.34"	-75° 42' 37.56"	0.07	0.00	0.00	0.10	0.00	0.00	0.00	II	Other
24	New Milford	Harford	41° 51' 08.31"	-75° 42' 34.4"							N/A	Other	
													Other

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{c,e}			Area of Impact in Temporary ROW (acres) ^{d,e}			Crossing Method ^f	State Wetland Classification ^g	
					PFO	PSS	PEM	PFO	PSS	PEM			
27	New Milford	Harford	41° 51' 12.70"	-75° 42' 25.20"	0.00	0.00	0.37	0.00	0.00	0.20	II	Other	
			41° 51' 14.11"	-75° 42' 18.70"								II	Other
			41° 51' 16.04"	-75° 42' 14.04"	0.00	0.00	0.01	0.00	0.00	0.00	0.00	N/A	
			41° 51' 21.12"	-75° 42' 12.5"	0.00	0.00	0.10	0.00	0.00	0.00	0.00	II & IV	Other
28	New Milford	Harford	41° 51' 22.18"	-75° 42' 11.88"	0.00	0.00	0.07	0.00	0.00	0.04	II & IV	Other	
			41° 51' 52.12"	-75° 41' 43.01"	0.00	0.00	0.00	0.00	0.00	0.00	0.01	N/A	Other
30	New Milford	Harford	41° 51' 54.11"	-75° 41' 41.60"	0.00	0.00	0.07	0.00	0.00	0.05	II	Other	
			41° 51' 55.77"	-75° 41' 39.97"	0.00	0.08	0.00	0.00	0.08	0.00	0.00	II	Other
31	New Milford	Harford	41° 51' 57.07"	-75° 41' 37.04"							N/A	Other	
			41° 52' 00.56"	-75° 41' 32.02"	0.09	0.00	0.00	0.10	0.00	0.01	II	Other	
32	New Milford	Harford	41° 52' 04.73"	-75° 41' 26.80"							N/A	Other	
33	New Milford	Harford	41° 52' 12.34"	-75° 41' 12.98"	0.00	0.00	0.12	0.00	0.00	0.02	II	Other	
34	New Milford	Harford	41° 52' 16.73"	-75° 40' 58.40"	0.00	0.00	0.23	0.00	0.00	0.12	II	Other	
35	New Milford	Harford	41° 52' 18.53"	-75° 40' 52.45"	0.00	0.00	0.41	0.00	0.00	0.18	II	Other	
36	New Milford	Harford	41° 52' 20.79"	-75° 40' 44.12"	0.00	0.00	0.00	0.01	0.00	0.00	N/A	Other	
			41° 52' 21.63"	-75° 40' 43"								II	Other
37	New Milford	Harford	41° 52' 21.80"	-75° 40' 40.94"	0.30	0.00	0.00	0.09	0.00	0.00	II	Other	
			41° 52' 21.97"	-75° 40' 39.00"								II	Other
38	New Milford	Harford	41° 52' 25.87"	-75° 40' 29.63"	0.00	0.00	0.10	0.00	0.00	0.03	II	Other	
			41° 52' 25.72"	-75° 40' 27.44"	0.00	0.00	0.00	0.01	0.00	0.00	0.00	N/A	Other
39	New Milford	Harford	41° 52' 38.45"	-75° 40' 17.11"							II	Other	
			41° 52' 40.7"	-75° 40' 15.30"	0.12	0.00	0.00	0.11	0.00	0.00	0.00	N/A	Other
40	New Milford	Great Bend	41° 52' 42.1"	-75° 40' 14.03"							N/A	Other	
			41° 52' 48.51"	-75° 40' 06.51"	0.00	0.00	0.10	0.00	0.00	0.06	0.06	II	Other
41	New Milford	Great Bend	41° 52' 49.74"	-75° 40' 04.67"	0.00	0.00	0.21	0.00	0.00	0.05	II	Other	
			41° 52' 51.87"	-75° 40' 01.91"	0.00	0.00	0.01	0.00	0.00	0.00	0.00	N/A	Other
42	New Milford	Great Bend	41° 53' 17.41"	-75° 39' 25.31"	0.01	0.00	0.00	0.01	0.00	0.00	II	Other	
			41° 53' 18"	-75° 39' 24.25"	0.08	0.00	0.00	0.04	0.00	0.00	0.00	II	Other
43	New Milford	Great Bend	41° 53' 20.47"	-75° 39' 19.76"	0.02	0.00	0.00	0.01	0.00	0.00	II	Other	
			41° 53' 22.63"	-75° 39' 15.84"	0.14	0.00	0.00	0.05	0.00	0.00	0.00	II	Other
44	New Milford	Great Bend	41° 53' 22.98"	-75° 39' 15.21"							II	Other	
			41° 53' 51.30"	-75° 38' 44.46"	0.14	0.00	0.00	0.07	0.00	0.00	0.00	II	Other
45	New Milford	Great Bend	41° 53' 59.45"	-75° 38' 33.35"	0.01	0.00	0.00	0.02	0.00	0.00	N/A	Other	

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{c,e}			Area of Impact in Temporary ROW (acres) ^{d,e}			Crossing Method ^f	State Wetland Classification ^g
					PFO	PSS	PEM	PFO	PSS	PEM		
50	Jackson	Great Bend	41° 54' 07.26"	-75° 38' 05.54"	0.00	0.00	0.17	0.00	0.00	0.13	II	Other
			41° 54' 07.29"	-75° 38' 04.00"								II
51	Jackson	Great Bend	41° 54' 07.94"	-75° 37' 56.37"	0.04	0.00	0.00	0.02	0.00	0.00	II	Other
			41° 54' 08.36"	-75° 37' 53.51"	0.00	0.00	0.06	0.00	0.00	0.00	0.03	II&IV
52	Jackson	Great Bend	41° 54' 09.59"	-75° 37' 52.63"	0.00	0.00	0.00	0.00	0.00	0.00	N/A	Other
			41° 54' 14.82"	-75° 37' 39.59"	0.00	0.00	0.02	0.00	0.00	0.00	0.00	N/A
53	Jackson	Great Bend	41° 54' 15.34"	-75° 37' 35.63"	0.00	0.00	0.32	0.00	0.00	0.18	II&IV	Other
			41° 54' 20.88"	-75° 37' 03.15"	0.00	0.00	0.01	0.00	0.01	0.02	0.00	N/A
54	Jackson	Great Bend	41° 54' 22.26"	-75° 37' 00.47"	0.15	0.00	0.00	0.05	0.00	0.00	II	Other
			41° 54' 26.96"	-75° 36' 44.92"	0.00	0.00	0.02	0.00	0.00	0.00	0.00	N/A
55	Jackson	Susquehanna	41° 54' 27.55"	-75° 36' 43.74"	0.00	0.00	0.00	0.02	0.00	0.00	N/A	Other
			41° 54' 28.20"	-75° 36' 42.06"								N/A
56	Jackson	Susquehanna	41° 54' 27.24"	-75° 36' 43.46"	0.00	0.00	0.03	0.00	0.00	0.04	N/A	Other
			41° 54' 30.30"	-75° 36' 34.36"	0.00	0.03	0.01	0.00	0.02	0.01	0.01	II
57	Jackson	Susquehanna	41° 54' 35.37"	-75° 36' 23.55"	0.00	0.00	0.00	0.01	0.00	0.00	N/A	Other
			41° 54' 46.87"	-75° 36' 07.67"	0.02	0.00	0.00	0.00	0.00	0.00	0.00	N/A
58	Oakland	Susquehanna	41° 54' 54.9"	-75° 36' 02.26"	0.13	0.00	0.00	0.04	0.00	0.00	II	Other
			41° 55' 08.12"	-75° 35' 46.97"	0.22	0.00	0.02	0.05	0.00	0.05	0.00	II
59	Harmony	Susquehanna	41° 56' 26.18"	-75° 34' 07.66"	0.00	0.09	0.00	0.00	0.04	0.00	II	Other
			41° 56' 26.62"	-75° 34' 07.33"								II
60	Harmony	Susquehanna	41° 56' 29.33"	-75° 34' 04.68"	0.00	0.08	0.00	0.00	0.04	0.00	II	Other
			41° 56' 50.12"	-75° 33' 02.87"	0.00	0.16	0.00	0.00	0.04	0.00	0.00	II
61	Harmony	Susquehanna	41° 56' 50.68"	-75° 32' 56.79"	0.05	0.00	0.00	0.15	0.00	0.00	II	Other
			41° 56' 58.92"	-75° 32' 05.7"	0.00	0.00	0.03	0.00	0.00	0.02	0.00	II
62	Harmony	Susquehanna	41° 56' 59.75"	-75° 32' 02.73"	0.00	0.00	0.02	0.00	0.00	0.00	II	Other
			41° 57' 00.11"	-75° 32' 01.93"	0.01	0.00	0.00	0.00	0.00	0.00	0.00	N/A
63	Harmony	Susquehanna	41° 57' 08.47"	-75° 31' 57.48"	0.01	0.00	0.00	0.00	0.00	0.00	N/A	Other
			41° 57' 32.17"	-75° 31' 47.54"	0.00	0.00	0.00	0.00	0.01	0.00	0.00	N/A
64	Harmony	Susquehanna	41° 57' 35.74"	-75° 31' 46.87"	0.03	0.00	0.00	0.02	0.00	0.00	II	Other
			41° 57' 41.8"	-75° 31' 31.36"	0.01	0.00	0.00	0.01	0.00	0.00	0.00	N/A
65	Harmony	Susquehanna	41° 58' 12.66"	-75° 31' 21.23"	0.13	0.00	0.00	0.02	0.00	0.00	II	Other
			41° 58' 15.12"	-75° 31' 25.63"	0.07	0.00	0.00	0.02	0.00	0.00	0.00	II

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{c,e}			Area of Impact in Temporary ROW (acres) ^{d,e}			Crossing Method	State Wetland Classification ^f	
					PFO	PSS	PEM	PFO	PSS	PEM			
77	Harmony	Susquehanna	41° 58' 15.37"	-75° 31' 29.47"									
	Harmony		41° 58' 14.79"	-75° 31' 29.95"	0.11	0.00	0.00	0.06	0.00	0.00	N/A	EV	
	Harmony		41° 58' 14.63"	-75° 31' 30.9"								II	EV
78	Harmony	Susquehanna	41° 58' 14.38"	-75° 31' 32.24"	0.03	0.00	0.00	0.00	0.00	0.00	II	EV	
79	Harmony	Susquehanna	41° 58' 12.25"	-75° 31' 42.08"	0.00	0.00	0.12	0.00	0.00	0.08	II	Other	
80	Harmony	Susquehanna	41° 58' 23.36"	-75° 32' 14.42"	0.00	0.00	0.03	0.00	0.00	0.00	II	Other	
81	Harmony	Susquehanna	41° 58' 24.61"	-75° 32' 16.72"	0.00	0.00	0.04	0.00	0.00	0.02	N/A	Other	
	Harmony		41° 58' 24.56"	-75° 32' 16.31"							II	Other	
82	Harmony	Susquehanna	41° 59' 08.68"	-75° 32' 33.19"	0.02	0.00	0.00	0.01	0.00	0.00	II	Other	
83	Harmony	Susquehanna	41° 59' 09.09"	-75° 32' 32.61"	0.00	0.00	0.00	0.01	0.00	0.00	N/A	Other	
84	Harmony	Susquehanna	41° 59' 13.01"	-75° 32' 33.44"	0.01	0.00	0.00	0.00	0.00	0.00	N/A	Other	
85	Harmony	Susquehanna	41° 59' 15.51"	-75° 32' 33.13"	0.17	0.00	0.00	0.06	0.00	0.00	II	Other	
86	Harmony	Susquehanna	41° 59' 16.43"	-75° 32' 33.12"	0.01	0.00	0.00	0.00	0.00	0.00	II	Other	
87	Harmony	Susquehanna	41° 59' 37.43"	-75° 32' 36.44"	0.34	0.13	0.00	0.12	0.12	0.00	II	Other	
88	Harmony	Susquehanna	41° 59' 50.49"	-75° 32' 34.74"	0.20	0.00	0.32	0.12	0.00	0.11	II	Other	
	Harmony		41° 59' 56.02"	-75° 32' 29.34"	0.00	0.06	0.00	0.00	0.03	0.00	II	Other	
Permanent ROW Total					2.87	1.13	5.49						
Temporary ROW Total								1.48	0.71	2.67			
WETLANDS ASSOCIATED WITH ACCESS ROADS													
89	New Milford	Harford	41° 51' 52.83"	-75° 41' 26.31"						0.02		Temporary Equip Mats	Other
	New Milford	Harford	41° 51' 52.93"	-75° 41' 25.2"						0.01		Temporary Equip Mats	Other
90	New Milford	Harford	41° 51' 53.63"	-75° 41' 25.64"				0.01				Temporary Equip Mats	Other
91	New Milford	Great Bend	41° 51' 56.14"	-75° 41' 26.60"						0.09		Temporary Equip Mats	Other
92	New Milford	Great Bend	41° 52' 46.17"	-75° 39' 40.67"			0.01					Permanent Fill	Other
93	Harmony	Susquehanna	41° 59' 49.04"	-75° 32' 35.88"				0.01				Temporary Equip Mats	Other
Permanent Access Road Total					0.00	0.00	0.01						

Feature ID	Township	Quadrangle	Longitude (Decimal Degrees)	Latitude (Decimal Degrees)	Area of Impact in Permanent 50ft ROW (acres) ^{c,e}			Area of Impact in Temporary ROW (acres) ^{d,e}			Crossing Method ^f	State Wetland Classification ^g
					PFO	PSS	PEM	PFO	PSS	PEM		
Temporary Access Road Total												
Project Totals					2.87	1.13	5.50	1.50	0.83	2.72		

^a MP correlates to where stream crosses the proposed pipeline centerline.
^b UNT =unnamed Tributary
^c P = Perennial, I = Intermittent, E = Ephemeral
^d Pennsylvania 25 Chapter 93 Water Quality Standards: WWF-Warm Water Fishery; HQ-WWF-High Quality-Warm Water Fishery; TSF-Trout Stocked Fishery. Those waterbodies designated as TSF have an in-stream construction restriction from March 1-June 15.
^e Length listed includes the length of the waterbody, measured along the stream centerline, within the Project (temp and perm ROW).
^f Permanent impacts represent the acreage of each feature within the 50ft permanent ROW that will be kept for the life of the pipeline.
^g Temporary impacts represent the acreage of each feature within the temporary ROW, and/or the area of temporary disturbance along access roads.
^h Floodway consists of either mapped FEMA floodway or if not mapped PADEP assumed 50ft floodway extending from top-of-bank.
ⁱ I = Wet Open Cut Method; II = Dry Crossing Method, including Flume, Dam and Pump, Cofferdam, or Dry Open Cut for waterbodies that are dry at the time of crossing; Method III = Conventional Bore; IV = HDD, V = Direct Pipe Method. Intermittent waterbodies containing discernible flow at the time of construction will be crossed using a dry crossing method, unless otherwise authorized by applicable regulatory agencies.
^j TS = Trout stocked; PA Fishery Classifications: Approved trout waters (PFBC 2013 and PFBC 2012a); Natural Trout Reproduction (PFBC 2012b,c), Class A Wild Trout Water, Bureau of Fisheries website.
^k Construction Windows for fisheries are based on PFBC state fishery classification restrictions. Potential timing restrictions reflect dates during which construction activities may occur and are subject to PFBC and PADEP review. Constitution will adhere to the PADEP and PFBC fishery timing restriction during construction; state fishery timing restrictions are designed by the state to protect the resources during the time period that the state has determined is critical.
^a Wetland classification according to Cowardin et al. 1979: PEM = Palustrine Emergent Wetland; PSS = Palustrine Scrub-Shrub Wetland; PFO = Palustrine Forested Wetland.
^b 0.0 = wetland is not crossed by the pipeline but is in workspace.
^c Permanent impacts represent the acreage of each feature within the 50-foot permanent ROW that will be kept for the life of the pipeline.
^d Temporary impacts represent the acreage of each feature within the temporary ROW, and/or the area of temporary disturbance along access roads.
^e All impacts from 0.001 to 0.009 acre are displayed as 0.01.
^f Crossing Methods for wetlands; I = Standard Crossing; II = Conventional Crossing; III = Push/Pull Crossing; IV = Conventional Bore; V = Horizontal Directional Drill; N/A = Wetland not crossed by pipeline
^g Pennsylvania classifies wetlands as exceptional value or other per 25 Pa. Code Ch. 105.
^h Wetland boundary falls entirely within a 50 foot floodplain.
Note: The 50 foot permanent ROW will be maintained as follows: 10-foot wide corridor permanently maintained in herbaceous vegetated cover through PSS wetlands, and 30-foot wide corridor permanently maintained through PFO wetlands where trees taller than 15 feet will be selectively cut and removed. For a HDD crossing methods, a 10-foot wide corridor will be permanently maintained in herbaceous vegetated cover through PFO and PSS wetlands. However, the permanently maintained corridors represent a change in cover type from PFO to PSS and PEM or PSS to PEM requiring mitigation. There is no operation impact on PEM wetlands, since there is no change in the pre- and post-construction vegetation cover type. Therefore to comply with the PADEP mandate of depicting permanent and temporary ROW impacts, the 50 foot Permanent ROW impact depicted within this table does reflect this smaller operation impact.

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

E22-606: Lower Paxton Township, 425 Prince Street, Suite 139, Harrisburg, PA 17109 in Lower Paxton Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District

To remove existing structures and to install and maintain the following:

<i>Description of Impact</i>	<i>Resource Name (Classification)</i>	<i>Impact Dimensions (Length x Width) (Feet)</i>		<i>Impact area (acres)</i>	<i>Latitude</i>	<i>Longitude</i>
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	14	0.010	40° 19' 34"	76° 45' 57"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	35	0.024	40° 19' 34"	76° 46' 00"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	40	5	0.005	40° 19' 30"	76° 46' 12"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	35	7	0.006	40° 19' 30"	76° 46' 13"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	50	7	0.008	40° 19' 30"	76° 46' 13"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	7	4	0.001	40° 19' 34"	76° 45' 57"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	8	0.006	40° 19' 26"	76° 46' 26"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	15	0.010	40° 19' 25"	76° 46' 29"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	35	15	0.012	40° 19' 25"	76° 46' 34"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	9	0.006	40° 19' 24"	76° 46' 36"
Utility line wetland crossing	Wetland A (PSS)	90		0.076	40° 19' 33"	76° 45' 57"
Construction of utility line	Wetland B (PEM)	0		0.005	40° 19' 30"	76° 46' 10"
Construction of utility line	Wetland C (PFO)	0		0.002	40° 19' 30"	76° 46' 12"
Utility line wetland crossing	Wetland D (PEM)	494		0.451	40° 19' 28"	76° 46' 15"
Construction of utility line	Wetland E (PEM)	90	20	0.042	40° 19' 26"	76° 46' 23"
Construction of utility line	Wetland G (PEM)	0		0.002	40° 19' 25"	76° 46' 37"
Construction of MH 231	Wetland D (PEM)			0.0005	40° 19' 28"	76° 46' 15"
Removal of 5, 5 ft. dia. manholes	Wetlands A, D, and E (PSS, PEM)			0.002		
Removal of 4, 5 ft. dia. manholes	Floodway of UNT to Beaver Creek			0.132		
Construction of utility line	Floodway of UNT to Beaver Creek	5,902		5.20		

The following activities are eligible for a waiver under 105.12(a)(2):

<i>Description of Impact</i>	<i>Resource Name (Classification)</i>	<i>Impact Dimensions (Length x Width) (Feet)</i>		<i>Impact area (acres)</i>	<i>Latitude</i>	<i>Longitude</i>
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	5	0.003	40° 19' 34"	76° 46' 01"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	16	0.011	40° 19' 25"	76° 46' 22"

<i>Description of Impact</i>	<i>Resource Name (Classification)</i>	<i>Impact Dimensions (Length x Width) (Feet)</i>		<i>Impact area (acres)</i>	<i>Latitude</i>	<i>Longitude</i>
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	40	11	0.010	40° 19' 25"	76° 46' 27"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	40	10	0.009	40° 19' 23"	76° 46' 27"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	50	3	0.003	40° 19' 26"	76° 46' 32"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	30	7	0.005	40° 19' 24"	76° 46' 39"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	50	12	0.014	40° 19' 24"	76° 46' 41"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	35	10	0.008	40° 19' 26"	76° 46' 48"
Utility line stream crossing	UNT to Beaver Creek (WWF,MF)	50	14	0.016	40° 19' 23"	76° 46' 40"

The project proposes to temporarily impact 672 linear feet of stream channel, 5.20 acres of floodway, and 0.58 acre of wetlands, and permanently impact 0.0005 acre of wetlands.

Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636

E18-490. Enterprise TE Products Operating, LLC, PO Box 4324, Houston, TX 77210-4324. Enterprise Products Operating P-40/Segment 696 Gas Transmission Inspection, Repair, Operation and Maintenance Project, East Keating and Leidy Townships, **Clinton County**, ACOE Baltimore District (Hammersley Fork, PA Quadrangle, Southwest Termini Latitude: 41° 25' 51.06" ; Longitude: -77° 59' 20.19" and Northeast Termini Latitude: 41° 28' 31.48": Longitude -77° 57' 14.22").

Authorization to repair, operate and maintain 3.65-miles of the existing P-40/Segment 696 pipeline. Annual inspection, repair, modification, section replacement and maintenance activities along the existing gas transmission pipeline and within the 50-foot maintained right-of-way will require the following six (6) wetland and/or stream encroachments at the given location:

<i>Feature ID</i>	<i>Regulated Feature</i>	<i>Activity</i>	<i>Latitude</i>	<i>Longitude</i>	<i>Activity Length</i>	<i>Water Quality</i>
27SA	Unnamed Trib Wykoff Branch	Temporary Construction Access	41° 27' 22.42"	77° 58' 07.24"	12'	EV, MF
27WA	Wetland	Temporary Construction Access	41° 27' 39.57"	77° 57' 55.21"	271'	EV, MF
27WB	Wetland	Temporary Construction Access	41° 27' 21.42"	77° 58' 07.93"	463'	EV, MF
27WB	Wetland	Pipeline Inspection & Repair (Dig #25)	41° 27' 21.42"	77° 58' 07.93"	11'	EV, MF
27WC	Wetland	Temporary Construction Access	41° 27' 07.20"	77° 58' 19.20"	380'	EV, MF
23WA	Wetland	Pipeline Inspection & Maintenance (Dig #23)	41° 26' 15.93"	77° 58' 53.30"	20'	EV, MF

Any pipeline repair, modification or section replacement activities being conducted in-stream shall be performed in dry work conditions by boring, dam and pumping, fluming or diverting stream flow around the section where activities are to be conducted. Since P-40 pipeline crossings of waterways within the county are streams sustaining wild trout fisheries, no present or future pipeline

repair, modification, replacement or maintenance activity shall be conducted in-stream between October 1 and December 31 without prior written approval of the Pennsylvania Fish & Boat Commission. Pipeline repair, modification, section replacement and maintenance activities is located along the northern right-of-way of Wykoff Road approximately 1-mile east of Montour and Wykoff Road

intersection. Any new or additional watercourse and/or wetland impact to be incurred for future P-40 pipeline inspection repair, or maintenance activity shall obtain prior written approval from the Department as an amendment to this authorization. Any amendment to this authorization shall be solely limited to the Enterprise P-40 pipeline and its 50-foot maintained right-of-way.

E19-306. Transcontinental Gas Pipe Line Company, LLC, 2800 Post Oak Blvd, Houston, TX 77056. Geotechnical Testing in Franklin and Montour Townships, **Columbia County**, ACOE Baltimore District (Catawissa, PA Quadrangle Latitude: 40° 56' 57"; Longitude: -76° 29' 2"

To conduct geotechnical testing within the Susquehanna River, Warm Water Fishery. The testing shall utilize a barge mounted drill rig, placement of a 6 inch diameter bore casing submerged several inches into the bed of the river allowing all drilling operations to be contained within the casing. All waste materials shall be extracted through the casing and placed into containers upon the barge for disposal. Upon completion of sampling, the bore hole shall be filled with a grout material to the mud line (surface of submerged river sediments). This project is located on the Franklin and Montour Township municipal boundary line directly downstream from the Existing PPL Power Line. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

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

E02-1696. Redevelopment Authority of Allegheny County, One Chatham Center, Suite 900, 112 Washington Place, Pittsburgh, PA 15219; Moon Township, Robinson Township, and Coraopolis Borough, **Allegheny County**.

Has been given consent to place and maintain approximately 7,567 cubic yards of fill on the left bank and in approximately 2.9 acres of the floodplain of Montour Run (TSF), and to construct and maintain two (2) stormwater outfall structures along the left bank of Montour Run (TSF) for the purpose of constructing an outdoor, multi-purpose sports and athletic complex consisting of two (2) synthetic sports fields with associated grass practice areas, asphalt driveway and parking areas, site utilities, and a children's playground. The project is located on a 78.0 acre brownfield site along Route 51, approximately 3/4 mile west of the interchange with Interstate 79 (USGS Quadrangle: Ambridge, PA; Latitude: 40° 30' 27.94"; Longitude: -80° 08' 48.62") in Moon Township, Robinson Township and Coraopolis Borough, Allegheny County.

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

E5829-074. Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Park Drive, Pittsburgh, PA 15275; Brooklyn and Harford Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 28,324 square feet (0.65 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 47' 15" Long.),

2) a 16-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 117 lineal feet of

unnamed tributaries to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 47' 00" Long.),

3) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,150 square feet (0.10 acre) of a PFO/PSS wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 47' 00" Long.),

4) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,560 square feet (0.04 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 47' 00" Long.),

5) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,850 square feet (0.04 acre) of a PSS wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 46' 54" Long.),

6) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 1,539 square feet (0.04 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 46' 54" Long.),

7) a 16-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 144 lineal feet of unnamed tributaries to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 55" Lat., W -75° 46' 25" Long.),

8) a 18-inch diameter x 195 foot HDPE culvert and temporary construction activities impacting 204 lineal feet of an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 54" Lat., W -75° 46' 25" Long.),

9) a temporary timber bridge crossing impacting 90 lineal feet of floodway to an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 55" Lat., W -75° 46' 23" Long.),

10) a 16-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 83 lineal feet of unnamed tributaries to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 55" Lat., W -75° 46' 23" Long.),

11) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 159 square feet (0.01 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 47' 57" Lat., W -75° 46' 19" Long.),

12) a 16-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 74 lineal feet of Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 57" Lat., W -75° 46' 19" Long.),

13) a 16-inch diameter natural gas pipeline and temporary construction access/culvert crossing impacting 174 lineal feet of an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 58" Lat., W -75° 46' 16" Long.),

14) a 16-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 158 lineal feet of an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 57" Lat., W -75° 46' 16" Long.),

15) a temporary timber bridge crossing impacting 269 lineal feet of floodway to an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 59" Lat., W -75° 46' 01" Long.),

16) a 16-inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,459 square feet (0.25 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 48' 00" Lat., W -75° 45' 59" Long.),

17) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber mat crossing impacting 12,870 square feet (0.30 acre) of a PFO wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 45' 18" Long.),

18) a 16-inch diameter and a 20-inch diameter natural gas pipeline and temporary timber mat crossing impacting 4,154 square feet (0.10 acre) of a PEM wetland (Montrose East, PA Quadrangle; N 41° 48' 01" Lat., W -75° 45' 18" Long.),

19) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 105 lineal feet of an unnamed tributary to Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 59" Lat., W -75° 45' 14" Long.),

20) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 124 lineal feet of an unnamed tributary to East Branch Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 48' 00" Lat., W -75° 45' 14" Long.),

21) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber mat crossing impacting 874 square feet (0.02 acre) of a PSS wetland (Montrose East, PA Quadrangle; N 41° 48' 00" Lat., W -75° 45' 14" Long.),

22) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber bridge crossing impacting 66 lineal feet of an unnamed tributary to East Branch Martins Creek (CWF-MF) (Montrose East, PA Quadrangle; N 41° 47' 55" Lat., W -75° 44' 45" Long.),

23) a 16-inch and a 20-inch diameter natural gas pipeline and temporary timber mat crossing impacting 28,390 square feet (0.65 acre) of a PSS wetland (Montrose East, PA Quadrangle; N 41° 47' 55" Lat., W -75° 44' 45" Long.).

The project consists of constructing approximately 16,856 lineal feet (3.19 miles) of 16" natural gas gathering line (Alford Pipeline) and 8,441 lineal feet (1.60 mile) of 20" natural gas gathering line (Reynolds Pipeline), located within a 75' permanent right of way in Brooklyn and Harford Townships, Susquehanna County. The Reynolds Pipeline is co-located within the Alford Pipeline right of way. The project will result in 359 lineal feet of floodway only impacts, 1,045 lineal feet of temporary stream impacts, 204 lineal feet of permanent stream impacts, 52,917 square feet (1.21 acre) of temporary wetland impacts, and 36,590 square feet (0.84 acre) of permanent conversion impacts, all for the purpose of conveying Marcellus Shale natural gas to market.

E5829-088: Lathrop Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Lathrop Township, **Susquehanna County,** ACOE Baltimore District.

To construct, operate, and maintain:

1) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 3,671 square feet (0.08 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 41' 50" Lat., W -75° 49' 38" Long.),

2) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,841 square feet (0.04 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 41' 47" Lat., W -75° 49' 37" Long.),

3) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 931 square feet

(0.02 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 41' 45" Lat., W -75° 49' 36" Long.),

4) a 12-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 133 lineal feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 41' 45" Lat., W -75° 49' 34" Long.),

5) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 997 square feet (0.02 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 41' 20" Lat., W -75° 49' 13" Long.),

6) a 12-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 51 lineal feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 41' 20" Lat., W -75° 49' 13" Long.),

7) a 12-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 5,599 square feet (0.13 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 40' 51" Lat., W -75° 48' 36" Long.),

8) a temporary timber mat crossing impacting 638 square feet (0.01 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 40' 50" Lat., W -75° 48' 17" Long.),

9) a 24-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 76 lineal feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 40' 49" Lat., W -75° 48' 01" Long.),

10) a 24-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 75 lineal feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 40' 52" Lat., W -75° 47' 47" Long.),

11) a 24-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 34 lineal feet of an unnamed tributary to Horton Creek (CWF-MF) (Hop Bottom, PA Quadrangle; N 41° 40' 51" Lat., W -75° 47' 45" Long.),

12) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 3,029 square feet (0.07 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 40' 53" Lat., W -75° 47' 23" Long.),

13) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 925 square feet (0.02 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; N 41° 40' 54" Lat., W -75° 47' 23" Long.),

14) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 3,078 square feet (0.07 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; N 41° 41' 17" Lat., W -75° 47' 12" Long.),

15) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 406 square feet (0.01 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; N 41° 41' 17" Lat., W -75° 47' 12" Long.),

16) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 4,146 square feet (0.10 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; N 41° 41' 17" Lat., W -75° 47' 09" Long.),

17) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 210 square feet (0.01 acre) of a PSS wetland (Hop Bottom, PA Quadrangle; N 41° 41' 17" Lat., W -75° 47' 09" Long.),

18) a 24-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 169 square feet

(0.01 acre) of a PEM wetland (Hop Bottom, PA Quadrangle; N 41° 41' 17" Lat., W -75° 47' 09" Long.).

The project consists of constructing approximately 22,447 feet of 12" upsizing to 24" steel natural gas gathering line, located in Lathrop Township, Susquehanna County, connecting the Kinner and Lackawanna Pipelines. The project will result in 369 lineal feet of temporary stream impacts, 25,640 square feet (0.59 acre) of temporary wetland impacts, and 610 square feet (0.01 acre) of permanent wetland conversion all for the purpose of conveying Marcellus Shale natural gas to market.

E5929-044: SWEPI LP, 2100 Georgetown Drive, Suite 400, Sewickley, PA 15143, Richmond and Covington Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using a wood mat bridge impacting 1 square foot of a palustrine emergent (PEM) wetland (Mansfield, PA Quadrangle 41°45'51"N 77°05'03"W);

2) a 20 inch diameter and an 8 inch diameter natural gas gathering line and a 10 inch diameter and a 4 inch diameter fresh waterline by horizontal direction bore impacting 194 linear feet of an unnamed tributary to Tioga River (CWF) (Mansfield, PA Quadrangle 41°45'49"N, 77°04'58"W);

3) a 20 inch diameter and an 8 inch diameter natural gas gathering line and a 10 inch diameter and a 4 inch diameter fresh waterline by horizontal direction bore impacting 1,620 square feet of a palustrine forested (PFO) wetland (Mansfield, PA Quadrangle 41°45'49"N, 77°04'57"W);

4) a 20 inch diameter and an 8 inch diameter natural gas gathering line and a 10 inch diameter and a 4 inch diameter fresh waterline by horizontal directional bore impacting 103 linear feet of the Tioga River (CWF) (Mansfield, PA Quadrangle 41°45'48"N, 77°04'55"W);

5) a temporary road crossing using a wood mat bridge, a 20 inch diameter and an 8 inch diameter natural gas gathering line, and a 10 inch diameter and a 4 inch diameter fresh waterline impacting 5,734 square feet of a palustrine scrub-shrub (PSS) wetland (Mansfield, PA Quadrangle 41°45'44"N, 77°04'40"W);

6) a temporary road crossing using a wood mat bridge, a 20 inch diameter and an 8 inch diameter natural gas gathering line, and a 10 inch diameter and a 4 inch diameter fresh waterline impacting 65 linear feet of an unnamed tributary to Tioga River (CWF, MF) and 24,125 square feet of a palustrine emergent/scrub shrub (PEM/PSS) wetland (Mansfield, PA Quadrangle 41°45'44"N, 77°04'29"W).

The project will result in 362 linear feet of temporary stream impacts and 31,480 square feet (0.723 acre) of temporary wetland impacts, all for the purpose of installing natural gas gathering lines, fresh waterlines, and associated access roadways in Covington and Richmond Township, Tioga County.

E5829-091: Forest Lake and Middletown Townships, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Forest Lake and Middletown Townships, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 2,633 square

feet (0.06 acre) of a PSS wetland and 5,442 square feet (0.12 acre) of a PFO wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 03' 07"),

2) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 423 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 03' 06"),

3) a temporary timber bridge crossing impacting 32 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 02' 42"),

4) a temporary timber mat crossing impacting 145 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 33", Longitude: -76° 02' 42"),

5) a temporary timber bridge crossing impacting 5 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 28", Longitude: -76° 02' 40"),

6) an 8-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 58 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 28", Longitude: -76° 02' 40"),

7) an 8-inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 70 lineal feet of an unnamed tributary to Middle Branch Wyalusing Creek (CWF-MF) (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11"),

8) an 8-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 567 square feet (0.01 acre) of a PEM wetland (Lawton, PA Quadrangle; Latitude: 41° 50' 37", Longitude: -76° 02' 11").

The project consists of constructing approximately 1.54 mile of 8" steel natural gas gathering line within a 75' permanent right of way, located in Forest Lake and Middletown Townships, Susquehanna County, connecting the Powers Well Pad and the Lane Road FRP site. The project will result in 165 lineal feet of temporary stream impacts, 1,135 square feet (0.03 acre) of temporary wetland impacts, and 8,075 square feet (0.19 acre) of permanent wetland conversion all for the purpose of conveying Marcellus Shale natural gas to market.

DAM SAFETY

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

D52-181. Wild Acres Lakes Property Owners Association (RR 1 Box 500). To modify, operate, and maintain South Pond Dam across a tributary to Hornbecks Creek (HQ-CWF, MF), having 0.01 acre of permanent impact to wetlands, for the purpose of complying with the Commonwealth's regulations. (Lake Maskenozha, PA Quadrangle Latitude: 41.205°; Longitude: -74.946°) in Delaware Township, **Pike County**.

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.

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

ESCP 2 # ESG00081140001
Applicant Name Transcontinental Gas Pipe Line
Contact Person Timothy Powell
Address 2800 Post Oak Blvd
City, State, Zip Houston, TX 77056
County Lycoming
Township(s) Mifflin Township
Receiving Stream(s) and Classification(s) Larrys Creek,
EV

ESCP 2 # ESG00 117 15 0001
Applicant Name Empire Pipeline, Inc./National Fuel Gas Supply
Contact Person Jeff Kittka
Address 1100 State Street
City, State, Zip Erie, PA 16501
County Tioga
Township(s) Tioga
Receiving Stream(s) and Classification(s) Bear Creek/
WWF

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-2 #ESX11-019-0105B—Stebbins Well Pad—Major Modification
Applicant Rex Energy Operating Corporation
Contact Michael Endler
Address 600 Cranberry Woods Drive
City Cranberry Township State PA Zip Code 16066
County Butler Township(s) Penn and Forward(s)
Receiving Stream(s) and Classification(s) UNT to Connoquenessing Creek and UNT to Thorn Creek WWF,
CWF

ESCGP-2 #ESX14-019-0077—NIBA-S008 Pipeline
Applicant EQT Gathering LLC
Contact Brian Clauto M.
Address 455 Racetrack Road
City Wahsington State PA Zip Code 15301-8910
County Butler Township(s) Clinton and Jefferson
Receiving Stream(s) and Classification(s) Rocky Run/
Rocky Run Watershed Davis Run, UNT Davis Run/
Davis Run Watershed TSF (Rocky Run), CWF
(Davis Run)

ESCGP-2 #ESX13-073-0003A—Neshannock LCED Well Pad-Major Modification
Applicant Hilcorp Energy Company
Contact Stephanie McMurray
Address 1201 Louisiana St. Suite 1400
City Houston State TX Zip Code 77002
County Lawrence Township(s) Neshannock(s)
Receiving Stream(s) and Classification(s) Shenango River-
WWF

ESCGP-2 #ESX14-019-0078—Kane William Tank Pad
Applicant Range Resources Appalachia LLC
Contact Laura Rusmiser
Address 3000 Town Center Blvd
City Canonsburg State PA Zip Code 15317
County Butler Township(s) Clinton(s)
Receiving Stream(s) and Classification(s) Bull Creek,
Lardintown Run/Lower Allegheny River Watershed—
TSF

ESCGP-2 #ESG14-019-0075—NITR-S003 Pipeline Project
Applicant EQT Gathering LLC
Contact Brian Clauto
Address 455 Racetrack Road, Suite 101
City Washington State PA Zip Code 15301
County Butler Township(s) Clearfield(s)
Receiving Stream(s) and Classification(s) UNT to Buffalo
Creek (Little Buffalo Run to Little Buffalo Creek)/
Buffalo Creek, HQ/TSF

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

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

ESCGP-2 No: ESG14-059-0026
Applicant Name: Rice Poseidon Midstream LLC
Contact Person Kyle Shirey
Address: 171 Hillpointe Drive Suite 301
City: Canonsburg State: PA Zip Code: 15317
County: Greene Township: Jackson and Center
Receiving Stream(s) and Classifications: UNT to Webster
Run; UNT to House Run; UNT to Claylick Run/Tenmile
Creek Watershed; HQ; Other WWF

ESCGP-2 No.: ESX14-003-0008
Applicant Name: CONE Gathering LLC
Contact Person: Carol Phillips
Address: 200 Evergreene Drive
City: Waynesburg State: PA Zip Code: 15370
County: Allegheny/Washington Township(s): Findlay,
North Fayette, Robinson
Receiving Stream(s) and Classifications: Tributaries to
Little Raccoon, Robinson Run, Chartiers Creek; Other
WWF and TSF; Siltation-Impaired

ESCGP-2 No.: ESX14-125-0092
Applicant Name: MarkWest Liberty Midstream &
Resources LLC
Contact Person: Mr Rick Lowry
Address: 4600 J Barry Court Suite 500
City: Canonsburg State: PA Zip Code: 15317
County: Washington Township(s): Mount Pleasant
Receiving Stream(s) and Classifications: UNT to Millers
Run and Millers Run; Other WWF; Siltation-Impaired

ESCGP-2 No.: ESG14-005-0008
Applicant Name: Mountain Gathering
Contact Person: Dewey Chalos
Address: 810 Houston Street
City: Fort Worth State: TX Zip Code: 76102
County: Armstrong Township(s): South Buffalo

Receiving Stream(s) and Classifications: Buffalo Creek (HQ-TSF), Pine Run (HQ-TSF) Buffalo Creek; HQ; Other HQ-TSF; Siltation-Impaired

ESCGP-2 No.: ESX14-007-0013

Applicant Name: PennEnergy Resources LLC

Contact Person: Robert A Crissinger

Address: 1000 Commerce Drive, Park Place One Suite 100

City: Pittsburgh State: PA Zip Code: 15275

COUNTY Beaver Township(s): Marion

Receiving Stream(s) and Classifications: UNT to Connoquenessing Creek, Main Stem of Connoquenessing Creek; Other WWF

ESCGP-2 No.: ESG14-059-0086

Applicant Name: CNX Gas Company LLC

Contact Person: Erika Whetstone

Address: 200 Evergreene Drive

City: Waynesburg State: PA Zip Code: 15370

County: Greene Township(s): Center

Receiving Stream(s) and Classifications: Scott Run HQ-WWF Morris Run HQ-WWF; HQ

ESCGP-2 No.: ESG13-125-0053 Major Revision

Applicant Name: MarkWest Liberty Midstream & Resources LLC

Contact Person: Rick Lowry

Address: 4600 J Barry Court Suite 500

City: Canonsburg State: PA Zip Code 15317

County: Washington Township(s): Buffalo, Canton

Receiving Stream(s) and Classifications: UNTs to Brush Run, UNTs to Chartiers Creek; HQ; Other WWF

ESCGP-2 No.: ESG14-059-0063

Applicant Name: PA Land Resources LLC DBA PL Resources LLC

Contact Person: Nick Mongelluzzo

Address: PO Box 247 City: Waynesburg State: PA Zip Code: 15370

County: Greene Township(s): Franklin

Receiving Stream(s) and Classifications: UNT to Smith Creek/South Fork Tenmile Creek; Stewart Run/South Fork Tenmile Creek; UNT to Stewart Run/South Fork Tenmile Creek; HQ; Other WWF

ESCGP-2 No.: ESX14-051-0007

Applicant Name: Triana Energy Services LLC

Contact Person: Walter C Showen

Address: 900 Virginia Street East

City: Charleston State: WV Zip Code: 25301

County: Fayette Township(s): Springfield

Receiving Stream(s) and Classifications: Indian Creek; Other CWF

ESCGP-2 NO.: ESX14-059-0035

Applicant Name: EQT Production Company

CONTACT PERSON: Todd Klaner

ADDRESS: 455 Racetrack Road

City: Washington State: PA Zip Code: 15301

County: Greene Township(s): Morgan

Receiving Stream(s) and Classifications: Poverty Run UNT to Poverty Run/Ruff Creek Watershed; Other WWF

SPECIAL NOTICES

Plan Revision Approval under the Municipal Waste Planning, Recycling and Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

Southcentral Region: Waste Management Program Manager, 909 Elmerton Avenue Harrisburg, PA 17110-8200.

The Department of Environmental Protection (Department) approved the Mifflin County/Juniata County Re-

gional Municipal Waste Management Plan Revision ("Revision") on February 24, 2015. Key features of the revision include updated municipal solid waste calculations, updating population information, contracting for ongoing landfill disposal capacity, and ongoing recycling options. The Revision is a public document and may be viewed at the Southcentral Regional Office, at the address noted above. Questions concerning the approval of the Revision should be directed to Larry Holley, Department of Environmental Protection, Bureau of Land Recycling and Waste Management, Division of Waste Minimization and Planning, P.O. Box 8472, Harrisburg, PA 17105-8472, (717) 787-7382, or to Anthony Rathfon, Program Manager, Waste Management Program, at the Southcentral Regional Office at (717) 705-4706.

Persons aggrieved by an action may appeal, under section 4 of the Environmental Hearing Board Act (35 P. S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to the Administrative Agency Law), to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Environmental Hearing Board (Board) through the Pennsylvania 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 any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Waste Management of Pennsylvania Inc. Tullytown Landfill Renewal Application; Notice of Public Hearing

Borough of Tullytown and Falls Township Bucks County

The Pennsylvania Department of Environmental Protection (DEP) currently has under review an application for the renewal of solid waste permit No. 101494 for Tullytown Resource Recovery Facility Landfill ("Tullytown Landfill"), which is owned and operated by Waste Management of Pennsylvania, Inc. ("WMPA") and is located in the Borough of Tullytown and Falls Township in Bucks County, Pennsylvania. The current permit expires on May 23, 2015, and WMPA has filed an application to renew the solid waste permit to continue waste acceptance and disposal operations for a period of time that has yet to be determined.

As a part of the renewal application review process, DEP has scheduled a fact finding public hearing for Wednesday, March 25, 2015. The hearing will be held from 6 p.m. to 9 p.m. at the Falls Township Building, 188 Lincoln Highway, Suite 100, Fairless Hills, PA 19030.

The hearing is intended to allow for public testimony on the renewal application so that DEP can evaluate the offsite impacts that operation of Tullytown Landfill is having on nearby local communities. DEP will record verbal testimony and receive written comments at the hearing. DEP will also accept written comments from March 25 through April 10, 2015. Written comments should be sent to: Regional Solid Waste Manager, Pennsylvania Department of Environmental Protection, 2 East Main St., Norristown, PA 19401.

Copies of the renewal application are available for review or copying at the following location between the hours of 8 a.m. and 4 p.m.: DEP Southeast Regional Office, 2 E. Main St., Norristown, PA 19401, telephone number 484-250-5910.

It is advisable to call ahead for an appointment for review and copying to assure proper assistance. The Department may charge a fee for copying.

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of February 2015 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>
Brian Bacchus	125 Twin Oaks Dr. Wexford, PA 15090	Mitigation
Timothy Bach	370 Brush Creek Rd. Irwin, PA 15642	Testing
Jason Bancroft	PO Box 261 Gilbertsville, PA 19525	Testing
Glen Beveridge	409 Sewickley St. Greensburg, PA 15601	Testing
Bernard Catanzareti	1177 Dewalt Dr. Easton, PA 18040	Testing
Frederick Coldwell	1114 Percheron Dr. Spring City, PA 19475	Testing
Jason D'Amato	2331 Route 209, #104 Sciota, PA 18354	Testing
Scott Ferguson	756 Burnley Circle Springfield, PA 19064	Testing
Elliot Hoffman	PO Box 91 Akron, PA 17501	Mitigation
Todd Irwin	109 Shadyhill Rd. Pittsburgh, PA 15205	Testing
Shawn Jackson	8020 Mine St. Fogelsville, PA 18051	Mitigation
E. Patrick Joseph	561 Vanderbilt Rd. Connellsville, PA 15425	Testing
Charles Knepper, Jr.	251 Park Ave. Chambersburg, PA 17201	Testing
Edward Moran	940 Port Carbon St. Pottsville, PA 17901	Testing
James Mulvehill	126 Furnari Ave. Johnstown, PA 15905	Testing
Pro-Lab	1675 N. Commerce Pkwy. Weston, FL 33326	Laboratory Analysis
William Schneider	481 Nantucket Dr. Pittsburgh, PA 15236	Testing
William Staniland	706 Russett Meadow Ct. Cranberry Twp., PA 16066	Testing
Milan Stanojevic	541 Glowood Dr. Pittsburgh, PA 15227	Testing

<i>Name</i>	<i>Address</i>	<i>Type of Certification</i>
Edward Szczesniak	8 Mohawk Dr. Richboro, PA 18954	Testing
Todd Tuvell	17 Crestpoint Dr. New Castle, DE 19720	Testing
Joshua Weaver	115 Walnut Ave. Scottdale, PA 15683	Testing
David Wotring	1389 Waterview Dr. Scotrun, PA 18355	Testing

Project to Abate Mine Drainage Pollution

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931-4119, 814-472-1900

EGS 1007. Clearfield Creek Watershed Association, 216 Beldin Hollow Road, Ashville, PA 16613. A project to abate mine drainage pollution in Dean Township, **Cambria County** affecting 5.0 acres. Receiving stream: Little Laurel Run classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Project proposal received: September 12, 2013.

Water Quality Certification under Section 401 of the Clean Water Act for the National Fuel Gas West Side Expansion and Modernization Project

On February 6, 2014, National Fuel Gas Supply Corporation (National Fuel Gas) filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C. § 717f) seeking a certificate of public convenience and necessity to construct and operate its West Side Expansion and Modernization Project (Project) in Washington, Allegheny, Beaver, Venango, and Mercer Counties, Pennsylvania (FERC Docket No. CP14-70). The FERC Environmental Assessment for the Project, which was issued on December 8, 2014, may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; CP14-70).

The proposed Project would replace about 23 miles of the existing 20-inch-diameter Line N (referred to as Sections 1, 2, and 3) which were built in 1947, with new 24-inch-diameter pipeline located in Washington, Allegheny, and Beaver Counties. The replacement section is proposed to be constructed at an approximately 25-foot offset from the existing pipeline where feasible.

The Project also consists of the installation of additional compression at the existing Mercer Compressor Station in Mercer County and miscellaneous piping modifications at the existing Henderson Compressor Station in Venango County. The modifications at the Henderson Compressor Station are necessary to meet the changing pipeline operating conditions with the addition of the new service. National Fuel Gas currently owns the land required to construct and operate the additional compression and station modifications.

Pursuant to Section 401 of the Clean Water Act (33 U.S.C. § 1341), the Pennsylvania Department of Environmental Protection (PADEP), by this notice, proposes to certify that the construction, operation and maintenance of the Project complies with the applicable provisions of the Clean Water Act, through compliance with the following State water quality permitting programs, criteria and conditions established pursuant to Pennsylvania's Clean Stream Law (35 P. S. §§ 691.1—691.1001), which ensure the Project does not violate applicable water quality standards set forth in 25 Pa. Code Chapter 93:

1. Discharge Permit—National Fuel Gas shall obtain and comply with a PADEP National Pollutant Discharge

Elimination System (NPDES) permit for the discharge of water from the hydrostatic testing of the pipeline pursuant to Pennsylvania's Clean Streams Law, and all applicable implementing regulations (25 Pa. Code Chapter 92a).

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

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

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

5. Operation—National Fuel Gas shall at all times properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) which are installed to achieve compliance with the terms and conditions of this Section 401 Water Quality Certification and all required permits. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by National Fuel Gas.

6. Inspection—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP to determine compliance with this Section 401 Water Quality Certification, including all required State water quality permits and water quality standards. A copy of this certification shall be available for inspection by the PADEP during such inspections of the Project.

7. Transfer of Projects—If National Fuel Gas intends to transfer any legal or equitable interest in the Project which is affected by this Section 401 Water Quality Certification, National Fuel Gas shall serve a copy of this certification upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the PADEP Regional Office of such intent. Notice to PADEP shall include a transfer agreement signed by the

existing and new owner containing a specific date for transfer of certification responsibility, coverage, and liability between them.

8. Correspondence—All correspondence with and submittals to PADEP concerning this Section 401 Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Ms. Rita A. Coleman, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

9. Reservation of Rights—PADEP may suspend or revoke this Section 401 Water Quality Certification if it determines that National Fuel Gas has not complied with the terms and conditions of this certification. PADEP may require additional measures to achieve compliance with applicable law, subject to National Fuel Gas's applicable procedural and substantive rights.

10. Other Laws—Nothing in this Section 401 Water Quality Certification shall be construed to preclude the institution of any legal action or relieve National Fuel Gas from any responsibilities, liabilities, or penalties established pursuant to any applicable federal or state law or regulation.

11. Severability—The provisions of this Section 401 Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Prior to issuance of the final Section 401 Water Quality Certification, PADEP will consider all relevant and timely comments, suggestions or objections submitted to PADEP within 30 days of this notice. Comments should be directed to Ms. Rita A. Coleman, Southwest Region Waterways and Wetlands Program Manager at the above address or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD). Comments must be submitted in writing and contain the name, address and telephone number of the person commenting and a concise statement of comments, objections or suggestions on this proposal. No comments submitted by facsimile will be accepted.

[Pa.B. Doc. No. 15-463. Filed for public inspection March 13, 2015, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Lease Office Space to the Commonwealth Centre County

Proposers are invited to submit proposals to the Department of General Services to provide the State Police with 7,608 usable square feet of office/hanger space in Centre County. For more information on SFP No. 94686, which is due on April 24, 2015, visit www.dgs.state.pa.us or contact Tereasa Forbes, Bureau of Real Estate, (717) 783-0829, tforbes@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-464. Filed for public inspection March 13, 2015, 9:00 a.m.]

Lease Office Space to the Commonwealth Delaware County

Proposers are invited to provide the Department of General Services with 16,797 usable square feet of office space for the State Police in Delaware County. For more information on SFP No. 94701, which is due on Friday, April 24, 2015, visit www.dgs.state.pa.us or contact David Weyandt, (717) 525-5255, daweyandt@pa.gov.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-465. Filed for public inspection March 13, 2015, 9:00 a.m.]

Real Estate for Sale Montgomery County

The Department of General Services (Department) will accept bids for the purchase of a 1,334 ± square foot single family home on 0.23 acre of land located at 1712 Sterigere Street, City of Norristown, Montgomery County. Bids are due Wednesday, May 6, 2015. Interested parties wishing to receive a copy of Solicitation No. 94704 should view the Department's web site at www.dgs.pa.gov or call Andrew Lick, (717) 772-8842.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-466. Filed for public inspection March 13, 2015, 9:00 a.m.]

Real Estate for Sale Montgomery County

The Department of General Services (Department) will accept bids for the purchase of a 1,334 ± square foot single family home on 0.25 acre of land located at 1732 Sterigere Street, City of Norristown, Montgomery County. Bids are due Wednesday, May 6, 2015. Interested parties wishing to receive a copy of Solicitation No. 94705 should view the Department's web site at www.dgs.pa.gov or call Andrew Lick, (717) 772-8842.

CURTIS M. TOPPER,
Acting Secretary

[Pa.B. Doc. No. 15-467. Filed for public inspection March 13, 2015, 9:00 a.m.]

DEPARTMENT OF HEALTH

Application of AFP Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that AFP Surgery Center has requested an exception to the requirements of subparagraph (ii) of the definition of "classification levels" in 28 Pa. Code §§ 551.3 (relating to definitions), regarding Class B facilities and PS III patients, 28 Pa. Code § 553.31(a) (relating to administrative responsibilities), and 28 Pa. Code § 555.31(a) (relating to principle), regarding anesthesia services (propofol).

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-468. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Excela Health Norwin Medical Commons for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Excela Health Norwin Medical Commons has requested an exception to the requirements of 28 Pa. Code § 551.21(d)(2) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the 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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-469. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of The Eye Surgery Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that The Eye Surgery Center has requested an exception to the requirements of 28 Pa. Code § 569.35(7) (relating to general safety precautions), regarding flammable agents in an ambulatory surgical facility.

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-470. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Fulton County Medical Center for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Fulton County Medical Center has requested exceptions to the requirements of 28 Pa. Code §§ 103.31 and 103.33(b)(1) (relating to the chief executive officer; and responsibilities).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-471. Filed for public inspection March 13, 2015, 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: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 2.2-3.1.3.7 (relating to patient toilet 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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-472. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Jefferson Pain & Rehabilitation Center ASC for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Jefferson Pain & Rehabilitation Center ASC has requested an exception to the requirements of subparagraph (ii) of the definition of "classification levels" in 28 Pa. Code § 551.3 (relating to definitions), regarding Class B facilities and PS III patients.

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-473. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Nason Hospital for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Nason Hospital has requested exceptions to the requirements of 28 Pa. Code § 127.32 (relating to written orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the 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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-474. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of New LifeCare Hospitals of Chester County for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that New LifeCare Hospitals of Chester County has requested exceptions to the requirements of 28 Pa. Code § 107.62(a) and (b) (relating to oral orders).

This request is on file with the Department. Persons may receive a copy of a request for exception by request-

ing 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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-475. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Oxford Valley Pain and Surgical Center, Inc. for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Oxford Valley Pain and Surgical Center, Inc. has requested an exception to the requirements of subparagraph (ii) of the definition of “classification levels” in 28 Pa. Code § 551.3 (relating to definitions), regarding Class B facilities and PS III patients.

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-476. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Pain Center of Wyoming Valley for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Pain Center of Wyoming Valley has requested an exception to the requirements of subparagraph (ii) of the definition of “classification levels” in 28 Pa. Code § 551.3 (relating to definitions), regarding Class B facilities and PS III patients.

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-477. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Penn Highlands Clearfield for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Penn Highlands 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: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in this publication: 2.1-2.2.5.3 (relating to renovations).

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-478. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of Surgery Center at Penn Medicine University City for Exception; Correction

Errors occurred in the notice published at 45 Pa.B. 263 (January 10, 2015). The facility name was incorrectly listed as Penn Presbyterian Medical Center and the *Pennsylvania Code* citation was inaccurate. This document corrects the facility name and the citation.

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that Surgery Center at Penn Medicine University City has requested exceptions to the requirements of 28 Pa. Code § 551.21(d)(1) and (3) (relating to criteria for ambulatory surgery).

This request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the 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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-479. Filed for public inspection March 13, 2015, 9:00 a.m.]

Application of UPMC Presbyterian Shadyside for Exception

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), the Department of Health (Department) gives notice that UPMC Presbyterian Shadyside has requested an exception to the requirements of 28 Pa. Code § 153.1 (relating to minimum standards), which requires compliance with minimum standards contained in the following publication: *2014 Guidelines for Design and Construction of Health Care Facilities*. The facility specifically requests an exemption from the following standards contained in

this publication: 2.1-3.2.2.1(1), 2.1-3.2.2.2(1), 2.1-3.2.2.2(2), 2.1-3.2.2.2(3), 2.1-7.2.2.2(3), 2.2-3.1.4.3(2), 2.2-3.1.4.3(3)(c) and 2.1-3.1.4.3(3)(d).

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-480. Filed for public inspection March 13, 2015, 9:00 a.m.]

Long-Term Care Nursing Facilities; Request for Exception

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

Deer Meadows Rehabilitation Center
8301 Roosevelt Boulevard
Philadelphia, PA 19152
FAC ID # 020202

Emmanuel Center for Nursing and Rehabilitation at
Maria Joseph Manor
600 School House Road
Danville, PA 17821
FAC ID # 391302

ManorCare Health Services—Wallingford
115 South Providence Road
Wallingford, PA 19086
FAC ID # 230102

Southeastern Pennsylvania Veterans' Center
One Veterans Drive
Spring City, PA 19475
FAC ID # 426002

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Maple Winds Care Center
4112 Spring Hill Road
Portage, PA 15946
FAC ID # 09750201

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 207.2(b) (relating to administrator's responsibility):

Passavant Retirement and Health Center
105 Burgess Drive
Zelienople, PA 16063
FAC ID # 163602

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).

KAREN M. MURPHY, PhD, RN,
Acting Secretary

[Pa.B. Doc. No. 15-481. Filed for public inspection March 13, 2015, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P. S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P. S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
MJ Enterprises of Pennsylvania, LLC, Maura A. Jenkins, individually, and Jay H. Brandt, individually FEIN No. 94-3486505	517 Kings Highway Lewes, DE 19958	2/23/2015

KATHY MANDERINO,
Acting Secretary

[Pa.B. Doc. No. 15-482. Filed for public inspection March 13, 2015, 9:00 a.m.]

Public Comment on the Proposed Federal Fiscal Year 2016 Combined Agency State Plan Attachments

The Department of Labor and Industry (Department), Office of Vocational Rehabilitation (OVR), announces a period of public comment on its proposed Federal Fiscal Year (FFY) 2016 Combined Agency State Plan Attachments (Attachments). The plan is the blueprint for the provision of Vocational Rehabilitation (VR) services to persons with disabilities living in this Commonwealth. The FFY 2016 begins on October 1, 2015, and ends on September 30, 2016. This notice is provided under the Rehabilitation Act of 1973, as amended in the Workforce Investment Act of 1998.

OVR is required to develop and implement a Combined Agency State Plan, which must be reviewed and revised annually when there are changes to its VR program. These revisions take the form of updates to existing attachments. The FFY 2015 plan is currently in effect and is a compliance document on file with the Commissioner, Rehabilitation Services Administration and United States Department of Education.

This comment period provides individuals, advocates, and other interested parties and organizations, or both, opportunities to present their views and recommendations regarding VR services for persons with disabilities. In this Commonwealth, these services are provided by OVR through a network of 21 district offices and the Hiram G.

Andrews Center. Comments are being solicited regarding the following State Plan attachments:

- Input and Recommendations of the Pennsylvania Rehabilitation Council.
- Comprehensive System of Personnel Development.
- Annual Estimate of Individuals to be Served and Costs of Services.
- OVR's Goals and Priorities.
- Order of Selection.
- Distribution of Supported Employment Funds.
- Innovation and Expansion Activities.

In addition to the VR State Plan, the Department's Bureau of Blindness and Visual Services (BBVS) will accept public comment on:

- The Business Enterprise Program.
- Specialized Services for Children and Adults.
- Independent Living Services for older persons who are blind.

The scheduled public meetings are listed as follows. Meeting sites are accessible and interpreters for people who are deaf or hard of hearing will be present at each public meeting. For additional information, reasonable accommodation requests or alternative format requests, call the OVR district office conducting the public meeting. Written comments may be submitted by mail to the

appropriate district office serving the area in which the individual/organization member resides.

In addition, a conference call or web collaboration will be available for people to participate in the meeting by means of their phones and computers, or both. Contact the local district office for details.

Written comments must be received no later than 5 p.m. on Friday, April 24, 2015.

To obtain a copy of the proposed FFY 2016 Attachments or other information, call the contact person listed for the appropriate district office serving each county.

A copy of the approved FFY 2015 Attachments, as well as the proposed FFY 2016 Attachments, are available on the OVR web site at www.dli.state.pa.us by clicking on "Disability Services," then "Office of Vocational Rehabilitation," then "Publications."

**Office of Vocational Rehabilitation District Office
State Plan Meeting Information**

Allentown BVRs District Office

(Carbon, Lehigh, Monroe and Northampton Counties)
Date: April 1, 2015, Time: 4 p.m.—6 p.m.
45 North Fourth Street, Allentown, PA 18102
(800) 922-9536 (Voice), (888) 377-9207 (TTY)
Contact Person: Susan Storm, (610) 821-6441, Ext. 3103

Altoona BBVS District Office

(Bedford, Blair, Cambria, Centre, Clinton, Columbia, Fulton, Huntingdon, Juniata, Lycoming, Mifflin, Montour, Northumberland, Snyder, Somerset and Union Counties)
Date: March 31, 2015, Time: 2 p.m.—6 p.m.
1130 12th Avenue, Fourth Floor Conference Room,
Altoona, PA 16601
(866) 695-7673 (Voice), (866) 320-7956 (TTY)
Contact Person: Anne Strollo, (866) 695-7673

Altoona BVRs District Office

(Bedford, Blair, Centre, Fulton and Huntingdon Counties)
Date: March 31, 2015, Time: 2 p.m.—6 p.m.
1130 12th Avenue, Fourth Floor Conference Room,
Altoona, PA 16601
(800) 442-6343 (Voice), (866) 320-7955 (TTY)
Contact Person: Colleen Woodring, (814) 946-7252

Dubois BVRs District Office

(Cameron, Clearfield, Elk, Jefferson and McKean Counties)
Date: March 25, 2015, Time: 11 a.m.—12 p.m. and
5 p.m.—6 p.m.
199 Beaver Drive, DuBois, PA 15801
(800) 922-4017 (Voice/TTY)
Contact Person: Ralph Serafini, (814) 371-7340

Erie BBVS District Office

(Cameron, Clarion, Clearfield, Crawford, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren Counties)
Date: March 26, 2015, Time: 5 p.m.—6 p.m.
Office of Vocational Rehabilitation Conference Room
3200 Lovell Place, Erie, PA 16503
(866) 521-5073 (Voice), (888) 884-5513 (TTY)
Contact Person: Dawn Sokol, (814) 871-4401

and

Perkins Family Restaurant

Date: April 2, 2015, Time: 10:30 a.m.—12 p.m.
18276 Conneaut Lake Road, Meadville, PA 16335
Contact Person: Chris Cowan, (814) 566-5691

Erie BVRs District Office

(Clarion, Crawford, Erie, Forest, Mercer, Venango and Warren Counties)
Date: March 26, 2015, Time: 1 p.m.—3 p.m. and 5 p.m.—
6 p.m.
Erie District Office Conference Room
3200 Lovell Place, Erie, PA 16503
(800) 541-0721 (Voice), (888) 217-1710 (TTY)
Contact Person: Jack Hewitt, (814) 651-9607

Harrisburg BBVS District Office

(Adams, Cumberland, Dauphin, Franklin, Lancaster, Lebanon, Perry and York Counties)
Date: March 25, 2015, Time: 3 p.m.—6 p.m.
Forum Place, 8th Floor Conference Room, 555 Walnut
Street, Harrisburg, PA 17101
(866) 375-8264 (Voice), (888) 575-9420 (TTY)
Contact Person: Karen Knaub, (717) 782-2800

Harrisburg BVRs District Office

(Cumberland, Dauphin, Juniata, Lebanon, Mifflin and Perry Counties)
Date: March 25, 2015, Time: 3 p.m.—6 p.m.
Forum Place, 8th Floor Conference Room
555 Walnut Street, Harrisburg, PA 17101
(800) 442-6352 (Voice), (877) 497-6545 (TTY)
Contact Person: Stacy Lenker, (717) 346-2756, Ext. 240

Johnstown BVRs District Office

(Cambria, Indiana, Somerset and Westmoreland Counties)
Date: April 15, 2015, Time: 3 p.m.—5 p.m.
Hiram G. Andrews Center, Seminar Theater
727 Goucher Street, Johnstown, PA 15905
(800) 762-4223 (Voice), (866) 862-6891 (TTY)
Contact Person: Tammy Burke, (814) 255-6771, Ext.
3013

New Castle BVRs District Office

(Armstrong, Beaver, Butler and Lawrence Counties)
Date: March 24, 2015, Time: 3 p.m.—6 p.m.
100 Margaret Street, New Castle, PA 16101
(800) 442-6379 (Voice), (888) 870-4476 (TTY)
Contact Person: Gail Steck, (724) 656-3070 or (800)
442-6379, C: (724) 651-4031, F: (724) 656-3265 TTY:
(724) 656-3252 or (888) 870-4476, VP: (724) 510-0522

Norristown BVRs District Office

(Bucks, Chester, Delaware and Montgomery Counties)
Date: March 24, 2015, Time: 3:30 p.m.—6 p.m.
1875 New Hope Street, Norristown, PA 19401
(800) 221-1042 (Voice), (888) 616-0470 (TTY)
Contact Person: Kevin Sand, (484) 250-4340, Ext. 110

Philadelphia BBVS District Office

(Bucks, Chester, Delaware, Montgomery and Philadelphia Counties)
Date: March 26, 2015, Time: 3 p.m.—6 p.m.
Philadelphia BBVS District Office Conference Room
5th Floor Conference Room
444 North Third Street, Philadelphia, PA 19123
(866) 631-3892 (Voice), (888) 870-4473 (TTY)
Contact Person: Lynn Heitz, (215) 560-5704

and

Bucks County Association for the Blind

Date: Tuesday, March 24, 2015, Time: 2 p.m.—4 p.m.
400 Freedom Drive, Newtown, PA 18940
Contact Person: Anne Marie Hyer, (215) 968-9400

Philadelphia BVR District Office

(Philadelphia County)
Date: March 26, 2015, Time: 3 p.m.—6 p.m.
5th Floor Conference Room
444 North Third Street, Philadelphia, PA 19123
(800) 442-6381 (Voice), (800) 772-9031 (TTY)
Contact Person: Wayne Trout, (215) 560-1940

Pittsburgh BBVS District Office

(Allegheny, Armstrong, Beaver, Butler, Fayette, Greene,
Indiana, Washington and Westmoreland Counties)
Date: April 6, 2015, Time: 3:30 p.m.—6 p.m.
531 Penn Avenue, Pittsburgh, PA 15222
(866) 412-4072 (Voice), (877) 255-5082 (TTY)
Contact Person: Catherine Getchell, (412) 565-5520

Pittsburgh BVR District Office

(Allegheny County)
Date: March 26, 2015, Time: 3 p.m.—5:30 p.m.
531 Penn Avenue, Pittsburgh, PA 15222
(800) 442-6371 (Voice), (888) 870-4474 (TTY)
Contact Person: Marci Katona, (412) 392-4952

Reading BVR District Office

(Berks and Schuylkill Counties)
Date: April 14, 2015, Time: 4 p.m.—6 p.m.
3602 Kutztown Road, Suite 200, Reading, PA 19605
(800) 442-0949 (Voice), (877) 475-7326 (TTY)
Contact Person: Carole Homolash, ADA, (800) 442-0949,
Ext. 101

Washington BVR District Office

(Fayette, Greene and Washington Counties)
Date: March 24, 2015, Time: 4 p.m.—6 p.m.
Washington District Office Conference Room
201 West Wheeling Street, Washington, PA 15301
(800) 442-6367 (Voice), (866) 752-6163 (TTY)
Contact Person: Darla Oziemblowsky, (724) 223-4430,
Ext. 252

and

Fayette County Community Action Administration Building

Date: March 25, 2015, Time: 11:30 a.m.—12:30 p.m.
Conference Room
108 North Beeson Boulevard, Uniontown, PA 15401
(800) 442-6367 (Voice), (866) 752-6163 (TTY)
Contact Person: Darla Oziemblowsky, (724) 223-4430,
Ext. 252

Wilkes-Barre BBVS District Office

(Berks, Bradford, Carbon, Lackawanna, Lehigh, Luzerne,
Monroe, Northampton, Pike, Schuylkill, Sullivan,
Susquehanna, Tioga, Wayne and Wyoming Counties)
Date: April 6, 2015, Time: 4 p.m.—6 p.m.
Conference Room
300G Laird Street, Wilkes-Barre, PA 18702
(800) 634-2060, Ext. 0 (Voice) or (570) 826-2361, (888)
651-6117 (TTY)
Contact Person: Karen Walsh-Emma, (570) 826-2361,
Ext. 211

and

Allentown BVR District Office

Date: April 1, 2015, Time: 4 p.m.—6 p.m.
45 North Fourth Street, Allentown, PA 18102
(800) 922-9536 (Voice), (888) 377-9207 (TTY)
Contact Person: Susan Storm, (610) 821-6441, Ext. 3103

and

Reading BVR District Office

Date: April 14, 2015, Time: 4 p.m.—6 p.m.
3602 Kutztown Road, Suite 200, Reading, PA 19605
(800) 442-0949 (Voice), (877) 475-7326 (TTY)
Contact Person: Carole Homolash, ADA, (800) 442-0949,
Ext. 101

Wilkes-Barre BVR District Office

(Bradford, Columbia, Lackawanna, Luzerne, Pike, Sulli-
van, Susquehanna, Wayne and Wyoming Counties)
Date: April 6, 2015, Time: 3 p.m.—6 p.m.
Wilkes-Barre OVR District Office
300G Laird Street, Wilkes-Barre, PA 18702
(800) 634-2060 (Voice), (888) 651-6117 (TTY)
Contact Person: Heather Nelson, (800) 634-2060, Ext. 109

Williamsport BVR District Office

(Clinton, Lycoming, Montour, Northumberland, Potter,
Snyder, Tioga and Union Counties)
Date: March 25, 2015, Time: 3 p.m.—6 p.m.
The Grit Building, Suite 102
208 West Third Street, Williamsport, PA 17701
(800) 442-6359 or (570) 327-3600 (Voice), (800) 706-0884
(TTY)
Contact Person: Susan Swartz, (570) 505-7234

York BVR District Office

(Adams, Franklin, Lancaster and York Counties)
Date: March 31, 2015, Time: 4 p.m.—6 p.m.
2550 Kingston Road, Suite 207, York, PA 17402
(800) 762-6306 (Voice), (866) 466-1404 (TTY)
Contact Person: Susan Richeson, (717) 771-4407, Ext. 204

KATHY MANDERINO,
Acting Secretary

[Pa.B. Doc. No. 15-483. Filed for public inspection March 13, 2015, 9:00 a.m.]

DEPARTMENT OF REVENUE

Rates of Tax on Aviation Gasoline and Jet Fuel for 2015; Oil Company Franchise Tax Rate for 2015; Alternative Fuels Tax Rates for 2015—Amendment to 2015 Oil Company Franchise Tax Rate for Liquefied Natural Gas

Under 75 Pa.C.S. § 9002 “Cents-per-gallon equivalent basis,” the Secretary of Revenue hereby provides public notice of a change to the oil company franchise tax rate applied to Liquefied Natural Gas (LNG) published at 44 Pa.B. 7799 (December 13, 2014). Accordingly, the amended oil company franchise tax rate shall be imposed upon one liquid gallon of LNG on a gallon-equivalent-basis. This amended rate for LNG shall be effective retroactively to January 1, 2015.

Section III of this document is amended as follows, with ellipses referring to the existing text as it appeared at 44 Pa.B. 7799, 7800.

* * * * *

III. Alternative Fuels Tax Rates for 2015

Under 75 Pa.C.S. § 9004(d) the Secretary is required to compute the rate of tax applicable to each alternative fuel on a gallon-equivalent-basis. Under 75 Pa.C.S. § 9002 “gallon-equivalent-basis” is defined as the “amount of any

alternative fuel as determined by the Department to contain 114,500 BTU's." The amount determined on a "gallon-equivalent-basis" for each alternative fuel is subject to the oil company franchise tax currently imposed on one gallon of gasoline. The rate of tax on one gallon of gasoline during the period of this notice is 50.5¢ which is equal to the Oil Company Franchise Tax.

The 2015 tax rates for Compressed Natural Gas (CNG) and Hydrogen are calculated by utilizing the unit of

measurement referred to as the gasoline gallon equivalent (GGE). A GGE is the amount of alternative fuel it takes to equal the energy content of one liquid gallon of gasoline. A GGE is the most common form of measurement for gaseous fuels at the retail level. By measuring in GGEs one may make energy and cost comparisons with gasoline.

The Secretary announces that the 2015 tax rates for alternative fuels are as follows:

<i>Alternative Fuel (Liquids)</i>	<i>Rate of Conversion (BTU/Gal of Alternative Fuel)</i>	<i>Tax Rate per Gallon of Alternative Fuel</i>
Ethanol	76,330	\$.338
Methanol	57,250	\$.253
Propane/LPG	84,250	\$.372
E-85	82,056	\$.363
M-85	65,838	\$.292
LNG	75,714	\$.335
Electricity	3,414 BTU/kWh	\$.0152/kWh

<i>Alternative Fuels under GGE Formula (Gaseous)</i>	<i>GGE Equivalent to One Gallon of Gasoline</i>	<i>Tax Rate per GGE</i>
Compressed Natural Gas (CNG)	1	\$.505
Hydrogen	1	\$.505

EILEEN McNULTY,
Acting Secretary

[Pa.B. Doc. No. 15-484. Filed for public inspection March 13, 2015, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the dates noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission's web site at www.irrc.state.pa.us.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-296	Pennsylvania Public Utility Commission Motor Carrier Vehicle List and Vehicle Age Requirements	2/27/15	4/16/15
57-298	Pennsylvania Public Utility Commission Household Goods in Use Carriers and Property Carriers	2/27/15	4/16/15

JOHN R. MIZNER, Esq.,
Chairperson

[Pa.B. Doc. No. 15-485. Filed for public inspection March 13, 2015, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Redomesticate from the Commonwealth of Pennsylvania by Mount Vernon Specialty Insurance Company

Mount Vernon Specialty Insurance Company, a domestic stock casualty insurance company, has filed for approval a plan of redomestication whereby the state of domicile would change from the Commonwealth of Pennsylvania to Nebraska. The filing was made under section 357 of The Insurance Company Law of 1921 (40 P.S. § 477e) and 15 Pa.C.S. Part II, Subpart B (relating to Business Corporation Law of 1988).

Persons wishing to comment on the redomestication are invited to submit a written statement to the Insurance Department (Department) within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda E. Bybee, Insurance Company Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-486. Filed for public inspection March 13, 2015, 9:00 a.m.]

Mutual of Omaha Insurance Company; Proposed Rate Increase Filing for Several LTC Forms

Mutual of Omaha Insurance Company is requesting approval to increase the premium an average of 22.1% on 716 policyholders with the following individual LTC policy form numbers: LT50, NH50, HCA, HCAQ, NHA, NHAQ, LTA and LTAQ.

Unless formal administrative action is taken prior to May 28, 2015, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov. Under the tab "How to Find . . ." click on the link "PA Bulletin."

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation and Market Enforcement, Room 1311, Strawberry Square,

Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-487. Filed for public inspection March 13, 2015, 9:00 a.m.]

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company's termination of the insured's homeowners policy. The hearing will be held in accordance with the requirements of the act; 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held in the Insurance Department's regional office in Harrisburg, PA. Failure by the appellant to appear at a scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Malcolm Stokes; file no. 14-130-179504; Countryway Insurance Company; Doc. No. P15-02-013; April 9, 2015, 9:30 a.m.

Parties may appear with or without counsel and offer relevant testimony and other relevant evidence, or both. Each party must bring documents, photographs, drawings, claims files, witnesses, and the like, necessary to support the party's case. A party intending to offer documents or photographs into evidence shall bring enough copies for the record and for each opposing party.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

TERESA D. MILLER,
Acting Insurance Commissioner

[Pa.B. Doc. No. 15-488. Filed for public inspection March 13, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Go Solo Technologies, Inc.

Public Meeting held
February 26, 2015

Commissioners Present: Robert F. Powelson, Chairperson;
John F. Coleman, Jr., Vice Chairperson; James H.
Cawley; Pamela A. Witmer; Gladys M. Brown

Go Solo Technologies, Inc.; A-2014-2454121; A-311012

Tentative Order

By the Commission:

Go Solo Technologies, Inc. (Go Solo or the Company), whose utility code is 311012, is a telecommunications interexchange reseller certificated at A-311012 on October 25, 2000.

By letter dated October 7, 2014, written by a former employee to the Commission, Go Solo stated that the Company "has closed business as of May 2013 and is no longer in business." The letter also attached a copy of the Commission's 2014-2015 assessment report and noted on it, "Out of Business as of 5/23/13." Commission staff subsequently reached the Company and asked it to file an application for abandonment, which was followed by a Secretarial Letter dated November 20, 2014, advising the Company that an application for abandonment is required within twenty days. To date, the Company has not replied to this letter.

The Commission puts the industry on notice that we will not hesitate to invoke our authority under the Public Utility Code to ensure timely compliance with our regulations and orders including the ordering of such other remedy as the Commission may deem appropriate. 66 Pa.C.S. §§ 504, 505, 506, and 3301. Based on the above facts, we tentatively conclude that it is appropriate to revoke Go Solo's certificate of public convenience without the necessity of a formal complaint as being in the public interest. Furthermore, the Commission may take other appropriate action, including the imposition of penalties under section 3301, in lieu of cancellation, if Go Solo seeks relief from this Tentative Order; *Therefore,*

It Is Ordered That:

1. Revocation of Go Solo Technologies, Inc.'s certificate of public convenience is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, and the Bureau of Investigation & Enforcement, and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary and shall advise the affected Bureaus within the Commission in writing that the certificate of public convenience held by Go Solo Technologies, Inc., utility code 311012, is cancelled, that its name be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility

Services and the Assessment Section of the Bureau of Administrative Services, and that the docket may be closed.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-489. Filed for public inspection March 13, 2015, 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. 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 March 30, 2015. 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-2015-2463243. Exec-Ride.com, LLC (7 Gentle Road, Levittown, PA 19057) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in limousine service, between points in Pennsylvania.

A-2015-2464420. First Class Limousine, LLC (1874 Catasauqua Road, Allentown, Berks County, PA 18109) persons in limousine service, between points in Berks County.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.*

A-2014-2454330. Express Moving, LLC (1905 Jamestown Lane, York, PA 17408) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, from points in the County of York, to points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-490. Filed for public inspection March 13, 2015, 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 March 30, 2015, 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.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Classic British Limousine Service, Inc.; Docket No. C-2015-2457570

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Classic British Limousine Service, Inc., (respondent) is under suspension effective November 21, 2014 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 435 Winding Stream Road, Spring City, PA 19475.
3. That respondent was issued a Certificate of Public Convenience by this Commission on August 15, 2006, at A-00122591.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00122591 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P. O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, 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 that the Bureau will be able to prove 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: 1/13/2015

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

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 causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Acord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P. O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of

insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

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.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-491. Filed for public inspection March 13, 2015, 9:00 a.m.]

STATE BOARD OF PHARMACY

**Bureau of Professional and Occupational Affairs v.
Peter J. Capitano, RPh; Doc. No. 0239-54-2014;
File No. 14-54-01239**

On November 24, 2014, the State Board of Pharmacy issued a final order revoking the license of Peter J. Capitano, license no. RP036402R, last known from Old Forge, Lackawanna County, based on his felony conviction.

Individuals may obtain a copy of the order of suspension by writing to Jason E. McMurry, Board Counsel, State Board of Pharmacy, P. O. Box 2649, Harrisburg, PA 17105-2649.

JANET GETZEY HART, RPh,
Chairperson

[Pa.B. Doc. No. 15-492. Filed for public inspection March 13, 2015, 9:00 a.m.]