

# PENNSYLVANIA BULLETIN

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The Courts

Department of Banking and Securities

Department of Environmental Protection

Department of General Services

Department of Health

Department of Revenue

Fish and Boat Commission

Independent Regulatory Review Commission

Insurance Department

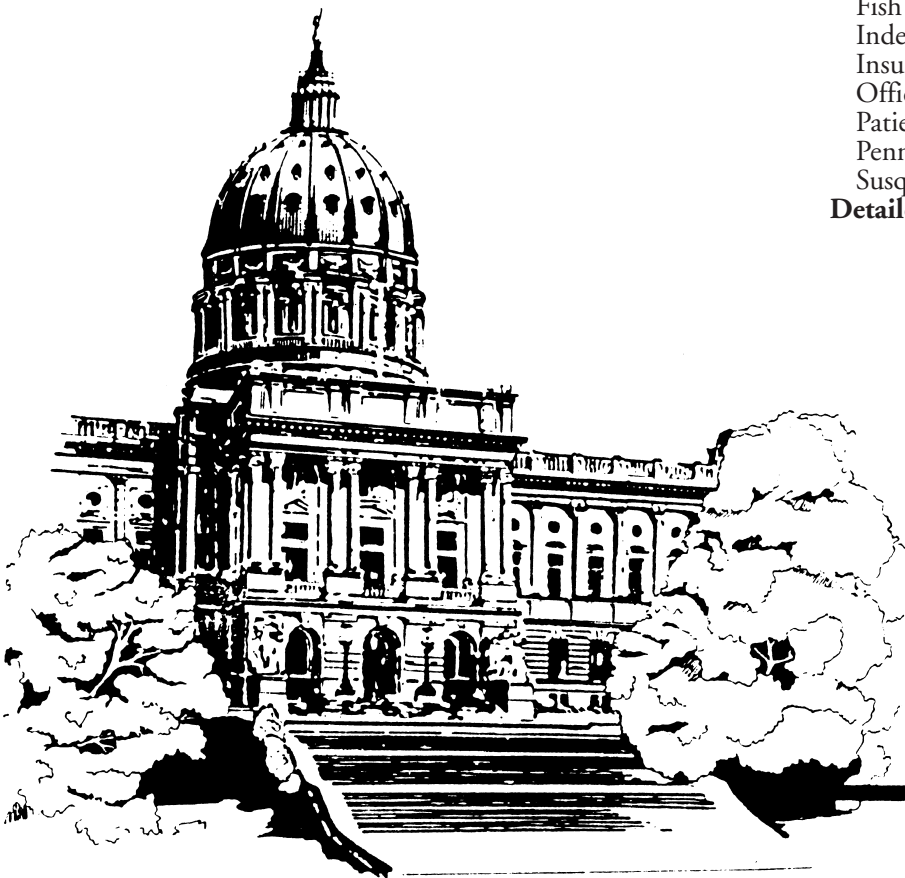
Office of Open Records

Patient Safety Authority

Pennsylvania Public Utility Commission

Susquehanna River Basin Commission

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

**No. 491, October 2015**

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

## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

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

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

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

### ***Pennsylvania Code***

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

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

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

### **How to Find Documents**

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

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

A chronological table of the history of *Pennsylvania Code* sections may be found at [www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde\\_index.cfm](http://www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm).

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

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### Printing Format

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

### Fiscal Notes

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

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

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## List of Pa. Code Chapters Affected

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

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# THE GOVERNOR

## Notice of Veto

September 29, 2015

To the Honorable House of Representatives  
of the Commonwealth of Pennsylvania:

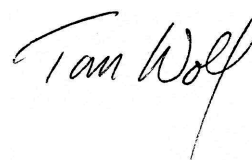
I am returning herewith, without my approval, House Bill 224 Printer's Number 2180.

This bill is the Public School Code bill, which implements aspects of the temporary General Appropriations bill that I recently received as well. As I will veto the General Appropriations bill, I will also veto its implementation.

This bill contains many laudable items that I support. Unfortunately, however, this bill does not restore the harmful education cuts imposed on each school district over the last four years, nor does it provide adequate funding to ensure Pennsylvanians have schools that teach our children. Simply stated, it fails to meet our constitutionally required obligation of providing a thorough and efficient system of education.

For the foregoing reasons, I must withhold my signature from House Bill 224 Printer's Number 2180.

Sincerely,



Governor

[Pa.B. Doc. No. 15-1788. Filed for public inspection October 9, 2015, 9:00 a.m.]

---

## Notice of Veto

September 29, 2015

To the Honorable Senate  
of the Commonwealth of Pennsylvania:

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, Senate Bill 1000 Printer's Number 1232.

The citizens of Pennsylvania want more than half measures, and they deserve better than the status quo. They sent us here to do serious work, to address the problems facing this Commonwealth, and to create a blueprint for the future of Pennsylvania.

This temporary General Appropriation bill fails to provide the long-term investment in Pennsylvania's future that this Commonwealth needs. It is an avoidance maneuver that fails to adequately fund education and locks in the same damaging cuts to human service programs included in House Bill 1192. For these reasons, I cannot give this bill my approval.

The people of Pennsylvania deserve a structurally balanced budget. They deserve investment in education and for oil and gas companies to pay their fair share. And they deserve relief from rising property taxes. In short, they deserve better.

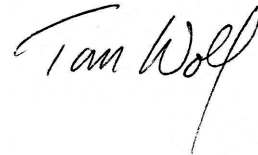
## THE GOVERNOR

I have come to the table offering real compromise, including a lease of our wine and spirits system, more than \$20 billion in pension reform savings, and significant cuts to proposed spending levels.

I urge the Legislature to come back to the bargaining table and to work with me to pass a comprehensive, structurally balanced budget with adequate education funding, a commonsense severance tax, property tax relief for Pennsylvania families and seniors, and a sound plan to create jobs across this Commonwealth.

For these reasons, I cannot support this bill and withhold my signature from Senate Bill 1000 Printer's Number 1232.

Sincerely,



Governor

[Pa.B. Doc. No. 15-1789. Filed for public inspection October 9, 2015, 9:00 a.m.]

---

**Notice of Veto**

September 29, 2015

To the Honorable Senate  
of the Commonwealth of Pennsylvania:

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, Senate Bill 1001 Printer's Number 1233.

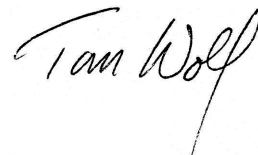
This bill implements the temporary General Appropriations bill by amending the Fiscal Code for the 2015-16 fiscal year. As I will veto the General Appropriations bill, I will also veto its implementation.

A partial budget fails to provide the long-term investment in Pennsylvania's future that this Commonwealth needs. As a result of the irresponsible budgets of the last administration, our schools and human services providers have been left without adequate funding, and Pennsylvania is facing a multi-billion dollar deficit and further credit downgrades.

The people of Pennsylvania deserve more than an incomplete and inadequate budget. They sent us here to do serious work, and we need a budget that both invests in our future and fixes our deficit.

For these reasons, I cannot support this bill and withhold my signature from Senate Bill 1001 Printer's Number 1233.

Sincerely,



Governor

[Pa.B. Doc. No. 15-1790. Filed for public inspection October 9, 2015, 9:00 a.m.]

# THE COURTS

## Title 210—APPELLATE PROCEDURE

### PART I. RULES OF APPELLATE PROCEDURE

[ 210 PA. CODE CH. 17 ]

#### Proposed Amendment of Pa.R.A.P. 1737

The Appellate Court Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.A.P. 1737 for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They will not constitute a part of the rules and will not be officially adopted by the Supreme Court.

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

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

Appellate Court Procedural Rules Committee  
Supreme Court of Pennsylvania  
Pennsylvania Judicial Center  
PO Box 62635  
Harrisburg, PA 17106-2635  
FAX: (717) 231-9551  
appellaterules@pacourts.us

All communications in reference to the proposal should be received by December 1, 2015. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Appellate Court  
Procedural Rules Committee*

HONORABLE RENÉE COHN JUBELIRER,  
*Chair*

#### Annex A

### TITLE 210. APPELLATE PROCEDURE

#### PART I. RULES OF APPELLATE PROCEDURE

#### ARTICLE II. APPELLATE PROCEDURE

#### CHAPTER 17. EFFECT OF APPEALS; SUPERSEDEAS AND STAYS

#### STAY OR INJUNCTION IN CIVIL MATTERS

Rule 1737. [ **Objections to Security** ] **Modification of Terms of *Supersedeas***.

(a) The [ **lower** ] trial court or the appellate court, may at any time, upon application of any party and after notice and opportunity for hearing[ , **upon cause shown** ]:

(1) [ **Require** ] **require** security of a party otherwise exempt from the requirement of filing security[ , **or**

increase, decrease or eliminate the amount of any security which has been or is to be filed. ] upon cause shown;

(2) [ **Strike** ] **strike** off security improperly filed[ . ];

(3) [ **Permit** ] **permit** the substitution of surety and enter an exoneration of the former surety[ . ] ; **or**

(4) **increase, decrease, or otherwise alter the amount or type of any security that has been or is to be filed by a party, upon cause shown for the modification.**

(b) **The parties may at any time stipulate to the type or amount of security and, upon filing, such a written stipulation will act to set the terms of a *supersedeas* of the judgment to the same extent as would an order of the court.**

**Official Note:** The amount of automatic *supersedeas* of money judgments has been set at 120 percent of the verdict, and in most instances that amount will assure payment of a judgment and interest accrued during an appeal without imposing undue hardship on an appellant. See Pa.R.A.P. 1731. There may be circumstances, however, in which it would be appropriate for a court or the parties by agreement to modify the default approach to security, particularly given that Pa.R.A.P. 2771 provides for the premium paid for the cost of *supersedeas* bonds or other appellate bonds to be taxable as a cost on appeal.

A party may seek appellate review of an order resolving an application under this rule. See Pa.R.A.P. 1732 and Pa.R.A.P. 3315.

#### EXPLANATORY COMMENT

There are four rules that in the first instance govern the setting of *supersedeas* or a stay of a trial court order during appeal: Pa.R.A.P. 1731, which sets the standard *supersedeas* amount of a money judgment at 120 percent of the verdict; Pa.R.A.P. 1732 and 1733, which together govern the setting of terms for superseding non-monetary relief during appeal; and Pa.R.A.P. 1736, which identifies those entities that are typically exempt from posting security on appeal. Other rules, such as Pa.R.A.P. 1734 and 1738, focus on the form or type of security.

By its terms, Pa.R.A.P. 1737 currently addresses objections under Pa.R.A.P. 1731 and 1736, and also provides a mechanism for correcting errors or updating sureties under Pa.R.A.P. 1734. The Committee believes that the rule may not be explicit enough about the options that are available to litigants to modify the terms of *supersedeas* of money judgments, such as for parties to agree to modify (including by eliminating) security; for an appellant to request alternatives other than the amount of security, such as payment of the 120 percent in two or more installments; and for an appellant to appeal a denial of a motion to adjust security. Accordingly, the Committee proposes to amend the title of the rule from “Objections to Security” to “Modification of Terms of *Supersedeas*” and to provide greater detail about the parties’ and trial court’s flexibility in both the rule and the note.

In addition, the current rule requires “cause shown” for all of the objections, and the Committee does not believe there is a reason to require “cause” for a person to

substitute sureties or strike off improperly filed security. Accordingly, the Committee proposes to incorporate "cause shown" only in those provisions that warrant such a burden.

In drafting this proposal, the Committee recognized that there are very few published decisions addressing the modification of *supersedeas*, and it looks forward to hearing from the bench and bar whether the proposed amendment will adequately address the circumstances that are encountered with adjustments to *supersedeas* of money judgments.

[Pa.B. Doc. No. 15-1791. Filed for public inspection October 9, 2015, 9:00 a.m.]

# Title 255—LOCAL COURT RULES

## LEHIGH COUNTY

### Rule 230.2 Termination of Inactive Cases; No. 2015-J-61

#### Administrative Order

And Now, this 10th day of September 2015, *It Is Hereby Ordered That* Lehigh County Rule 230.2, Termination of Inactive Cases, authorizing the termination of Civil and Family Court cases when there has been no activity on the docket for a period of two (2) or more years, be and the same is hereby *Adopted*, effective thirty (30) days after the date of publication in the *Pennsylvania Bulletin*.

*It Is Further Ordered That* the Court Administrator of Lehigh County shall file: one (1) certified copy of this Order and the Lehigh County Rule authorizing the termination of Inactive Civil and Family Court Cases with the Administrative Office of Pennsylvania Courts; two (2) certified copies and a computer diskette or CD-ROM copy that complies with the requirement of 1 Pa. Code Section 13.11(b) with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; and one (1) certified copy with the Civil Procedural Rules Committee.

By the Court

EDWARD D. REIBMAN,  
*President Judge*

#### Leh.R.C.P. 230.2. Termination of Inactive Cases.

(a) This Local Rule shall be applicable to all Civil and Family Court cases, with the exception of Custody and Orphan's Court cases.

(b) The Court may initiate proceedings to terminate cases in which there has been no activity on the docket for a period of two (2) years or more.

(c) The Clerk of Judicial Records shall serve notices of case termination to counsel of record and any unrepresented party at the last address of record thirty (30) days prior to the date of the proposed termination. The notice shall contain the date of the proposed termination and the procedure to avoid termination.

(d) The notice shall be served pursuant to Pa.R.C.P. 205.4(g)(1). If the mailed notice is returned from the U.S. Post Office with a new address, the Clerk of Judicial Records shall re-mail the notice to the new address and enter the new address in the docket.

(e) The notice of proposed termination shall be in substantially the following form:

(Caption)

#### NOTICE OF PROPOSED TERMINATION OF COURT CASE

The court intends to terminate this case without further notice because the docket shows no activity in the case for at least two (2) years.

You may stop the court from terminating the case by filing a Statement of Intention to Proceed. The Statement of Intention to Proceed must be filed with the Clerk of Judicial Records at CLERK OF JUDICIAL RECORDS, LEHIGH COUNTY COURTHOUSE, 455 WEST HAMILTON STREET, ALLENTOWN PA 18101, on or before (DATE) \_\_\_\_\_.

IF YOU FAIL TO FILE THE REQUIRED STATEMENT OF INTENTION TO PROCEED, THE CASE WILL BE TERMINATED BY THE CLERK WITHOUT FURTHER NOTICE.

BY THE COURT:

\_\_\_\_\_  
Date of this Notice                      Clerk of Judicial Records

(f) If a party wishes the case to remain open, he or she must return a completed Statement of Intention to Proceed to the Clerk of Judicial Records by the date set forth in the Notice of Proposed Termination of Court Case. The Statement of Intention to Proceed shall be in the following form:

(Caption)

#### Statement of Intention to Proceed

To The Court:

\_\_\_\_\_ intends to proceed with the above-captioned case.

Date: \_\_\_\_\_  
\_\_\_\_\_  
Signature of Party or Attorney of Record for \_\_\_\_\_

(g) If a Statement of Intention to Proceed has not been filed within the required time period, the Clerk of Judicial Records shall enter an order terminating the case for failure to prosecute.

(h) If a case has been terminated pursuant to this rule, an aggrieved party may petition the Court to have the case reinstated.

(1) If the petition to reinstate the case is filed within sixty (60) days of the filing of the order terminating the case, the Court shall grant the petition and reinstate the case.

(2) If the petition to reinstate the case is filed more than sixty (60) days after the filing of the order terminating the case, the court shall grant the petition and reinstate the case upon a showing that:

(i) the petition was timely filed following the entry of the order terminating the case; and

(ii) there is a reasonable explanation or legitimate excuse for the failure to have filed:

(a) the Statement of Intention to Proceed prior to the entry of the order terminating the case; and



(b) the petition to reinstate the case within sixty (60) days after the entry of the order terminating the case.

(i). Any case which is reinstated pursuant to paragraph (h) shall be subject to termination with prejudice upon a subsequent termination. No subsequent reinstatements will be granted.

[Pa.B. Doc. No. 15-1792. Filed for public inspection October 9, 2015, 9:00 a.m.]

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### LYCOMING COUNTY

#### Amendments to the Rules of Criminal Procedure; Doc. No. 15-00006

##### Order

*And Now*, this 21st day of September, 2015, it is hereby *Ordered and Directed* as follows:

1. Lycoming County Rule of Criminal Procedure L107A is hereby rescinded.

2. New Lycoming County Rule of Criminal Procedure L507 is hereby promulgated, as set forth as follows.

3. The Prothonotary is directed to:

a. File one (1) certified copy of this order with the Administrative Office of the Pennsylvania Courts.

b. Forward two (2) certified copies of this order and a computer disk containing the text of the local rule to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

c. Forward one (1) copy of this order to the chairman of the Lycoming County Customs and Rules Committee.

4. The District Court Administrator shall publish a copy of new rule L507 on the Unified Judicial System's web site.

5. The revisions shall become effective 30 days after the publication of this order in the *Pennsylvania Bulletin*.

*By the Court*

NANCY L. BUTTS,  
*President Judge*

#### **L507. Approval of Complaints and Arrest Warrant Affidavits by the Attorney for the Commonwealth.**

The District Attorney of Lycoming County, having filed a certification pursuant to Pa.R.Crim.P. 507, criminal complaints and arrest warrant affidavits for all felony charges and any offenses requiring registration pursuant to 42 Pa.C.S. § 9799.14 shall not hereafter be accepted by any judicial officer unless the complaint and affidavit have the approval of an attorney for the Commonwealth prior to filing.

*Note:* The District Attorney's certification was filed on March 12, 2015 with the Clerk of the Courts of Lycoming County, to docket number MD-109-2015.

[Pa.B. Doc. No. 15-1793. Filed for public inspection October 9, 2015, 9:00 a.m.]

### LYCOMING COUNTY

#### Amendments to the Rules of Criminal Procedure; Doc. No. 15-00006

##### Order

*And Now*, this 21st day of September, 2015, it is hereby *Ordered and Directed* as follows:

1. Lycoming County Rules of Criminal Procedure L140, L141, L142, L143, L200, L301, L303, L316, L1401, L1409, L2002A and L4006 are hereby rescinded.

2. New Lycoming County Rules of Criminal Procedure L122, L202, L525, L540, L578 and L700 are hereby promulgated, as set forth on the following.

3. The Prothonotary is directed to:

a. File one (1) certified copy of this order with the Administrative Office of the Pennsylvania Courts.

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

c. Forward one (1) copy of this order to the chairman of the Lycoming County Customs and Rules Committee.

4. The District Court Administrator shall publish a copy of the new rules on the Unified Judicial System's web site.

5. The revisions shall become effective 30 days after the publication of this order in the *Pennsylvania Bulletin*.

*By the Court*

NANCY L. BUTTS,  
*President Judge*

#### **L122. Assignment of Counsel.**

A. Applications for assignment of a public defender shall be submitted to the public defender's office. Applications shall be approved or rejected in accordance with specific written standards established by the court, which shall be available for inspection in the public defender's office. The application will be approved or rejected by the chief public defender, and in the event of rejection the defendant will be advised of the right to appeal to the court.

B. Nothing herein contained shall prevent the court, after notice and hearing, from revoking an appointment of counsel due to the non-indigency of the defendant, but in no event shall a revocation be made when the effect thereof would require a continuance of the trial of the case.

#### **L202. Approval of Search Warrant Applications by Attorney for the Commonwealth.**

The District Attorney of Lycoming County having filed a certification pursuant to Pa.R.Crim.P. 202, search warrants in all circumstances shall not hereafter be issued by any judicial officer unless the search warrant application has the approval of an attorney for the Commonwealth prior to filing.

#### **L525. Bail.**

A. The person for whom bail has been set, or a private third party surety, shall, with the approval of the court or issuing authority, execute a bail bond and deposit with the clerk of courts or issuing authority, a sum of money equal to ten percent (10%) of the bail, but in no event shall such deposit be less than fifty (\$50.00) dollars.

Corporate sureties are expressly prohibited from posting the deposit for bail set under this section.

B. In all court cases, except ROR or nominal bail, an administrative fee shall be paid to the clerk of courts at the time the bail bond is executed. In ROR and nominal bail, an administrative fee shall be added to the bail amount in the event of a default. The administrative fee shall be considered as earned at the time the bail undertaking is executed.

C. In all cases where there has been a non-appearance before a magistrate and a bail bond has been executed, the bail bond shall be immediately transmitted to the clerk of courts along with a written statement of the details concerning the defendant's non-appearance and an order declaring the forfeiture of bail.

D. Judgment shall be entered immediately, under the direction of the prothonotary and clerk of court in all bail situations except ROR, nominal bail and full cash bail, unless the issuing authority or court directs that judgment be entered in these instances.

E. When the conditions of a bail bond have been performed and the defendant has been discharged from all obligations in the cause, upon an appropriate order of court, the clerk of court shall return to the accused, unless the court orders otherwise, the entire amount of cash bail deposited, less any unpaid administrative costs. In the event that judgment has been entered on any bail bond, upon receiving an order that the defendant has been discharged from all obligations, the clerk of courts shall mark the judgment satisfied on the record.

F. If the defendant does not comply with the conditions of the bail bond, the court shall enter an order pursuant to Pa.R.Crim.P. 536 and notice of such order of forfeiture shall be mailed forthwith by certified mail to the defendant at his last known address.

G. If the court orders the defendant to pay a fine and costs of prosecution, the balance of any cash bail deposited by the defendant may be applied to the payment of said fine and costs, as ordered by the court. Where a third party surety has posted a deposit, the deposit may be applied to the payment of fine and costs upon the written authorization of third party surety.

H. Upon authorization in writing of any party who posted a cash deposit, the court may order whatever amount is repayable from such deposit to be paid to the defendant's attorney of record.

I. Any cash deposits not claimed within one year from the notice of full and final disposition of the case shall be deemed as fees and shall be forfeited to the court. Notice of such proposed forfeitures shall be sent to the accused, the surety, if any, and the attorney of record.

J. When a defendant has failed to comply with the rules and regulations of the bail bond, or any additional conditions of his release, he may be brought before the court to determine if additional bail shall be set in his case.

K. In all cases where the accused's case is disposed of through a verdict of not guilty, or a dismissal, through nolle prosequere, or otherwise, the administrative costs provided for in this rule shall be returned to the accused. These costs shall then be placed on the county.

L. If the accused asserts an inability to pay the administrative fee set forth in this rule, the matter shall be handled by the issuing authority through the filing of a petition to proceed in forma pauperis.

#### **L540. Preliminary Arraignment.**

In advising the defendant of the right to choose counsel and of the right to be assigned counsel, the issuing authority shall specifically describe the procedure to be followed in applying for assignment of counsel and shall have public defender application forms available.

#### **L578. Continuances.**

All requests for continuances shall be on forms provided by the court administrator.

#### **L700. Sentencing Judge.**

The sentence on a plea of guilty or nolo contendere may be imposed by a judge other than the judge who received the plea of guilty or nolo contendere. In such event, the defendant must be so notified at the time of entering the plea.

[Pa.B. Doc. No. 15-1794. Filed for public inspection October 9, 2015, 9:00 a.m.]

### **WESTMORELAND COUNTY**

#### **Rescinding Orphans' Court Rule WO407(b)(1); No. 3 of 2015**

*And Now*, this 17th day of September, 2015, it is *Hereby Ordered* that Westmoreland County Rule of Orphans' Court Procedure WO407(b)(1) is rescinded, and new Rule WO407(b)(1) is adopted. This change is effective 30 days after publication in the *Pennsylvania Bulletin*.

*By the Court*

RICHARD E. McCORMICK, Jr.,  
*President Judge*

#### **Rule WO407. Small Estates.**

##### *(b) Personalty and realty.*

(1) When any person domiciled in Westmoreland County, Pennsylvania, dies owning real and personal property of a gross value not exceeding \$50,000, the personal representative, after the expiration of 1 year from the date of the first complete advertisement of the grant of letters, may present a petition to the court seeking approval of the representative's administration of the estate, requesting distribution of the estate assets, and further requesting discharge of the representative.

(2) The petition shall set forth the information required in WO406(a). In addition, the petition shall include in the appropriate paragraph:

(A) the items of real property owned by decedent and their value at the date of death;

(B) whether the decedent died intestate as to any real property;

(C) as an exhibit, an account showing the administration and any distribution theretofore made of the estate;

(3) Upon presentation of the petition, the court shall direct 10 days' written notice to be given to all parties in interest who have not consented thereto that unless exceptions are filed to said petition and the account annexed, within 30 days of the date of the filing thereof, the court will confirm said account, make distribution as requested, and may discharge the petitioner and any surety from future liability.

(4) Any final order shall provide that it will not become absolute for 10 days.



*Cross References:*

See 20 Pa.C.S.A. § 3531. When a family exemption is claimed out of real estate, a petition must be presented under 20 Pa.C.S.A. § 3123, and WO401, unless all parties in interest agree in writing to the valuation at which such real estate is to be awarded. See Supreme Court Orphans' Court Rule 12.1.

Adopted February 1, 1996, effective May 1, 1996, renumbered from Rule WO406, effective March 30, 1998. Revised December 3, 2003, effective January 19, 2004. Rule WO407(a)(2)(G) and Rule WO7(a)(5) rescinded November 4, 2005; New Rule WO407(a)(2)(G) adopted November 4, 2005, effective December 25, 2005. Introductory paragraph of Rule WO407(a)(1) rescinded April 28, 2014; New introductory paragraph of Rule WO401(a)(1) adopted April 28, 2014, effective June 9, 2014. Rule WO407(b)(1) rescinded , 2015; New Rule WO407(b)(1) adopted , 2015, effective , 2015.

[Pa.B. Doc. No. 15-1795. Filed for public inspection October 9, 2015, 9:00 a.m.]

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**WESTMORELAND COUNTY**

**Rescinding Rule of Judicial Administration WJ103;  
No. 3 of 2015**

*And Now*, this 23rd day of September, 2015, it is *Hereby Ordered* that Westmoreland County Rule of Judicial Administration WJ103 is rescinded, and new Rule WJ103 is adopted. This change is effective 30 days after publication in the *Pennsylvania Bulletin*.

*By the Court*

RICHARD E. McCORMICK, Jr.,  
*President Judge*

**Rule WJ103. Official Publisher of Local Rules.**

The Westmoreland County Court Administrator is the official publisher of the Westmoreland County Rules of Court.

Adopted December 16, 1993, effective April 1, 1994. Rule WJ103 rescinded , 2015; New Rule WJ103 adopted , 2015, effective , 2015.

[Pa.B. Doc. No. 15-1796. Filed for public inspection October 9, 2015, 9:00 a.m.]

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**DISCIPLINARY BOARD OF  
THE SUPREME COURT**

**Notice of Suspension**

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated September 24, 2015, Mhkeeba Leshare Pate (# 95091) has been Suspended from the practice of law in this Commonwealth for a period of two years, to take effect October 24, 2015. This reciprocal suspension is based on a two year suspension that was imposed in the State of Washington. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

ELAINE M. BIXLER,

*Secretary*

*The Disciplinary Board of the  
Supreme Court of Pennsylvania*

[Pa.B. Doc. No. 15-1797. Filed for public inspection October 9, 2015, 9:00 a.m.]

# 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 September 29, 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

#### Conversions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-28-2015	Bank of Bird-in-Hand Bird-in-Hand Lancaster County  Application for approval to convert from a Pennsylvania State-chartered commercial bank to a Pennsylvania State-chartered stock savings bank.	Filed

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
9-28-2015	BB&T Corporation Winston-Salem Forsyth County, NC  Application for approval to acquire 100% of National Penn Bancshares, Inc., Allentown, and thereby indirectly acquire 100% of National Penn Bank, Allentown.	Filed

#### Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
11-12-2014	Northwest Savings Bank Warren Warren County  Amendment to Article I of the institution's Articles of Incorporation provides for a change in corporate title to "Northwest Bank."	Filed

### CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 15-1798. Filed for public inspection October 9, 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0064220 (Sewage)	Twin County Joint Municipal Authority WWTP 309 Mahoney Street Nuremburg, PA 18241	Schuylkill County North Union Township	Tomhicken Creek (05E)	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0111970 (Sewage)	Springbrook Family Campground Route 42 South Catawissa, PA 17820	Columbia County Locust Township	Roaring Creek (5-E)	Y
PA0003565 (Industrial Stormwater)	Morgan Advanced Materials and Technology, Inc. 1118 E Second Street Coudersport, PA 16915	Potter County Eulalia Township	Mill Creek (SWP 16C)	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

**PA0052230**, Sewage, SIC Code 4952, **Spring Hill Farm WWTF Association**, P. O. Box 756, Chadds Ford, PA 19317. Facility Name: Spring Hill Farm STP. This existing facility is located in Chadds Ford Township, **Delaware 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 Webb Creek, is located in State Water Plan watershed 3-G and is classified for Trout Stocking and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Monthly		Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.06	XXX	0.14
CBOD <sub>5</sub>	21	XXX	XXX	25	XXX	50
Total Suspended Solids	25	XXX	XXX	30	XXX	60
Total Dissolved Solids	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	200	XXX	1,000*
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
May 1 - Oct 31	1.7	XXX	XXX	2.0	XXX	4.0
Nov 1 - Apr 30	5.0	XXX	XXX	6.0	XXX	12.0
Total Phosphorus						
May 1 - Oct 31	0.8	XXX	XXX	1.0	XXX	2.0
Nov 1 - Apr 30	1.7	XXX	XXX	2.0	XXX	4.0
Total Copper	XXX	XXX	XXX	Report Daily Max	XXX	XXX

\* Shall not exceed in more than 10% of samples.

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

- A. No Stormwater
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Abandon STP when Municipal Sewers Available
- E. Chlorine Optimization
- F. Small Stream Discharge
- G. Operator Notification
- H. Fecal Coliform Limits
- I. TMDL/WLA 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.

**PA0244813**, SIC Code 8811, **Phillip Sanderson**, 4802 Sangamore Road, Bethesda, MD 20816. Facility Name: Sanderson Properties. This proposed facility is located in Schuylkill Township, **Chester County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of treated wastewater from a Single Residence Sewage Treatment Plant (SRSTP).

The receiving stream(s), Jug Hollow, a Tributary to the Schuylkill River, is located in State Water Plan watershed 3-F and is classified for High Quality Waters—Trout Stocking and Mi, 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 0.0005 MGD.

Parameters	Mass (lb/day)		Instant. Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Instant. Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

- Right of Entry
- Transfer of Permits
- Property Rights

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.*

**PA0012823**, Industrial Waste, SIC Code 4911, **Martins Creek, LLC**, 835 Hamilton Street, Suite 150, Allentown, PA 18101. Facility Name: Martins Creek Steam Electric Station. This existing facility is located in Lower Mount Bethel Township, **Northampton County**.

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

The receiving stream, Delaware River, is located in State Water Plan watershed 1-F and is classified for Warm Water Fishes, Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 010 are based on a design flow of 0.024 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Instant. Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	2.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.2	XXX	2.8
CBOD <sub>5</sub>	5.0	XXX	XXX	25	XXX	50
Total Suspended Solids	6.0	XXX	XXX	30	XXX	60
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Fecal Coliform (CFU/100 ml)						
May 1 - Sept 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	**
Ammonia-Nitrogen	4.0	XXX	XXX	20	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report Annl Avg	XXX	XXX

\*\* Not more than 1,000/100mL in more than 10% of the samples tested.

The proposed effluent limits for Outfall 011 are based on a design flow of 0.124 MGD.

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

The proposed effluent limits for Outfall 013 are based on a design flow of 7.77 MGDs.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Free Available Chlorine	XXX	XXX	XXX	0.2	0.5	XXX
Temperature (°F)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	30	100	XXX
Oil and Grease	XXX	XXX	XXX	15	20	XXX
Total Chromium	XXX	XXX	XXX	0.2	0.2	XXX
Total Iron	XXX	XXX	XXX	1.0	1.0	XXX
Total Zinc	XXX	XXX	XXX	1.0	1.0	XXX
Total Copper	XXX	XXX	XXX	1.0	1.0	XXX
Total Priority Pollutants	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 020 are based on a design flow of 0 MGD (stormwater).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 413 are based on a design flow of 0 MGD (stormwater).

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Copper	XXX	XXX	XXX	XXX	Report	XXX
Total Iron	XXX	XXX	XXX	XXX	Report	XXX
Total Nickel	XXX	XXX	XXX	XXX	Report	XXX
Total Zinc	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements Applicable to Chemical Additives
- Requirements Applicable to Stormwater Outfalls and Monitoring Points
- Cooling Water Intake Structure(s)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

**PA0008664 A-1**, IW, SIC Code 4911, **UGI Development Co.**, 1 Meridian Boulevard, Wyomissing, PA 19610. Facility Name: Hunlock Creek Energy Center. This existing facility is located in Hunlock Township, **Luzerne County**.

Description of Existing Activity: The application is for NPDES permit amendment for an increase over existing discharge of treated industrial wastewater associated with new electrical generating units being constructed.

The receiving stream(s), Susquehanna River, is located in State Water Plan watershed 5-B and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.



The proposed effluent limits for Outfall 001 are based on a design flow of 50.05 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>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	XXX	0.20	XXX
					Max	
Temperature (°F)	XXX	XXX	XXX	XXX	99	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease Influent	XXX	XXX	XXX	XXX	Report	XXX
Effluent Net	XXX	XXX	XXX	XXX	5.0	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Report	Report	XXX	XXX	XXX	XXX
	Total Mo	Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Report	Total Annual	XXX	XXX	XXX	XXX
	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual	XXX	XXX	XXX	XXX
Chlorination Duration (hours)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.346 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Wkly Avg				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	XXX	0.2	XXX
					Max	
Free Available Chlorine	XXX	XXX	XXX	0.2	0.5	XXX
				Daily Max	Max	
Temperature (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	100.0
Oil and Grease	XXX	XXX	XXX	15.0	XXX	20.0
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Nitrogen (Final)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	Total Mo	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	Total Annual	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus		Total Annual				
Total Phosphorus Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Final)	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Final)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Final)	Total Mo					
Total Cadmium (Interim)	Report	Report	XXX	Report	Report	XXX
Total Cadmium (Final)	0.167	0.334	XXX	0.078	0.156	0.195
Total Chromium	0.577	0.577	XXX	0.2	0.2	XXX
Total Copper	Report	Report	XXX	Report	Report	XXX
Total Iron	29.49	XXX	XXX	Report	Report	XXX
Total Manganese	16.59	XXX	XXX	Report	Report	XXX
Total Nickel	XXX	XXX	XXX	Report	XXX	XXX
Total Silver	Report	Report	XXX	Report	Report	XXX
Total Thallium (Interim)	Report	Report	XXX	Report	Report	XXX
Total Thallium (Final)	0.199	0.401	XXX	0.069	0.139	0.172
Total Zinc	2.88	2.88	XXX	1.0	1.0	XXX
Chlorination Duration	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0.00357 MGD.

<i>Parameters</i>	<i>Mass (lb/day)</i>			<i>Concentration (mg/l)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen (Interim)	XXX	XXX	Report	XXX	XXX	XXX
Dissolved Oxygen (Final)	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	1.0	XXX	2.0
CBOD <sub>5</sub>	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (CFU/100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Nitrate-Nitrite as N (Final)	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
Total Nitrogen		Total Annual				
Total Nitrogen Effluent Net (Final)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Final)	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Final)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Final)	Total Mo					
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	Report	Report	XXX
May 1 - Oct 31 (Interim)	XXX	XXX	XXX	Report	Report	XXX
May 1 - Oct 31 (Final)	XXX	XXX	XXX	25.0	Report	50.0
Ammonia-Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Ammonia-Nitrogen	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Kjeldahl Nitrogen (Final)	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus Effluent Net (Final)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					
Total Phosphorus (Final)	Report	XXX	XXX	XXX	XXX	XXX
	Total Mo					

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

- Chesapeake Bay Nutrient Definitions; Chesapeake Bay Nutrient Intake Monitoring Requirement; Necessary Property Rights; Residuals management; Relation to WQM Permits; ELG Requirements; Chlorine Discharge at Power Plants; PCB prohibition; Cooling Tower Maintenance Chemicals; Additional Total Residual Chlorine (TRC) and Free Available Chlorine (FAC) Requirements; Schedule for Compliance (STP Outfall #004 Ammonia-N, Dissolved Oxygen); Toxic Reduction Evaluation (TRE) requirements for Outfall #003 (Cadmium/Thallium); Stormwater conditions; Existing CWIS conditions

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

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

**PA0020508**, Sewage, SIC Code 4952, **McConnellsburg Sewer Authority Fulton County**, PO Box 681, McConnellsburg, PA 17233. Facility Name: McConnellsburg STP. This existing facility is located in McConnellsburg Borough, **Fulton 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), Big Cove Creek, is located in State Water Plan watershed 13-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.6 MGD.

Parameters	Mass (lb/day)			Concentration (mg/l)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
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	0.08	XXX	0.28
CBOD <sub>5</sub>						
May 1 - Oct 31	75	113	XXX	15	22.5	30
Nov 1 - Apr 30	125	200	XXX	25	40	50
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
		Daily Max				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
		Daily Max				
Total Suspended Solids	150	225	XXX	30	45	60

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
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
Ammonia-Nitrogen						
May 1 - Oct 31	10	XXX	XXX	2	XXX	4
Nov 1 - Apr 30	30	XXX	XXX	6	XXX	12
Total Phosphorus	10	XXX	XXX	2	XXX	4

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

Parameters	Mass (lbs)		Minimum	Concentration (mg/l)	
	Monthly	Annual		Monthly Average	Maximum
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	10,959	XXX	XXX	XXX
Net Total Phosphorus	Report	1,461	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.

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.

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

**PA0264032**, Sewage, SIC Code 8800, **Marshall Mark**, 3813 Williams Road, Erie, PA 16510. Facility Name: Mark Marshall SRSTP. This proposed facility is located in Harborcreek Township, **Erie County**.

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

The receiving stream, an unnamed tributary to Sixmile Creek, is located in State Water Plan watershed 15 and is classified for 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 0.0005 MGD.

Parameters	Mass (lb/day)		Minimum	Concentration (mg/l)		Instant. Maximum
	Average Monthly			Average Monthly		
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
BOD <sub>5</sub>	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

- Septic Tank Pumping Requirement
- Abandonment of the Treatment System
- Annual Submittal of an AMR

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.

**PA0264059**, Sewage, SIC Code 8800, **Christopher Carpin**, 3715 William Road, Erie, PA 16510. Facility Name: Christopher Carpin SRSTP. This proposed facility is located in Harborcreek Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to Sixmile Creek, is located in State Water Plan watershed 15-A and is classified for 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 0.0004 MGD.

Parameters	Mass (lb/day)		Concentration (mg/l)		Instant. Maximum
	Average Monthly	Minimum	Average Monthly	Geo Mean	
Flow (MGD)	Report	XXX	XXX	XXX	XXX
BOD <sub>5</sub>	XXX	XXX	XXX	10	XXX
Total Suspended Solids	XXX	XXX	XXX	10	XXX
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX
				Geo Mean	1,000

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

- Other Requirements

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

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

**WQM Permit No. 0998424**, Sewage, Amendment, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

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

Description of Action/Activity: Upgrade force main from 6" to 10" diameter and piping inside wet well and valve vault from 4" to 6".

**WQM Permit No. 1515404**, Sewage, **Tel Hai Retirement Community**, P. O. Box 190, Honey Brook, PA 19344.

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

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

**WQM Permit No. WQG02151508**, Sewage, **West Bradford Township**, 1385 Campus Drive, Downingtown, PA 19335.

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

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

*Correction:* The following notification for Pennsylvania American Water Company was published in the September 26, 2015, *Pennsylvania Bulletin* under Applications with the incorrect permit number.

**WQM Permit No. 4615202**, Industrial Waste, **Pennsylvania American Water Company**, 800 W. Hershey Park Drive, Hershey, PA 19033.

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

Description of Action/Activity: Installation of a new pipeline to existing outfall to discharge supernatant from wastewater clarifiers to the Schuylkill River.

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

**WQM Permit No. 3915402**, Sewage, **Lehigh County Authority**, 1053 Spruce Street, Allentown, PA 18106.

This facility is located in Weisenberg Township, **Lehigh County**.

Description of Proposed Action/Activity: The project is for the replacement of a 50-gallon tank for storage of Sodium Bicarbonate with a 250-gallon double wall polyethylene storage tank. In addition, an in-line 4-inch magnetic flowmeter will be installed downstream of the ultraviolet light disinfection system, insulated tank covers will be installed over the bioreactors to maintain temperature, an effluent analyzer will be installed to monitor ammonia, and an influent analyzer will be installed to monitor pH, temperature, and ammonia.

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

**WQM Permit No. 0115404**, Sewerage, **Lake Meade Municipal Authority**, 59 Curtis Drive, East Berlin, PA 17316.

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

Description of Proposed Action/Activity: Seeking permit approval for upgrades to pump station #3, replacement of a submersible pumping station with a suction life pumping station with greater capacity.

**WQM Permit No. 0615405**, Sewerage, **Maxatawny Township Municipal Authority**, 127 Quarry Road, Suite 1, Kutztown, PA 19530.

This proposed facility is located in Maxatawny Township and Kutztown Borough, **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval the construction of a new force main to serve existing development.

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

**WQM Permit No. 0215405**, Sewage, **Pleasant Hills Authority Allegheny County**, 610 Old Clairton Rd, Pittsburgh, PA 15236.

This proposed facility is located in Pleasant Hills Borough, **Allegheny County**.

Description of Proposed Action/Activity: Installation of a 0.50 MG wet weather equalization tank with a dewatering lift station, control building, gravity sanitary sewer tank influent line, tank dewatering forcemain, storm sewers, grading, E&S controls and restoration adjacent to SR 0051.

**WQM Permit No. 0215406**, Sewage, **Pleasant Hills Authority Allegheny County**, 610 Old Clairton Rd, Pittsburgh, PA 15236.

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

Description of Proposed Action/Activity: Construction of a 1.2 million gallon wet weather storage tank, 11 mgds wet weather lift station, sanitary sewer installation, approximately 8,000 linear feet of sanitary sewer replacement, and erosion and sedimentation control BMPs.

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

**WQM Permit No. 2515414**, Sewage, **Pamela Forsyth**, 4551 Greenlee Road, McKean, PA 16426.

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

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

**WQM Permit No. 2515415**, Sewage, **Thomas G. Covatto**, 8121 Route 99, Erie, PA 16509.

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

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

**WQM Permit No. 4215401**, Sewage, **Matthew Cobb**, 23 Gilbert Lane, Bradford, PA 16701.

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

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

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

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*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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI011515026	Cupola Industrial Center 301 Lippitt Road Honey Brook, PA 19344	Chester	West Nantmeal Township	East Branch Brandywine Creek HQ-TSF
PAI015115006	Philadelphia Industrial Development Corporation 1500 Market Street Suite 2600 West Philadelphia, PA 19102	Philadelphia	City of Philadelphia	Schuylkill WWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024815007	ORE Rentals George Blobe 699 NW End Boulevard Quakertown, PA 18951	Northampton	Lower Nazareth Township	UNT to Bushkill Creek (HQ-CWF, MF)



*Susquehanna County Conservation District, 88 Chenango Street, Montrose, PA 18801.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025815001	Leatherstocking Gas Company, Inc. c/o Matt Cook 49 Court Street Binghamton, NY 13902	Susquehanna	New Milford Township	Salt Lick Creek (HQ-CWF, MF) Meylert Creek (HQ-CWF, MF) Wellmans Creek (HQ-CWF, MF) Smith Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI032115004	PPG Industries, Inc. 400 Park Drive Carlisle, PA 17015-9271	Cumberland	South Middleton Township	Yellow Breeches/ HQ-CWF
PAI033615008	Kenneth Steele 227 Green Lane Quarryville, PA 17566	Lancaster	Little Britian	Reynolds Run/ HQ-CWF McCreary Run/HQ-TSF
PAI033615009	C Dale Bollinger 107 Center Road Quarryville, PA 17566	Lancaster	East Drumore	POI-A UNT to Conowingo Creek/ HQ-CWF
PAI032215001 Phased	Pennsylvania Department of Transportation Engineering District 8-0 2140 Herr Street Harrisburg, PA 17103	Dauphin	Lower Paxton Township	UNT Asylum Run (WWF, MF) Asylum Run (WWF, MF) UNT Paxton Creek (WWF, MF) UNT Slotznick Run (CWF, MF) Slotznick Run (CWF, MF) UNT Spring Creek (CWF, MF) EV Wetlands

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

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAI056315007	PennDOT District 12-0 825 North Gallatin Avenue Extension, Uniontown, PA 15401	Washington County	South Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)
PAI056315008	PennDOT District 12-0 825 North Gallatin Avenue Extension, Uniontown, PA 15401	Washington County	South Strabane Township	UNT to Little Chartiers Creek (HQ-WWF)

*Northwest Region: Waterways and Wetlands Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.**Butler County Conservation District, 122 McCune Drive, Butler, PA 16001-6501*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI061015003	Rukas Development LLC 100 Woodbury Drive Sarver, PA 16055	Butler	Buffalo Township	UNT Little Buffalo Creek HQ-TSF

**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>
Leonard Hoover 6188A Old Route 22, Bernville, PA 19506	Berks	103.4	368.72	Broilers and Replacement Heifers	None	New
Noah W Kreider & Sons LLP—Middletown Facility 301 Long View Drive Middletown, PA 17507	Dauphin	339.1	6,930	Layers	NA	Renewal

**PUBLIC WATER SUPPLY (PWS)  
PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

*Central Office: Bureau Director, Safe Drinking Water,  
P. O. Box 8467, Harrisburg, PA 17105-8467*

**Permit No. [9996478], Public Water Supply.**  
Applicant **[Keppler Water Treatment,  
Inc. dba Keppler Culligan  
Waters]**  
[Township or Borough] **[Akron, New York]**

Responsible Official [Steve Zybeck, IBWA CPO]  
 Type of Facility [Out of State Bottled Water System]  
 Application Received Date [September 14, 2015]  
 Description of Action [Applicant requesting Department approval to sell bottled water in Pennsylvania under the brand name: Culligan Drinking Water.]

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

**Application No. 4115510—Construction, Public Water Supply.**

Applicant **Muncy Borough Municipal Authority**  
 Township/Borough Muncy Creek Township  
 County **Lycoming**  
 Responsible Official Edward Breon, Authority Chairman  
 Muncy Borough Municipal Authority  
 14 North Washington Street  
 Muncy, PA 17756  
 Type of Facility Public Water Supply  
 Consulting Engineer Steven E. Riley, P.E.  
 Entech Engineering, Inc.  
 201 Penn Street  
 Reading, PA 19602  
 Application Received September 24, 2015  
 Description of Action Construct a new 1.0 MG groundwater storage tank and 0.5 MG elevated water storage tank.

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

**Permit No. 6115501, Public Water Supply**

Applicant **Polk Center**  
 Township or Borough Polk Borough  
 County **Venango**  
 Responsible Official Shannon D. Hawke  
 Type of Facility Public Water Supply  
 Consulting Engineer Robert M. Bruce, P.E.  
 Penn State Facilities Engineering Institute  
 Marion Place, Suite 414  
 135 East Nittany Avenue  
 State College, PA 16801  
 Application Received Date September 8, 2015  
 Description of Action Modify to include the use of soda ash for pH control and any polyaluminum chloride coagulation product for drinking water use. Currently using delpac (not permitted) for coagulation.

## 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. 4515506MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Dr.  
 Hershey, PA 17033  
 [Township or Borough] Hamilton Twp., **Monroe County**  
 Responsible Official David R. Kaufman, Vice President—Engineering  
 Pennsylvania American Water Company  
 800 West Hersheypark Dr.  
 Hershey, PA 17033  
 Type of Facility Public Water Supply  
 Consulting Engineer David Lentowski, PE  
 Pennsylvania American Water Company  
 800 West Hersheypark Dr.  
 Hershey, PA 17033  
 Application Received Date 9/11/2015  
 Description of Action The applicant proposes the replacement of the 80,000 gallon storage tank (which is utilized for CT) at the Stony Garden WTP site.

**Application No. 4515502MA, Minor Amendment.**

Applicant **Tri Valley Water Supply**  
 [Township or Borough] Polk Twp., **Monroe County**  
 Responsible Official David Scholtz  
 Prosser Laboratories, Inc.  
 P. O. Box 118  
 Effort, PA 18330  
 Type of Facility Public Water Supply  
 Consulting Engineer N/A  
 Application Received Date 5/28/2015  
 Description of Action The applicant proposes the replacement of calcium hypochlorite (powder) with liquid sodium hypochlorite.

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

**Application No. A7703-MA2, Minor Amendment.**

Applicant **Knox Borough**  
 Township or Borough Knox Borough  
 Responsible Official Jack E. Bish, Jr.  
 Type of Facility Public Water Supply  
 Consulting Engineer Brian S. Sekula, P.E.  
 The EADS Group, Inc. (Clarion)  
 15392 Route 322  
 Clarion, PA 16214

Application Received Date	September 11, 2015
Description of Action	Remove caustic soda; the chemical feed system was removed in 1996, but the permit was never amended to reflect those changes.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form,

contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

**Conversano Residence**, 897 Country Place Drive, Coolbaugh Township, **Monroe County**. Patriot Environmental Management LLC, P. O. Box 629, Douglassville, PA 19518, on behalf of The Sycamore Companies, 998 Old Eagle School Road, Suite 1205, Wayne, PA 19087, submitted a Notice of Intent to Remediate. Contamination was due to an accidental release during delivery. The Notice of Intent to Remediate was published in *The Pocono Record* on September 17, 2015

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

**Douglas Arnick Property**, 2844 State Road SR 22, Fredericksburg, PA, Bethel Township, **Lebanon County**. McKee Environmental, Inc., 218 Washington Avenue, Bellefonte, PA 16823, on behalf of Douglas Arnick, 672 Jonestown Road. Jonestown, PA 17038, and Nationwide Agribusiness, 1100 Locust Street, Dept. 3011, Des Moines, IA 50391, submitted a Notice of Intent to Remediate site soils contaminated with diesel fuel released in a vehicle accident. The site will be remediated to the Residential Statewide Health Standard and will remain residential. The Notice of Intent to Remediate was published in the *Lebanon Daily News* on September 6, 2015.

**Reading Equipment and Distribution**, 1363 Bowmansville Road, Bowmansville, PA 17507, Brecknock Township, **Lancaster County**. Liberty Environmental, Inc., 50 North 5th Street, 5th Floor, Reading, PA 19601, on behalf of The Reading Group, LLC, 825 East Wyomissing Boulevard, Reading, PA 19611, submitted a Notice of Intent to Remediate site soils and groundwater contaminated with #2 fuel oil from a leaking underground storage tank. The site will be remediated to the Residential Statewide Health Standard and will remain commercial and industrial. The Notice of Intent to Remediate was published in the *LNP* on September 16, 2015.

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

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**Application received, under the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P. S. §§ 4000.101—4000.1904) and regulations to operate a Solid Waste Processing or Disposal Area or Site.**

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

**Permit No. 301097. Horsehead Corporation**, 4995 Steubenville Pike, Suite 405, Pittsburgh, PA 15217. An application for major permit modification proposing a closure plan for the captive residual waste landfill in Potter Township, **Beaver County** was received in the Regional Office on September 9, 2015.



## 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

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

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

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

**54-00001A: Guilford Mills Inc.** (1 Penn Dye Street, Pine Grove, PA 17963) for their facility in Pine Grove Borough, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Guilford Mills Inc. (1 Penn Dye Street, Pine Grove, PA 17963) for their facility in Pine Grove Borough, Schuylkill County. This Plan Approval No. 54-00001A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-00001A is for the installation and operation of one (1) tenter frame and will use a currently installed control device for opacity control. Nitrogen Oxide (NO<sub>x</sub>) and Sulfur Oxides (SO<sub>x</sub>) emissions from the plant will remain under their 100 TPY threshold limit, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code §§ 123.13 and 123.41 for PM and opacity emissions. These limits will meet BAT requirements for this source. The company shall also be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 54-00001A 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, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

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

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

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

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 Approval # 39-00006C to American Craft Brewery**, 7880 Penn Drive, Breinigsville, PA 18031-1508, for their plant located in Upper Macungie Township, **Lehigh County**. The facility currently has Title V Permit No. 39-00006. This plan approval will be incorporated into the Title V operating permit through an administrative amendment at a later date, and the action will be published as a notice in the *Pennsylvania Bulletin*.

Plan Approval No. 39-00006C is for the construction of a Cask House dedicated to the casking of malt beverage products. Cask house will age and store Utopias as well as other malt beverage products. The majority of the volatile organic compound (VOC) emissions from the proposed Cask house will be attributed to the evaporative losses through the wooden casks. Minor amounts of VOCs will result from the transfer of the malt beverage between casks during the aging process. The company has conservatively assumed that all casking emissions associated with this project are attributed to the casking of Utopias. No production or packaging increases are associated with the aging and storage of Utopias or other malt beverages at the Cask house. The company's proposal to use good management practices for operation and maintenance of the associated equipment constitutes BAT for malt beverage aging and storage.

The proposed Cask House operations will result in an increase in the VOC potential to emit (PTE) for the facility but will not affect the production or capacity of any other emissions units at the facility.

A review of the information submitted by the company indicates that the proposed project will meet all applicable State and Federal air quality requirements. Based upon these findings, DEP plans to approve the application and issue a permit for the facility.

The following table summarizes the VOC emissions from the cask house operations.

<i>Sources</i>	<i>VOC Emissions TPY</i>
Cask house	6.12

The emissions of these pollutants are within all applicable emissions limitations.

In order to assure compliance with the applicable standards, DEP will place conditions in the plan approval.

The Plan Approval and Operating Permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information which they believe should be considered prior to the issuance of this permit may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 39-00006C 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 Raymond Kempa, P.E., Environmental Group Manager, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701, Phone 570-826-2511 within 30 days after publication date.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**28-05022A: Signature Companies, Inc.** (5171 Innovation Way, Chambersburg, PA 17201) for the construction of a spray paint system (Source ID 104) equipped with dry panel filters for particulate matter (PM) overspray control at its wood furniture (i.e., cabinets, stairs and railings) manufacturing facility located in Greene Township, **Franklin County**. The maximum expected increases in facility emissions as a result of the changes proposed are: 6.0 TPY VOC; 0.9 TPY toluene; 0.2 TPY xylene; and 1.1 TPY total HAPs. The facility is a State-Only facility. The Department's review of the information submitted by the applicant indicates that the air contamination source 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 (BAT) requirement of 25 Pa. Code §§ 127.1 and 127.12, and the surface coating process requirements of 25 Pa. Code § 129.52. 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 specifications of the application for plan approval, the requirements established in the plan approval will be incorporated into the facility's State-Only Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450(a)(5).

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

*Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6328*

**43-034B: Dunbar Asphalt Products, Inc., Wheatland Asphalt Plant** (P.O. Box 477, Wheatland, PA



16161) for the modification of the control device C202B (Plant 4 Baghouse), which is used to control particulate matter emissions for sources 202 (Rotary Dryer, McCarter Plant 4 BMA Plant) and 202F (Horizontal Rotary Mixing Drum). This facility is located at 300 Ohio Street, which is in the City of Hermitage, **Mercer County**.

Pursuant to 25 Pa. Code §§ 127.44(a) and 127.424, the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 43-034B to Dunbar Asphalt Products, Inc. for the modification of control devices C202B, which controls particulate matter emissions for permitted sources at the facility. This facility is located in the City of Hermitage, Mercer County. The Plan Approval will subsequently be incorporated into the facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Based on the information provided by the applicant and DEP's own analysis, the sources modified under this plan approval will have projected post-control actual emissions of approximately 10.67 tons per year (tpy) of particulate matter.

The Plan Approval will contain emission and fuel restrictions, along with, testing, recordkeeping, work practice and additional requirements designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide the Department 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. The Department will consider any written comments received within 30 days of the publication of this notice.

Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 43-034B, Dunbar Asphalt Products, Inc., Wheatland Asphalt Plant 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, 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 the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to the New Source Review Section, Air Quality Program, Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335, 814-332-6940.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should by calling 814-332-6940, or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate their needs.

## OPERATING PERMITS

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

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

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

**23-00009: The Boeing Company—Philadelphia** (PO Box 16858 Philadelphia, PA 19142-0858) for renewal of the Title V Operating Permit for its Ridley Park Pennsylvania Facility, an aerospace fabrication and repair facility located in Ridley Township, **Delaware County**. The renewal will also include the incorporation of Plan Approvals 23-0009G, 23-0009H and 23-0009F.

Actual emissions from the facility of the following pollutants averaged over the past two years in tons per year were as follows: volatile organic compounds (VOC)—52; nitrogen oxides (NO<sub>x</sub>) and carbon monoxide (CO)—16; hazardous air pollutants (HAP)—8. Minor amounts of particulate matter (PM) and sulfur oxides (SO<sub>x</sub>) were also emitted. The proposed renewed Title V Operating Permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. Upon final approval, the permit will be renewed for a period of five (5) years.

The following Federal regulations have been promulgated since the last renewal and are incorporated in the current renewal: 40 CFR Part 63 Subpart DDDDD—Maximum Achievable Control Technology (MACT): Industrial, Commercial and Institutional Boilers and Process Heaters; 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines; 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines; 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. Incorporation of the requirements of 40 CFR Part 63 Subpart DDDDD into the renewal effectively incorporates Plan Approval 23-0009F, which was submitted as a case by case determination for the "Boiler MACT."

In addition, the requirements of 40 CFR Part 64—Compliance Assurance Monitoring (CAM) for a 73 MMBtu/hr boiler (Source ID 053) are included in the renewal. The Boeing Co. took a restriction of 850 operating hours for each of 4 turbine generators (Source ID 042) to avoid applicability of CAM for the turbine generators.

The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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

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

**48-00015: Lehigh Heavy Forge Corp.**, (275 Emery Street, Bethlehem, PA 18015-2042) The Department intends to issue a renewal Title V Operating Permit for an iron and steel forgings facility in the City of Bethlehem, **Northampton County**. The facility sources include a series of forging furnaces, heat treatment furnaces, and miscellaneous metal treating sources. The latest facility emissions for year 2014 as reported by the company include: CO—24.45 tpy, Lead—0.0 tpy, NO<sub>x</sub>—25.68 tpy, PM<sub>10</sub>—0.77 tpy, PM<sub>2.5</sub>—0.77 tpy, SO<sub>x</sub>—0.16 tpy, and

VOC—4.33 tpy. These sources have the potential to emit major quantities of regulated emissions above the Title V emission thresholds. The proposed Title V 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 included.

**35-00008: Gentex Corporation Simpson Plant** (324 Main Street, PO Box 315, Carbondale, PA 18407-0315) for personal protection equipment and situation awareness products manufacturing in Fell Township, **Lackawanna County**. This is a renewal of the Title V Operating Permit. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The sources consist of five (5) spray paint booths, two (2) spreaders, two (2) boilers, and optical coating lines. The sources are controlled by two (2) regenerative thermal oxidizers (RTO's). The Title V Operating Permit includes emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**06-05081: Delaware County Solid Waste Authority** (583 Longview Road, Boyertown, PA 19512) for operation of a municipal solid waste landfill at the Rolling Hills Landfill in Earl Township, **Berks County**. The facility's actual emissions as reported for the year 2014 were estimated at 7.3 tons of CO, 6.9 tons of NO<sub>x</sub>, 11.8 tons of PM<sub>10</sub>, 1.8 ton of SO<sub>x</sub>, and 5.7 tons of VOCs. The renewal of the Title V Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60, Subpart WWW—Standards of Performance for Municipal Solid Waste Landfills.

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

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

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

**48-00050: Bethlehem City Waste Water Treatment Plant** (144 Shimersville Road, Bethlehem, PA 18015-9528) The Department intends to issue a State-Only Operating Permit for the operation of a waste water treatment facility in Bethlehem Township, **Northampton County**. The sources consist of two (2) boilers, four (4) digesters, and one (1) parts washer. The digesters emissions are controlled by a waste gas flare. This is a renewal of a State-Only Operating Permit. The proposed 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.

**66-00003: Deer Park Lumber, Inc.** (3042 SR 6, Tunkhannock, PA 18657) The Department intends to issue a State-Only (Synthetic Minor) Operating Permit for the operation of a sawmill facility in Tunkhannock Township, **Wyoming County**. The facilities main source includes one (1) wood-fired boiler. This is a renewal of a State-Only (Synthetic Minor) Operating Permit. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**31-03001: Yellow Springs Hardwoods** (4683 Brick Yard Road, Alexandria, PA 16611) to issue a State Only Operating Permit for their hardwood processing facility in Porter Township, **Huntingdon County**. Facility sources include a wood waste processing system which produces wood chips to fuel the facility's boiler. The boiler has the potential to emit several tons of particulate matter per year and is Subject to 40 CFR Part 63, Subpart JJJJJJ of the National Emission Standards for Hazardous Air Pollutants for Source Categories. The Operating Permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

**49-00042: Catawissa Wood & Components, Inc.** (1015 W. Valley Ave., Elysburg, PA 17824) to issue a renewal State Only Operating Permit for their Paxinos Plant located in Ralpho Township, **Northumberland County**. The facility is currently operating under State Only Operating Permit 49-00042. The facility's main sources include one No. 2 fuel oil/woodwaste-fired boiler, one wood-fired boiler, woodworking equipment, parts washer, fuel oil storage tanks and eight steam-heated wood kilns. The facility has potential emissions of 78.84 TPY of CO; 65.15 TPY of NO<sub>x</sub>; 3.54 TPY of SO<sub>x</sub>; 95.61 TPY of PM/PM<sub>10</sub>; 3.90 TPY of VOCs; 4.05 TPY HAPs; 26,148 TPY GHGs. Both boilers are subject to 40 CFR Part 63, Subpart JJJJJJ—National Emissions Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers at Area Sources. 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 Part 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.

**41-00061: Hanson Aggregates PA LLC** (7660 Imperial Way, Allentown, PA 18195) for their Montoursville sand and gravel processing plant located in Fairfield



Township, **Lycoming County**. The facility is currently operating under the State Only operating permit 41-00061. The facility's main sources include crushers, screeners and associated material handling equipment.

The facility has potential emissions of 8.23 tons per year of particulate matter less than 10 microns in diameter and 0.03 ton per year of volatile organic compounds. Some of the equipment in the mineral processing plant is subject to 40 CFR Part 63, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants. 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 25 Pa. Code Chapters 121—145 as well as 40 CFR Parts 60.

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.

**18-00023: Hanson Aggregates PA LLC** (7660 Imperial Way, Allentown, PA 18195) for their Salona quarry located in Lamar Township, **Clinton County**. The facility is currently operating under the State Only operating permit 18-00023. The facility's main sources include crushers, screeners and associated material handling equipment.

The facility has potential emissions of 13.84 tons per year of particulate matter less than 10 microns in diameter and 0.03 ton per year of volatile organic compounds. Some of the equipment in the mineral processing plant is subject to 40 CFR Part 63, Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants. 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 25 Pa. Code Chapters 121—145 as well as 40 CFR Parts 60.

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.

**14-00038: Valley Enterprise Container LLC** (P. O. Box 230 Blanchard, PA 16826-0230) to issue a renewal State Only Operating Permit for their Liberty Township facility located in Liberty Township, **Centre County**. The facility is currently operating under State Only Operating Permit 14-00038. The facility's main sources include seven small combustion units with a total combined maximum heat input rating of 1.32 MMBtu/hr, a surface coating operation controlled by filters, a 325 brake horsepower diesel engine, and a 277 brake horsepower diesel engine.

The facility has potential annual emissions of 7.90 tons of carbon monoxide, 13.66 tons of nitrogen oxides, 2.57 tons of sulfur oxides, 13.26 tons of particulate matter (including particulate matter less than 10 microns in size and particulate matter less than 2.5 microns in size),

19.36 tons of volatile organic compounds, 2.39 tons of hazardous air pollutants, and 2,066 tons of carbon dioxide equivalent. The engines are subject to Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Source Categories, 40 CFR 63.6580—63.6675 (National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines) and the one engine is subject to Subpart IIII of the federal Standards of Performance for New Stationary Sources, 40 CFR 60.4200—60.4219 (Standards of Performance for Stationary Compression Ignition Internal Combustion Engines). 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 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.

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

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

**10-00344: Fannie's Friends, Inc.** (352 Railroad Street, Evans City, PA 16033). The Department intends to re-issue the Natural Minor Operating Permit for this facility located in Evans City Borough, **Butler County** that performs animal cremations. Emissions from this facility remain below major source levels. If the crematory were operated 24 hours per day, 365 days per year, the potential emissions would be (all values are in tons per year)  $SO_x = 0.71$ ,  $NO_x = 0.86$ ,  $PM = 0.74$ ,  $CO = 0.22$ ,  $VOCs = 0.86$ , and  $HAPs < 0.05$ .

**20-00301: Universal Well Services, Incorporated** (13549 South Mosiertown Road, Meadville, PA 16335-8317) for a renewal of the Natural Minor Operating Permit to operate a service facility for the mobile equipment used by the company located in Vernon Township, **Crawford County**. The emitting sources include: 1) Truck Paint Booth, 2) Small Paint Booth and, 3) Emergency Generator. The emergency generator is subject to 40 CFR Part 60, Subpart JJJJ. All applicable conditions of Subpart JJJJ have been included in the permit. In the permit renewal application the facility stated the potential emissions are: VOC: 7.4 Tons per year (TPY), HAP: 1.1 TPY. Emissions from the emergency generator engine are less than 1 TPY for each of the criteria pollutants.

**25-01026: A. Brugger and Sons Funeral Home, LLC** (8445 East 38th Street, Butler, PA 16504-1768). The Department intends to issue a Natural Minor Operating Permit for the crematory operations at this facility located in the City of Erie, **Erie County**.

This permit issuance incorporates Plan Approval Number 25-1026A which authorized the operation of a human remains crematory. All applicable requirements from that plan approval have been incorporated into this proposed operating permit.

Potential emissions from this facility are as follows: Particulate Matter = 1.52 TPY (tons per year), CO = 0.066 TPY, NO<sub>x</sub> = 0.42 TPY, VOC = 0.42 TPY, and SO<sub>2</sub> = 0.35 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, Subchapter B And Subchapter F. These actions may include the administrative amendments of an associated operating permit.**

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

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

**14-00003I: Pennsylvania State University** (101P Physical Plant Bldg, University Park, PA 16802) has submitted a plan approval application to the Department for the construction of one 2,000 kW Cummins DQKAB diesel-fired emergency generator powered by a reciprocating internal combustion engine rated at 2,919 brake-horsepower for its water treatment plant at the University Park Campus, located in College Township and State College Borough, **Centre County**.

### 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*

**03813704 and NPDES No. PA0002283. Consol Mining Company LLC**, (CNX Center, 1000 CONSOL Energy Drive, Canonsburg, PA 15317). To renew the permit for the Keystone No. 1 Coal Refuse Disposal Area in Plumcreek Township, **Armstrong County** for reclamation only/water treatment. No additional discharges. The application was considered administratively complete on September 22, 2015. Application received December 12, 2014.

**30031301 and NPDES No. PA0235610. Dana Mining Company of Pennsylvania, LLC**, (308 Dents Run Road, Morgantown, WV 26501). To revise the permit for the 4-West Mine in Dunkard Township, **Greene County** and related NPDES permit, to construct 3 pipelines and 4 boreholes. Surface Acres Proposed 7.0. No additional discharges. The application was considered administratively complete on September 23, 2015. Application received July 22, 2015.

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

**Permit No. 56130107 and NPDES No. PA0269484. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, commencement, operation and restoration of a bituminous surface mine in Jenner Township, **Somerset County**, affecting 311.2 acres. Receiving streams: unnamed tributaries to/and Two Mile Run classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Greater Johnstown Water Authority. Application received: September 2, 2015.

The application includes wetland encroachments in which 0.17 acre of wetlands will be removed and replaced with .25 acre of reconstructed wetlands.

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

**03140101 and NPDES Permit No. PA0278157. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Application for commencement, operation and restoration of bituminous surface mine, located in Madison Township, **Armstrong County**, affecting 144.2 acres. Receiving streams: unnamed tributaries to Redbank Creek, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: August 4, 2015.

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

**Permit No. 54850103R6. Michael Coal Company**, (PO Box 8, Williamstown, PA 17098), renewal for reclamation.

mation activities only of an anthracite surface mine and coal refuse disposal operation in Frailey and Tremont Townships, **Schuylkill County** affecting 217.6 acres, receiving stream: unnamed tributary to Good Spring Creek, classified for the following uses: cold water and migratory fishes. Application received: September 18, 2015.

**Permit No. 40840206R6. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocess, refuse disposal and preparation plant operation in Plains Township, **Luzerne County** affecting 126.9 acres, receiving stream: Mill Creek, classified for the following uses: cold water and migratory fishes. Application received: September 18, 2015.

**Permit No. 40840206C4. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction of an existing anthracite coal refuse reprocess, refuse disposal an preparation plant operation to update the post-mining land use from woodland to unmanaged natural habitat in Plains Township, **Luzerne County** affecting 126.9 acres, receiving stream: Mill Creek, classified for the following uses: cold water and migratory fishes. Application received: September 18, 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*

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

**NPDES No. PA0262986 (Mining Permit No. 11100101), Hoffman Mining, Inc.**, P. O. Box 130, Friedens, PA 15541, transfer/renewal of an NPDES permit for bituminous surface mine in Richland Township, **Cambria County**, affecting 14.0 acres. Receiving stream: Solomon Run classified for the following use: warm water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: August 4, 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 stormwater outfall listed below discharges to Solomon Run:

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

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

<i>Outfalls: 001</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	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times			
Alkalinity must exceed acidity at all times			

**NPDES No. PA0269441 (Mining Permit No. 56140104), Sherpa Mining Contractors, Inc.**, 337 Benny Road, Hooversville, PA 15936, new NPDES permit for a surface coal mine operation in Shade Township, **Somerset County**, affecting 165.0 acres. Receiving streams: unnamed tributaries to Miller Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiskiminetas-Conemaugh River TMDL.

Application received: May 4, 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 tributaries to Miller Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Treatment Pond 1	Y
002—Treatment Pond 2	Y
003—Treatment Pond 3	Y

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

<i>Outfalls: 001, 002 and 003</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
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			

The outfall(s) listed below discharge to unnamed tributaries to Miller Run.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
004—Sediment Pond 1	Y
005—Sediment Pond 2	Y
006—Sediment Pond 3	Y
007—Sediment Pond 4	Y



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

<i>Outfalls: 004, 005, 006 and 007</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
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			

#### *Noncoal NPDES Draft Permits*

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

**NPDES No. PA0259624 (Permit No. 04150301). Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141) New NPDES permit for a large industrial minerals surface mine in Darlington Township, **Beaver County**, affecting 6.0 acres. Receiving streams: Madden Run to North Fork Little Beaver Creek, classified for the following uses: HQ-CWF. TMDL: None. Application received: August 10, 2015.

There are no discharging facilities associated with this site.

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

**NPDES Permit No. PA0225509 on Surface Mining Permit No. 64142501. Robert A. Coleman**, (PO Box 3, Susquehanna, PA 18847), new NPDES Permit for a bluestone quarry operation in Scott Township, **Wayne County**, affecting 9.6 acres. Receiving stream: unnamed tributary to Balls Creek, classified for the following uses: HQ—cold water fishes and migratory fishes. Application received: August 15, 2014.

### FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

#### **WATER OBSTRUCTIONS AND ENCROACHMENTS**

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

**E15-864. PECO Energy Company**, 2301 Market Street, S7-2, Philadelphia, PA 19101, East Whiteland Township, **Chester County**, ACOE Philadelphia District.

To construct and maintain approximately 60 feet of 4-inch plastic gas main pipe in the roadbed and within the right-of-way of S.R. 0401, Conestoga Road where it crosses above an unnamed tributary to Valley Creek. This crossing is part of the Conestoga Road Gas Utility Line Project.

The site is located at 209 Conestoga Road between Valley Creek Road and the East Whiteland Township Municipal Building. (Malvern, PA USGS map Lat: 40.050794, Long: -75.555028).

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

**E35-461. Roaring Brook Township**, 430 Blue Shutters Road, Roaring Brook, PA 18444, in Roaring Brook Township, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To maintain an existing single span stone arch bridge with a span of approximately 18 feet and an underclearance of approximately 8 feet. An improved superstructure was constructed and consists of steel girders and a concrete deck on independent abutments placed independently of the arch bridge. The project is located on Smith Road at the intersection of State Route 0307 (Moscow, PA Quadrangle, Latitude: 41°22'27"; Longitude: -75°36'37").

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

**E57-131. Pennsylvania Department of Transportation, Engineering District 3-0**, PO Box 218, Montoursville, PA 17754-0218. S.R. 4008 Section 019, Unnamed Tributary to Elk Creek Bridge Replacement, Elkland Township, **Sullivan County**, ACOE Baltimore District (Shunk, PA Quadrangle N: 41° 33' 08"; W: -76° 39' 03").

PA DOT Engineering District 3-0 proposes to replace a single span reinforced concrete slab bridge with a single cell precast concrete box culvert. The existing bridge has a span of 9.50 Ft., a skew of 58 degrees, an under clearance of 6.33 Ft., a low chord of 1,408.203 Ft. and a hydraulic opening of 48.3 Ft<sup>2</sup>. The proposed box culvert has a span of 18 Ft., a skew of 90 degrees, an under clearance of 5.0 Ft., a low chord of 1,408.38 Ft. and a hydraulic opening of 90 Ft<sup>2</sup>. The increase in roadway width is beyond the criteria for the General Permit 11. The project will also include R-8 Rip Rap protection on the right and left upstream and downstream banks. The total stream impact from the proposed box culvert and the stream bank protection will be approximately 210 Ft. The project will not impact any jurisdictional wetlands and does not require mitigation. The Unnamed Tributary to Elk Creek is classified as an Exceptional Value Stream (Also Wild Trout) by Title 25, Chapter 93 Water Quality Standards.

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

**E02-1712, Columbia Gas Transmission, LLC**, 1700 South MacCorkle Avenue SE, Charleston, WV 25314, North Fayette Township and South Fayette Township, **Allegheny County**, ACOE Pittsburgh District.

The applicant is proposing to:

1. Abandon, in-place, some segments of the existing 20" diameter bare steel pipe of the Line 1570 gas pipeline;
2. Construct and maintain multiple utility line stream and wetland crossings within the Millers Run (WWF) and Robinson Run (WWF) watersheds, and a temporary road crossing, in association with the installation of replacement, 20" diameter carbon steel pipe;

For the purpose of modernizing and replacing existing, aging infrastructure. In Allegheny County, this project will cumulatively impact approximately 2,241 linear feet (lf) of watercourse and 0.48 acre of wetland. Construction activities will occur within a 75'—100' right-of-way (ROW); however, a 50' permanent ROW will be maintained, post construction. Within Allegheny County, this project begins approximately 1,360' west of the intersection between Reissing Road and Cecil Reissing Road (Canonsburg, PA USGS topographic quadrangle; Latitude: 40° 21' 9.72"; Longitude: -80° 12' 14.42"), in South Fayette Township, Allegheny County, and ends near the intersection of North Branch Road and Third Ave (Oakdale, PA USGS topographic quadrangle; Latitude: 40° 24' 45.58"; Longitude: -80° 12' 33.42"), in North Fayette Township, Allegheny County. This application is for a portion of a multi-county project that is located within Allegheny County; however, the overall project includes the replacement of approximately 34 miles of pipeline, within three (3) pipeline segments, in Allegheny, Greene and Washington Counties.

**E02-1718, Sunoco Pipeline, L.P.**, 535 Fritztown Road, Sinking Spring, PA 19608, Forward Township and Elizabeth Township, **Allegheny County**, ACOE Pittsburgh District.

The applicant is proposing to construct, operate and maintain three (3) wetland utility line crossings, twenty eight (28) utility line stream crossings and thirty (30) temporary road crossings, in, across or along watercourses within the Bunola Run (WWF), Sunfish Run (WWF), Monongahela River (WWF), Kelly Run (WWF), Pollock Run (WWF), Long Hollow (WWF), Mill Run (WWF), Becketts Run (WWF), and Gillespie Run (WWF)

watersheds. The project is located in Forward, and Elizabeth Townships, in Allegheny County, starting at a crossing of the Monongahela River, approximately two miles downstream from the town of New Eagle, Pennsylvania (Start: USGS Monongahela Quadrangle, Latitude: 40°13'48", Longitude: -79°48'18"), and exiting the county approximately 0.25 mile north of the intersection of Salem Church Road and SR 136 (End: USGS Donora Quadrangle, Latitude: 40°13'10", Longitude: -79°48'18"). This project is a portion of a larger project that will construct two parallel natural gas liquid pipelines, within multiple counties, across the Commonwealth, for the purpose of interconnecting the existing SPLP Mariner East pipelines, over a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to Sunoco Pipeline, L.P.'s (SPLP) Marcus Hook facility in Delaware County, Pennsylvania. The portion of this project within Allegheny County will cumulatively and permanently impact 0.361 acre of PEM wetlands and 1,476 feet of watercourses.

**E11-352, Sunoco Pipeline, L.P.**, 535 Fritztown Road, Sinking Spring, PA 19608, Jackson Township, Cambria Township, Washington Township, Munster Township, and Cresson Township; **Cambria County**, ACOE Pittsburgh District.

The applicant is proposing to construct, operate and maintain eighty eight (88) wetland utility line crossings, one hundred sixty two (162) utility line stream crossings and two hundred forty (240) temporary road crossings, in, across or along the watercourses within the Stewart Run (HQ-CWF, CWF), Burgoon Run (CWF), Hinckston Run (CWF), Roaring Run (CWF), Saltlick Run (HQ-CWF), North Branch (CWF), Little Conemaugh River (CWF), Laurel Run, (HQ-CWF), Findley Run (HQ-CWF), Bear Rock Run (CWF), Blair Run (CWF), Howells Run (CWF), and Noels Creek (HQ-CWF) watersheds. The project is located in Jackson, Cambria, Washington, Munster, Cresson Townships in Cambria County, starting approximately two miles northeast of the intersection of SR 711 and SR 403 (Start: USGS Vintondale Quadrangle, Latitude: 40°25'46", Long: -78°57'16"), and exit the county approximately one mile north of the intersection of Mountain Road and Lily Mountain Road (End: USGS Cresson Quadrangle, Latitude: 40°24'30", Longitude: -78°33'25"). This project is a portion of a larger project that will construct two parallel natural gas liquid pipelines, within multiple counties, across the Commonwealth, for the purpose of interconnecting the existing SPLP Mariner East pipelines, over a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to Sunoco Pipeline, L.P.'s (SPLP) Marcus Hook facility in Delaware County, Pennsylvania. The portion of this project within Cambria County will cumulatively and permanently impact 4.491 acres of PEM, PSS, and PFO wetlands and 6,043 feet of watercourses. In addition, this project will temporarily impact 0.411 acre of PEM wetlands and 286 feet of watercourses.

**E30-248, Columbia Gas Transmission, LLC**, 1700 South MacCorkle Avenue SE, Charleston, WV 25314; Center Township, Franklin Township, Gilmore Township and Wayne Township; **Greene County**, ACOE Pittsburgh District.

The applicant is proposing to:

1. Abandon, in-place, some segments of the existing 20" diameter bare steel pipe of the Line 1570 gas pipeline;
2. Construct and maintain multiple utility line stream and wetland crossings within the PA Fork Dunkard Creek



(WWF), Dunkard Creek (WWF), and South Fork Tenmile Creek (HQ-WWF) watersheds, in association with the installation of replacement, 20" diameter carbon steel pipe; and

3. Construct and maintain fifteen (15) temporary road crossings, including timber mat crossings;

For the purpose of modernizing and replacing existing, aging infrastructure. In Greene County, this project will cumulatively impact approximately 4,621 linear feet (lf) of watercourse and 2.14 acres of wetland. Construction activities will occur within a 75'—100' right-of-way (ROW); however, a 50' permanent ROW will be maintained, post construction. Within Greene County, this project begins approximately 0.25 mile south of the intersection between Hagan Creek Road and Hero Road (Wadestown, W.VA-PA USGS topographic quadrangle; Latitude: 39° 43' 17.45"; Long: -80° 21' 0.48"), in Gilmore Township, Greene County, through Center and Wayne Townships (Holbrook, PA and Oak Forest, PA USGS topographic quadrangles), and ends approximately 0.32 mile East of where S.R. 18 crosses over South Fork Tenmile Creek (Waynesburg, PA USGS topographic quadrangle; Latitude: 39° 53' 45.27"; Longitude: -80° 13' 2.0"), in Franklin Township, Greene County. This application is for a portion of a multi-county project that is located within Greene County; however, the overall project includes the replacement of approximately 34 miles of pipeline, within three (3) pipeline segments, in Allegheny, Greene and Washington Counties.

**E32-508, Sunoco Pipeline, L.P.**, 535 Fritztown Road, Sinking Spring, PA 19608, Burrell Township, West Wheatfield Township, and East Wheatfield Township; **Indiana County**, ACOE Pittsburgh District.

The applicant is proposing to construct, operate and maintain fifty (50) wetland utility line crossings, one hundred four (104) utility line stream crossings and one hundred forty one (141) temporary road crossings, in, across or along watercourses within the Conemaugh River (HQ-CWF, TSF, CWF, WWF), West Branch (CWF), Toms Run (CWF), Blacklick Creek (CWF), East Branch (CWF), Findley Run (HQ-CWF), Hedges Lakes (CWF), and Roaring Run watersheds. The project is located in Burrell, West Wheatfield, and East Wheatfield Townships, in Indiana County, starting at a crossing of the Conemaugh River, approximately two miles downstream from U.S. 119N (End: USGS Blairsville Quadrangle, Latitude: 40°26'43", Longitude: -79°18'00"), and exit the county approximately one mile to the northeast of Findley Run Reservoir (End: USGS Vintondale Quadrangle, Latitude: 40°25'46" Longitude: -78°57'16"). This project is a portion of a larger project that will construct two parallel natural gas liquid pipelines, within multiple counties, across the Commonwealth, for the purpose of interconnecting the existing SPLP Mariner East pipelines, over a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to Sunoco Pipeline, L.P.'s (SPLP) Marcus Hook facility in Delaware County, Pennsylvania. The portion of this project within Indiana County will cumulatively and permanently impact 1.383 acre of PEM, PSS, and PFO wetlands and 4,357 feet of watercourses. In addition, this project will temporarily impact 0.027 acre of PEM wetlands and 169 feet of watercourses.

**E63-668, Columbia Gas Transmission, LLC**, 1700 South MacCorkle Avenue SE, Charleston, WV 25314; Canonsburg Borough, Houston Borough, Amwell Township, Cecil Township, Chartiers Township, North

Strabane Township and South Strabane Township; **Washington County**, ACOE Pittsburgh District.

The applicant is proposing to:

1. Abandon, in-place, some segments of the existing 20" diameter bare steel pipe of the Line 1570 gas pipeline;

2. Construct and maintain multiple utility line stream and wetland crossings within the Little Chartiers Creek (HQ-WWF), Chartiers Creek, main stem and unnamed tributaries (WWF), Brush Run (WWF) and Millers Run (WWF) watersheds, in association with the installation of replacement, 20" diameter carbon steel pipe; and

3. Construct and maintain nineteen (19) temporary road crossings, including timber mat crossings;

For the purpose of modernizing and replacing existing, aging infrastructure. In Washington County, this project will cumulatively impact approximately 3,863 linear feet (lf) of watercourse and 5.39 acres of wetland. Construction activities will occur within a 75'—100' right-of-way (ROW); however, a 50' permanent ROW will be maintained, post construction. Within Washington County, this project begins near the interchange between S.R. 40 and I-79 (Washington East, PA USGS topographic quadrangle; Latitude: 40° 8' 53.01"; Longitude: -80° 12' 11.92"), in Amwell Township, Washington County, and continues, in discontinuous segments, through Canonsburg and Houston Boroughs, and Chartiers, North Strabane and South Strabane Townships, until a point that is approximately 0.5 mile NW of the intersection between Reissing Road and Cecil Reissing Road (Canonsburg, PA USGS topographic quadrangle; Latitude: 40° 20' 59.51"; Longitude: -80° 12' 14.91"), in Cecil Township, Washington County. This application is for a portion of a multi-county project that is located within Washington County; however, the overall project includes the replacement of approximately 34 miles of pipeline, within three (3) pipeline segments, in Allegheny, Greene and Washington Counties.

**E63-674, Sunoco Pipeline, L.P.**, 535 Fritztown Road, Sinking Spring, PA 19608, Chartiers Township, North Strabane Township, Nottingham Township, and Union Township; **Washington County**, ACOE Pittsburgh District.

The applicant is proposing to construct, operate and maintain eleven (11) wetland utility line crossings, fifty one (51) utility line stream crossings and fifty four (54) temporary road crossings, in, across or along the watercourses within the Chartiers Run (WWF), Chartiers Creek (WWF), Little Chartiers Creek (HQ-WWF), Mingo Creek (HQ-TSF), Froman Run (TSF), (TSF), and Peters Creek (TSF) watersheds. The project is located in Chartiers, North Strabane, Nottingham, and Union Townships, in Washington County, starting at a point located approximately 2,000 feet west of the intersection of Ullom Road and S.R. 519 (Start: USGS Midway Quadrangle, Latitude: 40°15'41", Longitude: -80°16'1"), and exiting the county at a crossing of the Monongahela River, approximately two miles downstream from the town of New Eagle, Pennsylvania (End: USGS Hackett Quadrangle, Latitude: 40°13'48", Longitude: -79°58'15"). This project is a portion of a larger project that will construct two parallel natural gas liquid pipelines, within multiple counties, across the Commonwealth, for the purpose of interconnecting the existing SPLP Mariner East pipelines, over a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to Sunoco Pipeline, L.P.'s (SPLP) Marcus Hook facility in Delaware County, Pennsylvania. The portion of this project within Washington County will cumulatively and

permanently impact 0.248 acre of PEM wetlands and 1,886 feet of watercourses. In addition, this project will temporarily impact 0.048 acre of PEM wetlands and 68 feet of watercourses.

**E65-973, Sunoco Pipeline, L.P.**, 535 Fritztown Road, Sinking Spring, PA 19608, Rostraver Township, South Huntingdon Township, Sewickley Township, Hempfield Township, City of Jeanette, Penn Township, Salem Township, Loyalhanna Township, Murrysville Borough, and Derry Township; **Westmoreland County**, ACOE Pittsburgh District.

The applicant is proposing to construct, operate and maintain sixty two (62) wetland utility line crossings, one hundred forty eight (148) utility line stream crossings and one hundred ninety six (196) temporary road crossings, in, across or along the watercourses within the Pollock Run (WWF), Little Sewickley Creek (WWF/HQ-WWF), Brush Creek (WWF/TSF), Bushy Run (TSF), Turtle Creek (TSF), Sewickley Creek (WWF/TSF), Beaver Run (HQ-CWF), Porters Run (HQ-CWF), Spruce Run (HQ-CWF), Boatyard Run (CWF/WWF), Youghiogheny River (WWF), Serviceberry Run (HQ-WWF), Kelly Run (WWF), Loyalhanna Creek (WWF), Conemaugh River (WWF/HQ-CWF), and Loyalhanna Lake (WWF/HQ-WWF) watersheds. The project is located in Rostraver, South Huntingdon, Sewickley, Hempfield, Derry, Penn, Salem, and Loyalhanna Townships, the City of Jeanette, and Murrysville Borough, in Westmoreland County, starting at a point approximately 1,500 feet northwest of the intersection of Salem Church Road and S.R. 136 (Start: USGS Donora Quadrangle, Latitude: 40°13'10", Longitude: -79°48'18", and exiting the county at a crossing of the Conemaugh River, approximately two miles down-

stream from U.S. 119N (End: USGS Blairsville Quadrangle, Latitude: 40°26'43", Longitude: -79°18'00"). This project is a portion of a larger project that will construct two parallel natural gas liquid pipelines, within multiple counties, across the Commonwealth, for the purpose of interconnecting the existing SPLP Mariner East pipelines, over a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to Sunoco Pipeline, L.P.'s (SPLP) Marcus Hook facility in Delaware County, Pennsylvania. The portion of this project within Westmoreland County will cumulatively and permanently impact 4.147 acres of PEM, PSS, and PFO wetlands and 6,335 feet of watercourses. In addition, this project will temporarily impact 0.385 acre of PEM wetlands and 249 feet of watercourses.

#### 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*

**D26-045EA. Mr. Foster Shaffer, Pennsylvania Game Commission**, Bureau of Wildlife Habitat Management, Division of Engineering and Contract Management, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797. Dunbar Township, **Fayette County**, USACOE Pittsburgh District.

Project proposes to remove the breached remains of Number 4 Dam on State Game Lands #51 for the purpose of eliminating a threat to public safety and restoring the stream channel to a free-flowing condition. The project is located across Dunbar Creek (HQ-CWF) (South Connelville, PA Quadrangle, Latitude: 39.9465; Longitude: -79.5792).

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

## I. NPDES Renewal Permit Actions

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0082279— SEW	Spring Creek Joint Sewer Authority PO Box 373 Three Springs, PA 17264	Huntingdon County/ Clay Township & Three Spirngs Borough	Three Springs Creek/12-C	Y

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0035777 (Industrial Waste)	Hoeganaes Corporation 4330 Paradise Road Watsontown, PA 17777	Northumberland County Delaware Township	Unnamed Tributary of Muddy Run (10-D)	N

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0025844 (Minor Industrial)	Bruceton Research Center 626 Cochrans Mill Road Pittsburgh, PA 15236	Allegheny County South Park Township	Lick Run and McElheny Run (19-C)	N

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0221031 (Sewage)	Sharon L. Priester SFTF 1499 Mercer-New Wilmington Road New Wilmington, PA 16142	Mercer County East Lackawannock Township	Unnamed Tributary to Little Neshannock Creek (20-A)	Y
PA0222348 (Sewage)	Thomas L. Holden SRSTP 40 Spicer Road Sheffield, PA 16347	Warren County Sheffield Township	Unnamed Tributary to South Branch Tionesta Creek (16-F)	Y
PA0210072 (Sewage)	Camp Sherwin 8600 West Lake Road Lake City, PA 16423	Erie County Girard Township	Unnamed Tributary to Trout Run (15-A)	Y
PA0033821 (Sewage)	Pymatuning Ecology Lab 13142 Hartstown Road Linesville, PA 16424	Crawford County North Shenango Township	Pymatuning Reservoir (Shenango River) (20-A)	Y

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

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

**NPDES Permit No. PA0055034**, Sewage, **Jonna & Kevin McCoy**, 9 Hilldale Road, Malvern, PA 19355-2964.

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

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

**NPDES Permit No. PA0244040**, Sewage, **Shelly Sqaure LP**, 528 Main Street, Suite 200, Harleysville, PA 19438.

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

Description of Action/Activity: To discharge from a facility known as Shelly Square STP to East Branch Perkiomen Creek in Watershed(s) 3-E.



**NPDES Permit No. PA0244767**, Industrial, **Fizzano Brothers Concrete Products**, 1776 Chester Pike, Crum Lynn, PA 19022.

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

Description of Action/Activity: To discharge from a facility known as Fizzano Brothers Concrete Lower Southampton Facility to Poquessing Creek and unnamed Tributary to Poquessing Creek in Watershed(s) 3-J.

**NPDES Permit No. PA0011088**, Industrial, **Plain Products Terminals LLC**, 6850 Essington Avenue, Philadelphia, PA 19153.

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

Description of Action/Activity: To discharge from a facility known as Plains Products Essington Terminals to Schuylkill River and unnamed Tributary to Schuylkill River in Watershed(s) 3-F.

**NPDES Permit No. PA0243949**, Industrial, **Landis Block & Concrete Company, Inc.**, 711 North County Line Road, P. O. Box 64418, Souderton, PA 18964-0418.

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

Description of Action/Activity: To discharge from a facility known as Landis Block & Concrete Telford Plant to unnamed Tributary to Skippack Creek and unnamed Tributary to Mill Creek in Watershed(s) 3-E.

**NPDES Permit No. PA0024121**, Sewage, Amendment, **Aqua Pennsylvania Wastewater, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Action/Activity: To discharge from a facility known as Aqua PA Media STP to Ridley Creek in Watershed(s) 3-G.

**NPDES Permit No. PA0057673**, Sewage, **Candlewyck Estates Homeowners Association**, 602 E Broad Street, P. O. Box 64332, Souderton, PA 18964-1219.

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

Description of Action/Activity: To discharge from a facility known as Candlewyck Estates STP to unnamed Tributary to Perkiomen Creek in Watershed(s) 3-E.

**NPDES Permit No. PA0020532**, Sewage, **Upper Montgomery Joint Authority**, 1100 Mensch Dam Road, P. O. Box 6, Pennsburg, PA 18073.

This proposed facility known as Upper Montgomery Joint Authority STP to Green Lane Reservoir (Perkiomen Creek) in Watershed(s) 3-E.

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

**NPDES Permit No. PA0027065**, Sewage, SIC Code 4952, **Lackawanna River Basin Sewer Authority**, P. O. Box 280, Olyphant, PA 18447-0280.

This existing facility is located in Archbald Borough, **Lackawanna County**.

Description of Existing Action/Activity: Issuance of an NPDES permit for an existing discharge of treated sewage.

**NPDES Permit No. PA0275654**, Stormwater, SIC Code 4225, 4231, 7542, **Wal-Mart Stores East, LP**, 702 SW 8th Street, MS 0505, Bentonville, AR 72716-0505.

This facility is located in Coolbaugh Township, **Monroe County**.

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

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

**NPDES Permit No. PA0087700, Amendment No. 1**, Sewage, **South Londonderry Township Municipal Authority**, PO Box 3, Campbelltown, PA 17010.

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

Description of Proposed Action/Activity: Authorization to discharge to Killinger Creek in Watershed 7-D.

**NPDES Permit No. PA0266086**, Sewage, **Spring Grove Borough**, 1 Campus Avenue, Spring Grove, PA 17362.

This proposed facility is located in Spring Grove Borough, **York County**.

Description of Proposed Action/Activity: Authorization to discharge to Codorus Creek in Watershed 7-H.

**NPDES Permit No. PA0266116**, Sewage, **Mark Wieczorkowski**, 3200 Catholic Valley Road, Glen Rock, PA 17327.

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

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to UNT South Branch Codorus Creek in Watershed 7-H.

**NPDES Permit No. PA0043257**, Sewage, **New Freedom Borough Authority**, 49 East High Street, New Freedom, PA 17349.

This proposed facility is located in New Freedom Borough, **York County**.

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to South Branch Codorus Creek in Watershed 7-H.



**NPDES Permit No. PA0030643, Amendment No. 1**, Sewage, **Borough of Shippensburg**, 111 North Front Street, PO Box 129, Shippensburg, PA 17257-0129.

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

Description of Size and Scope of Proposed Operation/Activity: Authorization to discharge to Middle Spring Creek in Watershed 7-B.

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

**NPDES Permit No. PA0253006**, SIC Code 3841, **Cook Inc.**, PO Box 489, Bloomington, IN 47402.

This existing facility is located in Parks Township, **Armstrong County**.

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

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

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

**WQM Permit No. 4600427**, Sewage, **Lower Frederick Township**, 53 Spring Mount Road, Ziegerville, PA 19492.

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

Description of Action/Activity: Expansion of treatment capacity from 0.2 mgd to 0.5 mgd.

**WQM Permit No. 4697415**, Sewage, Transfer, **Andrew R. Curtis**, 1359 Hendericks Road, Pennsburg, PA 18073.

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

Description of Action/Activity: Permit transferred from William McPhillips to Andrew Curtis.

**WQM Permit No. 0907410**, Sewage, Transfer, **Sara Moyer**, 2 Theodore Way, Doylestown, PA 18901.

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

Description of Action/Activity: Permit was transfer to Sara Moyer.

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

**WQM Permit No. 3495201 A-3**, Industrial Waste, **Empire Kosher Poultry Inc.**, 247 Empire Drive, Mifflintown, PA 17059-7746.

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

Description of Proposed Action/Activity: Permit amendment approving the modification and operation of industrial wastewater facilities consisting of a 1.8 million gallon equalization basin with aeration systems to equalize flow to the existing DAF cells; two pump stations to pump flow to and from the new equalization basin; flow meter.

**WQM Permit No. 6715403**, Sewerage, **Spring Grove Borough**, 1 Campus Avenue, Spring Grove, PA 17362.

This proposed facility is located in Spring Grove Borough, **York County**.

Description of Proposed Action/Activity: Permit approval to demolish the existing Trickling Filter No. 1 and 2, Trickling Filter pumping station, existing rectangular secondary clarifier & digester and chlorine contact tank and bagged sludge storage area. Control building improvements and addition of a new electric room. Install new three raw sewage pumps in the influent well. Construct new grit removal system, two new SBR tank and all associated equipment including two new UV units, new post aeration tank, new building to house chemical feed system and sludge dewatering equipment and a new maintenance building. Convert the existing primary clarifiers to aerobic digesters. Upgrade to the existing 12" outfall and construction of a new 18" DIP outfall extension. Electrical service upgrade and emergence generator set replacement.

**WQM Permit No. 6715408**, Sewerage, **Mark Wieczorkowski**, 3200 Catholic Valley Road, Glen Rock, PA 17327.

This proposed facility is located in Codorus Township, **York 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.

**WQM Permit No. 2295201, Amendment No. 1**, Industrial Waste, **Arcelormittal Steelton, LLC**, 215 South Front Street, Steelton, PA 17113.

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

Description of Proposed Action/Activity: Permit amendment approves the construction/modification/operation of industrial wastewater facilities consisting of: Addition of the following pH control system to the existing vacuum degasser treatment system for zinc removal: A 400-gallon polyethylene NaOH Storage Tank, Two (2) 2.91 GPHs chemical feed pumps, A pH controller system with two (2) probes and other associated appurtenances.

**WQM Permit No. 2105402**, Sewerage, **Shippensburg Borough Authority**, 111 North Fayette Street, PO Box 129, Shippensburg, PA 17257.

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

Description of Proposed Action/Activity: Permit amendment approval for Replacement of FRP baffle walls with concrete walls, installation of additional baffle walls and media retention screens, conversion of portion of existing IFAS cell in basins 1A/2A into non-IFAS aerobic zone, installation of top of wall screens in basin 1/2 and 1A/2A, replacement of diffusers with increased floor coverage, addition of blower capacity, reconfiguration of return activated sludge (RAS) routing for wet weather flows, increase in wall height in post aeration tank.

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

**WQM Permit No. 4115201**, Industrial Waste, SIC Code 0751, **Harris Gilbert**, 855 Plank Road, Morris, PA 16938.

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

Description of Proposed Action/Activity: Construction of a lagoon storage system for a truck washing facility.

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

**WQM Permit No. 3215200**, Industrial Waste, SIC Code 4911, **Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748-8009.

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

Description of Proposed Action/Activity: Installation of a temporary filtration system for cooling tower blowdown.

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

**WQM Permit No. WQG01201506**, Sewage, **George H Barickman**, 16473 Battles Rd, Saegertown, PA 16433.

This proposed facility is located in West Mead Township, **Crawford County**.

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

#### **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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI010915006	Highland Realty Management, LLC 306 West Cuthbert Boulevard Westmont, NJ 08108	Bucks	Bristol Township	Neshaminy Creek WWF
PAI01151038-R	Southdown Homes 55 Country Club Drive Downingtown, PA 19335	Chester	East and West Brandywine Townships	Culbertson Run HQ-TSF
PAI011505034R	Rev. Msgr. Daniel J. Kutys 222 North 17th Street Philadelphia, PA 19103	Chester	West Brandywine Township	Beaver Creek CWF-MF
PAI011508006-R	Ryland Homes 610 East Baltimore Pike Media, PA 19063	Chester	West Bradford Township	Unnamed Tributary to Broad Run EV
PAI014615001	Pennsylvania Turnpike Northeast Extension 700 South Eisenhower Blvd. Middletown, PA 17057	Montgomery	Franconia Township	Unnamed Tributary to Skippack Creek TSF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI024815001	Polaris Bio Investors, LP c/o Mr. James Gentile 7562 Penn Drive, Suite 100 Allentown, PA 18106	Northampton	Hanover Township	Monocacy Creek (HQ-CWF, MF)
PAI024815002	Keystone Shed Company c/o Ms. Trisha Moser P. O. Box 220 Temple, PA 19560	Northampton	Lower Nazareth Township	Monocacy Creek (HQ-CWF, MF)
PAI023907025(1)	K & M Associates c/o Stuart Krawitz 496 Lone Lane Allentown, PA 18104	Lehigh	Upper Macungie Township	Cedar Creek (HQ-CWF, MF)
PAI024515005	Greystone Capital, Inc. 559 Main Street, Suite 300 Bethlehem, PA 18018	Monroe	Chestnuthill Township	McMichael Creek (EV, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI025815001	Leatherstocking Gas Company, Inc. 49 Court Street Binghamton, NY 13902	Susquehanna	New Milford Borough New Milford Township	Salt Lick Creek (HQ-CWF, MF) Meylert Creek (HQ-CWF, MF) Wellmans Creek (HQ-CWF, MF) Smith 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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI056315005	McDowell Development, LLC, 242 Station Street, Bridgeville, PA 15017	Washington County	North Strabane Township	Little Chartiers Creek (HQ-WWF); UNT to Little Chartiers Creek (HQ-WWF)

## 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 &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hilltown Township Bucks County	PAG02000914076	Envision Land Use 485 Devon Park Drive Suite 110 Wayne, PA 19087	Unnamed Tributary to Pleasant Spring Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hilltown Township Bucks County	PAG02000909108R(1)	Toll PA XV, L.P. 250 Gibraltar Road Horsham, PA 19044	East Branch Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Warrington Township Bucks County	PAG02000915041	MM Storage, LLC 636 Skippack Pike, Suite 100 Blue Bell, PA 19422	Tributary to Neshaminy WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Springfield Township Montgomery County	PAG02004613035(2)	LaSalle College High School 8605 Cheltenham Avenue Wyndmoor, PA 19038	Unnamed Tributary Wissahickon Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Skippack Township Montgomery County	PAG02004615013	Toll Brothers, Inc. 250 Gibraltar Road Horsham, PA 19044	Unnamed Tributary to Perkiomen Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Abington Township Montgomery County	PAG02004615056	Penn State University 139 J Physical Plant Building University Park, PA 16802	Meadow Brook TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAG02004615057	Montgomery County Division of Parks, Trails, & Historic Sites One Montgomery Plaza Suite 613 P O Box 311 Norristown, PA 19404-0311	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAG02004615066	Black Rock Road Associates P O Box 455 Bryn Mawr, PA 19010	Unnamed Tributary to Doe Run TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Gwynedd Township Montgomery County	PAG02004615067	Penn Florida Realty LP c/o Stoltz Management 725 Conshohocken State Road Bala Cynwyd, PA 19004	Willow Run 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 &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Benton Township Lackawanna County	PAG02003515015	H&K Group, Inc. d/b/a Pikes Creek Site Contractors 2052 Lucon Road P. O. Box 196 Skippack, PA 19474-0196	UNT to South Branch Tunkhannock Creek (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Hanover Township City of Nanticoke Luzerne County	PAG02004014003	PennDOT District 4-0 Debbie Noone 55 Keystone Industrial Park Dunmore, PA 18512	Espy Run (CWF, MF) Nanticoke Creek (CWF, MF) Warrrior Creek (CWF, MF)	Luzerne Conservation District 570-674-7991

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Salem Township Luzerne County	PAG02004015015	Moxie Freedom, LLC Kent Morton 612 Center Street South Suite 200 Vienna, VA 22180	UNT to Susquehanna River (CWF, MF)	Luzerne Conservation District 570-674-7991
Salem Township Luzerne County	PAG02004015014	Moxie Freedom, LLC Kent Morton 612 Center Street South Suite 200 Vienna, VA 22180	UNT to Susquehanna River (CWF, MF)	Luzerne Conservation District 570-674-7991
Lenox Township Susquehanna County	PAG02005815007	Jeff Whitehair SWN Production Company, LLC 917 State Route 92 Tunkhannock, PA 18657	UNT to East Branch of the Tunkhannock Creek (CWF, MF)	Susquehanna County Conservation District 570-278-4600

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumru Township Berks County	PAG02000615045 Issued	Brian Johnson, Mail Shark 4125 New Holland Road Mohnton, PA 19540	Angelica Creek/ CWF, MF	Berks County Conservation District 1238 County Welfare Road, Suite 200 Leesport, PA 19533-9710 610-372-4657
Lower Paxton Township Dauphin County	PAG02002215036 Issued	Lower Paxton Township 425 Prince Street Harrisburg, PA 17109	Beaver Creek/ WWF, MF	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717-921-8100
Rapho Township Lancaster County	PAG02003615060 Issued	Joel Frey 679 North Erisman Road Manheim, PA 17545	UNT Dellinger Run/WWF, MF	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601 717-299-5361
Union Township Mifflin County	PAG02004415002 Issued	Rock Haven Church 146 Peachey Rd Belleville, PA 17004	UNT to Kishacoquillas Creek/CWF	Mifflin County Conservation District 20 Windmill Hill #4 Burnham, PA 17009 717-248-4695
Fairview Township York County	PAG02006715061 Issued	J.V.H. Excavating, Inc. PO Box 1009 Mechanicsburg, PA 17055	UNT to Yellow Breeches/CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Hopewell Township York County	PAG02006715044 Issued	Paul K. Miller 16098 Sawmill Road Stewartstown, PA 17363	UNT to Deer Creek/CWD	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430



*Facility Location:  
Municipality &  
County*Chanceford Township  
York County*Permit No.*  
PAG02006715065  
Issued*Applicant Name &  
Address*  
Adam Shearer  
950 Muddy Creek Forks  
Road  
Airville, PA 17302*Receiving  
Water/Use*  
WB Toms Run/TSF*Contact Office &  
Phone No.*  
York County  
Conservation District  
118 Pleasant Acres  
Road  
York, PA 17402  
717-840-7430*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570.327.3636**Facility Location &  
Municipality*Bradford County  
Wyalusing Township*Permit No.*  
PAG02000815006*Applicant Name &  
Address*  
2 K's Properties, North, LLC  
103 Enterprise Drive  
Royersford, PA 19468*Receiving  
Water/Use*  
Susquehanna River,  
WWF*Contact Office &  
Phone No.*  
Bradford County  
Conservation District  
Stoll Natural  
Resource Ctr,  
RR 5, Box 5030C  
Towanda, PA 18848  
(570) 265-5539Bradford County  
Wysox Township*Permit No.*  
PAG02000815010*Applicant Name &  
Address*  
TKC CXCIV, LLC  
5635 Carnegie Blvd  
Suite 200  
Charolotte, NC 28209*Receiving  
Water/Use*  
Logan Branch (Gap  
Run), CWF*Contact Office &  
Phone No.*  
Centre County  
Conservation District  
414 Holmes Ave Ste 4  
Bellefonte, PA 16823  
(814) 355-6817Centre County  
Spring Township*Permit No.*  
PAG02001415019*Applicant Name &  
Address*  
Cory Lovrak, S&A Homes  
2121 Old Gatesburg Rd  
Suite 200  
State College, PA 16803*Southwest Region: Regional Waterways & Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.**Facility Location and  
Municipality*White Township  
Indiana County*Permit No.*  
PAG02003214007*Applicant Name and  
Address*  
Indiana County Development  
Corporation  
810 Water Street  
Indiana, PA 15701*Receiving  
Water/Use*  
Unnamed  
Tributaries to  
Cherry Run (CWF)*Contact Office and  
Phone No.*  
Indiana County  
Conservation District,  
625 Kolter Drive,  
Suite 8,  
Indiana, PA  
15701-3571  
(724) 471-1506Somerset Township  
Somerset County*Permit No.*  
PAG02005615009*Applicant Name and  
Address*  
Maust Excavating, Inc.  
451 Stoystown Road,  
Suite 106,  
Somerset, PA 15501*Receiving  
Water/Use*  
UNTB to Kimberly  
Run (CWF)*Contact Office and  
Phone No.*  
Somerset County  
Conservation District  
Somerset County Ag  
Center  
6024 Glades Pike,  
Suite 103  
Somerset, PA 15501  
(814) 445-4652Jenner Township  
Somerset County*Permit No.*  
PAG02005615011*Applicant Name and  
Address*  
Somerset Tractor Company  
2535 Lincoln Highway  
Stoystown, PA 15563*Receiving  
Water/Use*  
UNTB to  
Quemahoning Creek  
and Two Mile Run  
(CWF)*Contact Office and  
Phone No.*  
Somerset County  
Conservation District  
Somerset County Ag  
Center  
6024 Glades Pike,  
Suite 103  
Somerset, PA 15501  
(814) 445-4652Cherry Township  
Butler County*Permit No.*  
PAG02001015028*Applicant Name and  
Address*  
Iron Mountain Information  
Management LLC  
Attn: Mr. Dionysius Annines  
1137 Branchton Road  
Boyer, PA 16020*Receiving  
Water/Use*  
UNT Slippery Rock  
Creek CWF*Contact Office and  
Phone No.*  
Butler County  
Conservation District  
724-284-5270Adams Township  
Butler County*Permit No.*  
PAG02001015002*Applicant Name and  
Address*  
Breakneck Creek Regional  
Authority  
PO Box 1180  
Mars, PA 16046*Receiving  
Water/Use*  
Breakneck Creek  
WWF*Contact Office and  
Phone No.*  
Butler County  
Conservation District  
724-284-5270

## NOTICES

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Harborcreek Township Erie County	PAG02002515016	Wintergreen Realty Development LP 5773 Kuhl Road Erie, PA 16510	Four Mile Creek WWF	Erie County Conservation District 814-825-6403
City of Erie Erie County	PAG02002515019	Erie Day School 1372 West Sixth Street Erie, PA 16505	West Branch Cascade Creek WWF; Presque Isle Bay WWF	Erie County Conservation District 814-825-6403
Springfield Township Erie County	PAG02002515021	PADOT 255 Elm Street PO Box 398 Oil City, PA 16301	Raccoon Creek CWF; MF	Erie County Conservation District 814-825-6403
Mercer Borough Mercer County	PAG02004315009	Mercer Borough 145 North Pitt Street Mercer, PA 16137	Neshannock Creek TSF	Mercer County Conservation District 724-662-2242
City of Hermitage Mercer County	PAG02004315011	Premier Choice Properties LLC 1612 Twitmyer Avenue Hermitage, PA 16148	UNT Bobby Run WWF	Mercer County Conservation District 724-662-2242

*General Permit Type—PAG-03*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hatfield Township Montgomery County	PAR120016	Clemens Food Group 2700 Clemens Road PO Box 902 Hatfield, PA 19440	Unnamed Tributary of Skippack Creek—3-E	Southeast Region Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Hanover Township Luzerne County	PAR602221	Louis Cohen & Son, Inc. P. O. Box 1004 Wilkes-Barre, PA 18702	Solomon Creek 05B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Salem Township Luzerne County	PAG032213	Moxie Freedom LLC 612 Center Street South Suite 200 Vienna, VA 22180	Unnamed Tributary of Susquehanna River—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square, Wilkes-Barre, PA 18701-1915 570.826.2511
Perry County Wheatfield Township	PAR603545	Myers Used Auto Parts 50 Paradise Road Duncannon, PA 17020-9643	Little Juniata Creek/ CWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County York City	PAG033523	Johnson Controls Inc. 1499 East Philadelphia Street York, PA 17403	Mill Creek/ WWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County Newberry Township	PAR603599	Wintermyer's Auto Salvage Inc. 2790 Lewisberry Road York Haven, PA 17370	UNT of Bennett Run/WWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Berks County Heidelberg Township	PAG033526	East Penn Ave LLC 336 East Penn Avenue Robesonia, PA 19551 <hr/> AWI Distribution and Transportation Centers 336 East Penn Avenue and 300 Freeman Street Robesonia, PA 19551	Spring Creek/ CWF and MF Furnace Creek/ CWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
York County York City	PAR803722	A. Duie Pyle Companies PO Box 564 650 Westtown Road West Chester, PA 19381-0564 <hr/> A. Duie Pyle Companies, York Facility 3622 Mia Brae Drive York, PA 17406	UNT to Codorus Creek/WWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Cumberland County Hampden Township	PAR803723	Gulf Oil Limited Partnership 100 Crossing Boulevard Framingham, MA 01702 <hr/> Gulf Oil Limited Partnership Mechanicsburg Terminal 5125 Simpson Ferry Road Mechanicsburg, PA 17055	UNT to Cedar Run/ CWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lebanon County Palmyra Borough	PAR403507	Waste Management of Pennsylvania Inc. 123 East High Street Palmyra, PA 17078	UNT to Killinger Creek/TSF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Bloomsburg Columbia County (Industrial Stormwater)	PAR134801 A-1	Autoneum North American Inc. 480 W 5th Street Bloomsburg, PA 17815	Fishing Creek—5-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101, Williamsport, PA 17701-6448 570.327.0530
Smithton Borough Westmoreland County	PAG036140	Bass Fishing & Rentals LLC 302 Fitz Henry Road Smithton, PA 15479	Unnamed Tributary to Youghiogeny River—9-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive, Pittsburgh, PA 15222-4745 412.442.4000
South Pymatuning Township Mercer County	PAR228326	Limpach Inc. PO Box 7 Orangeville, OH 44453	Unnamed Tributary to Pymatuning Creek—20-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942
Saint Marys City Elk County	PAR808369	Saint Marys Area Airport Authority Elk County 159 Cessna Road PO Box 89 Saint Marys, PA 15857	Hellfire Run—8-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hamlin Township McKean County	PAR228325	Domtar Paper Co. LLC 100 Center Street Johnsonburg, PA 15845	Lanigan Brook—17-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942
<i>General Permit Type—PAG-4</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Bedford County/ Snakespring Township	PAG043506	Russell & Penny Snyder 1927 Upper Snake Spring Road Everett, PA 15537	UNT Snake Spring Valley Run/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Franklin County/ Hamilton Township	PAG043619	Carolyn & William Hartman 1046 Tallow Hill Road Chambersburg, PA 17202	UNT to Conococheague Creek/WWF and MF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
West Mead Township Crawford County	PAG041194	George H Barickman 16473 Battles Road Saegertown, PA 16433	Unnamed Tributary to French Creek—16-D	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942
Ridgway Township Elk County	PAG041189	Gralak David J 3686 Old State Road Ridgway, PA 15853-7634	Elk Creek—17-A	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942
<i>General Permit Type—PAG-10</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Huntingdon County Todd Township	PAG103568	Texas Eastern Transmission LP 890 Winter Street, Suite 300 Waltham, MA 02451	UNT to Great Trough Creek/TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
<i>General Permit Type—PAG-12</i>				
<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Lancaster County/ Clay Township	PAG123804	Michael D. Martin Mike Martin Duck Operation 2050 West Main Street Ephrata, PA 17522-1114	UNT Middle Creek/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Lancaster County/ East Donegal Township	PAG123632	Robert & Michael Shearer Robert & Michael Shearer Farm 806 Anderson Ferry Road Mount Joy, PA 17552	Donegal Creek/TSF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Perry County/ Liverpool Township	PAG123809	Jason Saylor Witmer Farms 261 State Route 235 Liverpool, PA 17045	UNT Susquehanna River/WWF	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

## 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 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 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 (35 P. S. §§ 721.1—721.17).

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

##### Permit No. 1514538, Public Water Supply.

Applicant	<b>Downingtown Municipal Water Authority</b> 900 Water Plant Way Downingtown, PA 19335
Borough	Downingtown
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Cardno BCM 920 Germantown Pike Suite-200 Plymouth Meeting, PA 19462
Permit to Construct Issued	September 22, 2015

**Operations Permit #1515534** issued to: **PA American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033, [(PWSID)] Upper Providence Township, **Chester County** on September 17, 2015 for the operation of Black Rock Tank 2 following maintenance activities approved under construction permit #1515503.

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

##### Permit No. 3915504, Public Water Supply.

Applicant	<b>Cornerstone Living, Inc.</b> 4605 Werleys Corner Road New Tripoli, PA 18066
Municipality	Weisenberg Township
County	<b>Lehigh</b>
Type of Facility	PWS
Consulting Engineer	Timothy A. Miller, P.E. Keystone Consulting Engineers, Inc. 6235 Hamilton Boulevard Wescosville, PA 18106
Permit to Construct Issued	September 29, 2015

##### Permit No. 3915506MA, Minor Amendment, Public Water Supply.

Applicant	<b>South Whitehall Township Authority</b> 444 Walbert Avenue Allentown, PA 18104-1699
Municipality	South Whitehall and Upper Macungie Townships
County	<b>Lehigh</b>
Type of Facility	PWS
Consulting Engineer	Thomas J. Duffy, P.E. Gilmore & Associates, Inc. 5100 Tilghman Street, Suite 150 Allentown, PA 18104
Permit to Construct Issued	September 29, 2015

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

**Halfmoon Water Association (Public Water Supply) Rush Township, Centre County:** On September 24, 2015, the Safe Drinking Water Program approved the Source Water Protection (SWP) plan for the Halfmoon Water Association, Potter Township, Centre County. The personnel involved with the development of this SWP are to be commended for taking these proactive steps to protect these water sources for their community. Development of the SWP plan was funded by the Department of Environmental Protection (John C. Hamilton, P.E., (570) 327-3650).

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

##### Permit No., 1669501-MA2, Public Water Supply

Applicant	<b>Saint Petersburg Municipal Water Authority</b>
Township or Borough	Richland Township
County	<b>Clarion</b>
Type of Facility	Public Water Supply
Consulting Engineer	Barry Martin English, P.E. The EADS Group 15392 Route 322 Clarion, PA 16214
Permit to Construct Issued	September 23, 2015



**Operation Permit issued to Pennsylvania American Water Company, PWSID No. 5100012**, Bradys Bend Township, **Armstrong County**. Permit Number 1014505 issued September 28, 2015 for the operation of the East Brady and Kaylor No. 2 Raw Water Booster Pump Stations. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on September 15, 2015.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

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

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Upper Makefield Township	1076 Eagle Road Newtown, PA 18940	Bucks

On September 23, 2015, the Southeast Regional office approved an update to Upper Makefield Township (Township), Bucks County’s official Plan under the Pennsylvania Sewage Facilities Act, 35 P. S. § 750.1 et seq. (“537 Plan”) (APS ID 879185 AUTH ID 1087694).

The 537 Plan provides for the Township to continue to implement its Sewage Management Program and enforce its on-lot sewage disposal system management ordinance for all areas not currently served by public sewers.

The 537 Plan also provides for the Township to implement the following steps, consistent with the Amended Implementation Schedule, dated July 20, 2015, submitted with the supplemental information for the identified Taylorsville and Dolington needs areas:

1.) Taylorsville and Dolington Areas—The Township will amend its on-lot sewage disposal system (OLDS) management ordinance to delineate special sewage management program districts for the Taylorsville and Dolington areas. A document titled “Preliminary Draft Potential OLDS Ordinance Amendments” was provided with the supplemental information. The Taylorsville and Dolington special sewage management districts are shown on Exhibit C of the draft OLDS ordinance amendment.

The amended OLDS ordinance will include supplemental provisions for the Taylorsville and Dolington areas that will include, but not be limited to, the following:

- i. Increasing the frequency of septic tank pumping from three to two years.
- ii. Requiring pumper/inspector reports to be submitted to the Township within fifteen days of the work being completed, regardless of whether problems are noted by the pumper/inspector. The Township will enter these reports into a database that will be created as part of the OLDS Conditions Monitoring Program to be established for the Taylorsville and Dolington areas.
- iii. Requiring property owners to perform annual inspections/assessments of the existing OLDS serving their properties utilizing the Property Owner Inspection Report Form developed by the Township. The Township will enter the results of these reports into the OLDS Conditions Monitoring Program database.

iv. Implementing requirements for replacement of existing plumbing fixtures with low-flow/usage fixtures in conjunction with any plumbing repairs/upgrades performed on any property within the special sewage management program districts.

2.) Taylorsville Area Only—The Township will evaluate the effectiveness of the increased operation and maintenance requirements on the performance of OLDS within the Taylorsville area by performing an updated OLDS survey.

3.) Dolington Area Only—The Township has committed to conduct additional sewage facilities planning to address the long-term sewage disposal needs of the Dolington area. This planning effort will refine/reassess the currently preferred long-term sewage disposal alternative, reassess all currently identified long-term sewage disposal alternatives and identify any new alternatives that may be available based upon changes in current conditions and/or technology that may potentially occur over the short-term planning period.

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

*Plan Locations:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Brady Township	1986 Elimsport Road Montgomery, PA 17752	Lycoming
Gregg Township	18084 Russell Road Allenwood, PA 17810	Union

*Plan Description:* The approved plan calls for the Gregg Township Municipal Authority (GTMA) to assume operation and ownership of the Brady Township Southeast Wastewater Treatment Plant, which is to be turned into a pump station after the installation of a force main from that treatment plant to the existing flow equalization tank, which is already owned and operated by GTMA, at Allenwood Federal Penitentiary. This will allow the Lycoming County Resource Management Services (LCRMS) to send 52,500 gallons per day of leachate from the LRCMS Landfill to the GTMA for treatment, once the landfill installs a leachate collection line that ties into the existing Brady Township Southeast Wastewater Treatment Plant collection system, as well as provide more available public sewage capacity for the Timber Run Industrial Park in Brady Township. The total project cost for the selected alternative is estimated to be \$2,843,000 and will not impact the user rates of existing customers. The Gregg Township Municipal Authority will ultimately be responsible for an estimated \$361,000 of the project costs, which they plan to cover via the use of \$260,000 in leftover grant money and cash on hand or a conventional loan. LCRMS will be responsible for a \$426,816 tapping fee, they are to cover the costs of construction of their leachate collection line and the force main from the proposed pump station to the flow equalization tank, as well as provide a debt retirement payment to GTMA for the existing Brady Township Southeast Wastewater Treatment Plant. The Department’s review of the sewage facilities update revision has not identified any significant environmental impacts resulting from the proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the authority.

## SEWAGE FACILITIES ACT PLAN DISAPPROVAL

### Plan Disapprovals Under the Pennsylvania Sewage Facilities Act

*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>
Rapho Township	971 North Colebrook Rd. Manheim, PA 17545	Lancaster

*Plan Description:* The planning module for the David F. Stoltzfus Development, DEP Code No. A3-36948-477-2 and APS Id 875712, consists of a second residential unit on a farm proposing an individual on lot system. The project is located on at 335 Eby Chiques Rd, in Rapho Township. The plan revision was denied because (1) the hydrogeologic study does not accurately reflect the background nitrate-nitrogen concentration of the shallow aquifer.

#### Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Carroll Township	50 Rambo Hill Road Shermans Dale, PA, 17090	Perry

*Plan Description:* The Component 3S Sewage Facilities Planning Module for Steve Kerstetter, DEP Code No. A3-50905-441-3S, APS Id 880831, consisting of a small flow treatment facility to serve as a repair for an existing single family residential lot, is disapproved. The proposed repair is located on Spring Road in Carroll Township, Perry County. The plan is disapproved because the submission failed to comply with public notification requirements in Chapter 71, Section 71.53(d)(6)(i), and the Component 3S form. The submission also failed to include evidence that a certified letter was sent to each owner of property over which the discharge would flow until perennial conditions are met.

## 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:

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

**Suburban Heating Oil Partners Lewistown**, 115 Kish Pike, Lewistown, PA 17044, Derry Township, **Mifflin County**. CEMATS, PO Box 68, Canastota, NY 13032, on behalf of Suburban Heating Oil Partners, 5793 Widewaters Parkway, Suite 100, PO Box 4833, Syracuse, NY 13221-4833, submitted a combined Remedial Investigation and Final Report concerning remediation of site soils and groundwater contaminated by petroleum products. The combined report is intended to document remediation of the site to meet a combination of the Nonresidential Statewide Health and Site Specific Standards.

**Chick-Fil-A**, 2801 East Market Street, York, PA 17402, Springettsbury Township, **York County**. BAI Group, Inc., 341 10th Avenue, Suite 103, Royersford, PA 19468, on behalf of Chick-Fil-A, Incorporated, 5200 Buffington Road, Atlanta, GA 30349-2998, and The York Development, L.P., c/o THF Management, Inc., 2801 East Market Street, York, PA 17402, submitted a Final Report concerning remediation of site soils and groundwater contaminated with VOCs and lead. 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 charac-

terize 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.*

**Allentown School District—Sumner Ave Parking Lot**, 1301 Sumner Avenue, Allentown, **Lehigh County**. Element Environmental Solutions, 61 Willow Street, Adamstown, PA 19501, on behalf of Allentown School District, 1301 Sumner Avenue, Allentown, PA 18102, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Toluene, Ethyl Benzene, Isopropylbenzene, Naphthalene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene and MTBE. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on September 29, 2015.

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

**Custom Tool & Die (former)**, 2970 Old Tree Drive, Lancaster, PA 17603, East Hempfield Township, **Lancaster County**. GCI Environmental Services, 1250 East King Street, Lancaster, PA 17602, on behalf of William Woratyla, 3932 Marietta Avenue, Columbia, PA 17512, submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel

oil. The Final Report demonstrated attainment of the Site Specific Standard, and was approved by the Department on September 22, 2015.

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

**Former Gorell Facility**, (former Aluminum Fabrications Company of Pittsburgh/Season-All Industries, S-All, Gorell Enterprises, Inc.) 1380 Wayne Avenue, White Township, **Indiana County**. Jemcor, P. O. Box 126, 68 Walnut Street, Johnstown, PA 15907 on behalf of Troika Holdings, LLC., 1060, Wayne Avenue, 2nd Floor, Indiana, PA 15701 has submitted a Baseline Environmental Report concerning the remediation of site soils and groundwater contaminated with arsenic, lead, chrome, petroleum constituents and chlorinated solvents. The Baseline Environmental Report was approved by the Department on September 25, 2015. In order to obtain cleanup liability protection, the person undertaking the reuse of a Special Industrial Area shall enter into an agreement with the Department, based on the approved Baseline Environmental Report which outlines cleanup liability of the property.

**5044 William Flynn Highway Site**, 5044 William Flynn Highway, Hampton Township, **Allegheny County**. GAI Consultants, Inc., 385 East Waterfront Drive, Homestead, PA 15120 on behalf of Executive Motors, Inc., 1013 Executive Drive, Gibsonia, PA 15044 has submitted a Final Report concerning site soils and groundwater contaminated with petroleum constituents. The Final Report demonstrated attainment of non-residential Statewide Health standard for soil and groundwater and was approved by the Department on September 29, 2015.

## AIR QUALITY

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

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**GP9-01-03005: Wellspan Health—Gettysburg Hospital** (147 Getty Street, Gettysburg, PA 17325-2536) on September 25, 2015, for the two (2) diesel-fired emergency generator engines, 1,141 bhp each, under GP9, at the Gettysburg Hospital located in Gettysburg Borough, **Adams County**. The general permit authorization was renewed.

**GP3-06-03100A: Martin Stone Quarries, Inc.** (1355 North Reading Avenue, Bechtelsville, PA 19505) on September 22, 2015, for a portable nonmetallic mineral processing plant under GP3 at the Gabel Quarry, in Washington Township, **Berks County**.

**GP11-06-03100A: Martin Stone Quarries, Inc.** (1355 North Reading Avenue, Bechtelsville, PA 19505) on September 22, 2015, for two nonroad engines under GP11, to power portable nonmetallic mineral processing equipment at the Gabel Quarry, in Washington Township, **Berks County**.



**GP1-06-05004A: TMAP Realty, LLC** (815 Lancaster Avenue, Reading, PA 19607) on September 23, 2015, for three (3) existing #2 oil/natural gas-fired boilers, under GP1, at the facility in Reading City, **Berks County**.

**GP3-21-03120: Liberty Excavators, Inc.** (4402 Gettysburg Road, Camp Hill, PA 17011) on September 24, 2015, for a portable nonmetallic mineral processing plant under GP3 at the Goodman Logistics Center, in Dickinson Township, **Cumberland County**.

**GP11-21-03120: Liberty Excavators, Inc.** (4402 Gettysburg Road, Camp Hill, PA 17011) on September 24, 2015, for three nonroad engines under GP11, to power portable nonmetallic mineral processing equipment at the Goodman Logistics Center, in Dickinson Township, **Cumberland County**.

**GP3-21-03119: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) on September 25, 2015, for portable nonmetallic mineral processing equipment, under GP3, at The Center at Rocky Meadows, in Dickinson and South Middleton Townships, **Cumberland County**.

**GP11-21-03119: TMT Gravel & Contracting, Inc.** (8792 Route 549, Millerton, PA 16936) September 25, 2015, for four non-road engines, under GP11, to power portable nonmetallic mineral processing equipment, at The Center at Rocky Meadows, in Dickinson and South Middleton Townships, **Cumberland County**.

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

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

**GP3-63-00995A: W.G. Tomko, Inc.** (2559 State Route 88, Finleyville, PA 15332) on September 22, 2015, to authorize the construction and operation of new sources that include one (1) McCloskey Jaw Crusher rated at 250 tph; two (2) McCloskey Vibratory Screens each rated at 200 tph; and three (3) McCloskey Stackers at their Non-Metallic Mineral Crushing Plant located at W.G. Tomko Headquarter facility located in Union Township, **Washington County**.

**GP9-63-00995A: W.G. Tomko, Inc.** (2559 State Route 88, Finleyville, PA 15332) on September 22, 2015, to authorize the construction and operation of new sources that include one (1) CAT C9 diesel engine rated at 350 bhp, one (1) CAT C4.4 diesel engine rated at 129 bhp, one (1) CAT C4.4 diesel engine rated at 96.5 bhp, one (1) 2011 Kubota diesel engine rated at 85.2 bhp, two (2) 2014 Kubota diesel engines each rated at 49 bhp at their Non-Metallic Mineral Crushing Plant located at W.G. Tomko Headquarter facility located in Union Township, **Washington County**.

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

*Contact: Dave Balog, New Source Review Chief—Telephone: 814-332-6940*

**GP5-42-225C: PA General Energy Company Potato Creek 3H Compressor Station** (Dividing Ridge Road, Emporium, PA 15834) on July 8, 2015, for the authority to construct and/or operate a 384 bhp compressor engine (Ajax 2802 LE) and four (4) storage tanks (BAQ-GPA/GP5) located at their facility in Norwich Township, **McKean County**.

**GP5-42-226D: PA General Energy Company Potato Creek 2H Compressor Station** (Sackett Hollow Road, Smethport, PA 16749.) on July 8, 2015, for the authority

to construct and/or operate a 203 bhp compressor engine (Caterpillar G3306TA) and four (4) storage tanks (BAQ-GPA/GP5) located at their facility in Norwich Township, **McKean County**.

**GP3-61-210D: Glenn O Hawbaker Barkeyville Facility** (157 Hawbaker Industrial Blvd., Grove City, PA 16127) on September 18, 2015, for the authority to install and operate an electrically driven mechanical rock crusher (Eagle Crusher Model #UM-45 62D321) (BAQ-GPA/GP3) located at their facility in Barkeyville Borough, **Venango County**.

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

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**06-05069Y: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) on September 24, 2015, for modifying the A-4 Facility production lines at the lead-acid battery manufacturing facility in Richmond Township, **Berks County**.

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

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

**08-00010J: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848), issued plan approval on September 21, 2015 for a Wyssmont Company Model LE-24 Turbo-Dryer electric Ammonium Meta-Tungstate processing rotary oven rated at a maximum output of 800 lbs/hr at their facility located in Towanda Borough, **Bradford County**.

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**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**36-05106B: Premier Custom Built, Inc.** (110 Short Street, New Holland, PA 17557) on September 23, 2015, for the installation of three (3) spray booths at their cabinet manufacturing facility in East Earl Township, **Lancaster County**. The plan approval was extended.

**06-05069U: East Penn Manufacturing Co., Inc.** (P. O. Box 147, Lyon Station, PA 19536) on September 21, 2015, for modifying the A-2 Facility operations at the lead-acid battery assembly facility located in Richmond Township, **Berks County**. The plan approval was extended.

**67-03162C: Church & Dwight Co., Inc.** (5197 Commerce Drive, York, PA 17408) on September 21, 2015, for construction of a new vitamin and mineral supplements

production line at the Davies Facility located in Jackson Township, **York County**. The plan approval was extended.

**06-03117G: Custom Processing Services, Inc.** (2 Birchmont Drive, Reading, PA 17606-3266) on September 24, 2015, for the construction and temporary operation of a micronizing mill controlled by a fabric collector and final filter, at the custom milling facility located in Exeter Township, **Berks County**. The plan approval was extended

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

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

**08-313-004K: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on September 22, 2015, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from October 20, 2015 to April 17, 2016, at their facility located in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-313-004L: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on September 22, 2015, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from November 10, 2015 to May 8, 2016, at their facility located in Towanda Borough, **Bradford County**. The plan approval has been extended.

**08-00010G: Global Tungsten & Powders Corp.** (1 Hawes Street, Towanda, PA 18848) on September 22, 2015, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from November 2, 2015 to April 30, 2016, at their facility located in Towanda Borough, **Bradford County**. The plan approval has been extended.

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

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

*Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, Virendra Trivedi, New Source Review Chief, 717-705-4863, or William Weaver, Regional Air Quality Manager, 717-705-4702*

**06-05002: Lehigh Cement Co., Inc.** (537 Evansville Road, Fleetwood, PA 19522-8541) on September 18, 2015, for the Portland cement manufacturing facility located in Maiden creek Township, **Berks County**. The Title V permit was renewed.

**36-05005: Wellborn Holdings, Inc. dba Rutt Handcrafted Cabinetry** (215 Diller Avenue, New Holland, PA 17557-16110) on September 22, 2015, for the wood cabinet manufacturing facility located in Earl Township, **Lancaster County**. The Title V permit was renewed.

**28-05015: IESI PA Blue Ridge Landfill Corp.** (PO Box 399, Scotland, PA 17254-0399) on September 22, 2015, for the landfill facility located in Greene Township, **Franklin County**. The Title V permit was renewed.

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

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

**42-00174: Casella Waste Management of PA Incorporated** (19 Ness Lane Kane, PA 16735) for the McKean County Landfill located in Sergeant Township, **McKean County**. On September 23, 2015 issued an administrative amendment to the Title V Operating Permit to incorporate the conditions of plan approval 42-174G.

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#### **Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**23-00051: Riddle Memorial Hospital** (1068 W Baltimore Pike, Media, PA 19063) On September 24, 2015 for continued operation of a hospital in Middletown Township, **Delaware County**. This initial permit is for a non-Title V (State only) facility. The major source of air emissions are: three (3) gas-fired boilers and six (6) diesel-fired emergency generators. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00019: Lockheed Martin Corporation** (230 Mall Blvd, King of Prussia, PA 19406) On September 24, 2015, located in Upper Merion Township, **Montgomery County**. This action is for the issuance of a renewal Synthetic Minor Operating Permit. The facility elected to take a 24.9 tons per year limit on NO<sub>x</sub> emissions. The facility is primarily involved in Computer programming Services, Guided missile and space vehicle manufacturing. Lockheed Martin operates boilers, generators, and other lab equipment. The permit contains all applicable requirements including monitoring, recordkeeping and reporting.

**23-00103: Elwyn** (111 Elwyn Road, Elwyn, PA 19063) On September 24, 2015 for a Non-Title V Facility, State-Only, Synthetic Minor Permit in Middletown Township, **Delaware County**. Elwyn is a facility caring for the needs of the developmentally disabled and disadvantaged. The sources of emissions include boilers and emergency generators. The company took an emission limit of 24.9 tons per year of NO<sub>x</sub>. The facility is subject to 40 CFR 60 Subpart IIII and 40 CFR 63 Subpart JJJJJJ. Monitoring, record keeping and reporting requirements have been added to the permit to address applicable limitations.

**46-00244: ACME Corrugated Box Inc.** (2700 Turnpike Dr., Hatboro, PA 19040) On September 24, 2015 for the renewal of a Natural Minor Operating Permit in Upper Moreland Township, **Montgomery County**. Source of emissions at this facility is a natural gas-fired boiler. The potential air emissions from this facility are: NO<sub>x</sub>—19.2 TPY, CO—7.48 TPY, and 11,077 TPY of CO<sub>2</sub>e greenhouse gases. The boiler is subject to 40 CFR Subpart Dc. The boiler is exempt from the regulations of 40 CFR Subpart JJJJJJ and operating hours on commercial fuel oil is monitored to justify that. The permit contains monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

**46-00264: Caddick Construction Company, Inc.** (P. O. Box 179, Ambler, PA 19002) On September 24, 2015 for a renewal of Synthetic Minor Operating Permit for a non-metallic mineral processing plant in Whitmarsh Township, **Montgomery County**. This Operating Permit renewal contains all state and federal regulations appli-



cable to the facility including emission limitations, operating restrictions, work practice, monitoring, and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

**09-00108: Bucks County Water & Sewer Authority—Totem Road Pump Station II** (910 Haunted Lane, Bensalem, PA 19020) On September 24, 2015 for the operation of a packed bed tower wet air scrubber to control odors from the sanitary sewage pump station located in Bensalem, **Bucks County**. The permit is for a non-Title V (State Only) facility. The existing permit was issued on 10-6-2010 and will expire on 9-30-2015. The facility has the potential to emit 0.0008 ton of hydrogen sulfide per year and utilizes an odor scrubber as a control device. The facility's primary criteria pollutant sources are the two diesel fuel-fired backup emergency generators Based on the potential emissions of VOC and NO<sub>x</sub>, which are less than major source threshold, the facility is a Synthetic Minor. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**52-00005: Springbrook Enterprises, Inc.** (504 Well Road, Hawley, PA 18428-6021) issued on 09/29/2015, for the operation of a sand and gravel plant in Blooming Grove Township, **Pike County**. The sources consist of stone crushers, screens, conveyors, transfer points, and a generator. The emissions from the sources are controlled by water sprays and a dust collector. 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.

**40-00101: Pennsy Supply Inc., Pittston West Quarry** (1001 Paxton Street, Harrisburg, PA 17104-3331) for operation of a drum mix asphalt plant and stone manufacturing facility in Jenkins Township, **Luzerne County**. The sources consist of feed bins, screens, belts, and conveyors. The control devices are baghouses and a cyclone. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. This is a renewal of the State-Only Synthetic Minor operating permit. The State-Only operating permit includes applicable state and federal requirements, work practice standards, testing, monitoring, recordkeeping and reporting requirements.

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

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

**08-00033: Talisman Energy USA, Inc.** (50 Pennwood Place, Warrendale, PA 15086) on September 24, 2015 issued a state only operating permit for their Watkins Compressor Station facility located in Columbia Township, **Bradford County**. The state only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**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.**

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

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

**37-00257: Mohawk Area School District** (PO Box 25, 385 Mohawk School Road, Bessemer, PA 16112). On September 25, 2015 issued an administrative amendment to the Natural Minor Operating Permit to incorporate the change of Responsible Official for the permit.

**33-00185: Columbia Gas Transmission Iowa Compressor Station** (PO Box 1273, 1700 MacCorkle Ave SE, Charleston, WV 25325-1273). On September 28, 2015 issued an administrative amendment to the Natural Minor Operating Permit to incorporate the change of Responsible Official for the permit.

**43-00270: CCL Container** (1 Llodio Drive, Hermitage, PA 16148-9015). On September 24, 2015 issued an administrative amendment to the Synthetic Minor Operating Permit to incorporate the change of Responsible Official for the permit.

**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

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

*Contact: Devendra Verma, New Source Review Chief—Telephone: 814-332-6940*

**43-00310: NLMK Pennsylvania Corporation** (15 Roemer Boulevard, Farrell, PA 16050) for its facility located in Farrell City, **Mercer County**. The de minimis emission increase is due to the installation of a new 0.85 MMBtu/hr natural gas fired batch vapor parts washer. This parts washer will be used to clean metal parts. The Department has started a list of de minimis increases as prescribed in 25 Pa. Code § 127.449(i).

Since the September 21, 2010 TV Permit issuance date, NLMK Pennsylvania Corporation has notified the Department of the following de minimis emission increases at the Farrell Plant:

Date	Source	PM <sub>10</sub> (tons)	SO <sub>x</sub> (tons)	NO <sub>x</sub> (tons)	VOC (tons)	CO (tons)
7-6-12	40 gallons degreaser (source 243)				0.277	
11-7-14	40 gallons degreaser (source 243)				0.324	

<i>Date</i>	<i>Source</i>	<i>PM<sub>10</sub> (tons)</i>	<i>SO<sub>x</sub> (tons)</i>	<i>NO<sub>x</sub> (tons)</i>	<i>VOC (tons)</i>	<i>CO (tons)</i>
9-11-15	0.85 MMBtu/hr aqueous parts washer.	0.067	0.005	0.876	0.048	0.736
Total Reported Increases		0.067	0.005	0.876	0.649	0.736
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

This is the third de minimis emission increase approved since the September 21, 2010, TV Permit Issuance for the Farrell Facility.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P. S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P. S. §§ 3301—3326); The Clean Streams Law; the Coal Refuse Disposal Control Act (52 P. S. §§ 30.51—30.66); and The Bituminous Mine Subsidence and Land Conservation Act (52 P. S. §§ 1406.1—1406.20a). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to applications will also address the application permitting requirements of the following statutes: the Air Quality Pollution Act (35 P. S. §§ 4001—4014); the Dam Safety and Encroachments Act (32 P. S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P. S. §§ 6018.101—6018.1002).**

### Coal Permits Issued

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

**32733709 and NPDES No. PA02114159. Robindale Energy Services, Inc.**, (224 Grange Hall Road, PO Box 228, Armagh, PA 15920). To renew the permit for the Dilltown Facility in Brush Valley Township, **Indiana County**. No additional discharges. The application was considered administratively complete on November 23, 2011. Application received February 28, 2011. Permit issued September 17, 2015.

**32841303 and NPDES No. PA0001775. Helvetia Coal Company**, (PO Box 219, 400 Overview Drive, Shelocta, PA 15774). To renew the permit for the Lucerne Mine #6 in Center and Black Lick Townships, **Indiana County** for water treatment/reclamation only. No additional discharges. The application was considered administratively complete on June 3, 2010. Application received April 7, 2010. Permit issued September 18, 2015.

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

**Permit No. 32000102 and NPDES No. PA0235296. Britt Energies Inc.**, 2450 Philadelphia Street, Indiana, PA 15701. Permit renewal for reclamation only of a bituminous surface and auger mine in White Township, **Indiana County** affecting 105.3 acres. Receiving streams: unnamed tributary to/and Yellow Creek classified for the following uses: trout stocked fishes and cold

water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 15, 2015. Permit issued: September 22, 2015.

**Permit No. 56950106 and NPDES No. PA0213161. PBS Coals Inc.**, 1576 Stoystown Road, P. O. Box 260, Friedens, PA 15541. Permit renewal for the continued operation and restoration of a bituminous surface mine in Stonycreek Township, **Somerset County** affecting 62.8 acres. Receiving streams: unnamed tributaries to/and Schrock Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 20, 2015. Permit issued: September 22, 2015.

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

**Permit No. 40-15-01 and GP104 Permit No. 40-15-01GP104. Kel-Con Service Company, Inc.**, (174 Dulcey Road, Weatherly, PA 18522), Government Finance Construction contract issued for reclamation of abandoned mine lands in Foster Township, **Luzerne County** affecting 15.0 acres, receiving stream: unnamed tributary to Sandy Run. Application received: December 30, 2014. GFCC issued: September 23, 2015.

**Permit No. 54970101C5. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), correction to an existing anthracite surface mine, coal refuse reprocessing and refuse disposal to include a coal preparation plant in Schuylkill Township, **Schuylkill County** affecting 727.0 acres, receiving stream: Schuylkill River. Application received: November 1, 2011. Correction issued: September 25, 2015.

**Permit No. 54-305-021GP12. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54970201 in Schuylkill Township, **Schuylkill County**. Application received: November 1, 2011. Permit issued: September 25, 2015.

**Permit No. 54970101R3. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), renewal of an existing anthracite surface mine, coal refuse reprocessing, refuse disposal and coal preparation plant operation in Schuylkill Township, **Schuylkill County** affecting 727.0 acres, receiving stream: Schuylkill River. Application received: June 7, 2012. Renewal issued: September 25, 2015.

**Permit No. 54970101GP104. Premium Fine Coal, Inc.**, (PO Box 268, Tamaqua, PA 18252), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54970101 in Schuylkill Township, **Schuylkill County**, receiving stream: Schuylkill River. Application received: December 17, 2013. Permit issued: September 25, 2015.

## ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.**

### *Blasting Permits Issued*

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

**14154108. Douglas Explosives Inc.** (P. O. Box 77, Philipsburg, PA 16866-0077). Blasting for residential development located in College Township, **Centre County** with an expiration date of December 30, 2015. Permit Issued: September 23, 2015.

**18154002. Glenn O. Hawbaker Inc.** (711 East College Avenue, Bellefonte, PA 16823). Blasting for Dunkle Farm located in Lamar Township, **Clinton County** with an expiration date of July 31, 2016. Permit Issued: September 24, 2015.

**59154101. Brubacher Excavating, Inc.** (P. O. Box 528, Bowmansville, PA 17507). Blasting for well pad located in Liberty Township, **Tioga County** with an expiration date of September 10, 2016. Permit Issued: September 25, 2015.

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

**Permit No. 15154107. Maine Drilling & Blasting, Inc.**, (P. O. Box 1140, Gardiner, ME 04345), construction blasting for Atwater Lot 11 in Tredyffrin and East Whiteland Townships, **Chester County** with an expiration date of September 19, 2016. Permit issued: September 22, 2015.

**Permit No. 40154108. Hayduk Enterprise, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Shickshinny Sewer Authority in Shickshinny Borough, **Luzerne County** with an expiration date of November 30, 2015. Permit issued: September 23, 2015.

**Permit No. 48154108. Schlouch Inc.**, (P. O. Box 69, Blandon, PA 19510-0069), construction blasting for Majestic Business Park in Bethlehem Township, **Northampton County** with an expiration date of September 16, 2016. Permit issued: September 23, 2015.

**Permit No. 48154002. Dobrinski Brothers, Inc.**, (1018 Whites Ferry Road, Falls, PA 18615), construction blasting for Chrin Commerce Center Basin Project in Palmer Township, **Northampton County** with an expiration date of December 15, 2015. Permit issued: September 25, 2015.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval and requests for Water Quality Certification under section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A.

§§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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.*

**E46-1119. Pennypack Ecological Restoration Trust**, 2955 Edge Hill Road, Huntingdon Valley, PA 19006-5022, Horsham Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain a stormwater control measure that includes an approximate one-acre infiltration basin, a polishing wetlands, and a water discharge control structure within and adjacent to a channel and floodway of an unnamed intermittent tributary to the Pennypack Creek (TSF, MF).

The site is located on the property of The College Settlement of Philadelphia, West Welsh Road, Horsham (Amber, PA Quad Lat. 40° 10' 24.26N"; Long. -75° 09' 35.23").

The issuance of this permit also constitutes approval of a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act [33 U.S.C.A. § 1341(a)].

*Northeast Regional Office, Waterways and Wetlands Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, Telephone 570-826-2511*



**E40-765. Pennsylvania Department of Transportation Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512. Hanover Township and City of Nanticoke, **Luzerne County**, Army Corps of Engineers Baltimore District.

To authorize the following water obstructions and encroachments associated with the South Valley Parkway Roadway Improvement Project:

1. To construct and maintain a road crossing of Nanticoke Creek (CWF, MF) consisting of a 6 span pre-stressed concrete bulb-tee beam bridge, having a 700-foot span and an approximate 79-foot underclearance.

2. To remove the existing structure and to construct and maintain a stream enclosure in Warrior Creek (CWF, MF) consisting of a 193-foot long, 9-foot x 16-foot concrete box culvert depressed 12-inches below streambed with baffles and riprap aprons.

The overall project will permanently impact 1.01 acre of wetlands and 2,351 feet of stream channel and temporarily impact 0.41 acre of wetland and 406 feet of stream channel. The permittee is required to provide 1.66 acres of replacement wetlands.

The proposed project is located along SR 0029 and includes 2.25 miles of new highway alignment to the north of SR 0029/SR 2008 and ties into the existing SR 2008 alignment (Wilkes-Barre West, PA Quadrangle Latitude: 41°12'04"; Longitude: -75°57'39") in Hanover Township and City of Nanticoke, Luzerne County.

**E13-177. Carbon County Conservation District**, 5664 Interchange Road, Lehighton, PA 18235. Nesquehoning Borough, **Carbon County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 1,040-foot long stream channel restoration project in and along Nesquehoning Creek (CWF, MF) consisting of the following work: Five rock cross vanes with scour pools, 450-L.F. of boulder bank revetment areas with log deflectors, 510-L.F. of vegetated riprap, fish enhancement structures such as random boulder placement and plantings along the streambanks, and a reduction of existing side slopes and bank height along the entire reach of the project. The project is located north of Park Avenue, approximately 3.1 miles west of the intersection of SR 209 and SR 93 (Nesquehoning, PA Quadrangle Latitude: 40°51'32"; Longitude: -75°50'47.8"). Subbasin: 2B.

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

**E26-373, Trailside Lodging, LP**, 1023 Vinial Street, Pittsburgh, PA 15212, City of Connellsville, **Fayette County**, ACOE Pittsburgh District.

Has been given consent to construct and maintain floodway fill in an area approximately 21,729 square feet (0.5 acre) of the floodway to the Youghiogheny River for the purpose of constructing a 27,000 square foot hotel facility and its associated entrance drive, parking area and a stormwater detention system for the site for the purpose of providing lodging for the business district of the City of Connellsville. The project is located near the intersection of North First Street and North Third Street in the City of Connellsville, Fayette County (Quadrangle: Connellsville; Latitude: 40° 01' 13.92"; Longitude: -79° 35' 45.84"; Sub-basin: 19D; Chapter 93 Type: WWF).

**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 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.

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

<i>ESCGP-2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG00021150001(1)	Equitrans, L. P., 555 Southpointe Blvd., Suite 200, Canonsburg, PA 15317-8592	Cambria County	Jackson Township	Laurel Run (HQ-CWF); UNT to Laurel Run (HQ-CWF); Red Run (HQ-CWF); UNT to Findley Run (HQ-CWF); UNT to Hinckston Run (CWF)



<i>ESCGP-2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
ESG0012915001	Columbia Gas Transmission, Inc. 1700 MacCorkle Avenue SE P. O. Box 1273 Charleston, WV 25314	Westmoreland County	Adamsburg Borough; Hempfield Township; Loyalhanna Township; North Huntingdon Township; Penn Township; Salem Township; Jeannette City	Possum Hollow (WWF); Brush Creek (TSF); Beaver Run (HQ-CWF); Porter Run (HQ-CWF); Serviceberry Run (HQ-CWF); Loyalhanna Creek (WWF); Conemaugh River (CWF)
<hr/>				
<i>Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335</i>		<i>Eastern Region: Oil &amp; Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701</i>		
ESCGP-2 #ESG15-031-0001—Kennemuth Well Pad	Applicant Laurel Mountain Production, LLC Contact Sean Weissert Address 61 McMurray Road, Suite 300 City Pittsburgh State PA Zip Code 15241 County Clarion Township(s) Perry Receiving Stream(s) and Classification(s) HUC 8—05010006 Tributary to Allegheny River and Dunlap Creek WWF, HUC12—050100061102 Tributary to Allegheny River and Allegheny River		ESCGP-2 # ESG29-113-15-0005 Applicant Name Chief Oil & Gas, LLC Contact Person Jeffrey Deegan Address 6051 Wallace Road Ext. Suite 300 City, State, Zip Wexford, PA 15090-7386 County Sullivan Township(s) Forks Twp Receiving Stream(s) and Classification(s) UNT Big Bottom Run (EV) Secondary—Loyalsock Creek	
ESCGP-2 #ESX14-019-0034A—Bell Properties Wells Lateral Line Major Modification	Applicant MarkWest Liberty Bluestone, LLC Contact Rick Lowry Address 4600 J. Barry Court, Suite 500 City Canonsburg State PA Zip Code 15317 County Butler Township(s) Jackson Receiving Stream(s) and Classification(s) UNT to Glade Run, UNT to Likens Run WWF Glade Run, Likens Run WWF		ESCGP-2 # ESX10-081-0080(01) Applicant Name Anadarko E&P Onshore LLC Contact Person Rane Wilson Address 33 West Third St., Suite 200 City, State, Zip Williamsport, PA 17701 County Lycoming Township(s) Cogan House Twp Receiving Stream(s) and Classification(s) Steam Valley Run (HQ-CWF), Larrys Creek (HQ-CWF) Secondary—Lycoming Creek (EV) West Branch Susquehanna River (WWF)	
ESCGP-2 #ESX15-019-0033—Mountain Gathering Well Pad	Applicant XTO Energy Inc. Contact Melissa Breitenbach Address 190 Thorn Hill Road City Warrendale State PA Zip Code 15086 County Butler Township(s) Penn Receiving Stream(s) and Classification(s) UNT to Thorn Creek CWF Thorn Creek		ESCGP-2 # ESG29-023-15-0005 Applicant Name Seneca Resources Corporation Contact Person Doug Kepler Address 5800 Corporate Drive, Suite 300 City, State, Zip Pittsburgh, PA 15237 County Elk & Cameron Township(s) Jones & Shippen Twps Receiving Stream(s) and Classification(s) Elk Fork & (2) UNT, Cherry Run & UNT & Billy Buck Run (HQ, EV, CWF) Secondary—Driftwood Branch Sinnemahoning Creek	
ESCGP-2 #ESG15-083-0002—D07-U	Applicant Seneca Resources Corporation Contact Mr. Doug Kepler Address 51 Zents Boulevard City Brookville State PA Zip Code 15825 County McKean Township(s) Sergeant Receiving Stream(s) and Classification(s) UNTs to West Fork West Branch Potato Creek/Potato-Osawago Creeks		ESCGP-2 # ESG29-023-15-0007 Applicant Name Seneca Resources Corp Contact Person Doug Kepler Address 5800 Corporate Drive, Suite 300 City, State, Zip Pittsburgh, PA 15237 County Cameron & McKean Counties Township(s) Shippen & Norwich Twps Receiving Stream(s) and Classification(s) Ohio River/Potato Creek Watershed—UNT South Fork West Branch Potato Creek (HQ-CWF) Susquehanna River/South Fork Driftwood Branch Sinnemahoning Creek—Elk Fork & UNT (EV); Oviatt Branch (EV); Brewer Fork & 3 UNTs (EV); Havens Run & UNT (CWF); Nichols Run (HQ-CWF, EV); Left Branch Cooks Run & UNT (EV); Right Branch Cooks Run & UNT (EV); 2 UNTs North Creek (HW-CWF, EV)	
ESCGP-2 #ESX15-019-0034—Cassiopeia Well Pad	Applicant EM Energy Pennsylvania, LLC Contact Hugh Caperton Address 1800 Main Street, Suite 220 City Canonsburg State PA Zip Code 15317 County Butler Township(s) Concord Receiving Stream(s) and Classification(s) Bear Creek & Trib. 49201 to Bear Creek CWF Allegheny River			

ESCGP-2 # ESG29-023-15-0008  
 Applicant Name NFG Midstream Clermont, LLC  
 Contact Person Duane Wassum  
 Address 6363 Main St  
 City, State, Zip Williamsville, NY 14221-5855  
 County Cameron County  
 Township(s) Shippen Twp  
 Receiving Stream(s) and Classification(s) UNT to Elk  
 Fork (EV, MF); Cherry Run (HQ-CWF, MF, EV); Billy  
 Buck Run (HQ-CWF, MF, EV)  
 Secondary—Sinnemahoning Creek

*Southwest Region: Oil & Gas Program Mgr., 400 Water-  
 front Dr., Pittsburgh, PA*

ESCGP-2 No: ESX15-003-0006  
 Applicant Name: CNX Gas Company LLC  
 Contact Person Jonathan L Madill  
 Address: 280 Indian Springs Road  
 City: Indiana State: PA Zip Code: 15701  
 County: Allegheny Township: Findlay & Moon  
 Receiving Stream(s) and Classifications: Tributary 36713  
 to Montour Run; UNTs to Tributary 36713 to Montour  
 Run; Upper Ohio River Watershed; Other TSF

ESCGP-2 No.: ESG14-125-0072  
 Applicant Name: Rice Drilling B LLC  
 Contact Person: Joseph C. Mallow  
 Address: 400 Woodcliff Drive  
 City: Canonsburg State: PA Zip Code: 15317  
 County: Washington Township(s): Nottingham & Union  
 Receiving Stream(s) and Classifications: UNT to Mingo  
 Creek/Mingo Creek; HQ

ESCGP-2 No.: ESG15-059-0004  
 Applicant Name: Vantage Energy Appalachia II LLC  
 Contact Person: John J Moran Jr  
 Address: 116 Inverness Drive East, Suite 107  
 City: Englewood State: CO Zip Code: 80112  
 County: Greene Township(s): Center, Gray and Morris  
 Receiving Stream(s) and Classifications: UNT to Grays  
 Fork (HQ-WWF)/South Fork Tenmile; UNT to Patter-  
 son Creek (HQ-WWF)/South Fork Tenmile Creek;  
 Secondary Receiving Water Grays Fork; Patterson  
 Creek

ESCGP-2 No.: ESX15-125-0028  
 Applicant Name: Rice Drilling B LLC  
 Contact Person: Joseph C Mallow  
 Address: 400 Woodcliff Drive  
 City: Canonsburg State: PA Zip Code: 15317  
 County: Washington Township(s): Fallowfield  
 Receiving Stream(s) and Classifications: Pigeon Creek &  
 Sawmill Creek/Pigeon Creek; Other WWF; Siltation-  
 Impaired

ESCGP-2 No.: ESX15-125-0053  
 Applicant Name: EQT Production Company  
 Contact Person: Todd Klaner  
 Address: 2400 Zenith Ridge Road Suite 200  
 City: Canonsburg State: PA Zip Code: 15317  
 County Washington Township(s): East Finley  
 Receiving Stream(s) and Classifications: UNT to Long  
 Run (WWF)/Robinson Fork-Enlow Fork; Long Run  
 (WWF)/Robinson Fork-Enlow Fork: Rock Run (TSF)/  
 Robinson Fork-Enlow Fork; Other WWF, TSF

ESCGP-2 No.: ESX14-125-0090  
 Applicant Name: Range Resources Appalachia LLC  
 Contact Person: Laura M Rusmisl  
 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

ESCGP-2 No.: ESX14-007-0015 Major Revision  
 Applicant Name: PennEnergy Resources LLC  
 Contact Person: Gregg A Stewart  
 Address: 1000 Commerce Drive Park Place One Suite 100  
 City: Pittsburgh State: PA Zip Code 15275  
 County: Beaver Township(s): New Sewickley  
 Receiving Stream(s) and Classifications: UNT to Crows  
 Run/Crows Run; Other WWF

ESCGP-2 No.: ESX15-125-0046  
 Applicant Name: Rice Midstream Holdings LLC  
 Contact Person: Kyle A Shirey  
 Address: 400 Woodcliff Drive  
 City: Canonsburg State: PA Zip Code: 15317  
 County: Washington Township(s): Amwell  
 Receiving Stream(s) and Classifications: #83421 Mont-  
 gomery Run/Monongahela River; Other Trout Stocked  
 Fishes (TSF)

ESCGP-2 No.: ESG15-125-0015  
 Applicant Name: EQT Production Company  
 Contact Person: Todd Klaner  
 Address: 2400 Zenith Ridge Road Suite 200  
 City: Canonsburg State: PA Zip Code: 15317  
 County: Washington Township(s): Nottingham  
 Receiving Stream(s) and Classifications: Peters Creek  
 (TSF)/Peters Creek; UNT to Mingo Creek (HQ-TSF)/  
 Mingo Creek; HQ; Other TSF

ESCGP-2 NO.: ESX14-059-0092  
 Applicant Name: Chevron Appalachia LLC  
 Contact Person: Alex Genovese  
 Address: 800 Mountain View Drive  
 City: Smithfield State: PA Zip Code: 15478  
 County: Greene Township(s): Cumberland  
 Receiving Stream(s) and Classifications: Neel Run, UNTs  
 to Muddy Creek, UNTs to Pumpkin Run/Tenmile Creek  
 Watershed; Other WWF

## 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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
15-10-007	MarkWest Liberty Bluestone, LLC 4600 J. Barry Court, Suite 500 Canonsburg, PA 15317-9523 Attn: Richard Lowry	Butler	Jackson Township	2 ASTs storing natural gasoline	830,600 gallons total

## SPECIAL NOTICES

### Notice of Planning Grant Awards under section 901 of the Municipal Waste Planning Recycling and Waste Reduction Act of 1988, Act 101

The Department of Environmental Protection (DEP) hereby announces the following grants to counties pursuant to the Pennsylvania Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101, P. L. 556, Section 901 and Section 208 of the Waste Tire Recycling Act/Small Business and Household Pollution Prevention Act (Act 190 of 1996).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by Sections 701 and 702 of Act 101, and the availability of monies in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Mr. Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, PO Box 8472, Harrisburg, PA 17105-8472.

#### Act 101, Section 901 Planning Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project</i>	<i>Grant</i>
Northwest	Warren	Warren County	Plan revision/update	\$59,850

### Water Quality Certification under section 401 of the Federal Clean Water Act for the Tri-County Bare Steel Replacement Project

On February 20, 2015, Columbia Gas Transmission, LLC (Columbia) filed an application with the Federal Energy Regulatory Commission (FERC) in Docket No. CP15-95-000 under Section 7(b) and (c) of the Natural Gas Act (NGA) seeking a Certificate of Public Convenience and Necessity (Certificate) authorizing abandonment, construction, and operation of the Tri-County Bare Steel Replacement Project (Project), located in Allegheny, Washington, and Greene Counties, Pennsylvania. The proposed Project would include replacing 34 miles of 20-inch-diameter bare steel piping with coated steel pipeline at the following locations:

- Segment 1: replace approximately 14 miles with 14.9 miles from the Hero Valve to Waynesburg Compressor Station in Greene County.
- Segment 2: replace approximately 8 miles with 10.7 miles from the Redd Farm Station to Sharp Farm Station in Washington County.
- Segment 3: replace approximately 12 miles with 11.9 miles from the Sharp Farm Station in Washington County to the Walker Farm Station in Washington and Allegheny Counties.

The pipeline would also include associated appurtenant facilities including bi-directional pig launcher/receivers, cathodic protection, main line valves, and taps.

The Department, by this notice, proposes to certify that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The Department further proposes to certify that the construction, operation and maintenance of the projects complies with Commonwealth water quality standards and that the construction, operation and maintenance of the projects does not violate applicable Commonwealth water quality standards provided that the construction, operation and maintenance of the projects complies with the conditions proposed for this certification, including the criteria and conditions of the following permits:

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

2. *Erosion and Sediment Control Permit*—Columbia shall obtain and comply with PADEP's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration,



Production, Processing or Treatment issued pursuant to Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17) and all applicable implementing regulations (25 Pa. Code Chapter 102).

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

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

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

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

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

8. *Correspondence*—All correspondence with and submittals to PADEP concerning this Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Rita Coleman, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

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

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

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

The Environmental Assessment prepared by FERC may be viewed on FERC's website at [www.ferc.gov](http://www.ferc.gov) under the Docket No. CP15-95-000.

Prior to final action on the proposed section 401 Water Quality Certification, consideration will be given to any comments, suggestions or objections which are submitted in writing within 30 days of this notice. Comments concerning the proposed 401 Water Quality Certification should be directed to Ms. Rita Coleman, Southwest Region Waterways and Wetlands Program Manager at the above address or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD). Comments must be submitted in writing and contain the name, address and telephone number of the person commenting and a concise statement of comments, objections or suggestions on this proposal. No comments submitted by facsimile will be accepted. The Department will consider all relevant and timely comments received. Comments must be submitted within 30 days of this notice.

[Pa.B. Doc. No. 15-1799. Filed for public inspection October 9, 2015, 9:00 a.m.]

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### Bid Opportunity

**AMD 07(4339)104.1, Acid Mine Drainage Abatement Project, Glenwhite Run Site Access, Logan Township, Blair County.** The principal items of work and approximate quantities include concrete box culvert installation, rock lining with geotextile 180 square yards, geotextile underlayment 210 square yards and aggregate 120 tons. This bid issues on October 9, 2015, and bids will be opened on November 3, 2015, at 2 p.m. Bid documents cost \$5 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or [joelmiller@state.pa.us](mailto:joelmiller@state.pa.us) for more information on this bid.

JOHN QUIGLEY,  
Secretary

[Pa.B. Doc. No. 15-1800. Filed for public inspection October 9, 2015, 9:00 a.m.]

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### Bid Opportunity

**AMD 26(4711)101.1, Acid Mine Drainage Abatement Project, Marsolino Low Wall Drain, Saltlick Township, Fayette County.** The principal items of work and approximate quantities include trench excavation 103,000 cubic yards, rock lining 1,740 square yards and seeding 20 acres. This bid issues on October 9, 2015, and bids will be opened on November 3, 2015, at 2 p.m. Bid documents cost \$5 per set and will not be mailed until payment has been received. This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A §§ 1201—1308) and is subject to the



act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or joelmiller@state.pa.us for more information on this bid.

JOHN QUIGLEY,  
*Secretary*

[Pa.B. Doc. No. 15-1801. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Pipeline Infrastructure Task Force Meeting Change

The Pipeline Infrastructure Task Force (Task Force) meeting scheduled for January 13, 2016, has been moved to a new location. The meeting will be held from 1 p.m. to 4 p.m. in Dixon University Center, 2986 North Second Street, Administration Building, Conference Rooms A, B and C, Harrisburg, PA 17110.

Questions concerning the meeting change location can be directed to the Task Force at RA-EPPITF@pa.gov. The agenda for the meeting will be available through the Department of Environmental Protection (Department) web site at [www.dep.state.pa.us](http://www.dep.state.pa.us) (DEP Keyword: Pipeline Infrastructure Task Force).

The purpose and goals of the Task Force are to define a series of best practices to:

- Plan, site and route pipelines in ways that avoid or reduce environmental and community impacts of pipeline development.
- Amplify and engage in meaningful public participation regarding pipeline development.
- Maximize opportunities for predictable and efficient permitting.
- Employ construction methods that reduce environmental and community impacts.
- Ensure pipeline safety and integrity during operation of the pipeline.

The Task Force will provide a final report to Governor Wolf detailing the findings of the Task Force in February 2016.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Task Force at (717) 772-1856, 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. 15-1802. Filed for public inspection October 9, 2015, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Lease Retail Space to the Commonwealth Berks County

Proposers are invited to provide the Department of General Services with 5,500 to 6,500 net usable square

feet of retail space for the Liquor Control Board in Shillington, Berks County. For more information on SFP No. 94761, which is due by Monday, November 30, 2015, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 15-1803. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Lease Retail Space to the Commonwealth Cumberland County

Proposals are invited to provide the Department of General Services with 7,000 to 9,000 usable square feet of retail space for the Liquor Control Board in Mechanicsburg, Cumberland County. For more information on SFP No. 94769, which is due on Friday, October 30, 2015, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 15-1804. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Lease Retail Space to the Commonwealth Delaware County

Proposers are invited to provide a proposal to the Department of General Services with 9,000 to 12,000 net usable square feet of retail space for the Liquor Control Board in Newtown Square, Delaware County, on or before 3 p.m. on Friday, November 13, 2015. For more information on SFP No. 94770, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 15-1805. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Lease Retail Space to the Commonwealth Montgomery County

Proposers are invited to provide the Department of General Services with 8,500 to 11,000 net usable square feet of retail space for the Liquor Control Board in Collegetown, Montgomery County. For more information on SFP No. 94773, which is due by Monday, November 16, 2015, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 15-1806. Filed for public inspection October 9, 2015, 9:00 a.m.]

## Lease Warehouse and Office Space to the Commonwealth

### Chester County

Proposers are invited to provide a proposal to the Department of General Services for 14,000 to 18,000 net usable square feet of warehouse and office space for the Liquor Control Board in West Chester, Chester County,

on or before 3 p.m. on October 30, 2015. For more information on SFP No. 94762, visit [www.dgs.state.pa.us](http://www.dgs.state.pa.us) or contact the Bureau of Real Estate at (717) 787-4394.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 15-1807. Filed for public inspection October 9, 2015, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exception relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation</i>
Allegheny Health Network Surgery Center—Bethel Park, LLC	28 Pa. Code § 553.31 (relating to administrative responsibilities)
Allegheny Health Network Monroeville Surgery Center, LLC	28 Pa. Code § 553.31
Peters Township Surgery Center, LLC	28 Pa. Code § 553.31
Pine Grove Ambulatory Surgical Center	28 Pa. Code § 553.21(d) (relating to principle)
St. Luke's West End Endoscopy	28 Pa. Code § 553.2 (relating to ownership) 28 Pa. Code § 553.3(2) and (4)—(16) (relating to governing body responsibilities) 28 Pa. Code § 553.4(b), (e), (f) and (h) (relating to other functions) 28 Pa. Code § 553.31 28 Pa. Code § 555.2 (relating to medical staff membership) 28 Pa. Code § 555.3 (relating to requirements for membership and privileges) 28 Pa. Code § 555.4 (relating to clinical activities and duties of physician assistants and certified registered nurse practitioners) 28 Pa. Code § 557.2 (relating to plan) 28 Pa. Code § 557.3 (relating to Quality Assurance and Improvement Program) 28 Pa. Code § 563.2 (relating to organization and staffing) 28 Pa. Code § 563.10 (relating to ownership) 28 Pa. Code § 567.2(2) (relating to committee responsibilities)
Wexford Surgery Center	28 Pa. Code § 553.31

All requests previously listed are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, [ra-paexcept@pa.gov](mailto:ra-paexcept@pa.gov). Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 15-1808. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Hospitals; Requests for Exceptions

The following hospital has filed a request for exception under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exception relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals) with the exception of 28 Pa. Code § 153.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 153.1 are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
Geisinger Medical Center	28 Pa. Code § 113.5(a) (relating to pharmacy and therapeutics committee) 28 Pa. Code § 129.23(a) (relating to radiation safety committee)

The following hospital is requesting an exception under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
Muncy Valley Hospital	2.1-8.5.3.2	Size of Technology Distribution Rooms (TDRs)	2014

All requests previously listed are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 15-1809. Filed for public inspection October 9, 2015, 9:00 a.m.]

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

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Saint Joseph Villa  
110 West Wissahickon Avenue  
Flourtown, PA 19031  
FAC ID # 711102

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

Sarah Reed Senior Living  
227 West 22nd Street  
Erie, PA 16502  
FAC ID # 710402

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.28(b) (relating to nurses' station):

Kirkland Village  
One Kirkland Village Circle  
Bethlehem, PA 18017  
FAC ID # 055402

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facil-

ities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the address or phone number listed previously, or for speech and/or hearing impaired persons V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 15-1810. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Special Pharmaceutical Benefits Program Advisory Council Public Meeting

The Statewide Special Pharmaceutical Benefits Program (SPBP) Advisory Council, established by the Department of Health (Department) to aid in the carrying out of its Federal grant responsibilities under section 2616 of the Ryan White Comprehensive AIDS Resources

Emergency Act of 1990 (42 U.S.C.A. § 300ff-26), will hold a public meeting on Thursday, October 29, 2015, from 10 a.m. to 3 p.m. at the Park Inn Harrisburg West, 5401 Carlisle Pike, Mechanicsburg, PA 17050.

The SPBP Advisory Council will provide program guidance and recommendations to the Department's SPBP in regard to the following: drug formulary; covered lab services; drug utilization review; clinical programs; eligibility; and program management.

For additional information or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact John Haines, Special Pharmaceutical Benefits Program, Bureau of Communicable Diseases, Department of Health, Room 611, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (800) 922-9384, or for speech and/or hearing impaired persons contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 15-1811. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board (Board), established under section 1252 of the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C.A. § 300d-52), will hold a public meeting on Friday, November 6, 2015, from 10 a.m. to 3 p.m. The meeting will be held in the large conference room of the Community Center, 2nd Floor, Giant Food Store, 2300 Linglestown Road, Harrisburg, PA 17110.

Currently in this Commonwealth, nearly 250,000 individuals are living with brain injury. On average, an additional 8,600 residents in this Commonwealth sustain long term disabilities from brain injury each year. The Department of Health's (Department) Head Injury Program (HIP) strives to ensure that eligible individuals who have a traumatic brain injury receive high quality rehabilitative services aimed at reducing functional limitations and improving quality of life. The Board assists the Department in understanding and meeting the needs of persons living with traumatic brain injury and their families. This quarterly meeting will provide updates on a variety of topics including the number of people served by HIP. In addition, meeting participants will discuss budgetary and programmatic issues, community programs relating to traumatic brain injury and available advocacy opportunities.

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

This meeting is subject to cancellation without notice.

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 15-1812. Filed for public inspection October 9, 2015, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Annual Inflation Adjustment; Pennsylvania Gaming Cash Flow Management; Amended Notice

In accordance with 61 Pa. Code § 1001.8 (relating to State Gaming Fund transfers), the Secretary of Revenue hereby provides public notice of a correction to the Annual Inflation Adjustment for the year commencing January 1, 2015 that was published at 45 Pa.B. 620 (January 31, 2015).

This amendment corrects the Annual Inflation Adjustment from 1.3% to .6%. The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 45 Pa.B. 620:

In accordance with 61 Pa. Code § 1001.8 (relating to State Gaming Fund transfers), the Secretary of Revenue announces that, for the year commencing January 1, 2015, the Annual Inflation Adjustment as proscribed in 4 Pa.C.S. § 1403(d) (relating to establishment of State Gaming Fund and net slot machine revenue distribution) is .6%.

\* \* \* \* \*

EILEEN H. McNULTY,  
*Secretary*

[Pa.B. Doc. No. 15-1813. Filed for public inspection October 9, 2015, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Mentored Youth Fishing Day Program; Trout

Acting under the authority of 58 Pa. Code § 65.20 (relating to Mentored Youth Fishing Day Program), the Executive Director of the Fish and Boat Commission (Commission) has designated October 18, 2015, as a Mentored Youth Fishing Day for Trout in three lakes designated as approved trout waters. This designation under 58 Pa. Code § 65.20 will be effective upon publication of this notice in the *Pennsylvania Bulletin*.

To participate, anglers 16 years of age or older (adult anglers) must possess a valid Pennsylvania fishing license and be accompanied by a youth (less than 16 years of age) who has obtained a mentored youth permit or a voluntary youth license from the Commission. Youth anglers must obtain a 2015 mentored youth permit or a voluntary youth license from the Commission and be accompanied by an adult angler in order to participate. A trout/salmon permit is not required.

On October 18, 2015, the identified waters will be open to all anglers, but only youth anglers with a 2015 voluntary youth license or mentored youth permit may possess a total of two trout (combined species) with a



minimum length of 7 inches. Other Commonwealth inland regulations will apply. It is unlawful to fish in waters designated as part of the Mentored Youth Fishing Day Program (Program) except in compliance with the requirements of 58 Pa. Code § 65.20 when participating in the Program. Mentors may fish but are prohibited from possessing trout on this day at the lakes designated for this Program. The waters included in the Mentored Youth Trout Fishing Day on October 18, 2015, are:

*County*  
Centre  
Fulton  
Wayne

*Water*  
Poe Lake  
Cowans Gap Lake  
Upper Woods Pond

JOHN A. ARWAY,  
*Executive Director*

[Pa.B. Doc. No. 15-1814. Filed for public inspection October 9, 2015, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P. S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b).

The Commission has issued comments on the following proposed regulations. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-188	Pennsylvania Gaming Control Board Table Game Rules of Play 45 Pa.B. 4185 (August 1, 2015)	8/31/15	9/30/15
125-189	Pennsylvania Gaming Control Board Hybrid Gaming Tables and Electronic Wagering Terminals 45 Pa.B. 4170 (August 1, 2015)	8/31/15	9/30/15

#### **Pennsylvania Gaming Control Board Regulation #125-188 (IRRC #3111)**

##### **Table Game Rules of Play**

**September 30, 2015**

We submit for your consideration the following comments on the proposed rulemaking published in the August 1, 2015 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

#### **1. Preamble.—Clarity.**

The Preamble states that Chapter 671a (relating to Lunar Poker) is a complete rewrite of the game from temporary regulations. For the final-form regulation submitted, we ask the Board to explain in the Preamble why this provision was rewritten and what amendments were made.

#### **2. Section 611a.2. Minimum proficiency requirements.—Clarity.**

Subsection (d) adds a provision for an “experienced dealer.” The regulation does not specify the standards that must be met for a dealer to be considered an experienced dealer. We recommend adding the standards to the regulation, such as a documented number of hours of experience, that qualify a dealer as an experienced dealer.

#### **3. Section 669a.6. Raise It Up Stud Poker hand rankings.—Clarity.**

In Chapter 667a.6 relating to Flop Poker, Paragraphs (b)(2) to (9) include language describing the highest and lowest ranking within a category of winning hand. For example, Paragraph (2) states:

A straight flush, which is a hand, other than a royal flush, consisting of five cards of the same suit in consecutive ranking, *with king, queen, jack, 10 and 9 being the highest ranking straight flush and ace, 2, 3, 4 and 5 being the lowest ranking straight flush.* (Emphasis added.)

The parallel provisions in this chapter, Paragraphs (b)(2) to (9), do not include the further explanation of highest ranking and the lowest ranking, as shown in the emphasized language for a straight flush. We recommend adding this clarifying language, as appropriate, to Paragraphs (b)(2) to (9). The same comment applies to Subsection 674a.6(b).

#### **4. Section 671a.11. Procedures for completion of each round of play.—Clarity.**

We have two concerns. First, Subparagraph (f)(2)(ii) provides an example that states:

For example, if a player’s winning hand contained two aces, a king, 8 and 9, the player would be paid out for the pair of aces that beat the dealer’s hand but would also be paid out for the ace-king. If a player purchased a sixth card, all six cards may be considered for purposes of the second payout.

In the context of Paragraph (2) and this example in Subparagraph (ii), it is our interpretation that the deal-

er's hand would be an ace-king. Therefore, while the player beat the dealer with two aces and should collect that winning, we question whether the player should also collect winnings for an ace-king, given that the dealer also had an ace-king. This would appear to contradict Subparagraph (iii) which states that if the dealer's hand and the player's hand are equal, the dealer returns the player's wagers. We ask the Board to review Paragraph (2) and explain the Board's intent.

Second, Subparagraph (f)(2)(iii) states ". . . If the dealer's highest ranking five-card Poker hand is: . . . (iii) Equal in rank with the dealer's hand. . . ." This appears to be a typographical error and Subparagraph (iii) should read "Equal in rank with the *player's* hand." (Emphasis added.)

#### Subsection (h)

Under Paragraph (2), if a count of the cards reveals that 52 cards are not in the deck, the entire deck of cards shall be removed. Why doesn't this provision also direct the dealer to determine if cards were misdealt?

#### 5. Section 674a.2. Criss-Cross Poker table physical characteristics.—Clarity.

Paragraph (b)(2) states the table must contain "Five separate betting areas for each player designated for the placement of the Ante Wagers required under § 674a.7(d) (relating to wagers)." The cross-referenced Subsection (d) only specifies two wagers: Ante Across and Ante Down. The Board should review this section to clarify what the five wagers are.

#### 6. Section 674a.10. Procedure for dealing the cards from an automated dealing shoe.—Economic impact; Reasonableness; Clarity.

Greenwood Gaming and Entertainment, Inc. (GGE) commented that the procedure for dealing cards from an automated dealing shoe in Subsection (b) differs from the dealing procedures for dealing from a manual shoe in Subsection 674a.8(d) and dealing from the hand in Subsection 674a.9(b). GGE requests an amendment so that dealing from any of the mediums (manual shoe, automated shoe or hand) is consistent. We recommend amending Subsection (b) to be consistent with Subsections 674a.8(d) and Subsection 674a.9(b).

#### 7. Section 674a.12. Payout odds.—Reasonableness; Economic impact.

GGE also requests additional language stating that a maximum amount is payable to a player on a single hand. GGE cites six other games in existing regulation that include language for a \$50,000 maximum payout. We recommend that the Board either add this language or explain why this language should not be included for this game.

#### 8. Chapter 675a. High Roll Dice.—Clarity.

We note that every other chapter includes a definitions section, but Chapter 675a does not. Should terms used in Chapter 675a also be defined?

#### 9. Section 676a.11. Procedures for completion of each round of play.—Clarity.

The definition of Gopher Wager and Subparagraph (d)(5)(i) do not appear to be consistent. A Gopher Wager is defined in Section 676a.1 as "An optional wager that a player's four cards will contain an ace." Paragraph (d)(5) and Subparagraph (i) state: "For all players who placed a Gopher Wager, if any of the player's four cards: (i) Is not an ace, the dealer shall collect the player's losing Gopher Wager." The definition implies the player needs a single

ace to win the wager, whereas the wording of Paragraph (d)(5)(i) could be interpreted to mean the player would have to have four aces to win. Our specific concern is with the phrase "if any of the player's cards is not an ace." The Board should reconcile these provisions.

#### 10. Miscellaneous Clarity.

- Subpart E is titled "Slot Machines and Associated Equipment," however this subpart now addresses table games. We suggest updating the title to better reflect the content of the subpart.

- Paragraph 667a.2(b)(8) references Paragraph (6), but Paragraph (6) already specifies when a sign is required. Should the reference be to Paragraph (7)?

- The last sentence of Subsection 667a.8(e) has a typographical error because it cross-references itself, subsection (e). We recommend correcting this cross-reference.

- Paragraph 670a.12(d)(2) appears to have a typographical error. Should the word "resent" be changed to "reset"?

- Under Subsection 671a.6(a), a straight flush is described twice as only having four cards. These descriptions should be corrected to include five cards.

#### Pennsylvania Gaming Control Board Regulation #125-189 (IRRC #3112)

#### Hybrid Gaming Tables and Electronic Wagering Terminals

September 30, 2015

We submit for your consideration the following comments on the proposed rulemaking published in the August 1, 2015 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P. S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

#### 1. Determining whether the regulation is in the public interest; Clarity.

Section 5.2 of the Regulatory Review Act (71 P. S. § 745.5b) directs this Commission to determine whether a regulation is in the public interest. More specifically, under § 745.5b(b)(3)(iii), the Commission must determine the need for the regulation. To make that determination, the Commission must analyze the text of the proposed rulemaking and the reasons for the new or amended language.

The explanation of the regulation in the Preamble is not sufficient to allow this Commission to determine if the regulation is in the public interest. The Board did not provide detailed explanations for the following amendments where hybrid gaming tables are included:

- § 461a.4 (relating to Submission for testing and approval)

- § 461a.26 (relating to Testing and software installation on the live gaming floor)

- § 465a.11(b)(9) (relating to Slot machine licensee's organization; jobs compendium)

- § 607a.2(a)(6) (relating to Table game device master list)

Also, where the Board excludes hybrid gaming tables from provisions that are being applied to electronic wagering terminals, the Preamble should explain the Board's rationale. For example, the requirements relating

to the possession, movement and storage of slot machines and fully automated electronic gaming tables that are being amended to include electronic wagering terminals, would not apply to hybrid gaming tables (§§ 463a.1—463a.5, and 463a.7). Without an explanation of this proposed change to requirements that seemingly should apply to both electronic wagering terminals and hybrid gaming tables, we cannot determine if this regulation is in the public interest. How will the Board address the movement and storage of hybrid gaming tables?

In the Preamble submitted with the final-form regulation, the Board should provide a description of the amendments proposed for each section of the regulation and explain in detail why the amendments are needed. The Board should also clarify the differences between slot machines, fully automated electronic gaming tables, electronic wagering terminals, electronic gaming tables, table games and hybrid gaming tables in the Preamble of the final-form regulation.

## 2. Miscellaneous Clarity.

- The Preamble states that Section 465a.9 (relating to Surveillance system; surveillance department control; surveillance department restrictions) has been amended to apply to electronic wagering terminals and hybrid gaming tables. However, only electronic wagering terminals have been added to this section. The Board should either revise the Preamble in the final-form regulation or amend the Annex to include hybrid gaming tables.

- In Section 461a.15 (relating to Casino management systems) and Section 461a.16 (relating to Player tracking

systems) the Board has added “table games and table game devices” to these sections. Our concern is that “a slot machine licensee” may or may not possess a table games operation certificate. We ask the Board to ensure that terms used throughout the final-form regulation are consistent and appropriate.

- In Section 465a.11 (relating to Slot machine licensee’s organization; jobs compendium), the existing language in Paragraph (b)(7) refers to “a slot machine licensee that has a certificate to operate table games” while proposed Paragraph (b)(9) uses the term “certificate holder.” Likewise, in Section 465a.19 (relating to Acceptance of tips or gratuities from patrons) proposed Paragraph (g)(2), the term “certificate holder” is also used. The term “certificate holder” is not defined in the proposed regulation. For consistency, the Board should either use the phrase “a slot machine licensee that has a certificate to operate table games” or define the term “certificate holder” in the final-form regulation.

- We recommend the Board amend the titles of Sections 461a.14 (relating to Slot monitoring systems) and 465a.11 (relating to Slot machine licensee’s organization; jobs compendium) to reflect the addition of the new gaming technology to the content of the section.

JOHN F. MIZNER, Esq.,  
Chairperson

[Pa.B. Doc. No. 15-1815. Filed for public inspection October 9, 2015, 9:00 a.m.]

## Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission’s web site at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
57-297	Pennsylvania Public Utility Commission Recovery of Fuel Costs by Gas Utilities	9/24/15	11/12/15
57-307	Pennsylvania Public Utility Commission Automatic Adjustment Clauses Related to Electric Default Service	9/24/15	11/12/15

JOHN F. MIZNER, Esq.,  
Chairperson

[Pa.B. Doc. No. 15-1816. Filed for public inspection October 9, 2015, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Domestic Certificate of Authority by Radian Reinsurance, Inc.

Radian Reinsurance, Inc. has applied for a Certificate of Authority to operate as a stock casualty insurance company in this Commonwealth. The initial filing was received on September 25, 2015, and was made under The Insurance Company Law of 1921 (40 P. S. §§ 341—1007.15).

Persons wishing to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days of publication

of this notice in the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda E. Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, [cbybee@pa.gov](mailto:cbybee@pa.gov).

TERESA D. MILLER,  
Insurance Commissioner

[Pa.B. Doc. No. 15-1817. Filed for public inspection October 9, 2015, 9:00 a.m.]



**Continental Casualty Company (CNAB-130153872);  
Rate Increase Filing for Several Group LTC  
Forms**

Continental Casualty Company is requesting approval to increase the premium 95.5% on 3,800 policyholders of several group LTC forms. The requested increase will take place in two steps, each occurring 1 year apart. The first requested increase is 70% with an additional 15% increase effective 1 year later. The forms affected are P1-43636-A, the SR-LTCP Series and GLTC-3-P-xx-01.

Unless formal administrative action is taken prior to December 24, 2015, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Product Notices" from the drop down menu.

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 15-1818. Filed for public inspection October 9, 2015, 9:00 a.m.]

**Continental Casualty Company (MILL-130055810);  
Rate Increase Filing for Several Individual LTC  
Forms**

Continental Casualty Company is requesting approval to increase the premium 29.5% on 6,113 policyholders with the following individual LTC policy form numbers: P1-N0080-A37, P1-N0081-A37, P1-N0085-A37, P1-N0086-A37, P1-N0095-A37, P1-N0096-A37, P1-N0100-A37, P1-N0101-A37, P1-N0075-A37, P1-N0076-A37, P1-N0090-A37, P1-N0091-A37, P1-N0080-A87, P1-N0081-A87, P1-N0085-A87, P1-N0086-A87, P1-N0095-A87, P1-N0096-A87, P1-N0100-A87, P1-N0101-A87, P1-N0075-A87, P1-N0076-A87, P1-N0090-A87, P1-N0091-A87, P1-N0080-B37, P1-N0081-B37, P1-N0085-B37, P1-N0086-B37, P1-N0095-B37, P1-N0096-B37, P1-N0100-B37, P1-N0101-B37, P1-N0075-B37, P1-N0076-B37, P1-N0090-B37, P1-N0091-B37, P1-N0080-B87, P1-N0081-B87, P1-N0085-B87, P1-N0086-B87, P1-N0095-B87, P1-N0096-B87, P1-N0100-B87, P1-N0101-B87, P1-N0075-B87, P1-N0076-B87, P1-N0090-B87 and P1-N0091-B87.

Unless formal administrative action is taken prior to December 24, 2015, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov). To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Product Notices" from the drop down menu.

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 15-1819. Filed for public inspection October 9, 2015, 9:00 a.m.]

## OFFICE OF OPEN RECORDS

### Right-to-Know Law and Sunshine Law Annual Training

The Office of Open Records (OOR) will conduct its annual training on the Right-to-Know Law (RTKL) (65 P.S. §§ 67.101—67.3104) and 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act) on October 21, 2015, from 10 a.m. to 12 p.m. in the State Museum Auditorium, 300 North Street, Harrisburg, PA 17120.

Representatives from the OOR will discuss OOR appeal procedures and time frames in the RTKL. The discussion will focus on various exemptions to the presumption that governmental records are public and what to expect during the appeal process before the OOR. The interplay between the Sunshine Act and RTKL will also be discussed. An overview of recent Commonwealth and Supreme Court rulings, current trends and OOR decisions impacting the RTKL and access to government records will be provided.

The training is free and open to everyone, including citizens, public officials, agency open records officers, attorneys and members of the media. The program is pending approval for 1.5 CLE hours. Registration by October 16, 2015, is recommended as seating is limited. Registration forms are available at <http://openrecords.state.pa.us> or by calling (717) 346-9903.

ERIK ARNESON,  
*Executive Director*

[Pa.B. Doc. No. 15-1820. Filed for public inspection October 9, 2015, 9:00 a.m.]

## PATIENT SAFETY AUTHORITY

### Meeting Cancellation

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. § 1303.303), is announcing the cancellation of the October 20, 2015, Authority Board meeting. The next meeting of the Authority's Board will be held December 8, 2015, and will be announced in a future notice in the *Pennsylvania Bulletin*.



Individuals having questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

MICHAEL C. DOERING,  
*Executive Director*

[Pa.B. Doc. No. 15-1821. Filed for public inspection October 9, 2015, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by October 26, 2015. Documents filed in support of the applications are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, and at the business address of the respective applicant.

#### Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.*

**A-2015-2471524 (Amended). Canyon Country Cabs, LLC** (9886 Route 6, Wellsboro, Tioga County, PA 16901) a limited liability company of the Commonwealth of Pennsylvania—persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Potter and Tioga to points in Pennsylvania, and return.

**A-2015-2503923. Apex Healthcare Services, LLC** (77 Hamlet Circle, Mechanicsburg, PA 17050) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to clients of the Office of Developmental Programs, from points in the Counties of Cumberland, Dauphin, Perry and York, to points in Pennsylvania, and return.

**A-2015-2503951. Tropiano Bus Company, LLC** (1256 Welsh Road, North Wales, Montgomery County, PA 19454) for the right to transport as a common carrier, by motor vehicle, persons limousine service, from points in the Counties of Bucks, Chester, Delaware and Montgomery, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2015-2505057. Bravo Cab Services, LLC** (702 Sunnehanna Drive, Johnstown, Cambria County, PA 15905) for the right to transport, as a common carrier, by motor vehicle, persons in call or demand service, from points in the City of Johnstown, to points in Pennsylvania, and return.

**A-2015-2505562. Forbest Emergency Medical Service, LLC t/a Union Ambulance** (3607 Washington Avenue, P. O. Box 54, Finleyville, Washington County, PA

15332) for the right to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Allegheny, Butler, Fayette, Greene, Indiana, Lawrence, Washington and Westmoreland, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 15-1822. Filed for public inspection October 9, 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 October 26, 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. Sonny, Inc.; Docket No. C-2015-2474522

##### 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 Sonny, Inc., (respondent) is under suspension effective February 25, 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 1106, Kingston, PA 18704.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 29, 2008, at A-8910100.

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-8910100 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: 4/27/2015

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](http://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](mailto: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. J & C Towing, LLC; Docket No. C-2015-2474863**

#### 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 J & C Towing, LLC, (respondent) is under suspension effective March 23, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 611 East 7th Street, Chester, PA 19013.
3. That respondent was issued a Certificate of Public Convenience by this Commission on December 20, 2012, at A-8914489.
4. That respondent has failed to maintain evidence of both Cargo insurance and 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-8914489 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: 8/27/2015

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](http://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](mailto: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. IRG Deliveries Corporation; Docket No. C-2015-2474540**

#### 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 IRG Deliveries Corporation, (respondent) is under suspension effective March 02, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 1738 W. Broad St., Bethlehem, PA 18018.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 22, 2014, at A-8916767.

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-8916767 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: 8/27/2015

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](http://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](mailto: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. Rudy's Trucking, Inc.; Docket No. C-2015-2495214**

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 Rudy's Trucking, Inc., (respondent) is under suspension effective June 04, 2015 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 297 Ielker Hill Road, Lindley, NY 14858.
3. That respondent was issued a Certificate of Public Convenience by this Commission on February 17, 2011, at A-8913064.
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-8913064 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: 7/28/2015

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](http://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, 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](mailto: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. Bravo Limo, LLC;  
Docket No. C-2015-2500621**

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 Bravo Limo, LLC, (respondent) is under suspension effective July 29, 2015 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 18 North 7th Street, Stroudsburg, PA 18360.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 15, 2012, at A-6414348.

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-6414348 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: 8/27/2015

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](http://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, 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](mailto: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. Accord 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. 15-1823. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Telecommunications Services

**A-2015-2501723. Spectrotel of Pennsylvania, LLC d/b/a One Touch Communications d/b/a Surfstone d/b/a Touch Base Communications.** Application of Spectrotel of Pennsylvania, LLC d/b/a One Touch Communications d/b/a Surfstone d/b/a Touch Base Communications for approval to offer, render, furnish or supply telecommunications services to the public as a competitive local exchange carrier in the service territory of Windstream Buffalo Valley, Windstream Conestoga, Inc., Windstream D & E, Inc., Windstream Pennsylvania and The United Telephone Company of PA d/b/a CenturyLink.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before October 26, 2015. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Spectrotel of Pennsylvania, LLC d/b/a One Touch Communications d/b/a Surfstone d/b/a Touch Base Communications

*Through and By Counsel:* Sharon Thomas, Consultant, Technologies Management, Inc., 2600 Maitland Center Parkway, Suite 300, Maitland, FL 32751

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 15-1824. Filed for public inspection October 9, 2015, 9:00 a.m.]

### Water Service

**A-2015-2505593. Pennsylvania American Water Company.** Application of Pennsylvania American Water Company for approval of the right of Pennsylvania American Water Company to begin to offer, render, furnish or supply water service to the public in an additional portion of Jackson Township, Butler County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before October 26, 2015. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P. O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Pennsylvania American Water Company

*Through and By Counsel:* Andrew L. Swope, Esquire, Susan Simms Marsh, Esquire, 800 West Hersheypark Drive, Hershey, PA 17033

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 15-1825. Filed for public inspection October 9, 2015, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Public Hearing

The Susquehanna River Basin Commission (Commission) will hold a public hearing on October 29, 2015, at 7 p.m. at the East Hanover Township Municipal Building, Main Hall, 8848 Jonestown Road, Grantville, PA 17028 (parking lot entry off of Manada Gap Road; see <http://easthanoverwpdcpa.org/index.php/about-contact>). The public hearing will end at 9 p.m. or at the conclusion of public testimony, whichever is sooner. At this public hearing, the Commission will hear testimony on the projects listed in the Supplementary Information section of this notice. The projects are intended to be scheduled for Commission action at its next business meeting, tentatively scheduled for December 4, 2015, which will be noticed separately. The public should take note that this public hearing will be the only opportunity to offer oral comment to the Commission for the listed projects. The deadline for the submission of written comments is November 9, 2015.



For further information contact Jason Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436.

Information concerning the applications for these projects is available at the Commission's Water Resource Portal at [www.srbc.net/wrp](http://www.srbc.net/wrp). Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at [www.srbc.net/pubinfo/docs/2009-02\\_Access\\_to\\_Records\\_Policy\\_20140115.pdf](http://www.srbc.net/pubinfo/docs/2009-02_Access_to_Records_Policy_20140115.pdf).

#### *Supplementary Information*

The public hearing will cover the following projects:

#### *Projects Scheduled for Action*

1. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Midway Manor System, Kingston Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.115 mgd (30-day average) from Dug Road Well.

2. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Midway Manor System, Kingston Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.038 mgd (30-day average) from Hilltop Well.

3. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Midway Manor System, Kingston Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.216 mgd (30-day average) from Midway Well 1.

4. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Midway Manor System, Kingston Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.110 mgd (30-day average) from Midway Well 2.

5. Project Sponsor: Byler Golf Management, Inc. Project Facility: Iron Valley Golf Course, Cornwall Borough, Lebanon County, PA. Modification to authorize additional water use purpose (Docket Nos. 19981206 and 19981206-1).

6. Project Sponsor and Facility: Cabot Oil & Gas Corporation (Tunkhannock Creek), Lenox Township, Susquehanna County, PA. Application for surface water withdrawal of up to 1.500 mgd (peak day).

7. Project Sponsor and Facility: East Berlin Area Joint Authority, Reading Township, Adams County, PA. Application for groundwater withdrawal of up to 0.072 mgd (30-day average) from Well 1.

8. Project Sponsor and Facility: East Berlin Area Joint Authority, Reading Township, Adams County, PA. Application for groundwater withdrawal of up to 0.108 mgd (30-day average) from Well 2.

9. Project Sponsor and Facility: East Berlin Area Joint Authority, East Berlin Borough, Adams County, PA. Application for groundwater withdrawal of up to 0.058 mgd (30-day average) from Well 4.

10. Project Sponsor and Facility: East Berlin Area Joint Authority, East Berlin Borough, Adams County, PA. Application for renewal with modification to increase groundwater withdrawal limit by an additional 0.048 mgd (30-day average), for a total of up to 0.072 mgd (30-day average) from Well 5 (Docket No. 19860601).

11. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.059 mgd (30-day average) from Well 3A.

12. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.028 mgd (30-day average) from Well 4.

13. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.056 mgd (30-day average) from Well 5.

14. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.022 mgd (30-day average) from Well 6.

15. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for groundwater withdrawal of up to 0.046 mgd (30-day average) from Well 7.

16. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, PA. Application for renewal of groundwater withdrawal of up to 0.320 mgd (30-day average) from Well 1 (Docket No. 19850901).

17. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, PA. Application for renewal of groundwater withdrawal of up to 0.190 mgd (30-day average) from Well 4 (Docket No. 19850901).

18. Project Sponsor and Facility: Furman Foods, Inc., Point Township, Northumberland County, PA. Application for renewal of groundwater withdrawal of up to 0.090 mgd (30-day average) from Well 7 (Docket No. 19850901).

19. Project Sponsor and Facility: Montgomery Water and Sewer Authority, Clinton Township, Lycoming County, PA. Application for groundwater withdrawal of up to 0.360 mgd (30-day average) from Well 4.

20. Project Sponsor and Facility: Mount Joy Borough Authority, Mount Joy Borough, Lancaster County, PA. Modification to increase combined withdrawal limit by an additional 0.199 mgd (30-day average), for a total combined withdrawal limit of 1.800 mgd (30-day average) from Wells 1 and 2 (Docket No. 20110617).

21. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Cresson Borough, Cambria County, PA. Application for groundwater withdrawal from Argyle Stone Bridge Well of up to 6.300 mgd (30-day average) from four sources.

22. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Cresson Township, Cambria County, PA. Application for groundwater withdrawal from Cresson No. 9 Well of up to 6.300 mgd (30-day average) from four sources.

23. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Gallitzin Township, Cambria County, PA. Application for groundwater withdrawal from Gallitzin Shaft Well 2A (Gallitzin Shaft #2) of up to 6.300 mgd (30-day average) from four sources.

24. Project Sponsor: Pennsylvania Department of Environmental Protection, Bureau of Conservation and Restoration. Project Facility: Cresson Mine Drainage Treatment Plant, Gallitzin Township, Cambria County, PA. Application for groundwater withdrawal from Gallitzin



Shaft Well 2B (Gallitzin Shaft #1) of up to 6.300 mgd (30-day average) from four sources.

25. Project Sponsor and Facility: Sugar Hollow Water Services, LLC (Susquehanna River), Eaton Township, Wyoming County, PA. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20111214).

26. Project Sponsor and Facility: SWN Production Company, LLC (Susquehanna River), Great Bend Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 2.000 mgd (peak day) (Docket No. 20111217).

27. Project Sponsor and Facility: SWN Production Company, LLC (Susquehanna River), Great Bend Township, Susquehanna County, PA. Modification to increase surface water withdrawal by an additional 1.750 mgd (peak day), for a total of up to 2.500 mgd (peak day) (Docket No. 20140302).

28. Project Sponsor and Facility: SWN Production Company, LLC (Tioga River), Hamilton Township, Tioga County, PA. Application for surface water withdrawal of up to 2.000 mgd (peak day).

29. Project Sponsor and Facility: Village of Sidney, Delaware County, NY. Modification to extend the approval term of the groundwater withdrawal approval (Docket No. 19860201) to provide time for development of a replacement source for existing Well 2-88.

*Project Scheduled for Action Involving a Diversion*

1. Project Sponsor: Seneca Resources Corporation. Project Facility: Impoundment 1, receiving groundwater from Seneca Resources Corporation Wells 5H and 6H and

Clermont Wells 1, 3 and 4, Norwich and Sergeant Townships, McKean County, PA. Modification to add two additional sources (Clermont Well 2 and Clermont North Well 2) and increase the into-basin diversion from the Ohio River Basin by an additional 0.504 mgd (peak day), for a total of up to 1.977 mgd (peak day) (Docket No. 20141216).

*Opportunity to Appear and Comment*

Interested parties may appear at the hearing to offer comments to the Commission on any project previously listed. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Rules of conduct will be posted on the Commission's web site at [www.srbc.net](http://www.srbc.net) prior to the hearing for review. The presiding officer reserves the right to modify or supplement the rules at the hearing. Written comments on any project previously listed may also be mailed to Jason Oyler, General Counsel, Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through [www.srbc.net/pubinfo/publicparticipation.htm](http://www.srbc.net/pubinfo/publicparticipation.htm). Comments mailed or electronically submitted must be received by the Commission on or before November 9, 2015, to be considered.

*Authority:* Pub. L. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808.

*Dated:* September 24, 2015.

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 15-1826. Filed for public inspection October 9, 2015, 9:00 a.m.]