

NOTICES

DEPARTMENT OF AGRICULTURE

Issuance of Certificates of Free Sale

The Department of Agriculture (Department) gives notice of the fees it will charge persons for the issuance of Certificates of Free Sale.

A Certificate of Free Sale is a formal, official attestation from the Department, confirming that specified Commonwealth-produced food offered for entry into another country complies with applicable laws for distribution of that food in domestic commerce. A Certificate of Free Sale might also address the process or system by which a food is produced. The actual form or format of a Certificate of Free Sale may vary with the requirements of the receiving nation. Also, a Certificate of Free Sale might be referred to by other terms such as an export certificate, a certificate of free trade, a certificate of origin or similar identifier.

The Department establishes the following fee schedule for the issuance of Certificates of Free Sale:

1. The Department shall assess a fee of \$30 for the issuance of a Certificate of Free Sale with respect to any Certificate of Free Sale that is issued in response to a

request that is received by the Department on or after the date of publication of this notice in the *Pennsylvania Bulletin*.

2. The Department shall assess a fee of \$40 for the issuance of a Certificate of Free Sale with respect to any Certificate of Free Sale that is issued in response to a request that is received by the Department on or after July 1, 2018.

3. The Department shall assess a fee of \$50 for the issuance of a Certificate of Free Sale with respect to any Certificate of Free Sale that is issued in response to a request that is received by the Department on or after July 1, 2019.

Questions regarding the process by which Certificates of Free Sale may be obtained from the Department should be directed to the Department of Agriculture, Bureau of Food Safety and Laboratory Services, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 787-4315.

This notice is immediately effective upon publication in the *Pennsylvania Bulletin*.

RUSSELL C. REDDING,
Secretary

[Pa.B. Doc. No. 16-2195. Filed for public inspection December 16, 2016, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority contained in the act of November 30, 1965 (P.L. 847, No. 356), known as the Banking Code of 1965; the act of May 15, 1933 (P.L. 565, No. 111), known as the Department of Banking 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 December 6, 2016.

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 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

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Action</i> |
|-------------|--|---------------|
| 12-1-2016 | Fidelity Deposit & Discount Bank Dunmore Lackawanna County Application for approval to purchase assets and assume liabilities of one branch of Wayne Bank, Honesdale, located at: 623 South Main Street Scranton Lackawanna County | Approved |

Branch Applications

De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 11-18-2016 | CNB Bank Clearfield Clearfield County | 6600 North High Street Worthington Franklin County | Opened |

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| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 12-1-2016 | Riverview Bank Marysville Perry County | 509 North Center Avenue Somerset Somerset County (Limited Service Facility) | Filed |
| 12-2-2016 | CNB Bank Clearfield Clearfield County | 535 Washington Street Buffalo Erie County, NY | Approved |
| 12-2-2016 | CNB Bank Clearfield Clearfield County | 5190 Sheridan Drive Williamsville Erie County, NY | Approved |
| 12-2-2016 | CNB Bank Clearfield Clearfield County | 3049 Orchard Park Road Orchard Park Erie County, NY | Approved |
| 12-5-2016 | Republic First Bank Philadelphia Philadelphia County | 610 Crosskeys Road Sicklerville Camden County, NJ | Approved |
| 12-5-2016 | Republic First Bank Philadelphia Philadelphia County | 2 Skeet Road Medford Burlington County, NJ | Approved |
| 12-5-2016 | Republic First Bank Philadelphia Philadelphia County | Queen Street and Oxford Valley Road Fairless Hills Bucks County | Approved |
| 12-6-2016 | Washington Financial Bank Washington Washington County | 1803 Main Street Burgettstown Washington County | Filed |
| 12-6-2016 | Penn Community Bank Doylestown Bucks County | 601 Louis Drive Warminster Bucks County | Filed |

Branch Discontinuances

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 12-2-2016 | CNB Bank Clearfield Clearfield County | 5858 North High Street Worthington Franklin County, OH | Closed |

Branch Consolidations

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|--|--|---------------|
| 12-1-2016 | Fidelity Deposit & Discount Bank Dunmore Lackawanna County | <i>Into:</i> 400 South Main Avenue Scranton Lackawanna County <i>From:</i> 623 South Main Avenue Scranton Lackawanna County | Approved |

Articles of Amendment

| <i>Date</i> | <i>Name and Location of Institution</i> | <i>Action</i> |
|-------------|--|---------------|
| 12-5-2016 | Asian Bank Philadelphia Philadelphia County Amendment to Article II of the institution's Articles of Incorporation provides for a change in principal place of business from 913 Arch Street, Philadelphia, Philadelphia County to 1023 Race Street, Philadelphia, Philadelphia County. | Effective |

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 16-2196. Filed for public inspection December 16, 2016, 9:00 a.m.]

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 2017

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of January, 2017, is 5%.

The interest rate limitations under the State's usury statute were preempted to a great extent by Federal law, the Depository Institutions Deregulation and Monetary Control Act of 1980 (Pub.L. No. 96-221). Further preemption was instituted with the signing of Pub.L. No. 96-399, which overrode State interest rate limitations on any individual who finances the sale or exchange of residential real property which such individual owns and which such individual occupies or has occupied as his principal residence.

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board and/or the United States Treasury. The latest yield rate on long-term government securities is 2.51 to which was added 2.50 percentage points for a total of 5.01 that by law is rounded off to the nearest quarter at 5%.

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 16-2197. Filed for public inspection December 16, 2016, 9:00 a.m.]

DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

Manufactured Housing Installation Program; Approved Training Curriculum for Construction Code Officials

Under 12 Pa. Code § 149.5(d) (relating to code official training), the Department of Community and Economic Development (Department) publishes the list of approved training curriculum for those code officials who inspect the installation of manufactured homes. Persons that have successfully completed the training curriculum listed will have satisfied the requirement in 12 Pa. Code § 149.5(e).

Courses approved by the Department, Housing Standards Division:

Pa. Manufactured Housing New Home Installation 2017

Pa. Manufactured Housing Installer Training for Relocated Homes 2017

Courses administered by the Pennsylvania Construction Codes Academy:

Building Code Official Certification Academy

BCO 116: Relocated Manufactured Housing, Habitability and Installation

BCO 117: Proper Handling of Factory Built Houses and Buildings

In addition to the approved training programs previously listed, the Department may provide a workshop for code officials who request training. Code officials may contact the Department to request more information on scheduling a work shop.

Program inquiries should be directed to Michele Moore, Manufactured Housing Installation Program Manager, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (717) 720-7414, mimoore@pa.gov.

DENNIS M. DAVIN,
Secretary

[Pa.B. Doc. No. 16-2198. Filed for public inspection December 16, 2016, 9:00 a.m.]

Manufactured Housing Installation Program; Approved Training Curriculum for Installers

Under 12 Pa. Code § 149.4(a)(4) (relating to installer training and certification), the Department of Community and Economic Development (Department) publishes the list of approved training curriculum for those persons seeking certification as installers of manufactured homes. Persons that have successfully completed the training curriculum listed will be eligible to apply for certification as an installer as defined in section 3 of the Manufacturing Housing Improvement Act (35 P.S. § 1658.3). Installers seeking their initial certification must attend both of the following training curriculums approved by the Department, Housing Standards Division to satisfy this requirement:

Manufactured Housing New Home Installation 2017

Manufactured Housing Installer Training for Relocated Homes 2017

Persons already certified as installers are required to complete a specified training curriculum every 3 years as provided for in 12 Pa. Code § 149.4(b)(3). Installers may attend either of the following training curriculums approved by the Department, Housing Standards Division to satisfy this requirement:

Manufactured Housing New Home Installation 2017

Manufactured Housing Installer Training for Relocated Homes 2017

Program inquiries should be directed to Michele Moore, Manufactured Housing Installation Program Manager, Department of Community and Economic Development, 4th Floor, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120-0225, (717) 720-7414, mimoore@pa.gov.

DENNIS M. DAVIN,
Secretary

[Pa.B. Doc. No. 16-2199. Filed for public inspection December 16, 2016, 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 POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|---|--|----------------------------|
| PAS122204 (Storm Water) | Samuel Adams Brewery American Craft Brewery 7880 Penn Drive Breinigsville, PA 18031 | Lehigh County Upper Macungie Township | Iron Run (2-C) | Yes |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|---|---|--|----------------------------|
| PA0216747 (Sewage) | Bailey Mine PO Box J Claysville, PA 15323 | Washington County West Finley Township | Unnamed Tributary of Enlow Fork (20-E) | No |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|---|--------------------------------------|----------------------------|
| PA0082627 (Sewage) | CBM Ministries, Inc. (Camp Joy-El) 3741 Joy-El Drive Greencastle, PA 17225 | Franklin County/ St. Thomas Township | Back Creek (13-C) | Y |
| PA0088277 (Sewage) | Summit Ridge Homeowner's Association c/o Property Management Unlimited 1013 North George Street York, PA 17404-2025 | Adams County/ Berwick Township | UNT Beaver Creek (7-F) | Y |

Northcentral Regional Office: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|---|--------------------------------------|---|----------------------------|
| PA0114472 (Sewage) | Cherry Township Wastewater Treatment Plant 11961 Route 87 Dushore, PA 18614-7440 | Sullivan County Cherry Township | Birch Creek (10-B) | Yes |
| PA0228435 (Sewage) | Brady Township Sewer System 1986 Elimsport Road Montgomery, PA 17752-8919 | Lycoming County Brady Township | Black Run (10-C) | Yes |
| PA0033928 (Sewage) | Town & Country Estates 54 Railroad Avenue Mansfield, PA 16933-1409 | Bradford County Troy Township | Unnamed Tributary to West Branch Sugar Creek (4-C) | Yes |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|---|---------------------------------------|--------------------------------------|----------------------------|
| PA0000809 (Industrial) | Aqua PA Shenango Valley WTP 644 N Water Avenue Sharon, PA 16146-1515 | Mercer County Sharon City | Shenango River (20-A) | Yes |
| PA0005762 (Industrial) | Electralloy 175 Main Street Oil City, PA 16301-1038 | Venango County City of Oil City | Allegheny River (16-E) | Yes |
| PA0239551 (Sewage) | Westminster Highlands Camp 13110 Old Lake Road East Springfield, PA 16411 | Venango County Scrubgrass Township | Little Scrubgrass Creek (16-G) | Yes |

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

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

PA0032395, Sewage, SIC Code 6515, **Patik Richard T**, PO Box 511, Mt Pleasant, PA 15666-0511. Facility Name: Lakeview MHP STP. This proposed facility is located in Perry Township, **Fayette County**.

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

The receiving stream(s), Virgin Run, is located in State Water Plan watershed 19-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.—Interim Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|-------------------------------|----------------------|----------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 1.4 | XXX | 3.3 |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|-------------------------------|----------------------|----------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 0.5 | XXX | 1.6 |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------------|----------------------|----------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Total Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus | XXX | XXX | XXX | Report | XXX | XXX |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.005 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-------------------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Flow (MGD) | 0.005 | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 | XXX |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | XXX | XXX | XXX | 10.0 | XXX | 20.0 |
| Total Suspended Solids | XXX | XXX | XXX | 25.0 | XXX | 50.0 |
| 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 Geo Mean | XXX | 10,000 |
| Ammonia-Nitrogen | | | | | | |
| Nov 1 - Apr 30 | XXX | XXX | XXX | 9.0 | XXX | 18.0 |
| May 1 - Oct 31 | XXX | XXX | XXX | 3.0 | XXX | 6.0 |

The EPA Waiver is in effect.

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

PA0061123, Sewage, SIC Code 4952, **Moscow Sewer Authority**, P.O. Box 525, Moscow, PA 18444-0525. Facility Name: Moscow Sewer Authority STP. This existing facility is located in Moscow Borough, **Lackawanna 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, Roaring Brook, is located in State Water Plan watershed 05A and is classified for High Quality Waters—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 0.300 MGD.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|-----------------|-----------------------|----------------|------------------|
| | Average Monthly | Weekly Average | | Average Monthly | Weekly Average | |
| 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 (TRC) | XXX | XXX | Inst Min XXX | 0.4 | XXX | 1.0 |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | 39.0 | 58.5 | XXX | 15.6 | 23.4 | 31.2 |
| Biochemical Oxygen Demand (BOD ₅) Influent | Report | Report | XXX | Report | Report | XXX |
| Total Suspended Solids Influent | Report | Report | XXX | Report | Report | XXX |

| Parameters | Mass Units (lbs/day) | | | Concentrations (mg/L) | | Instant. Maximum |
|-----------------------------|----------------------|----------------|---------|-----------------------|----------------|------------------|
| | Average Monthly | Weekly Average | Minimum | Average Monthly | Weekly Average | |
| Total Suspended Solids | 43.8 | 65.8 | XXX | 17.5 | 26.3 | 35.0 |
| Fecal Coliform (CFU/100 ml) | | | | | | |
| Oct 1 - Apr 30 | XXX | XXX | XXX | 2,000 | XXX | 10,000 |
| May 1 - Sep 30 | XXX | XXX | XXX | Geo Mean 200 | XXX | 1,000 |
| Nitrite-Nitrate as N | 20.5 | XXX | XXX | 8.2 | XXX | 16.4 |
| Ammonia-Nitrogen | | | | | | |
| Nov 1 - Apr 30 | 11.3 | XXX | XXX | 4.5 | XXX | 9.0 |
| May 1 - Oct 31 | 3.7 | XXX | XXX | 1.5 | XXX | 3.0 |
| Total Phosphorus | 1.0 | XXX | XXX | 0.4 | XXX | 0.8 |
| Copper, Total | Report | XXX | XXX | Report | XXX | XXX |
| | Avg Qrtly | | | Avg Qrtly | | |

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 Units (lbs) | | | Concentrations (mg/L) | | Instant. Maximum |
|-------------------------------|------------------|--------|---------|-----------------------|---------|------------------|
| | Monthly | Annual | Minimum | Monthly Average | Maximum | |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | Report | Report | XXX | 1.5 | XXX | 3.0 |
| Nov 1 - Apr 30 | Report | Report | XXX | 4.5 | XXX | 9.0 |
| Total Kjeldahl Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Nitrite-Nitrate as N | Report | XXX | XXX | 8.2 | XXX | 16.4 |
| Total Nitrogen | Report | Report | XXX | Report | XXX | XXX |
| Total Phosphorus | Report | Report | XXX | 0.4 | XXX | 0.8 |
| Total Nitrogen Effluent Net | Report | 9,740 | XXX | XXX | XXX | XXX |
| Total Phosphorus Effluent Net | Report | 1,217 | XXX | XXX | XXX | XXX |

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

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

- Chesapeake Bay Nutrient Requirements

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

The EPA Waiver is in effect.

PA0063444, Sewage, SIC Code 4952, **Butler Township Municipal Authority**, 572 Dutchtown Road, Ashland, PA 17921. Facility Name: Butler Township Municipal Authority WWTP. This existing facility is located in Butler Township, **Schuylkill 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, Mahanoy Creek, is located in State Water Plan watershed 6-B and is classified for migratory fishes and warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.24 MGD.

(From Permit Effective Date to Permit Expiration Date)

| Parameters | Mass Units (lbs/day) | | | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-----------------------|----------------|------------------|
| | Average Monthly | Weekly Average | Minimum | Average Monthly | Weekly Average | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| | | Daily Max | | | | |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9 |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | 50 | 80 | XXX | 25 | 40 | 50 |
| Total Suspended Solids | 60 | 90 | XXX | 30 | 45 | 60 |

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | | <i>Average Monthly</i> | <i>Weekly Average</i> | |
| Fecal Coliform (No./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 | XXX | XXX | XXX | Geo Mean Report | XXX | XXX |
| Total Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Nitrate-Nitrite as N | XXX | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus | XXX | XXX | XXX | Report | XXX | XXX |
| Aluminum, Total | XXX | XXX | XXX | Report | XXX | XXX |
| Iron, Total | XXX | XXX | XXX | Avg Qrtly Report | XXX | XXX |
| Manganese, Total | XXX | XXX | XXX | Avg Qrtly Report | XXX | XXX |
| Influent Biochemical Oxygen Demand (BOD ₅) | XXX | XXX | XXX | Avg Qrtly Report | XXX | XXX |
| Influent Total Suspended Solids | XXX | XXX | XXX | Report | XXX | XXX |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.24 MGD.

(From Permit Effective Date to 1 Year After Permit Effective Date)

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|-------------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 1.0 | XXX | 2.0 |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.24 MGD.

(From 1 Year After Permit Effective Date to Permit Expiration Date)

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|-------------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 0.5 | XXX | 1.1 |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.24 MGD.

(From Permit Effective Date to 3 Years After Permit Effective Date)

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (g/L)</i> | | <i>Instant. Maximum</i> |
|----------------------|-----------------------------|-----------------------|----------------|-----------------------------|----------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Copper, Total (µg/L) | XXX | XXX | XXX | Report | XXX | XXX |

The proposed effluent limits for Outfall 001 are based on a design flow of 0.24 MGD.

(From 3 Years After Permit Effective Date to Permit Expiration Date)

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (g/L)</i> | | <i>Instant. Maximum</i> |
|----------------------|-----------------------------|-----------------------|----------------|-----------------------------|----------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Copper, Total (µg/L) | XXX | XXX | XXX | 105 | XXX | 210 |

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

- TRC Effluent Limits Compliance Schedule
- Toxics Reduction Evaluation (TRE)
- Solids Management

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

The EPA Waiver is in effect.

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

PA0026191, Sewage, SIC Code 4952, **Huntingdon Borough Huntingdon County**, PO Box 592, Huntingdon, PA 16652-0592. Facility Name: Huntingdon Borough WWTP. This existing facility is located in Smithfield Township, **Huntingdon County**.

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

The receiving streams, Juniata River and Muddy Run, are located in State Water Plan watershed 11-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | | Concentrations (mg/L) | | |
|---|----------------------|---------------------|---------|-----------------------|----------------|------------------|
| | Average Monthly | Weekly Average | Minimum | Average Monthly | Weekly Average | Instant. Maximum |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0Max | XXX |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | 830 | 1,330 | XXX | 25.0 | 40.0 | 50 |
| Biochemical Oxygen Demand (BOD ₅) | | | | | | |
| Raw Sewage Influent | Report | Report Daily Max | XXX | Report | XXX | XXX |
| Total Suspended Solids | | | | | | |
| Raw Sewage Influent | Report | Report Daily Max | XXX | Report | XXX | XXX |
| Total Suspended Solids | 1,000.0 | 1,500.0 | XXX | 30.0 | 45.0 | 60 |
| Fecal Coliform (No./100 ml) | | | | | | |
| Oct 1 - Apr 30 | XXX | XXX | XXX | 2,000 Geo Mean | XXX | 10,000 |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 Geo Mean | XXX | 1,000 |
| Ultraviolet light intensity (mW/cm ²) | XXX | XXX | Report | XXX | XXX | XXX |

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

| Parameters | Mass Units (lbs) | | | Concentrations (mg/L) | | |
|----------------------|------------------|--------|---------|-----------------------|---------|--|
| | Monthly | Annual | Monthly | 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 | 73,058 | XXX | XXX | XXX | |
| Net Total Phosphorus | Report | 9,741 | XXX | XXX | XXX | |

The proposed effluent limits for Stormwater Outfall 008 are based on a design flow of 0 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | | Concentrations (mg/L) | | |
|------------------------|----------------------|----------------|---------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | Minimum | Average Monthly | Daily Maximum | Instant. Maximum |
| Total Suspended Solids | XXX | XXX | XXX | XXX | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | XXX | Report | XXX |

The proposed effluent limits for Stormwater Outfall 009 are based on a design flow of 0 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | | Concentrations (mg/L) | | |
|------------------------|----------------------|----------------|---------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | Minimum | Average Monthly | Daily Maximum | Instant. Maximum |
| Total Suspended Solids | XXX | XXX | XXX | XXX | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | XXX | Report | XXX |

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

- Chesapeake Bay Nutrient requirements
- Solids management
- WETT requirements

- Combined Sewer Overflows
- POTW pretreatment program implementation
- Requirements applicable to Stormwater Outfalls
- Notification of designation of responsible operator
- Hauled in waste restriction

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.

PA0083011, Sewage, SIC Code 4952, **Newberry Township Municipal Authority**, 400 Cly Road, York Haven, PA 17370. Facility Name: Newberry Township WWTP. This existing facility is located in Newberry Township, **York 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), Susquehanna River, is located in State Water Plan watershed 7-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.3 MGD.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|-----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Weekly Average</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Weekly Average</i> | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 Max | XXX |
| Dissolved Oxygen | XXX | XXX | 5.0 | XXX | XXX | XXX |
| UV transmittance (%) | XXX | XXX | Report | XXX | XXX | XXX |
| CBOD ₅ | 271 | 434 | XXX | 25.0 | 40.0 | 50 |
| BOD ₅ | | | | | | |
| Raw Sewage Influent | Report | Report Daily Max | XXX | Report | XXX | XXX |
| Total Suspended Solids | 325 | 488 | XXX | 30.0 | 45.0 | 60 |
| Total Suspended Solids Raw Sewage Influent | Report | Report Daily Max | XXX | Report | XXX | XXX |
| Fecal Coliform (No./100 ml) | | | | | | |
| May 1 - Sep 30 | XXX | XXX | XXX | 200 Geo Mean | XXX | 1,000 |
| Oct 1 - Apr 30 | XXX | XXX | XXX | 2,000 Geo Mean | XXX | 10,000 |
| Ammonia-Nitrogen | | | | | | |
| May 1 - Oct 31 | 184 | XXX | XXX | 17.0 | XXX | XXX |
| Nov 1 - Apr 30 | Report | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus | 22 | XXX | XXX | 2.0 | XXX | 4 |
| Zinc, Total | Report | Report Daily Max | XXX | Report | Report Daily Max | XXX |

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

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|----------------------|-----------------------------|---------------|----------------|------------------------------|----------------|-------------------------|
| | <i>Monthly</i> | <i>Annual</i> | <i>Monthly</i> | <i>Monthly Average</i> | <i>Maximum</i> | |
| Ammonia—N | Report | Report | XXX | Report | XXX | XXX |
| Kjeldahl—N | Report | XXX | XXX | Report | XXX | XXX |
| Nitrate-Nitrite as N | Report | XXX | XXX | Report | XXX | XXX |
| Total Nitrogen | Report | Report | XXX | Report | XXX | XXX |
| Total Phosphorus | Report | Report | XXX | Report | XXX | XXX |
| Net Total Nitrogen | Report | 23,744 | XXX | XXX | XXX | XXX |
| Net Total Phosphorus | Report | 3,166 | XXX | XXX | XXX | XXX |

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

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

- Chesapeake Bay Nutrient Monitoring Requirements
- Whole Effluent Toxicity Testing Requirements

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.

PA0264768, Sewage, SIC Code 8800, **Elizabeth Swanson**, 2031 Marble Strobleton Road, Fryburg, PA 16326. Facility Name: Elizabeth Swanson SRSTP. This proposed facility is located in Washington Township, **Clarion County**.

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

The receiving stream(s), Unnamed Tributary to Mahles Run, is located in State Water Plan watershed 17-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 0.0005 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Flow (MGD) | Report | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 | XXX |
| Biochemical Oxygen Demand (BOD ₅) | XXX | XXX | XXX | 10.0 | XXX | 20 |
| Total Suspended Solids | XXX | XXX | XXX | 10.0 | XXX | 20 |
| Fecal Coliform (CFU/100 ml) | XXX | XXX | XXX | 200 Geo Mean | XXX | 1,000 |

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

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

WQM Permit No. WQG01021601, Sewage, **Hoffmann George**, 119 Baker Drive, Jefferson Hills, PA 15025.

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

Description of Proposed Action/Activity: Construction of a small flow treatment facility.

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

WQM Permit No. 2316405, Sewage, **DELCORA**, P.O. Box 999, 100 East Fifth Street, Chester, PA 19016-0999.

This proposed facility is located in City of Chester, **Delaware County**.

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

WQM Permit No. 2316406, Sewage, **DELCORA**, P.O. Box 999, 100 East Fifth Street, Chester, PA 19016-0999.

This proposed facility is located in Rose Valley Borough, **Delaware County**.

Description of Action/Activity: Replace pump station and force main to WRTP.

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

WQM Permit No. 6616402, Sewage, **Camp Morasha Inc.**, PO Box 928, Hamlin, PA 18427.

This existing facility is located in Buckingham Township, **Wayne County**.

Description of Proposed Action/Activity: Improvements to an existing Lagoon System to meet new effluent limits.

WQM Permit No. 4816202, Sewage, **Easton Area Joint Sewer Authority**, 50a S Delaware Drive, Easton, PA 18042-9405.

This proposed facility is located in Easton City, **Northampton County**.

Description of Proposed Action/Activity:

Major improvements at the following locations: The Lehigh Drive Pump Station, The 2nd Street Pump Station, and the South Delaware Drive Pump Station, all located in Easton, PA. Improvements will include the replacement of all pumps (six pumps (6) at South Delaware, five (5) pumps at 2nd St and three (3) pumps at Lehigh Drive) and associated suction and discharge piping and valving, and installation of new variable frequency drives (VFDs) and the installation of new wet well mixing systems. At South Delaware and 2nd St, new influent sewer lines will be installed to enable the wet well sections to be segregated for maintenance.

WQM Permit No. 3516405, Sewage, **Scranton City Sewer Authority Lackawanna County**, 312 Adams Avenue, Scranton, PA 18503.

This proposed facility is located in Scranton City, **Lackawanna County**.

Description of Proposed Action/Activity:

A phase of an EPA-issued Consent Order. Project is an upgrade to an existing pump station that will include construction of a new below-grade pump station chamber structure adjacent to the existing pump station (to be demolished), in order to provide additional pumping capacity and reduce CSO overflows from the existing wet well and into Roaring Brook.

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

WQM Permit No. 2189419, A2, Sewerage, **Silver Spring Township Authority**, 6475 Carlisle Pike Mechanicsburg, PA 17055.

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

Description of Proposed Action/Activity: Seeking permit approval for upgrade of the existing headworks for the Silver Spring Twp. Wastewater Treatment Plant.

WQM Permit No. WQG01671601, Sewerage, **Clair R. Spangler Jr. and Joanne M. Spangler**, T220 James Buchanan Dr., Elizabethtown, PA 17022.

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

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

WQM Permit No. 6716405, Sewerage, **Springettsbury Twp.**, 1501 Mt. Zion Rd., York, PA 17402.

This proposed facility is located in Springettsbury & Windsor Townships, **York County**.

Description of Proposed Action/Activity: Seeking permit approval for the East York Interceptor Upgrade/Beaverson Pumping station elimination.

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

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

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---|-------------------------------|
| PAD390003 | Mr. Richard Koze The Fields at Indian Creek, LLC 5930 Hamilton Blvd. Wescosville, PA 18106 | Lehigh | Lower Macungie Township Emmaus Borough Upper Milford Township | Leibert Creek (HQ-CWF, MF) |
| PAD390004 | Mr. Scott Bosco Riverbend Upper Macungie Properties I, LLC 204 W. Newberry Rd. Bloomfield, CT 06002 | Lehigh | Upper Macungie Township | Iron Run (HQ-CWF, MF) |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------|-------------------------------------|
| PAD450006 | Farda Realty Associates, L.P. P.O. Box 130 Tannersville, PA 18372 | Monroe | Pocono Township | UNT to Pocono Creek (HQ-CWF, MF) |

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|---------------------------------|
| PAD540002 | Susan Matuk 14 Ridge Road Ringtown, PA 17967 | Schuylkill | Union Township | UNT to Dark Run (HQ-CWF, MF) |

Wayne County Conservation District, 648 Park Street, Honesdale, PA 18431.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|---------------------|--|
| PAD640002 | John E. Marshall 348 Bethel School Rd. Honesdale, PA 18431 | Wayne | Berlin Township | UNT to Rattlesnake Creek (HQ-CWF, MF) |

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

| Permit # | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|---------------|---|------------|--------------------------|-------------------------------|
| PAI032110004R | S&A Homes, Inc. 2121 Old Gatesburg Road, Suite 200 State College, PA 16801 | Cumberland | South Middleton Township | Letort Spring Run (EV, MF) |

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

| Permit No. | Applicant & Address | County | Municipality | Stream Name |
|---------------|--|------------------|---------------------------|---|
| PAD020001 | Hutton Team, LLC 736 Cherry Street Chattanooga, TN 37402 | Allegheny County | North Versailles Township | Jacks Run (HQ-TSF) |
| PAI055609005R | National Park Service 109 West Main Street Suite 104 Somerset, PA 15501 | Somerset County | Stonycreek Township | Calendars Run/Lamberts Run (CWF); Grove Run (EV) |

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

PAG-12 CAFOs

CAFO Notices of Intent Received

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

PAG123723, CAFO, **Paul Ebersol**, 4970 Sunset Pike, Chambersburg, PA 17201.

This existing facility is located in Greene Township, **Franklin County**.

Description of Size and Scope of Existing Operation/Activity: 93.49 AEU/Poultry (Duck).

The receiving stream, UNT 70752 to Conococheague Creek, classified for: CFW; all in watershed 13-C.

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

PAG123507, CAFO, **Kenneth Loht**, 250 Road Apple Drive, McClure, PA 17841.

This existing facility is located in Decatur Township, **Mifflin County**.

Description of Size and Scope of Existing Operation/Activity: 445.27 AEU/Swine (Grow-Finish).

The receiving streams: UNT 12421 to Jacks Creek, classified for: CWF; UNT 12425 to Jacks Creek, classified for: CWF; all in watershed 12-A.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123712, CAFO, **Roy Shank**, 4640 Lighthouse Road, Chambersburg, PA 17201.

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

Description of Size and Scope of Existing Operation/Activity: 851.40 AEU/Poultry (Layer).

The receiving stream: UNT Conococheague Creek, classified for: WWF; in watershed 11-D.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123713, CAFO, **Malcolm R. Rudolph**, 200 Ginzle Road, New Oxford, PA 17350.

This existing facility is located in Tyrone Township, **Adams County**.

Description of Size and Scope of Existing Operation/Activity: 670.26 AEU/Swine (Finishing)/Beef.

The receiving streams: UNT 08982 of Plum Run, classified for: WWF; UNT 08981 to Plum Run, classified for: WWF; all in watershed 7-F.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123717, CAFO, Flintrock Corporation, 16 East Brubaker Valley Road, Lititz, PA 17543.

This existing facility is located in Elizabeth Township, **Lancaster County**.

Description of Size and Scope of Existing Operation/Activity: 758.50 AEU/Poultry (Broilers)/Horses.

The receiving streams: UNT 07669 of Hammer Creek, classified for: TSF; UNT 07668 to Hammer Creek, classified for: TSF; all in watershed 7-J.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123640, CAFO, Melvin J. Nissley, 1612 Pecks Road, Middletown, PA 17057.

This existing facility is located in Londonderry Township, **Dauphin County**.

Description of Size and Scope of Existing Operation/Activity: 601.9 AEU/Poultry (Layer).

The receiving stream: Conowago Creek, classified for: TSF; in watershed 7-G.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

PAG123709, CAFO, Philip Hoover, 2862 Harvest Road, Elizabethtown, PA 17022.

This existing facility is located in Mount Joy Township, **Lancaster County**.

Description of Size and Scope of Existing Operation/Activity: 310.7 AEU/Poultry (Broilers).

The receiving streams: UNT 07972 of Little Chickies Creek, classified for: TSF; UNT 07965 to Little Chickies Creek, classified for: TSF; all in watershed 7-G.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 100-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

NPDES Permit No. PAG124823, CAFO, Heimbach Keith, 129 Don Packard Road, Granville Summit, PA 16926-9231.

This existing facility is located in Granville Township, **Bradford County**.

Description of size and scope of existing operation/activity: The facility is comprised of approximately 4,040 swine, 90 beef cattle and 30 bison. There are a total of 677.92 AEU's.

The receiving stream, Unnamed Tributary to North Branch Towanda Creek, is in watershed 4-C and classified for: Cold Water Fishes and Migratory Fishes.

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

NPDES Permit No. PAG124842, CAFO, John Pepper Enterprise LLC, 2642 Granville Road, Granville Summit, PA 16926.

This existing facility is located in Granville Township, **Bradford County**.

Description of size and scope of existing operation/activity: The facility is comprised of approximately 4,800 swine, 40 milk cows, 15 dry cows, 15 heifers, and 10 calves. There are a total of 802.17 AEU's.

The receiving stream, North Branch Towanda Creek, is in watershed 4-C and classified for: Cold Water Fishes and Migratory Fishes.

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

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 Unit</i> | <i>Animal Type</i> | <i>Special Protection Waters (HQ or EV or NA)</i> | <i>Renewal/ New</i> |
|--|---------------|------------------------|---------------------------------------|----------------------------|---|-------------------------|
| Phillip Hoover 2862 Harvest Road Elizabethtown, PA 17022 | Lancaster | 51.2 | 6.07 | Broilers | NA | R |
| Garrett Weaver 1501 Eshelman Mill Road Willow Street, PA 17584 | Lancaster | 160.6 | 144.77 | Duck | NA | R |
| Westview Farm Galen Nolt 222 Little Britain Church Road Peach Bottom, PA 17563 | Lancaster | 350 | 3.05 | Dairy/ Swine/ Layers | HQ | R |
| Keith Martin 990 Forest Hills Road Stevens, PA 17578 | Lancaster | 43 | 275.89 | Poultry | NA | N |
| Eggs Newburg, LLC 301 Three Square Hollow Road Newburg, PA 17240 | Cumberland | 1 | 537.7 | 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. [9996457], Public Water Supply.

| | |
|---------------------------|--|
| Applicant | [Nestle Waters North America, Inc.] |
| [Township or Borough] | [Zephyrhills, Florida] |
| Responsible Official | [Katherine, Young; Quality Assurance Manager] |
| Type of Facility | [Out of State Bottled Water System] |
| Application Received Date | [November 28, 2016] |
| Description of Action | [Applicant requesting a permit amendment to remove the drinking water product from their permit. The following bottled water brands are to be sold in Pennsylvania: Ice Mountain Natural Spring Water, Zephyrhills Natural Spring Water, Zephyrhills Distilled Water, Deer Park Natural Spring Water, Deer Park Distilled Water and Gerber Pure Purified Water.] |

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

Application No. 4016516, Public Water Supply.

| | |
|---------------------------|--|
| Applicant | 3 Springs Water Company, Inc. 1800 Pine Run Rd. Laurel Run, PA 18702 |
| [Township or Borough] | Laurel Run Borough, Luzerne County |
| Responsible Official | Mr. Joe Sokolowski 3 Springs Water Co., Inc. 1800 Pine Run Rd. Laurel Run, PA 18702 |
| Type of Facility | BVRB |
| Consulting Engineer | Thomas Pullar, PE Earth Res PO Box 468 Pipersville, PA 18947 |
| Application Received Date | 11/22/2016 |

| | |
|-----------------------|--|
| Description of Action | Applicant proposes the addition of Silver Springs Ranch, LLC finished bulk water source (PWS ID No. 2406317) to bottling permit. |
|-----------------------|--|

Application No. 4016517MA, Public Water Supply.

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|-----------------------|--|
| Applicant | PA American Water (Lake Scranton & Waters WTP) 800 W. Hershey Park Drive Hershey, PA 17033 |
| [Township or Borough] | Plain Township Luazerne County |
| Responsible Official | Mr. David Kaufman Vice President-Engineering |
| Type of Facility | Public Water Supply |
| Consulting Engineer | Mark Prouty, PE AECOM 4051 Ogletown Road Suite 300 Newark, DE 19713 |
| Application Received | November 22, 2016 |
| Description of Action | Replacement of the existing chlorine gas disinfection system in to Sodium Hypochlorite feed system. |

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

Permit No. 3616520 MA, Minor Amendment, Public Water Supply.

| | |
|-----------------------|---|
| Applicant | Irvin Manheim MHP |
| Municipality | Penn Township |
| County | Lancaster |
| Responsible Official | Nathan G. Irvin, System Operatoir 2535 Mill Road Elizabethtown, PA 17022-8916 |
| Type of Facility | Public Water Supply |
| Consulting Engineer | Stephen M. Yingst CBIE, P.E. Yingst Engineers & Associates Inc 4000 Vine Street Middletown, PA 17057 |
| Application Received: | 11/30/2016 |
| Description of Action | Modifications to add underground contact piping to maintain 4-log inactivation of viruses. |

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

Application No. 3216507, Public Water Supply.

| | |
|-----------------------|---|
| Applicant | Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701 |
| [Township or Borough] | White Township |

Responsible Official Michael Duffalo,
Executive Director
Indiana County Municipal
Services Authority
602 Kolter Drive
Indiana, PA 15701

Type of Facility Water system

Consulting Engineer Gibson-Thomas Engineering
Company, Inc.
1004 Ligonier Street
Latrobe, PA 15650

Application Received Date December 5, 2016

Description of Action Change in coagulant to DelPac
2000 and addition of blended
phosphate for corrosion control
at the Authority's Crooked Creek
system.

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. 2400117, Minor Amendment.

Applicant **Priority Healthcare Group**
463 North Hunter Highway
Drums, PA 18222-2129

[Township or Borough] Butler Township,
Luzerne County

Responsible Official Tiffany Perna
463 North Hunter Highway
Drums, PA 18222-2129

Type of Facility Public Water Supply

Consulting Engineer N/A

Application Received Date November 28, 2016

Description of Action This project provides for the
transfer of PWS Permit
24000117 for the facility formerly
known as Butler Valley Manor,
now to be known as the Gardens
at Butler.

Application No. 2400024, Minor Amendment.

Applicant **Bonnieville Inc.**
477 Bonnieville Rd.
Stillwater, PA 17878

[Township or Borough] Huntington Township,
Luzerne County

Responsible Official James Bonham, Jr.
477 Bonnieville Rd.
Stillwater, PA 17878

Type of Facility Public Water Supply

Consulting Engineer N/A

Application Received Date November 28, 2016

Description of Action This project provides for the
transfer of PWS Permit 2400024
for the facility known as
Bonham's Nursing and
Rehabilitation Center.

Application No. 2450027, Minor Amendment.

Applicant **Priority Healthcare Group**
245 Old Lake Rd.
Dallas, PA 18612

[Township or Borough] Harvey's Lake Borough,
Luzerne County

Responsible Official Tiffany Perna
Priority Healthcare Group
245 Old Lake Rd.
Dallas, PA 18612

Type of Facility Public Water Supply

Consulting Engineer N/A

Application Received Date November 28, 2016

Description of Action This project provides for the
transfer of PWS Permit 2450027
formerly known as Lakeside
Health and Rehabilitation
Center. The facility's new name
is the Gardens at Lakeside.

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

Application No. 3016514MA, Minor Amendment.

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

[Township or Borough] Franklin Township

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

Type of Facility Water system

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

Application Received Date December 5, 2016

Description of Action Installation of approximately
4,276 feet of 8-inch diameter
waterline (Strope Road waterline
project).

WATER ALLOCATIONS

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

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

WA52-411B, Water Allocation, Municipal Authority of the Borough of Milford, 151 Old Owego Turnpike, Milford, PA 18337, **Pike County**. The applicant is requesting the right to withdraw up to 500,000 gallons per day from springs (known as Springs 1 & 2) located 1,200 feet northwest of Milford Borough in Milford Township, Pike County.

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

WA 24-37B, Water Allocations. Ridgway Borough, 108 Main Street, Ridgway, PA 15853, **Ridgway Borough, Elk County**. Water Allocation Permit application requesting the right to withdraw 2,110,000 GPD from Big Mill Creek.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

For further information concerning the content of a Notice of Intent to Remediate, contact the environmental cleanup program manager in the Department regional office listed before the notice. If information concerning this acknowledgment is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the 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 & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Peterson Property, 181 West Central Avenue, East Bangor Borough, **Northampton County**. Mobile Environmental Analytical, Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Griffin Bros. Fuel, 989 Pennsylvania Avenue, Pen Argyl, PA 18072, submitted a Notice of Intent to Remediate. A release of No. 2 heating oil from an aboveground storage tank impacted soils at this site. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in *The Express Times* on October 17, 2016.

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

Former Talon Plant 5, 626 Arch Street, City of Meadville, **Crawford County**. Tetra Tech, 661 Andersen Drive, Pittsburgh, PA 15220, on behalf of Crawford County Board of Commissioners, 903 Diamond Park, Meadville, PA 16335, submitted a Notice of Intent to Remediate. Environmental assessments show site soil being contaminated with arsenic. Proposed standard for remediation is Site-Specific. Intended future use of the property will be residential and/or commercial. The Notice of Intent to Remediate was published in *The Meadville Tribune* on November 27, 2016.

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 Depart-

ment Regional Office. The address and phone number of the Regional Office is listed before the application notices.

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

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

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

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

PLAN APPROVALS

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

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

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

13-00008A: KME Corporation (1 Industrial complex, Nesquehoning, PA 18204) for their facility in Nesquehoning Borough, **Carbon County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received a Plan Approval for KME Corporation (1 Industrial complex, Nesquehoning, PA 18204) for their

facility in Nesquehoning Borough, Carbon County. This Plan Approval No. 13-00008A will be incorporated into a Title V Permit through an administrative amendment at a later date.

Plan Approval No. 13-00008A is for the operation of two (2) baghouse dust collectors to control particulate matter (PM). The main emissions from these sources are PM. The sources will be required to comply with 25 Pa. Code § 123.13 particulate matter standards. 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.: 13-00008A 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.

64-00019A: Stourbridge Energy LLC (358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) for their facility in Berlin Township, **Wayne County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received a Plan Approval to Stourbridge Energy LLC (358 North Shore Drive, Suite 201, Pittsburgh, PA 15212) for their facility to be located in Berlin Township, Wayne County. This Plan Approval No. 64-00019A will be incorporated into a Natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 64-00019A is for the construction of 22 MW electric generating plant. The plant will include three (3) Rolls-Royce natural gas fired engines with oxidation catalysts and SCR technology. The VOC emissions from the facility will not equal or exceed 50 TPY, based on a 12-month rolling sum. The NO_x emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. Total PM, SO_x, and CO emissions from the facility will not equal or exceed 100 TPY, based on a 12-month rolling sum. The HAPs from the facility must never equal or exceed 10 TPY of any single HAP and must never equal or exceed 25 TPY of all aggregated HAPs, based on a 12-month rolling sum. The Plan approval and Operating Permit will include testing,

monitoring, record keeping and reporting requirements designed to keep the sources operating within all applicable air quality requirements.

The facility is subject to NSPS Subpart JJJJ, MACT Subpart ZZZZ and 25 Pa. Code § 127.12(a)(5) Best Available Technology (BAT) requirements. The visible emission opacity shall not be equal to or greater than 20% at any time. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions.

Emissions from the engines will meet BAT, MACT ZZZZ & NSPS Subpart JJJJ requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 64-00019A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

39-00004B: Mack Trucks, Inc. (700 Alburtis Road, Macungie, PA 18062) for their facility in Lower Macungie Township, **Lehigh County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) has received a Plan Approval for Mack Trucks, Inc. (700 Alburtis Road, Macungie, PA 18062) for their facility in Lower Macungie Township, Lehigh County. This Plan Approval No. 39-00004B will be incorporated into a Title V Permit through an administrative amendment at a later date.

Plan Approval No. 39-00004B is for the revision of the permit limit for Volatile Organic Compounds (VOCs) emissions. The company has requested to add a VOC emission limits of 2.7 tons/year each to the following sources at the facility (ID 003, 017, 018, 201, 202) and also to add a VOC emission limits of 7.5 tons/year each to the following sources at the facility (ID 120, 121). No other operational changes, modification or new equipment installation is proposed by the company. The company has requested these voluntary VOC emission limits in order for the facility to meet RACT 2 applicability. 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.: 39-00004B 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.

13-00003A: Panther Creek Power Operating LLC (4 Dennison Road, Nesquehoning, PA 18240) for the modification to their existing circulating fluidized bed (CFB) combustors Units 031 & 032 and associated equipment and apply for a Plantwide Applicability Limit (PAL) for emissions at their facility located in Nesquehoning Borough, **Carbon County**.

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

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

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

23-0016D: PQ Corporation (1201 West Front Street, Chester, PA 19013) is a Title V facility. PQ Corporation intends to replace the fuel oil supply skid that supplies fuel oil to the # 4 Sodium Silicate Furnace (Source ID 102), at their facility located in the City of Chester, **Delaware County**. The current fuel oil supply skid supplies fuel oil at a rate of eight hundred forty (840) gallons per hour. The new fuel oil supply skid will be able to provide fuel oil at a slightly higher rate of nine hundred (900) gallons per hour. The new fuel oil supply skid will include an upgraded flow meter, control valves, pressure switch, and instrumentation. Although the new fuel oil supply skid will allow for greater flow of fuel oil to the # 4 Sodium Silicate Furnace, the burners on the # 4 Sodium Silicate Furnace are not being changed. The burners can only burn an approximate rate of three hundred seventeen (317) gallons per hour of No. 2 fuel oil. This will not change as a result of the replacement fuel

oil supply skid. Therefore, there will be no emission increases as a result of the new fuel oil supply skid.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-119A: Allegheny Mineral Corp. (PO Box 1022, One Glade Park East, Kittanning, PA 16201) for the installation of additional sources at their existing mineral processing plant in Slippery Rock Township, **Butler County**.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-119A to Allegheny Mineral Corp. for the installation of additional sources at their existing mineral processing plant in Slippery Rock Township, Butler County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 10-119A is for the installation of a 1,500 ton per hour capacity impact crusher, with associated grizzly feeder and conveyor. BAT for this equipment will consist of the use of water spray dust suppression system(s), and the use of Best Management Practices to limit fugitive particulate matter emissions. Based on the information provided by the applicant and DEP's own analysis, the subject source(s) will emit a maximum of 9.62 tons of particulate matter, 4.22 tons of which will be particulate matter less than 10 microns (PM₁₀), per year.

The facility will be subject to the applicable requirements of 40 CFR Subparts OOO (Standards of Performance for Nonmetallic Mineral Processing Plants). The Plan Approval will contain testing, monitoring, recordkeeping, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 10-119A and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Christina S. Nagy, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

10-395A: Vogel Disposal Service, Inc. (121 Brickyard Road, Mars, PA 16046) for the installation and operation of a paint booth at their facility in Adams Township, **Butler County**.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 10-395A to Vogel Disposal Service, Inc. for the installation and operation of a paint booth at their facility in Adams Township, Butler County. The Plan Approval will subsequently be incorporated into an Operating Permit in accordance with 25 Pa. Code § 127.402.

Plan Approval No. 20-310A is for the installation and operation of a paint booth, with associated panel filters, for the painting of rolloff containers. This source was previously exempted under a Request for Determination, and now requires a Plan Approval due to projected increases in throughput. Based on the information provided by the applicant and DEP's own analysis, total emissions from the subject source will not exceed 8.08 tons of volatile organic compounds (VOC) and 0.18 ton of particulate matter per year.

The Plan Approval will contain additional testing, monitoring, recordkeeping, and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the address shown below. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the address shown below. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval; No. 10-395A and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Christina S. Nagy, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

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.

09-00003: Superpac, Inc. (1220 Industrial Boulevard, Southampton, PA 18966), located in Upper Southampton Township, **Bucks County**. This action is a renewal of the Title V Operating Permit. The facility is a manufacturing-commercial printing processor, which operates flexo-

graphic printing presses, numerous space heaters, and various miscellaneous sources associated with printing and manufacturing. 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.

39-00011: Lafarge Corporation (5160 Main Street, Whitehall, PA 18052) for renewal of a Title V Operating Permit. This facility currently operates two (2) Portland cement kilns and ancillary equipment and three (3) emergency generators at their facility in Whitehall Township, **Lehigh County**. As a result of the levels of particulate matter (PM/PM₁₀/PM_{2.5}), nitrogen oxide (NO_x), sulfur dioxide (SO₂), volatile organic compounds (VOC), and carbon dioxide (CO) emitted this facility is considered a major stationary source subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit does not reflect any change in air emissions from the facility. This Title V Operating Permit shall include emission restrictions, monitoring, record keeping, and reporting requirements designed to ensure this facility complies with all applicable air quality regulations.

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

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

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

46-00107: ITW Engineered Polymers formerly known as ITW Philadelphia Resins (130 Commerce Drive, Montgomeryville, PA 18936) for the renewal of the State-Only Operating Permit (Natural Minor) No. 46-00107. This action is a third renewal of the State-Only Operating Permit. The permit was initially issued on 6/13/2002 and was renewed on 8/24/2007 and was subsequently renewed a second time on 8/15/2012. The facility manufactures a variety of industrial adhesives, grouts and encapsulating epoxies. The company has estimated that the total uncontrolled potential to emit (PTE) of VOCs from all sources at the facility is 23.5 tons per year, without controls or restrictions. The facility's PTE is less than major source thresholds for VOCs; therefore, the facility is categorized as a Natural Minor.

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.

35-00042: Pennsylvania American Water Company, Scranton Site (312 Adams Avenue, Scranton, PA 18503). The Department intends to issue a renewal State-Only Natural Minor Permit for this facility located in Scranton, **Lackawanna County**.

The main sources at this facility consist of 2 Filter Presses and a Sludge Tank. The sources are controlled by a Wet Scrubber. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP)

and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

12-00006: Lewis & Hockenberry, Inc. (4725 Rich Valley Road, Emporium, PA 15834) to issue a renewal State Only Operating Permit for their facility located in Shippen Township, **Cameron County**. The facility is currently operating under State Only Operating Permit 12-00006. The facility's main sources include one (1) wood-fired boiler, one (1) coating booth, thirteen wood drying kilns and few woodworking equipment. The facility has potential emissions of 32.84 tons per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 16.50 tpy of nitrogen oxides, 36.20 tpy of carbon monoxide, 6.66 tpy of volatile organic compounds, 1.50 tpy of sulfur oxides and trace amounts of hazardous air pollutants. The potential emissions at the facility reduced due to removal of wood-fired boiler, wood drying kiln, two emergency generators and adhesive operation that were present at the company's Clear Creek plant. 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 Part 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.

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

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

OP-65-00627: Seton Hill University/Greensburg Campus (1 Seton Hill Drive, Greensburg Campus, PA 15601-1548), In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal State Only Operating Permit (SOOP-65-00627) to Seton Hill University/Greensburg Campus ("SHU") to authorize the continued operation of boilers, emergency generator, and other combustion sources located at their Greensburg Campus in Greensburg City, **Westmoreland County**.

The facility's air contamination sources consist of one (1) CNB 600 BHP tri-fuel boiler burning primarily coal, two (2) Burnham boilers each rated at 300 BHP burning primarily natural gas, and an Onan 250 kVA emergency generator at the university boiler house. There are number of miscellaneous combustion sources scattered throughout the university campus but these are small and considered trivial on an emissions basis. The CNB boiler is equipped with a Breslove separator for control of particulate matter. Potential emissions from the facility are estimated to be 21.2 tons NO_x, 21.1 tons CO, 63.7

tons SO_x, 5.6 tons PM, and 2.0 tons VOC. Actual emissions from the facility are much lower.

This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. Proposed SOOP renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements. The emergency generator is subject to the applicable requirement of 40 CFR Part 63 Subpart ZZZZ.

SHU State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at thkaminski@pa.gov or 412.442.4097.

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 65-00627) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient.

Comments, protests, and requests for a public hearing should be directed to Jesse Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. (jparihar@pa.gov, fax 412.442.4194).

OP-63-00488: Monongahela Valley Hospital (1163 Country Club Road, Monongahela, PA 15063-1013). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal State Only Operating Permit (SOOP-63-00488) to Monongahela Valley Hospital ("MVH") to authorize the continued operation of boilers, emergency generators, and

ethylene oxide sterilizer located at their Monongahela Valley Hospital in Monongahela City, **Washington County**.

The facility's air contamination sources consists of two (2) 16.7 MMBtu/hr natural gas or No. 2 fuel oil-fired boilers, several small natural gas or No. 2 fuel oil-fired boilers, four (4) emergency generators, and one (1) ethylene oxide sterilizer. Potential emissions from the emission sources of the facility are based on burning natural gas in all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Potential emissions are estimated to be 29.6 tons NO_x, 18.1 tons CO, 0.8 ton SO_x, 2.2 tons PM, and 1.9 ton VOC. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity.

This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. Proposed SOOP renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements. The emergency generator is subject to the applicable requirement of 40 CFR Part 63 Subpart ZZZZ and the Ethylene Oxide Sterilizer is subject to 40 CFR Part 63 Subpart WWWW.

MVH State Only Operating Permit renewal application, the Department's Air Quality Review Memorandum, and the proposed Air Quality State Only Operating Permit for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the State Only Operating Permit renewal application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality State Only Operating Permit for this project, a person may contact Thomas Kaminski at thkaminski@pa.gov or 412.442.4097.

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 63-00488) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The applicant, the protestant and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by tele-

phone, where the Department determines such notification by telephone is sufficient.

Comments, protests, and requests for a public hearing should be directed to Jesse Parihar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. (jparihar@pa.gov, fax 412.442.4194).

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

43-00366: National Fuel Gas Supply Corp.—Mercer Compressor Station (6363 Main Street, Williamsville, NY 14221), the Department intends to issue a Natural Minor Permit to operate a natural gas compressor station in Jefferson Township, **Mercer County**. The sources at the facility include three natural gas-fired compressor engines, a natural gas-fired emergency generator engine, a waste fluid storage vessel, space heaters, and miscellaneous equipment for piping and liquid storage. The engines are subject to standards in 40 CFR 60 Subpart JJJJ pertaining to *Standards of Performance for Stationary Spark Ignition Internal Combustion Engines*. The new permit contains emission restrictions, testing, monitoring, recordkeeping, reporting, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The potential emissions from the facility are: 27.22 TPY VOC; 37.69 TPY NO_x; 41.93 TPY CO; 3.53 TPY Formaldehyde; 8.33 TPY total HAPs; 0.15 TPY SO_x; 2.47 TPY PM₁₀ and PM_{2.5}; and 43,080 TPY GHGs (CO₂e).

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

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

The City of Philadelphia, Air Management Services (AMS) intends to issue a Minor State Only Operating Permit for the following facility:

N12-014: Tenet Health System—Hahnemann University Hospital (230 North Broad Street, Philadelphia, PA 19107) for the operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission source include seven (7) emergency generators firing No. 2 fuel oil, each 450 kilowatt or less; two (2) emergency generators firing natural gas, each 190 kilowatt or less; and three (3) fire pumps firing No. 2 fuel oil, each 302 horsepower or less.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

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.

30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Bailey Mine & Prep Plant in Richhill Township, **Greene County** and related NPDES to install 4L-1 and 4L-2 degas boreholes. Surface Acres Proposed 4.5. No additional discharges. The application was considered administratively complete on November 28, 2016. Application received July 20, 2016.

30831303 and NPDES No. PA0013511. Cumberland Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Wayne and Center Townships, **Greene County** and related NPDES permit to revise previously permitted underground and subsidence control plan acres from development mining to longwall mining. No additional discharges. The application was considered administratively complete on December 1, 2016. Application received August 12, 2016.

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

17880126 and NPDES PA0116599. Waroquier Coal Company (P.O. Box 128, Clearfield, PA 16830). Permit revision to the approximate original contour variance on a bituminous surface and auger mine in Lawrence Township, **Clearfield County** affecting 295.4 acres. Receiving

streams: Unnamed Tributaries to West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: November 30, 2016.

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

Permit No. 54070101R2. Premium Fine Coal, Inc., (PO Box 268, Tamaqua, PA 18252), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 121.6 acres, receiving stream: Silver Creek, classified for the following use: cold water fishes. Application received: November 15, 2016.

Noncoal Applications Received

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

| Parameter | Table 2 | | |
|--------------------------------------|----------------|---------------------------------|-----------------------|
| | 30-day Average | Daily Maximum | Instantaneous Maximum |
| Suspended solids | 10 to 35 mg/l | 20 to 70 mg/l | 25 to 90 mg/l |
| Alkalinity exceeding acidity* pH* | | greater than 6.0; less than 9.0 | |

* The parameter is applicable at all times.

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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901.

Permit No. 58050837. Thomas C. Cramer, Sr., (2109 Snyder Road, New Milford, PA 18834), Stage I & II bond release of a quarry operation in Harford Township, **Susquehanna County** affecting 1.0 acre on property owned by Mark Oakley. Application received: December 1, 2016.

Permit No. 58070864. Kevin Millard, (1114 Warner Road, Montrose, PA 18801), Stage I & II bond release of a quarry operation in Jessup Township, **Susquehanna County** affecting 3.0 acres on property owned by Kevin Millard. Application received: December 1, 2016.

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:

| Parameter | 30-Day Average | Daily Maximum | Instantaneous Maximum |
|----------------------------------|----------------|---------------------------------|-----------------------|
| 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. PA0262358 (Mining Permit No. 56090103), Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530, revision of an NPDES permit for surface mining of coal in Brothersvalley Township, **Somerset County**, affecting 45.1 acres. Receiving streams: unnamed tributaries to Buffalo Creek, classified for the following use: cold water fishes. This receiving stream is included in the Buffalo Creek TMDL. Application received: November 2, 2016.

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

The outfalls listed below discharge to unnamed tributary “A” to Buffalo Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 001 | N |
| 003 | N |

The outfalls listed below discharge to unnamed tributary “B” to Buffalo Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 002 | N |
| 004 | N |
| 005 | N |
| 006 | Y |

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

| <i>Outfall: 002 (All Weather Conditions)</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 1.5 | 3.0 | 3.8 |
| Aluminum (mg/l) | 1.1 | 2.2 | 2.8 |
| Total Suspended Solids (mg/l) | 35 | 70 | 90 |

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

| <i>Outfalls: 004, 005, 006 (Dry Weather)</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 1.5 | 3.0 | 3.8 |
| Aluminum (mg/l) | 1.1 | 2.2 | 2.8 |
| Total Suspended Solids (mg/l) | 35 | 70 | 90 |

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

| <i>Outfalls: 004, 005, 006 (≤10-yr/24-hr Precip. Event)</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) | N/A | N/A | 7.0 |
| Total Settleable Solids (ml/l) | N/A | N/A | 0.5 |

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

NPDES No. PA0279447 (Mining Permit No. 05160101), J&J Svonavec Excavating, Inc., 618 Samuels Road Somerset, PA 15501, new NPDES permit for discharge of water resulting from surface coal mining activities in Broad Top, Wells, & Wood Townships, **Bedford, Fulton, & Huntingdon Counties**, affecting 95.0 acres. Receiving streams: unnamed tributary to/and Great Trough Creek, classified for the following use: trout stock fishes. Application received: November 4, 2016.

The outfalls listed below discharge to Great Trough Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|----------------------------|--------------------------|
| 001 (Sediment Pond 1) | Y |
| 003 (Sediment Trap 1) | Y |
| 004 (Treatment Facility 1) | Y |
| 005 (Treatment Facility 3) | Y |

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

| <i>Outfalls: 004 & 005 (All Weather Conditions)</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | Monitor Only | | |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

| <i>Outfalls: 001 & 003 (Dry Weather)</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | Monitor Only | | |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

| <i>Outfalls: 001 & 003 (≤10-yr/24-hr Precip. Event)</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) | N/A | N/A | 7.0 |
| Total Settleable Solids (ml/l) | N/A | N/A | 0.5 |

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

Outfalls: 001 & 003 (>10-yr/24-hr Precip. Event)

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

Alkalinity must exceed acidity at all times.

The outfalls listed below discharge to an unnamed tributary to Great Trough Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|----------------------------|--------------------------|
| 002 (Sediment Pond 2) | Y |
| 006 (Treatment Facility 3) | Y |

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

| <i>Outfalls: 002 & 006 (All Weather Conditions)</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 1.3 | 2.6 | 3.2 |
| 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. PA02792858 (Mining Permit No. 29160101), J&J Svonavec Excavating, Inc., 618 Samuels Road, Somerset, PA 15501, new NPDES permit for a bituminous surface mine in Broad Top and Wells Townships, **Bedford and Fulton Counties**, affecting 63 acres. Receiving stream: Great Trough Creek, classified for the following use: Trout Stocked fishes. Application received: November 1, 2016.

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 Great Trough Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 001 | Y |
| 002 | Y |
| 003 | Y |

NPDES No. PA0262498 (Mining Permit No. 56150102), PBS Coals, Inc., P.O. Box 260, Friedens, PA 15541, a revised NPDES permit for a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 234 acres. Receiving streams: unnamed tributary to Glades Creek and Schrock Run, classified for the following use: cold water fishes and warm water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: June 2, 2016.

The treated wastewater outfall listed below discharges to Schrock Run:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 004 | N |

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

| <i>Outfalls: 004 (All Weather Conditions)</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 | 1.5 | 1.9 |
| 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 stormwater outfall listed below discharges to Schrock Run:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 005 | N |

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

| <i>Outfalls: 002, 003 & 005 (All Weather Conditions)</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 | 1.5 | 1.9 |
| 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 stormwater outfalls listed below discharge to Glades Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 006 | N |
| 007 | Y |
| 008 | Y |
| 009 | Y |

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

| <i>Outfalls: 006, 007, 008 & 009 (All Weather Conditions)</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 | 1.5 | 1.9 |
| 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. PA0263249 (Mining Permit No. 11110102), Laurel Sand & Stone, Inc., P.O. Box 556, Ligonier, PA 15658, renewal of an NPDES permit for continued operation and restoration of a bituminous surface and auger mine in Jackson Township, **Cambria County**, affecting 225.1 acres. Receiving streams: Unnamed tributaries to/and Braken Run and unnamed tributary to South Branch Blacklick Creek, classified for the following use: cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: August 29, 2016.

The outfalls listed below require a non-discharge alternative:

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

There is no proposed surface discharge from the above listed facilities to the receiving stream due to the implementation of Best Management Practices in the form of infiltration galleries. The only potential point source discharges to surface water are the discharges from the emergency spillway of a sediment pond during precipitation that exceeds a 10 year/24 hour event.

The proposed effluent limits for the water entering the infiltration galleries are as follows:

| <i>Outfalls: 001, 002, 003, 004, 005, 006</i> | <i>30-Day</i> | <i>Daily</i> | <i>Instant.</i> |
|---|-------------------------|----------------|-----------------|
| <i>Parameter</i> | <i>Average</i> | <i>Maximum</i> | <i>Maximum</i> |
| Iron (mg/l) | N/A | N/A | 7.0 |
| Manganese (mg/l) | N/A | N/A | 5.0 |
| Aluminum (mg/l) | N/A | N/A | 5.0 |
| Total Suspended Solids (mg/l) | N/A | N/A | 90.0 |
| Nitrite | Monitor and Report Only | | |
| Nitrate | Monitor and Report Only | | |

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

The proposed effluent limits for the water discharging from the emergency spillways are as follows:

| <i>Outfalls: 001, 002, 003</i> | <i>30-Day</i> | <i>Daily</i> | <i>Instant.</i> |
|--------------------------------|-------------------------|----------------|-----------------|
| <i>Parameter</i> | <i>Average</i> | <i>Maximum</i> | <i>Maximum</i> |
| Total Suspended Solids (mg/l) | N/A | N/A | 90.0 |
| Nitrite | Monitor and Report Only | | |
| Nitrate | Monitor and Report Only | | |

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. PA0598143 Mining Permit No. 56880103, Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201-9642, renewal of an NPDES permit for a surface coal mine in Summit Township, **Somerset County**, affecting 1,102.0 acres. Receiving streams: three (3) unnamed tributaries to Casselman River and two (2) unnamed tributaries to Bigby Creek, classified for the following uses: cold water fishes and warm water fishes. This receiving stream is included in the Casselman River TMDL. Application received: September 11, 2013.

The outfall listed below discharges to an unnamed tributary to Bigby Creek:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------------------------|--------------------------|
| 009 (TF7)—Passive Treatment Facility | N |

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

| <i>Outfall: 009</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) | 1.6 | 3.2 | 4.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| Osmotic Pressure (milliosmoles/kg) | | | XXX |
| pH (S.U.): Must be between 6.0 and 10.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

The outfall listed below discharges to an unnamed tributary to Casselman River:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|---------------------------------------|--------------------------|
| 010 (TF14)—Passive Treatment Facility | N |

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

| <i>Outfall: 010</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) | 1.3 | 2.6 | 3.2 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| Osmotic Pressure (milliosmoles/kg) | | | XXX |
| 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 listed below discharges to an unnamed tributary to Casselman River:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|---------------------------------------|--------------------------|
| 011 (TF44)—Passive Treatment Facility | N |

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

| <i>Outfall: 011</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) | 2.0 | 4.0 | 5.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| Osmotic Pressure (milliosmoles/kg) | | | XXX |
| pH (S.U.): Must be between 6.0 and 10.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

The outfall listed below discharges to an unnamed tributary to Casselman River:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|---------------------------------------|--------------------------|
| 012 (TF45)—Passive Treatment Facility | N |

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

| <i>Outfall: 012</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 | 1.5 | 1.8 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| Osmotic Pressure (milliosmoles/kg) | | | XXX |
| pH (S.U.): Must be between 6.0 and 10.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

The outfall listed below discharges to the Casselman River:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--|--------------------------|
| 013 (TF13)—Chemical Treatment Facility | Y |

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

| <i>Outfall: 013</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 2.0 | 4.0 | 5.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| Osmotic Pressure (milliosmoles/kg) | | | XXX |

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

The outfalls listed below discharge to an unnamed tributary to Bigby Creek:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|------------------------|--------------------------|
| 024 (10)—Sediment Pond | N |
| 025 (11)—Sediment Pond | N |
| 026 (13)—Sediment Pond | N |

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

| <i>Outfalls: 024, 025, 026</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) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 2.0 | 4.0 | 5.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The proposed alternate effluent limits which apply to discharges resulting from precipitation events less than or equal to the 10 year/24 hour precipitation event for the above listed outfalls are as follows:

| <i>Outfalls: 024, 025, 026</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) | | | 7.0 |
| Total Settleable Solids (ml/l) | | | 0.5 |

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

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

NPDES PA0207241 (Mining Permit No. 17930103), Junior Coal Contracting, Inc., 2330 Six Mile Road, Philipsburg, PA 16866, revision of an NPDES permit for a bituminous coal surface mining in Decatur Township, **Clearfield County**, affecting 309.9 acres. Receiving stream: Beaver Run classified for the following use(s): CWF. Application received: September 30, 2016.

The NPDES revision adds the following treatment facility for treatment of a discharge (identified as LB-75) to Beaver Run.

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| 019 (LB-75) | Y |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|--|----------------|---------------------------------|--------------------------------|-----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Iron (mg/l) | | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | | 0.75 | 0.75 | 0.75 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Suspended Solids (mg/l) | | 35 | 70 | 90 |

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

NPDES Permit No. PA0224995 on Surface Mining Permit No. 54803019. Rausch Creek Land, LP, (978 Gap Street, Valley View, PA 17983), renewal of an NPDES Permit for an anthracite surface mine (reclamation only) and beneficial use of coal ash operation in Hegins and Porter Townships, **Schuylkill County**, affecting 1,313.0 acres. Receiving stream: East Branch Rausch Creek, classified for the following use: cold water fishes. TMDL for pH, sediment, metals. Application received: November 16, 2015.

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

The outfall(s) listed below discharge to East Branch Rausch Creek:

The outfalls below require a non-discharge alternative:

| <i>Outfall</i> | <i>New Outfall (Y/N)</i> | <i>Type</i> |
|----------------|--------------------------|----------------|
| 001 | Yes | Sediment Basin |

The proposed effluent limits for the above listed outfall.

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|----------------|-----------------------|----------------------|------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Iron (mg/l) | | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | | 0.75 | 1.5 | 1.75 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |

¹ The parameter is applicable at all times.

Noncoal NPDES Draft Permits

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

NPDES No. PA0591866 (Mining permit no. 65900403), Hanson Aggregates BMC, Inc., 2200 Springfield Pike, Connellsville, PA 15425, renewal NPDES permit for a large noncoal surface mine in Unity Township, **Westmoreland County**, affecting 139.8 acres. Receiving stream: unnamed tributaries to Nine Mile Run, classified for the following use: TSF. Application received: February 1, 2016.

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(s) listed below discharge to unnamed tributaries to Nine Mile Run:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> | <i>Type</i> |
|-------------------------|--------------------------|-------------|
| 006, 007, 008, 009, 010 | N | Stormwater |

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

| <i>Outfalls: Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|---|-----------------------|----------------------|-------------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.8 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | 0.75 | 1.5 | 1.9 |
| Total Suspended Solids (mg/l) | 35 | 70 | 90 |
| pH (S.U.): Must be between 6.0 and 9.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

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

NPDES Permit No. PA0612791 on Surface Mining Permit No. 06820601. Allan Myers, LP d/b/a Allan Myers Materials, (638 Lancaster Avenue, Malvern, PA 19355), renewal of an NPDES Permit for a traprock quarry operation in New Morgan Borough, **Berks County**, affecting 97.6 acres. Receiving stream: unnamed tributary to East Branch Conestoga River, classified for the following use: warm water fishes. Application received: February 4, 2014.

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

The outfall listed below discharge to unnamed tributary to East Branch Conestoga River.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|--------------------|
| 001 | No | Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|----------------|-----------------------|----------------------|------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0594261 on Surface Mining Permit No. 5273SM1. H & K Group, Inc., (P.O. Box 196, Skippack, PA 19474), renewal of an NPDES Permit for a gneiss and schist quarry operation in Aston Township, **Delaware County**, affecting 37.08 acres. Receiving stream: Chester Creek, classified for the following use: trout stock fishes. Application received: September 2, 2014.

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

The outfall listed below discharge to Chester Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|---|
| PM-001 | No | Pit Sump Discharge/ Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|---|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids Discharge (MGD) | | 35.0 0.59 | 70.0 | 90.0 |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0595241 on Surface Mining Permit No. 45900301. Lehigh Cement Co., LLC, (7660 Imperial Way, Allentown, PA 18195), transfer and renewal of an NPDES Permit for a sandstone, sand and gravel quarry operation in Ross Township, **Monroe County**, affecting 22.65 acres. Receiving stream: Buckwa Creek, classified for the following uses: cold water and migratory fishes. Application received: April 12, 2016.

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

The outfall listed below discharge to Buckwa Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-------------|
| 001 | No E&S/Sediment | Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0223573 on Surface Mining Permit No. 7775SM12. Highway Materials, Inc., (409 Stenton Avenue, Flourtown, PA 19031), renewal of an NPDES Permit for a sandstone quarry operation in Alsace Township, **Berks County**, affecting 137.4 acres. Receiving stream: unnamed tributary to Laurel Run, classified for the following use: cold water fishes. Application received: April 20, 2015.

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

The outfall listed below discharge to unnamed tributary to Laurel Run.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-----------------------------|
| 001 | No | Pit Sump/Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |
| Discharge (MGD) | | | 1.0 | |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0594130 on Surface Mining Permit No. 5273SM2. Hanson Aggregates PA, LLC, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for a granite and gneiss quarry operation in Middletown and Thornbury Townships, **Delaware County**, affecting 247.3 acres. Receiving stream: Chester Creek, classified for the following use: trout stock fishes and migratory fishes. Application received: December 18, 2013.

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

The outfalls listed below discharge to Chester Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|---------------------|
| 001 | No | Pit Sump/Stormwater |
| 002 | No | Stormwater |
| 003 | No | Stormwater |
| 004 | No | Stormwater |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|------------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Discharge (001) | | 2.0 MGD | | |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |
| Total Dissolved Solids | Monitor & Report | | | |
| Sulfates | Monitor & Report | | | |
| Oil & Grease | Monitor & Report | | | |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0595217 on Surface Mining Permit No. 5276SM5. Eureka Stone Quarry, Inc., (P.O. Box 249, Chalfont, PA 18914), renewal of an NPDES Permit for a sandstone quarry operation in Dingman Township, **Pike County**, affecting 202.3 acres. Receiving stream: unnamed tributary to Sawkill Creek, classified for the following use: EV—migratory fishes. Application received: December 19, 2012.

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

The outfall listed below discharge to unnamed tributary to Sawkill Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-------------------------|
| 001 | No Pit | Sump/Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|------------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |
| Turbidity (NTU) | | | | 40.0 |
| Iron (mg/l) | | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | | 0.75 | 1.5 | 1.9 |
| Oil & Grease | Monitor & Report | | | |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0595721 on Surface Mining Permit No. 7876SM1. New Enterprise Stone & Lime Co., Inc. d/b/a Eastern Industries, Inc., (3724 Crescent Court West, Suite 200, Whitehall, PA 18052), renewal of an NPDES Permit for a limestone quarry operation in Whitehall Township, **Lehigh County**, affecting 89.19 acres. Receiving stream: Coplay Creek, classified for the following use: cold water fishes. Application received: December 12, 2012.

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

The outfall listed below discharge to Coplay Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|---------------------|
| 001 | No | Pit Sump/Stormwater |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|------------------------|------------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids | | 35.0 | 70.0 | 90.0 |
| Total Dissolved Solids | Monitor & Report | | | |

¹ The parameter is applicable at all times.

NPDES Permit No. PA0612871 on Surface Mining Permit No. 8274SM1. New Enterprise Stone & Lime Co., Inc. d/b/a Eastern Industries, Inc., (3724 Crescent Court West, Suite 200, Whitehall, PA 18052), renewal of an NPDES Permit for a limestone quarry operation in West Cocalico Township, **Lancaster County**, affecting 309.0 acres. Receiving stream: unnamed tributary to Indian Run, classified for the following use: trout stock fishes. Application received: May 31, 2012.

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

The outfall listed below discharge to unnamed tributary to Indian Run.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-------------------------------|
| 001 | No | Sedimentation Pond/Stormwater |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|---|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids Discharge (MGD) | | 35.0 0.05 | 70.0 | 90.0 |

¹ The parameter is applicable at all times.

(Revised) NPDES Permit No. PA0223352 on Surface Mining Permit Nos. 7973SM5 and 09030301. Eureka Stone Quarry, Inc., (P.O. Box 249, Chalfont, PA 18914), renewal and revision of an NPDES Permit for an argillite quarry operation in Wrightstown Township, **Bucks County**, affecting 158.6 acres. Receiving stream: Neshaminy Creek, classified for the following uses: TMDL, warm water fishes and migratory fishes. Applications received: November 26, 2013 and March 12, 2015.

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

The outfall listed below discharge to Neshaminy Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-----------------------------|
| 001 | Yes (increase) | Pit Sump/Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|-------------------------------|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids (mg/l) | 11.88 | 23.75 | 29.69 | |
| TDS (mg/l) | | Monitor and Report | | |
| Oil and Grease (mg/l) | | Monitor and Report | | |
| Sulfates (mg/l) | | Monitor and Report | | |
| Discharge (MGD) | | 1.1 MGD | 5.8 MGD | |

¹ The parameter is applicable at all times.

(Revised) NPDES Permit No. PA0120979 on Surface Mining Permit No. 7973SM6. Eureka Stone Quarry, Inc., (P.O. Box 249, Chalfont, PA 18914), renewal of an NPDES Permit for a argillite quarry operation in Wrightstown Township, **Bucks County**, affecting 35.68 acres. Receiving stream: Mill Creek to Neshaminy Creek, classified for the following uses: warm water and migratory fishes. Application received: August 1, 2014.

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

The outfall(s) listed below discharge to Mill Creek to Neshaminy Creek.

| <i>Outfall No.</i> | <i>New Outfall Y/N</i> | <i>Type</i> |
|--------------------|------------------------|-----------------------------|
| 001 | No | Pit Sump/Sedimentation Pond |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instantaneous Maximum</i> |
|-------------------------------|----------------|---------------------------|--------------------------|----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Total Suspended Solids (mg/l) | 18.37 | 36.74 | 45.93 | |
| Total Dissolved Solids (mg/l) | | Monitor and Report | | |
| Discharge (MGD) | | .16 MGD | 4.65 MGD | |

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, draw-

ings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E35-465. Scranton Sewer Authority, 312 Adams Avenue, Scranton, PA 18503, in City of Scranton, Lackawanna County, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a new underground pump station and an above ground generator building. The generator building will be on piers that will elevate it above the 100-year floodplain elevation. The project is located along Richter Street approximately 300 feet from its intersection with Myrtle Street (Scranton, PA Quadrangle, Latitude: 41°24'22"; Longitude: -75°38'19").

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

E01-320: Plenary Walsh Keystone Partners, Butler Township, Adams County, U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to 1) construct and maintain a two-span pre-stressed concrete spread box beam bridge with a span of 172.0 feet, an out-to-out width of 42.00 feet, and an underclearance of 6.80 feet, all over Conewago Creek (CWF, MF), temporarily impacting 0.15 acre of Palustrine Emergent (PEM) wetland and 0.12 acre of floodway and permanently impacting 0.48 acre of PEM wetland, and 0.06 acre of floodway, and 2) relocate 117 linear foot of a UNT to Conewago Creek (WWF). All impacts are associated with the SR 0394 bridge replacement over Conewago Creek (Latitude 39°54'54.0"; Longitude -77°13'18.0") for the purpose of improving safety standards.

E01-318: Gettysburg Borough, 59 East High Street, Gettysburg, PA 17325 in Gettysburg Borough, Adams County, U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to remove existing structure and to install and maintain (1) 12-foot × 45-foot bridge over Stevens Run (WWF, MF) with scour protection and (2) one (1) 36-inch diameter outfall, one (1) 18-inch diameter outfall, and one (1) 15-inch diameter outfall to Stevens Run (WWF, MF) for the purpose of constructing a bike/walking trail. The project prosed 20 linear feet of stream impact, and 0.08 acre of permanent floodway

impact and 0.03 acre of temporary floodway impact. The project is located in Gettysburg Borough, Adams County (Latitude: 39° 49' 49.4"; Longitude: -77° 14' 15.1").

E67-928: PA Department of Transportation Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Dover and West Manchester Townships, York County, U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to (1) install and maintain a 132.0 ft. × 59.4 ft. two-span prestressed concrete bulb-tee bridge on the existing alignment over Little Conewago Creek (TSF, MF), (2) place R-6 riprap around the pier and R-8 riprap around the abutments for scour protection, (3) place R-4 riprap for bank stabilization within the floodway of Little Conewago Creek (TSF, MF), (4) install two temporary stormwater outfalls and two permanent stormwater outfalls and replace four stormwater pipes within the floodplain of Little Conewago Creek (TSF, MF), and (5) install a temporary rock causeway within the floodway of Little Conewago Creek (TSF, MF), all for the purpose of improving transportation safety and roadway standards. The project is located along SR 0074 Section 056 in Dover and West Manchester Townships, York County (Latitude: 39° 58' 50.4" N, Longitude: 76° 48' 24.5" W). The project proposes 78 linear ft. (0.04 ac.) of temporary impacts and 65 linear ft. (0.15 ac.) of permanent impacts to Little Conewago Creek. The project also proposes 0.11 ac. of temporary impacts and 0.12 ac. of permanent impacts to the floodway of Little Conewago Creek. Compensatory mitigation for wetland impacts is not required, since the project proposes 0.01 ac. of permanent PEM wetland impacts due to fill placement.

E28-386: Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275 in Letterkenny and Lurgan Townships, Franklin County, U.S. Army Corps of Engineers Baltimore District.

To remove the existing structure and to: 1) construct and maintain a pre-stressed concrete spread box beam bridge with a span of 83.00 feet, an out-to-out width of 40.00 feet, and an underclearance of 9.88 feet, all over the Conodoguinet Creek (WWF, MF), temporarily impacting; 0.02 acre of Palustrine Emergent (PEM) wetland, 0.03 acre of Palustrine Scrub Shrub (PSS) wetland, 0.05 acre of Palustrine Forested Wetland (PFO), 65 linear feet of stream (unnamed tributary to the Conodoguinet Creek), and 0.08 acre of floodway and permanently impacting; 0.01 acre of PSS wetland, 0.01 acre of PFO wetland, and 0.04 acre of floodway, and 2) relocate 99 linear feet of a UNT to Conodoguinet Creek (WWF, MF). All impacts are associated with the SR 0997 bridge replacement over Conodoguinet Creek (Latitude 40.0917; Longitude -77.6481) for the purpose of improving safety standards.

E31-235: The Pennsylvania State University, 139J Physical Plant Building, University Park, PA 16802 in Barree Township, Huntingdon County, U.S. Army Corps of Engineers Baltimore District.

To 1) construct and maintain a stream realignment of an Unnamed Tributary (UNT) to Herod Run (HQ-CWF, MF) which permanently impacts approximately 115 linear feet of stream channel, 0.27 acre of floodway of UNT to Herod Run and Herod Run (HQ-CWF, MF), permanently and temporarily impact approximately 0.01 acre of

Palustrine Forested (PFO) wetland, and which includes the installing and maintaining of a 27.0-foot long by 36.25-inch diameter RCP arch pipe depressed 6.0-inches within the proposed channel relocation of the UNT to Herod Run located along and across Bluelick Hollow Road within the Penn State Experimental Forest (Latitude: 40.631667N; Longitude: -77.886667W); 2) construct and maintain a stream realignment of an Unnamed Tributary (UNT) to Herod Run (HQ-CWF, MF) which permanently impacts approximately 146.0 linear feet of stream channel, 0.34 acre of floodway of UNT to Herod Run and Herod Run (HQ-CWF, MF), and which includes the installing and maintaining of a 39.0-foot long by 36.25-inch diameter RCP arch depressed 6.0-inches within the proposed channel relocation of the UNT to Herod Run located along and across Bluelick Hollow Road within the Penn State Experimental Forest (Latitude: 40.631994N; Longitude: -77.8875W); 3) remove an existing 20.0-foot long by 18.0-inch diameter CMP culvert and install and maintain a 20.0-foot long by 36.0-inch diameter RCP culvert depressed 12.0 inches with riprap scour protection, and remove accumulated sediment and gravel at the upstream end of the existing culvert, all in a UNT to Herod Run (HQ-CWF, MF), and impact approximately 0.05 acre of floodway of a UNT to Herod Run, all located along and adjacent to Bluelick Hollow Road in the Penn State Experimental Forest (Latitude: 40.65667N; Longitude: 77.88778W); 4) remove an existing 40.0-foot long by 24.0-inch diameter CMP culvert and install and maintain a 38.0-foot long by 40.0-inch diameter RCP arch pipe depressed 6.0-inches with minor stream channel realignments at the culvert inlet and outlet all in a UNT to Herod Run (HQ-CWF, MF), impact approximately 0.05 acre of floodway of UNT to Herod Run, and permanently impact approximately 0.01 acre of PFO wetland, and temporarily impact approximately 0.01 acre of PFO wetland, all located at the intersection of Forest Headquarters Lane and Barn Road in the Penn State Experimental Forest (Latitude: 40.623611N; Longitude: -77.883056W); and 5) remove an existing 42.0-foot long by 24.0-inch diameter CMP culvert and install and maintain a 42.0-foot long RCP arch pipe with a 40.0-inch by 65.0-inch opening depressed 6.0-inches all in a UNT to Herod Run (HQ-CWF, MF) located along and adjacent to Barn Road in the Penn State Experimental Forest (Latitude: 40.631944N; Longitude: -77.881994W); all for the purpose of replacing deteriorating structures and removing abrupt 90-degree bends in the stream channels to eliminate road maintenance from washout. The project is located north and south of State Route 305 along Bluelick, Barn Road and Forest Headquarters Road located within the Penn State Stone Valley Experimental Forest (Latitude 40.61696N; Longitude: -77.88233W) in Barree Township, Huntingdon County.

E67-924: Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd floor, Pittsburgh, PA 15275 in Lower Windsor & Windsor Townships, **York County**, U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to remove the existing structure and 1) to construct and maintain a 42.0-foot long by 53.0-foot wide prestressed concrete spread box beam bridge with an underclearance of approximately 10.5 feet across Kreutz Creek (WWF, MF), 2) to relocate 28 linear feet of an unnamed tributary to Kreutz Creek (WWF, MF) to accommodate the new bridge structure, and 3) to impact 0.05 acre of floodway of Kreutz Creek (WWF, MF), all for the purpose of replacing the existing structurally deficient bridge and improve roadway safety standards along SR 0124 in Lower Windsor Township and Windsor Township, York County (USGS Quadrangle: Red Lion, PA; Latitude: 39° 56' 23"; Longitude: -76° 29' 12").

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

E53-450. Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. SR 0449, Section A01, Bridge to Box Culvert Replacement Project, Ulysses Township, **Potter County**. USACOE Baltimore District (Galeton, PA Quadrangle Latitude: 41° 48' 46.00"; Longitude: 77° 47' 17.00").

The applicant is seeking authorization to remove an existing single span bridge and construct, operate and maintain single cell box culvert to carry SR 0449, Section A01, across Buckseller run. Chapter 93 Rules and Regulations designate Buckseller Run as High Quality Cold—Water Fishery, Migratory Fish. Wetlands identified within the project along Buckseller Run are given Exceptional Value protection through Chapter 105, § 105.17(1) (iii). The proposed box culvert will be pre-cast concrete minimally having a clear span of 14-feet and underclearance of 3-feet with 1-foot culvert depression. As proposed, SR 0449, Section A01, Bridge to Box Culvert Replacement Project will incur maximum 107-feet of temporary stream impact and 97-feet of permanent stream impact, whereas 0.08-acre of temporary wetland impact and 0.01-acre of permanent wetland impact will be incurred. The project is located along the eastern and western right-of-ways of SR 049 approximately 1.3-mile south of SR 1001 and SR 0449 intersection in Ulysses Township, Potter County. The Department has deemed 0.01-acre of reported Exceptional Value wetland impacts as de minus, for which replacement wetlands shall not be required for mitigation.

NOTICE WAS INCORRECTLY PUBLISHED AS PERMIT # E53-449 ON NOV. 5, 2016.

E19-314. Patricia & Stanley Bohenek, 1269B Scotch Valley Road, Bloomsburg, PA 17815. Bridge in Beaver Township, **Columbia County**, ACOE Baltimore District (Nuremberg, PA Quadrangle Lat: 40° 59' 17"; Long: -76° 14' 50").

Patricia & Stanley Bohenek has applied for a Small Projects—Joint Permit Application to construct, operate and maintain 20 feet of culvert pipe measuring 87 inches by 63 inches in Scotch Run in Beaver Township, Columbia County.

The project proposes to have the following impacts

| ID | Stream Name | Chapter 93 Classification | Temporary Impact area Length (LF) | Permanent Impact area Length (Sq Ft) | Latitude/Longitude |
|---------|-------------|---------------------------|-----------------------------------|--------------------------------------|-------------------------|
| Culvert | Scotch Run | CWF, MF | 0 | 500 | 40° 59' 17" 76° 14' 50" |

Proposed waterway impacts to 500 square feet.

The proposed construction will not permanently impact cultural or archaeological resources, National/State/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. Scotch Run is classified with a designated use of Cold Water Fishery (CWF).

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

E02-1746, West Ridge Christian Community Church, 100 Gorwood Drive, Coraopolis, PA 15108, Findlay Township, **Allegheny County**, Pittsburgh ACOE District.

The applicant is proposing to:

Place and maintain fill in 0.492 acre of the floodway of Montour Run (TSF) for the purpose of constructing a community park which includes a playground, restrooms, accessible walking trail, picnic pavilions & accessible parking lot on a 13.73 acre site in Findlay Township, Allegheny County. The project is located at the intersection of Cliff Mine Road and McClaren Road. (Oakdale Quadrangle, Latitude: 40°27'20.6", Longitude: -80°14'52.6"; Sub-basin: 20G; Pittsburgh Corps District).

E04-354, Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, Hopewell Township, **Beaver County**, Pittsburgh ACOE District.

The applicant is proposing to:

1.) Remove an existing single span, concrete bridge, and construct and maintain a replacement 16 LF-single span-concrete box culvert with a length 133 LF and a width of 16 LF over Tramp Mill Run (WWF) (aka Stream 1);

2.) Fill and relocate 56 LF of an Unnamed Tributary to Tramp Mill Run (aka Stream 2) under S.R. 3009 through an 18 in. concrete culvert;

For the purpose of replacing a structurally deficient bridge. The project is located near the intersection of SR 3009 (Kane Road) and Airport Road (Quadrangle: Aliquippa; Latitude: 40° 35' 39.9"; Longitude: -80° 16' 47.9") in Aliquippa Township, Beaver County. The project will cumulatively result in 190 linear feet of temporary impact and 189 linear feet of permanent impact stream impacts to Tramp Mill Creek and a UNT to Tramp Mill Creek.

E04-357, Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275, South Beaver Township, **Beaver County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Remove an existing 23' long by 27'-11" wide, single span, concrete encased steel I-beam bridge over Painters Run (HQ-CWF), with an under clearance of 2'-10";

2. Construct and maintain a replacement, 22' long by 4' box culvert over Painters Run, with an under clearance of 3';

3. Construct and maintain rock slope protection in the floodway on the upstream and downstream side of the aforementioned structure and associated improvements to the guiderails and approach roads;

4. Install an 18" pipe outfall in the floodway of Painters Run;

5. Place and maintain fill in 25 linear feet of an existing unnamed tributary to Painters Run (aka UNT-1) (HQ-CWF), and to construct and maintain 63 linear feet of new relocated channel;

6. Permanently place and maintain fill in a de minimus amount of PEM wetland (0.014 acre in Wetlands 1, 2 & 3);

7. Temporarily impact 0.102 acre of PEM Wetlands during construction. (Wetlands 1, 2, 3, 4 & 5)

For the purpose of replacing the existing structurally deficient structure over Painters Run. The project is located at State Route 0168, Segment 0500, Offset 1748, approximately 0.4 mile from the intersection between State Route 0168 and Louthan Road, in Darlington, PA 16115 (New Galilee USGS Topographic Quadrangle, Latitude: 40°47'2.70"; Longitude: -80°27'14.8"; Sub-basin: 20-B; Pittsburgh Corps District), in South Beaver Township, Beaver County. This project will impact approximately 124 linear feet of Painters Run and 25 linear feet of UNT to Painters Run.

E63-692, Pennsylvania Turnpike Commission, PO Box 67676 Harrisburg, PA 17057-7676, Cecil Township, **Washington County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Relocate and maintain 561 LF of an Unnamed Tributary (UNT) to McPherson Creek (aka UNT 1 to McPherson Creek) (WWF);

2. Construct and maintain a 76 LF extension of an existing 6' diameter culvert in a UNT to McPherson Creek (aka UNT 1 to Chartiers Creek) (WWF);

3. Relocate and maintain 98 LF of a UNT to Chartiers Creek (aka UNT 2 to Chartiers Creek) (WWF);

4. Relocate and maintain 13 LF of a UNT to Chartiers Creek (aka UNT 1 to Chartiers Creek) (WWF);

5. Replace and maintain an existing 71.5' x 2.5' culvert with a 112' x 2.5' culvert and riprap apron in a UNT to McPherson Creek (aka UNT 5 to McPherson Creek) (WWF);

6. Place and maintain fill in 13 LF of a UNT to McPherson Creek (aka C2-2-UNTF) (WWF);

7. Place and maintain fill in 21 LF of a UNT to McPherson Creek (aka C2-2-UNTE) (WWF);

8. Place and maintain fill in 181 LF of a UNT to McPherson Creek (aka C2-2-UNTD) (WWF);

9. Place and maintain fill in 50 LF of a UNT to UNT to McPherson Creek (aka C2-1-UNTM) (WWF);

10. Place and maintain fill in 148 LF of a UNT to Chartiers Creek (aka Ephemeral 2) (WWF);

11. Place and maintain fill in 112 LF of a UNT to McPherson Creek (aka Ephemeral 3) (WWF);

12. Place and maintain fill in 96 LF of a UNT to McPherson Creek (aka Ephemeral 4) (WWF);

13. Place and maintain fill in 0.11 acre of PEM and PFO wetlands in the Chartiers Creek and McPherson Creek watersheds (WWF);

14. Install and maintain road associated stormwater facilities and outfalls in the Chartiers Creek and McPherson Creek Watersheds (WWF).

In association with reconstructing/realigning Morganza Road (SR 1009), Morgan Road (T-871, and Baker Road (T-787) in association with construction of a new section of the Pennsylvania Turnpike, as a component of the

overall construction of a new 13.3 mile section (aka The Southern Beltway Project) of the Pennsylvania Turnpike, between U.S Route 22, and Interstate 79 (a.k.a. The Southern Beltway project). The structures and activities requiring authorization for Section 55C2-2 in Cecil Township, Washington County (Canonsburg, PA Quadrangle; starting at Latitude: 40° 18' 40" Longitude: -80° 8' 57" will permanently impact a total of approximately 1,768 linear feet (LF) of various watercourses, 0.11 acre of wetland, and temporarily impact a total of approximately 1,129 LF of various watercourses and 0.004 acre of PEM wetland.

To compensate for the watercourse impacts associated with Section 55C2-2 of the Southern Beltway Project, the stream mitigation plan includes the reconstruction, rehabilitation, and enhancement of approximately 841 LF of various tributaries in the Buck Run watershed, in Donegal Township, Washington County (West Middletown, PA Quadrangle; Latitude: 40° 8' 34" Longitude: -80° 25' 10"). Although final plans for future projects are not available, the applicant estimates that the aforementioned future subprojects and the current project will permanently affect a cumulative total of approximately 7.455 acres wetlands. As compensation for these wetland impacts, the applicant will construct approximately 8.3 acres of wetlands, at a site approximately 0.5 mile west of the intersection of S.R. 18, and Joffre Bulger Road, in Smith Township, Washington County (Clinton, PA Quadrangle; Latitude: 40° 23' 16" Longitude: -80° 22' 24").

E65-985, ADESA Pennsylvania, LLC, 13085 Hamilton Crossing Blvd. Carmel, IN 46032, Hempfield Township, **Westmoreland County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Place and maintain fill in 897 linear feet of UNT to Sewickley Creek (WWF); construct and maintain a 1,710 linear foot replacement channel on site;

2. Place and maintain fill in 0.55 acre of PEM wetlands; construct and maintain a replacement 0.55 acre of PEM wetlands on site;

For the purpose of constructing a new ADESA auto auction facility and vehicle storage area. The project is located on Hunker-Waltz Mill Road approximately 0.75 mile from the intersection between Hunker-Waltz Mill Road and Broadview Road, in Hempfield, PA 15679 (Smithton USGS Topographic Quadrangle, Latitude: 40° 12' 58"; Longitude: -79° 38' 36"; Sub-basin 19-D; Pittsburgh Corps District) in Hempfield Township, Westmoreland County. This project will permanently impact 897 linear feet of UNT to Sewickley Creek and 0.55 acre of PEM wetlands.

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

E10-502, Future Development Group, L.P., 1272 Mars Evans City Road, Evans City, PA 16033. Brookview Farms Residential Development, in Jackson Township, **Butler County**, ACOE Pittsburgh District (Evans City, PA Quadrangle N: 40°, 46', 29"; W: 80°, 07', 11").

To construct a 78 lot residential development including all associated grading, utilities, roadways, and stormwater management facilities. Project impacts include roadway and utility crossings of 2 tributaries to Glade Run and associated wetlands. The first utilizes a 20 ft wide by 5 ft high by 48 ft long Conspan pre-cast concrete arch culvert over the tributary and seven 24 inch culverts in the adjacent wetland; the second involves installation of a 30 inch diameter by 30 ft long culvert in

the stream. The proposed crossings will result in permanent impacts to 192 LF of stream channel and 0.19 acre of wetland. The extension of the waterline to service this development will require an additional wetland crossing resulting in temporary impacts to 0.03 acre of wetland. The applicant proposes to create 0.32 acre of wetland onsite as mitigation project impacts.

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

E5829-114: Bridgewater Township, Williams Field Services Company, LLC; Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275; Bridgewater Township, **Susquehanna County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 4,268 square feet (0.10 acre) of floodway to an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 47' 13", Longitude: -75° 52' 51"),

2) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,540 square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 12", Longitude: -75° 52' 52"),

3) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,628 square feet (0.04 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 10", Longitude: -75° 52' 57"),

4) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 591 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 13", Longitude: -75° 53' 22"),

5) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 6,539 square feet (0.15 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 04", Longitude: -75° 53' 28"),

6) a 16 inch diameter steel natural gas pipeline impacting 621 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 02", Longitude: -75° 53' 28"),

7) a temporary timber mat crossing impacting 867 square feet (0.02 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 01", Longitude: -75° 53' 27"),

8) a temporary timber mat crossing impacting 359 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 59", Longitude: -75° 53' 32"),

9) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 569 square feet (0.01 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 00", Longitude: -75° 53' 32"),

10) a 16 inch diameter steel natural gas pipeline and temporary timber bridge crossing impacting 55 lineal feet of an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 46' 59", Longitude: -75° 53' 33"),

11) a temporary timber mat crossing impacting 1,636 square feet (0.04 acre) of floodway to an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 47' 00", Longitude: -75° 53' 32"),

12) a temporary timber mat crossing impacting 2,399 square feet (0.06 acre) of floodway to an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 46' 56", Longitude: -75° 53' 38"),

13) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 3,458 square feet (0.08 acre) of floodway to an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 46' 55", Longitude: -75° 53' 38"),

14) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,103 square feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 55", Longitude: -75° 53' 39"),

15) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 2,394 square feet (0.05 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 50", Longitude: -75° 53' 40"),

16) a temporary timber mat crossing impacting 3,115 square feet (0.07 acre) of floodway to an unnamed tributary of Meshoppen Creek (CWF, MF) (Montrose West, PA Quadrangle; Latitude: 41° 46' 50", Longitude: -75° 53' 45"),

17) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 2,698 square feet (0.06 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 50", Longitude: -75° 53' 46"),

18) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 30,594 square feet (0.70 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 50", Longitude: -75° 53' 48"),

19) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 26,318 square feet (0.60 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 46' 51", Longitude: -75° 54' 26"),

20) a 16 inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,144 square

feet (0.03 acre) of a palustrine emergent wetlands (PEM) (Montrose West, PA Quadrangle; Latitude: 41° 47' 00", Longitude: -75° 54' 35").

The Cantone Pipeline project consists of constructing approximately 2.60 miles of new 16" steel natural gas gathering line located in Bridgewater Townships, Susquehanna County. The project will result in 55 lineal feet of temporary stream impacts, 14,875 square feet (0.34 acre) of floodway only impacts, and 76,965 square feet (1.77 acre) of temporary wetlands impacts all for the purpose of providing safe reliable conveyance of Marcellus Shale natural gas to market.

E5329-013: JKLM Energy, LLC, 2200 Georgetown Drive, Suite 500, Sewickley, PA 15143, Summit & Sweden Townships, **Potter County**, ACOE Baltimore District.

To construct, operate and maintain the Sweden Valley Pipeline Connector Project, which consists of two (2) twelve-inch (12") diameter steel natural gas pipeline, with the following impacts:

1. 44.0 linear feet of a UNT to Nelson Run (HQ-CWF) and 1,564 square feet of permanent impacts to Exceptional Value (EV) Palustrine Forested (PFO) Wetlands via open cut trenching and a temporary road crossing (Ayers Hill, PA Quadrangle, Latitude: N41°44'01.18", Longitude: W77°53'56.69");

2. 46.0 linear feet of a UNT to Nelson Run (HQ-CWF) and 275 square feet of permanent impacts to Exceptional Value (EV) Palustrine Forested (PFO) Wetlands via open cut trenching and a temporary road crossing (Ayers Hill, PA Quadrangle, Latitude: N41°44'18.51", Longitude: W77°54'41.65");

3. 236 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands for a temporary access road crossing (Ayers Hill, PA Quadrangle, Latitude: N41°44'46.28", Longitude: W77°54'05.72"); and

4. 300 square feet of temporary impacts to Exceptional Value (EV) Palustrine Emergent (PEM) Wetlands for a temporary access road crossing (Ayers Hill, PA Quadrangle, Latitude: N41°44'48.41", Longitude: W77°53'52.01").

The project will result in 90.0 linear feet of temporary stream impacts, 1,839 square feet (0.04 acre) of permanent EV PFO wetland impacts, and 536 square feet (0.01 acre) of temporary EV PEM wetland impacts, all for the purpose of installing a natural gas gathering line and associated access roadways for Marcellus shale development.

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 |

| <i>Location</i> | <i>Permit Authority</i> | <i>Application Type or Category</i> |
|-----------------|-------------------------|--|
| 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

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-------------------------|--|-----------------------------------|------------------------------------|------------------------|
| PA0252654 (Sewage) | Yough Sanitary Authority WWTP P O Box 9 Dawson, PA 15428 | Fayette County Dunbar Township | Dickerson Run (19-D) | Yes |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N?</i> |
|-------------------------|---|---|---|------------------------|
| PA0056537 | Highway Materials, Inc. 1750 Walton Road Blue Bell, PA 19422-0465 | Chester County East Whiteland Township | Unnamed Tributary to Valley Creek 3-F | Y |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N?</i> |
|-------------------------|---|--------------------------------------|----------------------------------|------------------------|
| PA0239593 (Sewage) | Matthew W Boyd SRSTP 7351 Williams Road North East, PA 16428-4861 | Erie County North East Township | Twelvemile Creek (15-A) | Yes |
| PA0028371 (Sewage) | Youngsville Borough STP 40 Railroad Street Youngsville, PA 16371 | Warren County Youngsville Borough | Brokenstraw Creek (16-B) | Yes |
| PA0104469 (Sewage) | Kasgro Rail Rundle Road Plant 121 Rundle Road New Castle, PA 16102-1913 | Lawrence County Taylor Township | Shenango River (20-A) | No |

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

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

NPDES Permit No. PA0021113, Sewage, SIC Code 4952, **Glassport Borough**, 440 Monongahela Avenue, Glassport, PA 15045.

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

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

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

NPDES Permit No. PA0026794, Sewage, **Borough of Conshohocken Authority**, 601 East Elm Street, Conshohocken, PA 19428.

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

Description of Action/Activity: To discharge from a facility known as Conshohocken Borough STP to Schuylkill River in Watershed(s) 3-F.

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

NPDES Permit No. PA0023469-A1, Sewage, SIC Code 4952, **Central Wayne Regional Authority**, 574 Bucks Cove Road, Honesdale, PA 18431.

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

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

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

NPDES Permit No. 0265951, Industrial Waste, **Old Dominion Electric Cooperative**, 4201 Dominion Blvd., Glen Allen, VA 23060-6149.

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

Description of Proposed Action/Activity: Seeking approval for the amendment of NPDES permit for discharge of treated Industrial wastewater.

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

NPDES Permit No. PA0264644, Sewage, SIC Code 8800, **Libby Lauffenburger**, 2867 Cobham Park Road, Warren, PA 16365.

This proposed facility is located in Glade Township, **Warren County**.

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

NPDES Permit No. PA0026832, Sewage, SIC Code 4952, **Ellwood City Lawrence County**, 525 Lawrence Avenue, Ellwood City, PA 16117-1927.

This existing facility is located in Ellwood City Borough, **Lawrence County**.

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

III. QM 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. WQG02461606, Sewage, **Limerick Township**, 646 West Ridge Pike, Limerick, PA 19468.

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

Description of Action/Activity: Construction and operation of a sewer extension and the Sankey Pump Station and force main.

WQM Permit No. 4616404, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010.

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

Description of Action/Activity: Construction and operation of a gravity sanitary sewer and the upgrade to an existing sewage pump station and force main.

Northcentral Regional Office: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448. Phone: 570.327.3636.

WQM Permit No. 1984406 A-1, Sewage, SIC Code 4952, **Patriot Treatment Plant Inc.**, 6009 Columbia Boulevard, Bloomsburg, PA 17815-8800.

This existing facility is located in South Centre Township, **Columbia County**.

Description of Proposed Action/Activity: Installation of tablet feed dechlorinator to an existing treatment facility.

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

WQM Permit No. 2769401 A-1, Sewage, **PA DCNR**, PO Box 120, Cooksburg, PA 16217-0120.

This existing facility is located in Barnett Township, **Forest County**.

Description of Proposed Action/Activity: Amendment to remove existing communitor and 2 existing centrifugal pumps and replace them with a waste basket and 2 submersible pumps.

WQM Permit No. 6216403, Sewage, **Libby Lauffenburger**, 2867 Cobham Park Road, Warren, PA 16365.

This proposed facility is located in Glade Township, **Warren County**.

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

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

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---|---|
| PAI025815003 | Hop Bottom Energy, LLC 6051 Wallace Road Ext. Suite 100 Wexford, PA 15090 | Susquehanna | Lenox Township | Millard Creek (CWF, MF) Tower Branch (CWF, MF) EV Wetlands |
| PAI025816001 | Wrighter Energy, LLC 6051 Wallace Road Ext Suite 100 Wexford, PA 15090 | Susquehanna | Thompson Township | South Branch Canawacta Creek (CWF, MF) UNT's to South Branch Canawacta Creek (CWF, MF) EV Wetlands |
| PAI024816008 | W.W. Transport, Inc. c/o Mr. Kyle Weuve P.O. Box 535 701 East Mount Pleasant Street West Burlington, IA 52655 | Northampton | Forks Township | Bushkill Creek (HQ-CWF, MF) |
| PAI024814009(1) | Ungerer & Company c/o Mr. Kenneth G. Voorhees, Jr. 4 Bridgewater Lane Lincoln Park, NJ 07035-1439 | Northampton | Hanover Township | Monocacy Creek (HQ-CWF, MF) |
| PAI025816002 | Scott Andre 17150 State Route 706 Montrose, PA 18801 | Susquehanna | Bridgewater Township | Snake Creek (CWF, MF) UNT to Snake Creek (CWF, MF) |
| PAI024516006 | Margaret & Christopher Kinsley 149 Kinsley Lane East Stroudsburg, PA 18301 | Monroe | Pocono Township | Bulgers Run (HQ-CWF, MF) Cranberry Creek (HQ-CWF, MF) |
| PAI024816011 | Green Knight Economic Development Corporation c/o Mr. Peter Albanese 2147 Pen Argyl Road Pen Argyl, PA 18072 | Northampton | Bushkill Township, Plainfield Township & Wind Gap Borough | UNT to Little Bushkill Creek (HQ-CWF, MF) |

Individual Permit Type—PAD

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|----------------|-----------------------|--------------------------------------|
| PAD680001 | Attention: Patrick M. Webb Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800 | Clinton County | East Keating Township | Camp Run, HQ-CWF Rock Run, HQ-CWF |

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

The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

List of NPDES and/or Other General Permit Types

| | |
|-------|---|
| PAG-1 | General Permit for Discharges from Stripper Oil Well Facilities |
| PAG-2 | General Permit for Discharges of Stormwater Associated With Construction Activities |
| PAG-3 | General Permit for Discharges of Stormwater From Industrial Activities |
| PAG-4 | General Permit for Discharges from Small Flow Treatment Facilities |

| | |
|-------------|---|
| PAG-5 | General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems |
| PAG-6 | General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO) |
| PAG-7 | General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application |
| PAG-8 | General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site |
| PAG-8 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage |
| PAG-9 | General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site |
| PAG-9 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage |
| PAG-10 | General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines |
| PAG-11 | General Permit for Discharges from Aquatic Animal Production Facilities |
| PAG-12 | Concentrated Animal Feeding Operations (CAFOs) |
| PAG-13 | Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) |
| PAG-14 | (To Be Announced) |
| PAG-15 | General Permit for Discharges from the Application of Pesticides |

General Permit Type—PAG-02

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

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|---|--|
| Upper Moreland Township Montgomery County | PAG02004616048 | BPG Office VI Maryland Ave LP The Buccini/Polling Group 322 A Street Suite 300 Wilmington, DE 19801 | Tributary 02460 to Pennypack Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Limerick Township Montgomery County | PAG02004616051 | Mid Atlantic Sports Construction 1000 Conshohocken Road Conshohocken, PA 19428 | Mingo Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Limerick Township Montgomery County | PAG02004616082 | Greg L. Beese 198 School Road Scwensville, PA 19473 | Unnamed Tributary to Mine Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Concord Township Chadds Ford Township Delaware County | PAG02002316008 | Concordville Realty, LLC P.O. Box 188 Route 202 Concordville, PA 19331 | Webb Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Concord Township Delaware County | PAG02002316021 | Metro Storage Chadds Ford, LLC 13528 West Boulton Boulevard Lake Forest, IL 60045 | Brandywine Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |

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

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|--|--|
| Wilkes-Barre Township Luzerne County | PAG02004016020 | Colors Hospitality LLC 45 River Road Flemington, NJ 08822 | UNT to Susquehanna River (CWF, MF) | Luzerne Conservation District 570-674-7991 |

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|--|---|--|---|
| Muncy Creek Twp Lycoming Cnty | PAC410003 | Dan Wallace J.C. Bar Development 415 Fallowfield Rd Suite 301 Camp Hill, PA 17011 | Muncy Creek—TSF | Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003 |
| Borough of Northumberland Northumberland Cnty | PAC490006 Formerly: PAG02004916013 | Penn DOT, District 3-0 Attn: Chris Neidig, E.I.T. 715 Jordan Avenue Montoursville, PA 17754-0218 | UNT to Susquehanna River—WWF, MF | Northumberland County Conservation District 441 Plum Creek Rd Sunbury, PA 17801 (570) 286-7114 ext. 4 |

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

| <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> |
|---|-------------------|--|----------------------------|---|
| Midland Borough | PAC040004 | Champion, Inc. 180 Traders Mine Road P.O. Box 180 Iron Mountain, MI 49801 | Ohio River (WWF) | Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701 |

General Permit Type—PAG-03

| <i>Facility Location Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|---|
| Charleroi Borough Washington County | PAG036144 | Rts Pkg LLC PO Box 116 Charleroi, PA 15022 | Monongahela River—19-C | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |
| City of Philadelphia Philadelphia County | PAR120003 | Bottling Group LLC 11701 Roosevelt Blvd Philadelphia, PA 19154 | Unnamed Tributary to Walton Run 3-J | DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970 |
| Falls Township Bucks County | PAG030056 | CSC Sugar, LLC 200 Rock Run Road Fairless Hills, PA 19030 | Rock Run 2-E | DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970 |
| Hatfield Township Montgomery County | PAR900009 | Republic Environmental Systems (Pennsylvania) LLC 2869 Sandstone Drive Hatfield, PA 19440 | Unnamed Tributary to West Branch Neshaminy Creek 2-F | DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970 |

General Permit Type—PAG-10

*Facility Location
Municipality &
County*

Permit No.

*Applicant Name &
Address*

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Bridgewater
Township
Susquehanna County

PAG102344

Williams Field Service Co. LLC
Park Place Corp Center 2
2000 Commerce Drive
Pittsburgh, PA 15275-1026

Unnamed Tributary
of Meshoppen Creek,
Unnamed Tributary
to Meshoppen Creek,
and South Branch
Wyalusing Creek—
4-D and 4-G

DEP Northeast
Regional Office
Clean Water Program
2 Public Square
Wilkes-Barre, PA
18701-1915
570.826.2511

North Annville/
Lebanon County

PAG103573

UGI Utilities Inc.
2525 N 12th Street
Suite 360
PO Box 12677
Reading, PA 19612-2677

Unnamed Tributary
to Quittapahilla
Creek/TSF & MF
and Unnamed
Tributary of Swatara
Creek/WWF & MF

DEP—SCRO—Clean
Water Program
909 Elmerton Avenue
Harrisburg, PA 17110
717-705-4707

Upper Allen
Township/
Cumberland

PAG103572

UGI Utilities Inc.
2525 N 12th Street
Suite 360
PO Box 12677
Reading, PA 19612-2677

Mechanicsburg
Reinforcement Phase
II Project in Upper
Allen Twp,
Cumberland to
Trindle Spring Run
in Watershed(s)
7-B/CWF and MF

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

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

Operations Permit # 1516523 issued to: **Westtown School**, 975 Westtown Road, West Chester, PA 19382, [(PWSID)] Westtown Township, **Chester County** on November 18, 2016 for the operation of Corrosion Control Feed Equipment for injection of Potassium Orthophosphate Blend facilities approved under construction permit # 1511511.

Permit No. 1516519, Minor Amendment. Public Water Supply.

| | |
|----------------------------|--|
| Applicant | Pennsylvania American Water Company 800 West Hershey Park Drive Hershey, PA 17033 |
| Township | East Pikeland |
| County | Chester |
| Type of Facility | PWS |
| Consulting Engineer | Evans Mill Environmental, LLC P.O. Box 735 Uwchland, PA 19480 |
| Permit to Construct Issued | November 29, 2016 |

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

PWS Permit No. 6616503MA, Public Water Supply.

| | |
|-----------------------|--|
| Applicant | Meshoppen Borough Water Company P.O. Box 237 Meshoppen, PA 18630-0255 |
| [Township or Borough] | Meshoppen Borough Wyoming County |
| Responsible Official | Bruce Marshall, Mayor P.O. Box 237 Meshoppen, PA 18630-0255 |
| Type of Facility | PWS |

Consulting Engineer Fredrick E. Ebert, PE
Ebert Engineering, Inc.
4092 Skippack Pike
Suite 202
P.O. Box 540
Skippack, PA 19474

Permit Issued Date 10/27/2016

Permit No. 2400108, Public Water Supply.

Applicant **Aqua PA, Inc.**
1 Aqua Way
White Haven, PA 18661

[Township or Borough] White Haven Borough
Luzerne County

Responsible Official Patrick R. Burke, PE
Aqua PA, Inc.
204 E. Sunbury Street
Shamokin, PA 17872

Type of Facility PWS

Consulting Engineer Jonathan Morris, PE
GHD
1240 North Mountain Road
Harrisburg, PA 17112
(717) 541-0622

Operation Permit Issued Date 11/26/2016

Permit No. 3916503, **Construction Permit**, Public Water Supply.

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

Municipality Upper Macungie Township

County **Lehigh County**

Type of Facility PWS

Consulting Engineer Mr. Edward E. Davis Sr., P.E.
Miller Brothers Construction, Inc.
950 East Main Street
Schuylkill Haven, PA 17972

Permit Issued Date 11/09/2016

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

Permit No. 0116504, Public Water Supply.

Applicant **New Oxford MHC, LLC**

Municipality Mt. Pleasant Township

County **Adams**

Responsible Official Joseph R. Weber, Chief
Operating Officer
9033 Nemo Street
West Hollywood, CA 90069

Type of Facility Construction of Well No. 6 as a
new source of supply. Addition of
a blended phosphate for
manganese sequestration.

Consulting Engineer N Peter Fleszar, P.E.
Glace Associates, Inc.
3705 Trindle Road
Camp Hill, PA 17011

Permit to Construct 12/1/2016
Issued

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

Permit No. 4716501-MA—Construction—Public Water Supply.

Applicant **Danville Municipal Authority**

Township/Borough Danville Borough

County **Montour**

Responsible Official Richard Johns, Chairman
Danville Municipal Authority
12 W. Market Street
P.O. Box 179
Danville, PA 17821

Type of Facility Public Water Supply

Consulting Engineer David E. Marks
Gannett Fleming, Inc.
P.O. Box 67100
Harrisburg, PA 17106

Permit Issued December 2, 2016

Description of Action Rehabilitation of two water
treatment plant solids contact
clarifier units.

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

Operations Permit issued to: **Borough of Tarentum**, 318 East 2nd Avenue, Tarentum, PA 15084, (**PWSID # 5020055**), Tarentum Borough, **Allegheny County** on December 5, 2016 for the operation of facilities approved under Construction Permit # 0216510MA.

Operations Permit issued to: **Pittsburgh Water & Sewer Authority**, Penn Liberty Plaza I, 1200 Penn Avenue, Pittsburgh, PA 15222, (**PWSID # 5020038**), Borough of Millvale, **Allegheny County** on December 5, 2016 for the operation of facilities approved under Construction Permit # 0216520MA.

Operations Permit issued to: **Pittsburgh Water & Sewer Authority**, Penn Liberty Plaza I, 1200 Penn Avenue, Pittsburgh, PA 15222, (**PWSID # 5020038**), City of Pittsburgh, **Allegheny County** on November 30, 2016 for the operation of facilities approved under Construction Permit # 0216543MA.

Operations Permit issued to: **Southwestern Cambria County Water Authority**, 79 Vogel Street, Johnstown, PA 15902, (**PWSID # 4110041**), Conemaugh Township, **Cambria County** on December 1, 2016 for the operation of facilities approved under Construction Permit # 1115505MA.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**), Dunbar Township, **Fayette County** on December 5, 2016 for the operation of facilities approved under Construction Permit # 2615515.

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

Operation Permit issued to **The Summit School, Inc.**, **PWSID No. 5100121**, Summit Township, **Butler County**. Permit Number 1016502-C issued December 1, 2016 for the operation of the Corrosion Control Inhibitor

facility. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on October 12, 2016.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

For further information concerning plans or reports, contact the environmental cleanup program manager in the Department regional office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate regional office. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Peterson Property, 181 west Central Avenue, East Bangor Borough, **Northampton County**. Mobile Environmental Analytical, Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Griffin Bros. Fuel, 989 Pennsylvania Avenue, Pen Argyl, PA 18072, submitted a Final Report concerning remediation of site soils contaminated with tert-Butyl-Methyl-Ether, Benzene, Toluene, Ethylbenzene, Cumene, 1,3,5-Trimethylbenzene, 1,2,4-Trimethylbenzene, and Naphthalene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

Supreme Corp. Inc./Former Sterling Packaging, 24900 State Road 72, Jonestown, PA 17038, Union Township, **Lebanon County**. TecServ Environmental, Inc., 1911 Clover Road Suite 10, Mishawaka, IN 46545, on behalf of Supreme Corporation, 411 Jonestown Road, Jonestown, PA 17038, submitted Final Report concerning remediation of site soils and groundwater contaminated with chlorinated solvents and petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Site Specific Standard.

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

Family Practice Center, PC Lower Mahanoy Township, **Northumberland County**. Molesevich Environmental, LLC, P O Box 654, Lewisburg, PA 17837, on behalf of Family Practice Center, PC, 3040 North Susquehanna Trail, P O Box 129, Shamokin Dam, PA 17876, has submitted a Combined Remedial Investigation Report/Final Report concerning remediation of site soil contaminated with Fuel Oil. The combined report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Punxsutawney Tile & Glass, 220 Lane Avenue, Punxsutawney Borough, **Jefferson County**. Mavickar Environmental Consultants, 5925 Stevenson Avenue, Suite A, on behalf of Punxsutawney Tile & Glass, 220 Lane Avenue, Punxsutawney, PA 15767, submitted a Final Report concerning the remediation of site soil contaminated with cadmium, silver, and selenium. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

CamTran Facility, 300 Maple Avenue, City of Johnstown, **Cambria County**. Michael Baker International, Inc., 4431 North Front Street, 2nd Floor, Harrisburg, PA 17110 on behalf of Cambria County Transit Authority, 502 Maple Avenue, Johnstown, PA 15901 has submitted a Final Report concerning the remediation of site soils and groundwater contaminated with heavy metals and semi-volatile organic compounds. The Final Report is intended to document remediation of the site to meet the Site Specific standard. Notice of the Final Report was published in the *Tribune-Democrat* on November 7, 2016.

Former Glassport Rail Yard (former P&LE Railroad Maintenance Buildings and Yard), between Fifth Street and Third Street to the immediate east of the CSX Railroad ROW, Borough of Glassport, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of Borough of Glassport, 440 Monongahela Ave, Glassport, PA 15045 has submitted a Final Report concerning site soils contaminated with manganese, benzidine, and tetrachloroethane, and groundwater contaminated with naphthalene, arsenic, and manganese. The Final Report is intended to document remediation of the site to meet the Site-Specific standard. Notice of the Final Report was published in the *Tribune-Review* on October 31, 2016.

Former Hercules Inc. Clairton Site, 120 State Street, City of Clairton, **Allegheny County**. EHS Sup-

port, LLC, 2045 W. Haddone Avenue, Chicago, IL 60622 on behalf of Hercules, LLC, 5200 Blazer Parkway, DA-5, Dublin, OH 43017 has submitted a Final Report concerning site soils and groundwater contaminated with metals, volatile and semi-volatile organic compounds (VOCs & SVOCs) and polychlorinated biphenyls (PCBs). The Final Report is intended to document remediation of the site to meet the Statewide Health standard for soil and a Site Specific standard for groundwater based on non-residential use assumptions. Notice of the Final Report was published in the *Pittsburgh Post-Gazette* on November 9, 2016.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department regional office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative form, contact the community relations coordinator at the

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

The Department has received the following plans and reports:

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

Hospital Central Services, Inc., 2139 and 2171 28th Street SW, Allentown City, **Lehigh County**. Leidos, Inc., 6310 Allentown Boulevard, Harrisburg, PA 17112 on behalf of Air Products and Chemicals, Inc., 7201 Hamilton Boulevard, Allentown, PA 18195, submitted a Final Report concerning the remediation of site groundwater contaminated with Tetrachloroethene, Trichloroethene, 1,1-Dichloroethene, cis/trans-1,2-Dichloroethene, 1,2-Dichloroethane, 1,1,1-Trichloroethane. The Final Report demonstrated attainment of the Background Standard, and was approved by the Department on November 30, 2016.

Tennessee Gas Pipeline Compressor Station 321, 124 Tennessee Gas Road, Clifford Township, **Susquehanna County**. Environmental Standards, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482, on behalf of Kinder Morgan, Inc., 1211 Greenville Mercer Road, Mercer, PA 16137, submitted a Final Report concerning the remediation of site groundwater contaminated with benzene, 1,2-dibromoethane, 1,2-dichloroethane, ethylbenzene, isopropylbenzene, lead, methyl tert-butyl ether, naphthalene, toluene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, and xylenes. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on November 29, 2016.

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

PennDOT Lewisburg Maint Garage Cleanup, East Buffalo Township, **Union County**. Dewberry Engineers, Inc., 600 Parsippany Road, Suite 301, Parsippany, NJ 07054 on behalf of Pennsylvania Department of Transportation, 715 Jordan Avenue, Montoursville, PA 17754 has submitted a Final report concerning remediation of site soil and groundwater contaminated with hydraulic fluid. The Final report failed to demonstrate attainment of the Statewide Health Standard and was disapproved by the Department on November 30, 2016.

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

Punxsutawney Tile & Glass, 220 Lane Avenue, Punxsutawney Borough, **Jefferson County**. Mavickar Environmental Consultants, 5925 Stevenson Avenue, Suite A, on behalf of Punxsutawney Tile & Glass, 220 Lane Avenue, Punxsutawney, PA 15767, submitted a Final Report concerning the remediation of site soil contaminated with cadmium. The Report was disapproved by the Department on October 27, 2016.

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

Zimmer-Naef Property, 98 Millers Gap Road, Enola, PA 17025, Silver Spring Township, **Cumberland County**. Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Carrie Zimmer-Naef and Hans Peter Naef, 98 Millers Gap Road, Enola, PA 17025, Scott and Margaret Evans, 80 Millers Gap Road, Enola,

PA 17025, and Andrew and Palma Deen, 78 Millers Gap Road, Enola, PA 17025, submitted Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on November 30, 2016.

Walker Elementary School, 7864 William Penn Highway, Mifflintown, PA 17059, Walker Township, **Juniata County**. P. Joseph Lehman, Inc., 117 Old Farm Office Road, Suite 113, Duncansville, PA 16635, on behalf of Juniata County School District, 7864 William Penn Highway, Mifflintown, PA 17059, submitted a Remedial Investigation Report concerning remediation of site groundwater contaminated with No. 2 fuel oil. The Report was approved by the Department on December 1, 2016.

Metropolitan Edison Company North Hanover Substation, Radio Road West of High Street, Hanover, PA 17332, Conewago Township, **Adams County**. Ramboll Environmental, 4350 North Fairfax Drive, Suite 300, Arlington, VA 22203, on behalf of Miller Chemical & Fertilizer, LLC, 120 Radio Road, Hanover, PA 17332, and FirstEnergy Corporation, P.O. Box 16001, Reading, PA 19612, submitted a Final Report concerning remediation of site soils contaminated with inorganics. The Final Report demonstrated attainment of the Non-Residential Statewide Health Standard, and was approved by the Department on December 1, 2016.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

Central Office: Bureau of Land Recycling and Waste Management, Division of Hazardous Waste Management, PO Box 69170, Harrisburg, PA 17106-9170.

Hazardous Waste Transporter License Reissued

Bed Rock, Inc. dba TSMTCO, 8141 East 7th Street, Joplin, MO 64801. License No. PA-AH 0697. Effective Nov 30, 2016.

Ross Transportation Services, Inc., 36790 Giles Road, Grafton, OH 44044. License No. PA-AH 0133. Effective Dec 01, 2016.

US Environmental, Inc., 409 Boot Road, Downingtown, PA 19335. License No. PA-AH 0675. Effective Dec 01, 2016.

New Applications Received

Brook Ledge Inc., P.O. Box 56, Oley, PA 19547. License No. PA-AH 0855. Effective Nov 19, 2016.

RSB Logistic Inc., 219 Cardinal Crescent, Saskatoon, SK S7L7K8. License No. PA-AH 0854. Effective Nov 21, 2016.

Renewal Applications Received

Dart Trucking Company, Inc., PO Box 157, North Lima, OH 44452. License No. PA-AH 0219. Effective Dec 06, 2016.

Lancaster Oil Company dba Environmental Recovery Corporation of Pennsylvania, 1076 Old Manheim Pike, Lancaster, PA 17601. License No. PA-AH 0679. Effective Dec 05, 2016.

US Environmental, Inc., 409 Boot Road, Downingtown, PA 19335. License No. PA-AH 0675. Effective Nov 23, 2016.

RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit No. WMGR123SW010. Greene County Water Treatment, LLC, 401 Jefferson Road, Waynesburg, PA 15370. A modification of a general permit registration to add additional processing units at an existing treatment facility for the processing and beneficial use of oil and gas liquid waste to be used as a water supply to develop or hydraulically fracture an oil or gas well in Franklin Township, **Greene County** was issued by the Regional Office on December 6, 2016.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits renewed under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit No. 101611 Berks Transfer, Inc., 59 Willow Creek Road Reading, PA 19612-2706 located in Ontelaunee Township, **Berks County**. The permit for Berks Transfer, Inc. which expires on March 11, 2017, was renewed until March 11, 2027. The permit renewal was issued on December 6, 2016 for Solid Waste Permit No. 101611 for the operation of the Berks Transfer Facility in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

Permit No. 300980 Commonwealth Disposal, Inc., 2340 Paxton Church Road, Harrisburg, PA 17110 (Residual Waste Water Treatment Sediment Impoundment). The permit for Commonwealth Disposal Inc., which expires on June 1, 2017, was renewed until June 1, 2027. The permit renewal was issued on November 14, 2016 for Solid Waste Permit No. 300980 for the operation of the residual waste water treatment sediment impoundment in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

Permit No. 400556 Stericycle, Inc., (Medical Waste Processing Facility) 1525 Chestnut Hill Road Morgantown, PA 19543-9508. The permit for Stericycle, Inc., which expires on August 13, 2017, was renewed on December 7, 2016 until August 13, 2027 for Solid Waste Permit No. 400556 for the operation of the Stericycle, Inc. Medical Waste Processing Facility in accordance with Article V of the Solid Waste Management Act, 35 P.S. §§ 6018.101, et seq. In addition to the renewal, minor changes to the Preparedness Prevention Contingency

Plan (PPC), Operations Plan, process equipment, updated Radiation Protection Action and Monitoring Plan, and bonding amounts were approved.

Compliance with the terms and conditions set forth in the permit is mandatory. You have the right to file an appeal as to these terms and conditions.

AIR QUALITY

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

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

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

GP14-46-0080: Lansdale Crematory (701 Derstine Avenue, Lansdale, PA 19446-3344) On December 5, 2016 for the installation and operation of a Natural Gas Fired Human Crematory in Lansdale Borough, **Montgomery County**.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

GP3-35-016: Kiewit Power Construction Co., (6401 Renner Blvd, Lenexa, KS 66219) on December 2, 2016, for the construction and operation of crushing operations at the Lackawanna Energy Center site at their facility in Jessup Borough, **Lackawanna County**.

GP11-35-016: Kiewit Power Construction Co., (6401 Renner Blvd, Lenexa, KS 66219) on December 2, 2016, for the construction and operation of Engines at the Lackawanna Energy Center site at their facility in Jessup Borough, **Lackawanna County**.

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.

GP15-36-03101: Wenger's Feed Mill, Inc. (101 West Harrisburg Avenue, Rheems, PA 17570) on November 29, 2016, for the replacement of pellet lines 1 & 2, under GP15, at the feed mill located in West Hempfield Township, **Lancaster County**.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

GP5-03-00979C: Snyder Brothers, Inc. (90 Glade Drive, PO Box 1022, Kittanning, PA 16201) on December 1, 2016, for construction and/or operation of sources and controls associated with a natural gas compression facility at its Mushroom Mine Compressor Station located in West Franklin Township, **Armstrong County**.

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

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

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

41-00077B: Kellogg USA, Inc., (572 Industrial Park Road, Muncy, PA 17756) on November 30, 2016, to construct a Haas brand, 13.4 MMBtu/hr, natural gas-fired pastry bake oven at its existing facility in Muncy Creek Township, **Lycoming County**. If the Department determines that the source is constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 41-00077B, the terms and conditions of the plan approval will subsequently be incorporated via administrative amendment into State Only (Synthetic Minor) Operating Permit 41-00077 in accordance with 25 Pa. Code § 127.450.

08-00001B: Tennessee Gas Pipeline Company LLC, (1001 Louisiana Street, PO Box 2511, Houston, TX 77252-2511) on December 2, 2016, the Department of Environmental Protection issued plan approval for the construction of the natural gas-fired combustion turbine which is coupled to a compressor, as well as the ancillary equipment for operation of the source. The source will be located at their Compressor Station 319 in Wyalusing Township, **Bradford County**.

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

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

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

15-0154: Depuy Synthes (1303 Goshen Parkway, West Chester, PA 19380-5386) On December 1, 2016 for the extension of temporary operations of four Vapor Degreasers and a Cold Cleaning Machine for metal cleaning purposes in East Goshen Township, **Chester County**.

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.

67-05004S: P.H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) on December 1, 2016, for the construction of two (2) Babcock & Wilcox (B&W), (372.6 and 358.3 MMBtu per hour each), natural gas fired boilers and the installation of a hydrated lime injection system to reduce HCl emissions from Power Boiler No. 5, with associated equipment including, but not limited to, a storage silo and pneumatic conveying system at the P.H. Glatfelter Co.'s Spring Grove facility located in Spring Grove Borough, **York 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.

17-00069A: The Pennsylvania State University (3641 McGeorge Road, Clearfield, PA 16830) on November 22, 2016, extended the authorization an additional 180 days from November 29, 2016 to May 28, 2017, to allow continued operation of the generator engine at the facility pending issuance of a state only operating permit. The facility is located in Lawrence Township, **Clearfield County**. The plan approval has been extended.

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

PA-63-00990B: Donora Dock LLC (11 Lloyd Ave Suite # 200, Latrobe, PA 15650-1711), on November 30, 2016, plan approval modification issued for continued operation of their coal handling facility located in Carroll Township, **Washington County**.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-368D: Markwest Liberty Bluestone, Bluestone Plant (1515 Arapahoe St., Tower 1, Suite 1600, Denver, CO 80202) on November 30, 2016, effective November 30, 2016, will issue a plan approval extension for the construction of two (2) 200 MMCF/day capacity cryogenic natural gas processing plants, a deethanizer, fractionator, associated process heaters and storage tanks, and three (3) additional emergency generators along with removing one existing process heater, modify an additional existing process heater, replace the existing flare, remove ten (10) existing natural gas-fired compressor engines, and replace them with electrically driven compression at their facility in **Butler County**. This will expire on May 31, 2017. This is a State Only facility.

25-053F: Urick Foundry Company (1501 Cherry Street, Erie, PA 16502) on November 30, 2016, has issued a plan approval extension for the installation of new foundry equipment capable of producing larger castings. This project will include the installation of two (2) 80-ton sand silos, two (2) bin vents, a mold making system, a new pouring/cooling/shakeout system, new sand blasting equipment, new grinding equipment and four (4) new baghouses. This facility is located in the City of Erie, **Erie County**.

Plan Approvals Denied, Terminated, Modified, Suspended or Revoked under the Air Pollution Control Act and the provisions of 25 Pa. Code §§ 127.13b and 127.13c.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

40-00014A: Bimbo Bakeries USA, Inc. (541 White Birch Road, Hazleton, PA 18202) on October 13, 2016 to withdraw a Plan Approval for construction of one (1) anaerobic digester to produce biogas fuel for their facility located in Hazle Township, **Luzerne County**.

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

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.

01-05035: Tucker Industrial Liquid Coatings, Inc. (407 North Avenue, East Berlin, PA 17316-7813) on December 1, 2016, for the surface coating facility located in East Berlin Borough, **Adams County**. The Title V permit was renewed.

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

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

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

09-00146: Pelmor Laboratories, Inc. (3161 State Road, Bensalem, PA 19020) On December 1, 2016 for the renewal of a State-Only, Natural Minor Operating Permit for their location in Bensalem Township, **Bucks County**.

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

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

39-00074: Sumitomo (Shi) Cryogenics of America, Inc. (1833 Vultee St., Allentown, PA 18103-4742) issued on 11/29/16, for operation of a surgical and medical instrument manufacturing operation in Allentown City, **Lehigh County**. The source includes three (3) batch vapor degreasers, two (2) cold cleaning degreasers, and one (1) emergency engine. The proposed operating permit includes 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.

67-03175: Cintas Corporation (27 Whitney Drive, Milford, OH 45150-9784) on December 1, 2016, for the industrial laundry facility located in York City, **York County**.

22-03005: Harsco Metals Americas Division of Harsco Corp. (PO Box 5003, Cranberry Township, PA 16066-5003) on November 29, 2016, for the steel slag processing facility located in Steelton Borough, **Dauphin County**. The State-only permit was renewed.

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

Contact: Tom Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

OP-56-00199: Shade-Central City School District (PO Box 7, 203 McGregor Ave., Cairnbrook, PA 15924). On November 30, 2016, the Department issued a renewal synthetic minor Operating Permit for the operation of

Shade-Central City High School located in Shade Township, **Somerset County**. Equipment at this facility includes one 6.4 mmbtu/hr tri-fuel boiler, one 8.4 mmbtu/hr No. 2 fuel oil fired boiler, and two small emergency electric generators. The facility is subject to the applicable requirements of 25 Pa. Code Chapters 121–145. The proposed Operating Permit contains applicable emission limits, as well as testing, monitoring, recordkeeping, reporting and work practice requirements.

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

Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.

16-00094: IA Construction Corporation (PO Box 568, Franklin, PA 15323). On November 23, 2016, the Department renewed a State Only Operating Permit for the batch hot mix asphalt located in Paint Township, **Clarion County**. The facility is a Synthetic Minor. The permit includes a restriction of a maximum of 495,000 tons of hot mix asphalt to be produced in any 12 consecutive month period. The primary sources at the facility include a Batch Hot Mix Asphalt Plant and a Portable Crushing Plant. Actual 2015 emissions are as follows: 20.41 tons CO; 2.89 tons NO_x; 6.45 tons PM₁₀; 0.23 ton SO_x; 0.41 ton VOCs; and 0.37 ton HAPs. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

25-00955: Foam Fabricators, Incorporated (6550 West 26th Street, Erie, PA 16506) on November 29, 2016, the Department renewed the Synthetic Minor Operating Permit. The facility is located in Fairview Township, **Erie County** and manufactures pre expanded polystyrene foam products. The emitting sources include one boiler, miscellaneous natural gas usage, pre expander C, D, and E, bag storage—pre puff, molding machines with central vacuum, warehouse post molding, and a degreaser unit. The facility has taken a restriction of VOC emissions from the facility not more than 49.5 tons per year and is therefore a Synthetic Minor. The emission inventory submitted by the facility for 2015 is as follows: Particulate Matter less than 2.5 micron (PM_{2.5}): 0.0710 Ton per year (TPY), Oxides of Nitrogen (NO_x): 0.9290 TPY, Oxides of Sulfur (SO_x): 0.0060 TPY, Carbon Monoxide (CO): 0.7250 TPY, Volatile Organic Compound (VOC): 28.8680 TPY, Particulate Matter less than ten micron (PM₁₀): 0.0710 TPY.

37-00012: Dunbar Asphalt Products Plant 2 (PO Box 477, Wheatland, PA 16161-0477) for renewal of the Synthetic Minor Permit to operate an asphalt paving mixtures and block manufacturing facility. The facility's emitting sources include the rotary dryer, stockpiles and aggregate bins, material handling and storage, and recycled asphalt product handling and storage. The rotary dryer is controlled by a cyclone separator and a baghouse. The facility is located in Mahoning Township, **Lawrence County**. The facility is a synthetic minor based on limiting CO emissions. The CO emissions are limited based on a production restriction of 495,000 tons product per year based on 12-month rolling total for the facility-wide production. The actual emissions reported by the facility for 2015 were 17.3 TPY CO, 1.5 TPY NO_x, 1.45 TPY PM₁₀, 0.4 TPY SO_x, and 1.5 TPY VOC.

62-00163: IA Construction Corporation (PO Box 568, Franklin, PA 15323). On November 23, 2016, the Department renewed a State Only Operating Permit for

the Garland aggregate plant located in Pittsfield Township, **Warren County**. The facility is a Synthetic Minor. The permit includes a restriction of a maximum of 525,000 tons of material to be processed in any 12 consecutive month period. The primary sources at the facility are a Stationary Sand & Gravel Plant and a Portable Sand & Gravel Plant. Potential emissions are as follows: 34.85 tpy PM; 14.82 tpy NO_x; 4.1 tpy CO; 0.2 tpy VOC. A 58 hp diesel engine generator used to power a conveyor is subject to 40 CFR Part 63 Subpart ZZZZ, the NESHAP for Stationary RICE and the applicable requirements are included in the permit. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215 685 9476.

The City of Philadelphia, Air Management Services (AMS) has intended to issue a Minor State Only Operating Permit for the following facility:

S16-001: Naval Foundry and Propeller Center (1701 Kitty Hawk Ave, Philadelphia, PA 19112), for the operation of a foundry for the manufacture of propellers in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include sand mixing including two mixers, fourteen (14) electric induction furnaces, sand conveying operations, blasting, metal grinding, sawing, ten (10) combustion units burning natural gas each rated at 20 MMBTU/hr or less, twenty-one (21) combustion units burning natural gas each rated at 3.0 MMBTU/hr or less, propeller cleaning, paint spraying, film developing, and one (1) 795 kilowatt emergency generator burning diesel fuel. The facility's air emission control devices include six (6) baghouses.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

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

23-00101: Esschem, Inc. (4000 Columbia Ave., Linwood, PA 19061) On December 1, 2016 an administrative amendment to change the name of the Responsible Official for its monomer and blending processing facility located in Lower Chichester Twp., **Delaware County**.

15-00015: Arkema Company, Inc. (610 Bolmar Street, West Chester, PA 19382) On December 5, 2016 for a minor modification to the Title V Operating Permit to establish a facility wide VOC limit of 49.9 tons per year to escape the RACT Phase II requirements for their facility located in West Chester Borough, **Chester County**.

15-00027: Johnson Matthey Inc. (456 Devon Park Drive, Wayne, PA 19087) On December 5, 2016 for a modification to the Title V Operating Permit to incorporate an Alternative Operating Schedule for Line 14 and Line 15 in accordance with 25 Pa. Code § 127.462. The modified Title V Operating Permit contains all of the applicable regulatory requirements including monitoring, recordkeeping, reporting, and emission limits, Upper Hanover Township, **Montgomery County**.

09-00189: Eureka Stone Quarry, Inc. (1521 Easton Road, Warrington, PA 18976) On December 5, 2016 for an administrative amendment to incorporate plan approval 09-0189B into the State Only, Synthetic Minor Operating Permit for their quarrying operation and a stone crushing operation located in Montgomery Township, **Montgomery County**.

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.

50-05001: Texas Eastern Transmission LP (PO Box 1642, Houston, TX 77251-1642) on November 30, 2016, for the Shermansdale compressor station located in Carroll Township, **Perry County**. The Title V permit underwent a minor modification to add a federally enforceable facility VOC emissions cap of 50 tpy, plus associated recordkeeping.

67-05041: DLA Installation Support at Susquehanna (S Avenue & 3rd Street, Bldg. 750, New Cumberland, PA 17070) on November 28, 2016, for the military support facility located in Fairview Township, **York County**. The Title V permit underwent a minor modification to add a federally enforceable facility NO_x cap, plus associated recordkeeping.

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

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

49-00003: ACF Industries, LLC (417 N. Arch St., Milton, PA 17847) on November 30, 2016, for their railcar manufacturing facility in Milton Borough, **Northumberland County**. The minor operating permit modification included conditions to incorporate the presumptive RACT requirements pursuant to 25 Pa. Code § 129.97. Minor modification of Title V operating permit No. 49-00003 is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-00021: Indspec Chemical Corporation (PO Box 307, 133 Main Street, Petrolia, PA 16050). On December 2, 2016 issued an administrative amendment to the Title V Operating Permit to incorporate the change in responsible official for the facility located in Petrolia Borough, **Butler County**. The plant manager changed to Andre Salameh and other representatives delegated as “Acting Plant Manager” were added to the permit.

20-00123: Lord Corporation Cambridge Springs Plant (124 Grant Street, Cambridge Springs, PA 16403-1014). On December 1, 2016 issued an administrative amendment to the Title V Operating Permit to change the responsible official. The facility is located in Cambridge Springs Borough, **Crawford County**.

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

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

Contact: Alan Binder, P.E., Environmental Engineer Manager—Telephone: 412-442-4168.

OP-32-00433: Sunoco Pipeline, L.P. (535 Fritztown Road Sinking Spring, PA 19608). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the Sunoco Pipeline, L.P., Blairsville Station, located in Burrell Township, **Indiana County**:

Project to update emissions estimates for the existing equipment associated with the Mariner East 1 pipeline:

1) Emissions from the facility have been recalculated based on as-built Piping and Instrumentation Diagrams (P&IDs).

Total emissions from this project will not exceed -1.24 tpy NO_x, 0.04 tpy CO, and -0.26 tpy VOC.

The list of de minimis increases for this facility includes only this project.

TVOP-65-00354: Sunoco Marketing & Terminals Partners, L.P. (535 Fritztown Road, Sinking Spring, PA 19608). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the Sunoco Marketing & Terminal Partners, L.P. Delmont Terminal located in Salem Township, **Westmoreland County**:

Project to install the following equipment:

1. Project to reactivate two existing diesel arms on Loading Rack 3 to accommodate ultra-low sulfur diesel and to add one new loading arm for transmix.

2. Project to reactivate two existing gasoline loading arms on Loading Rack 4 to accommodate gasoline with ethanol and to add a new loading arm for premium gasoline.

There will be no increase in potential emissions or projected future actual emissions as a result of this project. Furthermore, the project will not add any new products to this facility or increase allowable throughputs of any product through the facility and therefore, no new pollutants will be emitted as a result of the project.

The list of de minimis increases for this facility includes only this project.

OP-65-00354: Sunoco Pipeline, L.P. (535 Fritztown Road, Sinking Spring, PA 19608). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the Sunoco Pipeline, L.P., Delmont Station, located in Salem Township, **Westmoreland County**:

A. Project to update emissions estimates for the existing equipment associated with the Mariner East 1 pipeline:

1) Emissions from the facility have been recalculated based on as-built Piping and Instrumentation Diagrams (P&IDs) for fugitive emissions resulting in an increase of 0.45 tpy VOC.

2) Sources to the flare during Standard Operating Scenario (SOS) exclude process relief valves.

Total emissions from this project will not exceed 0.05 tpy NO_x, 0.05 tpy CO, and 0.87 tpy VOC.

B. Project to install the following new equipment associated with the Mariner East 2 pipeline:

1) A John Zink Company LLC enclosed ZTOF model flare rated at 30.0 mmbtu/hr controlling emissions from the following new sources:

- Standard Operating Scenario continuous emission sources which will include two (2) mainline booster pumps (4,500 hp) rated at 0.21 scf/hr.

- Maintenance Operations Scenario emission sources which will include two (2) Filters, one (1) 20-in. Pig Launcher, and one (1) 20-in. Pig Receiver.

This unit replaces the existing 10 mmbtu/hr enclosed flare at this facility which is presently controlling emissions from equipment associated with the Mariner East 1 pipeline.

2) A Knockout Tank (Pressure Vessel) for the collection of entrained liquid material prior to the vapors flowing to the flare. The tank will not have any associated working or breathing losses.

3) Fugitive Emission Sources which will include fugitive VOC and HAP emissions resulting from leaks of sealed surfaces associated with equipment such as valve stems, flanges, and other miscellaneous component types.

Total emissions from this project will not exceed 0.03 tpy NO_x, 0.15 tpy CO, and 0.72 tpy VOC.

Total emissions from both projects combined will not exceed 0.08 tpy NO_x, 0.20 tpy CO, and 1.59 tpy VOC.

OP-32-00434: Sunoco Pipeline, L.P. (535 Fritztown Road, Sinking Spring, PA 19608). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the Sunoco Pipeline, L.P., Cramer Station, located in East Wheatfield Township, **Indiana County**:

Project to update emissions estimates for the existing equipment associated with the Mariner East 1 pipeline:

1) Emissions from the facility have been recalculated based on as-built Piping and Instrumentation Diagrams (P&IDs).

Total emissions from this project will not exceed -1.24 tpy NO_x, 0.04 tpy CO, and -0.26 tpy VOC.

The list of de minimis increases for this facility includes only this project.

TVOP-65-00354: Sunoco Marketing & Terminals Partners, L.P. (535 Fritztown Road, Sinking Spring, PA 19608). Per 25 Pa. Code § 127.449(i), this Notice is for the following de minimis emission increase at the Sunoco Marketing & Terminal Partners, L.P. Delmont Terminal located in Salem Township, **Westmoreland County**:

Project to install the following equipment:

1. Project to reactivate two existing diesel arms on Loading Rack 3 to accommodate ultra-low sulfur diesel and to add one new loading arm for transmix.

2. Project to reactivate two existing gasoline loading arms on Loading Rack 4 to accommodate gasoline with ethanol and to add a new loading arm for premium gasoline.

There will be no increase in potential emissions or projected future actual emissions as a result of this project. Furthermore, the project will not add any new products to this facility or increase allowable throughputs of any product through the facility and therefore, no new pollutants will be emitted as a result of the project.

The list of de minimis increases for this facility includes only this project.

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

Contact: Dave Balog, New Source Review Chief or Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6340.

GP4-25-079B: Berry Plastics Corp. (316 W. 16th St., Erie, PA 16502) for its facility located in the City of Erie, **Erie County**. The de minimis increases are a result of the addition of five (5) plastic grinding machines and an associated dust collector. The Department has started a list of de minimis increases as prescribed in 25 Pa. Code § 127.449(i).

Since the January 23, 2012 General Operating Permit issuance date, Berry Plastics has notified the Department of the following de minimis emission increases:

| Date | Source | PM ₁₀ (tons) | SO _x (tons) | NO _x (tons) | VOC (tons) | CO (tons) |
|--------------------------|-------------------------------|-----------------------------------|-----------------------------------|---------------------------------|---------------------------------|-----------------------------------|
| 11/9/2016 | Plastic Grinding Machines (5) | 0.61 | 0 | 0 | 0 | 0 |
| Total Reported Increases | | 0.61 | 0 | 0 | 0 | 0 |
| Allowable | | 0.6 ton/source 3 tons/facility | 1.6 ton/source 8 tons/facility | 1 ton/source 5 tons/facility | 1 ton/source 5 tons/facility | 4 tons/source 20 tons/facility |

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

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

Contact: Thomas Joseph, P.E., Facilities Permitting Chief—Telephone: 412-442-4336.

56-00166: PBS Coals, Inc. (246 Frankfort Road, Monaca, PA 15061) On November 21, 2016, the Department inactivated the Title V Operating Permit for the operation of the Shade Creek Coal Preparation Plant, in accordance with 25 Pa. Code § 127.446(a). The facility has been reconfigured and is now a minor source of

emission of all pollutants. Permanent operation of this facility, which is located in Shade Township, **Somerset County**, is now authorized by BAQ-GPA/GP-12-56841603-R15, which was authorized for use on October 24, 2016.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.

10-00286: Portersville Sales & Testing (PO Box 131, 1406 Perry Highway, Portersville, PA 16051) on November 18, 2016, for the truck and trailer manufacturing facility located in Portersville Borough, **Butler County**.

This State Operating Permit was revoked because the facility has ceased production and the facility was closed on June 2, 2016.

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

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

Permit No. 32960103 and NPDES No. PA0213331. Forcey Coal, Inc., 475 Banion Road, Madera, PA 16661 renewal for reclamation only of a bituminous surface and auger mine in Green Township, **Indiana County**, affecting 329.7 acres. Receiving streams: unnamed tributaries to Little Mahoning Creek, unnamed tributaries to East Run to Little Mahoning Creek and unnamed tributaries to North Branch of Two Lick Creek classified for the following uses: high quality cold water fishes, cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 24, 2016. Permit issued: November 16, 2016.

Permit No. 32120101. NPDES No. PA0268976 and General Permit GP-12-32120101, Amerikohl Mining, Inc., 202 Sunset Drive, Butler, PA 16001, revision of an existing bituminous coal surface mining site to obtain coverage for coal processing under air quality general permit GP-12 in East Wheatfield Township, **Indiana County**, affecting 210.2 acres. Receiving streams: unnamed tributary to/and Mardis Run to Blacklick Creek, classified for the following uses: cold water fishes and trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 4, 2016. Permit issued: November 23, 2016.

Permit No. 56140106 and NPDES No. PA0279404. Mountaineer Mining Corporation, 1010 Garrett Shortcut Road, Berlin, PA 15530 commencement, operation and restoration of a bituminous surface and auger mine in Brothersvalley Township, **Somerset County**, affecting 36.0 acres. Receiving streams: unnamed tributaries to Piney Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 27, 2016. Permit issued: November 29, 2016.

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

26960101 and NPDES Permit No. PA0201600. Daniel J. Patterson (20 Elizabeth Drive, Smithfield, PA

15478). Permit renewal issued for reclamation only to an existing bituminous surface mine, located in Georges Township, **Fayette County**, affecting 48 acres. Receiving streams: unnamed tributaries to York Run. Application received: February 4, 2016. Renewal permit issued: December 1, 2016.

Noncoal Permits Issued

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

Permit No. 34092803, GP104 No. PAM411007. Quarry Cut, Inc., P.O. Box 1020, 77 Wells Road, Parker Ford, PA 19457. General NPDES Permit for stormwater discharges associated with mining activities on Small Noncoal Permit No. 34092803 located in Turbett Township, **Juniata County**. Receiving stream: Tributary to Hunter's Creek, classified for the following uses: cold water fishes and migratory fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: November 14, 2016. Permit Issued: November 30, 2016.

Permit No. 34102801, GP104 No. PAM411008. Quarry Cut, Inc., P.O. Box 1020, 77 Wells Road, Parker Ford, PA 19457. General NPDES Permit for stormwater discharges associated with mining activities on Small Noncoal Permit No. 34102801 located in Spruce Hill and Turbett Townships, **Juniata County**. Receiving stream: Unnamed tributary to Tuscarora Creek, classified for the following uses: cold water fishes and migratory fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: November 14, 2016. Permit Issued: November 30, 2016.

Permit No. 1160301, GP104 No. PAM411001. Jigging Technologies LLC, dba Atoll, 950 Riders Road, Johnstown, PA 15906. General NPDES Permit for stormwater discharges associated with mining activities on Small Noncoal Permit No. 1160301 located in East Taylor Township and the City of Johnstown, **Cambria County**. Receiving stream: Hinckston Run, classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: November 14, 2016. Permit Issued: November 30, 2016.

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

Permit No. 64160301 and NPDES Permit No. PA0225622. Wayco, Inc., (198 O'Connell Road, Waymart, PA 18472), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Palmyra Township, **Wayne County** affecting 36.0 acres, receiving streams: Wallenpaupack Lake and Wallenpaupack Creek. Application received: February 4, 2016. Permit issued: November 29, 2016.

Permit No. 5273WSM1C5 and NPDES Permit No. PA0594261. H & K Group, Inc., (P.O. Box 196, Skip-pack, PA 19474), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Aston Township, **Delaware County** affecting 50.0 acres, receiving stream: Chester Creek. Application received: September 2, 2014. Renewal issued: December 2, 2016.

Permit No. 7775SM12C7 and NPDES Permit No. PA0223573. Highway Materials, Inc., (409 Stenton Avenue, Flourtown, PA 19031), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Alsace Township, **Berks County**

affecting 137.4 acres, receiving stream: unnamed tributary to Laurel Run. Application received: April 29, 2015. Renewal issued: December 2, 2016.

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.

08164106. Meshoppen Stone, Inc. (P.O. Box 127, Meshoppen, PA 18630). Blasting for Gu-X-Seymour pad and access road in Stevens Township, **Bradford County** and Rush Township, **Susquehanna County** with an expiration date of November 18, 2017. Permit issued: November 29, 2016.

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

03164003. KESCO, Inc. (215 South Main St., Zelenople, PA 16063). Blasting activity permit for testing at the NABCO Systems, LLC, located in East Franklin Township, **Armstrong County** with an exploration date of November 16, 2017. Blasting permit issued: November 17, 2016.

03164001. Precision Geophysical, Inc. (2695 State Route 83 South, Millersburg, OH 44654). Blasting activity permit to conduct seismic activity for the Pine Creek 2D located in Rayburn, Manor, Kittanning, Valley, Boggs, Pine, Wayne, Madison and Cowanshannock Townships, **Armstrong County** with an exploration date of August 17, 2017. Blasting permit issued: November 29, 2016.

03164002. Precision Geophysical, Inc. (2695 State Route 83 South, Millersburg, OH 44654). Blasting activity permit to conduct seismic activity for the Renshaw 2D located in South Buffalo Township, **Armstrong County** with an exploration date of August 17, 2017. Blasting permit issued: November 29, 2016.

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

Permit No. 36164172. Keystone Blasting Service, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Melvin Allgyer manure pit in Caernarvon Township, **Lancaster County** with an expiration date of December 30, 2016. Permit issued: December 1, 2016.

Permit No. 40164111. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Jack Cobleigh dwelling in Dallas Township, **Luzerne County** with an expiration date of January 31, 2017. Permit issued: December 1, 2016.

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

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

E40-782. Pennsylvania Department of Transportation, Engineering District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512. Bear Creek Township, **Luzerne County**, Army Corps of Engineers Philadelphia District.

To remove the existing structure; and to construct and maintain a 28-foot wide road crossing of Red Run Creek (HQ-CWF, MF), consisting of a single 6-foot diameter concrete pipe depressed 1-foot below streambed elevation with end walls and riprap. The project is located along SR 2036, Section D52 Segment 00700 Offset 0000 (Pleasant View Summit, PA Quadrangle Latitude: 41°14'39.3"; Longitude: -75°43'15.7")

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

E04-351, The Beaver County Board of Commissioners, 810 Third Street, Beaver, PA 15009, Fallston Borough and Bridgewater Borough, **Beaver County**, Pittsburgh ACOE District.

Has been given consent to:

Remove the existing 25' 5.5" width, two span Brickyard Road bridge having a total length of 100', and having a minimum underclearance of 8' 2" over Bradys Run (TSF) with a drainage area of 25.64 square miles; and to construct and maintain a replacement 37' 4.5" wide, 110' long single span bridge, having a minimum underclearance of 8' 2", 54' upstream from the existing bridge. Place and maintain fill in a de minimis 0.018 acre of PEM wetland and permanently impact approximately 117' of stream for the placement of scour protection and other appurtenant works. In addition, construct and maintain associated stormwater and approach road changes; and temporarily impact 0.003 acre of PEM wetland and 179' of stream for the construction of these encroachments. The Beaver County improvement and relocation project is in Fallston Borough and Bridgewater Borough, PA (Aliquippa Quadrangle; N: 17.25 inches; W: 8.75 inches; Latitude 40° 43' 16"; Longitude -80° 18' 46") Beaver County.

E30-245-A1, Pennsylvania Game Commission, 4820 Route 711, Bolivar, PA 15923, Whiteley Township and Greene Township, **Greene County**, Pittsburgh ACOE District.

Has been given consent to:

Re-grade the stream banks and to install and maintain stream bank toe rock stabilization along the stream banks at multiple locations along an approximately 1,540 LF long reach of Whiteley Creek (TSF) and to install and maintain rock vane deflectors within this same reach for the purpose of improving fish habitat. In addition, to grade the floodplain along approximately 234 LF of an Unnamed Tributary of Whiteley Creek and excavate approximately 0.02 acre of wetland, to create a 0.21 acre wetland. The project is to compensate for impacts to aquatic resources that were approved under permit E30-233-A1. The project is located within State Game Land # 223, approximately 0.6 mile east of the intersection of Kirby-Garards Fort Road and McCoy Road (Garards Fort, PA USGS Quadrangle, N: 11.0 inches; W: 9.3 inches; Latitude: 39°48'39"; Longitude: -80°3'54"), in Whiteley and Greene Townships, Greene County.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.

D67-021EA. Dave Lewis, Columbia Water Company, 220 Locust Street, Columbia, PA 17512, Hellam Township, **York County**, USACOE Baltimore District.

Project proposes to remove Wildcat Run Reservoir Dam for the purpose of eliminating a threat to public safety and to restoring approximately 325 feet of stream channel to a free-flowing condition. The proposed restoration project includes the removal of an upstream grate, concrete walls and channel and construction of grade control structures through the breach. The project is located across Wildcat Run (WWF, MF) (Columbia West, PA Quadrangle, Latitude: 40.0479; Longitude: -76.6022).

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.

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

ESCP 2 # ESG0035160002

Applicant Name Transcontinental Gas Pipe Line Company, LLC

Contact Person

Address 2000 Commerce Dr

City, State, Zip Pittsburgh, PA 15276

County Clinton

Township(s) Chapman Twp

Receiving Stream(s) and Classification(s) Young Womans

Creek (EV), Left Branch Young Womans Creek (EV),

Dry Run (HQ), Post Hollow (CWF), Mudlick Run (CWF)

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESX16-059-0025

Applicant Name EQT Production Company

Contact Person Todd Klaner

Address 2400 Zenith Ridge Road, Suite 200

City, State, Zip Canonsburg, PA 15317

County Greene County and Washington County

Township(s) Morgan Township and West Bethlehem Township

Receiving Stream(s) and Classification(s) Bacon Run

(WWF), UNT to Tenmile Creek (TSF)

Secondary—Ten Mile Creek

ESCGP-2 # ESX16-005-0004

Applicant Name Snyder Bros Inc

Contact Person Carl Rose

Address P.O. Box 1022

City, State, Zip Kittanning, PA 16201

County Armstrong County

Township(s) East Franklin Township

Receiving Stream(s) and Classification(s) UNT Allegheny River

Secondary—Allegheny River

ESCGP-2 # ESX16-007-0008

Applicant Name Cardinal PA Midstream LLC

Contact Person Tommy Baskin

Address 8150 N Central Expressway, Suite 1725

City, State, Zip Dallas, TX 75206
 County Beaver
 Township(s) New Sewickley
 Receiving Stream(s) and Classification(s) UNT to Brush
 Ck (WWF); UNT to Crows Run (WWF)
 Secondary—Brush Ck & Crows Run

ESCGP-2 # ESG16-129-0011
 Applicant Name Apex WML Midstream LLC
 Contact Person Chris Hess
 Address 6041 Wallace Rd, Suite 100
 City, State, Zip Wexford, PA 15090
 County Westmoreland
 Township(s) Salem
 Receiving Stream(s) and Classification(s) Beaver Run
 (HQ-CWF, SI)

ESCGP-2 # ESX16-059-0031
 Applicant Name EQT Production Co
 Contact Person Todd Klaner
 Address 2400 Ansys Dr, Suite 200
 City, State, Zip Canonsburg, PA 15317
 County Greene
 Township(s) Springhill
 Receiving Stream(s) and Classification(s) UNTs to Knob
 Run (WWF)
 Secondary—Knob Run (WWF)

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

ESCGP-2 # ESX11-015-0321 (01)
 Applicant Name Talisman Energy USA Inc
 Contact Person Lance Ridall
 Address 337 Daniel Zenker Dr
 City, State, Zip Horseheads, NY 14845
 County Bradford
 Township(s) Columbia Twp and Sylvania Boro
 Receiving Stream(s) and Classification(s) UNT to Morgan
 Ck (TSF, MF); Morgan Ck (TSF, MF)
 Secondary—Sugar Ck

ESCGP-2 # ESX10-015-0055 (03)
 Applicant Name Talisman Energy USA Inc
 Contact Person Joe Katruska
 Address 50 Pennwood Pl
 City, State, Zip Warrendale, PA 15086
 County Bradford
 Township(s) Columbia
 Receiving Stream(s) and Classification(s) UNT to Wolf Ck
 (TSF, MF)
 Secondary—Wolf Ck

ESCGP-2 # ESX29-027-16-0004
 Applicant Name WPX Energy Appalachia LLC
 Contact Person Mark Colenbrander
 Address 6000 Town Center Blvd, Suite 210
 City, State, Zip Canonsburg, PA 15317
 County Centre
 Township(s) Snow Shoe
 Receiving Stream(s) and Classification(s) Moshannon Ck
 (TSF, MF)
 Secondary—W Branch Susquehanna River (WWF)

ESCGP-2 # ESX29-081-16-0027
 Applicant Name Inflection Energy PA LLC
 Contact Person Thomas Gillespie
 Address 49 E 4th St
 City, State, Zip Williamsport, PA 17701
 County Lycoming
 Township(s) Hepburn & Eldred
 Receiving Stream(s) and Classification(s) UNT to Millers
 Run (WWF); UNT to Mill Ck (WWF); UNT to Lick Run
 (TSF)
 Secondary—Millers Run (WWF); Mill Ck (WWF); Lick
 Run (TSF)

SPECIAL NOTICES

Municipal Waste Management Landfill Expansion Application # 100022-A151 Submitted by Chrin Brothers, Inc. Williams Township, Northampton County Public Hearing

The Department of Environmental Protection has scheduled a public hearing to accept comments on Municipal Waste Management Permit Application 100022-A151 for a proposed expansion of the Chrin Brothers Landfill in Williams Township, Northampton County. The application is currently under review.

The public hearing will be held on Tuesday, January 17, 2017 from 6 to 9 p.m. at the Wilson Area High School, 424 Warrior Lane, Easton, PA 18042.

The major permit modification application was submitted to DEP in July 2015 and requests a lateral expansion through proposed new landfill footprint to the east of the existing facility, with an overlay on the existing disposal area. The proposed expansion does not include a change in waste acceptance rates.

The Department requests that individuals wishing to testify at the hearing submit a written notice of intent to Colleen Connolly, Community Relations Coordinator, Chrin Brothers Landfill Public Hearing, PA DEP, 2 Public Square, Wilkes-Barre, PA 18701-1915, or by email at coconnolly@pa.gov.

The Department will accept notices up to the day of the hearing. The written notice should include the person's name, address, telephone number and a brief statement as to the nature of their presentation. The Department requests that individuals limit their testimony to 10 minutes so that all individuals have the opportunity to testify.

Written copies of oral testimony are requested. Relinquishing of time to others will not be allowed. Individuals attending the hearing will have the opportunity to testify if they so desire; however, individuals who pre-register to testify will be given priority on the agenda. Persons unable to attend the hearing may submit written statements/comments to the Department on or before January 17, 2017.

Persons with a disability who wish to testify and require an auxiliary aid, service or other accommodation should contact Colleen Connolly, 570-826-2511 or through the Pennsylvania AT&T Relay Service at 800-654-5984 (TDD) to discuss how the Department can meet their needs.

The permit application is available for review at the Department's Northeast Regional Office, 2 Public Square, Wilkes-Barre or at the Department's Bethlehem District Office, 4530 Bath Pike, Bethlehem. Contact the Northeast Regional Office at 570-826-2511 or the Bethlehem District Office at 610-861-2070 to schedule an appointment to review the application.

Additional copies of the application are also available for review at the Easton Public Library, 515 Church Street and the Easton Area Neighborhood Center, 902 Philadelphia Road. The public does not need an appointment to view documents at either location.

For further information, contact Colleen Connolly, DEP Northeast Regional Office at 570-826-2511.

Notice of Certification to Perform Radon-Related Activities in Pennsylvania

In the month of November 2016 Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon-related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

| <i>Name</i> | <i>Address</i> | <i>Type of Certification</i> |
|---|---|------------------------------|
| Jeffrey Arms, Jr. | 2342 Miller Road Chester Springs, PA 19425 | Testing |
| Roger Burens, Jr. | 630 Freedom Business Center 3rd Floor King of Prussia, PA 19406 | Mitigation |
| Spencer Conrad | 555 Jamestown Street Philadelphia, PA 19128 | Testing |
| Ronald Crescente | 2662 Tacoma Drive Blakeslee, PA 18610 | Testing |
| Aaron Cunningham | 1518 Manley Road, # B6 West Chester, PA 19382 | Testing |
| Ronald Eckenroth | 1006 Greenway Terrace Reading, PA 19607 | Testing |
| Bruce Eichenlaub | 535 Derr Hill Road Lock Haven, PA 17745 | Testing |
| Enviro Management Group, LLC | 127 West College Avenue Suite B Pleasant Gap, PA 16823 | Mitigation |
| Michael Gelsick | 537 Maurus Street Saint Marys, PA 15857 | Testing |
| Insight Property Services | 18 Farview Road Telford, PA 18969 | Mitigation |
| John LaBar | 23 Veterans Square Media, PA 19063 | Testing |
| Chris Matteson | 50 North Linden Road # 31 Hershey, PA 17033 | Testing |
| Greg Panyko | 345 Glaser Avenue Pittsburgh, PA 15202 | Testing |
| Brian Poplarchick | 37 North Washington Street Wilkes-Barre, PA 18701 | Testing |
| Ray Remsnyder | 880 South 80th Street Harrisburg, PA 17111 | Testing |
| Safe-Buy Home Inspection, LLC | 7844 Old Rte. 56 Highway W Indiana, PA 15701 | Testing |
| Kenneth Struder | PO Box 72722 Thorndale, PA 19372 | Testing |
| James Vellella | 5990 University Boulevard Suite 12, Box 161 Moon Township, PA 15108 | Testing |
| Steven Wesler | 6168 Stump Road Pipersville, PA 18947 | Testing |
| Steven Wesler Radon Protection Systems, Inc. | 6168 Stump Road Pipersville, PA 18947 | Mitigation |

Final State Water Quality Certification Required by Section 401 of the Clean Water Act for the Rover Pipeline Project—Burgettstown Lateral Pipe and Compressor Station

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Rita A. Coleman, 412-442-4314.

WQ05-007, Rover Pipeline, LLC (Applicant), 1300 Main Street, Houston, TX 77002. Burgettstown Lateral Pipe and Compressor Station (Project), in Smith Township and Hanover Township, **Washington County**, Pittsburgh ACOE District. The proposed project begins southeast of the intersection of Creek Road and Point Pleasant Road in Smith Township, and continues into West Virginia near the intersection of Aunt Clara Road and Hudson Hill Road in Hanover Township. (Start: Clinton, PA USGS Topographic Quadrangle N: 40°, 24', 49"; W: -80°, 21', 26"; End: Burgettstown, PA USGS Topographic Quadrangle N: 40°, 27', 39"; W: -80°, 31', 3").

On February 20, 2015, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a certificate of public convenience and necessity to construct and operate its Project (FERC Docket No. CP15-93-000. The FERC Environmental Assessment for the Project, which was issued on July 29, 2016 may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; CP15-93).

On January 12, 2016, Applicant requested a State water quality certification from the Pennsylvania Department of Environmental Protection (Department), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The Project in Pennsylvania, as proposed, includes approximately 10.4 miles of new 36-inch-diameter pipeline (Burgettstown Lateral) system that will cross 31 streams and 7 wetlands; a new compressor station and meter station on the same site; and two temporary gravel access roads. The proposed Project in Pennsylvania, will require approximately 177.3 acres of earth disturbance, and impacts to 139 linear feet of streams including Raccoon Creek and twelve Unnamed Tributaries (UNT) to Raccoon Creek (WWF); four UNTs to Brush Run (WWF); Kings Creek and five UNTs to Kings Creek (WWF); Aunt Clara Fork and seven UNTs to Aunt Clara Fork (CWF), 4.8 acres of floodway, 0.565 acre of temporary PEM, PSS, and PFO wetland impacts, and 0.251 acre of permanent PEM, PSS, and PFO wetland impacts that are associated with permanent right-of-way maintenance.

The Department published notice of its proposed state water quality certification published at 46 Pa.B. 6133 (October 1, 2016) and received no comments from the public.

The Department certifies to Applicant that the construction, operation and maintenance of the Project will not violate applicable State water quality standards set forth in 25 Pa. Code Chapter 93, provided Applicant complies with the permitting programs, criteria and conditions established pursuant to State law:

1. *Discharge Permit*—Applicant shall obtain and comply with a Department 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*—Applicant shall obtain and comply with the Department'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*—Applicant shall obtain and comply with a Department 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*—The Department 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 Applicant.

5. *Operation*—Applicant 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 State Water Quality Certification and all required permits, authorizations and approvals. 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 Applicant.

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be available for inspection by the Department during such inspections of the Project.

7. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, Applicant 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 Department Regional Office of such intent. Notice to the Department 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 the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Rita A. Coleman, 400 Waterfront Drive, Pittsburgh, PA 15222.

9. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the

terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

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

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

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act (15 U.S.C.A. § 717r(d)) with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

**Proposed Conditional State Water Quality
Certification for the Point Marion Lock and Dam
Hydroelectric Project, FERC Project No. 13771**

On February 27, 2014, Solia 8 Hydroelectric, LLC (Applicant) filed an application with the Federal Energy Regulatory Commission (FERC), for a license to construct and operate a 5-megawatt (MW) hydropower facility, at the Point Marion Lock and Dam, owned and operated by the U.S. Army Corps of Engineers (Corps), on the Monogahela River, at river mile 90.8, in Fayette County, Pennsylvania (Project). The Applicant is required, pursuant to section 401(a) of the Federal Clean Water Act (act) (33 U.S.C.A. § 1341(a)), to provide FERC with certification from the Commonwealth of Pennsylvania (Commonwealth) that any discharge from the Project to waters of the Commonwealth will comply with provisions of the act relating to water quality standards, and necessary measures to achieve and maintain those standards. The Commonwealth has established such standards and programs to achieve and maintain them under State law, which have been approved by the U.S. Environmental Protection Agency as consistent with the applicable provisions of the act. The Pennsylvania Department of Environmental Protection (Department) administers the Commonwealth's water quality standards programs under State law, and is responsible for the review of requests from applicants for water quality certification made pursuant to section 401 of the act.

On November 14, 2016, Rye Development, LLC provided the Department with a complete application for State Water Quality Certification, including an Environmental Assessment for the Project, on behalf of the Applicant. The Project would consist of a new 255-foot-long intake channel, to be excavated into the riverbed immediately downstream of the Corps' dam. The intake channel would lead to a concrete intake structure that would convey flows past a trash rack with 3-inch clear bar spacing, to a new reinforced concrete powerhouse that is 120 feet long. The powerhouse would house two (2) identical horizontal pit Kaplan turbine generator units with a combined capacity of 5 MW. Flows would exit the powerhouse into a 225-foot-long tailrace excavated into the riverbed. Project power would be transmitted from

the powerhouse to a new project substation, and then from the new substation to an existing distribution line, with an overhead transmission line.

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 act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and will not violate the Commonwealth's water quality standards, provided that the construction, operation and maintenance of the Project complies with the conditions for this certification as listed below, and the terms and conditions of the State law permits required to demonstrate compliance with Pennsylvania Water Quality Standards:

1. *Discharge Permit*—If the proposed facility will result in a discharge into waters of the Commonwealth, the Applicant shall, prior to construction, obtain and comply with a National Pollutant Discharge Elimination System (NPDES) permit from the Department for discharges to waters of the Commonwealth pursuant to the Clean Streams Law (35 P.S. §§ 691.1—691.1001), and applicable regulations implementing the Clean Streams Law, including, but not limited to, 25 Pa. Code Chapters 91, 92a, 93 and 96. As part of the NPDES permit application for the Project, the Applicant shall provide the Department with information on the potential impacts of the Project on water quality and measures that will be taken to avoid, minimize and/or mitigate those impacts, including information on the type, volume and concentration of pollutants that may be discharged, impacts to Federal and State threatened and endangered species and other species of special concern, impacts on the flow and dissolved oxygen levels of the impacted waters, and measures to be taken to avoid water quality impacts, and impingement, entrainment, habitat destruction, and other adverse impacts on fish and wildlife species. The applicant shall also submit a plan as part of the permit application to prevent pollutants from directly or indirectly reaching waters of the Commonwealth through accident, carelessness, maliciousness, hazards of weather or from other causes consistent with 25 Pa. Code § 91.34. The Applicant shall assess impacts and develop best management practices as part of its permit application consistent with applicable Department technical guidance.

2. *Erosion and Sediment Control*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 102. The Applicant shall obtain and comply with an NPDES permit from the Department for the discharge of stormwater if the earth disturbance activities associated with the Project will result in a total disturbance equal to or greater than 1 acre. Earth disturbance activities associated with discharging dredged or fill material from the Project to waters of the United States which require permit coverage under Section 404 of the Clean Water Act (33 U.S.C.A. § 1344) need not obtain an additional NPDES Permit from the Department for earth disturbance activities covered by the Section 404 permit. The Applicant shall submit final detailed erosion and sediment control and post construction stormwater management plans for all Project activities to the Department and County Conservation District for their review and approval prior to commencement of construction. Specific guidance on the requirements of the NPDES Permit for Stormwater Discharges Associated with Construction Activities can be obtained from the County Conservation District or the DEP Regional Office.

3. *Water Obstruction and Encroachment Permit*—The Applicant shall comply with the rules and regulations of 25 Pa. Code Chapter 105 relating to dam safety and waterway management. The Applicant shall obtain and comply with a Chapter 105 Water Obstruction and Encroachment Permit (WO&EP) issued by the Department for the construction, operation and maintenance of any water obstruction or encroachment associated with the Project that is not part of the Corps' dam or its appurtenant works pursuant to the 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. Project activities requiring a WO&EP may include, but are not limited to, access roads, buildings, penstocks, outfalls, utility lines, pipelines, and staging areas.

4. *Submerged Lands License Agreement*—The Applicant shall obtain and comply with a Submerged Lands License Agreement pursuant to Pennsylvania's Dam Safety and Encroachments Act (32 P.S. § 693.15) from the Department to occupy submerged lands of the Commonwealth in navigable waters as necessary to construct, operate and maintain the Project.

5. *Water Resource Planning Act Registration*—In accordance with the Pennsylvania Water Resources Planning Act (27 Pa.C.S. §§ 3118) and the regulations thereunder (25 Pa. Code Chapter 110), FFP Missouri 5, LLC must register the hydropower facility with the Department and report water usage to the Department annually.

6. *Limited Power Permit*—The Applicant shall obtain and comply with a permit from the Department as required by the act of June 14, 1923 (32 P.S. §§ 591—625) related to the construction of a power dam or for a change in stream to develop power. The Applicant shall submit an application for this permit to the Department on the form available from the Department.

7. *Water Quality Monitoring*—The Department retains the right to specify additional studies or monitoring to ensure that the receiving water quality is not adversely impacted by the Applicant's construction, operation or maintenance of the Project.

8. *Preparedness, Prevention and Contingency Plan*—The Applicant shall develop and maintain on site a Preparedness, Prevention and Contingency Plan (PPC Plan) for any project activities utilizing pollutants pursuant to 25 Pa. Code § 91.34. The PPC Plan shall be developed in accordance with the "Guidelines for the Development and Implementation of Environmental Emergency Response Plans" which can be found at: <http://www.elibrary.dep.state.pa.us/dsweb/Get/Document-48522/400-2200-001.pdf>.

9. *Operation*—The Applicant 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 State Water Quality Certification and all required permits, authorizations and approvals. 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 the Applicant.

10. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy

of this certification shall be made available for inspection by the Department during such inspections of the Project.

11. *Transfer of Projects*—If the Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, the Applicant 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 Department Southwest Regional Office of such intent. Notice to the Department 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. The existing owner shall continue to be responsible for construction and operations at the Project until a transfer to the new owner has been completed.

12. *Correspondence*—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, and shall reference DEP File No. WQ05-010, APS ID # 890865, or Authorization No. 1107811.

13. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that the Applicant has not complied with the terms and conditions of this certification. The Department reserves the right to require additional measures to achieve compliance with applicable laws and/or regulations, subject to the Applicant's applicable procedural and substantive rights.

14. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve the Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable federal or state law or regulation.

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

The Department will consider all written comments received on or before submitted to the Department within 30 days of this notice, before taking final action on this conditional State Water Quality Certification. Comments submitted by facsimile will not be accepted. All comments must include the originator's name and address. Written comments should be submitted by mail to the Department of Environmental Protection, Southwest Regional Office, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222.

**Proposed State Water Quality Certification
Required by Section 401 of the Clean Water Act
for the Leach Xpress Project**

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Rita Coleman, 412-442-4149.

WQ05-012, Columbia Gas Transmission, LLC (Applicant), 5151 San Felipe Street, # 2400; Houston, TX 77056. Leach Xpress Project (Project), in Richhill Township, **Greene County**, ACOE Pittsburgh District. Within Pennsylvania, the proposed project starts approximately 0.4 mile south of Majorsville, WV (Majorsville, PA Quadrangle N: 39°, 57', 36"; W: -80°, 31', 09") and ends at 0.75 mile north west of the intersection of Fry Hill Road and Coal Rock Road (Majorsville, PA Quadrangle N: 39°, 56', 22"; W: -80°, 31', 09").

On June 8, 2015, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a certificate of public convenience and necessity to construct and operate its Project (FERC Docket No. CP15-514-000). The FERC Environmental Assessment for the Project, which was issued on September 1, 2016, may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; CP15-514-000).

On March 25, 2016, Applicant requested a state water quality certification from the Pennsylvania Department of Environmental Protection (Department), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The Project consists of four new natural gas pipelines, totaling 160.67 miles, through West Virginia, Pennsylvania and Ohio. Within Pennsylvania, the Project, as proposed, includes approximately 1.74 mile of 36-inch pipeline, for the purpose of transporting natural gas from Majorsville, PA to the Pennsylvania-West Virginia state line. The Project, as proposed, will require approximately 29.83 acres of earth disturbance, and impacts to 868 linear feet of Unnamed Tributaries of Enlow Fork (WWF), Unnamed Tributaries of Dunkard Creek (WWF), and Dunkard Creek (WWF), 1.98 acre of floodway, 0.09 acre of temporary PEM wetland impacts.

The Department anticipates issuing a state water quality certification to Applicant for the Project that will require compliance with the following State water quality permitting programs, criteria and conditions established pursuant to State law to ensure the Project does not violate applicable State water quality standards set forth in 25 Pa. Code Chapter 93:

1. *Discharge Permit*—Applicant shall obtain and comply with a Department 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*—Applicant shall obtain and comply with the Department'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*—Applicant shall obtain and comply with a Department 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*—The Department 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 Applicant.

5. *Operation*—Applicant 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 State Water Quality Certification and all required permits, authorizations and approvals. 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 Applicant.

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be available for inspection by the Department during such inspections of the Project.

7. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project which is affected by this State Water Quality Certification, Applicant 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 Department Regional Office of such intent. Notice to the Department 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 the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Rita Coleman, 400 Waterfront Drive, Pittsburgh, PA 15222.

7. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

8. *Other Laws*—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable federal or state law or regulation.

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

Prior to issuance of the final state water quality certification, the Department will consider all relevant and timely comments, suggestions or objections submitted to the Department within 30 days of this notice. Comments should be directed to Rita Graham at the above address or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD). Comments must be submitted in writing and contain the name, address and telephone number of the person commenting and a concise statement of comments, objections or suggestions on this proposal. No comments submitted by facsimile will be accepted.

[Pa.B. Doc. No. 16-2200. Filed for public inspection December 16, 2016, 9:00 a.m.]

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us/dsweb/HomePage>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 787-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance Document

DEP ID: 563-2112-228. *Title:* Guidelines for the Beneficial Use of Coal Ash at Coal Mines. *Description:* This guidance explains acceptable methods to comply with 25 Pa. Code Chapter 290 (relating to beneficial use of coal ash). Specifically, it describes procedures for water monitoring, ash quality monitoring and certification of coal ash sources. The draft guidance was open for a 30-day comment period beginning on December 13, 2014. One individual submitted comments and minor changes were made to the guidance for added clarity. The District Mining Offices and the Mining and Reclamation Advisory Board were consulted during the development of this guidance.

Contact: Questions regarding this action should be directed towards Sharon Hill, (717) 787-6842, shill@pa.gov.

Effective Date: Saturday, December 17, 2016

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-2201. Filed for public inspection December 16, 2016, 9:00 a.m.]

Board and Committee Meeting Schedules for 2017

The following is a list of 2017 meetings of advisory boards and committees associated with the Department of Environmental Protection (Department). These schedules and an agenda for each meeting, including meeting materials, will be available on the Department's web site at <http://www.dep.pa.gov> through the Public Participation tab. Prior to each meeting, the Department encourages individuals to visit its web site to confirm the meeting date, time and location.

Persons in need of accommodations, as provided for in the Americans with Disabilities Act of 1990, should contact the individual listed for each board or committee, or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

Aggregate Advisory Board

The Aggregate Advisory Board will meet at 10 a.m. in the Susquehanna Room, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA, unless noted otherwise. The meeting dates are as follows:

February 1, 2017
May 10, 2017
August 2, 2017 (offsite location will be announced at a later date)
November 1, 2017

Contact: Daniel E. Snowden, DEd, Bureau of Mining Programs, 400 Market Street, Harrisburg, PA 17101, at dsnowden@pa.gov or (717) 787-5103.

Agricultural Advisory Board

The Agricultural Advisory Board will meet at 9 a.m. in Susquehanna Room B, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA. The meeting dates are as follows:

February 23, 2017
April 27, 2017
June 22, 2017
August 24, 2017
October 26, 2017
December 21, 2017

Contact: Jay Braund, Bureau of Clean Water, 400 Market Street, Harrisburg, PA 17101, at jbraund@pa.gov or (717) 772-5636.

Air Quality Technical Advisory Committee

The Air Quality Technical Advisory Committee will meet at 9:15 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

February 23, 2017
April 20, 2017
June 15, 2017
August 3, 2017
October 12, 2017
December 14, 2017

Contact: Kirit Dalal, Bureau of Air Quality, 400 Market Street, Harrisburg, PA 17101, at kdalal@pa.gov or (717) 772-3436.

Board of Coal Mine Safety

The Board of Coal Mine Safety will meet at 10 a.m. in the Department's Cambria Office, 286 Industrial Park Road, Ebensburg, PA. The meeting dates are as follows:

March 7, 2017
June 6, 2017
September 5, 2017
December 5, 2017

Contact: Allison Gaida, Bureau of Mine Safety, Department of Environmental Protection, New Stanton Office, 131 Broadview Road, New Stanton, PA 15672, at agaida@pa.gov or (724) 404-3147.

Citizens Advisory Council

The Citizens Advisory Council (CAC) will meet at 10 a.m. or immediately following the Environmental Quality

Board meeting in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The CAC does not meet in August or December. The meeting dates are as follows:

January 17, 2017
 February 21, 2017
 March 21, 2017
 April 18, 2017
 May 17, 2017 (moved to Wednesday due to primary election on May 16, 2017)
 June 20, 2017
 July 18, 2017
 September 19, 2017
 October 17, 2017
 November 14, 2017

Contact: Katie Hetherington Cunfer, Citizens Advisory Council, P.O. Box 8459, Harrisburg, PA 17105-8459, at khethering@pa.gov or (717) 705-2693.

Cleanup Standards Scientific Advisory Board

The Cleanup Standards Scientific Advisory Board will meet at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 15, 2017
 June 28, 2017
 November 9, 2017

Contact: Mike Maddigan, Bureau of Environmental Cleanup and Brownfields, 400 Market Street, Harrisburg, PA 17101, at mmaddigan@pa.gov or (717) 772-3609.

Climate Change Advisory Committee

The Climate Change Advisory Committee will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, unless otherwise noted. The meeting dates are as follows:

January 10, 2017
 March 14, 2017
 May 9, 2017
 July 11, 2017
 September 12, 2017
 November 8, 2017

Contact: Mark Brojakowski, Bureau of Air Quality, 400 Market Street, Harrisburg, PA 17101, at mbrojakows@pa.gov or (717) 772-3429.

Coal and Clay Mine Subsidence Insurance Fund Board

The Coal and Clay Mine Subsidence Insurance Fund Board (Board) will meet at 10 a.m. in the 12th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting date is as follows:

January 12, 2017

Other meetings may be scheduled by the Board on an as-needed basis.

Contact: Lawrence Ruane, Bureau of Mining Programs, 400 Market Street, Harrisburg, PA 17101, at lruane@pa.gov or (717) 783-9590.

Coastal Zone Advisory Committee

The Coastal Zone Advisory Committee will meet at 9:30 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

January 18, 2017
 June 7, 2017

Contact: Stacey Box, Compacts and Commissions Office, 400 Market Street, Harrisburg, PA 17101, at sbox@pa.gov or (717) 772-5622.

Environmental Justice Advisory Board

The Environmental Justice Advisory Board will meet at 8:30 a.m. in the Delaware Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 7, 2017
 June 6, 2017
 August 1, 2017
 November 14, 2017

Contact: Carl Jones, Office of Environmental Justice, 400 Market Street, Harrisburg, PA 17101, at caejone@pa.gov or (484) 250-5818.

Environmental Quality Board

The Environmental Quality Board will meet at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Meetings will only be held when there are a sufficient number of agenda items for consideration. The meeting dates are as follows:

February 21, 2017
 March 21, 2017
 April 18, 2017
 May 17, 2017 (moved to Wednesday due to primary election on May 16, 2017)
 June 20, 2017
 July 18, 2017
 August 15, 2017
 September 19, 2017
 October 17, 2017
 November 14, 2017
 December 12, 2017

Contact: Laura Edinger, Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477, at ledinger@pa.gov or (717) 772-3277.

Laboratory Accreditation Advisory Committee

The Laboratory Accreditation Advisory Committee will meet at 9 a.m. in Room 206, Bureau of Laboratories Building, 2575 Interstate Drive, Harrisburg, PA. The meeting dates are as follows:

June 7, 2017
 September 13, 2017
 December 5, 2017

Contact: Aaren Alger, Bureau of Laboratories, 2575 Interstate Drive, Harrisburg, PA 17110, at aalger@pa.gov or (717) 346-7200.

Low-Level Waste Advisory Committee

The Low-Level Waste Advisory Committee will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting date is as follows:

October 4, 2017

Contact: Rich Janati, Bureau of Radiation Protection, 400 Market Street, Harrisburg, PA 17101, at rjanati@pa.gov or (717) 787-2147.

Mine Families First Response and Communications Advisory Council

The Mine Families First Response and Communications Advisory Council meeting for 2017 has not yet been scheduled.

Notice for the upcoming meeting will be published in a future issue of the *Pennsylvania Bulletin*.

Contact: Allison Gaida, Bureau of Mine Safety, New Stanton Office, 131 Broadview Road, New Stanton, PA 15672, at agaida@pa.gov or (724) 404-3147.

Mining and Reclamation Advisory Board

The Mining and Reclamation Advisory Board will meet at 10 a.m. in the Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA, unless noted otherwise. The meeting dates and locations are as follows:

January 19, 2017—14th Floor Conference Room
 April 20, 2017—4th Floor Training Room
 July 20, 2017—location will be announced at a later date
 October 19, 2017—Room 105

Contact: Daniel E. Snowden, DEd, Bureau of Mining Programs, 400 Market Street, Harrisburg, PA 17101, at dsnowden@pa.gov or (717) 787-5103.

Oil and Gas Technical Advisory Board

The Oil and Gas Technical Advisory Board will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

February 16, 2017
 May 18, 2017
 August 17, 2017
 November 16, 2017

Contact: Todd Wallace, Office of Oil and Gas Management, 400 Market Street, Harrisburg, PA 17101, at twallace@pa.gov or (717) 783-9438.

Pennsylvania Energy Development Authority

The Pennsylvania Energy Development Authority Board meetings for 2017 have not yet been scheduled.

Notices for upcoming meetings will be published in future issues of the *Pennsylvania Bulletin*.

Contact: Dave Althoff, Office of Pollution, Prevention and Energy Assistance, at dalthoff@pa.gov or (717) 783-8411.

Radiation Protection Advisory Committee

The Radiation Protection Advisory Committee will meet at 9 a.m. in the 14th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

April 6, 2017
 October 19, 2017

Contact: Joseph Melnic, Bureau of Radiation Protection, 400 Market Street, Harrisburg, PA 17101, at jmelnic@pa.gov or (717) 783-9730.

Recycling Fund Advisory Committee

The Recycling Fund Advisory Committee will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting date is as follows:

September 21, 2017 (joint meeting with the Solid Waste Advisory Committee)

Contact: Laura Henry, Bureau of Waste Management, 400 Market Street, Harrisburg, PA 17101, at lahenry@pa.gov or (717) 772-5713.

Sewage Advisory Committee

The Sewage Advisory Committee will meet at 10:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 23, 2017
 September 13, 2017

Contact: Brian Schlauderer, Bureau of Clean Water, 400 Market Street, Harrisburg, PA 17101, at bschlauder@pa.gov or (717) 772-5620.

Small Business Compliance Advisory Committee

The Small Business Compliance Advisory Committee will meet at 10 a.m. in the 12th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

January 25, 2017
 April 26, 2017
 July 26, 2017
 October 25, 2017

Contact: Nancy Herb, Bureau of Air Quality, 400 Market Street, Harrisburg, PA 17101, at nherb@pa.gov or (717) 783-9269.

Small Water Systems Technical Assistance Center Board

The Small Water Systems Technical Assistance Center Board will meet at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

January 5, 2017
 March 9, 2017
 May 4, 2017
 June 8, 2017
 July 13, 2017
 August 24, 2017
 September 28, 2017
 October 26, 2017
 December 7, 2017

Contact: Dawn Hissner, Bureau of Safe Drinking Water, 400 Market Street, Harrisburg, PA 17101, at dhissner@pa.gov or (717) 772-2189.

Solid Waste Advisory Committee

The Solid Waste Advisory Committee will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 16, 2017
 June 29, 2017
 September 21, 2017 (joint meeting with the Recycling Fund Advisory Committee)
 December 6, 2017

Contact: Laura Henry, Bureau of Waste Management, 400 Market Street, Harrisburg, PA 17101, at lahenry@pa.gov or (717) 772-5713.

State Board for Certification of Sewage Enforcement Officers

The State Board for Certification of Sewage Enforcement Officers will meet at 10 a.m. in Conference Room 11B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 15, 2017
 June 28, 2017
 September 20, 2017
 December 20, 2017

Contact: Kristen Sz wajkowski, Bureau of Clean Water, 400 Market Street, Harrisburg, PA 17101, at ksz wajkows@pa.gov or (717) 772-2186.

State Board for Certification of Water and Wastewater System Operators

The State Board for Certification of Water and Wastewater System Operators will meet at 10 a.m. in the 10th Floor Conference Room, unless noted otherwise, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

February 8, 2017—12th Floor Conference Room
 April 12, 2017
 June 21, 2017
 August 17, 2017
 October 17, 2017
 December 14, 2017

Contact: Cheri Sansoni, Bureau of Safe Drinking Water, Operator Certification, 400 Market Street, Harrisburg, PA 17101, at csansoni@pa.gov or (717) 772-5158.

Storage Tank Advisory Committee

The Storage Tank Advisory Committee will meet at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

March 7, 2017
 June 6, 2017
 September 5, 2017
 December 5, 2017

Contact: Dawn Heimbach, Bureau of Environmental Cleanup and Brownfields, 400 Market Street, Harrisburg, PA 17101, at daheimbach@pa.gov or (717) 772-5556.

Technical Advisory Committee on Diesel-Powered Equipment

The Technical Advisory Committee on Diesel-Powered Equipment will meet at 10 a.m. in the Westmoreland Room, New Stanton Office, 131 Broadview Road, New Stanton, PA 15672. The meeting dates are as follows:

January 11, 2017
 April 12, 2017
 July 12, 2017
 October 11, 2017

Contact: Peggy Scheloske, Bureau of Mine Safety, New Stanton Office, 131 Broadview Road, New Stanton, PA 15672, at mscheloske@pa.gov or (724) 404-3143.

Water Resources Advisory Committee

The Water Resources Advisory Committee will meet at 9:30 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting dates are as follows:

February 8, 2017
 May 10, 2017
 August 9, 2017
 October 25, 2017

Contact: Diane Wilson, Bureau of Clean Water, 400 Market Street, Harrisburg, PA 17101, at diawilson@pa.gov or (717) 787-3730.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-2202. Filed for public inspection December 16, 2016, 9:00 a.m.]

Bond Schedule for the Calculation of Bond Amounts on Noncoal Mining Operations

The Department of Environmental Protection (Department) announces the bond schedule for noncoal mining operations. The authority for bonding noncoal mining operations is found under The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326) and the regulations promulgated thereunder at 25 Pa. Code Chapter 77, Subchapter D (relating to bonding and insurance requirements). The rates listed in this schedule will be used in calculating the bonds for surface noncoal mining operations including surface mines and facilities and the surface facilities of underground mining operations. Other activities, including special revegetation plans, wetland mitigation or stream channel restoration, will be estimated on a case-by-case basis.

Under 25 Pa. Code § 77.202 (relating to determination of bond amount), the Department is providing notice of the bond schedule for bonding Noncoal Surface Mine Sites.

The bond schedule reflects the requirement that the amount of bond shall be the estimated cost to the Department if it had to complete the reclamation, restoration and abatement work under the Noncoal Surface Mining Conservation and Reclamation Act. The rates will become effective January 1, 2017, and will remain in effect until they are revised through a subsequent notice.

The bond rate schedules are available electronically at <http://www.dep.pa.gov/Business/Land/Mining/BureauofMiningPrograms/ProgramsServices/Bonding/Pages/default.aspx>. For background information and supporting documentation regarding bonding rate schedules, contact the Bureau of Mining Programs, Division of Permitting and Compliance, P.O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-5103.

General Methodology

The basic approach to bonding large noncoal sites is to apply a flat per acre rate (to cover minor grading and revegetation) and supplement that with bond to account for spoil storage, backfilling, highwall blasting, demolition or other site-specific costs. For mine sites where consolidated material is mined below the water table, the reclamation bond calculation must account for reclamation slopes to a depth of 50 feet below the anticipated post-mining water level.

For sites that can be mined in lateral phases, the operator can choose to bond the permit area by phase. The operator must identify the portion of the permit area on which mining and reclamation activities will occur within the phase. The Department will calculate the bond liability based on the maximum portion of the permitted area that the permittee is authorized to disturb at any specific time. This area is described in the permittee's mining and reclamation plans and must include all of the land affected by mining activities that is not planted, growing and stabilized.

Per Acre Rates Applicable to Disturbed (Not Reclaimed) Area

\$3,500 per acre for mining area (this rate includes select grading and revegetation)

\$1,900 per acre for support areas (this rate includes revegetation)

Spoil Storage/Earthmoving

The rate of \$1.20 (cost per cubic yard) for grading applies to spoil stored or other additional earthmoving (for example, backfilling for contour mines or subsoil

replacement where more than 12 inches of soil is needed to meet post-mining land use).

Blasting to Achieve the Reclamation Slope

The following rates apply to highwalls where blasting is necessary to achieve the final slope. Blaster's estimates may be used in lieu of these rates.

Table 1
Highwall/Bench Height (feet) Cost per Linear Foot of Highwall/Bench

| | |
|----------|---------|
| Up to 20 | \$10.00 |
| >20 <30 | \$20.00 |
| >30 <40 | \$40.00 |
| >40 <50 | \$55.00 |
| >50 | \$75.00 |

Mine Sealing

Mine sealing costs should be calculated using the Bond Rate Schedule in Table 2.

Table 2
Mine Sealing Bond Rate Schedule

Sealing Underground Mine Drift and Slope Openings

| <i>Unit Operation</i> | <i>Unit Measure</i> | <i>Unit Costs (\$)</i> |
|-----------------------------|---------------------|------------------------|
| Concrete Work | Cubic yard | 128.00 |
| Masonry Work | Square foot | 11.00 |
| Fill Material and Earthwork | Cubic yard | 23.00 |
| Security Fencing | Lineal foot | 29.00 |
| Mobilization Cost | Job | 5% of Total Amount |

Sealing Underground Mine Shaft Openings

| <i>Unit Operation</i> | <i>Unit Measure</i> | <i>Unit Costs (\$)</i> |
|--|---------------------|------------------------|
| Concrete Material | Cubic Yard | 96.00 |
| Aggregate Material | Cubic Yard | 27.00 |
| Fill Material and Earthwork ¹ | Cubic Yard | 4.00 |
| Security Fencing | Lineal Foot | 29.00 |
| Mobilization Cost | Job | 5% of Total Amount |

Sealing Boreholes at Underground Mines

| <i>Dimension</i> | <i>Minimum Cost Per Hole (\$)</i> | <i>Unit Cost (\$ Per Lineal Foot</i> |
|------------------------------|-----------------------------------|--------------------------------------|
| 12-Inch or Less Diameter | 1,500 | 5.50 |
| Larger Than 12-Inch Diameter | 2,000 | 5.50 |

¹ Mine sealing costs are minimum costs. Additional costs per mine seal will be assessed based on specific design criteria, such as the thickness of the seal and the volume of backfill material required, using appropriate material, equipment and labor costs from BAMR bid abstracts or from an industry-standard cost estimation publications, for example, *Means Estimating Handbook* or *Walker's Building Estimator's Reference Book*.

Other Items

A flat rate of \$3,800 will be used for each pond requiring reclamation. This rate includes dewatering, grading, topsoil replacement and revegetation.

Large equipment tires remaining at a site will be bonded at \$300 per tire.

Available cost information will be used in the event that a unit operation necessary to calculate a reclamation bond is not listed in the schedule. If enough data is not available, the rate will be set from a standard reference like *Means Building Construction Cost Data* or *Walker's Building Estimator's Reference Book*.

Structure demolition costs, for structures that are not compatible with the post-mining land use, will be calculated using these references. Structures that have reasonable post-mining uses do not require bonding.

Mobilization

Add 4% of the amount, up to \$40,000, for mobilization costs.

Large Noncoal—Unconsolidated material

Mining of unconsolidated material includes sites where the mining is above and below groundwater. The cost of reclamation for these two types of mining include selective grading to achieve the reclamation slopes and the

safety bench around the water impoundment to meet the requirements of 25 Pa. Code § 77.594 (relating to final slopes).

The cost to grade the highwall to the approved reclamation slope above the groundwater table will be calculated based on the area of the highwall (determined by the length of highwall to be reclaimed multiplied by the horizontal width of the reclamation slope) to be reclaimed and the height of the highwall. The Department will use the following rates for bonding permits mining unconsolidated material:

- \$1,700 per acre for mining up to 35 feet
- \$2,400 per acre for 35 to 65 feet
- \$5,000 per acre over 65 feet

The cost to establish the safety bench on water impoundments will be calculated based on the area around the perimeter of the impoundment multiplied by the width of the safety bench. The Department will use \$1,700 per acre for bonding the safety bench.

The Department will use the Bond Rate Schedule for spoil, storage and earthmoving (cost per cubic yard) for sites that will use unmarketable material to achieve the reclamation contours on unconsolidated material mine sites.

Small Noncoal Sites

For small noncoal sites that comply with 25 Pa. Code § 77.108(e)(4) (relating to permit for small noncoal operations) and the permit is 1 acre or less, the bond amount is \$1,500 per acre and an additional \$2,500 for mobilization/demobilization.

For small noncoal sites that comply with 25 Pa. Code § 77.108(e)(4) and the permit is over 1 acre, the following rates apply:

- \$1,900 per acre for support
- \$3,000 per acre for mining up to 35 feet
- \$4,000 per acre for 35 to 65 feet
- \$5,000 per acre over 65 feet

Small Noncoal—Consolidated Material

The Department will use the following rates for bonding permits mining consolidated material that need to exceed the 1-acre limit imposed by 25 Pa. Code § 77.108(e)(4). These are the rates that also apply to the General Permit for Bluestone (GP-105).

- \$1,900 per acre for support
- \$3,000 per acre for mining up to 35 feet
- \$4,000 per acre for 35 to 65 feet
- \$5,000 per acre over 65 feet
- Additional \$2,500 for mobilization/demobilization

Small Noncoal—Unconsolidated Material

A flat rate of \$3,500 per acre should be used for small sand and gravel pits that exceed the 1-acre limitation of 25 Pa. Code § 77.108(e)(4).

Effective Date: January 1, 2017

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-2203. Filed for public inspection December 16, 2016, 9:00 a.m.]

Federal Consistency under the Coastal Zone Management Act; Delaware River Pipeline Relocation Project

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection (Department), Coastal Resources Management Program has received notice that Sunoco Logistics Partners, LP and the Monroe Energy Company (SXL/MIPC) are proposing the Delaware River Pipeline Relocation Project.

SXL/MIPC is seeking authorization from the Federal Energy Regulatory Commission and the United States Army Corps of Engineers to relocate, replace, remove, in part, and abandon, in part, two existing 12-inch and 8-inch diameter natural gas pipelines extending across the Delaware River between Delaware County, PA and Gloucester County, NJ in the vicinity of the Philadelphia International Airport, just west of Fort Mifflin and the Philadelphia County line. Existing pipelines will be removed from the navigation channel by a bucket dredge and the remaining pipe will be capped and left in place. The new pipelines will be installed beneath the Delaware River by horizontal directional drilling (HDD). A temporary HDD pad, pullback area and trenching will be installed in the floodplain. Upon project completion, all impacted areas will be returned to preconstruction grade and conditions.

This project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on the Commonwealth's coastal resources or uses.

In accordance with National Oceanic and Atmospheric Administration (NOAA) regulations in 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), SXL/MIPC has determined that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at (717) 772-2196 or RA-Fed_Consistency@pa.gov.

The Department will consider all comments received on or before January 3, 2017, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. Comments, including comments submitted by e-mail, must include the originator's name and address. Commentators are urged to submit comments using the Department's online eComment system at www.ahs.dep.pa.gov/eComment. Written comments should be submitted by e-mail to ecomment@pa.gov, or by mail to the Department of Environmental Protection, Compacts and Commissions Office, 400 Market Street, P.O. Box 8465, Harrisburg, PA 17101-8465.

PATRICK McDONNELL,
Acting Secretary

[Pa.B. Doc. No. 16-2204. Filed for public inspection December 16, 2016, 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 | 28 Pa. Code § 551.21 (relating to criteria for ambulatory surgery) (CPT Codes 49652, 49653, 49654, 49655, 49656, 49657, 49650 and 49651) |
| The Skin Center | 28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of “classification levels,” regarding Class B facilities and PSIII patients |

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of 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 previously listed address. 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. 16-2205. Filed for public inspection December 16, 2016, 9:00 a.m.]

Hospitals; Requests for Exceptions

The following hospitals 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 hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). Department regulations governing hospital licensure can be found in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals). The following hospitals are requesting exceptions to 28 Pa. Code § 153.1 (relating to minimum standards) which contains 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> |
|-----------------------------|---------------------------|---|-------------------------|
| Allegheny Valley Hospital | 2.1-2.2.5.1(1) | Location (hand-washing stations in patient rooms) | 2014 |
| | 2.2-2.2.2.1(1) | Capacity (medical/surgical nursing unit) | 2014 |
| | 2.2-2.2.2.2(1)(b) | Area (space requirements) | 2014 |
| | 2.2-2.2.2.7(2)(c)(i) | Patient bathing facilities | 2014 |
| | 2.2-2.2.2.7(2)(c)(ii) | Patient bathing facilities | 2014 |
| | 2.2-2.2.6.13 | Examination rooms | 2014 |
| | 2.2-2.2.8.2 | Toilet rooms | 2014 |
| UPMC Presbyterian Shadyside | 2.1-8.5.3.2 | Size (TDRs) | 2014 |

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of 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 previously listed address. 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. 16-2206. Filed for public inspection December 16, 2016, 9:00 a.m.]

Long-Term Care Nursing Facilities; Requests for Exception

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

Golden LivingCenter—West Shore
770 Poplar Church Road
Camp Hill, PA 17011
FAC ID # 280202

Meadow View Healthcare and Rehabilitation Center
225 Park Street
Montrose, PA 18801
FAC ID # 011202

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 205.36(h) (relating to bathing facilities):

Sarah A. Todd Memorial Home
1000 West South Street
Carlisle, PA 17013
FAC ID # 711402

StoneRidge Towne Centre
7 West Park Avenue
Myerstown, PA 17067
FAC ID # 051102

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

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 previously listed address or phone number, 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. 16-2207. Filed for public inspection December 16, 2016, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Payments

The Department of Human Services (Department) is announcing its intent to allocate funding for Fiscal Year (FY) 2016-2017 disproportionate share hospital (DSH) payments to qualifying Medical Assistance enrolled acute care general hospitals that participate in an academic medical program. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2016-2017 impact as a result of the funding allocation for these payments is \$6.221 million (\$3.000 million in State general funds and \$3.221 million in Federal funds) upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider comments received within 30 days in determining the final payment methodology for these payments.

Persons with a disability who require an auxiliary aid or services may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-1106. (1) General Fund; (2) Implementing Year 2016-17 is \$6,221,000; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are \$0; (4) 2015-16 Program—\$17,431,000; 2014-15 Program—\$17,431,000; 2013-14 Program—\$16,831,000; (7) Medical Assistance—Academic Medical Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 16-2208. Filed for public inspection December 16, 2016, 9:00 a.m.]

Managed Care Assessment Program for Fiscal Year 2017-2018

The Department of Human Services (Department) is announcing a proposed adjustment to the managed care assessment fixed fee for Fiscal Year (FY) 2017-2018.

Background

In 2015, the General Assembly enacted legislation authorizing the Department to impose an annual monetary assessment on managed care organizations (MCO) in the Commonwealth for a 4-year period beginning with State FY 2016-2017. See the act of December 28, 2015 (P.L. 500, No. 92) (Act 92). Act 92 sets the initial assessment fixed fee at \$13.48 per member month,¹ but also authorizes the Secretary of the Department to adjust the assessment fixed fee for all or part of a fiscal year so long as the assessment does not exceed the Federal maximum 6% limit under 42 CFR 433.68(f)(3)(i)(A) (relating to permissible health care-related taxes). Before adjusting the assessment percentage, the Secretary must publish a notice in the *Pennsylvania Bulletin* that specifies the proposed adjusted fixed fee and identifies the aggregate impact on covered MCO plans subject to the assessment and allow interested parties a 30-day period in which to comment. After consideration of any comments received during the 30-day period, the Secretary must publish a second notice announcing the adjusted fixed fee.

Proposed Adjusted Assessment Fixed Fee

The Department is proposing to adjust the MCO assessment fixed fee to \$15.07 per member month effective July 1, 2017. The proposed adjusted MCO assessment fixed fee does not exceed the Federal maximum limit of 6% of revenue.

Fiscal Impact

The Department estimates that the annual aggregate assessment fixed fees for MCOs in FY 2017-2018 will total \$1,051.317 million.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered in the determination of the final adjusted MCO assessment fixed fee. Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-1108. (1) General Fund; (2) Implementing Year 2016-17 is \$0; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are -\$1,051,000,000; (4) 2015-16 Program—\$3,828,000,000; 2014-15 Program—\$3,823,000,000; 2013-14 Program—

¹ Individuals who are enrolled in Medicare Advantage plans and other Federally-funded health care plans are not considered members in determining an MCO's assessment amount. See 62 P.S. § 801-1 (definitions). The assessment does not apply to self-funded health care plans.

\$3,995,000,000; (7) Medical Assistance—Capitation; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 16-2209. Filed for public inspection December 16, 2016, 9:00 a.m.]

Medical Assistance Program Fee Schedule; Addition of Procedure Code for Vaccine Administration

In accordance with 55 Pa. Code § 1150.61(a) (relating to guidelines for fee schedule changes), the Department of Human Services (Department) announces the addition of the following procedure code to the Medical Assistance (MA) Program Fee Schedule for the administration of a cell culture influenza vaccine, quadrivalent, effective for dates of service on and after January 1, 2017.

| Procedure Code | Description | MA Fee |
|----------------|---|--------|
| 90674 | Influenza virus vaccine, quadrivalent (ccIIV4), derived from cell cultures, subunit, preservative and antibiotic free, 0.5 mL dosage, for intramuscular use | \$10 |

The United States Food and Drug Administration approved use of Flucelvax Quadrivalent®, a quadrivalent influenza virus vaccine derived from cell cultures, on May 23, 2016. The Department is adding Current Procedural Terminology (CPT) code 90674 to the MA Program Fee Schedule to identify when a practitioner administers Flucelvax Quadrivalent®.

CPT code 90674 is part of the Centers for Medicare & Medicaid Services annual 2017 Healthcare Current Procedure Coding System update to be implemented on January 1, 2017.

The Department will issue an MA Bulletin to providers enrolled in the MA Program specifying the procedures for billing of the administration of the vaccine.

Fiscal Impact

The Department anticipates no fiscal impact as a result of adding procedure code 90674 to the MA Fee Schedule, as there is an existing procedure code on the fee schedule that is being used for the administration of an unspecified vaccine and the addition of this procedure code will not increase utilization.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,
Secretary

Fiscal Note: 14-NOT-1107. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 16-2210. Filed for public inspection December 16, 2016, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P.S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P.S. § 165-11(e)), these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, shall be awarded no contract for 3 years after the date listed.

| <i>Contractor</i> | <i>Address</i> | <i>Date of Debarment</i> |
|--|---|--------------------------|
| Castle Painting a/k/a Castle Painting & Repair and Thomas F. Kaufmann, individually FEIN No. 04-3690069 | 1075 Franklin Avenue Croydon, PA 19021 | 11/9/2016 |

KATHY M. MANDERINO,
Secretary

[Pa.B. Doc. No. 16-2211. Filed for public inspection December 16, 2016, 9:00 a.m.]

FISH AND BOAT COMMISSION

Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined consistent with 58 Pa. Code § 71.7(e)(3) to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following application to stock triploid grass carp in waters having a surface area of greater than 5 acres is currently undergoing staff review:

| <i>Applicant</i> | <i>Water</i> | <i>Location of Water</i> | <i>Description of Water</i> | <i>Nature of Vegetation to be Controlled</i> |
|---------------------------------|---|---|--|---|
| Camp Lohican c/o Mark Buynak | Kinneyville Pond N 41.50.868 W -75.18.283 | Lake Como, Buckingham Township Wayne County | 28-acre lake discharges to Kinneyville Creek to Equinunk Creek | <i>Coontail</i> (<i>Ceratophyllum demersum</i>); <i>American Pondweed</i> (<i>Potamogeton nodosus</i>) |

JOHN A. ARWAY,
Executive Director

[Pa.B. Doc. No. 16-2212. Filed for public inspection December 16, 2016, 9:00 a.m.]

INSURANCE DEPARTMENT

Alleged Violation of Insurance Laws; Walter R. Johnson; Doc. No. SC16-12-001

Notice is hereby given of the Order to Show Cause issued on December 2, 2016, by the Deputy Insurance Commissioner in the previously-referenced matter. Violation of the following is alleged: sections 607-A(1) and 611-A(7) and (20) of The Insurance Department Act of 1921 (40 P.S. §§ 310.7(1) and 310.11(7) and (20)).

Respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—508 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention,

if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Donna Fleischauer, Agency ADA Coordinator at (717) 705-4194.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-2213. Filed for public inspection December 16, 2016, 9:00 a.m.]

Mark D. Miller; Order to Show Cause; Doc. No. SC16-10-017

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for January 26, 2017, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before January 24, 2017. A hearing shall occur on February 9, 2017, at 10 a.m. in the Administrative Hearings Office, Capitol Associates Buildings, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 11, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answers to petitions to intervene, if any, shall be filed on or before January 24, 2017.

Persons with a disability who wish to attend the previously-referenced administrative hearing, and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-2214. Filed for public inspection December 16, 2016, 9:00 a.m.]

RiverSource Life Insurance Company; Rate Increase Filing for Form 30160A-PA When Sold Without Endorsement 32100-PA (AERS-130772851)

RiverSource Life Insurance Company is requesting approval to increase the premium 15% on 1,646 policy-

holders with the following individual LTC policy form number: 30160A-PA. This notice addresses only 30160A-PA policies without Endorsement 32100-PA.

Unless formal administrative action is taken prior to March 2, 2017, 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. To view these filing notices, hover the cursor over "Consumers" in the blue bar at the top of the webpage then select "Long Term Care Rate Filings" 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 within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

TERESA D. MILLER,
Insurance Commissioner

[Pa.B. Doc. No. 16-2215. Filed for public inspection December 16, 2016, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

Governor's Office

Management Directive No. 530.11—Benefits Eligibility of Permanent and Nonpermanent Employees, Amended November 9, 2016.

Administrative Circular No. 16-13—Holidays—2017, Dated October 31, 2016.

Administrative Circular No. 16-14—Holiday Trees and Decorations in Commonwealth-Owned or Leased Buildings, Dated November 16, 2016.

LAURA CAMPBELL,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 16-2216. Filed for public inspection December 16, 2016, 9:00 a.m.]

OFFICE OF THE BUDGET

Statutory Cost of Living Increases for Salaries of State Officials and the Heads of Departments, Boards and Commissions

Section 3(e) of the Public Official Compensation Act, the act of September 30, 1983 (P.L. 160, No. 39) as amended by Section 2 of the act of October 19, 1995 (P.L. 324, No. 51) mandates that the salaries of the Governor, Lieutenant Governor, State Treasurer, Auditor General, Attorney General and the heads of the departments and members of boards and commissions shall be increased by applying the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U) for the Pennsylvania, New Jersey, Delaware and Maryland area for the most recent 12-month period for which figures have been officially reported by the United States Department of Labor, Bureau of Labor Statistics (BLS) immediately prior to the date adjustment is due to take effect.

As required by Section 3(e) of the Public Official Compensation Law, the Governor has determined, based on the change in the CPI-U (PA-DE-NJ-MD) over the past 12 months as reported by BLS on November 17, 2016, that the salaries covered by that law shall be increased by 1.3% effective January 1, 2017. The following chart lists the position, the salary prior to the adjustment, the percentage decrease of the adjustment and the new salary:

COLA Adjustment for Elected and Appointed Officials Receiving Salaries Contained in Act 1995-51

Cola Adjustment is Based on the Percent Change in the CPI-U for PA-DE-NJ-MD, CMSA, for the 12-Month Period Ending October 2016

| <i>Position</i> | <i>Salary Prior to 1/1/2017</i> | <i>Cola Adjustment</i> | <i>Salary Effective 1/1/2017</i> |
|---|---------------------------------|------------------------|----------------------------------|
| Governor | \$190,823 | 1.3% | \$193,304 |
| Lieutenant Governor | \$160,289 | 1.3% | \$162,373 |
| State Treasurer | \$158,764 | 1.3% | \$160,828 |
| Auditor General | \$158,764 | 1.3% | \$160,828 |
| Attorney General | \$158,764 | 1.3% | \$160,828 |
| Large Agency Head | \$152,657 | 1.3% | \$154,642 |
| Secretary of Education | | | |
| Secretary of Environmental Protection | | | |
| Secretary of Health | | | |
| Secretary of Labor and Industry | | | |
| Secretary of Public Welfare | | | |
| Secretary of Transportation | | | |
| Secretary of Corrections | | | |
| Medium Agency Head | \$145,025 | 1.3% | \$146,910 |
| Secretary of Aging | | | |
| Secretary of Community & Economic Development | | | |
| Secretary of General Services | | | |
| Secretary of Revenue | | | |
| State Police Commissioner | | | |
| Secretary of Conservation & Natural Resources | | | |
| Small Agency Head | \$137,392 | 1.3% | \$139,178 |
| Adjutant General | | | |
| Secretary of Agriculture | | | |
| Secretary of Banking | | | |
| Secretary of the Commonwealth | | | |
| Insurance Commissioner | | | |
| Secretary of Drug and Alcohol Programs***** | | | |
| Liquor Control Board | | | |
| Chairman | \$77,548 | 1.3% | \$78,556 |
| Member | \$74,494 | 1.3% | \$75,462 |
| Civil Service Commission**** | | | |
| Chairman | \$87,261 | 1.3% | \$88,395 |
| Member | \$83,904 | 1.3% | \$84,995 |
| State Tax Equalization Board | | | |
| Chairman | \$26,716 | 1.3% | \$27,063 |
| Member | \$24,807 | 1.3% | \$25,129 |
| Milk Marketing Board | | | |
| Chairman | \$24,807 | 1.3% | \$25,129 |
| Member | \$23,853 | 1.3% | \$24,163 |

| <i>Position</i> | <i>Salary Prior to 1/1/2017</i> | <i>Cola Adjustment</i> | <i>Salary Effective 1/1/2017</i> |
|------------------------------|-------------------------------------|----------------------------|--------------------------------------|
| Securities Commission*** | | | |
| Chairman | \$41,738 | 1.3% | \$42,281 |
| Member | \$38,079 | 1.3% | \$38,574 |
| Athletic Commission | | | |
| Chairman | \$20,039 | 1.3% | \$20,300 |
| Member | \$19,080 | 1.3% | \$19,328 |
| Board of Pardons | | | |
| Member | \$17,555 | 1.3% | \$17,783 |
| Public Utility Commission | | | |
| Chairman | \$147,525 | ** | \$149,410 |
| Member | \$145,025 | 1.3% | \$146,910 |
| Environmental Hearing Board* | | | |
| Chairman | \$147,525 | * | \$149,410 |
| Member | \$145,025 | * | \$146,910 |
| Board of Claims***** | | | |
| Chairman | \$140,940 | 1.3% | \$142,772 |
| Member | \$133,520 | 1.3% | \$135,256 |

*: The Environmental Hearing Board is not listed in Act 1995-51, but separate legislation requires that the Board's members receive the same compensation as the PUC.

** : Act 1995-51 requires that the PUC Chairman shall receive \$2,500/yr. more than PUC Members.

***: Per Act 1998-51.

****: Per Act 2002-140, effective November 27, 2002.

*****: Per Act 2002-118, effective October 2, 2002.

*****: The salary for the Secretary of Drug and Alcohol Programs has not yet been set by statute.

RANDY C. ALBRIGHT,
Secretary

[Pa.B. Doc. No. 16-2217. Filed for public inspection December 16, 2016, 9:00 a.m.]

PENNSYLVANIA CONVENTION CENTER AUTHORITY

Statements; Net Position; Revenues, Expenses and Changes in Net Position; Cash Flows

PENNSYLVANIA CONVENTION CENTER AUTHORITY

Statements of Net Position
As of June 30, 2016 and 2015

| | <u>2016</u> | <u>2015</u> |
|---|-----------------------|-----------------------|
| ASSETS | | |
| Cash and cash equivalents | \$ 44,242,501 | \$ 41,295,793 |
| Receivables, net | 2,600,033 | 2,467,669 |
| Operating agreement receivable | 1,232,850 | 4,872,198 |
| Prepaid expenses and other assets | <u>2,820,657</u> | <u>2,153,465</u> |
| Total current assets | 50,896,041 | 50,789,125 |
| <i>Capital assets being depreciated</i> | | |
| Buildings | 754,480,131 | 754,480,131 |
| Building improvements | 13,269,501 | 3,266,681 |
| Furniture and fixtures | 31,796,383 | 30,458,869 |
| Equipment | 141,462,891 | 136,204,908 |
| Leasehold improvements | <u>2,214,697</u> | <u>2,214,698</u> |
| | 943,223,603 | 926,625,287 |
| Less: Accumulated depreciation | (312,722,524) | (282,643,235) |
| <i>Capital assets not being depreciated</i> | | |
| Land | 993,835 | 993,835 |
| Construction-in-progress | 5,872,614 | 9,771,218 |
| Fine arts | <u>2,612,690</u> | <u>2,327,254</u> |
| Total capital assets, net | 639,980,218 | 657,074,359 |
| | | |
| Total assets | <u>690,876,259</u> | <u>707,863,484</u> |
| | | |
| DEFERRED OUTFLOWS OF RESOURCES RELATED TO PENSION | 1,394,609 | 827,029 |
| LIABILITIES | | |
| Accounts payable and other accrued expenses | 11,060,458 | 11,525,908 |
| Unearned income | 2,235,733 | 2,636,166 |
| Current portion of term loan payable | 164,759 | 159,144 |
| Current portion of net OPEB liability | <u>294,490</u> | <u>292,564</u> |
| Total current liabilities | 13,755,440 | 14,613,782 |
| Loans payable | 719,850 | 884,609 |
| Net pension liability | 3,544,960 | 2,595,742 |
| Net OPEB liability | <u>3,932,041</u> | <u>3,835,528</u> |
| Total liabilities | <u>21,952,291</u> | <u>21,929,661</u> |
| | | |
| DEFERRED INFLOWS OF RESOURCES RELATED TO PENSION | 30,371 | 34,018 |
| NET POSITION | | |
| Invested in capital assets | 639,980,218 | 657,074,359 |
| Restricted by Commonwealth of Pennsylvania | | |
| Operating Agreement | <u>30,307,988</u> | <u>29,652,475</u> |
| Total net position | <u>\$ 670,288,206</u> | <u>\$ 686,726,834</u> |

The accompanying notes are an integral part of these financial statements.

PENNSYLVANIA CONVENTION CENTER AUTHORITY

Statements of Revenue, Expenses, and Changes in Net Position
For the Years Ended June 30, 2016 and 2015

| | <u>2016</u> | <u>2015</u> |
|---|------------------------------|------------------------------|
| OPERATING REVENUE | | |
| <i>Convention Center events</i> | | |
| Space license fees | \$ 7,526,131 | \$ 6,393,644 |
| Commissions | 4,660,458 | 4,314,659 |
| Other event revenue | 3,985,519 | 2,575,506 |
| Other | <u>819,382</u> | <u>492,978</u> |
| Total operating revenues | 16,991,490 | 13,776,787 |
| Operating expenses, excluding depreciation | <u>34,502,267</u> | <u>35,258,717</u> |
| Operating loss before depreciation | (17,510,777) | (21,481,930) |
| Depreciation | <u>30,079,289</u> | <u>29,200,586</u> |
| Operating loss after depreciation | (47,590,066) | (50,682,516) |
| <i>Non-operating revenue (expense)</i> | | |
| Hotel tax income | 34,235,622 | 30,929,025 |
| Interest income | 50,080 | 17,347 |
| Operating agreement expense | (15,713,275) | (7,338,605) |
| Interest expense | (31,095) | (36,640) |
| Grant income | 4,300,000 | - |
| Welcome Fund loan interest and fee revenue | - | 325,333 |
| Welcome Fund loan interest and fee expense | - | (325,333) |
| Other expenses | <u>(5,695,428)</u> | <u>(1,531,559)</u> |
| Total non-operating revenue, net | <u>17,145,904</u> | <u>22,039,568</u> |
| Decrease in net position before contributions | (30,444,162) | (28,642,948) |
| Capital contributions | <u>14,005,533</u> | <u>4,314,500</u> |
| Decrease in net position | (16,438,629) | (24,328,448) |
| Net position, beginning of year | <u>686,726,835</u> | <u>711,055,282</u> |
| Net position, end of year | <u>\$ 670,288,206</u> | <u>\$ 686,726,834</u> |

*See supplemental schedule for details of operating expenses.

The accompanying notes are an integral part of these financial statements.

PENNSYLVANIA CONVENTION CENTER AUTHORITY
 Statements of Cash Flows
 For the Years Ended June 30, 2016 and 2015

| | <u>2016</u> | <u>2015</u> |
|---|-------------------------------|-------------------------------|
| CASH FLOWS FROM OPERATING ACTIVITIES | | |
| Cash received from Convention Center events | \$ 16,235,298 | \$ 14,203,006 |
| Salaries and administrative costs paid to employees | (8,012,688) | (7,092,565) |
| Payments to suppliers for services | <u>(24,775,234)</u> | <u>(26,956,563)</u> |
| Net cash used in operating activities | <u>(16,552,624)</u> | <u>(19,846,122)</u> |
| CASH FLOWS FROM NON-CAPITAL FINANCING ACTIVITIES | | |
| Hotel tax income received from City/Commonwealth | 20,093,672 | 21,636,067 |
| Other expenses | (5,695,428) | (1,531,559) |
| Increase in other assets | - | (1,420,000) |
| Cash received from grants | 4,274,500 | - |
| Cash received from Lehman bankruptcy claim | 201,856 | 233,354 |
| Cash reserve funds received from Commonwealth | <u>396,000</u> | <u>1,239,170</u> |
| Net cash provided by non-capital financing activities | <u>19,270,600</u> | <u>20,157,032</u> |
| CASH FLOWS FROM CAPITAL AND RELATED FINANCING ACTIVITIES | | |
| Operating Agreement/Lease and service fee reimbursed to Commonwealth/City | (79,945) | (1,300,926) |
| Capital funds received from Commonwealth | 15,743,142 | 3,270,669 |
| Principal and interest paid on term loan/Welcome Fund loan | (33,640) | (123,284,514) |
| Welcome Fund loan fees received from Commonwealth | - | 123,245,416 |
| Decrease in term loan | (159,144) | (153,687) |
| Purchase of capital assets, net | <u>(15,291,761)</u> | <u>(5,692,631)</u> |
| Net cash provided by (used in) capital and related financing activities | <u>178,652</u> | <u>(3,915,673)</u> |
| CASH FLOWS FROM INVESTING ACTIVITIES | | |
| Interest income | <u>50,080</u> | <u>17,347</u> |
| Net increase (decrease) in cash | 2,946,708 | (3,587,416) |
| Cash and cash equivalents, beginning of the year | <u>41,295,793</u> | <u>44,883,209</u> |
| Cash and cash equivalents, end of the year | <u><u>\$ 44,242,501</u></u> | <u><u>\$ 41,295,793</u></u> |
| RECONCILIATION OF OPERATING (LOSS) TO NET CASH USED IN OPERATING ACTIVITIES | | |
| Operating loss | \$ (47,590,066) | \$ (50,682,516) |
| <i>Adjustments to reconcile operating loss to net cash used in operating activities</i> | | |
| Depreciation and amortization | 30,079,289 | 29,200,586 |
| Bad debt expense | 204,275 | 50,593 |
| <i>Change in assets and liabilities</i> | | |
| Accounts receivable | (355,759) | (696,118) |
| Other assets | (1,274,419) | (435,055) |
| Unearned income | (400,433) | 1,122,336 |
| Accounts payable and other accrued expenses | <u>2,784,489</u> | <u>1,594,052</u> |
| Net cash used in operating activities | <u><u>\$ (16,552,624)</u></u> | <u><u>\$ (19,846,122)</u></u> |

The accompanying notes are an integral part of these financial statements.

GREGORY J. FOX,
 Chairperson

[Pa.B. Doc. No. 16-2218. Filed for public inspection December 16, 2016, 9:00 a.m.]

PENNSYLVANIA eHEALTH PARTNERSHIP AUTHORITY

Financial Statements INDEPENDENT AUDITORS' REPORT

To the Executive Director
Pennsylvania eHealth Partnership Authority
Harrisburg, Pennsylvania

We have audited the accompanying financial statements of the PENNSYLVANIA eHEALTH PARTNERSHIP AUTHORITY (the "Authority"), a component unit of the Commonwealth of Pennsylvania, as of and for the year ended June 30, 2016, and the related notes to the financial statements, which collectively comprise the Authority's basic financial statements as listed in the table of contents.

Management's Responsibility for the Financial Statements

Management is responsible for the preparation and fair presentation of these financial statements in accordance with accounting principles generally accepted in the United States of America; this includes the design, implementation, and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.

Auditors' Responsibility

Our responsibility is to express an opinion on these financial statements based on our audit. We conducted our audit in accordance with auditing standards generally accepted in the United States of America. Those standards require that we plan and perform the audit to obtain reasonable assurance about whether the financial statements are free from material misstatement.

An audit involves performing procedures to obtain audit evidence about the amounts and disclosures in the financial statements. The procedures selected depend on the auditors' judgment, including the assessment of the risks of material misstatement of the financial statements, whether due to fraud or error. In making those risk assessments, the auditor considers internal control relevant to the entity's preparation and fair presentation of the financial statements in order to design audit procedures that are appropriate in the circumstances, but not for the purpose of expressing an opinion on the effectiveness of the entity's internal control. Accordingly, we express no such opinion. An audit also includes evaluating the appropriateness of accounting policies used and the reasonableness of significant accounting estimates made by management, as well as evaluating the overall presentation of the financial statements.

We believe that the audit evidence we have obtained is sufficient and appropriate to provide a basis for our audit opinion.

Opinion

In our opinion, the financial statements referred to above present fairly, in all material respects, the respective financial position of the Authority as of June 30, 2016, and the respective changes in financial position and cash flows thereof for the year then ended in accordance with accounting principles generally accepted in the United States of America.

Adoption of Governmental Accounting Standards Board Statements

As discussed in Note 1 to the financial statements, during the year ending June 30, 2016, the Authority adopted the provisions of Governmental Accounting Standards Board's Statement No. 72, "Fair Value Measurement and Application", Statement No. 76, "The Hierarchy of Generally Accepted Accounting Principles for State and Local Governments", and Statement No. 79, "Certain External Investment Pools and Pool Participants". Our opinion is not modified with respect to these matters.

Other Matters

Required Supplementary Information

Accounting principles generally accepted in the United States of America require that the schedule of the Authority's proportionate share of the net pension liability and the schedule of the Authority's contributions on pages 19-20 be presented to supplement the basic financial statements. Such information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. We have applied certain limited procedures to the required supplementary information in accordance with auditing standards generally accepted in the United States of America, which consisted of inquires of management about the methods of preparing the information and comparing the information for consistency with management's responses to our inquiries, the basic financial statements, and other knowledge we obtained during our audit of the basic financial statements. We do not express an opinion or provide any assurance on the information because the limited procedures do not provide us with sufficient evidence to express an opinion or provide any assurance.

Omission of Management's Discussion and Analysis

Management has omitted the management's discussion and analysis that accounting principles generally accepted in the United States of America require to be presented to supplement the basic financial statements. Such missing information, although not a part of the basic financial statements, is required by the Governmental Accounting Standards

Board, who considers it to be an essential part of financial reporting for placing the basic financial statements in an appropriate operational, economic, or historical context. Our opinion on the basic financial statements is not affected by this missing information.

ZELENKOFKSKE AXELROD LLC

Harrisburg, Pennsylvania
October 25, 2016

**STATEMENT OF NET POSITION
JUNE 30, 2016**

| | |
|--|------------------|
| ASSETS | |
| Investments | \$2,229,889 |
| Interest Receivable | 1,077 |
| Due From Primary Government | 2 |
| Grants Receivable | 725,789 |
| TOTAL ASSETS | <u>2,956,757</u> |
| DEFERRED OUTFLOWS OF RESOURCES | |
| Deferred Outflows of Resources from Pensions | <u>1,277,537</u> |
| TOTAL DEFERRED OUTFLOWS OF RESOURCES | <u>1,277,537</u> |
| LIABILITIES | |
| Current Liabilities: | |
| Accounts Payable | 850,570 |
| Other Liabilities | 58,823 |
| Noncurrent Liabilities: | |
| Compensated Absences | 76,519 |
| Other Post Employment Benefits | 111,301 |
| Pension Liability | 2,726,162 |
| TOTAL LIABILITIES | <u>3,823,375</u> |
| DEFERRED INFLOWS OF RESOURCES | |
| Deferred Inflows of Resources from Pensions | <u>49,427</u> |
| TOTAL DEFERRED INFLOWS OF RESOURCES | <u>49,427</u> |
| NET POSITION | |
| Restricted | <u>361,492</u> |
| TOTAL NET POSITION | <u>\$361,492</u> |

The accompanying notes are an integral part of the financial statements.

**STATEMENT OF REVENUES, EXPENSES, AND CHANGES IN NET POSITION
YEAR ENDED JUNE 30, 2016**

| | |
|--|--------------------|
| Operating Revenues | |
| Contributions: | |
| Commonwealth | \$1,500,000 |
| Intergovernmental Revenue | <u>1,698,274</u> |
| TOTAL OPERATING REVENUES | <u>3,198,274</u> |
| Operating Expenses | |
| Personnel | 1,684,406 |
| Operations | <u>3,399,758</u> |
| TOTAL OPERATING EXPENSES | <u>5,084,164</u> |
| OPERATING LOSS | <u>(1,885,890)</u> |
| Nonoperating Revenues | |
| Interest income | <u>11,171</u> |
| NONOPERATING REVENUES | <u>11,171</u> |
| Decrease in Net Position | (1,874,719) |
| NET POSITION, Beginning of Year | <u>2,236,211</u> |
| NET POSITION, End of Year | <u>\$361,492</u> |

The accompanying notes are an integral part of the financial statements.

**STATEMENT OF CASH FLOWS
YEAR ENDED JUNE 30, 2016**

| | |
|---|-----------------------------|
| Cash Flows from Operating Activities: | |
| Cash receipts from contributions | \$1,500,059 |
| Cash receipts from intergovernmental revenues | 1,117,518 |
| Cash paid for personnel services | (1,364,968) |
| Cash paid for operating expenses | (2,926,536) |
| Net cash used in operating activities | <u>(1,673,927)</u> |
| Cash Flows from Investing Activities: | |
| Net investment activity | 1,663,197 |
| Interest on investments | 10,730 |
| Net cash provided by investing activities | <u>1,673,927</u> |
| Change in cash | |
| Cash, Beginning of Year | — |
| Cash, End of Year | <u>\$—</u> |
| Reconciliation of Operating Loss to Cash Flows Used in Operating Activities: | |
| Operating Loss | \$(1,885,890) |
| Adjustments to reconcile operating loss to net cash provided by operating activities: | |
| Effects of changes in operating assets and liabilities: | |
| Grants receivable | (580,756) |
| Other Assets | (210,732) |
| Due from primary government | 59 |
| Accounts payable | 430,525 |
| Due to primary government | (12,106) |
| Compensated absences | (11,376) |
| Other post employment benefits | 56,704 |
| Other liabilities | 539,645 |
| Net cash used in operating activities | <u><u>\$(1,673,927)</u></u> |

The accompanying notes are an integral part of the financial statements.

**NOTES TO FINANCIAL STATEMENTS
YEAR ENDED JUNE 30, 2016**

NOTE 1: SUMMARY OF SIGNIFICANT ACCOUNTING POLICIES

A. Organization

The Pennsylvania eHealth Partnership Authority (the "Authority") was established by Act 121 of 2012 (effective July 5, 2012), as an independent agency of the Commonwealth of Pennsylvania (the "Commonwealth"). The Authority took over the work of its predecessor, the PA eHealth Collaborative, a separate fund of the Commonwealth. The purpose of the Authority is to improve healthcare delivery and healthcare outcomes in Pennsylvania by providing, as appropriate, leadership and strategic direction for public and private, federally-funded and state-funded investments in health information technology (HIT) initiatives, including electronic health information exchange (eHIE) capabilities and other related HIT initiatives.

The Authority's operations are administered by a board of directors consisting of fifteen members including the following: the Secretary of Health or a designee; the Secretary of Public Welfare, or a designee; seven members are appointed by the Governor; three members are appointed by the President pro tempore of the Senate, in consultation with the Majority and Minority Leaders of the Senate; and three members are appointed by the Speaker of the House of Representatives, in consultation with the Majority and the Minority Leaders of the House of Representatives.

The Authority is a component unit of the Commonwealth reporting entity due to the Commonwealth's ability to impose its will on the Authority. The Authority is presented as an enterprise fund on the accrual basis of accounting.

B. Measurement Focus and Basis of Accounting

The Authority follows Generally Accepted Accounting Principles (GAAP). GAAP allows specialized accounting for government entities, which is governed by pronouncements set by the Government Accounting Standards Board (GASB).

The Authority is considered a special-purpose government since it is engaged solely in business-type activities under GASB Statement No. 34. The Authority's financial statements are prepared using the economic resources measurement focus and accrual basis of accounting. Under the accrual basis of accounting revenues are recorded when earned and expenses are recorded when they have been incurred. The statements are intended to report the Authority as an economic unit that includes all measurable assets and liabilities, financial and capital, of the institution.

All activities of the Authority are accounted for within a single proprietary (enterprise) fund. A proprietary fund is used to account for operations that are (a) financed and operated in a manner similar to private business enterprises where the intent of the governing body is that the costs (expenses, including depreciation) of providing goods or services to the general public on a continuing basis be financed or recovered primarily through user charges; or (b) where the governing

body has decided that periodic determination of revenues earned, expenses incurred, and/or net income is appropriate for capital maintenance, public policy, management control, account ability, or other purpose.

The Authority follows the Government Accounting Standards Board (GASB) Statement No. 34, Basic Financial Statements and Management's Discussion and Analysis. Within the Statements of Revenues, Expenses and Changes in Net Position, Statement No. 34 requires operating income and expenses to be separated from non-operating income in order to show net operating income. Operating income and expenses are defined as those activities directly related to the Authority's primary business of providing employment through economic development lending. Non-operating revenues and expenses consist of those revenues and expenses that are related to financing and investing types of activities and result from non-exchange transactions, such as investment income/loss.

When an expense is incurred for purposes for which both restricted and unrestricted net positions are available, the Authority's policy is to apply restricted net position first, then unrestricted net position as they are needed.

C. Net Position

Restricted Net Position—This category presents external restrictions imposed by creditors, grantors, contributors or laws and regulations of other governments and restrictions imposed by law through constitutional provisions or enabling legislation.

D. Investments

The Authority values its investments at fair value. The fair value of the Authority's investments are based upon values provided by external investment managers and quoted market prices.

E. Use of Estimates

The preparation of financial statements requires management to make estimates and assumptions that affect certain reported amounts and disclosures. Accordingly, actual results could differ from those estimates.

F. Statement of Cash Flows

The Authority considers all highly liquid investments with a maturity of three months or less at the time of purchase to be cash equivalents. Cash equivalents are stated at cost, which approximates fair value.

G. Pensions

For purposes of measuring the net pension liability, deferred outflows of resources and deferred inflows of resources related to pensions, and pension expense, information about the fiduciary net position of the Pennsylvania State Employees' Retirement System (SERS) and additions to/deductions from SERS' fiduciary net position have been determined on the same basis as they are reported by SERS. For this purpose, benefit payments (including refunds of employee contributions) are recognized when due and payable in accordance with the benefit terms. Investments are reported at fair value.

H. Deferred Outflows/Inflows of Resources

The Statement of Net Position reports separate sections for deferred outflows and deferred inflows of resources. These separate financial statement elements represent a consumption or acquisition of net position that applies to a future period(s) and so will not be recognized as an outflow or inflow of resources (expense/revenue) until then. The Authority has one item that qualifies for reporting in these categories: deferred outflows/inflows related to pensions.

Deferred outflows/inflows of resources related to pensions are described further in Note 3. The components of deferred outflows of resources and deferred inflows of resources, other than the difference between the projected and actual earnings on investments, are amortized into pension expense over a closed period, which reflects the weighted average remaining service life of all SERS members beginning the year in which the deferred amount occurs (current year). The annual difference between the projected and actual earnings on SERS investments is amortized over a five-year closed period beginning the year in which the difference occurs (current year).

I. Adoption of Governmental Accounting Standards Board Statements

In February 2015, the GASB issued Statement No. 72, "Fair Value Measurement and Application". In June 2015, the GASB issued Statement No. 76, "The Hierarchy of Generally Accepted Accounting Principles for State and Local Governments". In January 2016, the GASB issued Statement No. 79, "Certain External Investment Pools and Pool Participants". The adoption of these statements had no impact on the Authority's financial statements.

J. Pending Changes in Accounting Principles

In June 2015, the GASB issued Statement No. 73, "Accounting and Financial Reporting for Pensions and Related Assets That Are Not within the Scope of GASB Statement 68, and Amendments to Certain Provisions of GASB Statements 67 and 68". The Authority is required to adopt Statement No. 73 for its fiscal year 2017 financial statements.

In June 2015, the GASB issued Statement No. 74, "Financial Reporting for Postemployment Benefit Plans Other Than Pension Plans". The Authority is required to adopt Statement No. 74 for its fiscal year 2017 financial statements.

In June 2015, the GASB issued Statement No. 75, "Accounting and Financial Reporting for Postemployment Benefits Other Than Pensions". The Authority is required to adopt Statement No. 75 for its fiscal year 2018 financial statements.

In August 2015, the GASB issued Statement No. 77, "Tax Abatement Disclosures". The Authority is required to adopt Statement No. 77 for its fiscal year 2017 financial statements.

In December 2015, the GASB issued Statement No. 78, "Pensions Provided through Certain Multiple-Employer Defined Benefit Pension Plans". The Authority is required to adopt Statement No. 78 for its fiscal year 2017 financial statements.

In January 2016, the GASB issued Statement No. 80, "Blending Requirements for Certain Component Units—An Amendment of GASB Statement No. 14". The Authority is required to adopt Statement No. 80 for its fiscal year 2017 financial statements.

In March 2016, the GASB issued Statement No. 81, "Irrevocable Split-Interest Agreements". The Authority is required to adopt Statement No. 81 for its fiscal year 2018 financial statements.

In March 2016, the GASB issued Statement No. 82, "Pension Issues—an amendment of GASB Statements No. 67, No. 68, and No. 73". The Authority is required to adopt Statement No. 82 for its fiscal year 2017 financial statements.

The Authority has not yet performed analysis to determine the impact of these statements.

NOTE 2: DEPOSIT AND INVESTMENT RISK

The Commonwealth's fiscal code, as amended, authorizes the Authority to invest in obligations of the U.S. government and government-sponsored agencies and instrumentalities; certificates of deposits, fully insured or collateralized; certain commercial paper and repurchase agreements; highly rated bank promissory notes or investment funds or trusts; and "prudent man" investments as determined by the Authority's depository (i.e. Commonwealth Treasury Department).

All of the Authority's investments are invested in the Liquid Asset Pool of the Commonwealth which is managed by the Commonwealth's Treasury Department (the Treasury Department).

The deposit and investment policies of the Treasury Department are governed by Sections: 301, 301.1 and 505 of the Pennsylvania Fiscal Code (Act of 1929 P.L. 343), and Section 321.1 of the Pennsylvania Administrative Code (Act of 1929 P.L. 177. No. 175).

Treasury deposits must be held in insured depositories approved by the Board of Finance and Revenue and must be fully collateralized. The Fiscal Code grants the Treasury Department the authority to invest in any deposits and investments subject. This authority is subject, however, to the exercise of that degree of judgment and care under the circumstances then prevailing which persons of prudence, discretion and intelligence who are familiar with such matters exercise in the management of their own affairs not in regard to speculation but in regard to the permanent disposition of the funds considering the probable income to be derived therefrom as well as the probable safety of their capital. Treasury Department deposits and investments may include equity securities and mutual funds.

As of June 30, 2016, the Treasury Department manages the Commonwealth Investment Program (CIP). Treasury is required to exercise careful judgment in determining those investments that are appropriate for each Commonwealth fund based upon distinct investment criteria such as income needs, cash flow requirements, investment time horizons, and risk tolerance. All investments are made in accordance with the statutory authority described in the preceding paragraph. The CIP investment pool structure invests in both equity securities and fixed income securities to achieve the investment objectives of the funds of the Commonwealth Investment Program. Asset allocation targets among cash, equity securities, fixed income securities and alternative are established in order to meet these overall objectives.

Treasury has created two separate Pools within the Commonwealth Investment Program, each with its own distinct investment strategies, goals, and holdings that reflect the differing needs of Commonwealth funds for income, cash flows, and investment risk tolerance. A highly liquid vehicle, Pool 99 (Liquid Asset Pool), is a stable share price investment vehicle that invests exclusively in fixed income securities, primarily of short duration; in essence a money market fund. A less liquid vehicle, Pool 198 (Common Investment Pool), is a variable share price investment vehicle that seeks to generate additional investment return over time by investing in a diversified portfolio of fixed income, equity, and alternative securities.

As of June 30, 2016, the balance of the Authority's investments held in the Commonwealth Investment Pool was \$2,229,889.

NOTE 3: RETIREMENT BENEFITS

General Information about the Pension Plan

Plan Description

All employees of the Authority participate in the Pennsylvania State Employees' Retirement System (SERS), a cost-sharing multiple-employer defined benefit pension plan established by the Commonwealth to provide pension benefits for employees of state government and certain independent agencies. Membership in SERS is mandatory for Authority (and other state) employees. Article II of the Commonwealth's constitution assigns the authority to establish and amend the benefit provision of the plan to the General Assembly. SERS issues a publicly available financial report that can be obtained at www.sers.pa.gov.

Benefits Provided

SERS provides retirement, death, and disability benefits. Member retirement benefits are determined by taking years of credited service, multiplied by final average salary, multiplied by 2%, multiplied by class of service multiplier. Authority employees participate in one of the following class of service categories: Class A, Class AA, Class A-3 or Class A-4. According to the State Employees' Retirement Code (SERC), all obligations of SERS will be assumed by the Commonwealth should SERS terminate.

Contributions

Section 5507 of the SERC (71 Pa.C.S. § 5507) requires the Commonwealth and other employers whose employees are SERS members to make contributions to the fund on behalf of all active members and annuitants necessary to fund the liabilities and provide the annuity reserves required to pay benefits. SERS funding policy, as set by the board, provides for periodic active member contributions at statutory rates. The SERS funding policy also provides for periodic employer contributions at actuarially determined rates based on SERS funding valuation, expressed as a percentage of annual

retirement covered payroll, such that they, along with employee contributions and an actuarially determined rate of investment return, are adequate to accumulate assets to pay benefits when due. However, Act 2010-120 imposes rate increase collars (limits on annual rate increases) on employer contributions. The collar for Commonwealth fiscal year 14/15 was 4.5% and will remain at that rate until no longer needed. The Authority's retirement contribution, as a percentage of covered payroll, by class is as follows:

| Year Ended June 30 | Class A | Class AA | Class A-3 | Class A-4 |
|---------------------------|----------------|-----------------|------------------|------------------|
| 2016 | 19.89% | 24.86% | 17.18% | 17.18% |
| 2015 | 15.94% | 19.92% | 13.77% | 13.77% |
| 2014 | 12.10% | 15.12% | 10.46% | 10.46% |

Contributions to the pension plan from the Authority were \$211,544 for the fiscal year ended June 30, 2016.

Pension Liabilities, Pension Expense, and Deferred Outflows of Resources and Deferred Inflows of Resources Related to Pensions

At June 30, 2016, the Authority reported a liability of \$2,726,162 for its proportionate share of the net pension liability. The net pension liability was measured as of December 31, 2015, and the total pension liability used to calculate the net pension liability was determined by an actuarial valuation as of that date. The Authority's proportion of the net pension liability was based on a projection of the Authority's long-term share of contributions to the pension plan relative to the projected contributions of all participating agencies, actuarially determined. At December 31, 2015, the Authority's proportion was 0.015%, which was a decrease of .026% from its proportion measured as of December 31, 2014.

For the fiscal year ended June 30, 2016, the Authority recognized pension expense of \$555,455. At June 30, 2016, the Authority reported deferred outflows of resources and deferred inflows of resources related to pensions from the following sources:

| | Deferred Outflows of Resources | Deferred Inflows of Resources |
|---|---------------------------------------|--------------------------------------|
| Differences between expected and actual experience | \$55,202 | \$— |
| Net difference between projected and actual investment earnings on pension plan investments | 277,574 | — |
| Changes of assumptions | 80,993 | — |
| Differences between employer contributions and proportionate share of contributions | 7,338 | 18,544 |
| Changes in proportion | 741,911 | 30,883 |
| Authority contributions subsequent to measurement date | <u>114,519</u> | <u>—</u> |
| | <u>\$1,277,537</u> | <u>\$49,427</u> |

\$114,519 reported as deferred outflows of resources related to pensions resulting from Authority contributions subsequent to the measurement date will be recognized as a reduction of the net pension liability in the year ended June 30, 2017. Other amounts reported as deferred outflows of resources and deferred inflows of resources related to pensions will be recognized in pension expense as follows:

Year ended June 30:

| | |
|------------|--------------------|
| 2017 | \$301,549 |
| 2018 | 301,549 |
| 2019 | 301,549 |
| 2020 | 204,030 |
| 2021 | 4,914 |
| Thereafter | <u>-</u> |
| | <u>\$1,113,591</u> |

Actuarial assumptions

Every five years, SERS is required to conduct an actuarial experience study to determine whether the assumptions used in its annual actuarial valuations remain accurate based on current and anticipated demographic trends and economic conditions. The 18th Investigation of Actuarial Experience study for the period 2011—2015 was released in March 2016. The actuary, under oversight of the SERS Board, reviewed economic assumptions (such as the assumed future investment returns and salary increases) as well as demographic assumptions (such as employee turnover, retirement, disability, and death rates). Some assumption adjustments increased projected cost and some decreased projected cost, but the overall result was a slight increase to the net pension liability.

Economic assumption recommendations resulting from the experience study included: keeping the targeted investment return rate assumption at 7.5%; keeping the inflation rate at 2.75%; keeping the general salary growth rate at 3.05%; and decreasing career salary growth rates, by varying amounts depending upon the employee's length of service at all service levels. In addition to the five-year experience study, SERS reviews its investment return assumption in light of economic conditions every year as part of its annual valuation.

Most demographic assumptions remained the same as or similar to experience over the last five years. However, the experience study did recommend changing some assumptions, which are highlighted as follows. The study recommended decreasing disability retirement rates for all active members. Additionally, it recommended adjusting superannuation separation rates, early retirement separation rates, and withdrawal rates for certain active member groupings (gender, age, years of service) in both the general and special membership classes. Furthermore, it recommended decreasing most annuitant and survivor mortality rates.

The board adopted the actuarial assumptions set forth in the 18th Investigation of Actuarial Experience at its March 2016 meeting. The study can be viewed at www.SERS.pa.gov.

The following methods and assumptions were used in the December 31, 2015 actuarial valuation. These methods and assumptions were applied to all periods included in the measurement:

| | |
|-----------------------------------|---|
| Investment rate of return | 7.50% net of expenses including inflation |
| Projected salary increases | average of 5.70% with range of 3.85%—9.05% including inflation |
| Inflation | 2.75% |
| Mortality rate | projected RP-2000 Mortality Tables adjusted for actual plan experience and future improvement |
| Cost of living adjustments (COLA) | ad hoc and thus are not considered to be substantively automatic |

The long-term expected real rate of return on pension plan investments is determined using a building-block method in which best-estimate ranges of expected future real rates of return (expected returns, net of pension plan investment expense and inflation) are developed for each major asset class. These ranges are combined to produce the long-term expected rate of return by weighting the expected future real rates of return by the target asset allocation percentage and by adding expected inflation. Best estimates of arithmetic real rates of return for each major asset class included in SERS current and target asset allocation as of December 31, 2015, are summarized in the following table:

| Asset Class | Target Allocation | Long-term Expected Rate of Return |
|-------------------------|-----------------------|---|
| Alternative Investments | 15.00% | 8.50% |
| Global Public Equity | 40.00% | 5.40% |
| Real Assets | 17.00% | 4.95% |
| Diversifying Assets | 10.00% | 5.00% |
| Fixed Income | 15.00% | 1.50% |
| Liquidity Reserve | <u>3.00%</u> | 0.00% |
| Total | <u><u>100.00%</u></u> | |

Discount Rate

The discount rate used to measure the total pension liability was 7.50%. The projection of cash flows used to determine the discount rate assumed that employee contributions will be made at the rates applicable for each member and that employer contributions will be made based on rates determined by the actuary and as set by statute. Based on those assumptions, SERS fiduciary net position was projected to be available to make all projected future benefit payments of current active and non-active SERS members. Therefore, the long-term expected rate of return on SERS investments was applied to all periods of projected benefit payments to determine the total pension liability.

Sensitivity of the Authority's proportionate share of the net pension liability to change in the discount rate

The following presents the Authority's proportionate share of the 2015 net pension liability calculated using the discount rate of 7.50%, as well as what the Authority's proportionate share of the net pension liability would be if it were calculated using a discount rate that is one percentage point lower or one percentage point higher than the current rate:

| | 1% Decrease 6.50% | Current discount rate 7.50% | 1% Increase 8.50% |
|--|----------------------|-----------------------------------|----------------------|
| Authority's share of the net pension Liability as of the 12/31/15 measurement date | \$3,386,407 | \$2,726,162 | \$2,160,038 |

Pension plan fiduciary net position

Detailed information about the pension plan's fiduciary net position is available in the separately issued SERS financial report.

Payables to the Pension Plan

As of June 30, 2016, the Authority reported zero liability within the accounts payable and accrued liabilities on the Statement of Net Position for the Authority's share of contributions that had not yet been paid to SERS.

NOTE 4: POSTEMPLOYMENT BENEFITS OTHER THAN PENSIONS

Plan Description

The Commonwealth of Pennsylvania (the "Commonwealth") sponsors the Retired Employees' Health Program (REHP). We participate in the Commonwealth's REHP, a single-employer defined benefit postemployment healthcare plan administered by the Pennsylvania Employees' Benefit Trust Fund (PEBTF), acting as a third-party administrator on behalf of the Commonwealth's Office of Administration. The REHP provides health care and prescription drug plan benefits to eligible Commonwealth retirees, and their eligible dependents. The REHP's benefit provisions are established and may be amended by the Commonwealth of Pennsylvania's Office of Administration.

While the Commonwealth accounts for the REHP as a single employer plan, we account for our participation in the plan as a cost-sharing employer, because the plan is administered like a cost-sharing plan with a single actuarial valuation and the Commonwealth allocates annual OPEB costs to Commonwealth funds and component units, consistent with a pooling arrangement. Additionally, the Commonwealth structured the REHP so that employer contributions are irrevocable, plan assets are dedicated to providing benefits to retirees and their beneficiaries in accordance with the terms of the plan, and plan assets are legally protected from creditors of the employer(s) or plan administrator.

The REHP does not issue stand-alone financial statements, however the REHP note disclosures will be included in the Commonwealth's CAFR for the year ended June 30, 2016. For additional information on the REHP including the Commonwealth's total Other Post Employment Benefit (OPEB) expenses, funded status, funding progress, actuarial accrued liability, and the actuarial assumptions used to determine these amounts for the Commonwealth's REHP, a complete actuarial report is available for review at www.budget.pa.gov (select Publications and Reports and under the heading "Actuarial Reports" select "Actuarial Valuation of the Commonwealth's Other Post-Employment Benefits: REHP (August 2015)").

Funding Policy

The Office of Administration and the Governor's Budget Office establish REHP contribution requirements. All employing agencies and certain plan members of the Commonwealth must contribute specified amounts to the REHP.

REHP plan members with a retirement date between July 1, 2005 and June 30, 2007, must contribute 1.0% of their final annual gross salary toward the cost of the REHP coverage. REHP plan members with a retirement date on or after July 1, 2007 but before July 1, 2011 are required to pay retiree contributions of 3.0% of either their final annual gross salary or final average salary, whichever is less. REHP plan members with a retirement date on or after July 1, 2011 are required to pay retiree contributions of 3.0% of their final average salary.

Upon enrollment in Medicare, Commonwealth employees who are currently paying 3.0% will pay retiree contributions of 1.5% of either their final annual gross salary or final average salary, whichever applies.

Surviving spouses and dependents of deceased retirees may continue to participate in the plan if they pay contributions at a rate designed to fund the full cost of the coverage.

For the year ended June 30, 2016, our annual contribution rate was \$97,797, and we have made the required contribution to the REHP as determined by the Office of Administration.

The monthly contribution rate was based on a projected retiree cost for the related fiscal year times the number of current, active REHP eligible employees. Effective July 1, 2016, our contribution rate will be approximately \$6,299 per month or \$75,588 annually. This current level of funding generally represents an amount needed to fund ongoing annuitant health care costs for the current year with a small portion representing advance funding.

The Statements of Funded Status and Funding Progress are disclosed in the Commonwealth's CAFR, Pension and Other Postretirement Benefits footnote for the year ended June 30, 2016. The June 30, 2016, Commonwealth's CAFR can be accessed on-line at www.budget.state.pa.us, select "Financial Reports" and select "Comprehensive Annual Financial Reports".

NOTE 5: RELATED PARTY

The Authority entered into an Interagency Agreement with the Commonwealth, through the Commonwealth Office of Administration to provide administrative and operational support services for the Authority. The Authority owns no capital assets; the employees performing service for the Authority are Commonwealth employees. As such, under the Interagency Agreement, the Authority reimburses the Commonwealth for services rendered by Commonwealth employees to the Authority. For the fiscal year ended June 30, 2016, the services provided by the Commonwealth to the Authority are recorded as Personnel Services totaled \$1,684,406.

NOTE 6: CONTINGENCIES

Litigation

In the normal course of business, there may be various claims and suits pending against the Authority and its appointed officials. Management is of the opinion that these matters, if any, will not have a material adverse effect on the Authority's financial position at June 30, 2016.

Economic Dependency

The program operations of the Authority are funded through multiple grant funding streams. For fiscal year ending June 30, 2016, the Authority recognized \$1,698,274 in grant funding. The administrative operations of the Authority are primarily funded through Commonwealth budget appropriations (see Note 8). Reduction of, or loss of, these funding sources could have a significant effect on the Authority's overall operations.

NOTE 7: PROGRAM OPERATIONS

The program operation expenses consist of the following:

| | |
|------------------------------------|--------------------|
| Other Authority Program Operations | \$893,126 |
| P3N Costs | 1,616,000 |
| Staff Augmentation | 283,327 |
| Payments to Federal Entities | <u>607,305</u> |
| | <u>\$3,399,758</u> |

NOTE 8: COMMONWEALTH APPROPRIATION

For fiscal year 2015-2016, the Commonwealth of Pennsylvania approved a \$1.5 million appropriation from the Commonwealth to the PA eHealth Partnership Authority, which is reflected in the Commonwealth contribution line on the financial statements.

NOTE 9: SUBSEQUENT EVENTS

On July 8, 2016, the Governor signed House Bill 1062 into law. Act 76 of 2016 creates the Pennsylvania eHealth Partnership Program within the Department of Human Services and repeals Act 121 of 2012.

Required Supplementary Information**Schedule of Authority's Proportionate Share of the Net Pension Liability
Pennsylvania State Employees' Retirement System**

Last 10 Fiscal Years*

Fiscal Years Ended June 30

| | 2016 | 2015 | 2014 |
|--|-------------|-------------|-------------|
| Authority's proportion of the net pension liability (asset) | 0.01499223% | 0.01525873% | 0.00681218% |
| Authority's proportionate share of the net pension liability (asset) | \$2,726,162 | \$2,267,052 | \$930,774 |
| Authority's covered-employee payroll | \$919,133 | \$928,697 | N/A |
| Authority's proportionate share of the net pension liability (asset) as a percentage of its covered-employee payroll | 296.60% | 244.11% | N/A |
| Plan fiduciary net position as a percentage of the total pension liability | 58.9% | 64.8% | 66.7% |

* The amounts presented for each fiscal year were determined as of the calendar year-end that occurred within the fiscal year.

Fiscal year 2015 was the year of implementation; therefore, only information for the years available is presented.

Schedule of Authority's Contributions**Pennsylvania State Employees' Retirement System**

Last 10 Years

Fiscal Year Ended June 30

| | 2016 | 2015 |
|--|-------------|-------------|
| Contractually required contribution | \$211,544 | \$180,543 |
| Contributions in relation to the contractually required contribution | (211,544) | (180,543) |
| Contribution deficiency (excess) | <u>\$ —</u> | <u>\$ —</u> |
| Authority's covered-employee payroll | \$919,133 | \$928,697 |
| Contributions as a percentage of covered-employee payroll | 23.02% | 18.71% |

Fiscal year 2015 was the year of implementation; therefore, only information for the years available is presented.

[Pa.B. Doc. No. 16-2219. Filed for public inspection December 16, 2016, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Petroleum Products Transportation Service

A-2016-2575829. Laurel Pipe Line Company, LP. Application of Laurel Pipe Line Company, LP for all necessary authority, approvals and certificates of public convenience to change the direction of petroleum products transportation service to delivery points west of Eldorado, PA.

Formal protests and petitions to intervene in this matter must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 1, 2017, by 4:30 p.m. This date extends the original due date for pleadings.

All pleadings must be filed with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. E-filing instructions are at <http://www.puc.state.pa.us/efiling/default.aspx>. The parties may agree to electronic service among themselves.

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 (Commission) web site at www.puc.pa.gov and at the applicant's business address. Responsive pleadings such as formal protests and petitions to intervene, as well as further directives from the Commission, will also be available for inspection and copying at the Office of the Secretary or on the Commission's web site.

Applicant: Laurel Pipe Line Company, LP

Through and By Counsel: Lillian S. Harris, Esquire, Garrett P. Lent, Esquire, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601; David B. MacGregor (ID # 28804), Post & Schell, PC, Four Penn Center, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103-2808; and Todd J. Russo, Esquire, Senior Vice President, General Counsel and Secretary, Buckeye Partners, LP, Five TEK Park, 9999 Hamilton Boulevard, Breinigsville, PA 18031

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-2220. Filed for public inspection December 16, 2016, 9:00 a.m.]

Pro Forma Change in Indirect Ownership

A-2016-2577819 and A-2016-2577841. Communications Sales and Leasing, Inc., PEG Bandwidth PA, LLC and Talk America Services, LLC. Joint application of Communications Sales and Leasing, Inc., PEG Bandwidth PA, LLC and Talk America Services, LLC for approval of a pro forma change in indirect ownership.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before January 3, 2017. 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 and at the applicant's business address.

Applicants: Communications Sales and Leasing, Inc.; PEG Bandwidth PA, LLC; and Talk America Services, LLC

Through and By Counsel: Anthony C. DeCusatis, Esquire, Catherine G. Vasudevan, Esquire, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921; and Ronald W. Del Sesto, Jr., Esquire, Jeffrey Strenkowski, Esquire, Morgan, Lewis & Bockius, LLP, 2020 K Street, NW, Washington, DC 20006-1806

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-2221. Filed for public inspection December 16, 2016, 9:00 a.m.]

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by January 3, 2017. 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-2016-22577638. Afton Limousine Service, LLC (10 North Main Street, Yardley, Bucks County, PA 19067) for the right to transport as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Bucks, Montgomery and Philadelphia, including transportation to and from the Philadelphia Airport, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2016-2577694. Kopp Kar Transportation, LLC (745 School Lane, New Holland, Lancaster County, PA 17557) for the right to begin to transport, as a common carrier, by motor vehicle, persons in call or demand service, between points in Pennsylvania.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.

A-2016-2575087. Takoukam Trading, LLC (1901 Old Crooked Hill Road, Harrisburg, Dauphin County, PA 17110) for the right to transport as a common carrier, by motor vehicle, persons upon call or demand, between points in the Counties of Cumberland, Dauphin and York;

which is to be a transfer of the rights from A-00110608, F.2 issued to Salgals, Inc., t/a American Taxi. *Attorney:* Craig A. Doll, Esquire, 25 West 2nd Street, P.O. Box 403, Hummelstown, PA 17036-0403.

Application of the following for approval to *begin operating as a broker for transportation of household goods as described under the application.*

A-2016-2577707. Transit Systems, Inc., t/a Moves for Seniors (999 Old Eagle School Road, Suite 114, Wayne, Chester County, PA 19087) for a brokerage license, evidencing the Commission's approval of the right and privilege to operate as a broker to arrange for the transportation of household goods in use between points in Pennsylvania.

Application of the following for the approval of the *transfer of stock as described under the application.*

A-2016-2577880. Manor Valley Taxi, Inc. (9756 Broadway, P.O. Box 457, Manor, Westmoreland County, PA 15665) for the approval of the transfer of 500 shares of the issued stock from Jeffrey Yurt to Kathy Molchan (250 shares) and David Raling (250 shares). *Attorney:* John A. Pillar, 150 Green Commons Drive, Pittsburgh, PA 15243.

Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2016-2578383. MTDJ Transportation, LLC (100 West Undercliff Avenue, Pittsburgh, Allegheny County, PA 15223) for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, at A-6315060, authorizing the transportation of persons, in paratransit service, between points in the Counties of Allegheny, Armstrong, Bedford, Butler, Cambria, Fayette, Greene, Indiana, Lawrence, Mercer, Somerset, Venango, Washington and Westmoreland.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-2222. Filed for public inspection December 16, 2016, 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 January 3, 2017, 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. TDF Services, Inc.; Docket No. C-2016-2573536

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 TDF Services, Inc., (respondent) is under suspension effective October 20, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at PO Box 111, Oakmont, PA 15139.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 30, 1998, at A-00114665.

4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00114665 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: 11/9/16

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. 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. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Keep It Moving, LLC; Docket No. C-2016-2573586

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 Keep It Moving, LLC, (respondent) is under suspension effective October 06, 2016 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at PO Box 28458, Philadelphia, PA 19149.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 26, 2013, at A-8915205.

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-8915205 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: 11/3/16

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. 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. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 16-2223. Filed for public inspection December 16, 2016, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Philadelphia Parking Authority v. EYL Cab Co.;
CPC No. 1000153-01; Medallion No. P-1132

Dear EYL Cab Co., Kerlines Lundy, Pennsylvania Taxi Association, & Melrose Credit Union:

Please be advised that the Opinion and Order of Hearing Officer, Hon. Chris R. Wogan, was issued and entered with the Philadelphia Parking Authority's ("Authority") Taxicab and Limousine Division's (TLD) Office of the Clerk on August 11, 2016, under Docket No. C-16-03-033.

In addition to the penalties and fees imposed, the Hearing Officer cancelled EYL Cab Co.'s medallion taxicab certificate of public convenience ("CPC") No. 1000153-01 with respect to medallion No. P-1132. The cancellation of the CPC was effective August 26, 2016. In accordance with 53 Pa.C.S. § 5713, a CPC is the licensing

right which accompanies each medallion and authorizes the operation of one taxicab. Therefore, EYL Cab Co. no longer has operating authority for its medallion No. P-1132 and as a result, it is specifically prohibited from providing taxicab service in the City of Philadelphia for this medallion.

Pursuant to 53 Pa.C.S. § 5713, please be advised that EYL Cab Co. has six months from the date of its CPC's cancellation, which is no later than February 26, 2017, to sell medallion No. P-1132 or the medallion will become nontransferable and possession must be surrendered to the Authority. See also *Metro Transp. Co. v. Phila. Parking Auth.*, 105 A.3d 855, 2014 Pa. Commw. Unpub. LEXIS 691 (Pa. Cmwlth. Dec. 3, 2014). The TLD is already in possession of the medallion for safekeeping, if and until, the medallion is sold within the aforementioned time period. See 53 Pa.C.S. § 5713 (relating to property and licensing rights). Please refer to Authority regulations at 52 Pa. Code Chapter 27 concerning the sale of rights. An SA-1 "Sale Application" may be obtained on the Authority's web site at www.philapark.org/tld.

Furthermore, according to Pennsylvania's Department of State, Bureau of Corporations and Charitable Organizations, there is record(s) of a Uniform Commercial Code financing statement filed by the above secured party(s), Pennsylvania Taxi Association and Melrose Credit Union, against EYL Cab Co. Therefore, the secured party(s) is hereby being provided with notice of the aforementioned time period at which medallion P-1132 may become nontransferable. If a lender or creditor executes on or seizes a medallion, it shall immediately notify the Authority in writing. Upon seizure or execution of the medallion, any sale of the medallion shall occur at authority offices within one year of said seizure or execution. Failure to sell the medallion within the one year will render the medallion nontransferable and possession will be surrendered to the authority.

If you have any questions concerning this notice, please do not hesitate to contact me at (215) 683-9637, or via e-mail at mmcilmil@philapark.org. All questions concerning the SA-1 application process, please contact Christine Kirlin, Esq., Administrative Counsel, at (215) 683-9653 or ckirlin@philapark.org. Thank you.

Sincerely,

Michael P. McIlmail, Esq.,
Deputy Manager of Administration
Taxicab and Limousine Division

CLARENA TOLSON,
Executive Director

[Pa.B. Doc. No. 16-2224. Filed for public inspection December 16, 2016, 9:00 a.m.]

Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as a common carrier in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South

Swanson Street, Philadelphia, PA 19148, no later than January 3, 2017. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD with Administrative Counsel between 9 a.m. and 4 p.m., Monday through Friday (contact Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business address of the respective applicant.

Doc. No. A-16-12-01. F.F. Kabir Co. (111 Marlborough Road, Upper Darby, PA 19082): An application for a medallion taxicab certificate of public convenience (CPC) to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

Doc. No. A-16-12-02. Madaan Cab Corp. (115 Chatham Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

CLARENA TOLSON,
Executive Director

[Pa.B. Doc. No. 16-2225. Filed for public inspection December 16, 2016, 9:00 a.m.]

Service of Reminder Notice of Citation Complaint

The Philadelphia Parking Authority, Taxicab and Limousine Division v. Eagle Chauffeured Service, LLC; Doc. No. C-16-10-095

Attention Eagle Chauffeured Service, LLC, last known address of 99 Aldan Avenue, Glen Mills, PA 19342, this is a reminder notice that on November 12, 2016, Citation Complaint T-20939 (Citation) was issued against you by the Taxicab and Limousine Division's (TLD) Enforcement Department via publication in the *Pennsylvania Bulletin* on November 12, 2016 (see 46 Pa.B. 7234), citing a violation of 52 Pa. Code § 1051.4 "failure to pay assessment" due on September 17, 2016. The TLD Enforcement Department is seeking a penalty of \$250 and cancellation of CPC No. 1025937-04.

Respondents must either request a hearing on a citation or pay the penalty identified in a citation within fifteen (15) days of issuance. See 52 Pa. Code § 1005.13(b). If you fail to take immediate action by either requesting a hearing or paying the penalty identified above, it may result in the entry of a default order as to the Citation and the penalty; along with imposing any suspension or revocation identified in the Citation.

Please take the necessary actions to satisfy the above referenced citation immediately. Payments made payable to the Philadelphia Parking Authority or requests for a hearing may be submitted to:

Office of the Clerk
Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, PA 19148

If you have any questions concerning this notice, please do not hesitate to contact the TLD's Office of the Clerk, Heidi Robb, Clerk, (215) 683-9498, TLDclerk@philapark.org.

CLARENA TOLSON,
Executive Director

[Pa.B. Doc. No. 16-2226. Filed for public inspection December 16, 2016, 9:00 a.m.]

Service of Reminder Notice of Citation Complaint

The Philadelphia Parking Authority, Taxicab and Limousine Division v. Eagle Chauffeured Service, LLC; Doc. No. C-16-10-096

Attention Eagle Chauffeured Service, LLC, last known address of 99 Aldan Avenue, Glen Mills, PA 19342, this is a reminder notice that on November 12, 2016, Citation Complaint T-20940 (Citation) was issued against you by the Taxicab and Limousine Division's (TLD) Enforcement Department via publication in the *Pennsylvania Bulletin* on November 12, 2016 (see 46 Pa.B. 7234), citing a violation of 52 Pa. Code § 1051.4 "failure to pay assessment" due on September 17, 2016. The TLD Enforcement Department is seeking a penalty of \$250 and cancellation of CPC No. 1025937-06.

Respondents must either request a hearing on a citation or pay the penalty identified in a citation within fifteen (15) days of issuance. See 52 Pa. Code § 1005.13(b). If you fail to take immediate action by either requesting a hearing or paying the penalty identified above, it may result in the entry of a default order as to the Citation and the penalty; along with imposing any suspension or revocation identified in the Citation.

Please take the necessary actions to satisfy the above referenced citation immediately. Payments made payable to the Philadelphia Parking Authority or requests for a hearing may be submitted to:

Office of the Clerk
Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, PA 19148

If you have any questions concerning this notice, please do not hesitate to contact the TLD's Office of the Clerk, Heidi Robb, Clerk, (215) 683-9498, TLDclerk@philapark.org.

CLARENA TOLSON,
Executive Director

[Pa.B. Doc. No. 16-2227. Filed for public inspection December 16, 2016, 9:00 a.m.]

Service of Reminder Notice of Citation Complaint

The Philadelphia Parking Authority, Taxicab and Limousine Division v. Eagle Chauffeured Service, LLC; Doc. No. C-16-10-097

Attention Eagle Chauffeured Service, LLC, last known address of 99 Aldan Avenue, Glen Mills, PA 19342, this is a reminder notice that on November 12, 2016, Citation Complaint T-21081 (Citation) was issued against you by the Taxicab and Limousine Division's (TLD) Enforcement

Department via publication in the *Pennsylvania Bulletin* on November 12, 2016 (see 46 Pa.B. 7234), citing a violation of 52 Pa. Code § 1051.4 "failure to pay assessment" due on September 17, 2016. The TLD Enforcement Department is seeking a penalty of \$250 and cancellation of CPC No. 1025937-07.

Respondents must either request a hearing on a citation or pay the penalty identified in a citation within fifteen (15) days of issuance. See 52 Pa. Code § 1005.13(b). If you fail to take immediate action by either requesting a hearing or paying the penalty identified above, it may result in the entry of a default order as to the Citation and the penalty; along with imposing any suspension or revocation identified in the Citation.

Please take the necessary actions to satisfy the above referenced citation immediately. Payments made payable to the Philadelphia Parking Authority or requests for a hearing may be submitted to:

Office of the Clerk
Philadelphia Parking Authority
Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, PA 19148

If you have any questions concerning this notice, please do not hesitate to contact the TLD's Office of the Clerk, Heidi Robb, Clerk, (215) 683-9498, TLDclerk@philapark.org.

CLARENA TOLSON,
Executive Director

[Pa.B. Doc. No. 16-2228. Filed for public inspection December 16, 2016, 9:00 a.m.]

PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

Hearing Scheduled

A hearing has been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

| | | |
|------------------|---|--------|
| January 25, 2017 | Paul D. Makovsky (Purchase of Service— Nonqualifying Part-Time) | 1 p.m. |
|------------------|---|--------|

Persons with a disability who wish to attend the previously listed hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should contact Lori Koch, Assistant to the Executive Director at (717) 720-4606 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general

rules), procedural matter will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

GLEN R. GRELL,
Executive Director

[Pa.B. Doc. No. 16-2229. Filed for public inspection December 16, 2016, 9:00 a.m.]

STATE BOARD OF COSMETOLOGY

**Bureau of Professional and Occupational Affairs v.
Natalie L. Asher; Doc. No. 0891-45-15**

On July 14, 2016, Natalie L. Asher, cosmetology license No. CO282689, last known of Williamsport, Lycoming County, was suspended indefinitely based on her felony conviction.

Individuals may obtain a copy of the order by writing to Ariel E. O'Malley, Board Counsel, State Board of Cosmetology, P.O. Box 69523, Harrisburg, PA 17106-9523.

STEPHEN A. WALLIN,
Chairperson

[Pa.B. Doc. No. 16-2230. Filed for public inspection December 16, 2016, 9:00 a.m.]

**Bureau of Professional and Occupational Affairs v.
Rachael L. Yerkes; Doc. No. 1556-45-16**

On August 15, 2016, Rachael L. Yerkes, cosmetology license No. CO279897, last known of Dublin, Bucks County, was suspended for failing to pay a previously imposed civil penalty.

Individuals may obtain a copy of the order by writing to Ariel E. O'Malley, Board Counsel, State Board of Cosmetology, P.O. Box 69523, Harrisburg, PA 17106-9523.

STEPHEN A. WALLIN,
Chairperson

[Pa.B. Doc. No. 16-2231. Filed for public inspection December 16, 2016, 9:00 a.m.]

STATE BOARD OF NURSING

**Bureau of Professional and Occupational Affairs v.
Gerald Scott Pourbaix, LPN; File No. 14-51-
02997; Doc. No. 0787-51-15**

On October 28, 2016, Gerald Scott Pourbaix, LPN, Pennsylvania license No. PN270748, last known of Fairmont, WV, had his practical nurse license indefinitely suspended until at least the respondent proves that he is fit to practice practical nursing with reasonable skill and safety, based on receiving disciplinary action by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

KRISTIN MALADY, BSN, RN,
Chairperson

[Pa.B. Doc. No. 16-2232. Filed for public inspection December 16, 2016, 9:00 a.m.]

STATE EMPLOYEES' RETIREMENT BOARD

Hearing Scheduled

The following hearing has been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimant's request concerning the indicated accounts.

The hearing will be held before a hearing officer at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

January 5, 2017 Willis W. Berry, Jr. 1 p.m.
Act 140 Pension Forfeiture

Parties in each respective case may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 4 Pa. Code § 250.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

DAVID E. DURBIN,
Secretary

[Pa.B. Doc. No. 16-2233. Filed for public inspection December 16, 2016, 9:00 a.m.]

STATE POLICE

Storage and Preservation Policy for Sexual Assault Evidence

Under the Sexual Assault Testing and Evidence Collection Act (act) (35 P.S. §§ 10172.1—10172.5), local law enforcement agencies must take possession of sexual assault evidence obtained by a health care facility within 72 hours of being notified of its existence. For those cases in which the victim has provided written notice of consent to the forensic testing, the law enforcement agency must submit evidence awaiting testing to an approved labora-

tory within 15 days. For those cases in which the victim has not provided consent to the testing, the evidence must be preserved and stored for a period of no less than 2 years, unless consent is provided before that period. See section 3(c) of the act (35 P.S. § 10172.3(c)).

This policy provides guidelines for optimal storage conditions for the preservation of sexual assault evidence, and applies in all cases regardless of whether or not a victim has consented to forensic testing. While there are many factors which may affect a law enforcement agency's ability to meet and maintain these conditions, every effort should be made to comply with these best practices for long-term storage. It should be noted that deviation from these optimal conditions will not preclude laboratory testing at a future time, but may impact on the ability of a laboratory to successfully analyze any evidence.

When a law enforcement agency takes possession of the sexual assault evidence from the health care facility, the Sexual Assault Kit (SAK) must be in a sealed condition. The evidence seal should remain intact and only broken by laboratory personnel for the purpose of testing the contents of the SAK. In general, items typically collected in the SAKs manufactured in compliance with the mini-

mum standards¹ as provided by the Department of Health, under the act, should be treated the same as dry biological stained items and stored in a temperature controlled setting (see the following definitions). However, to ensure proper storage conditions are met, the following information should be obtained by the law enforcement agency prior to taking possession of the SAK:

- Does the SAK contain any liquid blood samples?
- Does the SAK contain any urine samples?
- Does the SAK contain any wet items that cannot be dried (for example, tampons, used condoms)?

If the SAK contains any of these three types of items, then the entire SAK should be stored in accordance with that item's storage recommendation (for example, if the SAK contains liquid blood, the entire kit should be refrigerated).

Long-term storage conditions, described as follows, should be maintained for evidence retained longer than 72 hours to preserve evidence integrity. Ideally, evidence should be stored under these conditions as soon as practicable once in the possession of law enforcement.

Long-Term Storage Conditions Matrix²

| <i>Type of Evidence</i> | <i>Frozen</i> | <i>Refrigerated</i> | <i>Temperature Controlled</i> | <i>Room Temperature</i> |
|-------------------------------------|---------------|---------------------|-------------------------------|-------------------------|
| Liquid blood | Never | Best | | |
| Urine | Best | | | |
| Dry biological stained item | | | Best | |
| Hair | | | Best | Acceptable |
| Swabs with biological material | | | Best (dried) | |
| Buccal swabs | | | Best | |
| DNA extracts | Best (liquid) | Acceptable (liquid) | Acceptable (dried) | |
| Wet items (if they cannot be dried) | Best | Acceptable | | |

Definitions:

Frozen: Temperature is maintained thermostatically at or below -10°C (14°F).

Refrigerated: Temperature is maintained thermostatically between 2°C and 8°C (36°F and 46°F) with less than 25% humidity.

Temperature controlled: Temperature is maintained thermostatically between 15.5°C and 24°C (60°F to 75°F) with less than 60% humidity.

¹ Under 28 Pa. Code § 117.52(a)(1) (relating to minimum requirements for sexual assault emergency services), all hospitals providing sexual assault emergency services under 28 Pa. Code §§ 117.51—117.58 (relating to sexual assault victim emergency services) "shall utilize a rape kit that complies with the minimum standard requirements developed by the Department or that is otherwise approved by the Department under the [act]."

² Adapted from *The Biological Evidence Preservation Handbook: Best Practices for Evidence Handlers*, page 19 (<http://nvlpubs.nist.gov/nistpubs/ir/2013/NIST.IR.7928.pdf>) and the draft *National Institute of Justice National Best Practices for Sexual Assault Kits: A Multidisciplinary Approach*, page 35 (<https://www.regulations.gov/document?D=OJP-2016-0002-0002>).

Room temperature: Temperature is equal to the ambient temperature of its surroundings; storage area may lack temperature and humidity control methods.

This policy has been developed with concurrence of the Pennsylvania Chiefs of Police Association and the Pennsylvania District Attorneys Association, as well as in consultation with the laboratories in this Commonwealth approved to receive sexual assault evidence, namely the Philadelphia Police Department Office of Forensic Science, the Allegheny County Office of Chief Medical Examiner Forensic Laboratory and the State Police Bureau of Forensic Services.

COLONEL TYREE C. BLOCKER,
Commissioner

[Pa.B. Doc. No. 16-2234. Filed for public inspection December 16, 2016, 9:00 a.m.]

STATE REAL ESTATE COMMISSION

**Bureau of Professional and Occupational Affairs v.
Lapp & Alderfer, Inc.; Doc. No. 1504-56-16; File
No. 14-56-11376**

On August 10, 2016, Lapp & Alderfer, Inc., license Nos. RB019259A, RO008501A and RO008838A, of Souderton, Montgomery County, had its licenses automatically sus-

pended based on findings that a payment totaling \$55,000 was made from the Real Estate Recovery Fund to satisfy the claim of ACTS Retirement-Life Communities, who has uncollectible civil judgments against them.

Individuals may obtain a copy of the order by writing to the Prothonotary, Department of State, P.O. Box 2649, Harrisburg, PA 17105-2649.

JOSEPH J. McGETTIGAN,
Chairperson

[Pa.B. Doc. No. 16-2235. Filed for public inspection December 16, 2016, 9:00 a.m.]

