

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 June 16, 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>
6-15-2015	WSFS Financial Corporation Wilmington New Castle County, DE Application for approval to acquire 100% of Alliance Bancorp, Inc. of Pennsylvania, Broomall, and thereby indirectly acquire 100% of Greater Delaware Valley Savings Bank d/b/a Alliance Bank, Broomall.	Filed

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
6-15-2015	Royal Bank America Narberth Montgomery County Application for approval to purchase assets and assume liabilities of one branch of First Cornerstone Bank, King of Prussia, located at: 2 West Baltimore Avenue Media Delaware County	Filed

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 15-1204. Filed for public inspection June 26, 2015, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by Juniata College to Amend Articles of Incorporation

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval of a Certificate of Authority for Juniata College to amend its Articles of Incorporation.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in

accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher and Career Education, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons wishing to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for an in-office review. Duplicate copies of the application are not available.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodation to participate should contact the Division of Higher and Career Education at (717) 783-8228 to discuss accommodations.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 15-1205. Filed for public inspection June 26, 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

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

<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>
PA0060445 (Sewage)	Pennsylvania Historical and Museum Commission Eckley Miners' Village WWTP 2 Eckley Main Street Weatherly, PA 18255	Luzerne County Foster Township	Unnamed Tributary to Black Creek (05D)	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0038806 (Sewage)	Beautyline Park STP 258 Beautyline Drive Salix, PA 15952	Cambria County Adams Township	Otto Run (18-E)	N
PA0096229 (Sewage)	Marianna W Bethlehem STP East End Of Broad Street Marianna, PA 15345	Washington County West Bethlehem Township	Tenmile Creek (19-B)	Y
PA0216186 (Sewage)	Mining Technology & Training Center STP 197 Dunn Station Road Prosperity, PA 15329-1625	Greene County Washington Township	Ruff Creek (19-B)	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>
PA0240192 (sewage)	Frank R & Myranda S Hyden SFTF 24478 State Street Meadville, PA 16335	Crawford County Blooming Valley Borough	Unnamed Tributary to Woodcock Creek (16-A)	Y

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

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

PA0054551, SIC Code 4952, **Jonathan D. Snyder**, 4 Fox Run Lane, Newtown Square, PA 19073-1004. Facility Name: Snyder SRSTP. This existing facility is located in Willistown Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to Ridley Creek, is located in State Water Plan watershed 3-G and is classified for High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Dissolved Oxygen	XXX	XXX	3.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.2
CBOD ₅						
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0

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

- A. AMR to DEP
- B. DMR to DEP
- C. Septage and Scum Measurement
- D. Septic Tank Pumping
- E. Chlorine Minimization
- F. No Stormwater
- G. Acquire Necessary Property Rights
- H. Proper Sludge Disposal Abandon STP when Municipal Sewers Available

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

The EPA Waiver is in effect.

PA0244741, SIC Code 4922, **Columbia Gas Transmission, LLC**, 5151 San Felipe, Suite 2400, Houston, TX 77056. Facility Name: East Side Expansion Project. This proposed facility is located in West Vincent, Upper Uwchlan, Uwchlan, East Brandywine, Caln, and West Bradford Townships and Downingtown Borough, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to East Branch Brandywine Creek, East Branch Brandywine Creek, Unnamed Tributary to Beaver Creek, Unnamed Tributaries to Marsh Creek, and Unnamed Tributary to Pickering Creek are located in State Water Plan watershed 3-Hand 3-D and are classified for Warm Water Fishes, Cold Water Fishes, Migratory Fishes, High Quality Waters—Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001, 002, 003, 004 and 005 are based on a design flow of 100 GPMs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (GPM)	Report	100	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report Total Time
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	<0.02	XXX	<0.02
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Oil and Grease	XXX	XXX	XXX	5.0	XXX	10.0
Total Iron	XXX	XXX	XXX	0.45	XXX	0.90
Total Volume (gal)	Report Total Monthly	XXX	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfalls 006 and 007 are based on a design flow of 100 GPMs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		
	<i>Average Monthly</i>	<i>Maximum</i>	<i>Instant. Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (GPM)	Report	100	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report Total Time
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Maximum	Instant. Minimum	Average Monthly	Maximum	Instant. Maximum
Total Residual Chlorine	XXX	XXX	XXX	0.02	XXX	0.05
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Dissolved Iron	XXX	XXX	XXX	Report	XXX	7.0
Total Volume (gal)	Report Total Monthly	XXX	XXX	XXX	XXX	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 250 GPMs.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Monthly	Maximum	Instant. Maximum
Flow (GPM)	Report	250	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report Total Time
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	0.02	XXX	0.05
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Dissolved Iron	XXX	XXX	XXX	Report	XXX	7.0
Total Volume (gal)	Report Total Monthly	XXX	XXX	XXX	XXX	XXX

The expected total volumes of discharge during each hydrostatic test event from Outfalls 001, 002, 003 004, 005, 006, 007 and 008 are 785 gallons, 99,042 gallons, 99,042 gallons, 60,511 gallons, 60,511 gallons, 78,795 gallons, 636 gallons and 1,281,915 gallons respectively.

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. ELG Reopener
- D. Dry Stream
- E. Method of Analysis
- F. No Other Wastewater
- G. Best Management Practices
- H. EDMR Requirement

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

The EPA Waiver is in effect.

PA0038903, Storm Water, SIC Code 4226, 5171, **Sunoco Partners Market & Terminal LP**, 1000 Crown Point Road, Westville, NJ 08093. Facility Name: Sunoco Malvern Market Terminal. This existing facility is located in East Whiteland Township, **Chester County**.

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

The receiving stream(s), Little Valley Creek, is located in State Water Plan 3F watershed and is classified for Exceptional Value Waters, 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 0.000000 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average	Daily Maximum	Minimum	Average	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	15	XXX	30
TRPH	XXX	XXX	XXX	15	XXX	30

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

- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Best Management Practices (BMPs)
- Annual Inspection and Compliance Evaluation
- Stormwater Sampling Requirements
- Property Rights
- Solids Handling

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

The EPA Waiver is in effect.

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

PA0275743, Stormwater, SIC Code 3272, **GAF Premium Products, Inc.**, 440 Katherine Road, Wind Gap, PA 18091. Facility Name: GAF Premium Products. This existing facility is located in Wind Gap Borough, **Northampton County**.

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of stormwater.

The receiving stream, Unnamed Tributary to Little Bushkill Creek, is located in State Water Plan watershed 01-F and is classified for High Quality Waters—Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD (stormwater only).

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

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

- Other requirements applicable to stormwater outfalls including: PPC Plan, Stormwater BMPs, Annual Inspection and Compliance Evaluation.

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.

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

PA0088072, Storm Water, SIC Code 4953, **Stericycle Inc.**, 1525 Chestnut Hill Road, Morgantown, PA 19543. Facility Name: Stericycle, Inc. This existing facility is located in Robeson Township, **Berks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of stormwater associated with industrial activities.

The receiving stream(s), Hay Creek, is located in State Water Plan watershed 3-C 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 007, which serves as the representative outfall, are as follows:

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
CBOD ₅	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements applicable to Stormwater Outfalls
- BMPs specific to SIC Code 4953 and General BMPs from the PAG-03 NPDES Permit

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

The EPA Waiver is in effect.

Application No. PA0260495, Concentrated Animal Feeding Operation (CAFO), **Hershey Steve (Steve Hershey Farm CAFO)**, 2024 Donegal Springs Road, Mount Joy, PA 17552-8906.

Hershey Steve has submitted an application for an Individual NPDES permit for an existing CAFO known as Steve Hershey Farm CAFO, located in East Donegal Township, **Lancaster County**.

The CAFO is situated near Donegal Creek and Unnamed Tributary to Donegal Creek in Watershed 7-G, which is classified for High Quality Waters—Cold Water Fishes, Cold Water Fishes and Migratory Fishes. The CAFO is designed to maintain an animal population of approximately 572.8 animal equivalent units (AEUs) consisting of 475 Beef Cows, 500 Swine and 242,000 Poultry (Pullets). Poultry manure is stored inside the bird house until export. The liquid swine and liquid beef will be stored in an underbarn storage until it is land applied or exported. At the older cow barns manure is handled as solid bedpack. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

PA0266108, Industrial Wastewater—Hydrostatic Test Discharge, SIC Code 4619, **Transcontinental Gas Pipe Line Co., LLC**, 2800 Post Oak Boulevard, Level 17, Houston, TX 77056. Facility Name: Transcontinental Rock Springs Expansion Project MP 5.5. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of hydrostatic testing water from a new pipeline.

The receiving stream(s), Peters Creek, is located in State Water Plan watershed 7-K and is classified for Exceptional Value Waters—Warm Water Fishes and, 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 0.6 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average</i>		
Flow (GPM)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
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	Report	XXX	0.05
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	10
Oil and Grease	XXX	XXX	XXX	Report	XXX	5
Dissolved Iron	XXX	XXX	XXX	Report	XXX	1.5

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

The EPA Waiver is in effect.

PA0266094, Industrial Wastewater—Hydrostatic Test Discharge, SIC Code 4619, **Transcontinental Gas Pipe Line Co., LLC**, 2800 Post Oak Boulevard, Level 17, Houston, TX 77056. Facility Name: Transcontinental—Rock Springs Expansion Project MP 0.0. This proposed facility is located in Drumore Township, **Lancaster County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of hydrostatic testing water from a new pipeline.

The receiving stream(s), Fishing Creek, is located in State Water Plan watershed 7-K and is classified for High Quality Waters—Cold Water Fishes and, 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 0.6 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average</i>		
Flow (GPM)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	XXX	Report
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	Report	XXX	0.05
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	10
Oil and Grease	XXX	XXX	XXX	Report	XXX	5
Dissolved Iron	XXX	XXX	XXX	Report	XXX	1.5

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

The EPA Waiver is in effect.

PA0027952, Sewage, SIC Code 5541, **HMS Host**, PO Box 8, Middletown, PA 17057. Facility Name: Lawn Service Plaza. This existing facility is located in South Londonderry Township, **Lebanon County**.

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

The receiving stream(s), Unnamed Tributary of Conewago Creek, is located in State Water Plan watershed 7-G and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.05 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>		
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
Nitrate-Nitrite as N (lbs/mo)	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen (lbs/mo)	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
Total Kjeldahl Nitrogen (lbs/mo)	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (lbs/mo)	Report	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	XXX	304	XXX	XXX	XXX	XXX
		Total Annual				

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

The EPA Waiver is in effect.

PA0026735, Sewage, SIC Code 4952, 221320, 562213, **Swatara Township Authority Dauphin County**, 599 Eisenhower Boulevard, Harrisburg, PA 17111-2304. Facility Name: Swatara Township STP. This existing facility is located in Swatara Township, **Dauphin County**.

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

The receiving stream(s), Swatara Creek, is located in State Water Plan watershed 7-D and is classified for Warm Water Fishes, Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 6.3 MGDs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (CFU/100 ml)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD ₅						
May 1 - Oct 31	998	1,576	XXX	19	30	38
Nov 1 - Apr 30	1,313	2,101	XXX	25	40	50
BOD ₅						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	1,576	2,364	XXX	30	45	60
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
Ammonia-Nitrogen						
May 1 - Oct 31	338	XXX	XXX	6	XXX	12
Nov 1 - Apr 30	900	XXX	XXX	18	XXX	36
Total Phosphorus	105	XXX	XXX	2.0	XXX	4.0
Free Available Cyanide	Report	XXX	XXX	Report	XXX	Report

The proposed monitoring requirements and, where appropriate, effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 001.

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	118,339	XXX	XXX	XXX
Net Total Phosphorus	Report	15,866	XXX	XXX	XXX

* This permit contains conditions which authorize the permittee to apply nutrient reduction credits to meet the Net Total Nitrogen and the Net Total Phosphorus effluent mass limits, under the Department's Chapter 96 regulations. The condition includes the requirement to report the application of these credits in Supplemental Discharge Monitoring Reports (DMRs) submitted to the Department.

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

- The permittee is granted 300 lbs/year Total Nitrogen offsets to meet the Net Total Nitrogen cap load.
- Stormwater Requirements
- Pretreatment Program Implementation

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

The EPA Waiver is not in effect.

PA0044628, Industrial Waste, SIC Code 4911, **York Haven Power Company, LLC**, PO Box 67, York Haven, PA 17370-67. Facility Name: York Haven Hydroelectric Power Station. This existing facility is located in York Haven Borough, **York County**.

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

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 7-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for IMP 101 are based on a design flow of 0.259 MGD.

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

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

The EPA Waiver is in effect.

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

PA0025941, Sewage, **Canonsburg Houston Joint Authority**, 68 E Pike Street, Canonsburg, PA 15317-1375. Facility Name: Canonsburg Houston Joint WWTP. This existing facility is located in Cecil Township, **Washington County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 6 MGDs.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.4	XXX	1.0
CBOD ₅						
May 1 - Oct 31	1,001.4	1,502.1	XXX	20	30	40
Nov 1 - Apr 30	1,251.8	1,877.6	XXX	25	37.5	50
BOD ₅						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	1,502.1	2,253.2	XXX	30	45	60
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean XXX	Report Daily Max	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	175.4	265.5	XXX	3.5	5.3	7.0
Nov 1 - Apr 30	350.7	526.1	XXX	7.0	10.5	14.0
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Aluminum	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Iron	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Manganese	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

The EPA Waiver is not in effect.

PA0214396, Storm Water, SIC Code 5052, **Three Rivers Marine & Rail Terminal, LP**, 17 Arentzen Boulevard, Charleroi, PA 15022. Facility Name: Three Rivers Marine & Rail Dock. This proposed facility is located in Glassport Borough, **Allegheny County**.

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

The receiving stream(s), Monongahela River, is located in State Water Plan watershed 19-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001 and 002 are based on a precipitation based flow.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6	XXX	XXX	9
Total Suspended Solids	XXX	XXX	XXX	Report	50	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	30	XXX
Total Aluminum	XXX	XXX	XXX	Report	Report	XXX
Dissolved Iron	XXX	XXX	XXX	XXX	7	XXX
					Max	
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX
Chemical Oxygen Demand	XXX	XXX	XXX	Report	Report	XXX

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

In accordance with 40 CFR 423.12(b)(10) outfalls 001 and 002 shall not be subject to the effluent limitations set forth in 40 CFR 423.12(b)(9) during a 10-year 24-hour or larger precipitation event (or snowmelt of equivalent volume). The permittee shall have the burden of demonstrating that the prerequisites to this exemption have been met. These outfalls are still subject to pH limitations and monitoring requirements during discharge (40 CFR 423.12(b)(1)).

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412.442.4000.

The EPA Waiver is in effect.

PA0254584, Industrial Waste, SIC Code 3339 & 4911, **Horsehead Corporation**, 4955 Steubenville Pike Suite 405, Pittsburgh, PA 15205-9604. Facility Name: Horsehead Corporation Landfill. This existing facility is located in Potter Township, **Beaver County**.

The following notice reflects changes to the notice published in the March, 22, 2014, edition of the *Pennsylvania Bulletin*:

Description of Proposed Activity: The application is for a new NPDES permit for an existing discharge of treated residual waste landfill leachate and storm water runoff.

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

The proposed effluent limits for Outfall 006 are based on a design flow of 0.216 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30	100	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Total Aluminum	XXX	XXX	XXX	3.8	7.0	XXX
Total Antimony	XXX	XXX	XXX	Report	Report	XXX
Total Arsenic	XXX	XXX	XXX	Report	Report	XXX
Total Barium	XXX	XXX	XXX	Report	Report	XXX
Total Cadmium	XXX	XXX	XXX	Report	Report	XXX
Total Chromium	XXX	XXX	XXX	Report	Report	XXX
Total Copper	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	5.0	12.0	XXX
Total Lead	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	0.14	0.22	XXX
Total Mercury	XXX	XXX	XXX	Report	Report	XXX
Total Nickel	XXX	XXX	XXX	Report	Report	XXX
Total Selenium	XXX	XXX	XXX	0.07	0.14	XXX
Dissolved Selenium	XXX	XXX	XXX	Report	Report	XXX
Sulfate	XXX	XXX	XXX	Report	Report	XXX
Total Thallium						
(Interim)	XXX	XXX	XXX	Report	Report	XXX
(Final)	XXX	XXX	XXX	0.006	0.010	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Total Zinc	XXX	XXX	XXX	0.6	1.0	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX

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

- A Toxics Reduction Evaluation for total thallium and chemical additives requirements.

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

The EPA Waiver is not in effect.

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

PA0026301 A-1, Sewage, SIC Code 4952, **Erie City Sewer Authority Erie County**, 68 Port Access Road, Erie, PA 16507. Facility Name: Erie City STP. This existing facility is located in Erie City, **Erie County**.

Description of Existing Activity: An NPDES permit amendment to extend the compliance date for meeting the final bacteria (fecal coliform & E. coli) limitations seven additional months.

The receiving stream, Lake Erie, is located in State Water Plan watershed 15 and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

The EPA Waiver is not in effect.

PA0273091, Sewage, SIC Code 8800, **Stephen G. Paxson**, 51 Quarry Hill Road, Greenville, PA 16125. Facility Name: Stephen G. Paxson SRSTP. This proposed facility is located in Hempfield Township, **Mercer County**.

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

The receiving stream, an Unnamed Tributary of the Shenango River, is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass (lbs/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	Report	XXX	XXX
BOD ₅	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	XXX

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

The EPA Waiver is in effect.

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. 1515250, CAFO, **Walton Farms, LLC**, 42 Walton Drive, Cochranville, PA 19330.

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

Description of Proposed Action/Activity: Seeking permit approval for the expansion of an existing dairy operation and the construction of an additional HDPE-lined manure storage pond.

WQM Permit No. 2815201, CAFO, **Leshers Poultry Farm, Inc.**, 1153 Swamp Fox Road, Chambersburg, PA 17202-8865.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction of a new proposed 14' x 135' circular concrete manure pit on an existing poultry farm.

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

WQM Permit No. 3092201-A2, Industrial, **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344.

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

Description of Proposed Action/Activity: Proposed construction of a centrifuge, gravity thickener and sludge holding tank.

WQM Permit No. 6515401, Sewage, **Mon Valley Sewer Authority**, 20 S Washington St, Donora, PA 15033-1394.

This proposed facility is located in Donora Borough, Washington County and Monessen City, **Westmoreland County**.

Description of Proposed Action/Activity: Sewer separation project consisting of the construction of approximately 16,000 lineal feet of sanitary sewer and appurtenances.

WQM Permit No. 6312404, Sewage, **Mon Valley Sewage Authority**, 20 South Washington Street, Donora, PA 15033.

This proposed facility is located in City of Monessen, **Westmoreland County**.

Description of Proposed Action/Activity: Proposed construction of satellite treatment facility for a Combined Sewer Overflow Outfall 007 in the City of Monessen, Westmoreland County.

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

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>
PAI010910003R	James C. Baker 1748 Central Park Orefield, PA 18069	Bucks	Springfield Township	Cook Creek EV-MF
PAI010915006	Highland Realty Management 306 West Cuthbert Boulevard Westmont, NJ 08108	Bucks	Bristol Township	Neshaminy Creek WWF
PAI011515009	20 Moores Road Assoc. LP 55 Country Club Drive Downingtown, PA 19335 Co-Applicant Address: Stonebridge Life Insurance Co., A Vermont Corporation 4333 Edgewood Road, NE Cedar Rapids, IA 52499	Chester	East Whiteland Township	Unnamed Tributary to Valley Creek EV Valley Creek EV
PAI011515011	Land Development Toll PA IV, L.P. 250 Gibraltar Road Horsham, PA 19044-2323	Chester	Upper Uwchlan Township	Marsh Creek HQ-TSF
PAI011515008	IHM Villa Maria 1140 King Road Immaculata, PA 19345	Chester	East Whiteland Township	Ridley Creek HQ-TSF-MF
PAI011514052	Honey Brook Community Church 644 Ranck Road New Holland, PA 17554	Chester	Honey Brook Township and Honey Brook Borough	West Branch Brandywine Creek HQ-TSF
PAI012315005	Monroe Energy, LLC 4101 Post Road Trainer, PA 19061	Delaware	Trainer Borough	Stony Creek WWF-MF
PAI012315006	Tinicum Township 629 N. Governor Printz Boulevard Essington, PA 19029	Delaware	Tinicum Township	Delaware Estuary WWF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI023915009	Nader Hamati Above & Beyond, Inc. 514 N 22nd St. Allentown, PA 18104	Lehigh	Upper Macungie Township	Little Lehigh Creek (HQ-CWF, MF)

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

Lycoming County Conservation District: 542 County Farm Road Suite 202, Montoursville, PA 17754, (570) 433-3003

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI044115001	Sunoco Logistic Partners LP 525 Fritztown Rd Sinking Springs, PA 19608	Lycoming	Gamble Township	UNT to Wallis Run EV, TSF
PAI044115002	Sunoco Logistic Partners LP 525 Fritztown Rd Sinking Springs, PA 19608	Lycoming	Cascade & Gamble Twps	UNT to Salt Run EV, TSF

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

<i>Permit No.</i>	<i>Applicant & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI050215003	Uber Advanced Technologies Center (UATC) 91 43rd Street Pittsburgh, PA 15201	Allegheny	City of Pittsburgh	Allegheny River (WWF-N)
PAI055615001	Horvath Communications 312 West Colfax Avenue South Bend, IN 46601	Somerset	Conemaugh Township	South Fork of Bens Creek (HQ-CWF)
PAI055615003	Horvath Communications 312 West Colfax Avenue South Bend, IN 46601	Somerset	Conemaugh Township	Bens Creek (CWF) and South Fork of Bens Creek (HQ-CWF)
PAI056315005	McDowell Development, LLC 242 Station St Bridgeville, PA 15017	Washington	North Strabane Township	Little Chartiers Creek (HQ-WWF)

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI063315001	Brookville Municipal Authority 18 Western Avenue, Suite A Brookville, PA 15825	Jefferson	Pine Creek Township and Brookville Borough	Redbank Creek TSF; North Fork Redbank Creek HQ-CWF; UNT North Fork HQ-CWF; Mill Creek CWF

STATE CONSERVATION COMMISSION

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

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

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

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

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

APPLICATIONS

NUTRIENT MANAGEMENT PLAN—PUBLIC NOTICE SPREADSHEET

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Huber Villa Farm John Huber 2701 Fruitville Pike Lancaster, PA 17601	Perry	0	916.28	Swine	NA	Renewal
Samuel Stalter 48 Rehrersburg Road Bethel, PA 19507	Berks	13	377.86	Layers	N/A	Renewal
Aaron Hawbaker 6842 Buttermilk Road Waynesboro, PA 17266	Franklin	254.8, 244.8 acres available for manure	123.95	Poultry— Ducks	NA	Renewal
Country View Family Farms, LLC Deerfield TWP Sow Farm Doan Rd Knoxville, PA 16928	Tioga	445	2,979.55	Sow	NA	New

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

Persons with a disability that require an auxiliary aid, service or other accommodations to participate during the 30-day public comment period should contact the office

listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 1315501, Public Water Supply.

Applicant	Blue Ridge, LLC 2230 Fireline Road Palmerton, PA 18071
[Township or Borough]	Lower Towamensing Township Carbon County
Responsible Official	Timothy Nagle, General Manager
Type of Facility	PWS
Consulting Engineer	Timothy A. Miller, PE Keystone Consulting Engineers, Inc. 6235 Hamilton Boulevard Wescosville, PA 18106
Application Received Date	June 4, 2015
Description of Action	Construction of disinfection facilities and demonstration of 4-log treatment of viruses for the Blue Shamrock Golf Club.

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

Permit No. 3615509 MA, Minor Amendment, Public Water Supply.

Applicant **Columbia Water Company**
 Municipality Marietta Borough
 County **Lancaster**
 Responsible Official David Lewis, Superintendent
 1195 River Road
 PO Box 302
 Marietta, PA 17547-0302

Type of Facility Public Water Supply
 Consulting Engineer Gerald R. McClune, PE
 Rettew Associates, Inc.
 3020 Columbia Avenue
 Lancaster, PA 17603

Application Received: 6/2/2015
 Description of Action Installation of new chlorine contact piping for the Lancaster (Chickies) Well Nos. 2 and 3.

Permit No. 0715501, Public Water Supply.

Applicant **Williamsburg Municipal Authority**
 Municipality Woodbury Township
 County **Blair**
 Responsible Official Edgar C. Pattercon, Chairman
 305 East 2nd St.
 Williamsburg, PA 16693

Type of Facility Public Water Supply
 Consulting Engineer John C. Clabaugh, PE
 Stiffler, McGraw and Associates, Inc.
 1731 N. Juniata Street
 Hollidaysburg, PA 16648

Application Received: 6/4/2015
 Description of Action Installation of a booster pump station to serve the existing customers in the Akes Hill area of the distribution system.

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

Permit No. 0215519, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh
 Responsible Official Richard Lieb, Design Manager
 Pittsburgh Water & Sewer Authority
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Pittsburgh Water & Sewer Authority
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

Application Received Date June 12, 2015

Description of Action Chemical addition at the Aspinwall water treatment plant.

Permit No. 0215520, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh
 Responsible Official Richard Lieb, Design Manager
 Pittsburgh Water & Sewer Authority
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

Type of Facility Water system
 Consulting Engineer Pittsburgh Water & Sewer Authority
 Penn Liberty Plaza I
 1200 Penn Avenue
 Pittsburgh, PA 15222

Application Received Date June 12, 2015
 Description of Action Chemical addition at the Highland #1 membrane plant.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act

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

Application No. 4515502 MA, Minor Amendment.

Applicant **Tri Valley Eldo Lake Division**
 [Township or Borough] Polk Township, **Monroe County**
 Responsible Official Greg Sander
 Tri Valley Water Supply System
 Eldo Lake Division
 P. O. Box 60
 Lehighton, PA 18235

Type of Facility Public Water Supply
 Consulting Engineer N/A
 Application Received Date May 28, 2015
 Description of Action Proposed to change chemical from Calcium Hypochlorite powder to liquid Sodium Hypochlorite for disinfection at existing water system.

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

Application No. 0215517MA, Minor Amendment.

Applicant **Aleppo Township Authority**
100 North Drive
Suite 2
Sewickley, PA 15143

[Township or Borough] Glenfield Borough

Responsible Official John M. Seifarth, Chairman
Aleppo Township Authority
100 North Drive
Suite 2
Sewickley, PA 15143

Type of Facility Water system

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

Application Received Date May 20, 2015

Description of Action Installation of approximately 1,098 feet of 12-inch diameter waterline and appurtenances.

Application No. 0315504MA, Minor Amendment.

Applicant **Cowanshannock Township Municipal Authority**
PO Box 127
NuMine, PA 16224

[Township or Borough] Plumcreek Township

Responsible Official Peter Catanese, Vice Chairman
Cowanshannock Township
Municipal Authority
PO Box 127
NuMine, PA 16224

Type of Facility Water system

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

Application Received Date June 8, 2015

Description of Action Installation of an emergency interconnection with Kittanning-Plumcreek Water Authority.

Application No. 0215518MA, Minor Amendment.

Applicant **Monroeville Municipal Authority**
219 Speelman Lane
Monroeville, PA 15146

[Township or Borough] Monroeville Borough

Responsible Official James Hunter, General Manager
Monroeville Municipal Authority
219 Speelman Lane
Monroeville, PA 15146

Type of Facility Water system

Consulting Engineer Chester Engineers
1555 Coraopolis Heights Road
Moon Township, PA 15108

Application Received Date May 22, 2015

Description of Action Installation of approximately 4,600 feet of 12-inch diameter waterline and appurtenances (SR 22 Waterline Relocation Project).

Application No. 5615509MA, Minor Amendment.

Applicant **Somerset Township Municipal Authority**
PO Box 247
Somerset, PA 15501

[Township or Borough] Somerset Township

Responsible Official Carolyn Zambanini, Manager
Somerset Township Municipal Authority
PO Box 247
Somerset, PA 15501

Type of Facility Water system

Consulting Engineer The EADS Group
450 Aberdeen Drive
Somerset, PA 15501

Application Received Date May 23, 2015

Description of Action Installation of waterlines for the Highland Hill Development.

WATER ALLOCATIONS

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

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

WA32-271B, Water Allocations. **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, **Indiana County**. The applicant is requesting a Succession of Water Rights for the change in name from Western Pennsylvania American Water Company to Pennsylvania American Water Company.

WA-323B, Water Allocations. **Northern Cambria Municipal Authority**, 1202 Philadelphia Avenue, Northern Cambria, PA 15714, **Cambria County**. The applicant is requesting a Succession of Water Rights for the change in ownership from the Borough of Barnesboro.

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 mediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the mediator 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 Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

Michael Barone Property, 35 East Lisburn Road, Mechanicsburg, PA, Upper Allen Township, **Cumberland County**. Barry Isett & Associates, 85 South Route 100, Allentown, PA 18106, on behalf of Michael Barone, 35 East Lisburn Road, Mechanicsburg, PA 17055, submitted a Notice of Intent to Remediate site soils contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard. Future use of the site remains residential. The Notice of Intent to Remediate was published in the *Patriot-News* on March 12, 2015.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Applications received, withdrawn, denied or returned under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage or Disposal Facility.

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

PAD067098822: Cycle Chem, Inc., 550 Industrial Drive, Lewisberry, PA 17339

An application for a Class 3 Permit Modification for RCRA Part B Permit Number PAD067098822 to add TSCA waste storage for PCBs at the Cycle Chem, Inc. facility located at 550 Industrial Drive, Lewisberry, PA 17339 in Fairview Township, **York County**, was determined to be administratively complete on June 10, 2015.

Persons wishing to comment on the permit application may submit comments to John Oren, PE, Facilities Manager, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110. Persons interested in obtaining more information about the permit application may contact the Southcentral Regional Office, Waste Management Program at (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T 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 Approvals or Operating Permits from the following facilities.

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

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

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

Permits issued to the owners or operators of sources subject to 25 Pa. Code Chapter 127, Subchapter D or E, or located within a Title V facility or subject to 25 Pa. Code § 129.51(a) or permits issued for sources with limitations on their potential to emit used to avoid otherwise applicable Federal requirements may be submitted to the United States Environmental Protection Agency for review and approval as a revision to the State Implementation Plan. Final Plan Approvals and Operating Permits will contain terms and conditions to ensure that the sources are constructed and operating in compliance with applicable requirements in the Air Pollution Control Act (35 P. S. §§ 4001—4015), 25 Pa. Code Chapters 121—145, the Federal Clean Air Act (42 U.S.C.A. §§ 7401—7671q) and regulations adopted under the Federal Clean Air Act.

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

PLAN APPROVALS

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

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

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

66-00001E: Proctor and Gamble Paper Products Co. (P.O. Box 32, State Route 87 South, Mehoopany, PA 18629) for the replacement of (2) two diaper lines with new state-of-the-art lines, which will operate at higher production speed than the existing lines at their facility in Washington Township, **Wyoming County**.

66-00001F: Procter & Gamble Paper Products Co. (PO Box 32, Mehoopany, PA 18629-0032) for the modification of their existing hazardous air pollutant (HAP) emissions limitation to less than 10 tons per year of a single HAP and less than 25 tons per year of combined HAPs from the their facility located in Washington Twp., **Wyoming County**.

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

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

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

15-0037F: Oberthur Technologies (523 James Hance Court, Exton, PA 19341; Attn: Mr. Chris Simone), for the installation of one new lithographic press, designated as Litho Press #8 (Source ID 114), at their facility located in West Whiteland Township, **Chester County**. This facility is a Title V facility. The new lithographic press will have a potential-to-emit of 3.35 tons of VOC per year and less than 0.01 ton of HAP per year. All emissions will be fugitive. The permittee is subject to a Plantwide Applicability Limit (PAL) of 47.895 tons per year for VOC. The facility will continue to comply with the PAL. The Plan Approval will contain monitoring and recordkeeping requirements designed to keep the lithographic press operating within the allowable emissions and all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

67-03172A: Panebaker Funeral Home, Inc. (43 Amy Way, Hanover, PA 17331) for construction of a human crematory controlled by an afterburner at the funeral home in Heidelberg Township, **York County**. The facility has the following potential air emissions: 3.3 tons per year of CO, 1.0 ton per year of NO_x, 2.3 tons per year of PM, 0.8 ton per year of SO_x, and 1.0 ton per year of VOC. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. The plan approval and subsequent State-Only operating permit will include emission restrictions, work practice standards, and testing, monitoring, record keeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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

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

41-00088A: Compass Natural Gas Partners LP (1865 Center St., Camp Hill, PA 17011-1703) for the construction of one 2,328 bhp Caterpillar model G3516C natural gas-fired engine to drive a generator capable of producing 1,660 kW of electricity equipped with a Caterpillar model Clariant Catalyst Element—ENVICAT-6314-33.5 x 3.5-300 cpsi oxidation catalyst. Additionally, this facility will include an 82 bhp Olympian model G45LG natural gas-fired emergency generator capable of produc-

ing 45 kW of electricity at the Compass-Quaker CNG Truck Terminal located in Upper Fairfield Township, **Lycoming County**.

The Department of Environmental Protection's (Department) review of the information submitted by Compass Natural Gas Partners LP indicates that the air contamination sources to be constructed will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including [40 CFR Part 60 Subpart JJJJ and Part 63 Subpart ZZZZ] and the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed construction.

The emission from each proposed source included in this project will not exceed the following limits for the 2,328 bhp Caterpillar model G3516C engine equipped with an oxidation catalyst: (a) nitrogen oxides (NO_x, expressed as NO₂)—0.50 gram per brake horsepower-hour and 9.91 tons in any 12 consecutive month period, (b) carbon monoxide (CO)—0.15 gram per brake horsepower-hour and 2.97 tons in any 12 consecutive month period, (c) total combined volatile organic compounds (VOCs)—0.15 gram per brake horsepower-hour and 2.97 tons in any 12 consecutive month period, (d) formaldehyde—0.05 gram per brake horsepower-hour and 0.99 ton in any 12 consecutive month period.

In addition to the emission limitations, the following is a description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements.

1. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the emission of visible air contaminants into the outdoor atmosphere from the Caterpillar G3516C engine shall not occur in such a manner that the opacity of the emission is either of the following: (a) Equal to or greater than 10% for a period or periods aggregating more than three minutes in any 1 hour, (b) Equal to or greater than 30% at any time.

2. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, all engines shall be fired only on natural gas.

3. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the Caterpillar G3516C engine shall be equipped with an air-to-fuel ratio controller.

4. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the Caterpillar G3516C engine and the Olympian model G45LG emergency engine shall be equipped with a non-resettable meter that will indicate the hours of operation.

5. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the Caterpillar G3516C engine shall not be operated more than 7,722 hours in any 12 consecutive month period and the Olympian model G45LG emergency engine shall not be operated more than 500 non-emergency hours in any 12 consecutive month period.

6. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, Source ID P101 is a Caterpillar G3516C four stroke, ultra lean burn, natural gas-fired compressor engine and shall be equipped with a Caterpillar model Clariant Catalyst Element—ENVICAT-6314-33.5 x 3.5-300 cpsi oxidation catalyst.

7. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the Caterpillar model Clariant Catalyst Element—ENVICAT-6314-33.5 x 3.5-300 cpsi oxidation catalyst shall be equipped with a catalyst bed temperature monitor and pressure differential monitor. Should the monitor detect a low or high temperature or abnormal pressure differential event, an alarm will sound.

8. Pursuant to the best available technology provisions of 25 Pa. Code §§ 127.1 and 127.12, the permittee shall keep accurate and comprehensive records of the number of hours each engine is operated on a monthly basis as well as emissions calculations to demonstrate compliance with the emission limitations.

The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for Plan Approval 41-00088A, the requirements established in the plan approval will be incorporated into State Only Operating Permit 41-00088 pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

03-00975C: Armstrong Power, LLC (2313 State Route 156, Shelocta, PA 15774-3005) for intent to issue Air Quality Plan Approval to authorize an increase in combined annual natural gas usage at the Armstrong Power Electric Generating Station, a Title V facility located in South Bend Township, **Armstrong County**.

Affected sources at the facility include four (4) General Electric 7 FA dual-fuel simple-cycle turbines, each nominally rated at 165.1 megawatts (1,545 MMBtus/hr) with maximum rating of 195.9 megawatts (1,926 MMBtus/hr).

Based on the proposed increase in annual natural gas usage in these units of 1.22 billion standard cubic feet, annual potential to emit from the facility will increase by no greater than 24.0 tons of NO_x, 12.0 tons of CO, 1.5 ton of VOC, 7.0 tons of PM, 7.0 tons of PM₁₀, and 74,900 tons of greenhouse gases (CO₂e). The proposed emissions increases are not considered significant for criteria pollutants or greenhouse gases and therefore do not subject the facility to Nonattainment New Source Review under 25 Pa. Code Subchapter E and Prevention of Significant Deterioration under 40 CFR 52.21.

The units will remain subject to previously established LAER and BACT emission limitations for NO_x and SO₂ and the monitoring, testing, recordkeeping, reporting and work practice requirements of its Title V operating permit which were derived from applicable requirements of 25 Pa. Code Chapters 123, 127, and 139, and 40 CFR Part 60 Subpart GG (Standards of Performance for Stationary Gas Turbines).

Copies of the application, the Department's analysis, and other documents used in the evaluation of the application are available for public review during normal business hours at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To

schedule an appointment to review the Plan Approval Application and related documents, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality Plan Approval for this project, a person may contact Phil Bouse at pbouse@pa.gov or 412-442-4000.

Any person may submit comments or object to the plan approval or a proposed condition thereof by filing a written protest 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.

A protest 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 § 127.44 (relating to public notice). A protest shall include the following:

The name, address and telephone number of the person filing the protest; identification of the proposed plan approval issuance being opposed (Plan Approval 03-00975C); and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons who have properly filed a protest under 25 Pa. Code § 127.46 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a 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 Devin P. Tomko, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the plan approval or the issuance procedure, contact Devin P. Tomko at 412-442-5231.

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

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

24-016I: Keystone Powdered Metal (251 State Street, Saint Marys, PA 15857) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b) that the Department of Environmental Protection (DEP) intends to issue a plan for an increase in VOC emissions from greater utilization of an existing immersion cold cleaning degreaser machine used to deposit dry lubricant on parts at their Facility located in the City of Saint Marys, **Elk County**. This plan approval will also set emission restrictions allowing the permittee to pursue a state only operating permit in place of their current Title V operating permit in the future. The restrictions include a facility wide VOC emission rate limit of 45 tpy, a facility wide total HAP emission limit of 24.9 tpy, and a facility wide single hap emission limit of 9.9 tpy.

This facility currently has a Title V operating permit, number TV-24-00016. This plan approval will, in accordance with 25 Pa. Code § 127.450, be incorporated into the operating permit through an administrative amendment at a later date if the applicant does not apply for a non-Title V operating permit before the plan approval expiration.

VOC emissions from the Dry Lube Operation (Source 1005) will increase to annual emissions no greater 6.0 tons. The proposed VOC emission increase of 3.0 tpy would prevent the increase in Source 1005's utilization from creating a violation with the facility's current operating permit or plan approval 24-016H.

The source currently has record keeping, reporting, and work practice requirements which will remain sufficient after the issuance of this plan approval. The frequency of VOC emission reporting for source 1005 will increase to once monthly.

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

In accordance with 25 Pa. Code § 127.44(e)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [24-016I] 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, Pennsylvania Department of Environmental Protection, 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.

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.

Additional information can be obtained by contacting David G. Balog, PE of the PA DEP at (814) 332-6121.

OPERATING PERMITS

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

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

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

60-00002: NGC Industries, LLC (PO Box 210, West Milton, PA 17886-0210) to issue a renewal Title V Operating Permit for their Milton Plant located in White Deer Township, **Union County**. The facility is currently operating under Title V Operating Permit 60-00002. The facility's main sources include two gas-fired boilers, several storage tanks, and two emergency reciprocating internal combustion engines.

The facility has potential emissions of 201 tons per year (tpy) nitrogen oxides, 84 tpy carbon monoxide, 9.3 tpy volatile organic compounds, 7.7 tpy particulate matter, 0.7 tpy sulfur oxides, 1.9 tpy of combined hazardous air pollutants, and 119,679 tpy of carbon dioxide equivalents (greenhouse gases). No emission or equipment changes are being proposed by this action. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 40 CFR Parts 63 and 70 and 25 Pa. Code Chapters 121—145.

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

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

23-00098: SAP America Inc., (3999 W Chester Pike, Newtown Square, PA 19073) for the renewal of a Synthetic Minor Operating Permit in Newtown Township, **Delaware County**. The initial operating permit was issued on August 01, 2005. SAP America Inc. operates a computer software development and support facility in Newtown Square. Sources of emissions from this facility are 8 boilers and 6 emergency generators. The potential emissions from this facility are: NO_x—24.9 TPY, VOCs—1.1 TPY, PM/PM₁₀/PM_{2.5}—2.7 TPY, SO_x—50.8 TPY, and CO—20.7 TPY. The boilers are subject to 40 CFR Subpart JJJJJ. Emergency generators are subject to 40 CFR Subpart IIII. The facility is subject to site level NO_x emissions limit of 24.9 TPY. The permit contains monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

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

39-00075: Stonemoor PA Subsidiary, LLC (1035 Virginia Drive, Suite 300, Fort Washington, PA 19034) The Department intends to issue a renewal operating permit for a crematory located in Whitehall Township, **Lehigh County**. The proposed operating permit contains all applicable requirements including Federal and State regulations. In addition, monitoring, recordkeeping and reporting conditions regarding compliance with all applicable requirements are also included.

40-00108: Pennsy Supply, Inc. (1001 Paxton Street, Harrisburg, PA 17104-1645) for the operation of a stone quarry operation in Jenkins Township, **Luzerne County**. The sources consist of three crushers and associated screens and conveyors. The sources are controlled by a water spray system. 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.

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

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

41-00024: Divine Providence Hospital (1100 Grampian Boulevard, Williamsport, PA 17701), for the Divine Providence Hospital located in the City of Williamsport, **Lycoming County**. The facility's main sources include five (5) natural gas/No. 2 fuel oil-fired boilers and four (4) No. 2 fuel oil-fired emergency generators. The facility has the potential to emit particulate matter (PM₁₀), nitrogen oxides (NO_x), carbon monoxide (CO), volatile organic compounds (VOC), and combined and individual hazardous air pollutants (HAP) emissions below the major thresholds. The facility has taken a synthetic minor restriction to limit the sulfur oxides (SO_x) emissions below the major threshold. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 24.93 TPY of carbon monoxide; 33.38 TPY of nitrogen oxides; 0.56 TPY of sulfur oxides; 1.83 TPY of particulate matter; 1.81 TPY of volatile organic compounds and 34,490 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, the New Source Performance Standards (NSPS) pursuant to 40 CFR Part 60 Subpart IIII and the National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to 40 CFR Part 63 Subparts ZZZZ and JJJJJJ. The operating permit will include emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

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

41-00027: Muncy Valley Hospital (1100 Grampian Boulevard, Williamsport, PA 17701), for the Muncy Valley Hospital located in Muncy Creek Township, **Lycoming County**. The facility's main sources include three (3) natural gas/No. 2 fuel oil-fired boilers and four (4) No. 2 fuel oil-fired emergency generators. The facility has the potential to emit particulate matter (PM₁₀), nitrogen oxides (NO_x), carbon monoxide (CO), volatile organic compounds (VOCs), hazardous air pollutants (HAPs) and sulfur oxides (SO_x) below the major emission thresholds. The proposed operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 5.12 TPY of carbon monoxide; 8.99 TPY of nitrogen oxides; 0.30 TPY of sulfur oxides; 0.59 TPY of particulate matter; 0.43 TPY of volatile organic compounds and 6,404 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, the New Source Performance Standards (NSPS) pursuant to 40 CFR Part 60 Subpart IIII and the National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to 40 CFR Part 63 Subparts ZZZZ and JJJJJ. The operating permit will include emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

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

59-00009: PA State System of Higher Education (115 Sherwood Street, Mansfield, PA 16933) to issue a renewal State Only Operating Permit for the Mansfield University campus located in Mansfield Borough, **Tioga County**. The facility is currently operating under State Only Operating Permit 59-00009. The facility's main sources include three natural gas/No. 2 fuel oil-fired institutional boilers; twenty-three emergency generator engines; various smaller boilers, water heaters and furnaces; two No. 2 fuel oil storage tanks.

The facility has potential emissions of 41.46 TPY of CO; 26.36 TPY of NO_x; 0.94 TPY of SO_x; 3.53 TPY of PM/PM₁₀; 2.50 TPY of VOCs; 1.44 TPY HAPs; 55,101 TPY GHGs.

All generator engines are subject to 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. Seven of the generator engines are additionally subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark

Ignition Internal Combustion Engine. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145, as well as 40 CFR Parts 60 and 63.

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

41-00015: Pennsylvania Department of Corrections (P.O. Box 598, Camp Hill, PA 17001-0598) for a State Only (Synthetic Minor) operating permit renewal for their Muncy Correctional Institution located in Clinton Township, **Lycoming County**. The facility's sources include two (2) natural gas-fired boilers, seven (7) #2 fuel oil-fired small combustion units, three (3) propane-fired small combustion units and six (6) emergency generators, which have the potential to emit less than the major thresholds of all criteria pollutants. The proposed operating permit renewal contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 34.44 TPY of carbon monoxide; 50.23 TPY of nitrogen oxides; 3.30 TPY of sulfur oxides; 3.10 TPY of particulate matter; 2.44 TPY of volatile organic compounds and 34,490 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, the New Source Performance Standards (NSPS) pursuant to 40 CFR Part 60 Subparts IIII and JJJJ and the National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to 40 CFR Part 63 Subpart ZZZZ. The operating permit will include emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

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

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

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

10-00265: National Underground Storage (1137 Branchton Road, Boyers, PA 16020) intends to issue a Natural Minor Operating Permit for the data storage facility in Cherry Township, **Butler County**. The facility's primary emission sources are 17 emergency fired diesel engines ranging from 324 hp to 3,353 hp. The permit contains the requirements of plan approval 10-265A, GP9 10-265A, GP9 10-265B, GP-10-265C, the requirements of 40 CFR 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for

Stationary Reciprocating Internal Combustion Engines, and the requirements of 40 CFR 60 Subpart III—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The NO_x, VOC, PM₁₀, PM_{2.5}, CO, and SO_x potential emissions are less than 30.88 TPY, 2.13 TPY, 0.71 TPY, 0.69 TPY, 12.80 TPY, and 0.2 TPY, respectively. The facility is an area source of Hazardous Air Pollutants (HAPs). Total HAPs are less than 0.02 TPY. The permit contains emission restrictions, testing requirements, monitoring requirements, recordkeeping requirements, reporting requirements, work practice requirements, and additional requirements

61-00208: Specialty Fabrications & Powder Coating LLC (455 Allegheny Blvd., Franklin, PA 16323-0790) for a Natural Minor Permit to operate a sheet metal fabrication facility. The facility is located at Sugar creek Borough, **Venango County**. The updated emitting Sources are: 1) Miscellaneous Natural Gas Usage, 2) Paint Line, 3) Drying/Curing Powder Coat, 4) Burn Off—Oven and, 5) Laser Cutter (1). The Potential emissions provided in the permit renewal application are: PM: 6.82 Tons per year (PM₁₀) NO_x: 4.34 TPY, SO_x: 0.03 TPY, VOC: 7.90 TPY, CO: 3.65, HAPs: 0.37 TPY.

PLAN APPROVALS

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

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

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

66-00013A: UGI Energy Services, Inc., (1 Meridian Boulevard, Wyoming, PA 19610) for their facility located Washington Township, **Wyoming County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to UGI Energy Services, Inc., (1 Meridian Boulevard, Wyoming, PA 19610) for a Liquefied Natural Gas (LNG) Processing, Storage, and Distribution Facility at their facility located Washington Township, Wyoming County. This Plan Approval No. 66-00013A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 66-00013A is for the installation and operation of the following equipment:

- Solar Taurus 60-7800S Turbine W/SoLoNO_x Dry Low NO_x and Lean Preemix
- LNG Pressurized storage Tanks
- Natural Gas Fired Regeneration Heater
- Diesel-fired emergency generator
- LNG tank truck loading operations

The source main emissions for the new sources are NO_x, CO, and VOC. The new sources will meet all applicable requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 66-00013A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Phone 570-826-2511 within 30 days after publication date.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law (35 P. S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P. S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003).

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

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

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

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

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

Coal Applications Received

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

30841317. Consol Pennsylvania Coal Company, LLC, (1525 Pleasant Grove Road, P.O. Box J, Claysville, PA 15323). To revise the permit for the Enlow Fork Mine in Richhill Township, **Greene County**, Morris Township, Washington County for installation of the 4 North 1 Waterline. Application also includes a request for a Section 401 Water Quality Certification. Surface Acres Proposed 10.6. No additional discharges. The application was considered administratively complete on June 10, 2015. Application received March 26, 2015.

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

Permit No. 56140101 and NPDES No. PA0269441, Sherpa Mining Contractors, Inc., 337 Benny Road, Hooversville, PA 15936, commencement, operation and restoration of a bituminous surface and auger mine in Shade Township, **Somerset County** affecting 110.3 acres. Receiving streams: unnamed tributaries "A," "B," "C," "D," "E," "F" and "G" to Miller Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 4, 2015.

The application includes a stream encroachment to (describe proposed encroachment activities)

The application also includes a request for Section 401 Water Quality Certification.

Permit No. 5679123 and NPDES No. PA0599166. Rosebud Mining Co., P.O. Box 157, Meyersdale, PA

15552, renewal of NPDES permit in Southampton Township, **Somerset County**. Receiving streams: unnamed tributary to/and Shoemaker Run, classified for the following uses: There are no potable water supply intakes within 10 miles downstream. Application received: May 28, 2015.

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

17840123 and NPDES No PA0609382. River Hill Coal Company, Inc. (P.O. Box 141, Kylertown, PA 16847). Modification to the NPDES for a non-discharge alternative pit water treatment facility located in Karthaus Township, **Clearfield County** affecting 233.6 acres. Receiving stream(s): Unnamed Tributaries to Saltlick Run and Saltlick Run to the West Branch Susquehanna River classified for the following use(s): HQ-CWF. Application received: May 21, 2015.

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

65-15-01 and NPDES Permit No. PA0278131. David L. Patterson, Jr. (12 Short Cut Road, Smithfield, PA 15478). Application for commencement, operation and restoration for a Government Financed Contractual Contract, located in Loyalhanna and Bell Townships, **Westmoreland County**, affecting 35.2 acres. Receiving streams: Wolford Run and unnamed tributaries to Wolford Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: May 12, 2015.

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

Permit No. 40850203R6. Silverbrook Anthracite, Inc., (1 Market Street, Laflin, PA 18702), renewal of an existing anthracite coal refuse reprocessing and preparation plant operation in Newport Township, **Luzerne County** affecting 49.0 acres, receiving stream: Newport Creek, classified for the following use: cold water fishes. Application received: June 8, 2015.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

Permit No. 54150301. Rausch Creek Mining, LLC, (978 Gap Street, Valley View, PA 17983), commencement, operation and restoration of a quarry operation in Porter Township, **Schuylkill County** affecting 594.0 acres, receiving streams: Good Spring Creek and East Branch Rausch Creek, classified for the following use: cold water fishes. Application received: June 2, 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	
Alkalinity greater than acidity*			

* 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. PA0215317 (Mining Permit No. 17831601), River Hill Coal Company, (P. O. Box 141, Kylertown, PA 16847). A revision to the NPDES and mining activity permit for the Belford Siding in Karthaus Township, **Clearfield County** to relocate the permitted NPDES Outfall from Salt Lick Run to the West Branch of Susquehanna River. (*Note:* Mining Permit No. was incorrect in the *Pennsylvania Bulletin* on June 6, 2015.) Surface Acres Affected 16.0. Receiving stream: West Branch Susquehanna River, classified for the following use: WWF. West Branch Susquehanna River TMDL. The application was considered administratively complete on May 6, 2015. Application received September 10, 2014.

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

The facility location of the non-discharge alternatives are listed below:

Outfall 001R discharges to: West Branch Susquehanna River

The proposed effluent limits for *Outfall 001R* (Lat: 41° 07' 36.3" Long: 78° 04' 48.3") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)		-	-	-
Iron (mg/l)		1.5	3.0	3.75
Manganese (mg/l)		1.0	2.0	2.5
Aluminum (mg/l)		0.75	0.75	0.75
Suspended Solids (mg/l)		35	70	90
Sulfates (mg/l)			Monitor and Report	

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

NPDES No. PA0235105 (Mining Permit No. 56990102), Heritage Coal & Natural Resources, LLC, 208 W. Mud Pike, Rockwood, PA 15557, renewal NPDES permit for a surface coal site having reclamation only status in Elk Lick Township, **Somerset County**, affecting 87.8 acres. Receiving streams: unnamed tributaries to/and Tub Mill Run; unnamed tributaries to/and Casselman River, classified for the following use: Cold and Warm Water Fishes. Application received: November 25, 2014.

No outfalls are present on the permit site—reclamation only status.

NPDES No. PA0262544 (Mining Permit No. 05070101), J&J Svonavec Excavating, Inc., 618 Samuels Road Somerset, PA 15501, renewal of an NPDES permit for discharge of water resulting from surface coal mining in Broad Top Township, **Bedford County**, affecting 110.0 acres. Receiving streams: unnamed tributary to/and Brewster Hollow Run, classified for the following use: Warm Water Fishes. This receiving stream is included in the Six Mile Run TMDL. Application received: May 18, 2015.

The outfalls listed below discharge to an unnamed tributary to/and Brewster Hollow Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
004 (TF-1)	N
005 (TF-2)	N
006 (TF-3)	N
001 (SP-1)	N
002 (SP-2)	N
003 (SP-3)	N

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

<i>Outfalls: 004, 005, & 006 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

<i>Outfalls: 001, 002, & 003 (Dry Weather)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times
Alkalinity must exceed acidity at all times

<i>Outfalls: 001, 002, & 003 (≤10-yr/24-hr Precip. Event)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Settleable Solids (ml/l)	N/A	N/A	0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times.			

NPDES No. PA0262803 (Mining Permit No. 56090108), Hoffman Mining, Inc., P.O. Box 130, Friedens, PA 15541, renewal of an NPDES permit for a bituminous surface mine in Shade Township, **Somerset County**, affecting 100.9 acres. Receiving streams: unnamed tributary to/and Dark Shade Creek, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: May 18, 2015.

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

The outfalls listed below discharge to unnamed tributary to/and Dark Shade Creek:

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

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

<i>Outfalls:</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times.			

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

NPDES No. PA0259586 (Permit No. 33140102). P. and N. Coal Company, Inc. (P.O. Box 332, Punxsutawney, PA 15767) New NPDES permit for a bituminous surface and auger mine in Porter Township, **Jefferson County**, affecting 512.2 acres. Receiving streams: Unnamed tributaries to Foundry Run and Foundry Run, unnamed tributary to Mahoning Creek, all classified for the following uses: CWF. TMDL: Foundry Run. Application received: February 17, 2015.

This proposed mine site also contains or is hydrologically connected to substandard discharges for which there is no responsible party. Pursuant to 25 Pa. Code § 87.201, effluent limits for those discharges will be based upon the existing baseline pollution load, or the standards found at 25 Pa. Code § 87.102(a) Group A, whichever is least stringent.

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB1	Y
TB2	Y
TB3	Y
TB4	Y
TB5	Y
TB6	Y
TB9	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
		<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	9
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		0.75	1.5	1.9
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (milliosmoles/kg)				50

¹ The parameter is applicable at all times.

The outfall(s) listed below discharge to unnamed tributaries to Foundry Run and Foundry Run, unnamed tributary to Mahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	Y
B	Y
C	Y
D	Y
E	Y
F	Y
G	Y
H	Y
I	Y
J	Y
K	Y
ST1	Y

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

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

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB7	Y
TB8	Y
TB10	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Iron (mg/l)		3	6	9
Manganese (mg/l)		2	4	5
Aluminum (mg/l)		2	4	5
Alkalinity greater than acidity ¹				
Total Suspended Solids (mg/l)		35	70	90
Osmotic Pressure (milliosmoles/kg)				50

¹ The parameter is applicable 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 and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511.

E39-535. Jandl Land Company, 3150 Coffeetown Road, Orefield, PA 18069, in Lower Macungie Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Spring Creek Road and Mertztown Road Improvements Project: 1. Removal of a portion of Weilers Road within the floodway of Little Lehigh Creek (HQ-CWF, MF); 2. Reconstruction and widening of a portion of Spring Creek Road within the floodway of Little Lehigh Creek (HQ-CWF, MF); and 3. A stormwater outfall consisting of a 24-inch reinforced concrete pipe, concrete endwalls, and an R-4 riprap apron in the floodway of Little Lehigh Creek (HQ-CWF, MF). The project is located immediately south of the intersection of Spring Creek Road and Weilers Road (Allentown West, PA Quadrangle, Latitude: 40°31'40.51"; Longitude: -75°36'33.70").

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

E23-515. Delaware County, 201 W. Front Street, Media PA 19063, Upper Darby Township, **Delaware County**; ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated the construction of approximately one mile of Pedestrian walking trail and bike path in the floodway and floodplain of Darby Creek (TSF, MF). Specific water obstruction and encroachment are:

1. To construct and maintain approximately 10 feet wide asphalt paved trail running approximately 2,632 feet (from Sta 26+66.86 to Sta 52+98.36) which connects to an existing paved Creek Road forming the new construction aspect of the project.

2. To construct and maintain within an approximate 290 linear feet segment of the proposed trail length (from Sta 42+40 to Sta 45+30), removal of existing pavement and regarding to facilitate the construction of 5 feet wide grass shoulders on each side of the proposed trail within the specified segment.

3. To conduct excavation and fill activities and placement of retaining walls where feasible at various points along the length of the proposed trail leading to the designed finish grade within the floodway of the stream, to accommodate recommended AASHTO standards for safe bike slopes speed and stabilizing the stream banks at those points.

4. To construct and maintain where necessary to enhanced the aesthetics of the proposed trail, riparian buffer enhancement, streambanks restoration, landscaping, fences and railings etc.

The proposed trail commences just south of Swedish Cabin and runs in a southeasterly direction and ends

approximately 300 feet northeast of North Marple Avenue in Upper Darby Township, Delaware County. (Meridian at the end of the River Reach near Marple Avenue Bridge—Latitude 39° 56' 05" Longitude 75° 17' 19").

E23-516. Monroe Energy, Trainer Refinery, 4101 Post Road, Trainer, PA 19061, Trainer Borough, **Delaware County**, ACOE Philadelphia District.

To construct and maintain Area 3 cooling tower facility, approximate size 250 feet by 50 feet at the Trainer Refinery within the floodway and floodplain of Stoney Creek (WWF). The project is associated with providing cooling water to the refinery instead of presently withdrawing water from the Delaware River.

The site is located at 4101 Post Road (Marcus Hook—PA USGS Quadrangle latitude 39.825968, longitude -75.400646.

E51-268. Philadelphia Water Department, 1101 market Street, 4th floor, Aramark Tower, Philadelphia, PA 19107-2934, City and **County of Philadelphia**, ACOE Philadelphia District.

To construct and maintain upgrades to Pier 264 North Emergency Intake Gate House. A Temporary coffer dam will be constructed in the Delaware River for safe access to the gate house to restore the structure and replace mechanical components. Additionally a sub-aqueous bulkhead with associated rip-rap slope protection will be constructed from the gate house to the Raw Water Basin Dividing Dike.

The site is located at 8401 State Road, Philadelphia, PA 19136 (USGS Quadrangles, Frankford—PA and Beverly, NJ) latitude 40.034432, longitude -74.998908.

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

E41-666. Williamsport Municipal Airport Authority, 700 Airport Drive, Montoursville, PA 17754. Runway 9-27 Approach Improvements in Montoursville Borough, Fairfield Township and Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Montoursville South, PA Quadrangle N: 41° 14' 32.50"; W: -76° 54' 48.90").

Williamsport Municipal Airport Authority is proposing to improve the approach to Runway 9-27. The project includes, but is not limited, to the construction of a 255 ft. threshold displacement for Runway 27, installation of a new medium-intensity approach lighting system with runway alignment indicator lights, relocating the existing glide slope antenna, grading the glide slope critical area for the new location and relocating the runway edge and threshold lights. In addition, the project requires obstruction removal beyond each end of the runway. The purpose of the project is to reduce the Runway 9-27 approach minimums to the greatest extent possible while complying with current FAA airport safety and design standards.

As proposed, the project will require fill to be placed and maintained in 19,167 square feet (0.44 acre) of Palustrine Scrub-Shrub (PSS) wetland in the West Branch Susquehanna River watershed (Warm Water Fishery and Migratory Fishery). The project will have no direct impacts to streams, as proposed.

The applicant proposes to mitigate impacts to wetlands off-site by converting 0.66 acre of farm field to wetlands adjacent to existing wetlands.

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

E02-1654-A1. Riverlife, 425 Sixth Avenue Pittsburgh, PA 15219; City of Pittsburgh, **Allegheny County**; ACOE Pittsburgh District.

The applicant is proposing to construct and maintain a concrete pedestrian/bicycle ramp, and a kayak ramp along the right bank of the Monongahela River (WWF & N) for the purpose of linking Point State Park and the downtown Pittsburgh area to the Three Rivers Heritage Trail and the Great Allegheny Passage. The project is located at the Smithfield Street Bridge, approximately 4,000.0 feet upstream from the confluence of the Monongahela, Allegheny and Ohio Rivers (Pittsburgh West, PA Quadrangle N: 11.2 inches; West: 0.2 inches; Latitude: 40°26'12"; Longitude: -80°00'05") in the City of Pittsburgh, Allegheny County and will impact approximately 489.0 linear feet of stream channel.

E32-506. PennDOT District 10-0, 2550 Oakland Avenue Indiana, PA 15701; Center Township, **Indiana County**; ACOE Pittsburgh District

The applicant is proposing the following:

1. Extend the existing 470' long mixed 36" plastic pipe and 48" corrugated metal pipe culvert carrying a perennial Unnamed Tributary to Two Lick Creek (CWF) with a drainage area of 163 acres by 133' for a total structure length of 603'. The extension is a 60" elliptical reinforced concrete pipe;
2. Remove the existing 70' long 6.33' span by 2.17' rise concrete box culvert and the existing mixed 315' long 6.33' span by 2.17' rise concrete box culvert and two 36" diameter plastic pipes and the existing 33' long 2' span by 2.67' rise stone arch culvert conveying the same UNT to Two Lick Creek; construct and maintain a replacement 600' long 7' span by 3' rise concrete box enclosure;
3. Remove the existing 19' long 5' span by 3' rise elliptical pipe carrying the same UNT to Two Lick Creek and restore the natural channel;
4. Remove the existing 40' long 2.67' span by 3.75' rise stone arch culvert conveying the same UNT to Two Lick Creek; construct and maintain a replacement 60' long 7' span by 3' rise concrete box culvert;
5. Fill 65' of channel carrying an intermittent UNT to Two Lick Creek (CWF) with a drainage area less than 100 acres and incorporate the stream into the stormwater management system;

6. Fill 33' of an intermittent UNT to Yellow Creek (CWF) with a drainage area less than 100 acres; construct and maintain a replacement 33' long relocated channel;

7. In addition place and maintain fill in a de minimis 0.037 acre of PEM wetland; install and maintain road associated stormwater outfalls; temporarily impact 0.115 acre of PEM wetland and 430' of stream; and install and remove temporary floodplain encroachments associated with construction;

8. Stream mitigation will occur offsite on Two Lick Creek (CWF) approximately 3.6 miles northeast of the project site in White Township, Indiana County (Brush Valley PA Quadrangle; North 17.5 inches and West 16.5 inches; Latitude 40° 35' 51.2' and Longitude -79° 7' 26.6").

This work is associated with the SR 119 Homer City Connector Road project, with these encroachments located approximately 2 miles south of the SR 119/422 interchange in Center Township, Indiana County (Indiana PA quadrangle; North 9.6 inches and West 4.75 inches; Latitude 40° 33' 13.3" and Longitude -79° 9' 36").

Township of Upper St. Clair, 1820 McLaughlin Run Road, Upper St. Clair, PA 15241; Upper St. Clair, **Allegheny County**; ACOE: Pittsburgh District.

The applicant is proposing to remove a floodplain obstruction in accordance with 25 Pa. Code Chapter 106 at 108 Hays Road, Upper St. Clair, PA 15241 near the intersection of Old Washington Road and Pa Rt. 19 (Bridgeville, PA USGS topographic quadrangle, N: 10.2 inches; W: 13.0 inches; Latitude: 40° 18' 26"; Longitude: -80° 05' 32.5"), in in the Township of Upper St. Clair, Allegheny County.

Northwest Region: Oil and Gas Management Program Manager, 230 Chestnut Street, Meadville, PA 16335

E10-08-006, EM Energy Pipeline Pennsylvania, LLC, 1800 Main Street, Suite 220, Cannonsburg PA. 15317, Constellation Pipeline Extension Project in Allegheny, Concord, Parker, and Washington Townships, **Butler County**, ACOE Pittsburgh District. (Starting at N 41.15850; W -79.855593 East Butler Quadrangle and ending N 41.158505, W -79.746778 Emlenton Quadrangle).

The applicant proposes to install approximately 16.37 miles of 24" diameter welded steel natural gas pipeline, 4.84 miles of 20" diameter welded steel natural gas pipeline and 1.19 mile of 8" diameter welded steel natural gas pipeline all with associated temporary access roads. The project will result in 750 linear feet of temporary stream impacts and 0.203 acre of temporary wetland impacts and 0.65 acre of permanent wetland impacts.

The water obstructions and encroachments for the purposes of installing the pipeline and associated access roads are described below:

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
1	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Connoquenessing Creek (HQ-WWF) and its associated floodway, having 245 linear feet of permanent impact.	40°58'9.4794"N -79°51'0.3594"W
2	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross Connoquenessing Creek (HQ-WWF) and its associated floodway, having 241 linear feet of permanent impact. And 50 linear feet of impact to palustrine emergent wetland (PEM).	40°58'46.20"N -79°50'53.87"W

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
3	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to Connoquenessing Creek (HQ-WWF), having 34 linear feet of permanent impact.	4° 58' 4.4794"N -79° 50' 49.55"W
4	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to Connoquenessing Creek (HQ-WWF) and its associated floodway, having a permanent impact of 172 linear feet.	40° 58' 46.20"N -79° 50' 53.87"W
5	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to Connoquenessing Creek (HQ-WWF), having 61 linear feet of permanent impact.	40° 58' 55.91"N -79° 50' 5.64"W
6	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to Connoquenessing Creek (HQ-WWF) and its associated floodway, having a permanent impact of 265 linear feet.	40° 58' 56.28"N -79° 49' 45.84"W
7	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to Connoquenessing Creek (HQ-WWF) and its associated floodway, having a permanent impact of 190 linear feet.	40° 59' 6.36"N -79° 49' 45.84"W
8	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to Connoquenessing Creek (HQ-WWF), having 33 linear feet of permanent impact.	40° 59' 6.36"N -79° 49' 45.12"W
9	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross two (2) UNT to Connoquenessing Creek (HQ-WWF) and its associated floodway, having a permanent impact of 117 linear feet.	40° 59' 28.68"N -79° 49' 18.47"W
10	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross a palustrine emergent wetland (PEM) having a permanent impact of 0.01 acre.	40° 59' 48.8394"N -79° 48' 36.36"W
11	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to Bear Creek (CWF) and its associated floodway, having a permanent impact of 213 linear feet.	40° 59' 48.8394"N -79° 48' 36.36"W
12	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 130 linear feet.	41° 0' 35.27"N -79° 49' 19.56"W
13	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 173 linear feet.	41° 0' 36.36"N -79° 49' 29.6394"W
14	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 170 linear feet.	41° 0' 42.83"N -79° 49' 44.75"W
15	One (1) 24" diameter natural gas pipeline with the associated right of way and a temporary road crossing to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 132 linear feet.	41° 0' 58.68"N -79° 50' 9.96"W
16	One (1) 24" diameter natural gas pipeline with the associated right of way impacting a palustrine emergent wetland, palustrine scrub shrub wetland and palustrine forested wetland (PEM/PSS/PFO) having a permanent impact of 0.01 acre.	41° 01' 09"N -79° 50' 34"W
17	One (1) 24" diameter natural gas pipeline with the associated right of way using a horizontal directional bore, impacting a palustrine forested wetland (PFO) having a permanent impact of 0.01 acre.	41° 1' 12" N -79° 50' 34"W
18	One (1) 24" diameter natural gas pipeline with the associated right of way using a horizontal directional bore, to cross under a pond having a permanent impact of 0.01 acre.	41° 1' 28.2"N 79° 50' 35.87"W
19	One (1) 24" diameter natural gas pipeline with the associated right of way using a horizontal directional bore, impacting a palustrine emergent wetland (PEM) having a permanent impact of 0.01 acre.	41° 1' 29.99"N -79° 50' 36.6"W

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
20	One (1) 24" diameter natural gas pipeline with the associated right of way using a horizontal directional bore (HDD) to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 129 linear feet.	41° 1' 31.76"N -79° 50' 36.95"W
21	One (1) 24" diameter natural gas pipeline with the associated right of way using a horizontal directional bore (HDD) to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having a permanent impact of 92 linear feet.	41° 1' 32.87"N -79° 50' 37.31"W
22	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to South Branch Slippery Rock Creek, having 80 linear feet of permanent impact.	41° 1' 36.48"N -79° 50' 37.68"W
23	One (1) 24" diameter natural gas pipeline with the associated right of way, impacting a palustrine emergent wetland (PEM) having a permanent impact of 0.04 acre.	41° 01' 45"N -79° 50' 37"W
24	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to South Branch Slippery Rock Creek (CWF) and its associated floodway, having 260 linear feet of permanent impact.	41° 2' 12.84"N -79° 49' 46.55"W
25	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Christy Run and its associated floodway, having 182 linear feet of permanent impact. One (1) 24" diameter natural gas pipeline and associated right of way and a temporary road crossing to cross a palustrine emergent wetland (PEM) with a permanent impact of 0.05 acre.	41° 2' 50.99"N -79° 49' 18.12"W
26	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to Christy Run (CWF), having 13 linear feet of permanent impact.	41° 3' 9.72"N -79° 49' 26.76"W
27	One (1) 24" diameter natural gas pipeline with the associated right of way, impacting a palustrine emergent wetland (PEM) having a permanent impact of 0.08 acre.	41° 3' 29.88"N -79° 49' 17.4"W
28	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross Christy Run (CWF) and its associated floodway, having 169 linear feet of permanent impact.	41° 3' 38.88"N -79° 49' 6.6"W
29	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Christy Run (CWF) and its associated floodway, having 169 linear feet of permanent impact.	41° 3' 52.55"N -79° 49' 6.6"W
30	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Slippery Rock Creek (CWF) and its associated floodway, having 184 linear feet of permanent impact.	41° 5' 31.1994"N -79° 47' 50.63"W
31	One (1) 24" diameter natural gas pipeline with associated right of way in the floodway of UNT to Slippery Rock Creek (CWF), having 216 linear feet of temporary impact.	41° 5' 31.91"N -79° 47' 55.31"W
32	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Slippery Rock Creek (CWF) and its associated floodway, having 108 linear feet of permanent impact.	41° 5' 48.83"N -79° 46' 9.11"W
33	One (1) temporary crossing with associated right of way in the floodway of UNT to North Branch Bear Creek (CWF), having 74 linear feet of permanent impact.	41° 5' 48.48"N -79° 46' 8.04"W
34	One (1) temporary crossing with associated right of way in the floodway of UNT to North Branch Bear Creek (CWF), having 20 linear feet of temporary impact.	41° 5' 45.24"N -79° 46' 2.63"W
35	One (1) 24" diameter natural gas pipeline with the associated right of way, impacting a palustrine emergent wetland (PEM) having a permanent impact of 0.03 acre.	41° 5' 44.87"N -79° 46' 0.84"W
36	One (1) 24" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to North Branch Bear Creek (CWF) and its associated floodway, having 354 linear feet of permanent impact. One (1) 24" diameter natural gas pipeline and associated right of way and a temporary road crossing to cross a palustrine emergent wetland (PEM) with a permanent impact of 0.17 acre.	41° 5' 47.39"N -79° 44' 50.27"W

<i>Impact No.</i>	<i>Description of Impact</i>	<i>Latitude / Longitude</i>
37	One (1) temporary crossing with associated right of way in the floodway of UNT to North Branch Bear Creek (CWF), having 107 linear feet of permanent impact.	41° 5' 46.67"N -79° 44' 52.44"W
38	One (1) 20" diameter natural gas pipeline with the associated right of way, and temporary road crossing impacting a palustrine emergent wetland (PEM) having a permanent impact of 0.18 acre.	41° 6' 2.87"N -79° 44' 52.44"W
39	One (1) 20" diameter natural gas pipeline with associated right of way in the floodway and temporary crossing of UNT to North Branch Beaver Creek (CWF), having 223 linear feet of temporary impact.	41° 6' 12.59"N 79° 44' 52.07"W
40	One (1) 20" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross North Branch Bear Creek (CWF) and its associated floodway, having 159 linear feet of permanent impact.	41° 6' 17.64"N -79° 44' 48.83"W
41	One (1) 20" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to North Branch Bear Creek (CWF) and its associated floodway, having 177 linear feet of permanent impact.	41° 8' 11.76"N -79° 44' 54.6"W
42	One (1) 20" diameter natural gas pipeline and associated right of way and a temporary road crossing to cross a palustrine emergent wetland (PEM) with a permanent impact of 0.04 acre.	41° 8' 31.2"N -79° 44' 41.27"W
43	One (1) 8" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross UNT to Lowrey Run (CWF-Wild Trout) and its associated floodway, having 187 linear feet of permanent impact.	41° 8' 31.2"N -79° 44' 40.2"W
44	One (1) 8" diameter natural gas pipeline with associated right of way and a temporary road crossing to cross Lowrey Run (CWF-Wild Trout) and its associated floodway, having 187 linear feet of permanent impact.	41° 9' 7.55"N -79° 44' 22.55"W

ENVIRONMENTAL ASSESSMENTS

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

D40-018EA. Pennsylvania-American Water Company, 800 Hershey Park Drive, Hershey, PA 17033. Jackson Township, **Luzerne County**, USACOE Baltimore District.

Project proposes to modify Pikes Creek Dam to address inadequate spillway capacity and slope stability. The project will impact approximately 0.23 acre of wetland (PEM) and 0.25 acre of wetland (PEM) will be constructed onsite as compensation for unavoidable impacts. The dam

is located across Pikes Creek (HQ-CWF, MF) (Harvey's Lake, PA Quadrangle; Latitude: 41.2642, Longitude: -76.0450).

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

D15-422. Arcadia Tredyffrin, LLC, 114 Forest Avenue, Suite 201, Narberth, PA 19072. To construct, operate, and maintain Wayne Glen Detention Basin across a tributary to Trout Creek (WWF), for the purpose of mitigating flooding of Walker Road (Valley Forge, PA Quadrangle Latitude: 40.0425; Longitude: -76.7006) in Tredyffrin Township, **Chester 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

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

<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>
PA0093475 A-1 (Sewage)	Potato Garden Run STP Findlay Township Municipal Authority 1271 Route 30 P O Box 409 Clinton, PA 15026-1536	Allegheny County Findlay Township	Potato Garden Run (20-D)	N

Description of Existing and Proposed Activity: Issuance of an NPDES Permit Amendment to reflect both an existing and proposed expanded discharge of treated sewage.

<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>
PA0038806 (Sewage)	Beautyline Park STP 258 Beautyline Drive Salix, PA 15952	Cambria County Adams Township	Otto Run (18-E)	N
PA0096229 (Sewage)	Marianna W Bethlehem STP East End Of Broad Street Marianna, PA 15345	Washington County West Bethlehem Township	Tenmile Creek (19-B)	Y
PA0216186 (Sewage)	Mining Technology & Training Center STP 197 Dunn Station Road Prosperity, PA 15329-1625	Greene County Washington Township	Ruff Creek (19-B)	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>
PA0091065 (Sewage)	Charles M. Truman SFTF 114 Cobham Lane Cabot, PA 16023	Butler County Winfield Township	Unnamed Tributary to the Little Buffalo Creek (18-F)	Y
PA0037923 (Industrial Waste)	North East Borough WTP 8152 Filter Plant Road North East, PA 16428	Erie County North East Township	Unnamed Tributary to Sixteenmile Creek (15-A)	Y
PA0221759 (Sewage)	Robert L. Shuttleworth SFTF Jerry Road Wilcox, PA 15870	Elk County Jones Township	Unnamed Tributary to Swamp Creek (17-A)	Y

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

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

Amplified Public Notice for NPDES Permit No. PA0002208, Industrial Waste, SIC Code 3339, **Shell Chemical Appalachia LLC**, 910 Louisiana Street, Houston, TX 77002. This existing facility is located in Potter Township, **Beaver County**.

Description of Existing Action/Activity: Issuance of an NPDES Permit for existing discharges of treated and untreated storm water. This notice reflects changes from the notice published in the December 6, 2014 *Pennsylvania Bulletin*. The Draft permit was published with Horsehead Corporation as the permittee. The Final permit is transferred and issued to Shell Chemical Appalachia LLC.

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

NPDES Permit No. PA0051951, Sewage, **Marc Messenger**, 51 Grays Lane, Elverson, PA 19520-9715.

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

Description of Action/Activity: To discharge from a facility known as Messenger SRSTP to unnamed Tributary to French Creek in Watershed(s) 3-D.

NPDES Permit No. PA0056294, Sewage, **Barts Country Club, Inc., d/b/a Hickory Valley Golf Course**, 1921 Ludwig Road, Gilbertsville, PA 19525.

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

Description of Action/Activity: To discharge to a facility known as Hickory Valley Golf Course to Swamp Creek in Watershed(s) 3-E.

NPDES Permit No. PA0012882, Industrial Waste, **Philadelphia Gas Works**, 800 W. Montgomery Avenue, Philadelphia, PA 19122-2806.

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

Description of Action/Activity: To discharge to a facility known as Philadelphia Gas Works Richmond Plant to Delaware River in Watershed(s) 3-J.

NPDES Permit No. PA0058882, Industrial Waste, **Trans Fleet Concrete Inc.**, 101 1st Avenue, P.O. Box 26483, Collegeville, PA 19426-2351.

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

Description of Action/Activity: To discharge from a facility known as Trans-Fleet Concrete to unnamed Tributary to Valley Creek in Watershed(s) 3-H.

NPDES Permit No. PA0056758, Sewage, **Warrington Township**, 852 Easton Road, Warrington, PA 18976.

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

Description of Action/Activity: To discharge from a facility known as Tradesville Wastewater Treatment Plant to Mill Creek in Watershed(s) 2-F.

NPDES Permit No. PA0055395, Sewage, **Green Top Management LLC**, P.O. Box 677, Morgantown, PA 19543.

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

Description of Action/Activity: To discharge from a facility known as Green Top MHP STP to unnamed Tributary of Tohickon Creek in Watershed(s) 2-D.

NPDES Permit No. PA0056081, Sewage, **1073 Mill Creek LLC**, 937 Worthington Mill Road, Wrightstown, PA 18940.

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

Description of Action/Activity: To discharge from a facility known as Wycombe Pub STP to unnamed Tributary to Mill Creek in Watershed(s) 2-F.

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

NPDES Permit No. PA0065587, Stormwater, SIC Code 5093, **JFR Salvage, Inc.**, 6500 Sullivan Trail, Wind Gap, PA 18091.

This existing facility is located in Plainfield Township, **Northampton County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for an existing discharge of stormwater associated with an industrial activity.

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

NPDES Permit No. PA0001988, SIC Code 2865, **Indspec Chemicals Corporation**, 133 Main Street, Petrolia, PA 16050-0307.

This existing facility is located in Petrolia Borough, **Butler County**.

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

NPDES Permit No. PA0272957, SIC Code 8800, **Darlene T. Kimmel**, 8638 North Frederick Pike, Cross Junction, VA 22025.

This proposed facility is located in Lackawannock Township, **Mercer County**.

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

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

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

WQM Permit No. 4014402, Sewage, SIC Code 8211, **Bear Creek Foundation, Inc.**, 1900 Bear Creek Boulevard, Bear Creek Township, PA 18702.

This proposed facility is located in Bear Creek Township, **Luzerne County**.

Description of Proposed Action/Activity: The project is for the construction of a new 0.0056 MGD sanitary sewage treatment facility and an effluent drip dispersal system to serve the new Bear Creek Community Charter School.

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

WQM Permit No. 0771402 Amendment No. 2, Sewerage, **Tyrone Borough Blair County**, 1100 Logan Avenue, Tyrone, PA 16686-1624.

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

Description of Proposed Action/Activity: Amendment approval for the construction of sewage facilities consisting of the replacement of the existing UV unit with a new UV.

WQM Permit No. WQG01211502, Sewerage, **Arlington R. Miller**, 440 Wildwood Road, Carlisle, PA 17015.

This proposed facility is located in Lower Frankford Township, **Cumberland County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of a small flow sewage treatment system to serve their single family residence.

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

WQM Permit No. 6596409 A-2, Sewage, **Kiski Area School District**, 200 Poplar Street, Vandergrift, PA 15690.

This existing facility is located in Washington Township, **Westmoreland County**.

Description of Proposed Action/Activity: Modifications to the South Primary School STP to better achieve the effluent limits and treat the current expected design flow.

WQM Permit No. 0414200, Industrial Waste, **West View Borough Municipal Authority Allegheny County**, 210 Perry Hwy, Pittsburgh, PA 15229.

This proposed facility is located in Baden Borough, **Beaver County**.

Description of Proposed Action/Activity: Construction of a waste water treatment system which includes two lagoons, disk filter, two gravity thickening tanks, belt filter press sludge holding tank, belt filter press and approximately 7,766 feet of 18-inch diameter water drain line from the new Beaver County Water Treatment Plant to Tevebaugh Run.

WQM Permit No. 0478205 T-3, Industrial Waste, SIC Code 3339, **Shell Chemical Appalachia LLC**, 910 Louisiana Street, Houston, TX 77002.

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

Description of Proposed Action/Activity: Permit transfer from Horsehead Corporation to Shell Chemical Appalachia LLC.

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

WQM Permit No. 3092201-A2, Industrial, **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344.

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

Description of Proposed Action/Activity: Proposed construction of a centrifuge, gravity thickener and sludge holding tank.

WQM Permit No. 6515401, Sewage, **Mon Valley Sewer Authority**, 20 S Washington St, Donora, PA 15033-1394.

This proposed facility is located in Donora Borough, **Washington County** and Monessen City, **Westmoreland County**.

Description of Proposed Action/Activity: Sewer separation project consisting of the construction of approximately 16,000 lineal feet of sanitary sewer and appurtenances.

WQM Permit No. 6312404, Sewage, **Mon Valley Sewage Authority**, 20 South Washington Street, Donora, PA 15033.

This proposed facility is located in City of Monessen, **Westmoreland County**.

Description of Proposed Action/Activity: Proposed construction of satellite treatment facility for a Combined Sewer Overflow Outfall 007 in the City of Monessen, Westmoreland County.

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

IV. NPDES Stormwater Discharges from MS4 Permit Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI132221	South Whitehall Township, 4444 Walbert Avenue, Allentown, PA 18104-1699	Lehigh	South Whitehall Township	Cedar Creek, Jordan Creek, Little Cedar Creek and Haasen Creek/HQ-CWF, MF, TSF and MF
PAI132246	Carbondale City 1 N Main Street, Suite 1, Carbondale, PA 18407-2356	Lackawanna	Carbondale City	Fall Brook, Lackawanna River and Racket Brook/CWF, MF, HQ-CWF and MF

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI132253	Stockertown Borough, 209 Main Street, Stockertown, PA 18083	Northampton	Stockertown Borough	Bushkill Creek/HQ-CWF and MF

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>
PAI010915003	Mr. Brian Finney 7701 Carlton Road Coopersburg, PA 18036	Bucks	Durham Township	Cooks Creek and Unnamed Tributary of Delaware River WWF-MF
PAI010913001(2)	Waste Management of Fairless, LLC 1000 New Ford Mill Road Morrisville, PA 19067	Bucks	Falls Township	Delaware River WWF-MF
PAI011505060-R	Willow Creek LLC 227 Granite Run Drive Suite 100 Lancaster, PA 17601	Chester	Lower Oxford Township	Unnamed Tributary to West Branch of Big Elk Creek HQ-TSF
PAI011514028	Community Evangelical Free Church 52 South Brick Lane P.O. Box 299 Elverson, PA 19520	Chester	Elverson Borough	South Branch of French Creek EV
PAI011514050	Sr. Regina Ryan 370 Central Avenue Malvern, PA 19355	Chester	Willistown Township	Unnamed Tributary to Little Valley Creek EV
PAI011514044	RLD Atwater JV, LLC 124 Cedar Avenue Conshohocken, PA 19428	Chester	East Whiteland Township	Valley Creek EV-MF
PAI014614007	The Cutler Group, Inc. 5 Apollo Road, Suite 1 Plymouth Meeting, PA 19462	Montgomery	Upper Dublin Township	Unnamed Tributary to Wissahickon Creek

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>
PAI023914007	Sharp Corporation c/o Mr. George Burke 7451 Keebler Way Allentown, PA 18106	Lehigh	Upper Macungie Township	Iron Run (HQ-CWF, MF)
PAI023914032	Lehigh Valley Health Network c/o Mr. Brian S. Hardner Facilities & Construction Dept., 3rd Floor 2100 Mack Boulevard, P.O. Box 4000 Allentown, PA 18105	Lehigh	Salisbury Township	Little Lehigh Creek (HQ-CWF, MF)
PAI023914021	Concordia Lutheran Church of Macungie c/o Mr. Warren Riggins, PE 2623 Brookside Road Macungie, PA 18062	Lehigh	Lower Macungie Township	Little Lehigh Creek (HQ-CWF, MF)
PAI024014012	Department of Conservation and Natural Resources 400 Market St. Harrisburg, PA 17101-2301	Luzerne	Fairmount Township	Kitchen 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>
PAI056314009	First Pennsylvania Resource, LLC 380 Southpointe Blvd, Plaza II Suite 405 Canonsburg, PA 15317	Washington	Cross Creek Township	Unnamed Tributaries to South Fork Cross Creek (HQ-WWF)

Cambria District: Environmental Program Manager, 286 Industrial Park Road, Ebensburg, PA 15931-4119.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI090408001R(1)	Attention: Patrick M. Webb Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800	Beaver County	South Beaver Township	Brush Run, HQ-CWF, Unnamed Tributary to Brush Run, HQ-CWF

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 Petroleum Product Contaminated Groundwater 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 Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
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>
Bedminster Township Bucks County	PAG02000914088	John Beljan 3031 Myers Court Bedminster, PA 18910	Deer Run—Tributary to Tohickon Creek CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hilltown Township Bucks County	PAG02000915047	Stephen C. Yates 140 Bridgeview Drive Perkasie, PA 18944	East Branch Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Bucks County	PAG02000915044	Warrington Real Estate, L.P. 636 Old York Road, 2nd Floor Jenkintown, PA 19046	Little Neshaminy & Neshaminy Creeks WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
West Rockhill Township Bucks County	PAG02000915038	Balmer Farms, Ltd Partnership 3000 Meetinghouse Road Telford, PA 18969	Mill Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Concord Township Delaware County	PAG02002308044R-1	Main Line Health, Inc. 240 Radnor Chester Road Suite 270 Radnor, PA 19087	Unnamed Tributary to Webb Creek TSF	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>
City of Scranton Lackawanna County	PAG02003513019(1)	PennDOT Dist 4-0 Susan Hazleton 55 Keystone Ind Park Dunmore, PA 18512	Roaring Brook (CWF, MF)	Lackawanna County Conservation District 570-392-3086
South Whitehall Twp Lehigh County	PAG02003914010	Minichi Inc. 453 Ziegler ST Dupont, PA 18641 Wildlands Conservancy Christopher Kocher 3701 Orchid Place Emmaus, PA 18049	Jordan Creek (TSF, MF)	Lehigh Conservation District 610-391-9583

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Logan Township Blair County	PAG02000714009 Issued	Christopher Reighard 738 Chapel Drive Altoona, PA 16602	UNT to Brush Run/WWF, WWF	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814-696-0877, Ext. 5

<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>
Silver Spring Township and Hampden Township Cumberland County	PAG02002115005 Issued	PA Dept. of Transportation District 8-0 2140 Herr Street Harrisburg, PA 17103	Conodoguinet Creek/Simmons Creek/UNT to Conodoguinet—All WWF	Cumberland County Conservation District 310 Allen Road, Suite 301 Carlisle, PA 17013 717-240-5359
Derry Township Dauphin County	PAG02002215002 Issued	Middletown Wood Rd Partners, LP 120 N. Point Blvd. Suite 301 Lancaster, PA 17601	Swatara Creek/WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
Lykens Township Dauphin County	PAG02002215015 Issued	Linford Snyder PO Box 870 Jonestown, PA 17038	Deep Creek/WWF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
Brecknock Township Lancaster County	PAG02003615043 Issued	Leroy Martin 522 Staver Road Reinholds, PA 17569	UNT to Little Muddy Creek/WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Earl Township Lancaster County	PAG02003615044 Issued	Elvin Zimmerman 231 Grist Mill Road New Holland, PA 17557	UNT—Conestoga River/WWF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
East Lampeter Township Lancaster County	PAG02003615050 Issued	High Properties, LP 1853 William Penn Way Lancaster, PA 17605	UNT to Stauffer Run/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Colerain Township Lancaster County	PAG02003615052 Issued	Rustin Herr 200 Hawkins Road Oxford, PA 19363	UNT to East Branch Octoraro Creek/ TSF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361, Ext. 121
Greene Township Franklin County	PAG02002815016 Issued	Mountain Shadows S&A Custom Homes 2966 Philadelphia Avenue Chambersburg, PA 17201	UNT to Conococheague Creek/CWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
Warren Township Franklin County	PAG02002815013 Issued	Saunders Park 5909 Little Cove Road Mercersburg, PA 17232	Little Cove Creek/ CWF, MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
Greene Township Franklin County	PAG02002815012 Issued	The Woods at Orchard Estates Kirk Martin 1153 Ragged Edge Road Chambersburg, PA 17201	UNT to Conococheague Creek/CWF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499
Guilford Township Franklin County	PAG02002814040 Issued	Lahinch Dennis Zimmerman White Rock 3720 Clubhouse Drive Fayetteville, PA 17222	UNT to West Branch of Antietam Creek/ CWF, MF	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717-264-5499

*Facility Location:
Municipality &
County*Borough of
Chambersburg
Franklin County*Permit No.*PAG02002815014
Issued*Applicant Name &
Address*YB Welding
1005 S. Main Street
Chambersburg, PA 17201*Receiving
Water / Use*Conococheague
Creek/WWF*Contact Office &
Phone No.*Franklin County
Conservation District
185 Franklin Farm Lane
Chambersburg, PA 17202
717-264-5499Antrim Township
Franklin CountyPAG02002815017
IssuedShanks Church Road/
ATMA
10655 Antrim Church
Road
Greencastle, PA 17225

Rockdale Run/WWF

Franklin County
Conservation District
185 Franklin Farm Lane
Chambersburg, PA 17202
717-264-5499*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3636**Facility Location &
Municipality*Clearfield County
Brady Twp*Permit No.*

PAG02001712016R(1)

*Applicant Name &
Address*Martin Belella
1143 Sunset Lake Rd
Rockton, PA 15856*Receiving
Water / Use*UNT to Little
Anderson Creek
CWF
UNT to Rock Run
CWF*Contact Office &
Phone No.*Clearfield County
Conservation District
511 Spruce St., Ste 6
Clearfield, PA 16830
(814) 765-2629Columbia County
Berwick Boro

PAG02001915005

Berwick Area Jt Sewer
Auth
1108 Freas Ave
Berwick, PA 18603Susquehanna River
WWF, MFColumbia County
Conservation District
702 Sawmill Rd
Ste 204
Bloomsburg, PA 17815
(570) 784-1310 X 102Union County
East Buffalo Twp

PAG02006015006

Christina & Tarun Bhalla
112 Gotshall Rd
Danville, PA 17821UNT to Limestone
Run
WWFUnion County
Conservation District
Union County Government
Center
155 N 15th St
Lewisburg, PA 17837
(570) 524-3860*Northwest Regional Office-Waterways and Wetlands, 230 Chestnut Street, Meadville, PA 16335**Facility Location:
Municipality &
County*Penn Township
Butler County*Permit No.*

PAG02001015011

*Applicant Name &
Address*Mountain Gathering LLC
810 Houston Street
Fort Worth, TX 76102*Receiving
Water / Use*UNT Thorn Creek
CWF*Contact Office &
Phone No.*Butler County
Conservation District
724-284-5270Slippery Rock
Township
Butler County

PAG02001015015

Columbia Gas of PA
4000 Energy Drive
Bridgeville, PA 15017UNT Wolf Creek
CWFButler County
Conservation District
724-284-5270Cranberry
Township
Butler County

PAG02001015020

St. Kilian Parish
7676 Franklin Road
Cranberry Township, PA
16066UNT Kaufman Run
WWFButler County
Conservation District
724-284-5270Snyder Township
Jefferson County

PAG02003315001

Brockway Borough
Municipal Authority
501 Main Street
Brockway, PA 15824UNT Rattlesnake
Creek CWF;
Rattlesnake Creek
CWF; Whetstone
Branch CWFJefferson County
Conservation District
814-849-7463Springfield
Township
Mercer County

PAG02004313007(1)

Springfield Investment
Group LP
512 Sampson Street
New Castle, PA 16101UNT Black Run
CWFMercer County
Conservation District
724-662-2242Findley Township,
Pine Township and
Grove City Borough
Mercer County

PAG02004315003

American Transmission
Systems Inc (A First
Energy Company)
76 South Main Street
Akron, OH 44308Pine Run TSF, Wolf
Creek CWF, UNT
Pine Run TSF, UNT
Wolf Creek CWFMercer County
Conservation District
724-662-2242

NOTICES

3405

<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>
Saltlick Township, Fayette County	PAG02302615001	Bureau of Conservation and Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Newmyer Run (CWF)	Attention: Craig R. Treese PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800
<i>General Permit Type—PAG-03</i>				
<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>
Bethlehem City Lehigh County	PAR112227	Bosch Rexroth Corporation 2315 City Line Road Bethlehem, PA 18017-2131	Unnamed Tributary to Lehigh River—2-C CWF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Washington Township Lehigh County	PAR602246	Hanna's Auto Works and Recycling 3512 Sharon Circle Schnecksville, PA 18078	Unnamed Tributary of Trout Creek—2-C CWF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Tunkhannock Township Wyoming County	PAR222205	Deer Park Lumber, Inc. 3042 SR 6 Tunkhannock, PA 18657-5724	Tunkhannock Creek (4-F) TSF/MF	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Bethlehem City Lehigh County	PAG032212	Fedex Ground 1000 Fedex Drive Moon Township, PA 15108	Unnamed Tributary to Lehigh River—	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
York County Peach Bottom Township	PAG033521	Lafarge North America 5160 Main Street Whitehall, PA 18052 Lafarge Delta Concrete Plant Atom Road Delta, PA 17314	UNT to Susquehanna River/7-1	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Shaler Township Allegheny County	PAR326114	Pannier Corporation 1130 Old Butler Plank Road Glenshaw, PA 15116-2664	Pine Creek—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Washington City Washington County	PAR806148	USPS Washington 15 Jefferson Avenue Washington, PA 15301-9721	Catfish Creek—20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Marshall Township Allegheny County	PAR806152	USPS Warrendale 300 Brush Creek Road Warrendale, PA 15086-9998	Unnamed Tributary to Brush Creek— 20-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
Penn Hills Township Allegheny County	PAR806149	USPS Penn Hills 11650 Penn Hills Drive Pittsburgh, PA 15235-9721	Duffs Run—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-4

<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>
Cumberland County/ Lower Frankford Township	PAG043944	Arlington R. Miller 440 Wildwood Road Carlisle, PA 17015	Locust Creek/WWF & MF	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Unity Township Westmoreland County	PAG046453	Michael Nath 746 Bethel Church Road Latrobe, PA 15650	Unnamed Tributary of Loyalhanna Creek—18-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—Biosolids PAG-07

<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>
Washington Township Indiana County	PAG076104	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701	Creekside Compost Unit Washington Township, PA	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-12

<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>
Berks County Bethel Township	PAG123675	Anthony Oberholtzer Anthony Oberholtzer Poultry Farm 1500 Pine Grove Road Bethel, PA 19507	UNT Meck Creek/CWF	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>
Hillandale Gettysburg, LP Bailey Farms, Site 1 & 2 2820 Daron Road Spring Grove, PA 17362	York	25.2	9,387.43	Poultry— Layer	None	Approved
H. Lamar & Ruth Zimmerman 1908 Shumaker Road Manheim, PA 17545	Lancaster	100	373.97	Broilers	NA	Approved
Beaver Run Farms Inc. Curtis Brubaker 3038 Beaver Run Road Mifflinburg, PA 17844	Union	108	510.26	Swine & Poultry	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 procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once.

Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act

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

Permit No. 1515511 , Public Water Supply.	
Applicant	Borough of Oxford 401 Market Street P.O. Box 380 Oxford, PA 19363
Borough	Oxford
County	Chester
Type of Facility	PWS
Consulting Engineer	SSM Group, Inc. 1047 North Park Road P.O. Box 6307 Wyomissing, PA 19610
Permit to Construct Issued	June 1, 2015

Operations Permit # 0915510 issued to: **Trumbauersville Borough**, 1 Evergreen Drive, Trumbauersville, PA, 18970 [(PWSID)] Trumbauersville [Borough], **Bucks County** on June 9, 2015 for Certification of 4-Log Treatment of Viruses at Entry Point 101.

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

Permit No 4914501—Construction—Public Water Supply.

Applicant	Cherokee Pharmaceuticals LLC, a Subsidiary of Merck Sharp & Dohme Corp.
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	June 11, 2015
Description of Action	Operation of two new river water inflow meters, three replacement second stage river water pumps, and a carbon dioxide chemical feed system for pH adjustment.

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

Permit No. 3015501, Public Water Supply.

Applicant	Southwestern Pennsylvania Water Authority PO Box 187 1442 Jefferson Road Jefferson, PA 15344
[Borough or Township]	German Township
County	Greene
Type of Facility	Gates #2 water storage tank
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Permit to Construct Issued	June 5, 2015

Operations Permit issued to: **Rolling Rock Farms**, PO Box 717, Ligonier, PA 15658, (PWSID #5650390) Ligonier Township, **Westmoreland County** on June 5, 2015 for the operation of facilities approved under Construction Permit # 6514504MA.

Operations Permit issued to: **Indian Creek Valley Water Authority**, PO Box 486, 2019 Indian Head Road, Indian Head, PA 15446, (PWSID #5260011) Springfield Township, **Fayette County** on June 5, 2015 for the operation of facilities approved under Construction Permit # 2614504MA.

Operations Permit issued to: **Northern Cambria Municipal Authority**, 1202 Philadelphia Avenue, Northern Cambria, PA 15714, (PWSID #4110003) Barr Township, **Cambria County** on June 5, 2015 for the operation of facilities approved under Construction Permit # 1113507.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Independence and Jefferson Townships, **Washington County** on June 16, 2015 for the operation of facilities approved under Construction Permit # 0214506MA.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Cecil Township, **Washington County** on June 16, 2015 for the operation of facilities approved under Construction Permit # 0214507MA.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Mount Pleasant Township, **Washington County** on June 16, 2015 for the operation of facilities approved under Construction Permit # 0214509MA.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Buffalo Township, **Washington County** on June 16, 2015 for the operation of facilities approved under Construction Permit # 0214510MA.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (PWSID #5020039) Mount Pleasant Township, **Washington County** on June 16, 2015 for the operation of facilities approved under Construction Permit # 0214516MA.

Permit No. 1115508MA, Minor Amendment. Public Water Supply.

Applicant	Marshall Pointe Real Estates, LLC d/b/a Kings II Mobile Home Park PO Box 451 Hershey, PA 17033
[Borough or Township]	East Carroll Township
County	Cambria
Type of Facility	Water system
Consulting Engineer	James R. Holley & Associates, Inc. 18 South George Street York, PA 17401
Permit to Construct Issued	June 5, 2015

Permit No. 0215518MA-E, Minor Amendment. Public Water Supply.

Applicant	Monroeville Municipal Authority 219 Speelman Lane Monroeville, PA 15146
[Borough or Township]	Monroeville Borough
County	Allegheny
Type of Facility	Water system
Consulting Engineer	Chester Engineers 1555 Coraopolis Heights Road Moon Township, PA 15108
Permit to Construct Issued	June 16, 2015

Permit No. 0415503MA, Minor Amendment. Public Water Supply.

Applicant **Beaver Falls Municipal Authority**
1425 Eighth Avenue
Beaver Falls, PA 15010

[Borough or Township] Eastvale Borough

County **Beaver**

Type of Facility Water system

Consulting Engineer KLH Engineers, Inc.
5173 Campbells Run Road
Pittsburgh, PA 15205

Permit to Construct Issued June 16, 2015

Permit No. 0215513MA, Minor Amendment. Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
Penn Liberty Plaza I
1200 Penn Avenue
Pittsburgh, PA 15222

[Borough or Township] City of Pittsburgh

County Allegheny

Type of Facility Water system

Consulting Engineer

Permit to Construct Issued June 5, 2015

Permit No. 3015504MA, Minor Amendment. Public Water Supply.

Applicant **Southwestern Pennsylvania Water Authority**
1442 Jefferson Road
Jefferson, PA 15344

[Borough or Township] Morgan and Jefferson Townships

County **Greene**

Type of Facility SR 0188 & SR 0221 waterline

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

Permit to Construct Issued June 16, 2015

Permit No. 3013509MA, Minor Amendment. Public Water Supply.

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

[Borough or Township] Cumberland Township

County **Greene**

Type of Facility Crucible Road waterline

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

Permit to Operate Issued June 5, 2015

Permit No. 3014514MA, Minor Amendment. Public Water Supply.

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

[Borough or Township] Franklin Township

County **Greene**

Type of Facility Horseshoe Lane waterline

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

Permit to Operate Issued June 5, 2015

Permit No. 5026467-183, Minor Amendment. Public Water Supply.

Applicant **GW Services d/b/a Glacier Water**
1385 Park Center Drive
Vista, CA 92081

[Borough or Township]

County **Somerset**

Type of Facility Save A Lot

Consulting Engineer

Permit to Operate Issued June 5, 2015

Permit No. 5026467-182, Minor Amendment. Public Water Supply.

Applicant **GW Services d/b/a Glacier Water**
1385 Park Center Drive
Vista, CA 92081

[Borough or Township]

County **Cambria**

Type of Facility Save A Lot

Consulting Engineer

Permit to Operate Issued June 5, 2015

Permit No. 5613508GWR, Minor Amendment.

Applicant **HiTop, LLC**
PO Box 1180
Chambersburg, PA 17201

[Township or Borough] Somerset Township

County **Somerset**

Type of Facility Brook Haven Acres Estates
Mobile Home Park

Consulting Engineer

Permit to Operate Issued June 5, 2015

National Pike Water Authority (Public Water Supply), Fayette County: On June 8, 2015, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for National Pike Water Authority. The personnel involved with the development of this SWP

Plan are to be commended for taking these proactive steps to protect this water source for their community. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program and Pennsylvania Rural Water Association.

Nemacolin Woodlands, Inc. (Public Water Supply), Fayette County: On June 8, 2015, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for Nemacolin Woodlands, Inc. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect this water source for their community. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program and Pennsylvania Rural Water Association.

New Meadow Run (Public Water Supply), Fayette County: On June 8, 2015, the Safe Drinking Water Program approved the Source Water Protection (SWP) Plan for New Meadow Run. The personnel involved with the development of this SWP Plan are to be commended for taking these proactive steps to protect this water source for their community. Development of the SWP Plan was completed with assistance from PA DEP's Source Water Protection Technical Assistance Program and Pennsylvania Rural Water Association.

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

Operation Permit issued to Summit Township Water Authority, PWSID No. 6250090, Waterford Township, Erie County. Permit Number 2514505 issued June 10, 2015 for the operation of the public water supply. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on May 21, 2015.

SEWAGE FACILITIES ACT PLAN APPROVAL

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

Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

Plan Location: Bell Acres Borough, Allegheny County

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Bell Acres Borough	1151 Camp Meeting Road Sewickley, PA 15143	Allegheny

Plan Description: The approved plan provides for the elimination of three sewage treatment plants and the rehabilitation of a fourth sewage treatment plant (WWTP #3). Each treatment plant will be replaced with a pump station and the flow transferred via a network of force mains and existing gravity lines to the Leetsdale Sewage Treatment Plant. The Charleston Square Pump Station will not receive the flow from the other pump stations but will still convey it existing flows to the proposed force main in Leet Township to be treated at the Leetsdale Borough Sewage Treatment Plant.

The Department's review of the sewage facilities Special Study has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the Authority.

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

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Robeson Township	8 Boonetown Road, Birdsboro, PA 19508	Berks

Plan Description: Approval of a revision to the official plan of Robeson Township, Berks County. The project is known as the Green Hills Estates Subdivision. The plan provides for 55 new single family residential lots to be served by a new wastewater treatment plant. The treatment plant will be designed to accept flows of 35,000 gallons per day from the 55 proposed single family residences as well as from an additional 44 existing equivalent dwelling units (at 350 gallons per day) from the surrounding area. The proposed discharge is to an unnamed tributary to Allegheny Creek on the site of the new development. The project is located east of Green Hills Road, north of the intersection with Seton Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-06954-247-3 and the APS Id is 867796. Any permits must be obtained in the name of the developer.

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

Public Notice of Proposed Consent Order and Agreement

Plumstead Fire HSCA Site, Plumstead Township, Bucks County

The Department of Environmental Protection (Department), under the authority of the Hazardous Sites Cleanup Act (HSCA), 35 P. S. §§ 6020.101—6020.1305, and the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C.A. §§ 9601—9675, has entered into a Consent Order and Agreement ("Agreement") with Dennis K. Rice; Dale L. Cotton; and Douglas R. Patridge and Custom Particle Reduction, Incorporated, (collectively the "Property Owners") for the payment of response costs related to activities undertaken by the Department in conjunction with the Plumstead Fire HSCA Site.

The Property Owners own the property located at 5189 Stump Road in the Plumstead Township, Bucks County, PA. On June 29, 2010, a fire occurred on the Property, which resulted in extensive damage to the structure at the Property. As a result of the fire and firefighting activities, in the course of which large quantities of water were sprayed on the fire, various chemical constituents that were stored on the property were released into the environment. Laboratory reports from water samples collected by the Department from neighboring residential wells indicated the presence of volatile organic compounds, semi-volatile organic compounds, and metals at levels in excess of the Maximum Contaminant Levels established by EPA for public water supplies, and/or the Health Advisory Levels established by the EPA and/or the Pennsylvania Department of Health. In order to address potential threats to human health and the environment from the releases of hazardous substances, the Department conducted various response actions under the authority of HSCA.

Pursuant to the terms of the Agreement, the Property Owners shall pay the total amount of \$475,000 to the Pennsylvania Hazardous Sites Cleanup Fund. Following an initial payment, follow-up installments will be paid annually, with the last payment due June 1, 2018.

This notice is provided under Section 1113 of the HSCA, 35 P. S. § 6020.1113. The Agreement may be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, 2 East Main Street, Norristown, Pennsylvania, 19401 by contacting either Bonnie McClennen (484) 250-5965 or Anderson Hartzell at (484) 250-5866. They may also be contacted electronically at bmcclennen@pa.gov and ahartzell@pa.gov, respectively. A public comment period on the Agreement will extend for a period of 60 days from the date of publication of this notice. Interested persons may submit written comments regarding the Agreement within 60 days from the date of publication of this notice to the Department by submitting them to Bonnie McClennen at the previously listed address.

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 Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Pedley Residence, 7241 State Route 374, Clifford Township, PA 18470, Clifford Township, **Susquehanna County**. Quad 3 Group Inc, 72 Glenmaura National Boulevard, Moosic, PA 18507, on behalf of Bluestone Environmental Inc., 77 Atco Road, Beach Lake, PA 18470, submitted a Final Report concerning remediation of site soils contaminated with Toluene, 3 & 4 Methylphenol, Carbon Disulfide, Bis(2-ethylhexyl)phthalate. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Carrar 1H Well Site, 1121 Valley View Road, Liberty Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of WPX Energy, 6000 Town Center Boulevard, Suite 210, Canonsburg, PA 15317, submitted a Notice of Intent to Remediate and Final Report concerning remediation of site soils contaminated with Chloride. The report is intended to document remediation of the site to meet the Background Standard.

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

Michael Barone Property, 35 East Lisburn Road, Mechanicsburg, PA, Upper Allen Township, **Cumberland County**. Barry Isett & Associates, 85 South Route 100, Allentown, PA 18106, on behalf of Michael Barone, 35 East Lisburn Road, Mechanicsburg, PA 17055, submitted a Final Report concerning remediation of site soils contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

Harvey Building Products—Snyder & Lucinda Property, 415 Lancaster Pike, New Providence, PA 17560, Providence Township, **Lancaster County**. EP&S of Vermont, Inc., 2902 Reach Road, Williamsport, PA 17701, on behalf of Ronald Snyder and Anne Lucinda, 415 Lancaster Pike, New Providence, PA 17560 submitted Final Report concerning remediation of site soils contaminated with diesel fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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 Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Bethlehem Commerce Center Corporate Campus Drive and Harvard Avenue, Corporate Campus Drive and Harvard Avenue, Bethlehem City, **Northampton County**. HDR Engineering, Inc. 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015, on behalf of Lehigh Valley Industrial Park, 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015 submitted a final report concerning remediation of site soil contaminated with thallium. The report is intended to document remediation of the site to meet the Site-Specific Standard. The Final Report demonstrated attainment of the Site-Specific standard, and was approved by the Department on June 10, 2015.

Carrar 1H Well Site, 1121 Valley View Road, Liberty Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of WPX Energy, 6000 Town Center Boulevard, Suite 210, Canonsburg, PA 15317, submitted a Notice of Intent to Remediate and Final Report concerning remediation of site soils contaminated with Chloride. The report is intended to document remediation of the site to meet the Background Standard. The Final Report demonstrated attainment of the Background standard, and was approved by the Department on June 12, 2015.

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

Pine Terrace Apartments, 600-630 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 concerning remediation of site soil and groundwater contaminated with lead from buried battery casings. The combined Report did not demonstrate attainment of the Residential Statewide Health and Site Specific Standards, and was disapproved by the Department on May 20, 2015.

Former Armstrong Environmental Services Facility, 205 Greenfield Road, Lancaster, PA, East Lampeter Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of 205 Greenfield Road LLP, 5 Holland Street, Salunga, PA 17538, submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site soils and groundwater contaminated with No. 2 fuel oil. The site is being remediated to a combination of Residential Statewide Health and Site Specific Standards. The combined Remedial Investigation Report and Cleanup Plan were approved by the Department on June 10, 2015.

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

Dryer Compressor Station, 819 Scenic Drive, Independence Township, **Washington County**. Tetra Tech, Inc., 6715 Tippecanoe Road, Canfield, OH 44408 on behalf of MarkWest Liberty Midstream & Resources, LLC., 4600 J. Barry Court, Suite 500, Canonsburg, PA 15317 submitted a Final Report concerning the remediation of site soils and groundwater contaminated with benzene, toluene, ethylbenzene, xylene (BTEX) from a release of condensate from compressor skid dump tank. The Final Report demonstrated attainment of the residential Statewide Health standard for soil and groundwater and was approved by the Department on June 11, 2015.

Etna Riverfront Park, Bridge Street, Borough of Etna and City of Pittsburgh, **Allegheny County**. Tetra Tech, Inc., 661 Andersen Drive, Pittsburgh, PA 15220 on behalf of Borough of Etna, 437 Butler Street, Pittsburgh, PA 15223 submitted a Remedial Investigation/Risk Assessment/Final Report concerning the remediation of site soils contaminated with volatile & semi-volatile organic compounds (VOC's & SVOC's) and metals. The RI/RA/FR demonstrated attainment of a residential Site Specific standard for soil and was approved by the Department on June 12, 2015.

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

Weymouth Residence, 86 Rockyhill Road, Chadd Ford Township, **Delaware County**. Frank Lynch, Envirolike, Inc., 165 Daleville Road, Cochranville, PA 19330, Richard D. Williams, Suburban Propane, P. O. Box 4833, Syracuse, NY 13221 on behalf of George Weymouth, 86 Rockyhill Road, Chadds Ford, PA 19317 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was disapproved by the Department on May 22, 2015. PF779231.

Tioga Pipe Supply Company/April Warehouse, 2201, 2301, 2335 and 2365 East Butler Street, City of Philadelphia, **Philadelphia County**. Thomas A. Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Steven Wolfson, BDP Realty and BDP Realty II, L.P., 120 Germantown Pike, Suite 120, Plymouth Meeting, PA 19462 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was disapproved by the Department on May 20, 2014. PF650886.

Tioga Pipe Supply Company/April Warehouse, 2201, 2301, 2335 and 2365 East Butler Street, City of Philadelphia, **Philadelphia County**. Thomas A. Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Steven Wolfson, BDP Realty and BDP Realty II, L.P., 120 Germantown Pike, Suite 120, Plymouth Meeting, PA 19462 has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 22, 2015. PF650886.

Mckee Residence, 4 Milyko Drive, Upper Makefield Township, **Bucks County**. Andrew Markoski, Patriot Environmental Management LLC, 21 Unionville Road, P. O. Box 629, Douglass, PA 19518, Bruce Harris, Harris Fuels, Inc., 206 Otter Street, Bristol, PA 19007-3610 on behalf of Augustus McKee 4, Milyko Drive, Washington Crossing, PA 18977 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 18, 2015. PF784561.

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 the remediation of site soil contaminated with chlorinated solvents. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 19, 2015. PF769841.

Graco Children's Production Inc., 47 Park Avenue, Borough of **Chester County**. Jeremy W. Boly, Patriot Environmental Management, P.O. Box 629, Douglassville, PA 19518 on behalf of Lou Meschede, Newell Rubbermaid, 2707 Butterfield Road, Suite 100, Oak Brook, IL 60523 has submitted a Remedial Investigation/Final Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Remedial Investigation and Final Report were disapproved by the Department on May 21, 2015. PF667078.

RSB Investors LP Plants \$ &4A, 234 West Cayuga Street, City of Philadelphia, **Philadelphia County**. Pete Falnes, Gannett Fleming, Inc., Atrium I, Suite 300, 1000 Atrium Way, Mt. Laurel, NJ 08054-3905, Glen DePalantion, Cardone Industries, Inc., 5501 Whitaker, Philadelphia, PA 19124 on behalf of Allen Burns, Richard S. Burns Company, Inc., 4300 Rising Run Avenue, Philadelphia, PA 19140 has submitted a Final Report concerning the remediation of site groundwater contaminated with other organic. The Final report did not demonstrate attainment of the Statewide Health Standard was disapproved by the Department on May 19, 2015. PF687651.

Rite Aid Pharmacy/960 East Baltimore Avenue, 960 East Baltimore Avenue, Upper Darby Borough, **Delaware County**. John J. Engdahl, Hess Corporation, One Hess Plaza, Woodbridge, NJ 07095, Jeremy L. Fox, EMS Environmental Inc., 4550 Bath Pike, Bethlehem, PA 18017, Claude S. Vandever, EMS Environmental Inc., 4550 Bath Pike, Bethlehem, PA 18017 on behalf of Robin McGill, Longview Management, LP, 1055 Westlake Drive, Suite 170, Berwyn, PA 19312 has submitted a Remedial Investigation Report concerning the remediation of site groundwater contaminated with mte and other organics. The Remedial Investigation was approved by the Department on May 8, 2015. PF648004.

Philadelphia Energy Solution Refining and Marketing, LLC, 3144 Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Jim Oppenheim, Evergreen Resources Managements Operation, 2 Righter Parkway, Suite 20, Wilmington, DE 19083, Jennifer Menges, Stantec 1060 Andre Drive, Suite 140, West Chester, PA 19380 on behalf of Charles Barksdale, Jr., Philadelphia Energy Solutions Refining and Marketing, LLC, 3144 Passyunk Avenue, Philadelphia, PA 19145 has submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with lead and inorganics. The Risk Assessment Report was approved by the Department on May 6, 2015. PF780190.

Belmont Terminal, 2700 West Passyunk Avenue, 2700 West Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Jim Oppenheim, Evergreen Resources Managements Operation, 2 Righter Parkway, Suite 20, Wilmington, DE 19083, Jennifer Menges, Stantec 1060 Andrew Drive, Suite 140, West Chester, PA 19380 on behalf of Brad Fish, Sunoco Partner Marketing & Terminal, 4041 Market Street, Aston, PA 19014 has submitted a Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with no. 2 fuel oil. The Risk Assessment was approved by the Department on May 6, 2015. PF780561.

Wissahickon Charter School, 815-825 East Washington Lane, City of Philadelphia, **Philadelphia County**. Andrew Collings, REPSG, 6901 Kingsessing Avenue, Suite 201, Philadelphia, PA 19142 on behalf of Jamal Elliott, M.Ed., Wissahickon Charter School, 4700 "G" Wissahickon Avenue, Philadelphia, PA 19144 has submitted a Risk Assessment/Final Report concerning the remediation of site soil contaminated with inorganics. The Final report demonstrated attainment of the Site Specific Standard and was approved by the Department on May 12, 2015. PF765371.

Stoneback Residence, 220 East Broad Street, Souderton Borough, **Montgomery County**. Michael Kern, P.G., Mountain Research, LLC 825 25th Street, Altoona, PA 16601 on behalf of Glenda Stoneback, 220 East Broad Street, Souderton, PA 18964 has submitted a Final Report concerning the remediation of site soil contaminated with no. 2 fuel oil. The Final report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 6, 2015. PF778908.

Sunoco Marcus Hook Industrial Complex, 100 Green Street, Borough of Marcus, **Delaware County**. Jim Oppenheim, Evergreen Resources Managements Operation, 2 Righter Parkway, Suite 20, Wilmington, DE 19083, Jennifer Menges, Stantec 1060 Andre Drive, Suite 140, West Chester, PA 19380 on behalf of Brad Fish, Sunoco Partner Marketing & Terminal, 4041 Market Street, Aston, PA 19014 has submitted a Risk Assessment Report concerning the remediation of site soil and

groundwater contaminated with no. 2 fuel oil. The Risk Assessment Report was approved by the Department on May 6, 2015. PF780192.

Rittenhouse Square Parking Garage, 2028-2034 Rittenhouse Square, City of Philadelphia, **Philadelphia County**. Daniel E. Erdman, Keystone E-Science Group, Inc., 590 East Lancaster Avenue, Suite 200, Frazer, PA 19355 on behalf of Dr. Richard Pastcan, 397 Lakeview Drive, Napa, CA 94559 has submitted a Final Report concerning the remediation of site soil contaminated with other organics. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 11, 2015. PF780090.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Permits issued, suspended, expired, denied, revoked, reinstated or returned under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

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

PAD010154045. Envirite of Pennsylvania, Inc. 730 Vogelsong Road, York, PA 17404-1725, York City, **York County**. A Class 1 Permit Modification for the update of the Compliance History, Form HW-C, necessitated by the stock purchase of Envirite of Pennsylvania, Inc.'s indirect corporate parent company, EQ Parent Company, Inc., by US Ecology, Inc. Permit was issued on June 10, 2015.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications deemed administratively complete under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal area or Site.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200

Permit No. 101681 Nolt Services, LLC (Septage Transfer Facility) 728 Rettew Mill Road, Lititz, PA 17543-9163 The application submitted is to renew the permit and for various modifications to the transfer facility. The permit expires August 31, 2016. This application was deemed administratively complete by the Southcentral Regional Office on June 12, 2015. The Department will accept comments from the general public recommending revisions to, and approval or denial of the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Persons interested in obtaining more information about this permit application may contact the Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania Relay Service, (800) 654-5984.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P. S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

GP1-36-03109: Thaddeus Stevens College (750 East King Street, Lancaster, PA 17602) on June 5, 2015, for three existing boilers (NG/#2 oil) under GP1, at the educational facility located on King Street, in Lancaster City, **Lancaster County**. The general permit authorization was renewed.

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

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

GP5-08-358A: HEP Pennsylvania Gathering, LLC (17806 1H-10W, Suite 210, San Antonio, TX 78257) on June 1, 2015, authorize the change of ownership and continued operation of three (3) 90 MMscfs/day Exterran dehydrators pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP5) at the Stagecoach Connector Station located in Herrick Township, **Bradford County**.

GP5-41-708A: HEP Pennsylvania Gathering, LLC (17806 1H-10W, Suite 210, San Antonio, TX 78257) on May 28, 2015, authorize the change of ownership and continued operation of twelve (12) Caterpillar model G3516B lean-burn natural gas-fired compressor engines each rated at 1,380 brake horsepower equipped with Powertherm Company, Inc. model 201 VO-3-200-7114 oxidation catalyst, four (4) 80 million cubic foot per day, Exterran triethylene glycol dehydrators and a 155 brake horsepower, Kohler model 100ERESB, natural gas-fired emergency generator pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP5) at the Laurel Hill Compressor Station located in Cogan House Township, **Lycoming County**.

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

Contact: Mark Gorog, New Source Review Chief—Telephone: 412-442-4150

GP5-32-00146B: Mountain Gathering, LLC (810 Houston Street, Fort Worth, TX 76102) on June 02, 2015, to allow continued operation of the previously installed sources which include one (1) natural gas fired Ajax Engine rated at 400 bhps, one (1) TEG dehydrator, and one (1) storage tank at their existing Homer City Compressor Station located in White Township, **Indiana County**.

GP14-11-00534: Frank Duca Funeral Home, Inc. (1622 Menoher Boulevard, Johnstown, PA 15905) on May 29, 2015, for construction and operation of a natural gas fired human crematory incinerator at its facility located at 404 Waters Avenue in Geistown Borough, **Cambria County**.

Plan Approvals Issued under the Air Pollution Control Act and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

36-03161C: Compass Quarries Inc. (47 McIlvaine Road, Paradise, PA 17562) on June 5, 2015, for the construction of a new stone plant to replace the old stone plant at the Paradise Quarry located in Paradise Township, **Lancaster County**. A new baghouse and wet suppression system will control PM emissions.

06-05077D: Can Corporation of America (326 June Avenue, Blandon, PA 19510-0170) on June 1, 2015, for replacing a sheet coater and a sheet coater oxidizer in its Blandon plant located in Maiden creek Township, **Berks County**.

06-05112B: WBLF Acquisition Co., LLC—Western Berks Landfill (455 Poplar Neck Road, Birdsboro, PA 19508) on June 2, 2015, for the municipal waste landfill in Cumru Township, **Berks County**. The draft plan approval would modify the facility's existing Title V permit to remove the requirements for hazardous air pollutant (HAP) testing and for the determination of the HAP ambient impact.

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

46-0044B: Glasgow, Inc—McCoy (P.O. Box 1089, Glenside, PA 19038-1089) On June 8, 2015 for mining crushed and broken lime stone in Upper Merion Township, **Montgomery County**.

23-0001AD-Sunoco Inc. (100 Green Street, Marcus Hook, PA 19061) On June 8, 2015 for manufacturing petroleum refining in Marcus Hook Borough, **Delaware County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

21-05053B: PPL Renewable Energy, LLC (Two North Ninth Street, Allentown, PA 18101) on June 9, 2015, for construction of one landfill gas (LFG)-fired reciprocating internal combustion engine (RICE) at the Cumberland County Landfill in Hopewell Township, **Cumberland 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

18-00031A: Mountain Gathering, LLC (810 Houston Street, Fort Worth, TX 76102-6298) on June 6, 2015 to

extend the authorization to operate a natural gas compressor station located in Chapman Township, **Clinton County** on a temporary basis to December 3, 2015. The plan approval has been extended.

14-00002H: Graymont (PA), Inc. (965 East College Avenue, Pleasant Gap, PA 16823) on May 29, 2015, extended the authorization an additional 180 days from June 9, 2015 to December 6, 2015, to continue the evaluation for compliance with the plan approval conditions. Additionally, the extension allows continued operation of the existing kiln and the associated semi-wet scrubber and waste heat boiler which are 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

32-00428A: Creps United Publications, LLP (1163 Water Street, Indiana, PA 15701) Extension effective June 13, 2015, to extend the period of temporary operation until December 13, 2015, for Creps United Publications, LLP's new commercial printing facility located in White Township, **Indiana County**.

65-00101C: MAX Environmental Technologies, Inc. (1815 Washington Road, Pittsburgh, PA 15241) Extension effective June 15, 2015, to extend the period of temporary operation of the electric arc furnace dust treatment system and dust collector authorized under plan approval PA-65-00101C until December 15, 2015, at the Yukon Facility located in South Huntingdon Township, **Westmoreland County**.

04-00738A: Aliquippa Metal Recovery, LLC (100 Bet Tech Drive, Aliquippa, PA 15001) Extension effective June 6, 2015, to extend the period of temporary operation until December 6, 2015, for Aliquippa Metal Recovery's slag processing and metals recovery facility located in Hopewell Township, **Beaver County**.

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

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

16-160A: Clarion Altela Environmental Services, LLC (3099 Piney Dam Road, Clarion, PA 16214) on June 12, 2015, effective June 30, 2015, has issued a plan approval extension for the construction of twelve additional AltelaRain 600 modules to process produced water and frac flow-back water generated by natural gas wells in Piney Township, **Clarion County**. This is a State Only facility.

20-037A: U.S. Bronze Foundry & Machine, Inc. (18649 Brake Shoe Road, Meadville, PA 16335) on June 11, 2015, effective June 30, 2015, will issue a plan approval extension for the construction of four new electric induction furnaces as part of Source 116 & 117 and the installation of a new baghouse (C116A) to control emissions from Source 116 & 117 and the removal of the old baghouse (C116). This permit is also for Orrville Bronze to install sources that will have their own controls and 4 furnaces that will exhaust into C116A & C117A. This is a State Only facility and is located in Woodcock Township, **Crawford County**.

Title V Operating Permits Issued 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

09-00024: Waste Management of Pennsylvania, Inc. (1000 New Ford Mill Rd., Morrisville, PA 19067) On June 11, 2015 for renewal of the Title V Operating Permit for its Tullytown Resource Recovery Facility, a landfill located in Tullytown Borough, **Bucks County**. The renewal includes minor changes in standard conditions in accordance with current Department of Environmental Protection (DEP) guidelines. The listing of insignificant sources at the facility is updated. Concomitant to the renewal, a minor modification to remove a testing condition for NO_x emissions from a flare (Source ID C02) at elevated temperature is processed. DEP found no significant change in NO_x emissions at elevated temperature vs standard operating temperatures with review of testing for the flares at the facility since 1998. With the renewal, the applicable requirements of 40 CFR Part 63 Subpart ZZZZ, as amended January 30, 2013, for an emergency generator (Source ID 115) are incorporated. The renewal does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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) issued on June 9, 2015, the Title V operating permit for their Station 535 facility located in Wharton Township, **Potter County**. All of the applicable federal and state regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in TVOP 53-00002.

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

Contact: M. Gorog & B. Hatch, Environmental Engineer Managers—Telephone: 412-442-4150/5226

65-00163: Pennsylvania Department of Human Services (121 Longview Drive, Derry, PA 15627), In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on June 2, 2015, DEP has issued a Title V Operating Permit to Pennsylvania Department of Human Services for the continued operation of a hospital, known as the Torrance State Hospital, located in Derry Township, **Westmoreland County**.

The facility is a hospital. The facility contains air contamination sources consisting of two limited-use coal-fired boilers (45 & 17 MMBtus/hr, each), two natural gas-fired boilers with distillate oil backup (14.04 & 32.10 MMBtus/hr, each), eight emergency diesel engines (1,300-bhps total, largest engine 298-bhps), and five emergency LPG diesel engines (112-bhps total). The coal fired boilers are equipped with Breslove Separators to control particu-

late. The NG-fired boilers have low NO_x burners. The facility is limited to a maximum opacity from any processing equipment of 20 percent.

No emission or equipment changes have been approved 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 Parts 52, 60, 63, and 98 and PA Code Title 25, Article III, Chapters 121—145.

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

54-00083: Trans Western Polymers, Inc. (31 Progress Avenue, Tamaqua, PA 18252) issued on 06/09/2015, for the operation of a plastic bag and pouch manufacturing facility in Rush Township, **Schuylkill County**. The sources consist of an extrusion operation and ink jet printing. This is a new 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: 412-442-5226

11-00531: Sunoco Pipeline, LP (525 Fritztown Road, Sinking Spring, PA 19608) On June 10, 2015, DEP issued 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 Ebensburg Station, located in Cambria Township, **Cambria County**.

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

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

43-00182: John Maneely Company dba Wheatland Tube Company (One Council Avenue, Wheatland, PA 16161) on June 9, 2015 for the renewal of a Title V Permit to operate a steel pipe and tubes manufacturing facility in Wheatland Borough, **Mercer County**. The facility's emitting sources include a 600 HPs Boiler, 400 HPs Boiler, 1,000 HPs Natural Gas Fired Boiler, Continuous Weld Furnace, #1 Galvanizing Kettle, #2 Galvanizing Kettle, Finishing Department Coating Line, Double Random Coating Line, Testing Department Coating Line, #1 Chromate Treatment, #2 Chromate Treatment, Coupling Department, #1 ID Blow Station, #2 ID Blow Station, #1 PM Threader, #2 PM Threader, #1 Galvanizing Furnace, #2 Galvanizing Furnace, Miscellaneous Heaters, Miscellaneous Parts Washers, Lime Silo, Wastewater Evaporator, One Waste Oil Space Heater, Natural Gas Fueled Emergency, Generators (2), #2 Blow Station. The #1 Blow Station is controlled by a cyclone and baghouse. The #2 Blow Station is controlled by cyclones and rotoclone. The Lime Silo is controlled by a dust collector. The facility is a major facility due to its potential to emit of Oxides of Nitrogen (NO_x) and Volatile Organic Compounds (VOC).

The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The facility provided the following 2014 emission inventory: Carbon Monoxide (CO): 32.85 Tons per year (TPY), Lead (Pb): 0.0002 TPY, Nitrogen Oxides (NO_x): 72.51 TPY, PM₁₀ (Particulate matter less than or equal to aerodynamic diameter 10 micron): 17.87 TPY, PM_{2.5} (Particulate matter less than or equal to aerodynamic diameter 2.5 micron): 2.97 TPY, Sulfur Di Oxide (SO_x): 0.24 TPY, Volatile Organic Compound (VOC): 95.97 TPY, Butane: 0.69 TPY, Ethane: 1.0176 TPY, Methane: 0.0579 TPY, Pentane: 0.8544 TPY, Propane: 0.5210 TPY, Ammonia: 29.27 TPY, Carbon Di Oxide: 47.01, Arsenic: 0.0001, Barium: 0.0014 TPY, Cadmium: 0.0003 TPY, Chromium: 0.0004 TPY, Copper: 0.0003 TPY, Mercury: 0.0001 TPY, Manganese: 0.0001, Molybdenum: 0.0003 TPY, Nickel: 0.0007 TPY, Vanadium: 0.0008 TPY, Zinc: 1.04 TPY, Formaldehyde: 0.0232, Hexane: 0.5899 TPY, Hydrochloric Acid: 0.50 TPY, Toluene: 0.0002 TPY, Benzene: 0.0001 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

23-0108D: Barry Callebaut USA, LLC (903 Industrial Highway, Eddystone, PA 19022; Attn: Mr. Robert Gist) On June 11, 2015 for the minor modification of the Pre-Roasting Process (Source ID 102) at their cocoa processing facility located in Eddystone Borough, **Delaware County**. This facility is a non-Title V facility. Barry Callebaut currently controls emissions from the Pre-Roasting Process by means of a Pre-Roaster Cyclone (Source ID C01). Barry Callebaut proposed to further reduce emissions from the Pre-Roasting Process by sending the emissions from the Pre-Roaster Cyclone to an existing Anguil Regenerative Thermal Oxidizer (Source ID C06). Per this application, Barry Callebaut does not intend to make any changes to the current process operations, only to the controls for the Pre-Roasting Process (Source ID 102). The Pre-Roasting Process has no hourly restrictions on operation. However, the Pre-Roasting Process is restricted to a 12-month total throughput of 64,152 metric tonnes. VOC emissions from the facility will be reduced by approximately 15 tons per year. NO_x emissions will have an insignificant increase (<1 ton per year) due to the nitrogen content of PM being sent to the Anguil Regenerative Thermal Oxidizer. The Plan Approval will contain monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, William Weaver, Regional Air Quality Manager, Telephone: 717-705-4702

06-05036: Novipax, LLC (177 Tuckerton Road, Reading, PA 19605) on June 3, 2015, for the polystyrene foam products manufacturing facility located in Muhlenberg Township, **Berks County**. The Title V permit was administratively amended in order to reflect a change of ownership.

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

Contact: Barbara Hatch, Facilities Permitting Chief—Telephone: 412-442-5226

04-00033: NOVA Chemical Inc. Beaver Valley Plant (400 Frankfort Road, Monaca, PA 15061) on June 11, 2015 the Department Administratively Amended the Title V Operating Permit to incorporate the new Responsible Official. All sources, control devices, and conditions remain the same as in the previous issued operating permit. This facility is located in Potter Township, **Beaver County**.

Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act and 25 Pa. Code §§ 127.431 and 127.461.

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

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

GP5-08-292B: Chesapeake Energy Corporation (414 Summers Street, Charleston, WV 25301), terminated General Plan Approval and/or General Operating Permit for Natural Gas, Coal Bed Methane or Gob Gas Production or Recovery Facilities (BAQ-GPA/GP-5) on July 9, 2015, for their VanNoy BRA Pad site located in Granville Township, **Bradford County**. The facility emits all air contaminants below the exemption emission thresholds.

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

56841310 and NPDES No. PA0110914. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the NPDES permit for the Solar No. 7 Mine in Quemahoning Township, **Somerset County** to revise the NPDES effluent limits. No additional discharges. The application was considered administratively complete on March 13, 2015. Application received March 13, 2015. Permit issued June 9, 2015.

32081301 and NPDES No. PA0235946. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the NPDES permit for the Coral-Graceton Mine in Center Township, **Indiana County** to

revise the NPDES effluent limits. No additional discharges. The application was considered administratively complete on March 13, 2015. Application received March 13, 2015. Permit issued June 9, 2015.

56091301 and NPDES No. PA0235865. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the NPDES permit for the Stonycreek Mine in Quemahoning Township, **Somerset County** to revise the NPDES effluent limits. No additional discharges. The application was considered administratively complete on March 13, 2015. Application received March 13, 2015. Permit issued June 9, 2015.

30831303. Cumberland Coal Resources, LP, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Wayne Township, **Greene County** to add acreage to the subsidence control permit area for development mining. Subsidence Control Plan Acres Proposed 3,016.0. No additional discharges. The application was considered administratively complete on December 6, 2012. Application received September 18, 2012. Permit issued June 12, 2015.

32141302 (formerly 32891701) and NPDES No. PA0124591. Bellaire Corporation, (196 Grange Hall Road, P.O. Box 245, Armagh, PA 15920-0245). To renew the permit for the Hutchinson Hollow Treatment Plant in East Wheatfield Township, **Indiana County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on October 23, 2014. Application received May 12, 2014. Permit issued June 4, 2015.

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

Permit No. 56030106 and NPDES No. PA0249513. Rosebud Mining Co., P.O. Box 157, Meyersdale, PA 15552, permit renewal for the continued operation and restoration of a bituminous surface mine in Summit Township, **Somerset County**, affecting 353.0 acres. Receiving streams: unnamed tributaries to/and Casselman River and unnamed tributaries to/and Elk Lick Creek, classified for the following uses: warm water fishery and cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: March 5, 2014. Permit issued: June 1, 2015.

Permit No. 56060107 and NPDES No. PA0268992, Coal Loaders, Inc., 210 East Main Street, Ligonier, PA 15658, commencement, operation and restoration of a bituminous surface and auger mine to change the land use from Woodland to Pastureland/Land Occasionally Cut for Hay in Quemahoning Township, **Somerset County**, affecting 45.9 acres. Receiving stream: Higgins Run, a tributary to Quemahoning Creek classified for the following use: high quality cold water fishery. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority & Johnstown Water Authority. Application received: January 15, 2015. Permit issued June 5, 2015.

Permit No. 56930110 and NPDES No. PA0212610, Rosebud Mining Company, 1117 Shaw Mines Road, Meyersdale, PA 15552-7728, commencement, operation and restoration of a bituminous surface mine to change the land use from Forestland to Cropland and unmanaged Natural Habitat and from Cropland to unmanaged Natural Habitat in Black Township, **Somerset County**, affecting 129.0 acres. Receiving streams: unnamed tributaries to/and Rhoades Creek/unnamed tributary to Icers Run (topographic drainage only) and an unnamed tribu-

tary to Casselman River classified for the following uses: warm water fishery, exceptional value. There are no potable water supply intakes within 10 miles downstream. Application received: December 18, 2014. Permit issued: June 5, 2015.

Permit No. 32090102 and NPDES No. PA0262773. Rosebud Mining Co., 301 Market Street, Kittanning, PA 16201. Transfer of an existing bituminous surface and auger mine from AMFIRE Mining Co., LLC, One Energy Place, Latrobe, PA 15650, located in Brush Valley Township, **Indiana County** affecting 274 acres. Receiving streams: unnamed tributaries to South Branch of Blacklick Creek classified for the following use: cold water fishery. There are no potable water supply intakes within 10 miles downstream. Application received: December 31, 2014. Permit issued: June 8, 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 issued: June 10, 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

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

04154102. Wampum Hardware Company (2856 Stoystown Road, Friedens, PA 15441-7020) Blasting activity permit for construction blasting at Shell Horsehead Cracker Plant in Center Township, **Beaver County**. This blasting activity permit will expire on December 31, 2016. Permit Issued: May 12, 2015.

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

Permit No. 48154105. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Lehigh Valley Industrial Park Lot 84 in the City of Bethlehem, **Northampton County** with an expiration date of May 28, 2016. Permit issued: June 10, 2015.

Permit No. 06154105. J Roy's, Inc., (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Alvernia College Cemetery in the City of Reading, **Berks County** with an expiration date of June 5, 2016. Permit issued: June 11, 2015.

Coal NPDES Permits Issued

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

NPDES No. PA0215724 (Mining Permit No. 30753712), Emerald Coal Resources, LP, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). A revision to the renewed NPDES Permit issued on June 13, 2013

for the Emerald Mine No. 1—CRDA No. 1 in Franklin Township, **Greene County**; this NPDES Permit is also being published in compliance with the 25 Pa. Code § 92a.88, as a result of a settlement of an Environmental Hearing Board Appeal at the EHB Docket No. 2013-101.M. Surface Acres Affected 176.8. Receiving stream: UNT Smith Creek, classified for the following use: WWF. Monongahela River TMDL. The application was consid-

ered administratively complete on September 5, 2014. Application received September 5, 2014. Permit issued June 9, 2015.

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

The facility location of the non-discharge alternatives are listed below:

Outfall 001 discharges to: UNT Smith Creek

The proposed effluent limits for Outfall 001 (Lat: 39° 53' 04" Long: 80° 11' 47") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-
Iron	(mg/l)	1.5	3.0	3.8
Manganese	(mg/l)	1.0	2.0	2.5
Aluminum	(mg/l)	0.75	0.75	0.75
Suspended Solids	(mg/l)	35	70	90
Osmotic Pressure	(mos/kg)	50	50	50
Sulfates	(mg/l)	250	250	250
Chlorides	(mg/l)	179	358	448
Total Dissolved Solids	(mg/l)	500	778	1,255
Selenium	(mg/l)	-	-	REPORT
Bromide	(mg/l)	-	-	REPORT

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary 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.

E23-517. Eddystone Rail Company, LLC, 5 Industrial Highway, Eddystone, PA 19022-1524, Eddystone Borough, **Delaware County**, ACOE Philadelphia District.

To replace the existing temporary fire water intake and to construct and maintain new fire water intake to supply the Eddystone Rail Company with an adequate fire suppression system.

The system will include a concrete platform designed to support two pump houses and fire pumps suspended over the Delaware River to eliminate any impact.

The site is located near the confluence of Crum Creek and the Delaware River (Bridgeport, PA, USGS map, Lat. 39.8585; Long; -75.3278).

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)).

E15-853. B&B Homes Inc., 110 N. Phoenixville Pike, Malvern, PA 19355, East Whiteland Township, **Chester County**, ACOE Philadelphia District.

To perform the following water obstruction and encroachment activities associated with the Linden Hall Project Residential Subdivision.

1. The project will impact 0.0043 acre of wetland (PEM, POW) for the construction of the roadway.
2. To construct and maintain a pedestrian bridge across a tributary to Valley Creek (EV, MF) having an approximate waterway opening of 12 feet wide by 5-foot high and measuring approximately 4-feet in length.
3. To rehabilitate and maintain the 15-foot extension of an existing 30-inch CMP pipe culvert located on Lancaster Avenue.

The site is located at about 100 feet northeast of the intersection of Lancaster Avenue and Sproul Road (Malvern—PA USGS Quadrangle Latitude 40.038219; Longitude -75.559368).

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)).

E09-992. Chalfont Borough, 40 North Main Street, Chalfont, PA 18914-2912, Chalfont Borough, and New Britain Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain a 10-foot wide shared-use trail along the north side floodway/floodplain of the Neshaminy Creek (TSF, MF). The proposed trail will extend between Blue Jay Road in New Britain Township and an existing trail south of Lenape Lane in Chalfont Borough, which will serve as a connection between community facilities and other trails.

The site is located approximately 700 feet southwest of Lenape Lane (Doylestown, PA USGS Quadrangle, Latitude: 40.281179; Longitude: -75.197356).

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)).

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

E14-557. BMW Partnership, 689 East College Avenue, Bellefonte, PA 16823-7544. BMW Partnership floodway crossing in Spring Township, **Centre County**, ACOE Baltimore District (State College, PA Quadrangle N: 40°52'9"; W: -77°45'15").

To construct and maintain a new road over seven, 54-foot long by 24-inch by 35-inch arch culverts with the appropriate end walls and roadway fill in a FEMA 100-year floodway that drains to Gap Run, which is a tributary of Logan Branch, for a new public road to a housing development in Spring Township, Centre County. This permit was issued under Section 105.13(e) "Small Projects."

E49-334. Warrior Run Community Corp, 4800 Susquehanna Trail, Turbotville, PA 17772-8679. Warrior Run Stream Crossing in Delaware Township, **Northumberland County**, ACOE Baltimore District (Milton, PA Quadrangle Lat: 41° 05' 25"; Long: -76° 52' 20").

To construct, operate and maintain a new pedestrian bridge along an existing walking trail in Delaware Town-

ship—Northumberland County. All the improvements are located within the floodway/floodplain of the West Branch Susquehanna River and Spring Run.

The proposed pedestrian bridge over Spring Run will be a 30 ft. long timber pedestrian bridge. The bridge will completely span the stream channel. The proposed bridge will be constructed as such that the grading associated with the proposed improvements is designed so there is no net increase of fill within the floodway.

The total estimated stream impacts for the project are approximately 427 ft² of permanent impacts. The proposed project will not permanently impact wetlands, cultural or archaeological resources, forests, recreational areas, landmarks, wildlife refuge or historical sites. Susquehanna River and Spring Run are classified with a designated use of Warm Water Fishery (WWF).

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

E Bentleyville Borough, Fallowfield Township, and Somerset Township, **Washington County**, 825 North Gallatin Avenue, Uniontown, PA 15401; Bentleyville Borough, Fallowfield Township, and Somerset Township, Washington County; ACOE Pittsburgh District.

Has been given consent to remove the existing SR 70 5 span 66 ft wide 367.5 ft total length, 41 ft underclearance bridge; and construct and maintain a three span 112 ft wide 344 ft total length, 41 ft underclearance replacement bridge on the existing alignment over a rail line and Pigeon Creek with a drainage area of 37.8 square miles;

Remove the existing SR 2023 bridge and restore 20 ft of bridge site stream bank on a UNT to Pigeon Creek (WWF) with a drainage area of 3.3 square miles;

Construct and maintain a 56.5 ft upstream and 30.5 ft downstream extensions of an existing SR 70, 205 ft long, 20 ft wide, 10 ft center clearance arch culvert enclosure on a UNT to Pigeon Creek (WWF) with a drainage area of 3.3 square miles;

Construct and maintain a 35 ft upstream extension to an existing SR 70, 150 ft long, 6 ft by 6 ft box culvert enclosure on a UNT to Pigeon Creek (WWF) with a drainage area of 188 acres;

Construct and maintain a 51 ft upstream extension and downstream endwall on an existing SR 70, 154.5 ft long total, 5 ft by 5 ft box culvert narrowing to a 4 ft diameter enclosure on a UNT to Pigeon Creek (WWF).

In addition install and maintain road associated stormwater outfalls; minor repairs to existing encroachments; fill and maintain 175.5 ft of UNTs to Pigeon Creek (WWF) with drainage areas less than 100 acres; and construct and maintain a 138 ft long open channel of UNTs to Pigeon Creek with drainage areas less than 100 acres; place and maintain fill in a de minimis 0.028 acre of PEM wetland; temporarily impact of 2,431 ft of stream for construction of the encroachments. Stream mitigation will occur approximately 2.5 miles northwest of the project on the North Branch of Pigeon Creek (Hackett Quadrangle, North 4.75 and West 4.9 inches, Latitude 40° 9' 3.4" and Longitude -80° 1' 48.3").

This project is associated with the SR 70 Bentleyville interchange improvement project with these encroachments extending approximately half a mile east and west from the SR 917 and SR 70 intersection in Bentleyville Borough, Fallowfield Township, and Somerset Township, Washington County (Beginning Hackett Quadrangle,

North 2.1 inches and West 1.3 inches, Latitude 40° 8' 12" and Longitude -80° 0' 47"; and extending to Monongahela Quadrangle, North 1.3 inches and West 16.3 inches, Latitude 40° 7' 56" and Longitude -79° 59' 32").

E11-346. Jackson Township, 513 Pike Road, Johnstown, PA 15909; Jackson Township, **Cambria County**; ACOE Pittsburgh District.

Has been given consent to:

1. construct and maintain an 8" diameter SLCPP intake pipe in an unnamed tributary (UNT) to the South Branch Blacklick Creek (CWF),

2. construct and maintain a non-jurisdictional dam across another unnamed watercourse within the South Branch Blacklick Creek watershed (CWF), which has a drainage area less than 100 acres, and an appurtenant, 42" diameter SLCPP outlet pipe along the UNT (primary outlet structure), and another 12" diameter SLCPP outlet pipe along the unnamed watercourse, and

3. excavate and maintain a reservoir, behind the aforementioned, non-jurisdictional dam, in the unnamed watercourse and its floodplain,

For the purpose of creating a fishing/recreational pond, and to provide a water source for fire protection. (A fire company intake will be installed within the pond, during its construction.) Construction of this pond will affect approximately 594' of watercourse and a de minimus amount of wetland (<0.05 acre). The unnamed watercourse will be temporarily relocated during pond construction. The project is located along Loraine Road, near its intersection with Turkey Path Road (Nanty Glo, PA USGS Quadrangle; N: 15.39 inches; W: 13.18 inches; Lat: 40° 27' 35"; Long: -78° 50' 41"), in Jackson Township, Cambria County.

Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481

E10-491, FWH Development, LLC, 1028 Riviera Road, Emlenton, PA 16373 in Adams Township, **Butler County**, ACOE Pittsburgh District.

To permanently fill portions of 7 wetlands totaling 0.32 acre and to permanently impact 1,075 feet of 3 tributaries to Kaufman Run (each less than 100 acres drainage area) for the development of a 57 acre lot, located south of State Route 228 at its intersection with Myoma Road for commercial/residential uses including 130 townhome units, 30 single family lots, multiple commercial lots, a sports complex, and a hotel, along with associated infrastructure; to mitigate for wetland impacts by expanding existing, on-site wetlands in 5 locations totaling 0.38 acre; to mitigate for stream impacts by relocating 653 feet of perennial channel, creating 110 feet of ephemeral channel, and restoring 372 feet of perennial channel. (Mars, PA Quadrangle N: 40°41'31"; W: 80°02'54")

E10-495, PA DOT District 10-0, 2550 Oakland Ave., Indiana, PA 15701. SR 0079 Section 240 Slip Lining Project across UNT to Yellow Creek, Lancaster Township, **Butler County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 40°, 50', 46.5"; W: -80°, 6', 8.9").

To operate and maintain a 209-foot long corrugated metal pipe with a Smooth Cor lining stream enclosure having an inside diameter of 6 feet carrying a tributary to Yellow Creek under I-79 at milepost 90.6 (Evans City, PA Quadrangle N: 40°, 50', 46.5"; W: -80°, 6', 8.9") in Lancaster Township, Butler 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 # ESG 00 033 15 0001
Applicant Name Energy Corporation of America
Contact Person Michael S Fletcher
Address 101 Heritage Run Rd, Ste 1
City, State, Zip Indiana, PA 15701
County Clearfield
Township(s) Bradford & Goshen Townships
Receiving Stream(s) and Classification(s) WB
Susquehanna River—WWF; Bloody Run—CWF;
Pine Run—HQ-CWF; Trout Run—HQ-CWF

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335

ESCGP-2 #ESX14-019-0069—Manuel Pad
Applicant R.E. Gas Development LLC
Contact Richard Watson
Address 600 Cranberry Woods Drive, Suite 250
City Cranberry Township State PA Zip Code 16066
County Butler Township(s) Concord
Receiving Stream(s) and Classification(s) South Branch
Slippery Rock Creek/UNT to South Branch Slippery
Rock Creek—CWF

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

ESCGP-2 # ESX29-081-15-0020
Applicant Name Seneca Resources Corporation
Contact Person Michael Clinger, PE
Address 51 Zents Boulevard
City, State, Zip Brookville, PA 15825
County Lycoming
Township(s) Hepburn Township
Receiving Stream(s) and Classification(s) UNT Tributary
to Mill Creek (WWF)
Secondary—Mill Creek (WWF)

ESCGP-2 # ESX29-115-15-0016

Applicant Name Williams Field Services Company, LLC
 Contact Person Sandra Lojek
 Address 200 Commerce Drive
 City, State, Zip Pittsburgh, PA 15275
 County Susquehanna
 Township(s) Harford Township
 Receiving Stream(s) and Classification(s) UNT to/and
 Leslie Creek, UNT to Nine Partners Creek (CWF,MF)
 Secondary—Upper Susquehanna

ESCGP-2 # ESX29-115-15-0022

Applicant Name Cabot Oil & Gas Corporation
 Contact Person Kenneth Marcum
 Address Five Penn Center West, Suite 401
 City, State, Zip Pittsburgh, PA 15276-0120
 County Susquehanna
 Township(s) Auburn & Rush Townships
 Receiving Stream(s) and Classification(s) Elk Lake
 Stream #2955 (CWF-MF), UNT to Elk Lake Stream
 #32093 (CWF-MF), Riley Creek #6450 (CWF-MF), UNT
 to Riley Creek (CWF-MF)

ESCGP-2 # ESX10-131-0004(01)

Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 14 Chesapeake Lane
 City, State, Zip Sayre, PA 18840
 County Wyoming
 Township(s) Windham Township
 Receiving Stream(s) and Classification(s) UNT Roaring
 Run (CWF-MF)
 Secondary—Roaring Run (CWF-MF)

ESCGP-2 # ESX12-081-0041(01)

Applicant Name Anadarko Marcellus Midstream, LLC
 Contact Person Rane Wilson
 Address 33 West Third Street, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Gamble Township
 Receiving Stream(s) and Classification(s) Shoemaker Run
 (HQ-CWF, MF)
 Secondary—Receiving water Lycoming Creek
 (HQ-CWF) (EV)

ESCGP-2 # ESX10-131-0009(01)

Applicant Name Chesapeake Appalachia, LLC
 Contact Person Eric Haskins
 Address 14 Chesapeake Lane
 City, State, Zip Sayre, PA 18840
 County Wyoming
 Township(s) Windham
 Receiving Stream(s) and Classification(s) Susquehanna
 River (WWF-MF)

ESCGP-2 # ESX29-115-15-0018

Applicant Name Williams Field Services Company, LLC
 Contact Person Sandra Lojek
 Address 2000 Commerce Drive
 City, State, Zip Pittsburgh, PA 15275
 County Susquehanna
 Township(s) Auburn and Rush Townships

Receiving Stream(s) and Classification(s) Riley
 Creek (CWF-TSF) and UNT to Elk Lake Creek (CWF).
 Secondary—Receiving water Upper Susquehanna
*Southwest Region: Oil & Gas Program Mgr., 400 Water-
 front Dr., Pittsburgh, PA*

ESCGP-2 No: ESG15-059-0027

Applicant Name: PA Land Resources LLC DBA PL
 Resources LLC
 Contact Person Scott Sweder
 Address: PO Box 247
 City: Waynesburg State: PA Zip Code: 15370
 County: Greene Township: Franklin
 Receiving Stream(s) and Classifications: UNT to Smith
 Creek (WWF)/South Fork Tenmile Creek; Stewart Run-
 HQ-WWF/South Fork Tenmile Creek; HQ; Other WWF

ESCGP-2 No.: ESX15-007-0004

Applicant Name: Cardinal PA Midstream LLC
 Contact Person: Tommy Baskin
 Address: 8150 North Central Expressway Suite 1725
 City: Dallas State: TX Zip Code: 75206
 County: Beaver Township(s): New Sewickley
 Receiving Stream(s) and Classifications: UNTs to Brush
 Creek—WWF; Other WWF

ESCGP-2 No.: ESX15-125-0026

Applicant Name: Range Resources Appalachia LLC
 Contact Person: Karl Matz
 Address: 3000 Town Center Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Cross Creek &
 Jefferson
 Receiving Stream(s) and Classifications: UNTs to North
 Fork Cross Creek/Raccoon Creek; Other WWF

ESCGP-2 No.: ESX15-125-0012

Applicant Name: Range Resources Appalachia LLC
 Contact Person: Glenn D Truzzi
 Address: 3000 Town Center Boulevard
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): Chartiers
 Receiving Stream(s) and Classifications: UNT to
 Chartiers Creek (WWF)/Chartiers Creek; Other
 WWF; Siltation-Impaired

ESCGP-2 No.: ESX14-059-0054

Applicant Name: EQT Production Land PA
 Contact Person: Todd Klaner
 Address: 455 Racetrack Road Suite 101
 City: Washington State: PA Zip Code: 15301
 COUNTY Greene Township(s): Washington
 Receiving Stream(s) and Classifications: UNTs Ruff Creek
 WWF/Tenmile Creek; Other WWF

ESCGP-2 No.: ESX14-125-0002 Major Revision

Applicant Name: Rice Poseidon LLC
 Contact Person: Kyle A Shirey
 Address: 400 Woodcliff Drive
 City: Canonsburg State: PA Zip Code: 15317
 County: Washington Township(s): West Pike Run
 Receiving Stream(s) and Classifications: #28665 Pike
 Run/Middle Monongahela River; Other Trout
 Stocked Fishes (TSF)

STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P. S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, PO Box 8763, Harrisburg, PA 17105-8763.

<i>SSIP Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
15-02-036	Patriot Drilling Fluids LLC, a division of Q'Max America 5290 DTC Parkway, Suite 170 Greenwood Village, CO 8011-2764 Attn: Steve Harvey	Allegheny	Leetsdale Borough	19 ASTs storing base oil and drilling fluids	399,000 gallons total

[Pa.B. Doc. No. 15-1206. Filed for public inspection June 26, 2015, 9:00 a.m.]

Availability of the Non-Regulatory Agenda

In accordance with the Department of Environmental Protection's (Department) Policy for Development and Publication of Technical Guidance, the Department provides notice of the availability of the Non-Regulatory Agenda (Agenda). The Department will publish notice of availability of the Agenda twice a year by February 1st and July 1st.

The Agenda serves as a guide and resource to the regulated community, the public, Department staff and members of the Department's advisory committees regarding the focus of the Department's policy development for the coming year. The types of documents listed in the Agenda include policies and technical guidance documents that provide directives, guidance or other relevant compliance related information.

The Agenda is available on the Public Participation Center of the Department's web site at www.dep.state.pa.us (Select "Public Participation Center," then "Public Comments," then "Technical Guidance").

Questions regarding the Agenda should be directed to Laura Henry, Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, 400 Market Street, P. O. Box 2063, Harrisburg, PA 17105-2063, (717) 783-8727, ra-epthepolicyoffice@pa.gov.

Questions regarding the specific documents listed on the Agenda should be directed to the respective contact person listed on the Agenda.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 15-1207. Filed for public inspection June 26, 2015, 9:00 a.m.]

Certification Program Advisory Committee Meeting Cancellation

The Certification Program Advisory Committee (Committee) meeting scheduled for Wednesday, July 22, 2015, at 9 a.m. in the 14th Floor Conference Room, Rachel

Carson State Office Building, 400 Market Street, Harrisburg, PA has been cancelled and will be rescheduled at a later date.

Questions concerning the meeting can be directed to Cheri Sansoni, (717) 772-5158, csansoni@pa.gov. Meeting materials for this Committee will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (Select "Public Participation Center," then "Advisory Committees," then "Certification Program Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Cheri Sansoni at (717) 772-5158 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 15-1208. Filed for public inspection June 26, 2015, 9:00 a.m.]

Radiation Protection Advisory Committee Additional Meeting

The Radiation Protection Advisory Committee (Committee) has scheduled an additional meeting for July 23, 2015, at 9 a.m. in the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The purpose of the meeting is to finalize and endorse proposed comprehensive amendments to 25 Pa. Code Chapters 215—240 (relating to radiological health).

Questions concerning the next scheduled meeting of the Committee can be directed to Joseph Melnic, (717) 783-9730, jmelnic@pa.gov. The agenda and meeting materials for the July 23, 2015, meeting will be available through the Public Participation Center on the Department of Environmental Protection's (Department) web site at www.dep.state.pa.us (Select "Public Participation Center," then "Advisory Committees," then "Radiation Protection Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 787-3720 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

JOHN QUIGLEY,
Secretary

[Pa.B. Doc. No. 15-1209. Filed for public inspection June 26, 2015, 9:00 a.m.]

DEPARTMENT OF GENERAL SERVICES

Real Estate for Sale Lawrence County

The Department of General Services (Department) will accept bids for the purchase of the former New Castle Youth Development Center, consisting of 149.96 ± acres of land and 13 buildings totaling 236,444 ± square feet, located at 1745 Frew Mill Road, New Castle, Shenango Township, Lawrence County. Bids are due Thursday, October 15, 2015. Interested parties wishing to receive a copy of Solicitation No. 94732 should view the Department's web site at www.dgs.pa.gov or call Andrew Lick, (717) 772-8842.

CURTIS M. TOPPER,
Secretary

[Pa.B. Doc. No. 15-1210. Filed for public inspection June 26, 2015, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Change to an Additional Class of Disproportionate Share Payments

The purpose of this notice is to announce the Department of Human Services' (Department) intent to increase the funding allotted for Fiscal Year (FY) 2014-2015 disproportionate share hospital (DSH) payments to certain qualifying Medical Assistance (MA) enrolled hospitals that advance the Department's goal of enhancing access to multiple types of medical care in economically distressed areas of this Commonwealth. The Department is not otherwise changing the qualifying criteria or payment methodology for this payment.

In making these payments, the Department ensures that no acute care general hospital receives a DSH payment that is in excess of its hospital-specific DSH upper payment limit and the Commonwealth is not exceeding its aggregate annual DSH allotment.

Fiscal Impact

The FY 2014-2015 fiscal impact as a result of this increase in the allocation for the additional class of DSH payments is \$54.154 million (\$26.091 million in State general funds and \$28.063 million in Federal funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, Attention: c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered by the Department.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-960. (1) General Fund; (2) Implementing Year 2014-15 is \$26,091,000; (3) 1st Succeeding Year 2015-16 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$163,862,000; 2012-13 Program—\$268,112,000; 2011-12 Program—\$325,685,000; (7) MA—Inpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 15-1211. Filed for public inspection June 26, 2015, 9:00 a.m.]

Implementation of the Family Planning State Plan Option

The Department of Human Services (Department) is announcing its intent to seek the Centers for Medicare and Medicaid Services approval of a Family Planning State Plan option provided for under the Patient Protection and Affordable Care Act (ACA) (Pub. L. No. 111-148), effective July 1, 2015.

Discussion

Since February 1, 2008, the Commonwealth has been offering family planning services and supplies to women under a Section 1115 Demonstration Waiver of the State Plan, known as SelectPlan for Women (SelectPlan). SelectPlan currently provides coverage for certain family planning services, pharmaceuticals and supplies for eligible women 18 years of age or older, but under 45 years of age, who are not otherwise eligible for Medicaid and are at or below 214% of the Federal Poverty Level.

Since the implementation of SelectPlan, the Department has seen an overall decrease in the rate of births within the Medical Assistance (MA) population, resulting in lower MA Program costs for maternity and newborn services.

Effective July 1, 2015, the Department will offer expanded family planning services through the State Plan option provided for under the ACA. The State Plan option, known as Family Planning Services, will provide family planning and family planning-related services, pharmaceuticals and supplies to men and women of any age who are not otherwise eligible for MA and meet both of the following:

- Income at or below 215% of the Federal Poverty Limit.
- Who are not pregnant.

Family planning-related services include medical diagnosis and treatment services provided in a family planning setting as part of, or as follow-up to, a family

planning visit, and will include certain services for the prevention and treatment of sexually transmitted diseases.

All general MA eligibility requirements applicable to the MA Program will apply to Family Planning Service benefits, including rules relating to residence, citizenship or satisfactory immigration status and third-party insurance.

Women currently in SelectPlan will continue to receive their family planning services through SelectPlan until they are transitioned to the Family Planning Services benefit.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-961. (1) General Fund; (2) Implementing Year 2014-15 is \$0; (3) 1st Succeeding Year 2015-16 is \$196,000; 2nd Succeeding Year 2016-17 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$264,179,000; 2012-13 Program—\$450,835,000; 2011-12 Program—\$645,095,000; (7) MA—Outpatient; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 15-1212. Filed for public inspection June 26, 2015, 9:00 a.m.]

New Class of Disproportionate Share Hospital Payments

The Department of Human Services (Department) is announcing its intent to create a new class of disproportionate share hospital (DSH) payments for qualifying Medical Assistance (MA) enrolled acute care general hospitals to promote access to hospital services for MA eligible persons in this Commonwealth by providing additional support for the operations of academic medical programs through the medical education of health care professionals needed to treat the MA population.

Qualifying Criteria

For a hospital to qualify for this class of DSH payment, it must meet all of the following criteria, based on its State Fiscal Year (FY) 2011-2012 MA-336 Hospital Cost Report unless otherwise specified:

(a) The hospital is enrolled in the MA Program as a general acute care hospital, and provides a comprehensive array of inpatient services (acute, psychiatric and rehabilitation) including inpatient obstetrical and neonatal services to MA eligible persons.

(b) The hospital is accredited as an adult Level I Trauma Center according to the Pennsylvania Trauma Systems Foundation 2013 annual report.

(c) The hospital ranked at least three standard deviations above the mean for the total number of inpatient days provided to MA beneficiaries.

(d) The hospital ranked above the 99th percentile of all acute care hospitals for the total number of MA discharges.

(e) The hospital is an independent academic medical center and a member of the Alliance of Independent Academic Medical Centers.

Payment Determination

The Department will pay each qualifying hospital a proportionate amount of the funding allocated to this payment based on the hospital's ratio of MA inpatient days to the total MA inpatient days for all qualifying hospitals. The hospital's ratio is multiplied by the total amount allocated for these payments to determine its payment amount. The data used for purposes of this determination will be based on the FY 2011-2012 MA-336 Hospital Cost Report.

Fiscal Impact

The FY 2014-2015 impact is \$1.660 million (\$0.800 million in State general funds).

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered in establishing the final qualifying criteria and payment methodology for this new class of DSH payments.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-962. (1) General Fund; (2) Implementing Year 2014-15 is \$800,000; (3) 1st Succeeding Year 2015-16 through 5th Succeeding Year 2019-20 are \$0; (4) 2013-14 Program—\$16,831,000; 2012-13 Program—\$12,618,000; 2011-12 Program—\$12,618,000; (7) MA—Academic Medical Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 15-1213. Filed for public inspection June 26, 2015, 9:00 a.m.]

Payment for Nursing Facility Services Provided by Nonpublic Nursing Facilities; Notice of Change in Formula for Calculating Budget Adjustment Factor

The Department of Human Services (Department) is announcing its intent to amend the Commonwealth's Title XIX State Plan to revise the formula for calculating the budget adjustment factor (BAF) applied to Medical Assistance (MA) payments for nursing facility services provided by nonpublic nursing facilities in Fiscal Year (FY) 2015-2016.

Background

Since 1996, the Department has used a case-mix prospective payment methodology to set per diem rate

payments for MA nursing facility providers. One of the reasons the Department adopted this payment methodology was that the prior retrospective cost-based payment system had proven to be “highly inflationary” and change was necessary to curb an “explosive growth of nursing facility expenditures.” See 25 Pa.B. 4477 (October 14, 1995). In 2006, the Department noted that “since the case-mix payment system was implemented in 1996, MA nursing facility payment rates have risen more than 56% and, since 2000, have increased by 27.4% overall. During this same period, expenditures for MA nursing facility services have grown to nearly \$3 billion and expenditures for MA services to the elderly and disabled now consume approximately 70% of the \$14 billion MA Program budget.” See 36 Pa.B. 3207 (June 24, 2006).

Realizing that the MA Program could not continue to sustain the pace at which long-term care expenditures were growing, the Department amended the Commonwealth’s Title XIX State Plan and issued regulations changing the case-mix payment methodology effective July 1, 2005, to include the use of a BAF in annual rate-setting. See 35 Pa.B. 6232 (November 12, 2005). Application of a BAF was continued in 2007, 2008, 2011 and again in 2013. See the act of June 30, 2007 (P. L. 49, No. 16), the act of July 4, 2008 (P. L. 557, No. 44), the act of June 30, 2011 (P. L. 89, No. 22) and the act of July 9, 2013 (P. L. 369, No. 55). The BAF limits the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities in effect for the fiscal year to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year.

Since the implementation of the BAF, case-mix per diem rates have increased on an annual average basis by \$3.40 per day and in the aggregate by 20.5% overall from FY 2004-2005 through FY 2014-2015. In contrast, had the BAF not been used, rates would have increased on an annual average basis by \$6.64 per day and overall by 40%, well in excess of either the Consumer Price Index or the Centers for Medicare and Medicaid Services (CMS) Nursing Home without Capital Market Basket Index.

In addition, during the past 10 years the BAF has been in place, the Department has uncovered no evidence that the quality of care in this Commonwealth’s MA nursing facilities has been adversely impacted by use of the BAF. To the contrary, MA nursing facility providers continue to deliver a high quality of care. The Department does not expect the quality of care to decline in FY 2015-2016, and will continue our enforcement and monitoring activities to ensure that is the case.

Finally, although the BAF has served to moderate the overall aggregate increases in case-mix per diem rates, the adjusted case-mix per diem rate payments, together with the other supplemental payments to nursing facilities authorized under the Commonwealth’s approved State Plan, have been and will continue to be sufficient to assure that MA recipients have access to medically necessary nursing facility services. The vast majority of licensed nursing facilities in this Commonwealth participate as providers in the MA Program, and the MA Program pays for more days of nursing facility care than all other payors combined. The Department does not expect this to change in FY 2015-2016.

In short, use of the BAF has served to conserve taxpayer funds while assuring, and continuing to assure, that payments to nursing facilities under the MA Program are consistent with efficiency and economy and at

the same time sufficient to assure access to quality care.

Proposed BAF Methodology for Nonpublic Nursing Facilities for FY 2015-2016

Under the proposed State Plan Amendment (SPA) that the Department intends to submit to CMS to revise the BAF formula for FY 2015-2016 for nonpublic nursing facilities, the Department will continue to apply a BAF and make adjustments to nonpublic nursing facility payment rates in FY 2015-2016. As directed by the General Assembly, the BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year. Application of the revised BAF formula for the upcoming fiscal year is contingent on CMS approval.

From July 1, 2005, through June 30, 2011, the Department calculated one BAF each rate-setting year and applied that BAF to the nursing facility payment rates in effect for the rate-setting year. For the FY 2011-2012, the nursing facility industry requested and the Department responded by calculating a BAF each quarter of the fiscal year for nonpublic nursing facilities instead of calculating one BAF for the fiscal year. For FY 2012-2013, the Department returned to a formula very similar to the formula used in FYs 2009-2010 and 2010-2011, which allowed for an adjustment in the fourth quarter if certain conditions were met. For FYs 2013-2014 and 2014-2015, the Department used a formula very similar to FY 2012-2013.

After meeting with and receiving input from the nursing facility industry, the Department is proposing to calculate a facility-specific BAF in FY 2015-2016 for each nonpublic nursing facility that takes into account both the number of MA recipients the facility serves and the extent to which the facility operates efficiently. Each facility-specific BAF will be calculated as follows:

Facility-Specific BAF = Base BAF + MA Occupancy Adjustment for Qualified Facilities + Efficiency Adjustment.

The Base BAF will be calculated by comparing the rate computed using the data in the 2015-2016 rate-setting database without an acuity adjustment to the anticipated day-weighted average rate under the proposed appropriation.

The MA Occupancy Adjustment will only be applied to the Base BAF of each facility that satisfies both of the following:

- a. Over a 12-month period admitted 30 residents.
- b. Has an MA Day-One Occupancy Percentage that is equal to or greater than 50% of the County Average MA Day-One Occupancy Percentage of the county in which the nursing facility is located.

The MA Day-One Occupancy Percentage will be determined from data in the February 2015 Participation Review workbook, which may be accessed at <http://www.dhs.state.pa.us/dhsorganization/officeoflongtermliving/workbook/madayone/index.htm>.

The Efficiency Adjustment (EA) will be a function of the relationship of the facility to the peer group median. For facilities above the peer group median, there will be a negative adjustment. For facilities below the peer group median, there will be a positive adjustment. The EA will also be based on five tiers:

a. Nursing facilities with costs of 10% or more BELOW the Peer Group Median – Estimated EA = +0.375%.

b. Nursing facilities with costs between 10% BELOW and 10% ABOVE the Peer Group Median – Estimated EA = +0.75%.

c. Nursing facilities with costs between 10% and 15% ABOVE the Peer Group Median – Estimated EA = -1.50%.

d. Nursing facilities with costs 15% or more ABOVE the Peer Group Median – Estimated EA = -2.25%.

e. Nursing facilities with costs 10% or more ABOVE the Peer Group Median AND an MA occupancy of 80% or higher – Estimated EA = -0.75%.

f. Nursing facilities with no cost reports in the rate setting database – Estimated EA = +0.10%.

The actual value of the EA for each tier will be determined when the appropriations for nursing facility payments are finalized.

The Department will also adjust the facility-specific BAF for the facility-specific April 1 rate to determine if actual nursing facility payments are consistent with the appropriated amounts for nursing facility payments. Prior to establishing the April rate for the rate year, the Department will use the following formula to determine the April BAF and the facility-specific April BAFs:

The weighted average April rate using the facility-specific base BAFs will be compared to the April target rate. If the difference between the two rates is less than \$0.25, the facility-specific April BAFs are equal to the facility-specific base BAFs.

Fiscal Impact

No fiscal impact is anticipated as a result of these changes through June 30, 2016. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the BAF formula to the Department of Human Services, Office of Long-Term Living, Bureau of Policy and Regulatory Management, Attention: Marilyn Yocum, P. O. Box 8025, Harrisburg, PA 17105-8025. Comments received within 30 days will be reviewed and considered for any subsequent revision of the formula.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-964. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-1214. Filed for public inspection June 26, 2015, 9:00 a.m.]

Payments to Nonpublic and County Nursing Facilities; Proposed Rates for State Fiscal Year 2015-2016

This notice announces the Department of Human Services (Department) proposed annual case-mix per diem payment rates for State Fiscal Year (FY) 2015-2016 for nonpublic and county nursing facilities that participate in the Medical Assistance (MA) Program.

Nonpublic Nursing Facility Per Diem Rates

As required by the case-mix payment methodology in 55 Pa. Code Chapter 1187, Subchapter G (relating to rate setting), the Department intends to set an annual MA per diem rate for each nonpublic nursing facility provider. Each facility's annual per diem rate will have four components: resident care; other resident related; administrative; and capital. For each quarter of FY 2015-2016, the Department will adjust the resident care component of each facility's rate by multiplying the resident care component by the facility's MA case-mix index (CMI) for the appropriate picture date.

In addition, as required by section 443.1(7)(iv) of the Public Welfare Code (62 P.S. § 443.1(7)(iv)), regarding MA payments for institutional care, the Department intends to adjust each facility's CMI-adjusted quarterly rate by multiplying the rate by a budget adjustment factor (BAF). The Department will submit a State Plan Amendment (SPA) to the Centers for Medicare and Medicaid Services (CMS) to include the BAF formula which the Department will use in FY 2015-2016.

A detailed description of the BAF formula for FY 2015-2016 is in the Payment for Nursing Facility Services Provided by Nonpublic Nursing Facilities; Notice of Change in Methods and Standards of Setting Payment Rates; Budget Adjustment Factor notice published at 45 Pa.B. 3425 (June 27, 2015). The BAF will limit the estimated Statewide day-weighted average payment rate for MA nursing facility services for county and nonpublic nursing facilities so that the average payment rate in effect for the fiscal year is limited to the amount permitted by the funds appropriated by the General Appropriations Act for the fiscal year.¹

Finally, in calculating the proposed rates, the Department assumed that the General Appropriations Act of 2015 will include the level of funding in the Governor's Executive Budget and that CMS will approve the SPA including the BAF formula for nonpublic nursing facilities.

County Nursing Facility Per Diem Rates

As required by the rate methodology in 55 Pa. Code Chapter 1189, Subchapter D (relating to rate setting), the Department intends to set an annual MA per diem rate for each county nursing facility provider. As specified in 55 Pa. Code § 1189.91(b) (relating to per diem rates for county nursing facilities), for each rate year beginning on or after July 1, 2007, the per diem rate paid to a county nursing facility for a rate year will be the facility's prior rate year per diem multiplied by a BAF determined in accordance with the formula in the Commonwealth's approved State Plan. CMS approved SPA 13-021 on November 7, 2013, which includes the BAF formula the

¹ The Department will finalize the BAF once the General Assembly has enacted a General Appropriations Act for FY 2015-2016 and will reference the nonpublic nursing facilities' base BAF and facility-specific base BAFs in its notice announcing final MA nursing facility payment rates for the rate-setting year.

Department will use for county nursing facilities in FY 2015-2016. The formula is as follows: $BAF = 1.00 +$ the percentage rate of change permitted by the funds appropriated by the General Appropriations Act for the applicable rate year. In calculating the proposed rates, the Department assumed that the General Appropriation Act of 2015 will include the level of funding in the Governor's Executive Budget.²

The proposed annual per diem rates for FY 2015-2016, the facility-specific BAFs that will be applied to nonpublic nursing facility rates and the annual BAF that will be applied to county nursing facilities are available on the Department's web site at <http://www.dhs.state.pa.us/provider/doingbusinesswithdhs/longtermcarecasemixinformation/index.htm> and at local county assistance offices throughout this Commonwealth or by contacting Marilyn Yocum, Department of Human Services, Office of Long-Term Living at (717) 772-2549.

Fiscal Impact

If the proposed payment rates are adopted as final, there is no fiscal impact for per diem rate payments for nonpublic and county nursing facilities' FY 2015-2016. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly in the forthcoming fiscal year. Therefore, until a budget bill is passed and enacted, any estimated fiscal impact associated with this notice is solely based on the funding levels as proposed in the Governor's Executive Budget.

Public Comment

Interested persons are invited to submit written comments regarding the proposed annual rates for FY 2015-2016 to the Department of Human Services, Office of Long-Term Living, Bureau of Policy and Regulatory Management, Attention: Marilyn Yocum, P. O. Box 8025, Harrisburg, PA 17105-8025. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-963. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-1215. Filed for public inspection June 26, 2015, 9:00 a.m.]

Proposed Fee Schedule Rates and Department-Established Fees for Consolidated and Person/Family Directed Support Waivers Services, Targeted Service Management and the Community Intellectual Disability Base-Funded Program

The purpose of this notice is to announce the Department of Human Services (Department) proposed Fee Schedule Rates for Targeted Service Management and select services funded through the Consolidated and Person/Family Directed Support waivers as well as the

² The Department will finalize the BAF once the General Assembly has enacted a General Appropriations Act for FY 2015-2016 and will reference the county nursing facilities' annual BAF in its notice announcing final MA nursing facility payment rates for the rate-setting year.

Department-established fees for residential ineligible services effective July 1, 2015. These proposed Fee Schedule Rates also serve as the Department-established fees under 55 Pa. Code § 4300.115(a) (relating to department established fees) for base-funded services managed through county programs for individuals with an intellectual disability under the Mental Health and Intellectual Disability Act of 1966 (50 P.S. §§ 4101—4704), 55 Pa. Code Chapter 4300 (relating to county mental health and mental retardation fiscal manual) and 55 Pa. Code Chapter 51 (relating to Office of Developmental Programs home and community-based services). The proposed Fee Schedule Rates and Department-established Fees effective July 1, 2015, are unchanged from the final rates established for Fiscal Year (FY) 2014-2015.

Fee Schedule Rates

The Fee Schedule Rates are identified under the following categories: Select Community-Based Services and Agency with Choice/Financial Management Services (AWC/FMS), including benefit allowance and excluding benefit allowance.

The Select Community-Based Services include behavior support, companion, home and community habilitation unlicensed, homemaker/chore, licensed day habilitation (adult training), prevocational services, therapy (physical, occupational, speech and language, individual behavior therapy, group behavior therapy and visual/mobility), nursing, older adult day, supplemental habilitation, additional individualized staffing, supported employment, supports broker, supports coordination, targeted service management, transitional work and all waiver-funded respite care services, excluding respite camp which is a vendor service.

The AWC/FMS (including and excluding benefit allowance) include home and community habilitation unlicensed, companion services, unlicensed in-home and out-of-home respite, supported employment, supports broker and homemaker/chore services. There are two separate tables for AWC/FMS: one provides the Fee Schedule Rate including a benefit allowance and the other provides the Fee Schedule Rate excluding a benefit allowance. The benefit allowance is provided as an option for the managing employer to include benefits such as disability insurance, life insurance, retirement savings and paid time off to the support service worker.

The Office of Developmental Programs (ODP) will be using the proposed Fee Schedule Rates to support claims processing in the Provider Reimbursement and Operations Management Information System in electronic format (PROMISe). A notice will be published announcing the final Fee Schedule Rates once a budget bill is passed and enacted for FY 2015-2016.

Enhanced Communication Services

The Enhanced Communication Services modifier, U1, is available for the following Consolidated Waiver fee schedule services: behavioral support; companion; supported employment; transitional work; prevocational services; home and community habilitation unlicensed; licensed day habilitation (adult training); therapy (physical, occupational, speech and language, individual behavior therapy, group behavior therapy and visual/mobility); nursing; older adult day; supplemental habilitation; additional individualized staffing; supports broker and all waiver-funded respite care services, excluding respite camp which is a vendor service.

Enhanced Communication Services can be provided to individuals who meet all of the following:

- Enrolled in the Consolidated Waiver.
- Deaf.
- Determined to need services that are provided by staff who are proficient in sign language.

Providers who wish to receive the Enhanced Communication Services Rate must be approved to do so by the Department. Requests for enhanced rates should be directed to the Deaf Services Coordinator at RA-ODPDeafServices@pa.gov.

Department-Established Fees

The Department-established fees represent a per-person, per-day net fee based on the size of the home (such as a 1-individual home or 2-individual home) and type of home (defined by licensed, unlicensed or family living home). The fee does not include consideration for payment by the participant, as it is the provider's responsibility to collect that portion of payment from the participant.

The ODP will be using the proposed Department-established fees to support claims processing in PROMISE. A notice will be published announcing the final Department-established fees once a budget bill is passed and enacted for FY 2015-2016.

Geographic Areas

The geographic areas are as follows:

Area 1: Adams, Cumberland, Dauphin, Delaware, Lancaster, Lebanon, Lehigh, Montgomery, Northampton, Perry, Philadelphia, York

Area 2: Allegheny, Berks, Bucks, Chester, Franklin, Fulton

Area 3: Armstrong, Beaver, Bedford, Blair, Bradford, Butler, Cambria, Cameron, Carbon, Centre, Clarion, Clearfield, Clinton, Columbia, Crawford, Elk, Erie, Fayette, Forest, Greene, Huntingdon, Indiana, Jefferson, Juniata, Lackawanna, Lawrence, Luzerne, Lycoming, McKean, Mercer, Mifflin, Monroe, Montour, Northumberland, Pike, Potter, Schuylkill, Snyder, Somerset, Sullivan, Susquehanna, Tioga, Union, Venango, Warren, Washington, Wayne, Westmoreland, Wyoming

Fee Schedule Rates and Department-Established Fees Tables: Effective July 1, 2015

Modifier ET must be used with applicable procedure codes when billing for temporary Base-funded services.

The Supports Coordination Medical Assistance (MA) fee identified as follows and billed with procedure code W7210 is also applicable to base funded supports coordination.

Prior authorization must be obtained from the Department for services denoted by (PA) in the service row in the following table.

Fee Schedule Rates

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Nursing Services: LPN	T2025	TE	05	051	15 min.	\$11.36	\$10.76	\$10.05
		TE & ET						
		TE	16	161				
		TE & ET						
Nursing Services: RN	T2025	TD	05	051	15 min.	\$14.72	\$13.94	\$13.03
		TD & ET						
		TD	16	160				
		TD & ET						
Physical Therapy	T2025	GP	17	170	15 min.	\$21.61	\$20.46	\$19.12
		GP & ET						
Occupational Therapy	T2025	GO	17	171	15 min.	\$20.93	\$19.82	\$18.52
		GO & ET						
Speech and Language Therapy	T2025	GN	17	173	15 min.	\$19.23	\$18.21	\$17.02
		GN & ET						
Individual Behavioral Therapy	T2025	HE	19	208	15 min.	\$25.29	\$23.95	\$22.38
		HE & ET						
Group Behavioral Therapy	T2025	HE & HQ	19	208	15 min.	\$8.09	\$7.66	\$7.16
		HE, HQ & ET						
Visual/Mobility Therapy	W7246		51	517	15 min.	\$19.23	\$18.21	\$17.02
		ET						
Companion, Basic staff support	W1724		51	363	15 min.	\$1.26	\$1.19	\$1.12
		ET						

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 1	W1725		51	363	15 min.	\$1.46	\$1.38	\$1.29
		ET						
Companion, level 2	W1726		51	363	15 min.	\$2.23	\$2.11	\$1.97
		ET						
Companion, level 3	W1727		51	363	15 min.	\$6.11	\$5.79	\$5.41
		ET						
Supplemental Habilitation, 1:1(PA)	W7070		52	456, 520, 521 or 522	15 min.	\$5.41	\$5.12	\$4.79
		ET						
Supplemental Habilitation, 2:1(PA)	W7084		52	456, 520, 521 or 522	15 min.	\$10.81	\$10.24	\$9.57
		ET						
Additional Individualized Staffing, 1:1(PA)	W7085		52	456, 520, 521 or 522	15 min.	\$5.41	\$5.12	\$4.79
Additional Individualized Staffing, 2:1(PA)	W7086		52	456, 520, 521 or 522	15 min.	\$10.81	\$10.24	\$9.57
Older Adult Day Habilitation	W7094		51	410	15 min.	\$2.57	\$2.43	\$2.27
		ET						
Behavioral Support	W7095		51	510	15 min.	\$19.42	\$18.39	\$17.19
		ET						
Supports Broker	W7096		51	510	15 min.	\$8.65	\$8.19	\$7.65
Licensed Day-Adult	W7072		51	514	15 min.	\$2.90	\$2.75	\$2.57
	W7073		51	514	15 min.	\$3.55	\$3.36	\$3.14
	W7074		51	514	15 min.	\$4.50	\$4.26	\$3.98
	W7075		51	514	15 min.	\$9.16	\$8.67	\$8.11
	W7076		51		15 min.	\$13.35	\$12.64	\$11.81
	W7035				15 min.	\$17.20	\$16.29	\$15.22
	W7036				15 min.	\$25.57	\$24.21	\$22.63
Prevocational	W7087				15 min.	\$2.06	\$1.95	\$1.82
	W7088				15 min.	\$2.43	\$2.30	\$2.15
	W7089				15 min.	\$3.26	\$3.09	\$2.88
	W7090				15 min.	\$9.06	\$8.58	\$8.02
	W7091				15 min.	\$12.59	\$11.92	\$11.14
	W7092				15 min.	\$17.75	\$16.81	\$15.71
	W7093				15 min.	\$24.82	\$23.50	\$21.96
Supports Coordination	W7210		21	218	15 min.	\$21.70	\$20.55	\$19.20
Targeted Services Management	T1017		21	218	15 min.	\$21.70	\$20.55	\$19.20
Supported Employment	W7235		53	530 531	15 min.	\$17.75	\$16.81	\$15.71
Transitional Work	W7237		51	516	15 min.	\$2.65	\$2.51	\$2.35
	W7239		51	516	15 min.	\$3.55	\$3.36	\$3.14
	W7241		51	516	15 min.	\$4.65	\$4.40	\$4.12
	W7245		51	516	15 min.	\$11.63	\$11.01	\$10.29

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Unlicensed Home and Community Habilitation	W7057		51	510	15 min.	\$2.54	\$2.41	\$2.25
	W7058		51	510	15 min.	\$3.52	\$3.33	\$3.12
	W7059		51	510	15 min.	\$4.47	\$4.23	\$3.96
	W7060		51	510	15 min.	\$7.21	\$6.83	\$6.38
	W7061		51	510	15 min.	\$11.09	\$10.50	\$9.81
		TD						
		TE						
	W7068		51	510	15 min.	\$13.96	\$13.22	\$12.35
	W7069		51	510	15 min.	\$23.97	\$22.70	\$21.21
		TD						
TE								
In Home Respite—24 hours	W7247		51	512	Day	\$85.20	\$80.68	\$75.40
	W7248		51	512	Day	\$110.80	\$104.92	\$98.05
	W7250		51	512	Day	\$241.92	\$229.07	\$214.09
	W7251		51	512	Day	\$381.84	\$361.57	\$337.91
	W7252		51	512	Day	\$475.82	\$450.56	\$421.08
	W7253		51	512	Day	\$755.66	\$715.54	\$668.73
		TD						
In Home Respite—15 minutes	W7255		51	512	15 min.	\$2.13	\$2.02	\$1.88
	W7256		51	512	15 min.	\$2.77	\$2.62	\$2.45
	W7258		51	512	15 min.	\$6.11	\$5.79	\$5.41
	W7264		51	512	15 min.	\$9.55	\$9.04	\$8.45
	W7265		51	512	15 min.	\$11.90	\$11.27	\$10.53
	W7266		51	512	15 min.	\$18.89	\$17.89	\$16.72
		TD						
Respite—unlicensed out of home—24 hour	W8000		51	513	Day	\$85.20	\$80.68	\$75.40
	W8001		51	513	Day	\$110.80	\$104.92	\$98.05
	W8002		51	513	Day	\$241.92	\$229.07	\$214.09
	W8003		51	513	Day	\$381.84	\$361.57	\$337.91
	W8004		51	513	Day	\$475.82	\$450.56	\$421.08
	W8005		51	513	Day	\$755.66	\$715.54	\$668.73
		TD						
Respite—unlicensed out of home—15 minute	W8010		51	513	15 min.	\$2.13	\$2.02	\$1.88
	W8011		51	513	15 min.	\$2.77	\$2.62	\$2.45
	W8012		51	513	15 min.	\$6.11	\$5.79	\$5.41
	W8013		51	513	15 min.	\$9.55	\$9.04	\$8.45
		TD						
	W8014		51	513	15 min.	\$11.90	\$11.27	\$10.53
	W8015		51	513	15 min.	\$18.89	\$17.89	\$16.72
TD								

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—licensed out of home—24 hour	W7259		51	513	Day	\$111.11	\$105.21	\$98.33
		U2						
	W7260		51	513	Day	\$203.96	\$193.13	\$180.50
		U2						
	W7262		51	513	Day	\$269.98	\$255.64	\$238.92
		U2						
	W7263		51	513	Day	\$416.51	\$394.39	\$368.59
U2								
W7299		51	513	Day	\$524.61	\$496.75	\$464.26	
	U2							
W7300		51	513	Day	\$817.68	\$774.26	\$723.61	
	TD							
	TE							
	U2							
Respite—licensed out of home—15 minutes	W7267		51	513	15 min.	\$2.78	\$2.63	\$2.46
	W7268		51	513	15 min.	\$3.68	\$3.48	\$3.26
	W7270		51	513	15 min.	\$6.75	\$6.39	\$5.97
	W7400		51	513	15 min.	\$10.41	\$9.86	\$9.21
		TD						
	TE							
	W7401		51	513	15 min.	\$13.12	\$12.42	\$11.61
W7402		51	513	15 min.	\$20.44	\$19.35	\$18.09	
	TD							
TE								
Homemaker/Chore (permanent)	W7283		43	430	1 hour	\$19.44	\$18.41	\$17.20
			51	430 or 431				
Homemaker/Chore (temporary)	W7283	UA	43	430	1 hour	\$19.44	\$18.41	\$17.20
		UA & ET						
		UA	51	430 or 431				
		UA & ET						

Enhanced Communication Services for Consolidated Waiver—Requires ODP Approval

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Nursing Services: LPN	T2025	TE & U1	5	51	15 min.	\$12.56	\$11.89	\$11.12
		TE & U1	16	161				
Nursing Services: RN	T2025	TD & U1	5	51	15 min.	\$16.33	\$15.46	\$14.45
		TD & U1	16	160				
Physical Therapy	T2025	GP & U1	17	170	15 min.	\$23.82	\$22.56	\$21.08
Occupational Therapy	T2025	GO & U1	17	171	15 min.	\$23.06	\$21.84	\$20.41
Speech and Language Therapy	T2025	GN & U1	17	173	15 min.	\$21.15	\$20.03	\$18.72
Individual Behavioral Therapy	T2025	HE & U1	19	208	15 min.	\$27.96	\$26.48	\$24.74
Group Behavioral Therapy	T2025	HE & HQ & U1	19	208	15 min.	\$9.41	\$8.91	\$8.33
Visual/Mobility Therapy	W7246	U1	51	517	15 min.	\$21.15	\$20.03	\$18.72
Companion, Basic staff support	W1724	U1	51	363	15 min.	\$1.46	\$1.38	\$1.29

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 1	W1725	U1	51	363	15 min.	\$1.68	\$1.59	\$1.49
Companion, level 2	W1726	U1	51	363	15 min.	\$2.61	\$2.47	\$2.31
Companion, level 3	W1727	U1	51	363	15 min.	\$6.67	\$6.32	\$5.90
Supplemental Habilitation, 1:1(PA)	W7070	U1	52	456, 520, 521 or 522	15 min.	\$5.96	\$5.64	\$5.27
Supplemental Habilitation, 2:1(PA)	W7084	U1	52	456, 520, 521 or 522	15 min.	\$11.92	\$11.29	\$10.55
Additional Individualized Staffing, 1:1(PA)	W7085	U1	52	456, 520, 521 or 522	15 min.	\$5.96	\$5.64	\$5.27
Additional Individualized Staffing, 2:1(PA)	W7086	U1	52	456, 520, 521 or 522	15 min.	\$11.92	\$11.29	\$10.55
Older Adult Day Habilitation	W7094	U1	51	410	15 min.	\$2.81	\$2.66	\$2.49
Behavioral Support	W7095	U1	51	510	15 min.	\$21.36	\$20.23	\$18.90
Supports Broker	W7096	U1	51	510	15 min.	\$9.57	\$9.06	\$8.47
Licensed Day-Adult	W7072	U1	51	514	15 min.	\$3.18	\$3.01	\$2.81
	W7073	U1	51	514	15 min.	\$3.94	\$3.73	\$3.49
	W7074	U1	51	514	15 min.	\$5.08	\$4.81	\$4.50
	W7075	U1	51	514	15 min.	\$9.86	\$9.34	\$8.73
	W7076	U1	51	514	15 min.	\$14.56	\$13.79	\$12.88
		TD & U1						
		TE & U1						
	W7035	U1	51	514	15 min.	\$18.59	\$17.60	\$16.45
	W7036	U1	51	514	15 min.	\$28.00	\$26.51	\$24.78
		TD & U1						
		TE & U1						
Prevocational	W7087	U1	51	515	15 min.	\$2.27	\$2.15	\$2.01
	W7088	U1	51	515	15 min.	\$2.73	\$2.59	\$2.42
	W7089	U1	51	515	15 min.	\$3.76	\$3.56	\$3.33
	W7090	U1	51	515	15 min.	\$9.84	\$9.32	\$8.71
	W7091	U1	51	515	15 min.	\$13.81	\$13.08	\$12.22
		TD & U1						
		TE & U1						
	W7092	U1	51	515	15 min.	\$19.30	\$18.28	\$17.08
	W7093	U1	51	515	15 min.	\$27.25	\$25.80	\$24.12
		TD & U1						
		TE & U1						
Supported Employment	W7235	U1	53	530 or 531	15 min.	\$19.31	\$18.28	\$17.09
Transitional Work	W7237	U1	51	516	15 min.	\$3.10	\$2.94	\$2.74
	W7239	U1	51	516	15 min.	\$4.17	\$3.95	\$3.69
	W7241	U1	51	516	15 min.	\$5.46	\$5.17	\$4.83
	W7245	U1	51	516	15 min.	\$12.67	\$12.00	\$11.21

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Unlicensed Home and Community Habilitation	W7057	U1	51	510	15 min.	\$2.93	\$2.77	\$2.59
	W7058	U1	51	510	15 min.	\$4.08	\$3.86	\$3.61
	W7059	U1	51	510	15 min.	\$5.21	\$4.93	\$4.61
	W7060	U1	51	510	15 min.	\$7.86	\$7.44	\$6.96
	W7061	U1	51	510	15 min.	\$12.22	\$11.57	\$10.81
		TD & U1						
		TE & U1						
	W7068	U1	51	510	15 min.	\$15.25	\$14.44	\$13.50
	W7069	U1	51	510	15 min.	\$26.44	\$25.04	\$23.40
		TD & U1						
TE & U1								
In Home Respite—24 hours	W7247	U1	51	512	Day	\$99.69	\$94.40	\$88.22
	W7248	U1	51	512	Day	\$130.23	\$123.32	\$115.25
	W7250	U1	51	512	Day	\$264.17	\$250.14	\$233.78
	W7251	U1	51	512	Day	\$421.55	\$399.17	\$373.05
		TD & U1						
		TE & U1						
	W7252	U1	51	512	Day	\$520.29	\$492.66	\$460.43
	W7253	U1	51	512	Day	\$835.06	\$790.72	\$738.99
		TD & U1						
		TE & U1						
In Home Respite—15 minutes	W7255	U1	51	512	15 min.	\$2.50	\$2.37	\$2.21
	W7256	U1	51	512	15 min.	\$3.27	\$3.10	\$2.89
	W7258	U1	51	512	15 min.	\$6.67	\$6.32	\$5.90
	W7264	U1	51	512	15 min.	\$10.55	\$9.99	\$9.34
		TD & U1						
		TE & U1						
	W7265	U1	51	512	15 min.	\$13.02	\$12.33	\$11.52
	W7266	U1	51	512	15 min.	\$20.88	\$19.77	\$18.48
TD & U1								
TE & U1								
Respite—unlicensed out of home—24 hour	W8000	U1	51	513	Day	\$99.66	\$94.37	\$88.19
	W8001	U1	51	513	Day	\$130.20	\$123.29	\$115.22
	W8002	U1	51	513	Day	\$264.15	\$250.12	\$233.76
	W8003	U1	51	513	Day	\$421.56	\$399.18	\$373.06
		TD & U1						
		TE & U1						
	W8004	U1	51	513	Day	\$520.28	\$492.65	\$460.42
	W8005	U1	51	513	Day	\$835.09	\$790.75	\$739.02
TD & U1								
TE & U1								

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed out of home—15 minute	W8010	U1	51	513	15 min.	\$2.49	\$2.36	\$2.20
	W8011	U1	51	513	15 min.	\$3.26	\$3.09	\$2.88
	W8012	U1	51	513	15 min.	\$6.67	\$6.32	\$5.90
	W8013	U1	51	513	15 min.	\$10.54	\$9.98	\$9.33
		TD & U1						
		TE & U1						
	W8014	U1	51	513	15 min.	\$13.01	\$12.32	\$11.51
	W8015	U1	51	513	15 min.	\$20.88	\$19.77	\$18.48
		TD & U1						
		TE & U1						
Respite—licensed out of home—24 hour	W7259	U1	51	513	Day	\$128.51	\$121.69	\$113.73
		U2 & U1						
	W7260	U1	51	513	Day	\$238.74	\$226.06	\$211.27
		U2 & U1						
	W7262	U1	51	513	Day	\$294.29	\$278.66	\$260.43
		U2 & U1						
	W7263	U1	51	513	Day	\$459.13	\$434.75	\$406.31
		TD & U1						
		TE & U1						
		U2 & U1						
		TD & U2 & U1						
		TE & U2 & U1						
	W7299	U1	51	513	Day	\$573.22	\$542.78	\$507.27
		U2 & U1						
	W7300	U1	51	513	Day	\$902.92	\$854.98	\$799.04
		TD & U1						
		TE & U1						
		U2 & U1						
		TD & U2 & U1						
		TE & U2 & U1						
Respite—licensed out of home—15 minutes	W7267	U1	51	513	15 min.	\$3.22	\$3.05	\$2.85
	W7268	U1	51	513	15 min.	\$4.29	\$4.06	\$3.80
	W7270	U1	51	513	15 min.	\$7.36	\$6.97	\$6.51
	W7400	U1	51	513	15 min.	\$11.48	\$10.87	\$10.16
		TD & U1						
		TE & U1						
	W7401	U1	51	513	15 min.	\$14.33	\$13.57	\$12.68
	W7402	U1	51	513	15 min.	\$22.57	\$21.37	\$19.97
TD & U1								
TE & U1								

Department-Established Fees

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Licensed Community Homes—Ineligible	W6091				Day	\$72.71	\$67.93	\$62.35
	W6093					\$38.64	\$35.67	\$32.20
	W6095					\$27.32	\$24.95	\$22.18
	W6097					\$21.22	\$19.17	\$16.78
	W6099					\$16.78	\$14.97	\$12.86
Licensed Child Residential Services—Ineligible	W7011				Day	\$72.71	\$67.93	\$62.35
	W7013					\$38.64	\$35.67	\$32.20
	W7015					\$27.32	\$24.95	\$22.18
	W7017					\$21.22	\$19.17	\$16.78
	W7019					\$16.78	\$14.97	\$12.86
Licensed Community Residential Rehabilitation Services—Ineligible	W7021				Day	\$72.71	\$67.93	\$62.35
	W7023					\$38.64	\$35.67	\$32.20
	W7025					\$27.32	\$24.95	\$22.18
	W7027					\$21.22	\$19.17	\$16.78
	W7029					\$16.78	\$14.97	\$12.86
Unlicensed Residential Services—Ineligible	W7079				Day	\$15.28	\$13.56	\$11.56
	W7081					\$6.14	\$4.90	\$3.47
	W7083					\$5.46	\$4.26	\$2.87
Unlicensed Family Living Home—Ineligible	W7038				Day	\$2.70	\$1.65	\$0.43
	W7040					\$1.31	\$0.34	\$0.00
Licensed Adult Family Living Home—Ineligible	W7292				Day	\$2.70	\$1.65	\$0.43
	W7294					\$1.31	\$0.34	\$0.00
Licensed Child Family Living Home—Ineligible	W7296				Day	\$2.70	\$1.65	\$0.43
	W7298					\$1.31	\$0.34	\$0.00

Agency with Choice Financial Management Services, Including Benefit Allowance**

**No modifier is needed to indicate the benefit allowance is included.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727		54	540	15 min.	\$3.76	\$3.56	\$3.33
Supported Employment	W7235		54	540	15 min.	\$6.96	\$6.59	\$6.16
Unlicensed Habilitation, level 3	W7060		54	540	15 min.	\$5.66	\$5.36	\$5.01
Unlicensed Habilitation, level 3, enhanced	W7061		54	540	15 min.	\$8.82	\$8.35	\$7.81
		TD						
		TE						
Unlicensed Habilitation, level 4	W7068		54	540	15 min.	\$11.34	\$10.74	\$10.04
Unlicensed Habilitation, level 4, enhanced	W7069		54	540	15 min.	\$17.64	\$16.70	\$15.61
		TD						
		TE						
Supports Broker	W7096		54	540	15 min.	\$6.41	\$6.07	\$5.67
Respite—unlicensed, in home, level 2	W7250		54	540	1 day	\$268.61	\$254.35	\$237.71
	W7258		54	540	15 min.	\$4.16	\$3.94	\$3.68

NOTICES

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<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed, in home, level 2, enhanced	W7251		54	540	1 day	\$513.63	\$486.36	\$454.54
		TD						
		TE						
	W7264		54	540	15 min.	\$7.95	\$7.53	\$7.04
		TD						
		TE						
Respite—unlicensed, in home, level 3	W7252		54	540	1 day	\$537.21	\$508.69	\$475.41
	W7265		54	540	15 min.	\$8.34	\$7.90	\$7.38
Respite—unlicensed, in home, level 3, enhanced	W7253		54	540	1 day	\$1,027.25	\$972.71	\$909.07
		TD						
		TE						
	W7266		54	540	15 min.	\$15.92	\$15.07	\$14.09
		TD						
		TE						
Homemaker/Chore	W7283		54	540	1 hour	\$16.18	\$15.32	\$14.32
		UA						
Respite—unlicensed, out of home, level 2	W8002		54	540	1 day	\$268.61	\$254.35	\$237.71
	W8012		54	540	15 min.	\$4.16	\$3.94	\$3.68
Respite—unlicensed, out of home, level 2, enhanced	W8003		54	540	1 day	\$513.63	\$486.36	\$454.54
		TD						
		TE						
	W8013		54	540	15 min.	\$7.95	\$7.53	\$7.04
		TD						
		TE						
Respite—unlicensed, out of home, level 3	W8004		54	540	1 day	\$537.21	\$508.69	\$475.41
	W8014		54	540	15 min.	\$8.34	\$7.90	\$7.38
Respite—unlicensed, out of home, level 3, enhanced	W8005		54	540	1 day	\$1,027.25	\$972.71	\$909.07
		TD						
		TE						
	W8015		54	540	15 min.	\$15.92	\$15.07	\$14.09
		TD						
		TE						

Enhanced Communication Agency with Choice Financial Management Services, Including Benefit Allowance, Consolidated Waiver Only—Requires ODP Approval**

**No modifier is needed to indicate the benefit allowance is included.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727	U1	54	540	15 min.	\$4.13	\$3.91	\$3.66
Supported Employment	W7235	U1	54	540	15 min.	\$7.67	\$7.27	\$6.79
Unlicensed Habilitation, level 3	W7060	U1	54	540	15 min.	\$6.26	\$5.93	\$5.54
Unlicensed Habilitation, level 3, enhanced	W7061	U1	54	540	15 min.	\$9.82	\$9.29	\$8.70
		TD & U1						
		TE & U1						
Unlicensed Habilitation, level 4	W7068	U1	54	540	15 min.	\$12.56	\$11.89	\$11.12

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Unlicensed Habilitation, level 4, enhanced	W7069	U1	54	540	15 min.	\$19.65	\$18.61	\$17.39
		TD & U1						
		TE & U1						
Supports Broker	W7096	U1	54	540	15 min.	\$7.12	\$6.75	\$6.30
Respite—unlicensed, in home, level 2	W7250	U1	54	540	1 day	\$295.74	\$280.04	\$261.72
	W7258	U1	54	540	15 min.	\$4.58	\$4.34	\$4.05
Respite—unlicensed, in home, level 2, enhanced	W7251	U1	54	540	1 day	\$571.16	\$540.83	\$505.45
		TD & U1						
		TE & U1						
	W7264	U1	54	540	15 min.	\$8.84	\$8.38	\$7.83
		TD & U1						
		TE & U1						
Respite—unlicensed, in home, level 3	W7252	U1	54	540	1 day	\$591.47	\$560.06	\$523.42
	W7265	U1	54	540	15 min.	\$9.19	\$8.70	\$8.13
Respite—unlicensed, in home, level 3, enhanced	W7253	U1	54	540	1 day	\$1,142.31	\$1,081.66	\$1,010.90
		TD & U1						
		TE & U1						
	W7266	U1	54	540	15 min.	\$17.71	\$16.76	\$15.67
		TD & U1						
		TE & U1						
Respite—unlicensed, out of home, level 2	W8002	U1	54	540	1 day	\$295.74	\$280.04	\$261.72
	W8012	U1	54	540	15 min.	\$4.58	\$4.34	\$4.05
Respite—unlicensed, out of home, level 2, enhanced	W8003	U1	54	540	1 day	\$571.16	\$540.83	\$505.45
		TD & U1						
		TE & U1						
	W8013	U1	54	540	15 min.	\$8.84	\$8.38	\$7.83
TD & U1								
Respite—unlicensed, out of home, level 3	W8004	U1	54	540	1 day	\$591.47	\$560.06	\$523.42
	W8014	U1	54	540	15 min.	\$9.19	\$8.70	\$8.13
Respite—unlicensed, out of home, level 3, enhanced	W8005	U1	54	540	1 day	\$1,142.31	\$1,081.66	\$1,010.90
		TD & U1						
		TE & U1						
	W8015	U1	54	540	15 min.	\$17.71	\$16.76	\$15.67
		TD & U1						
		TE & U1						

Agency with Choice Financial Management Services, Excluding Benefit Allowance **

**Modifier U4 must be used with all procedure codes when billing for services excluding benefit allowance.

<i>Service</i>	<i>Procedure code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727	U4	54	540	15 min.	\$3.14	\$2.97	\$2.78
Supported Employment	W7235	U4	54	540	15 min.	\$6.34	\$6.00	\$5.61
Unlicensed Habilitation, level 3	W7060	U4	54	540	15 min.	\$5.04	\$4.77	\$4.46
Unlicensed Habilitation, level 3, enhanced	W7061	U4	54	540	15 min.	\$8.20	\$7.76	\$7.26
		TD & U4						
		TE & U4						
Unlicensed Habilitation, level 4	W7068	U4	54	540	15 min.	\$10.10	\$9.56	\$8.94

<i>Service</i>	<i>Procedure code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Unlicensed Habilitation, level 4, enhanced	W7069	U4	54	540	15 min.	\$16.40	\$15.53	\$14.51
		TD & U4						
		TE & U4						
Supports Broker	W7096	U4	54	540	15 min.	\$5.79	\$5.48	\$5.12
Respite—unlicensed, in home, level 2	W7250	U4	54	540	1 day	\$228.95	\$216.79	\$202.61
	W7258	U4	54	540	15 min.	\$3.54	\$3.35	\$3.13
Respite—unlicensed, in home, level 2, enhanced	W7251	U4	54	540	1 day	\$473.97	\$448.80	\$419.44
		TD & U4						
		TE & U4						
	W7264	U4	54	540	15 min.	\$7.33	\$6.94	\$6.49
		TD & U4						
		TE & U4						
Respite—unlicensed in home, level 3	W7252	U4	54	540	1 day	\$457.89	\$433.58	\$405.21
	W7265	U4	54	540	15 min.	\$7.10	\$6.72	\$6.28
Respite—unlicensed, in home, level 3, enhanced	W7253	U4	54	540	1 day	\$947.93	\$897.60	\$838.88
		TD & U4						
		TE & U4						
	W7266	U4	54	540	15 min.	\$14.68	\$13.90	\$12.99
		TD & U4						
		TE & U4						
Homemaker/Chore	W7283	U4	54	540	1 hour	\$13.70	\$12.97	\$12.12
		UA & U4						
Respite—unlicensed, out of home, level 2	W8002	U4	54	540	1 day	\$228.95	\$216.79	\$202.61
	W8012	U4	54	540	15 min.	\$3.54	\$3.35	\$3.13
Respite—unlicensed, out of home, level 2, enhanced	W8003	U4	54	540	1 day	\$473.97	\$448.80	\$419.44
		TD & U4						
		TE & U4						
	W8013	U4	54	540	15 min.	\$7.33	\$6.94	\$6.49
		TD & U4						
		TE & U4						
Respite—unlicensed, out of home, level 3	W8004	U4	54	540	1 day	\$457.89	\$433.58	\$405.21
	W8014	U4	54	540	15 min.	\$7.10	\$6.72	\$6.28
Respite—unlicensed, out of home, level 3, enhanced	W8005	U4	54	540	1 day	\$947.93	\$897.60	\$838.88
		TD & U4						
		TE & U4						
	W8015	U4	54	540	15 min.	\$14.68	\$13.90	\$12.99

Enhanced Communication Agency with Choice Financial Management Services, Excluding Benefit Allowance, Consolidated Waiver Only—Requires ODP Approval**

**Modifier U4 must be used with all procedures codes when billing for services excluding benefit allowance.

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Companion, level 3	W1727	U4 & U1	54	540	15 min.	\$3.50	\$3.32	\$3.10
Supported Employment	W7235	U4 & U1	54	540	15 min.	\$7.04	\$6.66	\$6.23
Unlicensed Habilitation, level 3	W7060	U4 & U1	54	540	15 min.	\$5.65	\$5.35	\$5.00

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Unlicensed Habilitation, level 3, enhanced	W7061	U4 & U1	54	540	15 min.	\$9.20	\$8.70	\$8.14
		TD & U4 & U1						
		TE & U4 & U1						
Unlicensed Habilitation, level 4	W7068	U4 & U1	54	540	15 min.	\$11.31	\$10.70	\$10.01
Unlicensed Habilitation, level 4, enhanced	W7069	U4 & U1	54	540	15 min.	\$18.40	\$17.42	\$16.28
		TD & U4 & U1						
Supports Broker	W7096	U4 & U1	54	540	15 min.	\$6.49	\$6.15	\$5.74
Respite—unlicensed, in home, level 2	W7250	U4 & U1	54	540	1 day	\$256.05	\$242.45	\$226.59
	W7258	U4 & U1	54	540	15 min.	\$3.96	\$3.75	\$3.51
Respite—unlicensed, in home, level 2, enhanced	W7251	U4 & U1	54	540	1 day	\$531.47	\$503.24	\$470.32
		TD & U4 & U1						
		TE & U4 & U1						
	W7264	U4 & U1	54	540	15 min.	\$8.22	\$7.79	\$7.28
		TD & U4 & U1						
		TE & U4 & U1						
Respite—unlicensed in home, level 3	W7252	U4 & U1	54	540	1 day	\$512.09	\$484.90	\$453.17
	W7265	U4 & U1	54	540	15 min.	\$7.94	\$7.52	\$7.02
Respite—unlicensed, in home, level 3, enhanced	W7253	U4 & U1	54	540	1 day	\$1,062.91	\$1,006.47	\$940.63
		TD & U4 & U1						
		TE & U4 & U1						
	W7266	U4 & U1	54	540	15 min.	\$16.46	\$15.59	\$14.57
		TE & U4 & U1						
Respite—unlicensed, out of home, level 2	W8002	U4 & U1	54	540	1 day	\$256.05	\$242.45	\$226.59
	W8012	U4 & U1	54	540	15 min.	\$3.96	\$3.75	\$3.51
Respite—unlicensed, out of home, level 2, enhanced	W8003	U4 & U1	54	540	1 day	\$531.47	\$503.24	\$470.32
		TD & U4 & U1						
		TE & U4 & U1						
	W8013	U4 & U1	54	540	15 min.	\$8.22	\$7.79	\$7.28
		TD & U4 & U1						
		TE & U4 & U1						

<i>Service</i>	<i>Procedure Code</i>	<i>Modifier**</i>	<i>Provider Type</i>	<i>Specialty Code</i>	<i>Unit</i>	<i>Area 1</i>	<i>Area 2</i>	<i>Area 3</i>
Respite—unlicensed, out of home, level 3	W8004	U4 & U1	54	540	1 day	\$512.09	\$484.90	\$453.17
	W8014	U4 & U1	54	540	15 min.	\$7.94	\$7.52	\$7.02
Respite—unlicensed, out of home, level 3, enhanced	W8005	U4 & U1	54	540	1 day	\$1,062.91	\$1,006.47	\$940.63
		TD & U4 & U1						
		TE & U4 & U1						
	W8015	U4 & U1	54	540	15 min.	\$16.46	\$15.59	\$14.57
		TD & U4 & U1						
		TE & U4 & U1						

Fiscal Impact

It is anticipated that there will not be an additional cost to the Commonwealth in FY 2015-2016 and subsequent years as a result of continuing the established FY 2014-2015 MA Fee Schedule Rates in FY 2015-2016. The amount of funding available for this program is dependent upon the funds appropriated by the General Assembly for the forthcoming fiscal year; therefore, until a budget bill is passed and enacted, the fiscal impact associated with this notice is estimated.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Intellectual Disability (MH/ID) County Program, Administrative Entity (AE) or regional ODP in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222, (412) 565-5144
- *Northeast region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503, (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107, (215) 560-2242 or (215) 560-2245
- *Central region:* Room 430, Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105, (717) 772-6507

Contact information for the local MH/ID County Program or AE may be found at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCTY.ASP> or contact the previously referenced regional ODP.

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th Floor, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. Comments can also be sent to ra-ratesetting@state.pa.us, use subject header "PN Fee Schedule."

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-957. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 15-1216. Filed for public inspection June 26, 2015, 9:00 a.m.]

Rate-Setting Methodology for Consolidated and Person/Family Directed Support Waiver-Funded and Base-Funded Services for Individuals Participating in the Office of Developmental Programs Service System

The purpose of this notice is to announce the methodology used in the Prospective Payment System to develop rates, effective July 1, 2015, for residential habilitation eligible and transportation trip services, funded through the Consolidated and Person/Family Directed Support waivers and for the same service that is provided with base funding in a waiver-funded service location.

Rate-Setting Methodology for Residential Habilitation Eligible Services

Two methodologies were used to develop rates for residential habilitation eligible proposed payment rates. One applies to providers that chose to sign the addendum to the waiver provider agreement that was to be received by the Office of Developmental Programs no later than May 4, 2015 (hereafter referred to as the addendum). The other applies to providers that chose not to sign the addendum.

The following methodology applies to the residential habilitation eligible proposed payment rates for providers that chose to sign the addendum. The Fiscal Year (FY) 2015-2016 proposed rates for the residential habilitation

eligible services were developed from expenses reported in the approved Year 7 cost reports (based on the FY 2013-2014 Historical Expense Period) and authorizations included in the Home and Community Services Information Systems (HCSIS) as of December 31, 2014.

The following methodology applies to the residential habilitation eligible proposed payment rates for providers that chose not to sign the addendum. The FY 2015-2016 proposed rates for the residential habilitation eligible services were developed from expenses and utilization data reported in approved Year 7 cost reports (FY 2013-2014 Historical Expense Period), submitted by providers and approved in the desk review process, when the procedure codes and service locations in the cost reports were the same as those entered in the HCSIS Services and Supports Directory (SSD) as of December 31, 2014.

The FY 2015-2016 residential habilitation eligible proposed rates will be effective for services delivered on or after July 1, 2015, are subject to the adjustments described as follows, and are assigned at the Master Provider Index (MPI)—Service Location Code—Procedure Code/Modifier level based on the methodology outlined as follows.

Residential Outlier Review Process

For providers that chose to sign the addendum, the “total unit cost” for a provider and service is defined as the total expenses reported in the approved cost report for that provider and service divided by the total authorized units for that provider and service, including any applicable utilization adjustments. The total expenses are equal to Schedule A, Line 18 of the cost report. The total authorized units are equal to the number of authorizations included in HCSIS authorization as of December 31, 2014, with any applicable utilization adjustments based on a review of the available HCSIS data compared to cost report data and Provider Reimbursement and Operations Management Information System (PROMISE) data.

For providers that chose not to sign the addendum, the “total unit cost” for a provider and service is defined as the total expenses reported in the approved cost report for that provider and service divided by the total available units reported in the approved cost report for that provider and service. The total expenses are equal to Schedule A, Line 18. The total available units are equal to Schedule A, Line 19 (Units Available), including any applicable utilization adjustments based on a review of the cost report data compared to available HCSIS and PROMISE data.

For all providers, the Department identified and adjusted for outliers at the total unit cost level for each of the providers’ residential habilitation eligible services submitted in the Year 7 approved cost reports, as applicable. For all residential habilitation eligible services with 20 or more unique unit costs (unit costs by provider and service from separate, approved Year 7 cost reports), the Department applied the following process for each service:

- The average and standard deviation (SD) values were calculated, excluding extreme outliers, based on the total unit costs for all providers from the Year 7 cost report data.
- Total unit costs that were greater than the average plus one SD or that were less than the average minus two SD were flagged as outliers.
- Total unit costs that were flagged as outliers were subject to a review, as described as follows.

Total Unit Cost Review

For all providers, the Department performed a standardized review of all total unit cost outliers to ensure consistency across this Commonwealth. The review consisted of an evaluation of the Individual Support Plans (ISP) for waiver participants receiving services at the service locations impacted by the outlier unit cost. The review allowed the Department to determine whether the outlier unit cost was justified (such as an individual with complex needs) and the following was applied:

- Total unit cost outliers that were supported by the ISP reviews were not adjusted.
- Total unit cost outliers that were greater than the average unit cost plus one SD and were not supported by the ISP reviews were adjusted to the maximum unit cost from an approved Year 7 cost report below the average plus one SD for that service.
- Total unit cost outliers that were less than the average minus two SD and that were not supported by the ISP reviews were adjusted to the minimum unit cost from an approved Year 7 cost report above the average minus two SD for that service.

For all residential habilitation eligible services with fewer than 20 unique unit costs, the Department did not perform the standardized outlier review on the total unit costs since there were not enough data points available to produce statistically valid ranges. However, the Department did perform a review of the unit costs for these services in an effort to standardize payment rates across services. The review consisted of a comparison of the following:

- Other unit costs for that service, as applicable.
- The average unit cost and range of unit costs for similar services with 20 or more unit costs.
- The FY 2014-2015 Statewide average unit cost for that service based on FY 2014-2015 approved cost report data and any utilization adjustment made.

If based on the review, a unit cost appeared unreasonably high or low; the Department reviewed the ISPs for the individuals receiving services at the service locations impacted by the high/low unit cost to determine if the unit costs were justified. Based on these reviews, no adjustments were made.

Retention Factor

The retention factor solely applies to providers that chose to sign the addendum. The retention factor is a percentage addition to the provider’s calculated FY 2015-2016 residential habilitation eligible rates. The retention factor can be up to a maximum of 2% of the difference between FY 2015-2016 unit cost and FY 2014-2015 unit costs, if the total unit cost for a service decreased from the provider’s FY 2014-2015 unit cost. The application of the retention factor cannot cause the provider’s FY 2015-2016 rate to exceed the provider’s prior year’s PROMISE paid rate. Providers shall bill the retention factor separately from the residential eligible rate using the approved procedure codes and modifiers. At this time, the retention factor only includes the applicable state portion. The Department will adjust the retention factor to include the Federal share if approval is received from the Centers for Medicare and Medicaid Services (CMS).

Vacancy Factor

An adjusted vacancy factor was incorporated into the FY 2015-2016 proposed rates to recognize that providers may not deliver services at full capacity. The vacancy

factor adjusts the full capacity rate to account for days when the residential provider cannot bill due to a participant not receiving services. The provider cannot bill for days where a participant is not receiving services, but rather is paid a higher rate for days when the participant is receiving services.

The following vacancy factor applies to providers that chose to sign the addendum. After the unit costs for each residential habilitation eligible service were adjusted through the outlier review process a vacancy factor of 96% was applied to provider's payment rates to reflect payment to providers for an average number of vacant days. For example, a unit cost of \$100 (after the outlier review) would be adjusted to a unit cost of \$104.17 ($\$100/0.96$) after the vacancy factor was applied.

The following vacancy factor applies to providers that chose not to sign the addendum. After the unit costs for each residential habilitation eligible service were adjusted through the outlier review process, a vacancy factor of 97% was applied to reflect payment to providers for an average number of vacant days. For example, a unit cost of \$100 (after the outlier review) would be adjusted to a unit cost of \$103.09 ($\$100/0.97$) after the vacancy factor was applied. The 97% vacancy factor was based on an analysis of historical PROMISE utilization data.

Enhanced Communication Services

The Enhanced Communication Services modifier, U1, is available for residential habilitation eligible services. Enhanced Communication Services can be provided to individuals who meet all of the following:

- Enrolled in the Consolidated Waiver.
- Deaf.
- Determined to need services that are provided by staff who are proficient in sign language.

Providers who wish to receive the Enhanced Communication Services Rate must be approved to do so by the Department. Requests for enhanced rates should be directed to the Deaf Services Coordinator at RA-ODPDeaf Services@pa.gov.

Transportation Trip Services

The FY 2015-2016 proposed rates for transportation trip services were developed from expenses and utilization data reported in approved Year 7 transportation cost reports that are based on the FY 2013-2014 historical expense period, when the procedure codes submitted by providers are the same as those entered in the SSD as of March 31, 2015. The FY 2015-2016 transportation trip proposed rates will be effective for services delivered July 1, 2015, through June 30, 2016, are subject to the adjustments described as follows, and are assigned at the MPI—Service Location Code—Procedure Code/Modifier level based on the methodology outlined as follows.

Transportation Trip Outlier Review Process

The "total unit cost" for a provider and transportation trip service is defined as total expenses reported in the approved transportation cost report for that provider and service divided by the total utilization reported in the approved transportation cost report for that provider and service. The total expenses are equal to Schedule A, Line 12 (total net expenses). The total utilization is equal to Schedule A, Line 13. These proposed rates reflect consideration for trips with and without aides (as reported by the provider), which means each provider will be paid one payment rate for each trip service (that is, there will not be separate rates for trips with an aide versus without an aide).

The Department reviewed the development of each transportation trip unit cost submitted in approved transportation cost reports for accuracy and reasonableness, and to ensure compliance with Department's allowable cost policies. To support the Department's efforts to continue to standardize rates for similar services, the Department reviewed unit costs that were at the upper or lower end of the range of unit costs for each transportation trip service.

Cost of Living Adjustment (COLA)

After the unit costs for each residential habilitation eligible and transportation trip service were adjusted as previously described, a total COLA of 0.00% was applied to establish each provider's proposed rates for FY 2015-2016 (prior to application of the rate adjustment factor (RAF)).

RAF

The Department did not apply a RAF to the residential eligible proposed rates.

Rate Assignment Process

- For the FY 2015-2016 residential eligible and transportation trip services, the Department assigned proposed payment rates to providers with approved Year 7 cost reports and Year 7 transportation cost reports using the following methodology:

- The provider's cost-based payment rate for existing services and service locations submitted in the cost reports, based on the methodology previously described.
- The average of the provider's cost-based payment rates for an existing service at a new service location if the provider submitted cost report data for that service at other service locations.
- The area adjusted average payment rate calculated based on all approved cost reports for a new service for which the provider did not deliver at any service location in FY 2013-2014.

The Department assigned payment rates to existing providers who do not have approved Year 7 cost reports based on the following methodology:

- The lowest payment rates calculated based on all approved cost reports for providers using the methodology previously described for an existing service for which the provider delivered at any service location in FY 2013-2014.
- The area adjusted average payment rate calculated based on all approved cost reports for providers using the methodology previously described for a new service for which the provider did not deliver at any service location in FY 2013-2014.

The Department assigned to new providers who did not provide any services in FY 2013-2014 the area adjusted average payment rate calculated based on all approved cost reports for providers using the methodology previously described.

All proposed payment rates for all waiver-funded services are contingent on the final budget enacted by the General Assembly and approval of the waiver amendments submitted to CMS. The proposed payment rates should be used to process claims submitted to the PROMISE in electronic format for services provided until a notice announcing final rates is published.

Fiscal Impact

It is anticipated that there will be an approximate cost to the Commonwealth of \$63.677 million (\$35.309 million State funds) in FY 2015-2016 and two subsequent fiscal years.

Public Comment

Copies of this notice may be obtained at the local Mental Health/Intellectual Disability (MH/ID) County Program, Administrative Entity (AE) or regional Office of Developmental Programs (ODP) in the corresponding regions:

- *Western region:* Piatt Place, Room 4900, 301 5th Avenue, Pittsburgh, PA 15222, (412) 565-5144
- *Northeast region:* Room 315, Scranton State Office Building, 100 Lackawanna Avenue, Scranton, PA 18503, (570) 963-4749
- *Southeast region:* 801 Market Street, Suite 5071, Philadelphia, PA 19107, (215) 560-2242 or (215) 560-2245
- *Central region:* Room 430, Willow Oak Building, P. O. Box 2675, DGS Annex Complex, Harrisburg, PA 17105, (717) 772-6507

Contact information for the local MH/ID County Program or AE may be found at <https://www.hcsis.state.pa.us/hcsis-ssd/pgm/asp/PRCTY.ASP> or contact the previously referenced regional ODP.

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Developmental Programs, Division of Provider Assistance and Rate Setting, 4th Floor, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120. Comments can also be sent to ra-ratesetting@state.pa.us, use subject header "PN PPS Methodology."

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-966. (1) General Fund;

(7) Intellectual Disabilities—Community Base Program; (2) Implementing Year 2014-15 is \$0; (3) 1st Succeeding Year 2015-16 and 2nd Succeeding Year 2016-17 are \$34,754,000; 3rd Succeeding Year 2017-18 through 5th Succeeding Year 2019-20 are \$18,260,000; (4) 2013-14 Program—\$1,026,000,000; 2012-13 Program—\$931,885,000; 2011-12 Program—\$854,863,000;

(7) Intellectual Disabilities—Community Waiver Program; (2) Implementing Year 2014-15 is \$0; (3) 1st Succeeding Year 2015-16 through 5th Succeeding Year 2019-20 are \$555,000; (4) 2013-14 Program—\$150,918,000; 2012-13 Program—\$151,223,000; 2011-12 Program—\$158,194,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

The increased costs anticipated for the Base Program will be absorbed within the current proposed funding levels. The increased costs associated with the Waiver Program appropriation have been incorporated into the funding amount reflected in the Governor's Executive Budget for FY 2015-2016.

[Pa.B. Doc. No. 15-1217. Filed for public inspection June 26, 2015, 9:00 a.m.]

DEPARTMENT OF REVENUE

Adjustment of Program Service Revenue Amounts

In accordance with section 6(a)(5) of the Institutions of Purely Public Charity Act (Act) (10 P. S. § 376(a)(5)), the Department of Revenue is required to adjust the annual program service revenue amount used as a benchmark in section 6(a)(1) and (2) of the Act (10 P. S. § 376(a)(1) and (2)) for the purpose of asserting a rebuttable presumption.

The annual program service revenue amounts referred to in section 6(a)(1) and (2) of the Act shall be increased by 1% as follows:

- (1) Effective July 1, 1999—Program Service Revenues—\$10,100,000.
- (2) Effective July 1, 2000—Program Service Revenues—\$10,201,000.
- (3) Effective July 1, 2001—Program Service Revenues—\$10,303,010.
- (4) Effective July 1, 2002—Program Service Revenues—\$10,406,040.
- (5) Effective July 1, 2003—Program Service Revenues—\$10,510,100.
- (6) Effective July 1, 2004—Program Service Revenues—\$10,615,201.
- (7) Effective July 1, 2005—Program Service Revenues—\$10,721,353.
- (8) Effective July 1, 2006—Program Service Revenues—\$10,828,567.
- (9) Effective July 1, 2007—Program Service Revenues—\$10,936,853.
- (10) Effective July 1, 2008—Program Service Revenues—\$11,046,222.
- (11) Effective July 1, 2009—Program Service Revenues—\$11,156,684.
- (12) Effective July 1, 2010—Program Service Revenues—\$11,268,251.
- (13) Effective July 1, 2011—Program Service Revenues—\$11,380,934.
- (14) Effective July 1, 2012—Program Service Revenues—\$11,494,743.
- (15) Effective July 1, 2013—Program Service Revenues—\$11,609,690.
- (16) Effective July 1, 2014—Program Service Revenues—\$11,725,787.
- (17) Effective July 1, 2015—Program Service Revenues—\$11,843,045.

EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1218. Filed for public inspection June 26, 2015, 9:00 a.m.]

Pennsylvania The Wizard of Oz™ Instant Lottery Game; Change to Game Rules

Under the State Lottery Law (72 P. S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of changes to the Pennsylvania The Wizard of Oz™ instant lottery game rules that were published at 45 Pa.B. 1465 (March 21, 2015) and amended at 45 Pa.B. 2798 (June 6, 2015).

The first amendment to the Pennsylvania The Wizard of Oz™ instant lottery game rules failed to state in section 10 that the non-winning drawing entries from The Wizard of Oz™ Grand Prize Drawing #1 shall be entered into The Wizard of Oz™ Grand Prize Drawing #2. The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 45 Pa.B. 1465—1470, and amended at 45 Pa.B. 2798—2800:

* * * * *

10. *Second-chance drawing:* Pennsylvania Lottery's Second-Chance Game for The Wizard of Oz (hereafter, the "Game").

* * * * *

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

* * * * *

(4) The Lottery will conduct two Grand Prize Drawings from among all the entries received during the entry period. All The Wizard of Oz™ Grand Prize Drawings entries received after 11:59:59 p.m. March 22, 2015, through 11:59:59 p.m. June 11, 2015, will be entered into The Wizard of Oz™ Grand Prize Drawing #1. The first entry selected in the Grand Prize Drawing #1 will be the winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$50,000, less required federal income tax withholding. This prize shall be paid as a lump-sum cash payment. The drawing will occur between June 12, 2015 and June 16, 2015. All The Wizard of Oz™ Grand Prize Drawings entries received after 11:59:59 p.m. June 11, 2015, through 11:59:59 p.m. August 27, 2015, will be entered into The Wizard of Oz™ Grand Prize Drawing #2. Additionally, the non-winning entries from The Wizard of Oz™ Grand Prize Drawing #1 will be entered into The Wizard of Oz™ Grand Prize Drawing #2. The first entry selected in the Grand Prize Drawing #2 will be the winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$50,000, less required federal income tax withholding. This prize shall be paid as a lump-sum cash payment. The drawing will occur between August 28, 2015 and September 1, 2015.

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EILEEN H. McNULTY,
Secretary

[Pa.B. Doc. No. 15-1219. Filed for public inspection June 26, 2015, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meetings Scheduled

The Pennsylvania Health Care Cost Containment Council (Council) has scheduled the following meetings: Wednesday, July 1, 2015—Data Systems Committee Conference Call at 10 a.m. and Thursday, July 16, 2015—Council Meeting at 10 a.m.

The meetings will be accessible at the Council Office, 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability who wish to attend should contact Reneé Greenawalt, (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 15-1220. Filed for public inspection June 26, 2015, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Lisa J. Gilchrist; Doc. No. SC15-06-010

Notice is hereby given of the Order to Show Cause issued on June 17, 2015, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 611-A(1), (2), (17) and (20) and 678-A(b) of The Insurance Department Act of 1921 (40 P. S. §§ 310.11(1), (2), (17) and (20) and 310.78(b)).

Respondent shall file a written answer to the Order to Show Cause within 20 days of the date of issue. If the respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

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 Fleischauer, Agency ADA Coordinator at (717) 705-4194.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 15-1221. Filed for public inspection June 26, 2015, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Section 1307(e) Reconciliation Statement Pilot Program

Public Meeting held
June 11, 2015

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

*Section 1307(e) Reconciliation Statement Pilot Program;
Doc. No. M-2013-2345492*

Final Implementation Order

By the Commission:

On July 1, 2013, the Pennsylvania Public Utility Commission (Commission) implemented a one-year pilot program (the Pilot Program or the Pilot) intended to streamline administrative procedures governing the filing and review of Section 1307(e) reconciliation statements. See Section 1307(e) Reconciliation Statement Pilot Program, Doc. M-2013-2345492 (Order entered May 9, 2013); see 66 Pa.C.S. § 1307(e). On June 30, 2014, the Commission, upon noting the success of the Pilot, extended the Pilot Program for an additional year through July 1, 2015. Through this final order, we make permanent the Section 1307(e) Reconciliation Statement Pilot Program.

Background

Automatic Adjustment Clauses

Section 1307 of the Public Utility Code sets forth procedures governing automatic adjustment clauses. 66 Pa.C.S. § 1307. An automatic adjustment clause is a cost recovery mechanism in a tariff provision that is intended to allow a public utility to recover, outside the context of a base rate case, certain variable operating costs, such as fuel or purchased power. Historically, Commission review of automatic adjustment clauses was a four-step process. First, the Commission reviewed a Section 1307(a) automatic adjustment clause proposed by the utility, approving a final version of the clause via Public Meeting action. See 66 Pa.C.S. § 1307(a). Second, the Commission reviewed subsequent automatic adjustment clause rate change filings. Third, the Commission reviewed and held an in-person, evidentiary hearing regarding the Section 1307(e) reconciliation statements and, absent any issues, approved via Public Meeting action. Fourth, the Commission conducted audits of reconciliation statements and, upon completion, the Bureau of Audits issued a public report via either Public Meeting action or via Secretarial Letter pursuant to delegated authority. The Two-Year Pilot Program streamlined administrative procedures governing Step Three: review of Section 1307(e) reconciliation statements.

History of the Section 1307(e) Reconciliation Statement Process

Section 1307 of the Public Utility Code is a ratemaking provision that involves automatic adjustment reports and proceedings. 66 Pa.C.S. § 1307. Section 1307 was designed to provide utilities with a method to increase or decrease rates to reflect changes in specific costs in an efficient manner without the extensive filing requirements and review process of a traditional base rate case.¹

¹ See *National Fuel Gas Distribution Corp. v. Pa. Public Utility Commission*, 473 A.2d 1109, 1117—1119 (Pa. Cmwlth. 1984) (describing the legislative intent behind

The specifics of a utility's automatic adjustment clause, such as the date of the reconciliation period, are contained in the utility's tariff. Section 1307(e)(1) requires public utilities using an automatic adjustment clause to annually file a statement showing revenues received and expenses incurred pursuant to the automatic adjustment clause within 30 days following the end of the 12-month period specified in the tariff. 66 Pa.C.S. § 1307(e)(1). The Code requires the Commission to "hold a public hearing" within 60 days of the filing of the reconciliation statement. 66 Pa.C.S. § 1307(e)(2). Within 60 days of that hearing, the Commission is required to issue an order directing refunds of over-collections to the utility's patrons or recovery of under-collections from the utility's patrons. Section 1307(e)(3). In actuality, these orders did not direct refunds or recovery in the vast majority of cases because the refund or recoupment of the over/under collection amounts in reconciliations had already been provided for as part of the automatic adjustment clause rate change filings that occur outside the Section 1307(e) reconciliation process. Thus, absent any issues raised pertaining to the utility's use of the automatic adjustment clause, those orders regarding the reconciliation statements became mere administrative formalities providing no additional substance or necessary legal effect.

Upon receiving a reconciliation statement required by Section 1307(e)(1), the Commission assigns the matter to the Bureau of Audits (Audits) to review the statement and verify mathematical accuracy and compliance with the tariff. Audits prepared a hearing exhibit and summary of the filing for the Bureau of Investigation and Enforcement (I&E). I&E then filed a notice of appearance in the Office of Administrative Law Judge (OALJ) proceeding. Parties could object to and challenge the reconciliation statement in writing. OALJ scheduled and held a hearing. An I&E attorney attended, sometimes with and an Audits employee who was occasionally sworn in as a witness. A utility's attorney would also attend with a witness. Several hearings were often held consecutively on the same day. The assigned Administrative Law Judge (ALJ) admitted the reconciliation statement into record on motion of the utility or I&E. I&E offered a statement into evidence indicating that acceptance of the statement is subject to further review as to accuracy or reasonableness of the underlying transactions. The ALJ then issued a recommended decision and accepted the filing insofar as it was undisputed, noting that it is subject to further review and revision as may be necessary as a result of an audit or other proceeding. The ALJ also noted that acceptance did not constitute approval of accuracy or reasonableness of underlying transactions. Finally, the Commission adopted the recommended decision through an order at Public Meeting. Since reconciliation statements were rarely contested, the Commission decided to embark on the Section 1307(e) Pilot Program.

Procedural History of This Proceeding

In an effort to save time and resources for the Commission and interested parties, the Commission issued a Tentative Order on February 28, 2013 proposing a one-year pilot program with streamlined procedures governing the filings of Section 1307(e) reconciliation statements. See Section 1307(e) Reconciliation Statement Pilot Program, Doc. M-2013-2345492 (Tentative Order entered Feb. 28, 2013).

Section 1307 of the Public Utility Code and emphasizing the Commission's power to "[design] detailed procedures by which a utility shall translate a mandatory rate adjustment mechanism prescribed by the Commission into particular customer charges".

In its Tentative Order, the Commission proposed eliminating an evidentiary hearing, a recommended decision, and Commission Public Meeting action regarding Section 1307(e) reconciliation statements when there is no material issue of fact in dispute. When there is no material issue of fact in dispute, the Commission proposed foregoing the evidentiary hearing process and instead issuing a Secretarial Letter accepting the reconciliation statement. When there is a material issue of fact in dispute or other challenge that requires an evidentiary hearing, the Commission proposed that OALJ, after hearing and briefing, issue an initial decision rather than a recommended decision. If no exceptions are filed and no Commission review is requested, the initial decision would become final by operation of law. This would eliminate the need for the Commission to act at a subsequent Public Meeting.

The Energy of Association of Pennsylvania (EAP) filed comments in response to the February 28, 2013 Tentative Order, concerned that the statutory language in the Public Utility Code may require a traditional, in-person hearing for the review of all 1307(e) reconciliation statements. See 66 Pa.C.S. § 1307(e)(2)—(3). Therefore, EAP suggested a statutory amendment would be the ideal course of action. The OCA in comments stressed that since Section 1307(e) reconciliation statements serve an important role in setting just and reasonable rates, any pilot program intended to streamline the process should ensure that all rights remain protected in accordance with due process and the Public Utility Code.

The Commission entered an order on May 9, 2013, which directed the implementation of the Section 1307(e) Reconciliation Statement Pilot Program for a one-year pilot period, effective for statements filed on or after July 1, 2013. See Section 1307(e) Reconciliation Statement Pilot Program, Doc. M-2013-2345492 (Implementation Order entered May 9, 2013). The Commission implemented the Pilot Program, as proposed in the Tentative Order, except that the Commission would issue a recommended decision instead of an initial decision when an interested party files written objections to a Section 1307(e) reconciliation statement filing. In the May 9, 2013 order, the Commission also provided a thorough legal framework responding to the due process concerns raised by EAP and the OCA. See *id.* at 5-8. The Commission also clarified that the Pilot Program would encompass all non-Section 1307(f) automatic adjustment clause tariff filings, including Section 1358 Distribution System Improvement Charges. See 66 Pa.C.S. § 1358(e).

On June 30, 2014, the Commission, upon noting the success of the Pilot, extended the Pilot Program for an additional year through July 1, 2015.

Discussion

During the Two-Year Pilot Program, the Commission eliminated an evidentiary hearing, a recommended decision, and Commission Public Meeting action for Section 1307(e) reconciliation statements when there is no material issue of fact in dispute. When there was no material issue of fact in dispute, the Commission would not hold an trial-type evidentiary hearing, and instead issued a Secretarial Letter accepting the reconciliation statement as to the statement's mathematical accuracy, subject to further review and revision as may be necessary as a result of an audit or other proceeding.

If there was a material issue of fact in dispute or other challenge, the Commission would provide parties with 30 days to file objections. The OALJ would have conducted

an evidentiary hearing and briefing, followed by the issuance of a recommended decision. The recommended decision would have been acted on by the Commission at a Public Meeting.

During the two year pilot program, the Commission and stakeholders saved significant financial and human resources. First, we will provide a legal framework for due process. Next, we will discuss the results and benefits of the two-year pilot program, including the costs and resources saved.

Legal Framework For Due Process

Determining the adequacy of particular due process procedures requires balancing the interests of a party in receiving certain procedural protections against the government's interest in proceeding without those protections. *Pa. Coal Mining Assoc. v. Ins. Dept.*, 370 A.2d 685, 689, 691 (Pa. 1977) (citing *Goldberg v. Kelly*, 397 U.S. 254 (1970); *Morrissey v. Brewer*, 408 U.S. 471, 481 (1972)). The protections already provided by current procedures will be considered in determining whether due process requires more procedures. *Id.* at 692 (citing *Boddie v. Conn.*, 401 U.S. 371, 378 (1971)). Notice, the most basic requirement of due process, should be reasonably calculated to inform interested parties of the pending action and to provide interested parties with an opportunity to present objections. *Id.* at 692-93.

In regard to hearings, the Pennsylvania Supreme Court has explained that while oral proceedings may be necessary for determinations likely to turn on witness credibility, written objections may be adequate when economic or statistical questions are at issue. *Id.* at 693 (citing *Matthews v. Eldridge*, 424 U.S. 319, 342 (1976)). If there is an absence of disputed facts and a lack of specific language in the statute requiring an oral hearing, the Commission's use of a "paper" hearing does not violate due process. *Diamond Energy v. Pa. PUC*, 653 A.2d 1360, 1367 (Pa. Cmwlth. 1995). The Commonwealth Court determined that a hearing or trial procedure is only necessary to resolve disputed questions of fact and is not required to decide questions of law, policy, or discretion. *Id.*; see also *Painter v. Pa. Public Utility Commission*, ___A.3d___, 2015 WL 2137628 (Pa. Cmwlth. May 8, 2015).

Additionally, the substance and not the form of the Commission action indicates whether the Commission has entered a final, definitive order. *Dept. of Highways v. Pa. Public Utility Commission*, 149 A.2d 552, 555 (Pa. Super. 1959) (determining that a letter issued by the Commission denying the reopening of a case had the effect of a law of an order); *West Penn Power v. Pa. PUC*, 100 A.2d 110, 113 (Pa. Super. 1953) (finding that a 'release' issued by the Commission had the same force of law as a Commission order based upon the substance of the release). Therefore, so long as a Commission Secretarial Letter orders, directs, or requires a party to do something, a Secretarial Letter will have the same equivalent force of law as a Commission Order. By reverse implication, if a Secretarial Letter does not order, direct, or require a party to do something, the Secretarial Letter will not have the force of law.

Due Process Concerns Regarding the Public Hearing Requirement in Section 1307(e)(2)

Because the Section 1307(e) reconciliation statement hearing process had become one of form with no real substance, the Commission proposed eliminating a trial-type evidentiary hearing and Public Meeting action regarding Section 1307(e) reconciliation statements when there is no material issue of fact in dispute. The Commis-

sion determined that its interest in eliminating those additional procedures is greater than proceeding with those procedures. See *Pa. Coal Mining*, 370 A.2d at 689, 691.

Section 1307(e) does require the Commission to “hold a public hearing” within 60 days of the filing of the reconciliation statement and to issue an “order” within 60 days of that hearing. 66 Pa.C.S. § 1307(e)(2)—(3). The EAP had expressed concern that the statute requires an oral, evidentiary trial-type hearing and the issuance of an order instead of a Secretarial Letter regardless of whether material factual issues have been raised. However, in the Commission’s judgment, requiring an oral, evidentiary trial-type hearing (and the issuance of an order instead of a Secretarial Letter regardless of whether material factual issues have been raised) is an overly restrictive, formalistic, and impractical reading of Section 1307(e).² Importantly, the Pilot Program fulfilled the basic due process requirements of providing interested parties with (1) adequate notice and (2) an opportunity to be heard and file objections.

Furthermore, the adjective “public” does not necessarily connote a physical, in-person presence. The Commonwealth Court has invoked the common, ordinary definition of “public” as “accessible to or shared by all members of the community.” *Council of Middletown Twp. v. Benham*, 496 A.2d 1293, 1296 (Pa. Cmwlth. 1985) (aff’d 523 A.2d 311 (Pa. Mar 23, 1987)). *Black’s Law Dictionary* similarly defines “public” as “open or available for all to use, share, or enjoy.” *Black’s Law Dictionary* (10th Ed. 2014). Therefore, as to the Section 1307(e)(2) “public hearing” requirement, the Commission reasonably interpreted a “public hearing” in Section 1307(e)(2) as an accessible, public forum that provides interested parties with an opportunity to be heard and to file objections, if desired. Indeed, it would be an unreasonable interpretation of Section 1307(e) to require an in-person, oral hearing when no factual issues or even objections have been raised regarding the reconciliation statement, after adequate notice has been provided to all interested parties.

During the Pilot Program, the Commission required a public utility to file the reconciliation statement with the Commission and serve the OCA, the Office of Small Business Advocate, and I&E. The Commission publicized the filing online at the Commission’s web site. Interested parties had 30 days to file objections. Therefore, public notice was reasonably calculated to inform interested parties of the filing and provided interested parties with an opportunity to present written objections. See *Pa. Coal Mining*, 370 A.2d at 692-693.

Here, written objections were sufficient since only arithmetic computations would have potentially been at issue and not matters of witness credibility. See *Pa. Coal Mining*, 370 A.2d at 693. As in *Diamond Energy*, the Commission does not violate due process by holding a “paper” or electronic hearing since an oral, trial-type hearing is only necessary to resolve disputed questions of fact. 653 A.2d at 1367. Therefore, the Commission’s procedures in the Pilot Program satisfied legal due process requirements.³

² The Rules of Statutory Construction provide that the object of all interpretation of statutes is “to ascertain and effectuate the intention of the General Assembly.” 1 Pa.C.S. § 1921(a). Where the words of a statute are clear and free from ambiguity, one must not look beyond the text to glean legislative intent. 1 Pa.C.S. § 1921(b); *Com v. McCoy*, 599 Pa. 599, 610 (2009). Importantly, we note here that, where there is ambiguity, the language should not be interpreted in a manner that would be “absurd, impossible of execution or unreasonable.” 1 Pa.C.S. § 1922(1).

³ The Commission is not aware of any due process concerns that arose during the two-year Section 1307(e) Reconciliation Statement Pilot Program.

Resource Benefits of the Two-Year Pilot Program

During the two year pilot program, the Commission and stakeholders saved significant financial and human resources by foregoing Section 1307(e) reconciliation statement hearings.

Since the inception of the 1307(e) Pilot Program in July 2013 through May 2015, the Commission’s Bureau of Audits processed 190 Section 1307(e) reconciliation statements. No complaints or other objections were filed against any of the statements as to any material factual issues. Moreover, the Commission has not received any negative comments, problems, or concerns from the utilities or interested parties concerning the lack of a formal, in-person hearing process to address Section 1307(e) statements. The Commission believes that the 1307(e) Pilot Program is working well and should be made permanent, as it streamlines the process and reduces the efforts needed and resources expended by the Office of Administrative Law Judge, the Bureau of Investigation & Enforcement, the Secretary’s Bureau, and the attorneys and witnesses of the utilities.

The Bureau of Audits has saved resources, as Audits no longer needs to assign a staff auditor to work with I&E to serve as a witness (as necessary), prepare a hearing exhibit, and attend a formal hearing. These savings have been partially offset by Audits’ new responsibility to prepare, for service by the Secretary’s Bureau, a Secretarial Letter accepting the 1307(e) statement subject to further review and revision as may be found necessary as the result of a subsequent Commission audit or some other proceeding. However, this saves time for the Secretary’s Bureau. The Bureau of Investigation of Enforcement no longer needs to send an attorney to work with a witness to prepare an exhibit and attend a formal hearing. The Secretary’s Bureau has also saved mailing and postage costs by not having to serve recommended decisions.

The Office of Administrative Law Judge has saved substantial resources by not having to process, schedule, coordinate, and hold Section 1307(e) reconciliation statement hearings. In 2012, the Office of Administrative Law Judge was responsible for conducting approximately 82 Section 1307(e) hearings. The Office strove to schedule multiple hearings on one day, but sometimes only one hearing could be scheduled on a particular day. The average hearing lasted 15 minutes, consisting of a ten page transcript. Commission employees at a hearing included the presiding administrative law judge, an I&E attorney, and I&E’s technical witness from the Bureau of Audits. Usually, an expert witness would also be present with the utility’s attorney. A court reporter, who transcribes the oral hearing, charged an appearance fee of \$45 for one of the last held hearings in 2013. The minimum additional charge was \$70, even if the transcript only came out to \$25 at a rate of \$2.50 per page. If multiple hearings were held on one day, an additional appearance fee would not be replicated, but the \$70 minimum charge would be replicated. Under an estimate that the Office of Administrative Law Judge incurred \$90 on average in fees per Section 1307(e) hearing for 82 hearings, then approximately \$7,380 was incurred per year to hold 1307(e) hearings. The Office also saved postage costs by not having to mail hearing notices and pre-hearing orders. That \$7,380 also does not include a monetary estimate of apportioned salaries and rates of Commission employees who expended their time and resources, during, before, and after a hearing on tasks such as case processing, case presiding, decision drafting, and decision review.

Notably, today the Commission no longer has to utilize its employees to execute a rather formalistic, non-substantive function; rather, the Commission can utilize its employees to tend to substantive matters involving actual disputes and issues. Likewise, utilities may reallocate their resources elsewhere and save money on attorney and witness fees. While difficult to monetize the precise value of costs saved due to variables in hours expended at various hourly rates, a rough, conservative estimate indicates that Commission staff expended roughly 30 hours per hearing for 82 hearings in 2012, resulting in an approximate value of \$80,000 annually in employee wages. In the 2014-2015 fiscal year the Commission utilized a Labor, Tax, and Benefit Load Factor of 60.07%, which accounts for personnel costs beyond payroll.⁴ Therefore, processing, preparing, and holding Section 1307(e) hearings and subsequently issuing recommended decisions likely cost the Commission, in terms of human resources and other expenses, at least \$135,000—\$140,000 annually.

Conclusion

Consistent with the above discussion, we will move forward and permanently implement the Section 1307(e) Reconciliation Statement Pilot Program. The Commission will no longer require a trial-type evidentiary hearing, a recommended decision, and Commission Public Meeting action regarding Section 1307(e) reconciliation statements when there is no material issue of fact in dispute. When there is no material issue of fact in dispute, the Commission will forego the trial-type evidentiary hearing process and issue a Secretarial Letter accepting the reconciliation statement as to the statement's mathematical accuracy, subject to further review and revision as may be necessary as a result of an audit or other proceeding.

When there is a material issue of fact in dispute or other challenge, the OALJ will conduct an evidentiary hearing, hear testimony, and accept briefs on the contested issues. The Commission will issue a recommended decision instead of an initial decision when an interested party has filed written objections to a Section 1307(e) reconciliation statement filing. A person or party must file a written objection within thirty (30) days to challenge a Section 1307(e) reconciliation statement. The recommended decision will then be acted on by the Commission at Public Meeting.

The Commission finds that permanently implementing the Section 1307 Reconciliation Statement Pilot Program is in the public interest; *Therefore,*

It Is Ordered That:

1. The respective Commission bureaus and offices permanently implement the above-noted procedures governing the filing and review of Section 1307(e) reconciliation statements as set forth in this Order.
2. A copy of this Order shall be published in the *Pennsylvania Bulletin* and posted on the Commission's website at www.puc.pa.gov.
3. A copy of this Order be served on the appropriate stakeholders in this matter, including all natural gas, electric, steam, water, and wastewater public utilities, the

⁴ The benefit load factor has increased in recent years from 47.90% in 2011-2012 to 67.90% in 2015-2016, primarily due to increases in healthcare costs and pension contributions. Here, we utilize the 60.07% benefit load factor from 2014-2015 as a conservative estimate in case those costs would fluctuate down at some point in the future.

Bureau of Investigation and Enforcement, the Bureau of Audits, the Office of Administrative Law Judge, the Office of Consumer Advocate, and the Office of Small Business Advocate.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-1222. Filed for public inspection June 26, 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 July 13, 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.

Application of the following for approval to *begin operating as common carriers for transportation of persons as described under the application.*

A-2015-2481532 (Corrected). Gan Eden Transportation Solutions, LLC (603 Chess Street, Pittsburgh, Allegheny County, PA 15211) for the right to transport, as a common carrier, by motor vehicle, persons in airport transfer service, from points in the Counties of Allegheny, Armstrong, Beaver, Butler, Fayette, Indiana, Lawrence, Washington and Westmoreland, to Allegheny County Airport, Arnold Palmer Airport and Pittsburgh International Airport. *Attorney:* Gusty Sunseri, Esquire, Gusty AE Sunseri & Associates, PC, 1290 Freeport Road, Pittsburgh, PA 15238.

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-2015-2483632. Michael Maier, t/a Eveco Transp Svcs d/b/a Maier's Relocation Svc. Co. (2107 North Rockhill Road, Sellersville, PA 18960) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2015-2485995. Keith D. Snyder, t/a Punxsutawney Bus Company (65 Pleasant Hollow Road, Punxsutawney, Jefferson County, PA 15767) discontinuance of service and cancellation of the certificate, to

transport, as a common carrier, by motor vehicle, persons, on schedule, as more thoroughly described in the original ordering paragraphs at A-00089003, Folders 1, 2 and 3, et al.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 15-1223. Filed for public inspection June 26, 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 July 13, 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. Evergreen Trails Inc t/a Horizon Coach Lines; Docket No. C-2015-2479013

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 Evergreen Trails Inc, t/a Horizon Coach Lines, (respondent) is under suspension effective April 17, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 4500 W Marginal Way SW, Seattle, WA 98106.
3. That respondent was issued a Certificate of Public Convenience by this Commission on April 19, 2013, at A-6415555.
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-6415555 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: 4/28/2015

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:

Michael L. Swindler, 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. Swindler 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.

**Pennsylvania Public Utility Commission; Bureau of
Investigation and Enforcement v. Oehme Carrier
Corp.; Docket No. C-2015-2479230**

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 Oehme Carrier Corp., (respondent) is under suspension effective April 01, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at P. O. Box 220, Lititz, PA 17543-0220.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 22, 1987, at A-00107327.

4. That respondent has failed to maintain evidence of Cargo 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-00107327 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: 4/28/2015

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:

Michael L. Swindler, 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. Swindler 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.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Get-A-Way Tours LP; Docket No. C-2015-2479448

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 Get-A-Way Tours LP, (respondent) is under suspension effective April 19, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 6 Chatham Hill Rd, Stroudsburg, PA 18360.

3. That respondent was issued a Certificate of Public Convenience by this Commission on July 06, 2009, at A-6411177.

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-6411177 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: 4/29/2015

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:

Michael L. Swindler, 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. Swindler 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.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Movers USA, Inc.; Docket No. C-2015-2480621

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 Movers USA, Inc., (respondent) is under suspension effective April 11, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 4615 Hollins Ferry Road, Suite F, Halethorpe, MD 21220.

3. That respondent was issued a Certificate of Public Convenience by this Commission on April 03, 2006, at A-00121180.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo 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-00121180 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: 5/11/2015

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:

Michael L. Swindler, 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. Swindler 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. 15-1224. Filed for public inspection June 26, 2015, 9:00 a.m.]

