

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Pennsylvania Malt and Brewed Beverage Industry Promotion Board; Grant Solicitation Announcement and Application Procedures

1. *Introduction.* The Pennsylvania Malt and Brewed Beverage Industry Promotion Board (Board) annually, or more frequently as the availability of fund permits, will solicit proposals for grants to conduct promotion, marketing and research projects to increase the quality, profitability, production and sale of malt and brewed beverages produced in this Commonwealth. The Board was established by section 446.1 of the Liquor Code (47 P.S. § 4-446.1). The Board makes recommendations for the awarding of grants by the Liquor Control Board from funds provided through the Liquor Code (47 P.S. §§ 1-101—10-1001). This notice establishes the procedures by which grant applications will be solicited and reviewed, and grants awarded.

2. *Grant Solicitation.* The Board will be accepting grant applications for the purposes, in the form and according to the schedule set forth herein for a period of not less than 30 days beginning on the date of publication of this notice in the *Pennsylvania Bulletin*. Additional publication and dissemination of this notice shall be made as determined by the Board, and may include directly to State universities and State-supported universities in this Commonwealth, universities with colleges of agricultural science in this Commonwealth and individuals or entities who have requested notification from the Department of Agriculture or the Board of grant availability.

3. *Process Overview.* The Board will employ the review process described as follows to select projects to recommend to the Liquor Control Board for the making of a grant. In the event of a recommendation to the Liquor Control Board to make and fund a grant, the decision as to whether to award a grant will be made by the Liquor Control Board. If the Liquor Control Board approves the grant recommendation, the terms and conditions of the grant will be governed by a grant agreement between the Liquor Control Board and the applicant, which shall be tendered to the applicant for execution by the Board on behalf of the Liquor Control Board, returnable in no more than 30 days.

4. *Application Deadlines.* Interested applicants must deliver a complete project proposal and grant application to the Board by 4 p.m. on Thursday, November 30, 2017, if hand-delivered, or sent by United States Mail and postmarked on or before the same date. Applications should be addressed and delivered to the Department of Agriculture, Bureau of Market Development, ATTN: Agricultural Commodity Board Grant Program, 2301 North Cameron Street, Harrisburg, PA 17110-9408.

a. Applicants are expected to participate by conference call to provide a brief presentation of 3 to 5 minutes of their proposal to the Board, and answer questions regarding the proposal, at the Board's next scheduled meeting on Friday, December 1, 2017, beginning at 10 a.m. Applicants shall call (717) 612-4733, PIN 243893, to participate. The location of the meeting will be in Room

309, Agriculture Building, 2301 North Cameron Street, Harrisburg, PA 17110-9408. In-person attendance of applicants is not required.

5. *Format of the Project Proposal and Grant Application.* The project proposal and grant application shall be formatted as follows:

a. Cover Page, titled Pennsylvania Malt and Brewed Beverage Industry Promotion Board—Project Proposal and Grant Application, providing: the title of the proposed project; the name and address of the applicant; the name, address, telephone number and e-mail address of the applicant's principal contact person for matters relating to the application; and the total maximum grant amount sought for the proposed project or program.

b. Section 1, titled Linkage to Funding Priorities, addressing: how the project will support one of the funding priorities established by the Board which are listed in paragraph 12; the geographic area of this Commonwealth where impact will occur; and the intended impact created by the project and who will benefit.

c. Section 2, titled Statement of Purpose, addressing: the purpose for which the grant funds would be utilized; how the project links, supports and benefits Pennsylvania beer; the specific details of the proposed project, with an emphasis on innovation, including what is new or different about this project that will enhance success; and the staffing and resources required for project success.

d. Section 3, titled Methodology and Evaluation, addressing: the type of project (promotion, marketing, outreach, research, tech transfer, and the like); the methodology to be employed, including an evaluation component; the expected impact and outcomes; a qualitative or quantitative estimate of economic impacts (direct, indirect, induced); and the sectors of the industry that will receive this benefit.

e. Section 4, titled Statement of Need, addressing: the need for the grant funds sought; any other partners or partner organizations that will be involved with the project; and any noncash resources that will be committed to the project and the sources thereof.

f. Section 5, titled Budget, presenting a detailed budget for the proposed project or program, including any other matching funds and the value of any noncash resources that will be included in the project.

g. Section 6, titled Industry Support, addressing the extent of support, participation and funding from this Commonwealth's beer industry, including associations or organizations, or both, that may represent the industry or government agencies with an interest in the project outcome; any letters of support should be attached.

6. *Scoring of Applications.* The Board will evaluate each complete and timely-filed project proposal and grant application received in accordance with a 100-point scale as set forth in Addendum 1.

7. *Scores.* Upon completion of evaluations, the Board will prepare a record identifying each complete and timely-filed project proposal and grant application received and the numerical score assigned to each. In the event of one or more recommendations to the Liquor Control Board to make and fund a grant, the Board will transmit to the Liquor Control Board the project proposal and grant application along with the score assigned to it by the Board and any other information deemed relevant

by the Board or requested by the Liquor Control Board. Request will be made by the Board that the Liquor Control Board respond to all recommendations for grant approval within 30 days.

8. *Term of Grants.* Applications should be submitted for projects beginning no later than June 30, 2018, and preferably beginning at a sooner date. Anticipated completion dates will be dictated by the project scope and parameters and may exceed 12 months from commencement if the project so warrants. The Board may recommend that the Liquor Control Board approve grant funding for multiyear projects or extensions of ongoing projects, if applicable, if the Board identifies that a multiyear term or a project extension advances the overall grant project's objectives. Requests for extensions of ongoing projects shall be made, evaluated and processed in accordance with all the requirements of this notice.

9. *Notice of Award.* Applicants shall be notified by mail of the decision on their grant applications by the Board. Best efforts will be made to do so within 60 days of the application deadline.

10. *Grant Agreement.* With the mailed grant award notice, the Board will provide applicants with a grant agreement for execution and return within 30 days. The Board will obtain the required signature on the grant agreements, including the Liquor Control Board, and any other required Commonwealth entities, and return a copy to the applicant. Unless otherwise stated in the executed grant agreement, no grant agreement is effective and work should not begin until all required signatures have been applied to the grant agreement. Among the terms of the grant agreement shall be a requirement that the grant recipient provide the Board full and complete access to all records relating to the performance of the project and submit information as the Board may require.

11. *Cost-Reimbursement Grant.* Unless stated otherwise in the executed grant agreement, payment of all grant funds will occur on a reimbursement basis only and no funds will be included in any grant award for indirect costs.

12. *Funding Priorities.* In accordance with paragraph 5.b., the Board has identified the following funding priorities, listed in no particular order. The name given to each priority area is not intended to limit the intended scope and creative thought applied by applicants in developing projects that serve the purposes articulated in this notice.

a. *Agriculture:* Projects are sought that will lead to the expansion, through means including cultivation, value added manufacturing and research, of beer industry-related raw material produced or grown, or both, in this Commonwealth. Some examples of desired project scope include:

- Research and development that will increase the production, quality or yield of raw agricultural commodities (hops, barley, and the like) produced in this Commonwealth and used by the Commonwealth's beer industry.
- Research that will identify growing conditions for hop production and evaluate each of this Commonwealth's 67 counties on the criteria.
- Outreach and support to encourage existing agricultural producers to consider hop production.
- Matching funds for small Commonwealth based start-up businesses or ventures focused on agricultural

related cultivation (hops and barley) or value-added manufacturing of beer related raw materials (malting).

b. *Tourism:* Projects are sought from organizations interested in marketing and integrating this Commonwealth's beer industry into new or existing regional and Statewide tourism initiatives, such as:

- Development of beer tourism and beer trails (using and expanding upon the "Bourbon Trails" model).
- Regional integration of breweries and brewery visitation with existing attractions, destinations and the regional hospitality industry.

c. *D Retailer Outreach:* Projects are sought that will assist D License holders in efforts to change existing business models and remain viable, competitive and profitable within the parameters of the Liquor Code, including providing consultation, training and business plan development to interested D retailers to assist them in transforming their business models based on recent changes to the Liquor Code. The proposer should illustrate the ability to:

- Understand, interpret and transfer knowledge related to the Liquor Code.
- Understand both the new opportunities as well as the threats presented to retailers as a result of recent changes to the Liquor Code.
- Have working knowledge of the beer industry retail trade and practices, the constraints on the industry, SOPs, financial models, and the like.
- Identify and document best practices within this Commonwealth's retail beer industry (D license holders) regarding layout and design (shelf space, lighting, signage), hours of operation and staff models, promotions and displays, value added merchandise and best practices in urban, suburban and rural markets.
- In conjunction with existing industry stakeholders, like the Malt Beverage Distributors Association (MBDA), develop guidelines, standards and communicate best practices in a user friendly format, as well as offer training and outreach conferences in appropriate locations throughout this Commonwealth.
- In conjunction with existing industry stakeholders like the MBDA, the project may include efforts to create special grants or business loans made available to retailers to implement new business models.

d. *Beer Industry Research:* The Board seeks research and the development of quantitative data on the beer industry in this Commonwealth, such as:

- Research that will identify and map the size and impacts of this Commonwealth's macro beer industry (production, wholesale and retail) identifying direct, indirect, induced impacts.
- Research that will identify the upstream and downstream economic opportunities related to this Commonwealth's beer industry.
- Research that can measure the economic impacts on this Commonwealth's beer industry of recent changes to the Liquor Code.
- Research that will offer guidance on how the Liquor Code could be further amended to benefit this Commonwealth's beer industry and what existing regulation could be added or removed to improve the competitive advantages of this Commonwealth's beer industry.

e. *Technical Assistance, Support and Research and Development*: Projects are sought that will advance best practices, technology transfer, research and development, workforce development and training in this Commonwealth's brewing industry. The Board is interested in funding projects that will: increase beer knowledge/science; advance best practices in brewing; provide education/training opportunities related to beer production, quality, packaging, marketing and sales; and promote innovation in the brewing and manufacturing processes. Examples could include:

- Engagement of consultants, speakers and subject matter experts for industry related training, presentations or problem solving in conjunction with conferences, technical work groups and association members.
- Research and development projects on relevant topics concerning brewing and manufacturing processes.

- Customized training/education in areas related to: differing levels of brewery, wholesale and retail management; sales and marketing; brewery—wholesaler relationships; beer market best practices; and industry recognized certifications.

f. *Innovation*: The Board will consider projects that do not fall into any of the other funding priorities but nevertheless offer unique approaches to supporting and promoting Pennsylvania beer. The Board believes that innovation is the driving force behind the growth and success of this Commonwealth's beer industry. This category of funding is designed for projects and initiatives that demonstrate new thinking, ideas and approaches to promoting Pennsylvania beer—and do not fit into any other category.

RUSSELL C. REDDING,  
*Secretary*

#### Addendum 1 to Grant Solicitation Announcement and Application Procedures

<i>Section Title</i>	<i>Evaluation Criteria</i>	<i>Points</i>
Feasibility	<ul style="list-style-type: none"> <li>• To what extent can the Purpose be accomplished with the funds requested?</li> <li>• Is there enough non-cash capacity to fulfill the objectives of the project?</li> <li>• Are the proposed outcomes and impacts in proportion to the grant request?</li> <li>• Can the project be completed within the timeline established?</li> <li>• Are the outcomes proposed realistic?</li> </ul>	10
Linkages to PA's Beer Industry	<ul style="list-style-type: none"> <li>• Is there a compelling link to PA's Beer Industry?</li> <li>• How quickly will the industry benefit from project outcomes?</li> </ul>	10
Innovation	<ul style="list-style-type: none"> <li>• Does the proposal offer a "new approach" in supporting PA Beer?</li> <li>• Will the project offer or create any new competitive advantages?</li> <li>• Do the project outcomes offer new and unique benefits to the industry?</li> <li>• What components of the project are sustainable once completed?</li> </ul>	20
Expected Impacts & Outcomes	<ul style="list-style-type: none"> <li>• Will the project raise the visibility of PA Beer?</li> <li>• Will the impacts and outcomes offer long-term benefits?</li> <li>• Do they provide solutions to current industry challenges?</li> <li>• How will the impacts and outcomes ultimately strengthen PA's beer industry?</li> <li>• How much of the industry will benefit from the project?</li> </ul>	20
Economic Benefits Generated	<ul style="list-style-type: none"> <li>• Does the project create jobs?</li> <li>• Does the project save money for the industry?</li> <li>• Will it strengthen the economic viability of the industry and how?</li> <li>• Does the project support and promote intrastate and/or interstate tourism?</li> </ul>	20
Methodology & Evaluation	<ul style="list-style-type: none"> <li>• Can the methodology produce the desired outcomes?</li> <li>• Does the evaluation component measure the right outcomes?</li> <li>• Can the methodology produce stated economic benefits and can the evaluation accurately measure so benefits?</li> </ul>	10
Industry Support	<ul style="list-style-type: none"> <li>• Is there strong industry support for this project?</li> <li>• Are there any matching funds or leveraged resources?</li> </ul>	10

[Pa.B. Doc. No. 17-1732. Filed for public inspection October 20, 2017, 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 October 10, 2017.

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

#### Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-3-2017	Richard J. Green Application for approval to acquire over 50% majority voting control of Semperverde Holding Company, Conshohocken, and thereby voting control of Firstrust Savings Bank, which is a wholly owned subsidiary of Semperverde Holding Company.	Effective
10-10-2017	Lawrence Keister & Company Scottsdale Westmoreland County Application for approval to acquire more than 10% of the common stock of Mid Penn Bancorp, Inc., Millersburg, and thereby indirectly acquire more than 10% of Mid Penn Bank, the wholly-owned subsidiary of Mid Penn Bancorp, Inc.	Filed

#### Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-25-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 214 East College Avenue State College Centre County  <i>From:</i> 122 West College Avenue State College Centre County	Effective

#### Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
9-22-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	2301 Welsh Road Philadelphia Philadelphia County	Closed
9-22-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	2890 Audubon Village Drive Norristown Montgomery County	Closed
9-22-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	1991 Sproul Road Broomall Delaware County	Closed
9-22-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	141 South Center Street Grove City Mercer County	Closed
9-22-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	3936 Brodhead Road Monaca Beaver County	Closed

#### Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
10-10-2017	Indiana First Savings Bank Indiana Indiana County Amendment to Article 1 of the institution's Articles of Incorporation provides for change in corporate title to "InFirst Bank."	Effective
10-10-2017	Slovak Savings Bank Pittsburgh Allegheny County Amendment to Article 1 of the institution's Articles of Incorporation provides for change in corporate title to "SSB Bank." Amendment to Article 2 provides for change in the principal place of business to 8700 Perry Highway, Pittsburgh, Allegheny County, PA 15237.	Filed



## CREDIT UNIONS

## Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
10-6-2017	Delco Postal Credit Union Upper Darby Delaware County	Approved
	Application for approval to merge Philadelphia Post Office Employees Credit Union, Yeadon, with and into Delco Postal Credit Union, Upper Darby.	

## Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-4-2017	Superior Credit Union Collegeville Montgomery County	<i>To:</i> 930 North Charlotte Street Pottstown Montgomery County  <i>From:</i> 2020 Swamp Road Gilbertsville Montgomery County	Withdrawn

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

ROBIN L. WIESSMANN,  
*Secretary*

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063894 (Industrial)	Minersville Borough Municipal Authority WTP 2 E Sunbury Street Minersville, PA 17954-1719	Schuylkill County Cass Township	Dyer Run (3-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0080560—SW	TA OPR LLC—Harrisburg Travel Center 24601 Center Ridge Road West Lake, OH 44145	Dauphin County/ West Hanover Township	Manada Creek/7D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0003549 (Storm Water)	Dominion Transmission Inc. Oakford Compressor Station 466 East Pittsburgh Street Greensburg, PA 15601	Westmoreland County Salem Township	Beaver Run (18-B)	No
PAS204802 (Storm Water)	Titan Energy Park 1965 Waddle Road State College, PA 16803-1639	Centre County Spring Township	Logan Branch (9-C)	Yes
PA0228524 (Sewage)	Duncan Township Village of Antrim STP 42 Duncan Township Road Wellsboro, PA 16901-8544	Tioga County Duncan Township	Unnamed Tributary of Wilson Creek (9-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0003026 (Sewage)	US Bronze Foundry & Machine 18649 Brake Shoe Road P.O. Box 458 Meadville, PA 16335-9603	Crawford County Woodcock Township	French Creek and Unnamed Tributary to French Creek (16-D)	Yes

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

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

**PA0265209**, Sewage, SIC Code 8800, **William E Roberts Jr**, 6300 Franklin Road, Fairview, PA 16415. Facility Name: William E Roberts SRSTP. This proposed facility is located in Fairview Township, **Erie County**.

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

The receiving stream, an Unnamed Tributary to the Trout Run, is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

The EPA Waiver is in effect.

**PA0265390**, Sewage, SIC Code 4952, 8800, **Nicholas Schneider**, 683 Highmeyer Road, Harborcreek, PA 16421. Facility Name: Nicholas Schneider SRSTP. This proposed facility is located in Harborcreek Township, **Erie County**.

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

The receiving stream is an unnamed tributary to Scott Run, located in State Water Plan watershed 15-A and classified for Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	XXX	Report IMAX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Daily Max	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

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

**WQM Permit No. 2317401**, Sewage, **Newtown Township Municipal Authority**, 209 Bishop Hollow Road, Newtown Square, PA 19073-3219.

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

Description of Action/Activity: Construction and operation of a pumping station. Camelot Pump Station Service Area.

**WQM Permit No. 2317402**, Sewage, **Newtown Township Municipal Authority**, 209 Bishop Hollow Road, Newtown Square, PA 19073-3219.

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

Description of Action/Activity: Construction and operation of a pumping station. Ashford Pump Station Service Area.

**WQM Permit No. 4617406**, Sewage, **Pottstown Borough Authority**, 100 E. High Street, Pottstown, PA 19464.

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

Description of Action/Activity: Replacement of existing sludge dryer with a new belt-driven, closed air loop thermal sludge dryer.

**WQM Permit No. 2317403**, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010.

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

Description of Action/Activity: To increase the design hydraulic capacity of the WWTP from 1.8 mgd, to 2.2 mgd.

**WQM Permit No. 2309408**, Sewage, Amendment, **DELCORA**, 100 East Fifth Street, P.O. Box 999, Chester, PA 19016-0999.

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

Description of Action/Activity: Install 2 new fine screens. One (1) screen will be located in each of the existing grit tanks. The fine screens will remove solids from the wastewater influent flow.

**WQM Permit No. WQG02091711**, Sewage, **Newtown Bucks County Joint Municipal Authority**, 15 South Congress Street, P.O. Box 329, Newtown, PA 18940.

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

Description of Action/Activity: Construction and operation of common force main.

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

**WQM Permit No. 0690409**, Sewerage, **Pilot Travel Center LLC**, 5508 Lonas Drive, Knoxville, TN 37909.

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

Description of Proposed Action/Activity: Amendment.

**WQM Permit No. 3693401** A-2 Sewerage, **Millersville Borough**, 100 Municipal Drive, Millersville, PA 17551.

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

Description of Proposed Action/Activity: Amendment.

**WQM Permit No. 0610402**, Sewerage, **Womelsdorf Sewer Authority**, 101 West High Street, Womelsdorf, PA 19567.

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

Description of Proposed Action/Activity: Amendment.

**WQM Permit No. 5017402**, Sewerage, **Ken and Sherry Stetler**, 4976 Spring Road, Shermans Dale, PA 17090.

This proposed facility is located in Carroll Township, **Perry County**.

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

**WQM Permit No. 2117408**, Sewerage, **North Middleton Authority**, 240 Clearwater Drive, Carlisle, PA 17013.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of the Wertz Run Interceptor (East of Intersection Longstreet Drive and Wertz Run Road).

**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.*

*Pike County Conservation District, 556 Route 402, Hawley, PA 18428.*

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

**NPDES**

Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD520004	Pennsylvania Dept. of Transportation Engineering District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Pike & Wayne	Palmyra & Greene Townships (Pike Co.) Sterling Township (Wayne Co.)	Wallenpaupack Creek (HQ-CWF, MF), East Branch Wallenpaupack Creek (HQ-CWF, MF), Kleinhans Creek (HQ-CWF, MF) Sand Spring Creek (EV, MF) EV Wetland (W-SRC-26), EV Wetland (W-SRC-27)



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


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PAG-12            CAFOs

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**MS4 PAG-13 Notices of Intent Received**


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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136192	Liberty Borough Allegheny County 2921 Liberty Way McKeesport, PA 15133-2717	Liberty Borough, Allegheny County	Y	N
PAG136195	West View Borough Allegheny County 441 Perry Highway Municipal Building Pittsburgh, PA 15229	West View Borough, Allegheny County	N	Y
PAG136172	Ambridge Borough 600 11th Street Ambridge, PA 15003-2377	Ambridge Borough, Beaver County	N	Y
PAI136140	Conemaugh Township 1120 Tire Hill Road Johnstown, PA 15905-7707	Conemaugh Township, Somerset County	Y	N
PAG136363	Forward Township Allegheny County 1000 Golden Circle Elizabeth, PA 15037-3199	Forward Township, Allegheny County	Y	N
PAG136337	Bentleyville Borough Washington County 900 Main Street Bentleyville, PA 15314	Bentleyville Borough, Washington County	N	N
PAG136374	Freeport Borough 414 Market Street Freeport, PA 16229-1122	Freeport Borough, Armstrong County	NO	NO
PAG136390	Kiskiminetas Township Armstrong County 1222A Old State Road Apollo, PA 15613	Kiskiminetas Township, Armstrong County	Y	N
PAG136199	Homestead Borough Allegheny County 221 E 7th Avenue Homestead, PA 15120-1511	Homestead Borough, Allegheny County	Y	Y
PAG136300	Connellsville Township Fayette County 166 McCoy Hollow Road Connellsville, PA 15425-6400	Connellsville Township, Fayette County	N	N
PAG136303	Borough of Pleasant Hills 410 E Bruceton Road Pittsburgh, PA 15236-4504	Pleasant Hills Borough, Allegheny County	NO	NO
PAG136185	Dravosburg Borough 226 Maple Avenue Dravosburg, PA 15034-0037	Dravosburg Borough, Allegheny County	Yes	No
PAG136361	East Conemaugh Borough Cambria County 355 1st Street East Conemaugh, PA 15909-1905	East Conemaugh Borough, Cambria County	N	N

## NOTICES

6505

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG130003	Upper Darby Township 100 Garrett Road Upper Darby, PA 19082	Upper Darby Township Delaware County	N	Y
PAG130097	Tinicum Township 629 N. Governor Printz Blvd Essington, PA 19029	Tinicum Township Delaware County	N	N
PAG130008	Plymouth Township 700 Belvoir Road Plymouth Meeting, PA 19462	Plymouth Township Montgomery County	N	Y
PAG130158	Concord Township 43 Thornton Road Glen Mills, PA 19342	Concord Township Delaware County	N	Y
PAG130107	Upper Pottsgrove Township 1409 Farmington Road Pottstown, PA 19464	Upper Pottsgrove Township Montgomery County	N	Y
PAG130128	Yeadon Borough PO Box 5187 Yeadon, PA 19050	Yeadon Borough Delaware County	N	Y
PAG130127	Darby Borough PO Box 351 821 Summit Street Darby, PA 19023	Darby Borough Delaware County	N	Y

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG132321	Lehman Township P.O. Box 262 Lehman, PA 18627	Lehman Township, Luzerne County	N	Y
PAG132247	Nanticoke City 15 E. Ridge Street Nanticoke, PA 18634	Nanticoke City, Luzerne County	N	Y
PAG132274	Plymouth Township 925 W. Main Street Plymouth, PA 18651	Plymouth Township, Luzerne County	N	Y
PAG132305	Luzerne Borough 144 Academy Street Luzerne, PA 18709	Luzerne Borough, Luzerne County	N	Y
PAG132227	Plains Township 126 N. Main Street Plains, PA 18705	Plains Township, Luzerne County	N	Y

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality/County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG133680	East Pennsboro Township 98 S. Enola Drive Enola, PA 17025	East Pennsboro Township Cumberland County	N	Y
PAG133703	Myerstown Borough 101 South Railroad Street Myerstown, PA 17067	Myerstown Borough, Lebanon County	N	Y
PAG133504	Heidelberg Township P.O. Box 241 Robesonia, PA 19551	Heidelberg Township Berks County	N	Y
PAG133552	Lemoyne Borough 510 Herman Ave Lemoyne, PA 17043	Lemoyne Borough Cumberland County	N	Y

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality/County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG133658	Mount Joy Borough 21 East Main Street Mount Joy, PA 17552	Mount Joy Borough Lancaster County	N	Y
PAG133739	Hamilton Township 1270 Crottlestown Road Chambersburg, PA 17201	Hamilton Township Franklin County	N	Y
PAG133738	Rockland Township 41 Deysher Road Fleetwood, PA 19522	Rockland Township Berks County	Y	N
PAG133527	Leesport Borough 27 South Canal Street Leesport, PA 19533	Leesport Borough Berks County	N	N
PAG133645	Middletown Borough 60 West Emaus Street Middletown, PA 17057	Middletown Borough Dauphin County	N	Y
PAG133545	West Hanover Township 7171 Allentown Blvd Harrisburg, PA 17112	Mount Joy Borough Dauphin County	N	Y

*Northwest Regional Office: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481. Phone: 814.332.6942.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG138339	Jackson Township Butler County 140 Magill Road Zelienople, PA 16063-3424	Jackson Township, Butler County	Y	N
PAG138329	Butler City Butler County 124 West North Street Butler, PA 16001	Butler City, Butler County	N	N
PAG138318	Cranberry Township Butler County 2525 Rochester Road Cranberry Township, PA 16066	Cranberry Township, Butler County	N	Y
PAG138340	Callery Borough Butler County Drawer G Callery, PA 16024	Callery Borough, Butler County	Y	N
PAG138313	Lake City Borough Erie County 2350 Main Street Lake City, PA 16423-1509	Lake City Borough, Erie County	Y	N

## PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

## SAFE DRINKING WATER

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

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

**Permit No. 2317505**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Township Tinticum

County **Delaware**

Responsible Official Curt Steffy, VP-Production  
Aqua PA, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Type of Facility PWS

Consulting Engineer Aqua Pennsylvania, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Application Received Date September 14, 2017

Description of Action Application for installation of a tank mixer and THM removal system at the Tinticum Tank.

**Permit No. 1517521**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Township Charlestown

County **Chester**

Responsible Official Curt Steffy, VP-Production  
Aqua PA, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Type of Facility PWS

Consulting Engineer Aqua Pennsylvania, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Application Received Date September 14, 2017

Description of Action Installation of a tank mixer and THM removal system at Sidley Hill Tank.

**Permit No. 1517522**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Township Westtown

County **Chester**

Responsible Official Curt Steffy, VP-Production  
Aqua PA, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Type of Facility PWS

Consulting Engineer Aqua Pennsylvania, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Application Received Date September 14, 2017

Description of Action Application for installation of a tank mixer and THM removal system at the Radley Run Tank.

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

**Permit No. 2217511 MA, Minor Amendment**, Public Water Supply.

Applicant **SUEZ Water Pennsylvania**

Municipality Susquehanna Township

County **Dauphin**

Responsible Official John D. Hollenbach,  
Vice-President  
4211 East Park Circle  
Harrisburg, PA 17111-0151

Type of Facility Public Water Supply

Consulting Engineer Daniel Cargnel, P.E.  
Buchart Horn Inc  
3700 Koppers Street  
Baltimore, MD 21227

Application Received: 9/12/2017

Description of Action The replacement of gas chlorination at the Rockville Raw Water Pump Station with a calcium hypochlorite tablet chlorinator feed system.

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

**Permit No. 6317504**, Public Water Supply.

Applicant **Tri-County Joint Municipal Authority**  
26 Monongahela Avenue  
PO Box 753  
Fredericktown, PA 15333

[Township or Borough] East Bethlehem Township

Responsible Official Vince Bloom, Chairman  
Tri-County Joint Municipal Authority  
26 Monongahela Avenue  
PO Box 753  
Fredericktown, PA 15333

Type of Facility Water system

Consulting Engineer Entech Engineering, Inc.  
400 Rouser Road  
Building 2, Suite 200  
Coraopolis, PA 15108

Application Received Date October 3, 2017

Description of Action Installation of a second gas chlorination system (redundant).

**Permit No. 0217543**, Public Water Supply.

Applicant **Fox Chapel Authority**  
255 Alpha Drive  
Pittsburgh, PA 15238

[Township or Borough] Fox Chapel Borough



Responsible Official Mark E. Nicely, P.E., Manager  
Fox Chapel Authority  
255 Alpha Drive  
Pittsburgh, PA 15238

Type of Facility Water system

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

Application Received Date October 6, 2017

Description of Action Renovations to the Fox Chapel  
Road booster pump station.

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

**Permit No. 2417502**, Public Water Supply.

Applicant **Johnsonburg Borough  
Municipal Authority**

Township or Borough Johnsonburg Borough  
County **Elk**

Responsible Official Edwin Gapinski  
Chairman  
Johnsonburg Borough Municipal  
Authority  
434 Center Street  
Johnsonburg, PA 15845

Type of Facility Community Water Supply

Consulting Engineer Joshua Denver Gunnett, P.E.  
Gwin, Dobson & Foreman, Inc.  
3121 Fairway Drive  
Altoona, PA 16602

Application Received Date October 6, 2017

Description of Action Permit application to construct  
new membrane filtration water  
treatment plant.

#### MINOR AMENDMENT

#### Applications Received Under the Pennsylvania Safe Drinking Water Act.

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

**Application No. 1117513WMP, Minor Amendment.**

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

[Township or Borough] Portage Township

Responsible Official David Miorelli, Chairman  
Municipal Authority of the  
Borough of Portage  
606 Cambria Street  
Portage, PA 15946

Type of Facility Water system

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

Application Received Date October 6, 2017

Description of Action Permitting of two existing bulk  
load-out facilities.

**Application No. 5617509MA, Minor Amendment.**

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

[Township or Borough] Jenner Township

Responsible Official Jeff Marker, Authority Manager  
Gray Area Water Authority  
PO Box 118  
Gray, PA 15544

Type of Facility Water system

Consulting Engineer Uni-Tech Consulting Engineers,  
Inc.  
2007 Cato Avenue  
State College, PA 15801

Application Received Date October 3, 2017

Description of Action Installation of a pressure  
reducing vault and  
approximately 1,800 feet of  
waterline to provide a connection  
to the Somerset County General  
Authority.

**Application No. 3017514MA, Minor Amendment.**

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

[Township or Borough] Morgan Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Installation of the Beazer Meter  
Vault.

**Application No. 3013501WMP6, Minor Amend-  
ment.**

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

[Township or Borough] Morgan Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Beazer Meter Vault bulk load-out facility.

**Application No. 3017515MA, Minor Amendment.**

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

[Township or Borough] Morgan Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Installation of the Chartiers  
Road Meter Vault.

**Application No. 3013501WMP7, Minor Amendment.**

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

[Township or Borough] Morgan Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Chartiers Road vault bulk  
load-out facility.

**Application No. 3017516MA, Minor Amendment.**

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

[Township or Borough] Washington Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Installation of the Shipman  
Meter Vault.

**Application No. 3013501WMP8, Minor Amendment.**

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

[Township or Borough] Washington Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Shipman Meter Vault bulk  
load-out facility.

**Application No. 3017517MA, Minor Amendment.**

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

[Township or Borough] Washington Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Application Received Date October 4, 2017  
 Description of Action Installation of the Minor Meter Vault.

**Application No. 3013501WMP9, Minor Amendment.**

Applicant **Southwestern Pennsylvania Water Authority**  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344  
 [Township or Borough] Washington Township  
 Responsible Official Timothy C. Faddis, Manager  
 Southwestern Pennsylvania Water Authority  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Application Received Date October 4, 2017  
 Description of Action Minor Meter Vault bulk load-out facility.

**Application No. 3017518MA, Minor Amendment.**

Applicant **Southwestern Pennsylvania Water Authority**  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344  
 [Township or Borough] East Bethlehem Township  
 Responsible Official Timothy C. Faddis, Manager  
 Southwestern Pennsylvania Water Authority  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024  
 Application Received Date October 4, 2017  
 Description of Action Installation of the Sandy Plains Road Meter Vault.

**Application No. 3013501WMP10, Minor Amendment.**

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

[Township or Borough] East Bethlehem Township  
 Responsible Official Timothy C. Faddis, Manager  
 Southwestern Pennsylvania Water Authority  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024

Application Received Date October 4, 2017

Description of Action Sandy Plains Road Meter Vault bulk load-out facility.

**Application No. 3017519MA, Minor Amendment.**

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

[Township or Borough] Morgan Township  
 Responsible Official Timothy C. Faddis, Manager  
 Southwestern Pennsylvania Water Authority  
 1442 Jefferson Road  
 PO Box 187  
 Jefferson, PA 15344

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024

Application Received Date October 4, 2017

Description of Action Installation of the Mahle Meter Vault.

**Application No. 3013501WMP11, Minor Amendment.**

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

[Township or Borough] Morgan Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Mahle Meter Vault bulk load-out facility.

**Application No. 3017520MA, Minor Amendment.**

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

[Township or Borough] Washington Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Installation of the Harris Meter Vault.

**Application No. 3017521MA, Minor Amendment.**

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

[Township or Borough] Amwell Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Installation of the Hyel Meter Vault.

**Application No. 3013501WMP12, Minor Amendment.**

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

[Township or Borough] Center Township

Responsible Official Timothy C. Faddis, Manager  
Southwestern Pennsylvania  
Water Authority  
1442 Jefferson Road  
PO Box 187  
Jefferson, PA 15344

Type of Facility Water system

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

Application Received Date October 4, 2017

Description of Action Huffman Meter Vault bulk load-out facility.

**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:

*Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.*

**FBF Incorporated**, 1145 Industrial Boulevard, Upper Southampton, **Bucks County**. Philip Getty, Boucher & James, Inc., 1456 Ferry Road, Building 500, Doylestown, PA 18901 submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of TCE, PCE and organic chemicals. The proposed future use of the property will continue to be non-residential light industrial use as exists in the surrounding area. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on September 26, 2017.

**Wawa Red Roof Carriage House**, 260 West Baltimore Pike, Chester Height Borough, **Chester County**. Geoff Kristof, JK Environmental Services, P.O. Box 509, Lafayette Hill, PA 19444 submitted a Notice of Intent to Remediate. Soil on the site has been impacted with heavy oil (likely # 6 fuel oil). The proposed future use of the property will be non-residential as an office building. The Notice of Intent to Remediate was published in the *Daily Times* and *Sunday Times* on August 29, 2017.

**Giordano Residence**, 135 Ivy Hill Road, Bristol Township, **Bucks County**. Gregory Buzan, SSG-BARCO, Inc., 122 Walters Avenue, Ewing, NJ 08638 submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of no. 2 fuel oil. All three properties are residential properties. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on September 25, 2017.

**1400 Byberry Road Site**, 1400 Byberry Road, Lower Moreland Township, **Montgomery County**. Mark Fortna, DelVal Soil & Environmental Consultants, Inc., 4050 Skyrion Drive, Doylestown, PA 18902 on behalf of Michael A. Downs, Toll Brothers, Inc., 20 Gibraltar Road, Horsham, PA 19044 submitted a Notice of Intent to Remediate. Site soil have been found to be impacted with metals, pesticides, VOCs, and PAHs. The proposed future use of the property will be residential for home sites. The Notice of Intent to Remediate was published in the *Intelligencer* on September 18, 2017.

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

**Erie Speed Check**, 209 East 6th Street, City of Erie, **Erie County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Sunny Simran, LLC, 1725 Parade Street, Erie, PA 16503 and QRS Realty Corporation, P.O. Box 1699, Erie, PA 16530, submitted a Notice of Intent to Remediate. Site formerly operated as gasoline and service stations. A release of gasoline compounds occurred impacting site soil and groundwater with benzene, ethylbenzene, cumene, MTBE, Naphthalene, toluene, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene, and xylenes. Selected remediation standard is Statewide Health. Future use of the site short term is landscaped green space with no buildings or structures. The Notice of Intent to Remediate was published in *The Erie Times News* on or about October 2, 2017.

#### HAZARDOUS WASTE TREATMENT, STORAGE & DISPOSAL FACILITIES

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

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

**RCRA Part B Permit No. PA6213820503. Letterkenny Army Depot (LEAD)**, 1 Overcash Drive, Chambersburg, PA 17201. LEAD has submitted a Class 2 Permit Modification application for the use of a flashing furnace to thermally treat outdated small arms munitions at LEAD's Open Burning/Open Detonation Area. On October 3, 2017, the Department determined that the permit application was administratively complete.

Persons interested in obtaining more information about this permit application may contact Mr. John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. A copy of the permit application is available for review at Coyle Free Library, 340 North Second Street, Chambersburg, PA 17201. In addition, the public is invited to review the application at the Department's Southcentral Regional Office. File reviews may be scheduled by calling 717-705-4732.

#### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Application(s) for Determination of Applicability received 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/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

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

**General Permit Application No. WMGR038SC008. Edge Rubber, LLC**, 811 Progress Road, Chambersburg, PA 17201 in Chambersburg Borough, **Franklin County**. This general permit authorizes the processing, reuse and beneficial use of waste tires, which include whole tires,

tire chips, baled tires, tire shreds, and crumb rubber. The permitted beneficial use of whole waste tires, tire chips, baled tires, tire shreds, and crumb rubber is limited to use in recapping, as fuel in boilers or other combustion units, in civil engineering practices, and as an ingredient in or as a commercial product. The application for Determination of Applicability was determined to be complete on October 10, 2017.

Persons interested in obtaining more information about the general permit application may contact Mr. John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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

#### **Application(s) Received 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.**

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Permit Application No. 101600. Waste Reduction Recycling & Transfer, Inc.**, 2100 Sans Souci Parkway, Wilkes-Barre, PA 18706. An application for major modification consisting of an increase in tonnage, ownership change and Form R application at this existing waste transfer facility located in Hanover Township, **Luzerne County**. The applicant is requesting an increase from 150 tons/day to 500 tons/day. The application was submitted to the Department on August 4, 2017 and was subject to the Local Municipality Involvement Process (LMIP). The LMIP meeting took place on October 4, 2017. The application was found to be administratively complete by the Northeast Regional Office on October 6, 2017.

Comments concerning the application should be directed to Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18704-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

### **AIR QUALITY**

#### **PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS**

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating Permit program. This integrated approach is designed to make the permitting process more efficient for the Department, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

The Department received applications for Plan Approvals or Operating Permits from the following facilities.

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

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

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

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

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

#### **PLAN APPROVALS**

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

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

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

**24-167D: E Carbon America** (806 Theresia Street, Saint Marys, PA 15857), for the proposed facility VOC limit to become a synthetic minor facility in Saint Marys City, **Elk County**. Currently, this is a Title V facility; however, after approval the facility will be State Only.

**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.*

**46-0005AS: Merck, Sharp & Dohme, Corp.** (770 Sumneytown Pike, West Point, PA 19486-0004) for the installation of a natural gas fired generator in Building 38 to upgrade the electric infrastructure and improve reliability in support of the operations in this building at an existing permitted facility in Upper Gwynedd Township, **Montgomery County**. The plan approval is for a Title V facility. The generator will result in the following tons/year air contaminants: VOC—2.46; NO<sub>x</sub>—4.91; CO—9.82; SO<sub>x</sub>—0.005; and PM/PM<sub>10</sub>/PM<sub>2.5</sub>—0.08. The installation of this source does not trigger applicability toward NSR or PSD regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**15-0067I: Herr Foods Inc.**, (273 Old Baltimore Pike, Nottingham, PA 19362-0300) an application for the installation of two new natural gas fired batch kettle fryers and the shut down and removal of Potato Chip Line 2 (Source ID 201) fryer and heat exchanger at its facility in West Nottingham Township, **Chester County**. Herr Foods Inc. is a Synthetic Minor facility, operating under SMOP 15-00067. The Plan Approval will contain monitoring, recordkeeping and operating restrictions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

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

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

**06-05036C:** Approval of a Reasonably Available Control Technology (RACT II) plan for **Novipax, LLC**, located in Muhlenberg Township, **Berks County**, as a plan approval.

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection has made a preliminary determination to approve a RACT II plan and an amendment to the State Implementation Plan (SIP) for the expandable polystyrene foam products manufacturing facility owned and operated by Novipax, LLC in Muhlenberg Township, Berks County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if approved by DEP, are proposed be issued as a plan approval (06-05036C). The relevant RACT II requirements will also be submitted to the U.S. Environmental Protection Agency (EPA) for approval as a revision to Pennsylvania's State Implementation Plan. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal.

The following is a summary of the proposed amendments to the RACT II determination for this operation that will be submitted to the EPA as a SIP revision:

Source and RACT II Requirement

FACILITY-WIDE Limit to 650.0 tons VOC per year, based on any 12-consecutive month period.

102 - EXTRUSION

1) Reduce pentane use by CO<sub>2</sub> substitution as the blowing agent.

2) Interim Limits for extruders: 217, 222, 203, 260: (1/1/17—1/1/18)

- Foam (>8.0 g/60 in2)—4.1% by weight

3) Limits Starting 1/1/18 for extruders: 217, 222, 203, 260, 270, & 290:

Foam (>8.0 g/60 in2)—4.0% by weight

- Foam (<8.0 g/60 in2) —4.5% by weight

4) Extruder 250 (starting 57 weeks from the issuance date of Plan Approval No. 06-05036C)

- Foam (>8.0 g/60 in2)—4.0% by weight

- Foam (<8.0 g/60 in2) —4.5% by weight

103—OUTSIDE STORAGE See ID 102

104—THERMOFORM See ID 102

105—PRODUCT STORAGE/SHIPPING See ID 102

106—SCRAP & SPOILAGE GRIND/  
CONVEYING See ID 102

106B—SPOILAGE GRINDING-CONV. See ID 102

106C—TRIM GRINDING-CONVEYING See ID 102

107—RECLAIM EXTRUSION See ID 102

108—FLUFF STORAGE-CONVEYING See ID 102

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 Thomas Hanlon, Environmental Engineering Manager, Air Quality Permitting, at 909 Elmerton Avenue, Harrisburg, PA 17110. A 30-day comment period from the date of publication of this notice 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 RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

Public hearing. A public hearing will be held on November 28, 2017, at 10:00 a.m. at the DEP Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, to accept oral comments on the proposed permit action and the proposed SIP revision. To register to speak at the hearing, please contact Thomas Hanlon at 717-705-4862. Speakers must pre-register in order to testify at the



hearing. The last day to pre-register to speak at the hearing will be November 21, 2017.

Oral testimony at the hearing will be limited to a maximum of 5 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Thomas Hanlon at 909 Elmerton Avenue, Harrisburg, PA 17110.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Southcentral Regional Office at 909 Elmerton Avenue, Harrisburg, PA 17110. Appointments for scheduling a review may be made by calling Thomas Hanlon at 717-705-4862.

Individuals who are in need of an accommodation for the hearing as provided for in the Americans with Disabilities Act should contact Thomas Hanlon at 717-705-4862 or make accommodations through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD).

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

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

**16-132M: Clarion Boards, Inc.** (143 Fiberboard Road, Shippensburg, PA 16254), for the proposed replacement of 5 existing baghouses (C104, C107, C110, C111, & C112) with new baghouses (C104A, C107A, C110A, C111A, & C112A) for Source 104, Source 107, Source 110, Source 111, & Source 112 and the proposed construction of a new outdoor chip storage area in Paint Township, **Clarion County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 16-132M is for the proposed replacement of 5 existing baghouses (C104, C107, C110, C111, & C112) with new baghouses (C104A, C107A, C110A, C111A, & C112A) for Source 104, Source 107, Source 110, Source 111, & Source 112 and the proposed construction of a new outdoor chip storage area. The projected actual emissions from Source 104 are 5.78 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.882 tpy for VOC; from Source 107 are 5.78 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.91 tpy for VOC; from Source 110 are 7.71 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 2.078 tpy for VOC; from Source 111 are 7.07 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.649 tpy for VOC; and from Source 112 are 7.07 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.58 tpy for VOC. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source 104, Source 105, Source 110, Source 111, & Source 112

- Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.

- No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (both filter-

able and condensable) in the effluent gas exceeds 0.004 grain per dry standard cubic foot.

- Test for total particulate matter initially and upon operating permit renewal.

- All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.

- The permittee shall maintain a record of all preventive maintenance inspections of the control device. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the baghouse (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Pressure differential—daily defined as once per calendar day

- Visible emission check—daily defined as once per calendar day

- The permittee shall perform a daily operational inspection of the control device. As part of this operational inspection the facility shall monitor the pressure drop across the baghouse and shall conduct a visible emission (VE) observation of the baghouse stack. The VE observation shall be 60 seconds in length with reading every 15 seconds. If any visible emissions are observed, the facility shall perform one of the following:

- A Method 9 observation using a certified observer (60 minutes in duration) shall be conducted to determine compliance with the opacity limitations—or

- The facility shall immediately commence shutdown of the source/control device in accordance with the Department approved shutdown procedure.

- The permittee shall perform a monthly preventive maintenance inspection of the control device.

- A magnehelic gauge or equivalent shall be maintained and operated to monitor the pressure differential across the baghouse. All gauges employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.

- The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:

- Pressure drop: 1.0 to 7.0 inches water gage or as established during compliant testing

- Opacity less than or equal to 10%

- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure drop range. Within 24-hours of discovery of a reading outside of the prescribed range the permittee shall perform a maintenance inspection on the control device and take corrective action. Records of all mainte-



nance inspections on the control device, and corrective actions taken, shall be maintained on site for a minimum period of five years. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

- The permittee shall operate the control device at all times that the source is in operation.

- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

- All conditions from the facility operating permit revised on January 19, 2016, for this source remain in effect unless modified in this plan approval.

- Source 104

- Emissions shall not exceed the following:

- PM: 1.32 #/hr (both filterable and condensable)

- PM: 5.78 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 1.32 #/hr

- PM<sub>10</sub>: 5.78 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 1.32 #/hr

- PM<sub>2.5</sub>: 5.78 tpy based on a 12-month rolling total

- The Projected Actual Emissions are the following:

- VOC: 0.882 tpy based on a 12-month consecutive

period

- Source 105

- Emissions shall not exceed the following:

- PM: 1.32 #/hr (both filterable and condensable)

- PM: 5.78 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 1.32 #/hr

- PM<sub>10</sub>: 5.78 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 1.32 #/hr

- PM<sub>2.5</sub>: 5.78 tpy based on a 12-month rolling total

- The Projected Actual Emissions are the following:

- VOC: 0.910 tpy based on a 12-month consecutive

period

- Source 110

- Emissions from C110A shall not exceed the following:

- PM: 0.71 #/hr (both filterable and condensable)

- PM: 3.11 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 0.71 #/hr

- PM<sub>10</sub>: 3.11 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 0.71 #/hr

- PM<sub>2.5</sub>: 3.11 tpy based on a 12-month rolling total

- Emissions from C110B shall not exceed the following:

- PM: 1.05 #/hr (both filterable and condensable)

- PM: 4.60 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 1.05 #/hr

- PM<sub>10</sub>: 4.60 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 1.05 #/hr

- PM<sub>2.5</sub>: 4.60 tpy based on a 12-month rolling total

- The Projected Actual Emissions are the following:

- VOC: 2.078 tpy based on a 12-month consecutive period

- Source 111

- Emissions from Source 111 & Source 112 shall not exceed the following:

- PM: 3.23 #/hr (both filterable and condensable)

- PM: 7.07 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 3.23 #/hr

- PM<sub>10</sub>: 7.07 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 3.23 #/hr

- PM<sub>2.5</sub>: 7.07 tpy based on a 12-month rolling total

- The Projected Actual Emissions from Source 111 & Source 112 are the following:

- VOC: 1.229 tpy based on a 12-month consecutive period

- Source 112

- Emissions from Source 112 & Source 111 shall not exceed the following:

- PM: 3.23 #/hr (both filterable and condensable)

- PM: 7.07 tpy (both filterable and condensable)

based on a 12-month rolling total

- PM<sub>10</sub>: 3.23 #/hr

- PM<sub>10</sub>: 7.07 tpy based on a 12-month rolling total

- PM<sub>2.5</sub>: 3.23 #/hr

- PM<sub>2.5</sub>: 7.07 tpy based on a 12-month rolling total

- The Projected Actual Emissions from Source 112 & Source 111 are the following:

- VOC: 1.229 tpy based on a 12-month consecutive period

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

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

comments, identification of the proposed plan approval [16-132M] 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 t16-132M: Clarion Boards, Inc. (143 Fiberboard Road, Shippenville, PA 16254), for the proposed replacement of 5 existing baghouses (C104, C107, C110, C111, & C112) with new baghouses (C104A, C107A, C110A, C111A, & C112A) for Source 104, Source 107, Source 110, Source 111, & Source 112 and the proposed construction of a new outdoor chip storage area in Paint Township, Clarion County. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 16-132M is for the proposed replacement of 5 existing baghouses (C104, C107, C110, C111, & C112) with new baghouses (C104A, C107A, C110A, C111A, & C112A) for Source 104, Source 107, Source 110, Source 111, & Source 112 and the proposed construction of a new outdoor chip storage area. The projected actual emissions from Source 104 are 5.78 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.882 tpy for VOC; from Source 107 are 5.78 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.91 tpy for VOC; from Source 110 are 7.71 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 2.078 tpy for VOC; from Source 111 are 7.07 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.649 tpy for VOC; and from Source 112 are 7.07 tpy for PM/PM<sub>10</sub>/PM<sub>2.5</sub> & 0.58 tpy for VOC. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source 104, Source 105, Source 110, Source 111, & Source 112
- Emissions shall comply with 25 Pa. Code §§ 123.1, 123.31 and 123.41 for fugitive, odor, and visible emissions respectively.
- No person may permit the emission into the outdoor atmosphere of particulate matter in a manner that the concentration of total particulate matter (both filterable and condensable) in the effluent gas exceeds 0.004 grain per dry standard cubic foot.
- Test for total particulate matter initially and upon operating permit renewal.
- All recordkeeping shall commence upon startup of the source/control device. All records shall be kept for a period of five (5) years and shall be made available to the Department upon request.
- The permittee shall maintain a record of all preventative maintenance inspections of the control device. These records shall include, at a minimum, the dates of the inspections, the name of the person performing the inspection, any problems or defects identified, any actions taken to correct the problems or defects, and any routine maintenance performed.

- The permittee shall record the following operational data from the baghouse (these records may be done with strip charts recorders, data acquisition systems, or manual log entries):

- Pressure differential—daily defined as once per calendar day

- Visible emission check—daily defined as once per calendar day

- The permittee shall perform a daily operational inspection of the control device. As part of this operational inspection the facility shall monitor the pressure drop across the baghouse and shall conduct a visible emission (VE) observation of the baghouse stack. The VE observation shall be 60 seconds in length with reading every 15 seconds. If any visible emissions are observed, the facility shall perform one of the following:

- A Method 9 observation using a certified observer (60 minutes in duration) shall be conducted to determine compliance with the opacity limitations—or

- The facility shall immediately commence shutdown of the source/control device in accordance with the Department approved shutdown procedure.

- The permittee shall perform a monthly preventive maintenance inspection of the control device.

- A magnehelic gauge or equivalent shall be maintained and operated to monitor the pressure differential across the baghouse. All gauges employed shall have a scale such that the expected normal reading shall be no less than twenty percent (20%) of full scale and be accurate within plus or minus two percent (+/- 2%) of full scale reading.

- The permittee shall adhere to the approved indicator range for the baghouse so that operation within the range shall provide reasonable assurance of compliance. A departure from the specified indicator range over a specified averaging period shall be defined as an excursion. The approved indicator range for the following shall be determined during the initial performance test or any subsequently approved performance tests unless otherwise stated:

- Pressure drop: 1.0 to 7.0 inches water gage or as established during compliant testing

- Opacity less than or equal to 10%

- The permittee, with prior Departmental approval, may conduct additional performance tests to determine a new pressure drop range. Within 24-hours of discovery of a reading outside of the prescribed range the permittee shall perform a maintenance inspection on the control device and take corrective action. Records of all maintenance inspections on the control device, and corrective actions taken, shall be maintained on site for a minimum period of five years. In the event of more than one documented excursion outside the prescribed range in any calendar quarter the permittee shall submit a corrective measure plan to the Department. Corrective measures may include an increase of the frequency of required preventative maintenance inspections of the control device, a modification of the prescribed range, or other appropriate action as approved by the Department. Upon receipt of a corrective measure plan the Department shall determine the appropriate corrective measure on a case-by case basis.

- The permittee shall operate the control device at all times that the source is in operation.

- The permittee shall maintain and operate the source and control device in accordance with the manufacturer's specifications and in accordance with good air pollution control practices.

- All conditions from the facility operating permit revised on January 19, 2016, for this source remain in effect unless modified in this plan approval.

- Source 104
  - Emissions shall not exceed the following:
    - PM: 1.32 #/hr (both filterable and condensable)
    - PM: 5.78 tpy (both filterable and condensable) based on a 12-month rolling total
      - PM<sub>10</sub>: 1.32 #/hr
      - PM<sub>10</sub>: 5.78 tpy based on a 12-month rolling total
      - PM<sub>2.5</sub>: 1.32 #/hr
      - PM<sub>2.5</sub>: 5.78 tpy based on a 12-month rolling total
    - The Projected Actual Emissions are the following:
      - VOC: 0.882 tpy based on a 12-month consecutive period
- Source 105
  - Emissions shall not exceed the following:
    - PM: 1.32 #/hr (both filterable and condensable)
    - PM: 5.78 tpy (both filterable and condensable) based on a 12-month rolling total
      - PM<sub>10</sub>: 1.32 #/hr
      - PM<sub>10</sub>: 5.78 tpy based on a 12-month rolling total
      - PM<sub>2.5</sub>: 1.32 #/hr
      - PM<sub>2.5</sub>: 5.78 tpy based on a 12-month rolling total
    - The Projected Actual Emissions are the following:
      - VOC: 0.910 tpy based on a 12-month consecutive period
- Source 110
  - Emissions from C110A shall not exceed the following:
    - PM: 0.71 #/hr (both filterable and condensable)
    - PM: 3.11 tpy (both filterable and condensable) based on a 12-month rolling total
      - PM<sub>10</sub>: 0.71 #/hr
      - PM<sub>10</sub>: 3.11 tpy based on a 12-month rolling total
      - PM<sub>2.5</sub>: 0.71 #/hr
      - PM<sub>2.5</sub>: 3.11 tpy based on a 12-month rolling total
    - Emissions from C110B shall not exceed the following:
      - PM: 1.05 #/hr (both filterable and condensable)
      - PM: 4.60 tpy (both filterable and condensable) based on a 12-month rolling total
        - PM<sub>10</sub>: 1.05 #/hr
        - PM<sub>10</sub>: 4.60 tpy based on a 12-month rolling total
        - PM<sub>2.5</sub>: 1.05 #/hr
        - PM<sub>2.5</sub>: 4.60 tpy based on a 12-month rolling total
      - The Projected Actual Emissions are the following:
        - VOC: 2.078 tpy based on a 12-month consecutive period

- Source 111
  - Emissions from Source 111 & Source 112 shall not exceed the following:
    - PM: 3.23 #/hr (both filterable and condensable)
    - PM: 7.07 tpy (both filterable and condensable) based on a 12-month rolling total
      - PM<sub>10</sub>: 3.23 #/hr
      - PM<sub>10</sub>: 7.07 tpy based on a 12-month rolling total
      - PM<sub>2.5</sub>: 3.23 #/hr
      - PM<sub>2.5</sub>: 7.07 tpy based on a 12-month rolling total
    - The Projected Actual Emissions from Source 111 & Source 112 are the following:
      - VOC: 1.229 tpy based on a 12-month consecutive period
- Source 112
  - Emissions from Source 112 & Source 111 shall not exceed the following:
    - PM: 3.23 #/hr (both filterable and condensable)
    - PM: 7.07 tpy (both filterable and condensable) based on a 12-month rolling total
      - PM<sub>10</sub>: 3.23 #/hr
      - PM<sub>10</sub>: 7.07 tpy based on a 12-month rolling total
      - PM<sub>2.5</sub>: 3.23 #/hr
      - PM<sub>2.5</sub>: 7.07 tpy based on a 12-month rolling total
    - The Projected Actual Emissions from Source 112 & Source 111 are the following:
      - VOC: 1.229 tpy based on a 12-month consecutive period

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [16-132M] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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



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

If a plan approval has not undergone the above public notice process, the change to an operating permit must be treated as a significant modification. In these situations, the Department should follow the procedures described in §§ 127.421 to 127.431 for state only operating permits or §§ 127.521 to 127.524 for Title V operating permits. The decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut St., Meadville, PA 16335; Phone (814) 332-6940.

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

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

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

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

**AMS IP16-000225: (Philadelphia Energy Solution,** 3144 Passyunk Ave, Philadelphia, PA 19145). The followings are the proposed project and modification;

- Installation of a permanent ammonia injection system on 868 Fluidized Catalytic Cracking Unit (FCCU) to reduce opacity in the flue gas.

- Modify 868 FCCU emission limits listed in Condition D.21(a)(1) of the Title V Operating Permit No. V06-016 to include new permit limits, correct language incorporated from Plan Approval No. 00184, and incorporate EPA policy on emission limit exemptions during start-up, shut-down, and malfunctions.

Total emission increase from this project will be 16.6 tons of ammonia per year.

The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

Anyone affected by the proposed plan approval amendment may submit written comments or a request for a public hearing by mail to Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, Attn: Debra Williams within thirty (30) days from today. Comments received by facsimile will not be accepted.

**AMS IP17-000074: (Philly Shipyard Inc—2100 Kitty Hawk Avenue, Philadelphia, PA 19112)** for modification of painting operation by relocating a portion of the production that currently occurs within the dry dock to a new Paint Hall (P-29C) and to increase HAP and VOC limit from ship building operation;

- The modification includes;

- o Installation of a new Paint Hall (Paint Hall # 3, P-29C)

- o Installation of Dust Collector # 3, # 9 and # 10 to control emission from Abrasive Blasting operation,

- o Installation of 2 Space Heater each rated 3.97 MMBtu/hr, that fires Natural gas,

- o Increase Abrasive material throughput from 30,720 lb/hr to 46,080 lb/hr for Paint Hall Blasting Operation.

- Increase of Hazardous Air Pollutants (HAP) emissions limit from ship building operations from the facility except Building 763 from 72.1 tons to 121.0 tons per rolling twelve month period.

- Increase of Volatile Organic Compounds (VOC) emissions limit from Ship building operations from the facility except Building 763 from 154.0 tons to 174.9 tons per rolling twelve month period.

Total emission increase from this project is 24.07 tons of VOC, and 48.9 tons of HAP.

The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

Anyone affected by the proposed plan approval may submit written comments or a request for a public hearing by mail to Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, Attn: Debra Williams within thirty (30) days from today. Comments received by facsimile will not be accepted.

**AMS Plan Approval No. 11197: (James Abbott, Inc** at 2105 E. Wishart St., Philadelphia PA 19134) AMS intends to modify the Plan Approval to remove non-applicable requirements to 40 CFR 63 Subpart N for trivalent chromium baths. The non-applicable requirements removed were recordkeeping requirements from section 40 CFR 63.346(b). Per 40 CFR 63.342(e), recordkeeping requirements for decorative chromium electroplating tanks using a trivalent chromium bath are 63.346(b)(14). The tanks are not subject to the work practice standards listed in 63.342(f). The removed conditions applied to differing types of tanks. The plan approval will contain work standard practices, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements. The Plan Approval was originally issued on 4/17/2012.

Anyone affected by the proposed plan approval may submit written comments or a request for a public hearing by mail to Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, Attn: Debra Williams within thirty (30) days from today. Comments received by facsimile will not be accepted.

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

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

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Department of Environmental Protection (DEP) intends to issue a plan approval to Sapa Extrusions Inc to install low NO<sub>x</sub> regenerative burners on melting furnace M7 at their facility located in Cressona Borough, **Schuylkill County**. The facility currently has a Title V **Operating Permit No. 54-00022**. Plan approval 54-00022C will subsequently be incorporated into the Title V Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval 54-00022C is for the replacement of the existing 24.0 MMBtu burner with a new 22.5 MMBtu low



NO<sub>x</sub> burner on Melter 7. NO<sub>x</sub> emissions from Melter 7 will not exceed 0.135 lb NO<sub>x</sub>/MMBtu. Total facility emissions shall not exceed the following limits during any consecutive a 12-month rolling period in tons per year: NO<sub>x</sub> 99.9, CO 99.9, VOC 49.9, PM<sub>10</sub>/PM<sub>2.5</sub> 99.9, and SO<sub>2</sub> 99.9. NO<sub>x</sub> emissions from Melter 7 will decrease by 9.1 TPY with the burner upgrade. The M7 melting furnace is subject to 40 CFR Part 63 Subpart RRR requirements. SAPA Extrusion is a major facility for HAPs emissions and is subject to Title V permitting requirements and is located in Cressona Borough, Schuylkill County. The plan approval will include all appropriate monitoring, record keeping, and reporting requirements designed to keep the equipment operating within all applicable air quality requirements. Further details on the conditions and the reasons for their inclusion are available upon request.

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

Any person(s) wishing to provide DEP with additional information they believe should be considered prior to the issuance of this permit may submit the information to the address shown in the preceding paragraph. The submittal of written comment must contain the name, address and telephone number of the commentator, identification of the proposed Permit No. 54-00022C 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 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 Mr. Raymond Kempa, Chief, New Source Review Section, 2 Public Square, Wilkes-Barre, PA 18711, or 570-826-2511.

#### 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.*

**46-00061: PA Dept. of Correction/Graterford SCI**, (Route 29, Graterford, PA 19426) for the renewal of the Title V operating permit in Skippack Township, **Montgomery County**. The facility is a state correctional facility. Graterford SCI is a major source for Nitrogen Oxides (NO<sub>x</sub>) emissions (NO<sub>x</sub> emissions >25 tons per year). The sources at the facility include three coal-fired boilers, one oil-fired boiler, and three oil-fired emergency generators. The coal boilers are subject to 40 CFR Part 63 Subpart JJJJJJ. The oil boiler is subject to 40 CFR Part 60 Subpart Dc and Part 63 Subpart JJJJJJ. The emergency generators are subject to 40 CFR Part 63 Subpart ZZZZ. The permit includes monitoring, recordkeeping, and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**36-05140: Valley Proteins Inc.** (693 Wide Hollow Road, East Earl, PA 17519) for the rendering and boiler operations at the Terre Hill facility located in East Earl Township, **Lancaster County**. The Title V operating permit is undergoing a significant modification to incorporate changes to the facility's current monitoring approach in assuring minimum temperature requirements for the boilers being used for thermal treatment of non-condensable vapors. No changes in emissions are expected to occur from this modification. The Title V Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

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

**25-00269: American Tinning & Galvanizing Co.** (552 West 12th St., Erie, PA 16501), the Department intends to issue a new Natural Minor Operating Permit to a plating and galvanizing facility located in the City of Erie, **Erie County**. Sources at the facility are the anodizing, barrel plating, rack plating, and galvanizing departments, two small natural gas-fueled boilers, and a primer tank. The four departments, each consisting of several tanks, are subject to requirements established through Plan Approval 25-269A. A number of tanks in the anodizing, barrel plating, and rack plating departments must comply with 40 CFR 63 Subpart WWWWWW pertaining to National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations. The tank performing chromium anodizing in the anodizing department must comply with 40 CFR 63 Subpart N, which pertains to National Emission Standards for Chromium Emissions from Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks. To be exempt from plan approval requirements, the primer tank is subject to a 2.7 TPY VOC restriction. The primer tank will comply with 25 Pa. Code § 129.52d (Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings) as opted by the facility pursuant to (a)(3) of this section.

**33-00016: NAC Carbon Products, Inc.** (Elk Run Ave, Punxsutawney, PA 15767). The Department intends to renew a State Only Natural Minor Operating Permit for the small diameter carbon product facility located in the borough of Punxsutawney, **Jefferson County**. The primary sources at the facility include a main and an auxiliary boiler for space heating, the grinding, screening, mixing, molding, baking, and graphitizing processes, and a solvent degreaser. Potential emissions are as follows: 35.17 TPY total suspended particulate, 0.91 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, 21.86 TPY NO<sub>x</sub>, 10.03 TPY CO, 4.32 TPY

VOC, 0.07 TPY SO<sub>x</sub>, and 20,880 TPY CO<sub>2</sub>. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

**OP17-000015: Chestnut Hill Hospital of Philadelphia** (8835 Germantown Avenue, Philadelphia, PA 19118) for operation of a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) 16.74 MMBtu/hr boiler burning natural gas and five (5) emergency generators burning No. 2 oil.

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.

**N14-021: Lannett Company, Inc.** (9000 State Rd/9001 Torresdale Ave, Philadelphia, PA 19136) for the operation of a pharmaceutical manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emissions sources include one (1) 1,100,000 Btu/hr natural gas boiler, one (1) 1,170,000 Btu/hr natural gas boiler, two (2) 4,200,000 Btu/hr natural gas boilers, eight (8) 160,000—3,450,000 Btu/hr natural gas air handling units, one 285,000 Btu/hr hot water heater, twelve (12) 270,000—540,000 Btu/hr natural gas air handling units, one (1) 300 kW Emergency Generator, one (1) 118 Horsepower Emergency Generator, eleven (11) Dust Collectors, IPA process to clean equipment, Lab Hoods, and Zachetta granulation process.

The operating permit will be reissued 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 renew and revise the permit for the Bailey Mine & Prep Plant in Richhill, Aleppo, Gray Townships, **Greene County**, West Finley Township, **Washington County** and related NPDES Permit to delete subsidence control plan area and delete

70 HMR points from monitoring plan. Subsidence Control Plan Acres Proposed -3,524.44. No additional discharges. The application was considered administratively complete on October 4, 2017. Application received December 9, 2016.

#### *Noncoal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**Permit No. 58100303C and NPDES No. PA0224871. Popple Construction, Inc.**, (215 East Saylor Avenue, Wilkes-Barre, PA 18702), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Rush Township, **Susquehanna County** affecting 158 acres, receiving stream: North Branch Wyalusing Creek, classified for the following uses: cold water fishes and migratory fishes. Application received: September 28, 2017.

#### *Noncoal Applications Withdrawn*

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

**Permit No. 58900303C6 and NPDES Permit No. PA0225305. Cecil Kilmer**, (363 SR 374, Nicholson, PA 18446), correction to an existing quarry operation to include an NPDES Permit for discharge of treated mine drainage in New Milford Township, **Susquehanna County**, receiving stream: Salt Lick Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: June 8, 2012. Application withdrawn: June 29, 2017.

### MINING ACTIVITY NPDES DRAFT PERMITS

This notice provides information about applications for a new, amended or renewed NPDES permits associated with mining activity (coal or noncoal) permits. The applications concern industrial waste (mining) discharges to surface water and discharges of stormwater associated with mining activities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

The Department of Environmental Protection (Department) has prepared a draft NPDES permit and made a tentative determination to issue the NPDES permit in conjunction with the associated mining activity permit.

#### *Effluent Limits for Coal Mining Activities*

For coal mining activities, NPDES permits, when issued, will contain effluent limits that are the more stringent of technology-based (BAT) effluent limitations or Water Quality Based Effluent Limits (WQBEL).

The BAT limits for coal mining activities, as provided in 40 CFR Part 434 and 25 Pa. Code Chapters 87—90 are as follows:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\* The parameter is applicable at all times.

A settleable solids instantaneous maximum limit of 0.5 ml/l applies to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; mined areas backfilled and revegetated; and all other discharges and drainage (resulting from a precipitation event of greater than 1-year 24-hour to less than or equal to a 10-year 24-hour event) from coal refuse disposal piles. Similarly, modified BAT limits apply to iron, manganese and suspended solids in surface runoff, discharges and drainage resulting from these precipitation events and those of greater magnitude in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.

Exceptions to BAT effluent limits may be applicable in accordance with 25 Pa. Code §§ 87.102, 88.92, 88.187, 88.292, 89.52 and 90.102.



*Effluent Limits for Noncoal Mining Activities*

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

Discharges from noncoal mines located in some geologic settings (for example, in the coal fields) may require additional water quality based effluent limits. If additional effluent limits are needed for an NPDES permit associated with a noncoal mining permit, then the permit description specifies the parameters.

In addition to BAT or WQBEL limits, coal and noncoal NPDES permits establish effluent limitations in the form of implemented Best Management Practices (BMPs) identified in the associated Erosion and Sedimentation Plan, the Reclamation Plan and the NPDES permit application. These BMPs restrict the rates and quantities of associated pollutants from being discharged into surface waters in this Commonwealth.

More restrictive effluent limitations, restrictions on discharge volume or restrictions on the extent of mining that may occur are incorporated into an NPDES permit when necessary for compliance with water quality standards and antidegradation requirements (in accordance with 25 Pa. Code Chapters 91–96).

The procedures for determining the final effluent limits, using a mass-balance equation or model, are found in Technical Guidance Document 563-2112-115, Developing National Pollutant Discharge Elimination System (NPDES) Permits for Mining Activities. Other specific factors to be considered include public comments and Total Maximum Daily Load(s). Additional discharge limitations may apply in the event that unexpected discharges occur.

Discharge rates for surface mining activities are precipitation driven. Discharge rates for proposed discharges associated with underground mining are noted in the permit description.

Persons wishing to comment on an NPDES draft permit should submit a written statement to the Department at the address of the district mining office indicated before each draft permit within 30 days of this public notice. Comments received within the comment period will be considered in the final determinations regarding the NPDES permit applications. Comments must include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

The Department will also accept requests or petitions for a public hearing on NPDES permit applications, as provided in 25 Pa. Code § 92a.82(d). The request or petition for a public hearing shall be filed within 30 days of this public notice and contain the name, address, telephone number and the interest of the party filing the request, and state the reasons why a hearing is warranted. A public hearing may be held if the Department considers the public interest significant. If a hearing is scheduled, a notice of the hearing on the NPDES permit application will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. When a public hearing is held, the Department will consider comments from the public hearing in the final determination on the NPDES permit application.

*Coal NPDES Draft Permits*

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

**NPDES No. PA0215228 (Mining Permit No. 32991301), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Nolo Deep Mine in Buffington Township, **Indiana County**. Receiving stream: UNT 44155 of Little Yellow Creek, classified for the following use: HQ-CWF. Receiving stream: Little Yellow Creek, classified for the following use: HQ-CWF. Receiving stream: UNT 44185 of Laurel Run, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete on September 9, 2015. Application received November 26, 2014.

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

*Outfall 001* discharges to: UNT Little Yellow Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 33' 24" Long: 78° 58' 43") are:

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)	-	-	-	Report
Iron (mg/l)	-	1.5	3.0	3.8
Manganese (mg/l)	-	1.0	2.0	2.5
Aluminum (mg/l)	-	0.75	0.75	-
Total Dissolved Solids (mg/l)	-	2,000	3,500	5,000
Chloride (mg/l)	-	-	-	Report
Sulfate (mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub> (mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub> (mg/l)	-	-	-	Report
Alkalinity, net (mg/l)	0.0	-	-	-
pH (mg/l)	6.0	-	-	9.0
Selenium (mg/l)	-	Report	Report	-
Osmotic Pressure (mOs/kg)	-	Report	Report	-
Total Suspended Solids (mg/l)	-	35	70	90
Dilution Ratio		6:1		



*Outfall 002* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 33' 15" Long: 78° 58' 30") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Total Dissolved Solids	(mg/l)	-	500	750	1,250
Chloride	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(mg/l)	6.0	-	-	9.0
Selenium	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	50	100	-
Total Suspended Solids	(mg/l)	-	35	70	90

*Outfall 003* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 33' 13" Long: 78° 58' 39") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Total Dissolved Solids	(mg/l)	-	2,000	3,500	5,000
Chloride	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(mg/l)	6.0	-	-	9.0
Selenium	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Total Suspended Solids	(mg/l)	-	35	70	90
Dilution Ratio			6:1		

*Outfall 004* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 004* (Lat: 40° 33' 15" Long: 78° 58' 30") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Total Dissolved Solids	(mg/l)	-	2,000	3,500	5,000
Chloride	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(mg/l)	6.0	-	-	9.0
Selenium	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Total Suspended Solids	(mg/l)	-	35	70	90
Dilution Ratio			6:1		

*Outfall 007* discharges to: UNT Laurel Run

The proposed effluent limits for *Outfall 007* (Lat: 40° 38' 48" Long: 78° 58' 34") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Aluminum	(mg/l)	-	0.75	0.75	-
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(mg/l)	6.0	-	-	9.0
Selenium	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	50	100	-
Total Suspended Solids	(mg/l)	-	35	70	90

*Outfall 008* discharges to: UNT Laurel Run

The proposed effluent limits for *Outfall 008* (Lat: 40° 33' 31" Long: 78° 59' 26") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Total Dissolved Solids	(mg/l)	-	2,000	4,000	5,000
Chloride	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Alkalinity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
pH	(mg/l)	6.0	-	-	9.0
Silver	(mg/l)	-	Report	Report	-
Selenium	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	50	100	-
Total Suspended Solids	(mg/l)	-	35	70	90

EPA Waiver not in effect.

**NPDES No. PA0213721 (Mining Permit No. 56841608), PBS Coals, Inc.**, (P.O. Box 260, 1576 Stoystown Road, Friedens, PA 15541). A renewal to the NPDES and mining activity permit for the Cambria Fuel Preparation Plant in Stonycreek Township, **Somerset County**. Receiving stream: Schrock Run, classified for the following use: CWF. Receiving stream: UNT 64154 to Schrock Run, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete on January 5, 2017. Application received May 16, 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.

*Outfall 001* discharges to: Schrock Run

The proposed effluent limits for *Outfall 001* (Lat: 39° 59' 54" Long: 78° 57' 14") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Osmotic Pressure	(mos/kg)	-	50	100	-
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity Net, as CaCO <sub>3</sub>	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Silver	(mg/l)	-	Report	Report	-
Copper	(mg/l)	-	Report	Report	-

*Outfall 002* discharges to: Schrock Run

The proposed effluent limits for *Outfall 002* (Lat: 39° 59' 58" Long: 78° 57' 10") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Osmotic Pressure	(mos/kg)	-	50	100	-
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity Net, as CaCO <sub>3</sub>	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Silver	(mg/l)	-	Report	Report	-

*Outfall 003* discharges to: Unnamed Tributary 64154 to Schrock Run

The proposed effluent limits for *Outfall 003* (Lat: 39° 59' 50" Long: 78° 56' 42") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Osmotic Pressure	(mos/kg)	-	50	100	-
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity Net, as CaCO <sub>3</sub>	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Silver	(mg/l)	-	Report	Report	-
Selenium	(mg/l)	-	Report	Report	-
Thallium	(mg/l)	-	Report	Report	-

EPA Waiver not in effect.

**NPDES No. PA0215775 (Mining Permit No. 56773707), PBS Coals, Inc.**, (P.O. Box 260, 1576 Stoystown Road, Friedens, PA 15541.) A renewal to the NPDES and mining activity permit for the Cambria Fuel Refuse Disposal Area in Stonycreek Township, **Somerset County**. Receiving stream: Glades Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on April 27, 2016. Application received October 30, 2015.

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

*Outfall 001* discharges to: Glades Creek

The proposed effluent limits for *Outfall 001* (Lat: 39° 59' 13" Long: 78° 57' 13") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	1.2	-
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	1.0	1.0
Aluminum	(mg/l)	-	0.75	0.75	-
Total Suspended Solids	(mg/l)	-	35	70	90
Osmotic Pressure	(mos/kg)	-	50	100	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	-
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	-
Alkalinity, Net	(mg/l)	0.0	-	-	-

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Cadmium	(mg/l)	-	Report	Report	-
Mercury	(mg/l)	-	Report	Report	-
Nickel	(mg/l)	-	Report	Report	-
Zinc	(mg/l)	-	Report	Report	-

EPA Waiver not in effect.

**NPDES No. PA0235521 (Mining Permit No. 32011302), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Gillhouser Run Deep Mine in Buffington and Brush Townships, **Indiana County**. Receiving stream: Little Yellow Creek, classified for the following use: HQ-WWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete on August 12, 2013. Application received June 14, 2013.

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

*Outfall 001* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 32' 58" Long: 78° 59' 31") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-			Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	3.0
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	1,400	2,800	-
Chloride	(mg/l)	-			Report
Osmotic Pressure	(mos/kg)	-	Report	Report	
Total Dissolved Solids	(mg/l)	-	2,000	4,000	-
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	
pH	(S.U.)	6.0	-	-	9.0
Dilution Ratio			6:1		

*Outfall 002* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 32' 55" Long: 78° 59' 41") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-			Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	3.0
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	1,400	2,800	-
Chloride	(mg/l)	-			Report
Osmotic Pressure	(mos/kg)	-	Report	Report	
Total Dissolved Solids	(mg/l)	-	2,000	4,000	-
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	
pH	(S.U.)	6.0	-	-	9.0
Dilution Ratio			6:1		

*Outfall 003* discharges to: Little Yellow Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 32' 56" Long: 78° 59' 51") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-			Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.5	0.75	-
Sulfate	(mg/l)	-	250	500	-
Osmotic Pressure	(mos/kg)	-	50	100	125
Total Dissolved Solids	(mg/l)	-	500	750	-



<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, as CaCO <sub>3</sub>	(mg/l)	20	-	-	Report
Acidity, as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, net	(mg/l)	0.0	-	-	-
Copper	(mg/l)	-	0.015	0.030	-
Nickel	(mg/l)	-	Report	Report	-
Zinc	(mg/l)	-	Report	Report	-
Dilution Ratio			6:1		

EPA Waiver not in effect.

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

**NPDES PA0243221 (Mining permit no. 17020103), River Hill Coal Company, Inc.**, P.O. Box 141, Kylertown, PA 16847, renewal of an NPDES permit for bituminous coal surface and auger mining in Chest and Ferguson Townships, **Clearfield County** affecting 560.7 acres. Receiving stream(s): McMasters Run and Wilson Run, classified for the following use(s): CWF. Chest Creek Sediment TMDL. Application received: August 10, 2017.

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

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

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N
004	N
005	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (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)		2.0	4.0	5.0
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

<sup>1</sup> The parameter is applicable at all times.

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

**NPDES No. PA 0200590 (Mining permit no. 3473SM8), M.B. Energy Inc.**, 175 McKnight Road, Blairsville, PA 15717, Renewal NPDES permit for bituminous surface mine in Derry Township, **Westmoreland County**, affecting 391 acres. Receiving streams: Unnamed Tributaries 1 and 2 to Loyalhanna Creek, classified for the following use: WWF. The receiving streams are included in the Kiskiminetas-Conemaugh River Watersheds TMDL. Application received: July 28, 2017. This permit is also being transferred from North Cambria Fuel Company to M.B. Energy Inc.

The treated wastewater outfall(s) listed below discharge to: Unnamed Tributaries to Loyalhanna Creek.

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

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)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	0.75	0.75	0.75
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. PA0225011 on Underground Mining Permit No. 54111301. Little Buck Coal Company**, (57 Lincoln Road, Pine Grove, PA 17963), renewal of an NPDES Permit for an anthracite underground mine operation in Tremont Township, **Schuylkill County**, affecting 1.5 surface acres and 20.0 subsurface acres. Receiving stream: Stumps Run, classified for the following uses: cold water and migratory fishes. Application received: February 6, 2017.

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 outfalls listed below discharge to Stumps Run:

<i>Outfall</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	No	Mine Drainage Treatment
002	No	Stormwater

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 <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		1.0	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		35.0	70.0	90.0

<sup>1</sup> The parameter is applicable at all times.

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0259730 (Permit No. 3076SM4). Conneaut Lake Sand & Gravel, Inc.** (P.O. Box 233, West Middlesex, PA 16159) New NPDES permit for a large industrial minerals surface mine in Sadsbury Township, **Crawford County**, affecting 107.0 acres. Receiving streams: Unnamed tributary to Conneaut Lake, classified for the following uses: HQ-CWF. TMDL: None. Application received: September 5, 2017.

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

The outfall(s) listed below discharge to unnamed tributary to Conneaut Lake:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
SP1	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)				7.0
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (ml/l)				35
Total Settleable Solids (ml/l)				0.5

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

Renewed NPDES permit for a noncoal surface mine in Jefferson Township, **Fayette County**, affecting 16.6 acres. Receiving stream(s): unnamed tributaries to Little Redstone Creek, classified for the following use(s): WWF. Application received: June 29, 2015.

The treated wastewater outfall(s) listed below discharge to unnamed tributaries to Little Redstone Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
002 (TF A)	N	MDT

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>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	2.0	4.0	5.0
Total Copper (mg/l)	0.009	0.018	0.0225
Total Silver (mg/l)	0.0032	0.0064	0.008
Total Suspended Solids (mg/l)	35	70	90
Total Cadmuim (mg/l)		Monitor and Report	
Sulfates		Monitor and Report	

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(s) listed below discharge to unnamed tributaries to Little Redstone Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001 (SB 1)	N	SW

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>
Total Iron (mg/l)	3.0	6.0	7.0
Total Manganese (mg/l)	2.0	4.0	5.0
Total Aluminum (mg/l)	2.0	4.0	5.0
Total Copper (mg/l)	0.009	0.018	0.0225
Total Silver (mg/l)	0.0032	0.0064	0.008
Total Suspended Solids (mg/l)	35	70	90
Total Cadmuim (mg/l)		Monitor and Report	
Sulfates		Monitor and Report	

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

Alkalinity must exceed acidity at all times.

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E51-278. Independence Seaport Museum**, 211 S. Columbus Boulevard, Philadelphia, PA 19106, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To operate and maintain the existing floating dock facility and to construct and maintain a 5,030 SF of floating dock in and along the 100-year floodway of the Delaware River associated with 7- (12 inch) steel piles for anchoring.

The site is located at 211 South Columbus Boulevard. (Philadelphia, PA NJ, USGS map Lat: 39.945243 N; Long. -75.140569 W).

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

**E28-392: DCNR, Bureau of Facility Design and Construction**, 8th Floor, 400 Market Street, Harrisburg, Pennsylvania 17101 in Lurgan Township, **Franklin County**, U.S. Army Corps of Engineers Baltimore District.

To install and maintain a 35.67 foot long, 22.25 foot wide, pre-stressed concrete box beam bridge with an underclearance of 4.83 feet, concrete abutments, and guide rail over Trout Run (EV, MF) (Latitude: 40°7'58", Longitude: -77°40'33"). No wetlands will be impacted by the project.

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

**E57-133. Cherry Township**, 11961 Route 87, Dushore, PA 18614-7440, Cherry Township, **Sullivan County**, U.S. Army Corps of Engineers, Baltimore District.

The applicant is proposing to install a dry hydrant within the stream corridor of Birch Creek located in the municipality of Mildred, Sullivan County, PA. A dry hydrant is a non-pressurized pipe installed in close proximity to an access location that is maintained year round. The dry hydrant will allow the extraction of water from Birch Creek for times of fire emergency within the borough. The dry hydrant will consist of a horizontal 8" PVC pipe that will extend into the stream channel of Birch Creek and a vertical 8" PVC riser pipe will extend above ground at the berm of borough property off of State Route 487 in Mildred, PA.

The project is located at Quadrangle, Latitude: 41° 28' 38.5378" N, Longitude: -76° 22' 42.443" W.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.*

**E02-1764, Pennsylvania Turnpike Commission**, P.O. Box 67676, Harrisburg, PA 17057-7676, South Fayette Township, **Allegheny County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Place and maintain fill in 1,191 LF of an Unnamed Tributary (UNT) to Coal Run (aka UNT 15 Coal Run) (WWF);
2. Place and maintain fill in 363 LF of an UNT to Coal Run (aka C2-1 UNT H Coal Run) (WWF);
3. Place and maintain fill in 28 LF of an UNT to Coal Run (aka C2-1 UNT D Coal Run) (WWF);
4. Place and maintain fill in 46 LF of an UNT to Coal Run (aka C2-1 UNT C Coal Run) (WWF);
5. Place and maintain fill in 127 LF of an UNT to Coal Run (aka C2-1 UNT B Coal Run) (WWF);
6. Place and maintain fill in 514 LF of an UNT to Coal Run (aka C2-1 UNT A Coal Run) (WWF);
7. Place and maintain fill in 89 LF of an UNT to Chartiers Creek (aka C2-1 UNT J) (WWF);
8. Place and maintain fill in 22 LF of an UNT to Chartiers Creek (aka UNT 5 Chartiers) (WWF);
9. Place and maintain fill in 222 LF of an UNT to Chartiers Creek (aka UNT 4 Chartiers) (WWF);
10. Place and maintain fill in 0.835 acre of PEM wetland in the Coal Run and Chartiers Creek watersheds (WWF);
11. Install and maintain road associated stormwater facilities and outfalls in the Coal Run and Chartiers Creek watersheds (WWF);
12. Place and maintain fill in 11.12 acres of floodplain in the Coal Run and Chartiers Creek watersheds (WWF).

In association with the construction of a new section (55C2-1) 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 Turn-

pike, between U.S. Route 22, and Interstate 79 (a.k.a. The Southern Beltway Project). The structures and activities requiring authorizing for Section 55C2-1 in South Fayette Township, Allegheny County (Canonsburg, PA Quadrangle; starting at Latitude: 40° 19' 43.62" Longitude: -80° 09' 25.06"; and ending at Latitude: 40° 18' 15.11", Longitude: -80° 08' 56.74") will permanently impact a total of approximately 2,602 linear feet (LF) of various watercourses, resulting in a permanent loss of 2,602 LF of regulated watercourses and 0.835 acre of wetland, and temporarily impact a total of approximately 504 LF of various watercourse.

To compensate for the watercourse impacts associated with Section 55C2-1 of the Southern Beltway Project, the stream mitigation plan includes on-site relocation, and restoration of various tributaries in the Buck Run watershed, in Donegal Township, Washington County (West Middletown, PA Quadrangle; Latitude: 40° 8' 53" Longitude: -80° 26' 19"). Although final plans for future projects are not available, the applicant estimates that the total impacts resulting from all of the subprojects associated with the Southern Beltway Project will permanently affect a cumulative total of approximately 7.885 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").

**E63-703, Maronda Homes, Inc.**, 1383 State Route 30, Clinton, PA 15026, North Strabane Township, **Washington County**, Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain an 80' × 2' culvert in a UNT to Chartiers Creek (aka UNT-2) (WWF), and a 120' × 5' culvert in another UNT to Chartiers Creek (WWF) to facilitate access to a proposed 167-lot single family home subdivision. The site will also include associated roadways, utilities, storm water management facilities, and all other necessary appurtenances. The project is located on the south side of SR 519, across from Canonsburg Hospital (Washington East PA, USGS Topographic Quadrangle; Latitude 40° 14' 17", Longitude -80° 11' 40", Sub-basin 20F, Army Corp of Engineers Pittsburgh District) in North Strabane Township, Washington County.

## ACTIONS

### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

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



Sections I—VI contain actions regarding industrial, animal or sewage wastes discharges, discharges to groundwater, and discharges associated with MS4, stormwater associated with construction activities and CAFOs. Section VII contains notices for parties who have submitted NOIs for Coverage under General NPDES Permits. The approval for coverage under these General NPDES Permits is subject to applicable effluent limitations, monitoring, reporting requirements and other conditions in each General Permit. The approval of coverage for land application of sewage sludge or residential septage under applicable general permit is subject to pollutant limitations, pathogen and vector attraction reduction requirements, operational standards, general requirements, management practices and other conditions in the respective permit. The permits and related documents, effluent limitations, permitting requirements and other information are on file and may be inspected and arrangements made for copying at the contact office noted before the action.

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0217964 (Sewage)	K Vays STP 2271 Mars Hill Road Irwin, PA 15642-4972	Westmoreland County Sewickley Township	Unnamed Tributary of Little Sewickley Creek (19-D)	Yes
PA0090557 (Sewage)	Beaver Valley Nursing & Rehab Center STP 257 Georgetown Road Beaver Falls, PA 15010-9740	Beaver County South Beaver Township	Unnamed Tributary of North Fork Little Beaver Creek (20-B)	Yes
PA0092550 (Sewage)	Bradys Bend STP 697 State Route 68 East Brady, PA 16028-2817	Armstrong County Bradys Bend Township	Sugar Creek (17-C)	Yes
PA0094404 (Sewage)	Antiochian Village Camp & Conference Center STP 140 Church Camp Trail Bolivar, PA 15923-2512	Westmoreland County Fairfield Township	Unnamed Tributary of Hendricks Creek (18-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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0051993 (Sewage)	Albeth Realty, LLC 1177 Sixth Street Whitehall, PA 18052	Bucks County Richland Township	Unnamed Tributary to Tohickon Creek 2-D	Y
PA0056511 (Sewage)	Mr. Barry Eves 47 Bishop Road Pottstown, PA 19465-8218	Chester County East Coventry Township	Unnamed Tributary to Pigeon Creek 3-D	Y
PA0043966 (Sewage)	Valley Forge Group, LP Newbury Management Company 31200 Northwestern Highway Farmington Hills, MI 48334	Montgomery County Lower Providence Twp	Unnamed Tributary to Schuylkill River 3-F	Y
PA0050482 (Sewage)	Freedoms Foundation at Valley Forge 1601 Valley Forge Road Valley Forge, PA 19482	Chester County Schuylkill Township	Jug Hollow 3-F	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061905 (Sewage)	Hickory Run Turnpike Plaza PO Box 8 Middletown, PA 17057-0008	Carbon County Penn Forest Township	Stony Creek (2-B)	Yes
PAS232207 (Storm Water)	Gellner Industrial, LLC PO Box 208 Tamaqua, PA 18252-0208	Schuylkill County Rush Township	Unnamed Tributary of Nesquehoning Creek (2-B)	Yes
PAS232212 (Stormwater)	Piramal Critical Care 3950 Schelden Circle Bethlehem, PA 18017	Northampton County Hanover Township	Unnamed Tributary to Monocacy Creek (2-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0080799 SEW	Newburg Hopewell Township Authority PO Box 128 Newburg, PA 17240-0128	Hopewell Township Cumberland County	Newburg Run in Watershed(s) 7-B	N
PA0086291 IW	Texas Eastern Transmission LP 5400 Westheimer Court Houston, TX 77056-5310	Lack Township Juniata County	UNT to Lick Run in Watershed(s) 12-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0033031 (Industrial)	Pymatuning State Park 2660 Williamsfield Road Jamestown, PA 16134	Crawford County North Shenango Township	Shenango River (20-A)	Yes
PA0005762 (Industrial)	Electralloy 175 Main Street Oil City, PA 16301-1038	Venango County Oil City	Allegheny River (16-E)	Yes
PA0240052 (Sewage)	Renea Bailey SFTF 22980 Old Plank Road Venango, PA 16440	Crawford County Venango Township	French Creek (16-A)	Yes
PA0022608 (Industrial)	Molded Fiber Glass Tray 6175 Us Highway 6 Linesville, PA 16424-5921	Crawford County Pine Township	Unnamed Tributary of Crooked Creek (20-A)	Yes
PA0032727 (Sewage)	PA DOT Rest Area 21 Bureau Of Maintenance & Operation 400 North Street Harrisburg, PA 17120	Venango County Irwin Township	East Branch Wolf Creek (20-C)	Yes
PA0032778 (Sewage)	PA DOT Rest Area 22 Bureau Of Maintenance & Operation 400 North Street Harrisburg, PA 17120	Venango County Irwin Township	Unnamed Tributary to Scrubgrass Creek (16-G)	Yes

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

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

**NPDES Permit No. PA0070386**, Sewage, SIC Code 4952, **Shenandoah Municipal Sewer Authority Schuylkill County**, 15 W Washington Street, Shenandoah, PA 17976-1708.

This existing facility is located in Shenandoah Borough, **Schuylkill County**.

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

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

**NPDES Permit No. PA0265195**, Sewage, SIC Code 8800, **Elsie Miller**, 9690 Fillinger Road, Erie, PA 16410.

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

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

**NPDES Permit No. PA0104426**, Industrial, SIC Code 4941, **Corner Water Supply & Service Corp**, 113 Oakwood Lane, Shippenville, PA 16254-8614.

This existing facility is located in Elk Township, **Clarion County**.

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

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

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

**WQM Permit No. WQG02021703**, Sewage, **TC NE Metro Development Inc.**, 600 Grant Street, Pittsburgh, PA 15219-6115.

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

Description of Proposed Action/Activity: Relocation of and improvements to the existing sanitary sewer at corner of East Carson Street and Smithfield Street.

**WQM Permit No. 6517401**, Sewage, **Pilot Travel Center LLC**, 5508 Lonas Drive, Knoxville, TN 37909-3221.

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

Description of Proposed Action/Activity: Replace STP.

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

**WQM Permit No WQG010002**, Sewage, Transfer, **Byard & Kerry Bridge**, 226 River Road, Gladwynne, PA 19035-1240.

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

Description of Action/Activity: Transfer of ownership from Franklin Gainor to Byard Bridge with continued operation of a small flow sewage treatment plant.

**WQM Permit No. 2393402**, Sewage, Transfer, **Maureen Diluzio**, 25 Old Orchard Lane, Chadds Ford, PA 19317.

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

Description of Action/Activity: Transfer of ownership from Herbert Keating to Maureen Diluzio and continued operation of a single residence sewage treatment plant.

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

**WQM Permit No. 4017403**, Sewage, SIC Code 4939, **Aqua Pennsylvania Wastewater, Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010.

This proposed facility is located in White Haven Borough, **Luzerne County**.

Description of Proposed Action/Activity: The project is for a sewer extension from proposed Manhole 96A (near the eastern end of Allegheny Street) to existing Manhole 48 (near the southern end of Main Street) to reduce sanitary sewer overflows in the collection system during wet weather events. Manhole 96A will be placed on the 8-inch terra cotta sewer line that runs between Manhole 96 and Manhole 97. The approximate length of the 8-inch diameter ductile iron extension is 135 feet.

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

**WQM Permit No. 2517406**, Sewage, **Elsie Miller**, 9690 Fillinger Road, Erie, PA 16410.

This proposed facility is located in North East Township, **Erie 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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400007	Landview Properties, LLC c/o James Comes, President 277 Locust Street Suite A Dover, NH 03820	Luzerne County	Dallas Township	Bowman Creek (HQ-CWF, MF) Toby Creek (CWF, MF)
PAD480021	Plenary Walsh Keystone Partners c/o Mr. Edward Dice 2000 Cliff Mine Road Park West Two 3rd Floor Pittsburgh, PA 15275	Northampton	Bethlehem Township	UNT to Bushkill Creek (HQ-CWF, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD520003	Lehman Township 193 Municipal Drive Bushkill, PA 18324	Pike	Lehman Township	Saw Creek (HQ-CWF, MF)

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager; 412-442-4000.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD030001	Rayburn Township Joint Municipal Authority P.O. Box 776 Kittanning, PA 16201	Armstrong County	Rayburn Township	Pine Creek (HQ-WWF) Hays Run (WWF)
PAD300001	Southwestern Pennsylvania Water Authority P.O. Box 187 1442 Jefferson Road Jefferson, PA 15344	Greene County	Center Township	UNT to McCourtney Run (HQ-WWF); Hoge Run (HQ-WWF); House Run (HQ-WWF)
PAD630012	Gregg, Inc. 1790 Route 136 Eighty Four, PA 15330	Washington County	Somerset Township	Little Chartiers Creek (HQ-WWF)
PAI050216006	TC NE Metro Development, Inc. 600 Grant Street US Steel Suite 4800 Pittsburgh, PA 15219	Allegheny County	City of Pittsburgh	Monongahela River (WWF)

*Central Office: Bureau of Clean Water, 400 Market Street, PO Box 8774, Harrisburg, PA 17105-8774.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360001	206 Rohrerstown Road LP 2450 Marietta Avenue Lancaster, PA 17601	Lancaster	East Hempfield Township	Brubaker Run (WWF, MF)

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

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

### **List of NPDES and/or Other General Permit Types**

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from 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**Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.**Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Kingston Borough	PAC400023	Geisinger Clinic William Gladish 100 N. Academy Ave. Danville, PA 17822	Unnamed Tributary to Susquehanna River (CWF, MF)	Luzerne Conservation District 570-674-7991
Pittston Township Dupont Borough Avoca Borough Luzerne County	PAC400032	Bi-County Board of Commissioners Stephen Mykulyn 100 Terminal Dr. Avoca, PA 18641	Lidy Creek (CWF, MF) Mill Creek (CWF, MF) Spring Brook (CWF, MF) Lackawanna River (CWF, MF)	Lackawanna County Conservation District 570-392-3086  Luzerne Conservation District 570-674-7991
Moosic Borough Lackawanna County				
Lehigh Township	PAC480031	Estate of Franklin Thomas Scott 3591 Spruce Dr. Northampton, PA 18067	Hokendauqua Creek (CWF, MF)	Northampton County Conservation District 610-746-1971
Cass Township	PAC540014	Tyson Foods 2231 W. MLK Fayetteville, AR 72701	Dyer Run (CWF, MF)	Schuylkill County Conservation District 570-622-3742

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

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Mount Joy, Mount Pleasant and Germany Townships Issued	PAC010037	Nancy-Lee H. Coombs 86 Roberts Road Littlestown, PA 17340	Alloway Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Birdsboro Borough Berks County Issued	PAC060064	MB Investments 2650 Audubon Road Audubon, PA 19403	Hay Creek (CWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710
City of Harrisburg Dauphin County Issued	PAC220048	Hamilton Health Center 110 South 17th Street Harrisburg, PA 17104	Paxton Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921-8100
Reed Township Dauphin County Issued	PAC220049	M&G Realty, Inc. 2295 Susquehanna Trail S-C York, PA 17404	Juniata River (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921-8100
Penn Township Lancaster County	PAC360076	Carl Myer 292 Elm Road Lititz, PA 17543	UNT Chiques Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Manheim Township Lancaster County Issued	PAC360078	Robert Fryer 30 Eshelman Road Lancaster, PA 17601	Landis Run (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149
Upper Leacock Township Lancaster County Issued	PAC360099	PennDOT District 8-0 2140 Herr Street Harrisburg, PA 17103	UNT Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149
West Lampeter Township Lancaster County Issued	PAC360104	John Baker 212 Peach Bottom Road Willow Street, PA 17584	Mill Creek Watershed to Big Spring Run (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149
Lancaster City Lancaster County Issued	PAC360122	Caldwell, Heckles and Egan, Inc. 1270 Grofftown Road Lancaster, PA 17602	Conestoga River (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149
Howe Township Perry County Issued	PAC500006	Newport Assembly of God 253 North 6th Street Newport, PA 17074	UNT Juniata River (WWF)	Perry County Conservation District 31 West Main Street PO Box 36 New Bloomfield, PA 17068 717.582.8988
Union Township Mifflin County Issued	PAC440004	Valley View Haven 4702 Main Street Belleville, PA 17004	UNT Kishacoquillas Creek (CWF)	Mifflin County Conservation District 20 Windmill Hill Suite 4 Burnham, PA 17009-1837 717.248.4695

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
West Burlington Twp Bradford Cnty	PAC080011	Bruce King 1417 Peters Road Troy, PA 16947	UNT to Sugar Creek—TSF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd, Ste E Towanda, PA 18848 (570) 265-5539, X 6
Town of Bloomsburg Columbia Cnty	PAC190008	Bloomsburg Waller Building Centennial Parking Bloomsburg, PA 17815	UNT to Susquehanna River	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102
Mahoning Twp Montour Cnty	PAC470006	Danko Holdings, LP 1500 Sycamore Road Montoursville, PA 17754	Sechler Run—CWF	Montour County Conservation District 14 E Mahoning St Danville, PA 17821 (570) 271-1140

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.*

<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>
Stowe Township	PAC020104	Pittsburgh Curling Club P.O. Box 16095 Pittsburgh, PA 15242	Ohio River (WWF) Chartiers Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
West Mifflin Borough	PAC020111	Speedway, LLC 500 Speedway Drive Enon, OH 45323	UNT to Monongahela River (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
North Fayette Township	PAC020015	Imperial Industrial Park, LLC	UNT to North Branch Robinson Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
South Strabane Township	PAC630049	Presbyterian Senior Care 1215 Hulton Road Oakmont, PA 15139	Catfish Creek (WWF) UNT to Catfish Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
North Franklin Township	PAC630057	Trinity Area School District 231 Park Avenue Washington, PA 15301	UNT to Chartiers Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Pymatuning Township Mercer County	PAC430017	Greenville DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	Big Run WWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Summit Township Erie County	PAC250031	Bianchi Honda, Inc. 8430 Peach Street Erie, PA 16509	UNT Walnut Creek CWF-MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 817-825-6403

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*General Permit Type—PAG-3*

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
East Greenville Borough Montgomery County	PAG030065	Custom Processing Services 461 State Street East Greenville, PA 18041	Unnamed Tributary to Perkiomen Creek 3-E	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Nottingham Township Washington County	PAG036195	Durham School Service LP 2601 Navistar Drive Lisle, IL 60532	Peters Creek—19-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

*General Permit Type—PAG-4*

*Facility Location  
Municipality &  
County*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
New Hanover Township Montgomery County	PAG040123 A-1	Mr. Gene Horchak 2368 Schaffer Road Pottstown, PA 19464	Sanatoga Creek 3-D	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Lower Merion Township Montgomery County	PAG040045A-1	Evan & Sandi Levow 531 Conshohocken State Rd Gladwyne, PA 19035-1423	Unnamed Tributary to Schuylkill River 3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Lower Merion Township Montgomery County	PAG040221	Byard & Kerry Bridge 226 River Road Gladwyne, PA 19035-1240	Unnamed Tributary to Schuylkill River 3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Chadds Ford Township Delaware County	PAG040219	Maureen Diluzio 25 Old Orchard Lane Chadds Ford, PA 19317	Unnamed Tributary to Wilson Run 3-H	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970

*General Permit Type—PAG-12*

*Facility Location &  
Municipality*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Manor Township Lancaster County	PAG123637	Jay L Bleacher 1173 Breneman Road Conestoga, PA 17516-9307	Watershed 7-J	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Manor Township Lancaster County	PAG123630	Springfield Manor Farm, LLC 3241 Blue Rock Road Lancaster, PA 17603-9773	Watershed 7-J	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Albany Township Berks County	PAG123631	Hillside Acres Farm 335 Dotterer Road Lenhartsville, PA 19534-9501	Watershed 3-B	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707



**STATE CONSERVATION COMMISSION  
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES  
PERMITS FOR CAFOs**

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

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

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

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

**CAFO NMP  
PUBLIC NOTICE SPREADSHEET—ACTIONS (Approval/Disapproval)**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Lamar Harnish Hickory Hollow Farm LLC 491 Barnsley Road Oxford, PA 19363-4105	Chester	1,000	620.25	Swine	NA	Approved

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Todd Chestnut 910 Bridgewater Road Newville, PA 17241	Cumberland	961.9	1,063.79	Swine Beef Chickens	NA	Approved
Carsonville Farm, LP 2716 Powell Valley Rd Halifax, PA 17032	Dauphin	1	571.98	Poultry and Swine	NA	Approved
Philip Reisinger 315 Greens Valley Run Landisburg, PA 17040	Perry	0	360	Layer	Green Valley Run EV	Approved
Hickory Lane Farms 230 Clarks Run Road Blain, PA 17006	Perry	528	1,328.2	Swine	Shermans Creek HQ	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be

sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania 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 # 0917514** issued to **Oldcastle Precast**, 200 Keystone Drive, Telford, PA 18969, (PWS ID # 1090321), Hilltown Township, **Bucks County** on September 28, 2017 for the operation of Arsenic Treatment for Well No. 2 facilities approved under construction permit # 0917514.

**Operations Permit # 1517505** issued to **Nottingham Inn**, 190 Baltimore Pike, Nottingham, PA 19362, (PWS ID # 1150427), West Nottingham Township, **Chester County** on October 4, 2017 for the operation of New Nitrate Treatment and UV Disinfection at Well No. 2. facilities approved under construction permit # 1517505.

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

**Permit No. 2520056, Operation Permit**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b> (All Seasons Water System) 800 West Hershey Park Drive Hershey, PA 17033
Municipality	Delaware Township
County	<b>Pike</b>
Type of Facility	PWS
Consulting Engineer	Peter J. Keenan, P.E. American Water Service Company 1025 Laurel Oak Road Voorhees, NJ 08043
Permit to Operate Issued	October 5, 2017

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

**Permit No. 0617506 MA, Minor Amendment**, Public Water Supply.

Applicant	<b>Giorgio Fresh Company</b>
Municipality	Maidencreek Township
County	<b>Berks</b>
Responsible Official	

Type of Facility

Giorgio Fresh Company has submitted a permit application for the installation of contact piping in order to provide 4-log inactivation of viruses at Entry Point 101 (Well Nos. 1 and 2).

Consulting Engineer

Darryl A. Jenkins, P.E.  
SSM Group  
1047 N Park Rd  
Reading, PA 19610

Permit to Construct Issued

10/3/2017

**Operation Permit No. 3060038** issued to: **Muhlenberg Township Authority (PWS ID No. 3060038)**, Muhlenberg Township, **Berks County** on 10/2/2017 for facilities approved under Construction Permit No. 0616510 MA.

**Operation Permit No. 2115514 MA** issued to: **Shippensburg Borough Authority (PWS ID No. 7210043)**, Shippensburg Borough, **Cumberland County** on 10/5/2017 for facilities approved under Construction Permit No. 2115514 MA.

**Operation Permit No. 2816504 MA** issued to: **Shippensburg Borough Authority (PWS ID No. 7210043)**, Lurgan Township, **Franklin County** on 10/5/2017 for facilities approved under Construction Permit No. 2816504 MA.

**Operation Permit No. 2817503** issued to: **Greencastle Area Franklin County Water Authority (PWS ID No. 7280014)**, Greencastle Borough, **Franklin County** on 10/5/2017 for facilities approved under Construction Permit No. 2817503.

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

**Permit No. 5909501-A1—Operation—Public Water Supply.**

Applicant	<b>Mansfield University</b>
Township/Borough	Mansfield Borough
County	<b>Tioga County</b>
Responsible Official	Mr. Richard Nelson Mansfield University Brooks Maint. Bldg. 115 Sherwood Street Mansfield, PA 16933
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	September 29, 2017
Description of Action	Authorizes revisions to permit to include the valid LCR special conditions.

**Permit No. 1717508—Construction—Public Water Supply.**

Applicant	<b>Clearfield Municipal Authority</b>
Township/Borough	Lawrence Township
County	<b>Clearfield County</b>
Responsible Official	John Williams Clearfield Municipal Authority 107 East Market Street Clearfield, PA 16830

Type of Facility Public Water Supply  
 Consulting Engineer James Potopa, PE  
 Gwin Dobson & Foreman, Inc.  
 3121 Fairway Drive  
 Altoona, PA 16602-4496

Permit Issued October 3, 2017

Description of Action Authorizes an extension of the water system to the Pine Grove North area of Lawrence Township. The project includes about 67,000 feet of waterlines, a 100,000-gallon finished water storage tank, a booster pump station, a pressure reducing vault, and booster chlorination facilities and tank mixing systems at Pine Grove North and Fire Tower Tanks.

**Permit No. 0817502MA—Construction/Operation—**  
 Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
 Township/Borough Borough of Sayre  
 County **Bradford County**  
 Responsible Official Mr. Patrick R. Burke  
 Director of Operations  
 Aqua Pennsylvania, Inc.  
 204 East Sunbury Street  
 Shamokin, PA 17872

Type of Facility Public Water Supply  
 Consulting Engineer Mr. Andrew R. Glitzer  
 GHD  
 321 Washington Street  
 Huntington, PA 16652

Permit Issued October 10, 2017

Description of Action Authorizes operation of the existing Linde Bulk Water Loading Station as a Non-Potable Bulk Water Loading Station that may be used to dispense up to 400,000 gallons per day to authorized haulers.

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

**Operations Permit** issued to: **Latrobe Municipal Authority**, PO Box 88, Latrobe, PA 15650, (PWSID # **5650060**) Derry Township, **Westmoreland County** on October 4, 2017 for the operation of facilities approved under Construction Permit # 6517525MA.

**Operations Permit** issued to: **Municipal Authority of the Borough of Derry**, 620 North Chestnut Street, Derry, PA 15627, (PWSID # **5650049**) Derry Township, **Westmoreland County** on October 4, 2017 for the operation of facilities approved under Construction Permit # 6516507MA.

**Permit No. 6517528MA-E, Minor Amendment.** Public Water Supply.

Applicant **Pine Garden Realty Associates, LP**  
 11 Glenview Avenue  
 Greensburg, PA 15601

[Borough or Township] Loyalhanna Township  
 County **Westmoreland**

Type of Facility Pine Garden Apartments water system  
 Consulting Engineer Eberhardt-Lloyd, LLC  
 1193 Clifton Road  
 Bethel Park, PA 15102

Permit to Construct Issued October 2, 2017

**Permit No. 3017507MA, Minor Amendment.** Public Water Supply.

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

[Township or Borough] Richhill Township  
 Responsible Official Timothy Faddis, Manager  
 Southwestern Pennsylvania Water Authority  
 1442 Jefferson Road  
 Jefferson, PA

Type of Facility Water system  
 Consulting Engineer Bankson Engineers, Inc.  
 267 Blue Run Road  
 Suite 200  
 Cheswick, PA 15024

Application Received Date October 2, 2017

Description of Action Installation of the Bambino meter vault.

**Permit No. 0407507-T1, Minor Amendment.** Public Water Supply.

Applicant **Darlington Hill Corporation**  
 498 Lisbon Road  
 Darlington, PA 16115

[Borough or Township] South Beaver Township  
 County **Beaver**

Type of Facility Lakeview Personal Care  
 Consulting Engineer

Permit to Operate Issued October 6, 2017

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

**Operation Permit** issued to **U.S. Bronze Foundry and Machine, Inc.**, PWSID No. **6200369**, Woodcock Township, **Brawford County**. Permit Number 2013504-C1 issued October 5, 2017, to designate Water Quality Parameter Performance Requirements for this water supply system.

**Permit No. 1090503-T1-MA2**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
 Cliton Township  
 County **Butler**

Type of Facility Public Water Supply  
 Consulting Engineer Bruce A Brubaker, P.E.  
 Pennsylvania American Water Company  
 852 Wesley Drive  
 Mechanicsburg, PA 17055

Permit to Construct Issued October 5, 2017



## WATER ALLOCATIONS

### Actions taken on applications received under the act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the acquisition of rights to divert waters of the Commonwealth.

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

**WA 06-449C**, Water Allocations. **Shillington Borough Water Authority (PWS ID No. 3060067), Berks County**. Shillington has submitted an application for the right to purchase up to 2.30 million gallons per day, based on a 30-day average, from Western Berks Water Authority. Permittee Contact: Michael D. Mountz, Borough Manager, 2 East Lancaster Avenue, PO Box 247, Shillington, PA 19607-0247. Consulting Engineer: Eric D. McCracken, P.E., Great Valley Consultants, 75 Commerce Drive, Wyomissing, PA 19610-1038. Permit Issued: 10/6/2017.

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

**WA2-1021**, Water Allocations. **Wilkesburg-Penn Joint Water Authority**, 2200 Robinson Boulevard, Pittsburgh, PA 15221, **Allegheny County**. The right to purchase up to 20,000 gallons of water per day, average day, from the Monroeville Municipal Authority.

**WA2-1017**, Water Allocations. **Monroeville Municipal Authority**, 219 Speelman Lane, Monroeville, PA 15146, **Allegheny County**. Modification Order to Monroeville Municipal Authority's existing permit for the sale of up to 20,000 gallons of water per day to Wilkesburg-Penn Joint Water Authority.

**WA11-145A. Succession to Water Rights.** The Department has acknowledged that Lilly Borough Water Authority, Lilly, **Cambria County**, has given notice that it succeeded to all rights and obligations under the permit, issued to Lilly Borough, Lilly, Cambria County on October 4, 2017.

### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

#### Plan Disapprovals Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5).

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

#### Plan Location:

Borough or Township	Borough or Township Address	County
Paradise Township	82 Beaver Creek Road Abbottstown, PA 17301	York

*Plan Description:* The planning module for new land development for the Jeffrey Vogel Subdivision, DEP Code No. A3-67949-223-2, consisting of subdivision of a 10.2-acre lot from an existing farm for a single family dwelling proposing an individual on lot sewage disposal system is denied. The project is located on the west side of North Schoolhouse Road, north of its intersection with Lincoln Highway in Paradise Township, York County. The plan is denied because: 1) The well on Lot 3 that was used to characterize the background at the site was improperly constructed to deliver only groundwater from the shallow aquifer. It is unclear whether the well was properly purged prior to sampling and the report makes no

mention of the sampling protocol that was used; and 2) The recharge rate used in the mass balance calculation was not appropriate for this area. The report states that 10 inches of groundwater recharge was used but the calculations appear to use a value of 12.75 inches per year. Literature from the Pennsylvania Topographic and Geologic Survey indicate that a recharge rate of 8 inches per year is more appropriate for use in this location.

## 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:

*Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.*

**Pier 60 Property**, 1499, 1505, 1533 Christopher Columbus Boulevard, City of Philadelphia, **Philadelphia County**. Paul Martino, Pennoni Associates, Inc., 3001 Market Street, Philadelphia, PA 19104 on behalf of Tina Roberts, Sugarmill Associates, 817 North 3rd Street, Philadelphia, PA 19123 submitted a Final Report concerning remediation of site soil and groundwater contaminated with release of heavy metals and naphthalene. The



report is intended to document remediation of the site to meet the site-specific standard.

**Sitewide BP Trainer Refinery**, (soil) 4101 Post Road, Borough of Trainer and Marcus Hook, **Delaware County**. Matthew Torell, Monroe Energy, LLC, 4101 Post Road, Trainer, PA 19061 on behalf of Sasa Jazic, Remediation Management Service Corporation, 150 West Warrenville Road, Mail Code 200-IE, Naperville, IL 60563 submitted a Cleanup Plan and Remedial Investigation Report concerning remediation of site soil contaminated with petroleum hydrocarbon. The report is intended to document remediation of the site to meet the site-specific standard.

**Berwyn Shopping Center**, 500 Lancaster Avenue, Easttown Township, **Chester County**. Theresa Susco, Berwyn Center, LP, 725 Conshohocken State Road, Bala Cynwyd, PA 19004 submitted a Remedial Investigation/Risk Assessment Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the site-specific standard.

**Brandywine Mills**, 1731, 1737 and 1751 Wilmington Pike, Chadds Ford Township and Township of Concord, **Delaware County**. Walter H. Hungarter, III, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Peter Miller, Chadds Ford Investors, LP, 875 Berkshire Boulevard, Suite 102, Wyomissing, PA 19610 submitted a Final Report concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the site-specific standard.

**Kimberton Wawa**, 501 Kimberton Road, East Pike-land Township, **Chester County**. Stephan D. Brower, Environmental Standard, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482, Angela Price, Environmental Standards, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482 on behalf of Captain David M. Reise, Kimberton 501 LLC, 50 Gilbert Center, Newark, DE 19713 submitted a Final Report concerning remediation of site groundwater contaminated with benzene. The report is intended to document remediation of the site to meet the Statewide health standard.

**100 Barren Hill Road**, 100 Barren Hill Road, Whitmarsh Township, **Montgomery County**. David Farrington, Brickhouse Environmental, 51 South Franklin Street, West Chester, PA 19382 on behalf of Phillip Zuzelo, Estate of Marlynn C. Zuzelo, P.O. Box 450, Conshohocken, PA 19428 submitted a Remedial Investigation/Cleanup Plan concerning remediation of site soil and groundwater contaminated with VOC and PAHs. The report is intended to document remediation of the site to meet the site-specific standard.

**Wawa Red Roof Carriage House**, 260 West Baltimore Pike, Chester Heights Borough, **Delaware County**. Geoff Kristof, JK Environmental Services, P.O. Box 509, Lafayette Hill, PA 19444 submitted a Final Report concerning remediation of site soil contaminated with No. 6 fuel oil. The report is intended to document remediation of the site to meet the Statewide health standard.

**Brown Partnership Property**, 125 Limestone Road, Lower Oxford Township, **Chester County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18973 on behalf of Brown Partnership, 125 Limestone Road, Oxford, PA 19363 submitted a Final Report concerning remediation of site soil groundwater contaminated with unleaded and leaded gasoline. The

report is intended to document remediation of the site to meet the Statewide health standard.

**Bartram's Mile Former CSX Transportation**, 1627 South 49th Street, City of Philadelphia, **Philadelphia County**. Kevin McKeever, Langan, 2700 Kelly Road, Warrington, PA 18978 on behalf of Daniel Harkins, City of Philadelphia, One Parkway Building, 11th Floor, 1515 Arch Street, Philadelphia, PA 19102 submitted a Risk Assessment/Remedial Investigation/Cleanup Plan and Final Report concerning remediation of site soil contaminated with organics. The report is intended to document remediation of the site to meet the site-specific standard.

**FBF Incorporated**, 1145 Industrial Boulevard, Upper Southampton, **Bucks County**. Philip Getty, Boucher & James, Inc., 1456 Ferry Road, Building 500, Doylestown, PA 18901 submitted a Final Report concerning remediation of site soil and groundwater contaminated with PCE, TCE and organic chemicals. The report is intended to document remediation of the site to meet the site-specific standard.

**Speedi King**, 249 Lancaster Whiteland Township, **Chester County**. David Farrington, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Frank King, Jr., Estate of Frank King, 417 Water Dam Road, Coatesville, PA 19320 submitted a Final Report concerning remediation of site soil and groundwater contaminated with organic compounds. The report is intended to document remediation of the site to meet the site-specific standard.

**Unique Auto Service**, 245 South Main Street, Sellersville Borough, **Bucks County**. Joseph E. LaPann, Keith Valley Environmental, Inc., P.O. Box 5376, Deptford, NJ 08096 on behalf of Joseph and Dawn Eberle, 520 Skunk Hollow Road, Chalfont, PA 18914 submitted a Cleanup Plan/Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with gasoline-related compounds. The report is intended to document remediation of the site to meet the site-specific standard.

**Townhouses @ Evansburg**, Germantown Pike/River Road & Germantown Pike/Crosskeys Road, Lower Providence Township, **Montgomery County**. Walter H. Hungarter, III, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Christopher Canavan, Prospect Acquisitions, LP & Stoneridge Acquisitions, LP, 404 Sumneytown Pike, Suite 200, North Wales, PA 19454 submitted a Final Report concerning remediation of site soil and groundwater contaminated with metals and chlorinated solvents. The report is intended to document remediation of the site to meet the site-specific standard.

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

**RJ Corman Railroad and Lehigh Valley Dairy**, Milepost 93.2 to Milepost 96.7 and 711 North Brick Street, Allentown City and Whitehall Township, **Lehigh County**. Moonstone Environmental, LLC 1150 Glenlivet Drive, Suite A-23, Allentown, PA 18106, on behalf of Waterfront Redevelopment Partners LP, 1665 Valley Center Parkway, Suite 110, Bethlehem, PA 18017, submitted a Site-Specific Remedial Investigation Report and Cleanup Plan concerning remediation of site soils contaminated with semi-volatile compounds and metals from historic use as a railroad. The 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.*

**FedEx**, 2600 Hirtzel Road, North East Township, **Erie County**. GZA GeoEnvironmental, Inc., 1515 Market Street, Suite 945, Philadelphia, PA 19102, on behalf of YRC Freight, 10990 Roe Avenue, Overland Park, KS 66211, submitted a Final Report concerning the remediation of site soil contaminated with trichloroethene, vinyl chloride, trans 1,2 dichloroethene, 1,1 dichloroethane, cis 1,2 dichloroethene, and 1,2 dichloroethane. The report is intended to document remediation of the site to meet the Background Standard.

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

**Colonial Manor Road LLC**, 381 Colonial Manor Road, Irwin, **Westmoreland County**. GES, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of Colonial Manor Road, LLC, PO Box 1046, Wooster, Ohio 44691 has submitted a Remedial Investigation Report and Cleanup Plan concerning the remediation of site soil contaminated with chlorinated volatile organic compounds (CVOCs) and certain metals and groundwater contaminated with CVOCs. Public notice was printed in the *Tribune-Review* on August 26, 2017.

**Former McKeesport Tubular**, 301 4th Ave., McKeesport, **Allegheny County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110 on behalf of RIDC of Southwest PA, 210 Sixth Ave., Suite 3620, Pittsburgh, PA 15222, has submitted a Remedial Investigation Report and Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with semi-volatile organic compounds (VOCS) and metals. Public notice was printed in the *Pittsburgh Post-Gazette* on April 26, 2017.

## 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:

*Southeast Region: Environmental Cleanup Program Manager, 2 East Main Street, Norristown, PA 19401.*

**Ashbourne Meadows**, 1100 Ashbourne Road, Cheltenham Township, **Montgomery County**. Michael Potts, Ramboll Environ US Corporation, 101 Carnegie Center, Princeton, NJ 08540 on behalf of Kenneth Griffin, Matrix Ashbourne Associates, L.P., Forsgate Drive, CN 4000, Cranbury, NJ 08512 submitted a Remedial Investigation/Risk Assessment Report/Cleanup Plan concerning the remediation of site soil contaminated with arsenic, lead, mercury and chlordane. The Report was approved by the Department on August 29, 2017.

**Menasha Corporation**, 501 East Erie Avenue, City of Philadelphia, **Philadelphia County**. Thomas A. Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Omar Whitfield, Menasha Packing Company, LLC, 601 East Erie Avenue, Philadelphia, PA 19134 submitted a Remedial Investigation/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with VOCs and metals. The Report was approved by the Department on August 25, 2017.

**Kinder Morgan Liquids Terminal, LLC**, 330 North Delaware Avenue, City of Philadelphia, **Philadelphia County**. Greg Connell, Groundwater & Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341 on behalf of R. J. Sherman, Kinder Morgan, One Terminal Road, Carteret, NJ 07008 submitted a Remedial Investigation Report concerning the remediation of site soil and groundwater contaminated with inorganic compounds. The Report was approved by the Department on September 7, 2017.

**Philadelphia Energy Solutions Refinery**, AO1-7, 3144 Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Collen Costello, Langan Engineering and Environmental Services, 30 South 17th Street, Suite 1500, Philadelphia, PA 19103 on behalf of Tiffanie Doerr,



Evergreen Resources Management Operations, 2 Righter Parkway, Suite 200, Wilmington, DE 19803 submitted a Remedial Investigation Report concerning the remediation of site groundwater and soil contaminated with gasoline. The Report was approved by the Department on August 20, 2017.

**Waterloo Garden**, 200 North Whitford Road, West Whiteland Township, **Chester County**. Terrence A. O'Reilly, TriState Environmental Management Services, Inc., 368 Dunksferry Road, Bensalem, PA 19020, on behalf of Peter D'Angeli, BT Exton, LP, 200 Witmer Road, Suite 200, Horsham, PA 19044 submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on September 1, 2017.

**Jakes's Fireworks**, 1901 Chichester Avenue, Upper Chichester Township, **Delaware County**. Joseph Diamadi, Jr., Marshall Geoscience Inc., 170 East First Avenue, Collegeville, PA 19426 on behalf of Eric Easter, Jakes's Fireworks, 1500 East 27th Terrance, Pittsburg, KS 66762 submitted a Final Report concerning the remediation of site soil contaminated with heating oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 7, 2017.

**Sarver Residence**, 96 Village Lane, Falls Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plain Road, Pennsburg, PA 18073 on behalf of Ty Gawlick, State Farm Insurance Company, PA Fire Claims, P.O. Box 106110, Atlanta, GA 30348-6110 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on August 22, 2017.

**McHugh Residence**, 226 Tincium Church Road, Tincium Township, **Bucks County**. Greg Van Hook, INTEC Environmental Group, Inc., 6970A Easton Road, Pipersville, PA 18947 on behalf of Michael J. McHugh, 226 Upper Tincium Church Road, Upper Black Eddy, PA 18972 submitted a Final Report concerning the remediation of site soil contaminated with 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on August 22, 2017.

**660 Nutt Road Site**, 660 Nutt Road, Phoenixville Borough **Chester County**. Richard S. Werner, Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Alex DeSimone Phoenixville Enterprises, LLC f/k/a Phoenixville Investors, LP, 14 Balligomingo Road, Conshohocken, PA 19428 submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 5, 2017.

**St. John the Baptist Catholic Church**, 500-502 Ford Street, Bridgeport Borough, **Montgomery County**. Raymond J. Minarovic, T&M Associates, 74 West Broad, Suite 530, Bethlehem, PA 18018 on behalf of Friar David Ousley, Saint John the Baptist Catholic Church, 500-502 Ford Street, Bridgeport, PA 19405 submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 20, 2017.

**Country Builders**, 443 Madison Avenue, Middletown Township, **Bucks County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Robert A. Yetran, Country Builders, Inc., P.O. Box 575, Langhorne, PA 19047 submitted a Final Report concerning the remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 20, 2017.

**Convoy Reality, L.P.**, 6318 West Passyunk Avenue, City of Philadelphia, **Philadelphia County**. Darryl D. Borrelli, Manko, Gold, Katcher & Fox, LLP, 401 City Avenue, Suite 901, Bala Cynwyd, PA 19004 on behalf of Michael A. Christie, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 submitted a Risk Assessment/Remedial Investigation/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with petroleum hydrocarbons, MTBE, lead, PCBs and VOCs. The Report was approved by the Department on September 11, 2017.

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#### 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.*

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#### REGULATED MEDICAL AND CHEMOTHERAPEUTIC WASTE TRANSPORTER LICENSES

**Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act and Act 93 of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.**

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

*Regulated Medical and Chemotherapeutic Waste Transporter License Expired*

**Sanpro LLC**, PO Box 336, Lakewood, NJ 08701. License No. PA-HC 0268. Effective Sep 30, 2017.

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#### 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.**

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**General Permit Application No. WMGR028-NE008. Pennsy Supply, Inc.**, 1001 Paxton Street, Harrisburg, PA 17105. A permit renewal for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Lawton Asphalt Plant located in

Middletown Borough, **Susquehanna County**. The renewal was approved by the Regional Office on September 22, 2017.

**General Permit Application No. WMGR028-NE008A. Pennsy Supply, Inc.**, 1001 Paxton Street, Harrisburg, PA 17105. A permit renewal for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Small Mountain/Dorrance Asphalt Plant located in Dorrance Township, **Luzerne County**. The renewal was approved by the Regional Office on September 22, 2017.

Persons interested in reviewing the permit may contact Roger Bellas, Environmental Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

#### DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

**Renewal of a Determination of Applicability issued under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.**

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

**General Permit No. WMGR028SC007A. New Enterprise Stone & Limestone, Inc., Chambersburg Blacktop Plant**, 2921 Stone Quarry Rd., Chambersburg, PA 17202 in Guilford Township, **Franklin County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D007A, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007C. New Enterprise Stone & Limestone, Inc., Ashcom Quarry**, 526 Ashcom Rd., Everett, PA 15537 in Snake Spring Township, **Bedford County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D007C, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007D. New Enterprise Stone & Limestone, Inc., Roaring Spring Quarry**, 8096 Woodbury Pike, Roaring Spring, PA 16673 in Taylor Township, **Blair County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D007D, for the beneficial use of baghouse fines and/or scrubber

pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007E. New Enterprise Stone & Limestone, Inc., Tyrone Blacktop Plant**, 3247 Pennington Rd., Tyrone, PA 16686 in Warriors Mark Township, **Huntingdon County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D007E, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007F. New Enterprise Stone & Limestone, Inc., Gettysburg Blacktop Plant**, 1575 Baltimore Pike, Gettysburg, PA 17325 in Cumberland Township, **Adams County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D007F, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007G. New Enterprise Stone & Limestone, Inc., Hinkletown Asphalt Plant**, 621 Martindale Rd., Ephrata, PA 17522 in Earl Township, **Lancaster County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D012A, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

**General Permit No. WMGR028SC007H. New Enterprise Stone & Limestone, Inc., Denver Asphalt Plant**, 73 Kurtz Rd., Denver, PA 17517 in East Cocalico Township, **Lancaster County**. The Department of Environmental Protection has issued a renewal of a Determination of Applicability under General Permit WMGR028 to New Enterprise Stone & Lime, Inc., previously permitted under permit number WMGR028D012B, for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on October 3, 2017.

Persons interested in obtaining more information about these general permits may contact Mr. John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users



may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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

**Permit(s) issued Under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

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

**Permit No. 301315. Talen Energy**, 835 Hamilton Street, Suite 150, Allentown, PA 18101, Derry Township, **Montour County**. This permit renewal is for the existing Ash Basin # 1 used for disposal of residual waste. The permit was issued by Northcentral Regional Office on October 5, 2017.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Facilities Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3740. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

**AIR QUALITY**

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

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

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

**GP3-09-0149: TAMCO Construction Inc.**, (539 E. Dark Hollow Road, Pipersville, PA 18947) On October 6, 2017 for a portable non-metallic mineral processing plant and water spray dust suppression system in Lower Southampton Township, **Bucks County**.

**GP9-09-0078: TAMCO Construction Inc.**, (539 E. Dark Hollow Road, Pipersville, PA 18947) On October 6, 2017 for a diesel-fired internal combustion engine (1) in Lower Southampton Township, **Bucks County**.

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

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

**GP3-35-018: Keystone Sanitary Landfill, Inc.** (249 Dunham Drive, Dunmore, PA 18512) on October 2, 2017, for the construction and operation of a crushing operations at their facility in Throop Borough, Dunmore borough, **Lackawanna County**.

**GP11-35-018: Keystone Sanitary Landfill, Inc.** (249 Dunham Drive, Dunmore, PA 18512) on October 2, 2017, for the construction and operation of a CAT diesel fired engine at their facility in Throop Borough, Dunmore 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.*

**GP1-36-03181A: Nissin Foods Co., Inc.** (201 Hempland Road, Lancaster, PA 17601) on September 29, 2017, for 8 existing natural gas-fired boilers, under GP1, at the food manufacturing facility located in East Hempfield Township, **Lancaster County**. The general permit authorization was renewed.

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

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

**GP3-59-247: DeCristo, Inc.** (9070 Route 414, Canton, PA 17724) on September 27, 2016, to relocate and operate a Terex Pegson XA400S crusher, a Terex Pegson 1000 Maxtrak crusher, a Finlay C-1550P crusher, a Powerscreen Trakpactor model 500 portable crusher, a Powerscreen Chieftain 2100 triple deck screener, a Powerscreen Warrior 1800 double deck screener, a Terex Finlay 694+ double deck screener, a Powerscreen Warrior 2400 double deck screener, a McCloskey SDX100 conveyor/stacker and three (3) Telestacker TC421 conveyor-stackers with associated water spray dust suppression systems pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at the New Enterprise Stone and Lime Tioga Quarry located in Middlebury Township, **Tioga County**.

**GP9-59-247: DeCristo, Inc.** (9070 Route 414, Canton, PA 17724) on September 27, 2017, to relocate and operate a Caterpillar 300 bhp C9 DITA diesel engine, a Scania USA 345 bhp DC09 070A diesel engine, a Caterpillar 540 bhp C15 diesel engine, a Scania 450 bhp DC13 083A diesel engine, a Caterpillar 129.4 bhp C4.4 ACERT TA diesel engine, a Caterpillar 99.9 bhp C4.4 3054C DITA diesel engine, a Caterpillar 131.4 bhp C4.4 ETAD diesel engine and a Caterpillar 202.5 bhp C7.1 diesel engine pursuant to the General Plan Approval and/or General Operating Permit for Diesel or No. 2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) at the New Enterprise Stone and Lime Tioga Quarry located in Middlebury Township, **Tioga County**.

**GP3-08-371A Insinger Excavating, Inc.** (3046 Dushore-Overton Road, Dushore, PA 18613) on October 5, 2017, for the authorization construct and operate a 2006 Terex Pegson model XR400 portable crushing plant, a 2010 Terex Pegson model XR400S portable crushing plant, a 2010 Terex Pegson model XA400 portable crushing plant, a 2012 Terex Pegson model 1300 Maxtrak portable crushing plant, a 2011 Terex Pegson model XA400 portable crushing plant, a 2005 Terex Powerscreen Chieftain 1800 portable screening plant, a 2008 Terex Powerscreen Warrior 1800 portable screening plant, a 2010 Terex Powerscreen Chieftain 2100 portable screening plant, a 2010 Terex Powerscreen Warrior 2400 portable screening plant and two Telestacker conveyor/stackers pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at the Big Pond Quarry located in Springfield Township, **Bradford County**.

**GP9-08-371A Insinger Excavating, Inc.** (3046 Dushore-Overton Road, Dushore, PA 18613) on October 5, 2017, for the authorization to construct and operate three (3) 275 bhp Cat C9 DITA, one (1) 350 bhp Scania DC13, one (1) 300 bhp Scania DC9, two (2) 111 bhp Cat C4.4, and one (1) 192 bhp Deutz BF4M2012 diesel-fired engines pursuant to the General Plan Approval and/or General Operating Permit for Diesel or No. 2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) along with plan approval exemption of one (1) 96 bhp Deutz BF4M201296 and two (2) 40 bhp Deutz D2011L02i diesel-fired engines to power portable non-metallic portable crushers, screeners and stacker/conveyors at the Big Pond Quarry located in Springfield Township, **Bradford County**.

**GP1-55-01: Selinsgrove Area School District** (401 North 18th Street, Selinsgrove, PA 17870) on October 2, 2017, authorization to continue operation of two (2) 10.46 MMBtu/hr Burnham model LN5L-250-50-GO-IC boilers each equipped with an Industrial Combustion model LNDLG-145P low-NO<sub>x</sub> dual fuel natural gas/No. 2 fuel oil burner pursuant to General Plan Approval and/or General Operating Permit BAQ-GPA/GP-1, Small Gas and No. 2 Oil Fired Combustion Units at the Selinsgrove Area School District located in Selinsgrove Borough, **Snyder County**.

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

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

**GP2-25-1010B: American Biodiesel Energy, Inc.** (4680 Iroquois Ave., Erie, PA 16511) on October 4, 2017, for the authority to construct and/or operate a storage tank for Volatile Organic Liquids (BAQ-GPS/GP2) located at their facility in Harborcreek Township, **Erie County**.

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

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

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

**06-05155A: Martin Forestry Products, LLC** (56 Wintersville Road, Richland, PA 17087) on October 2, 2017, for 06-05155A: Martin Forestry Products, LLC (56 Wintersville Road, Richland, PA 17087) on October 2, 2017, for the construction of a wood chip drying system at 523 Brown Road, Myerstown, PA 17067, located in Bethel Township, **Berks 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.*

**30-00234A: Equitrans, LP** (625 Liberty Ave, EQT Plaza, Suite 1700, Pittsburgh, PA 15222) plan approval effective on October 2, 2017, for construction and temporary operation of air contamination sources and controls at its Redhook Compressor Station, a proposed natural gas transmission station to be located in Franklin Township, **Greene County**.

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

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

**43-034B: Dunbar Asphalt Products, Inc.** (P.O. Box 477, Wheatland, PA 16161), on October 3, 2017 issued a Plan Approval for replacement of the bags and fan in control device C202B (Plant 4 Baghouse) in Wheatland Borough, **Mercer County**. This is a State Only facility.

**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.*

**23-0003Y: Monroe Energy, LLC** (4101 Post Road, Trainer, PA 19061) On October 4, 2017 for the installation of a reconstructed boiler burning gas 1 fuel in Trainer Borough, **Delaware County**.

**09-0210A: Waste Management of Fairless, LLC** (1000 New Ford Mill Road, Morrisville, PA 19067-3704) On October 4, 2017 to construct an interim and permanent landfill gas collection and treatment system for the sale of landfill gas and two backup flares in Falls Township, **Bucks County**.

**09-0007C: Waste Management of Fairless, LLC** (1000 New Ford Mill Road, Morrisville, PA 19067-3704) On October 4, 2017 to construct an interim and permanent landfill gas collection and treatment system for the sale of landfill gas and two backup flares in Falls Township, **Bucks County**.

**15-0078G: Janssen Biotech Inc.** (200 Great Valley Parkway, Malvern, PA 19355-1307) On October 6, 2017 for installation and operation of a 2015 model year diesel-fired emergency generator in East Whiteland Township, **Chester County**.

**09-0231: New Age Industries, Inc.** (145 James Way, Southampton, PA 18966-3817) On October 6, 2017 for the use of isopropyl alcohol in New Ages production process, an uncontrolled process in Upper Southampton Township, **Bucks County**.

**23-0119E: Sunoco Partners Market & Term L.P.** (100 Green Street, Marcus Hook, PA 19061-4800) On October 6, 2017 to construct and operate three distillation units (two de-propanizers and one debutanizer) to separate and purify the natural gas liquids and pipeline trans-mix into propane, butane and C5+ products in Marcus Hook Borough, **Delaware County**.

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

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

**25-179C: Erie City Sewer Authority** (68 Port Access Road, Erie, PA 16507-2202) on September 30, 2017, effective September 30, 2017, will issue a plan approval extension for the replacement of incinerator burners and the emergency bypass stack, rehabilitation of the existing wet electrostatic precipitators and replacement of three existing dewatering belt filter presses. Expiring March 31, 2018. This facility is located in the City of Erie, **Erie County**.



**43-377A: Austin Rubber Company, LLC** (93 Werner Rd, Greenville, PA 16125) on October 6, 2017, effective October 31, 2017, has issued a plan approval extension for the installation and operation of a rubber devulcanization facility in Sugar Grove Township, **Mercer County**. This will be a non-Title V facility.

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

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

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

**09-00001: Avery Dennison Corporation, Fasson Roll Division** (35 Penn Am Drive, Quakertown, PA 18951) On October 6, 2017 for renewal of a Title V Operating Permit in Richland Township, **Bucks County**. The operating permit includes monitoring, record keeping, and reporting requirements designed to address all applicable air quality requirements.

**09-00030: Brightsmith LLC.** (120 Enterprise Ave, Morrisville, PA 19067-3703) On February 2, 2017 for the renewal of their Title V Operating Permit for their metal coil coating operation located in Falls Township, **Bucks County**.

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

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

**30-00194 EQM Gathering OPTO LLC** (625 Liberty Ave, Pittsburgh, PA 15222) In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on October 5, 2017, DEP has issued an initial Title V Operating Permit to EQM Gathering OPTO LLC for the operation of a natural gas compressor station, known as the Callisto Compressor Station, located in Morris Township, **Greene County**.

The facility is a nat30-00194 EQM Gathering OPTO LLC (625 Liberty Ave, Pittsburgh, PA 15222) In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on October 5, 2017, DEP has issued an initial Title V Operating Permit to EQM Gathering OPTO LLC for the operation of a natural gas compressor station, known as the Callisto Compressor Station, located in Morris Township, **Greene County**.

The facility is a natural gas compression booster station that dehydrates and moves natural gas from the Jupiter Pipeline Gathering System. The main emission sources at Callisto are five natural gas compressors driven by spark ignition, four-stroke, lean-burn, 4,735-bhp, Caterpillar G3616 LE, natural gas-fired compressor engines and three, triethylene glycol (TEG), 120 MMBtu per day dehydration units, each with a 1.5 MMBtu/hr reboiler and 1,420 scfm, enclosed, ground flare. Emissions from the compressors are controlled by periodic rod packing changes. Emissions from the compressor engines are controlled by oxidation catalysts and air/fuel ratio controllers. The existing Brown's Creek Dehydration Station and Harden Well Pad are within 1/4 mile of the compressor station and are part of Callisto for air permitting purposes. The dehydration station has a dehydrator with a reboiler and ground flare. Brown's Creek and Harden

have a total of five condensate tanks of 210-bbl, or less, which are controlled by weighted pressure relief valves.

No emission or equipment changes have been approved by this action. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 63, 70, 98 and 25 Pa. Code Chapters 121—145.

## AIR QUALITY

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**46-00262: Penn Color, Inc.** (2755 Bergey Road, Hatfield, PA 19440) On October 6, 2017 for operation of a pigment dispersion and color concentrates manufacturing plant located in Hatfield Township, **Montgomery County**. The permit is for a non-Title V (State only) facility. Facility wide criteria pollutant emissions are restricted to less than the major facility thresholds; therefore, the facility is classified as a Synthetic Minor facility. The permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00224: Nationwide Mutual Insurance Company** (355 Maple Ave., Harleysville, PA 19438) On October 6, 2017 for the renewal of a Synthetic Minor Operating Permit in Lower Salford Township, **Montgomery County**. Nationwide is a synthetic minor for Nitrogen Oxides (NO<sub>x</sub>) which limits yearly NO<sub>x</sub> emissions to less than 25 tons. The facility is comprised of numerous office buildings and operates two dual-fuel (natural gas and No. 2 oil) fired boilers (6.0 MMBtu/hr each), and two No. 2 Oil-fired Emergency Generators (1,490 BHP each). The emergency generators are subject to 40 CFR Part 63 Subpart ZZZZ. The permit contains monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all 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.*

**36-03095: New Enterprise Stone & Lime Co., Inc.** (PO Box 550, Blue Bell, PA 17506-0550) on September 29, 2017, for the clay mining and processing plant located in Caernarvon Township, **Lancaster County**. The State-only permit was renewed.

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

*Contact: Matt Williams, Facilities Permitting Chief at Telephone: 814-332-6940.*

**10-00298: ESM Group Inc.** (955 Saxonburg Blvd., Saxonburg, PA 16056-2317), on September 28, 2017, the Department issued the renewal of the Natural Minor Permit of a magnesium-lime powder manufacturing facility located in Saxonburg Borough, **Butler County**. Permitted sources at the facility include grinding, mixing,

loading, and surface coating operations, an emergency generator, and degreasers. Starting with this renewal, the surface coating operation at the facility is subject to a VOC elective restriction of 2.7 tons per 12-month rolling period to escape 25 Pa. Code § 129.52d, which pertains to Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings. Three sources previously permitted are also removed from the operating permit.

**10-00333: Penn United Technologies Inc., Cabot Facility** (799 North Pike Road, Cabot, PA 16023), on October 5, 2017, the Department issued the renewal of the Natural Minor Permit of a facility, located in Jefferson Township, **Butler County**, that performs tool and die manufacturing, precision metal stamping, reel-to-reel electroplating, and product assembly. In this renewal, two emergency generators are incorporated into the operating permit, with one subject to 40 CFR 60 Subpart JJJJ pertaining to New Source Performance Standards for Stationary Spark Ignition Internal Combustion Engines. Also added is a coating unit subject to recordkeeping, reporting, and work practice requirements pursuant to 25 Pa. Code § 129.52d, which pertains to Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings. Other permitted sources at the facility include a batch vapor degreaser, cold cleaning degreasers, small boilers, and electroplating operation.

**20-00034: Northwest Hardwoods Incorporated** (10589 Campbell Road, Titusville, PA 16354) on September 26, 2017, the Department issued a renewal of the State Only Operating Permit for the sawmill and hardwood manufacturing facility located in Oil Creek Township, **Crawford County**. The sources at the facility include a wood fired boiler controlled by a multiclone, an 11.8 mmbtu/hr natural gas boiler, miscellaneous wood-working operations and sawdust off-loading controlled by a central dust collection system, wood drying kilns, miscellaneous natural gas combustion, road dust from paved surfaces, and a parts washer. The facility is a natural minor. The facility is an Area Source for MACT. The wood fired boiler is subject to the requirements of 40 CFR 63, Subpart JJJJJJ—NESHAP for Industrial, Commercial, and Institutional Boilers at Area Sources. The actual PM<sub>10</sub>, SO<sub>x</sub>, NO<sub>x</sub>, CO, and VOC emissions are approximately 8.0 TPY, 0.2 TPY, 5.1 TPY, 5.1 TPY, and 4.8 TPY, respectively. The renewal permit contains the requirements of GP-1-20-034A, emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**25-00930: Donjon Shipbuilding & Repair LLC** (220 East Bayfront Parkway, Erie, PA 16507) on September 26, 2017, the Department issued the modification and renewal of the State Only Operating Permit (SOOP) for the ship painting facility located in the City of Erie, **Erie County**. The modification is to include requirements from the Control Techniques Guidelines (CTG) for Shipbuilding and Ship Repair Operations (Surface Coating) in the existing State Only Operating Permit. The sources at the facility include a natural gas fueled pre-heat cabinet, 2 blasting operations, a paint booth, and ship painting operations. The facility is a Synthetic Minor. The potential emissions from the facility are as follows: VOCs, 49.5 tpy; any single HAP 9.5 tpy; and all combined HAPs 24.5 tpy. The SOOP renewal modification contains emission restriction, testing, monitoring, recordkeeping, reporting

and work practice standards derived from the applicable requirements of PA Code Title 25, Article III, Chapters 121—145.

**33-00168: Miller Welding & Machine Company/Maplevalle Plant** (P.O. Box G, Brookville, PA 15825). On September 25, 2017, the Department renewed a State Only Operating Permit for the operation of a metal fabrication and surface coating facility located in Rose Township, **Jefferson County**. The facility is a Synthetic Minor. Potential emissions for VOCs are 49.7 tpy based upon the Federally enforceable limit in the operating permit. Actual VOC emissions have been less than 3 tons per year each year for the last 5 years. The permit includes requirements from the previously issued plan approvals and operating permits and contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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**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.**

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

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

**09-00013: Wheelabrator Falls Inc.** (1201 New Ford Mill Road, Morrisville, PA 19067-3707) On October 6, 2017 for an amendment to incorporate standards pertaining to the pressure drop and associated recording and work practice standards of the pressure drop across the Lime Silo Baghouse (Source ID P001) in the Title V Operating Permit for this location in Falls Township, **Bucks County**.

**09-00186: Kinder Morgan Bulk Term Inc.** (1000 S Port Road, Fairless Hills, PA 19030-5004) On October 6, 2017 for an amendment to incorporate conditions from Plan Approval No. 09-0186F into the State Only Operating Permit (09-00186) for this facility located in Falls Township, **Bucks County**. This amendment modifies the Bulk Material Handling (Source ID 101), Coal and Coke Import/Export (Source ID 104), and Two (2) Portable McCloskey Conveyor/Stackers (Source ID 105). The modifications do not result in any physical change to any equipment at the facility. The modifications were only made to the language in the permit, to simplify how the sources at the facility are permitted. There have been no changes in potential emissions from the facility. The operating permit maintains recordkeeping and operating restrictions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

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

**33-00002: Owens Brockway Glass Container Plant 19** (3831 Route 219, Brockport, PA 15823). On September 28, 2017, the Department issued an administrative amendment to the Title V Operating Permit to incorporate the requirements of Plan Approval 33-002E. The facility is located in Snyder Township, **Jefferson County**.



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

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

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

**GP5-17-437B: Alliance Petroleum Corporation** (4150 Belden Village Avenue NW, Suite 410, Canton, OH 44718) on September 29, 2017, terminated the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Brink Compressor Station located in Chest Township, **Clearfield County** due to the determination that the individual sources at the facility emit air contaminants below the respective plan approval emissions exemption thresholds and the facility overall emits air contaminants below the respective operating permit emission exemption thresholds pursuant to 25 Pa. Code § 127.14. Alliance Petroleum is required to maintain monthly records to demonstrate that their actual emissions remain below exemption thresholds. The facility remains subject to all applicable air quality regulations specified in 25 Pa. Code Chapters 121–145. The review also acknowledged a change in ownership of the facility from Mountain Gathering on January 1, 2017.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

*Coal Permits Issued*

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

**32051601 and NPDES No. PA0236012. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To renew the permit for the Crooked Creek Preparation Plant in Washington Township, **Indiana County**. No additional discharges. The application was considered administratively complete on August 2, 2016. Application received February 2, 2016. Permit issued September 28, 2017.

**NPDES No. PA0215490. Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). To renew the NPDES Permit for the Lady Jane Plant in

Huston Township, **Clearfield County**. No additional discharges. The application was considered administratively complete on May 9, 2011. Application received November 2, 2009. NPDES Permit issued September 28, 2017.

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

**16120101. Amerikohl Mining, Inc.** (202 Sunset Drive, Butler, PA 16001). Renewal of an existing bituminous surface mine in Limestone Township, **Clarion County**, affecting 130.5 acres. Receiving streams: One unnamed tributary to Piney Creek and Piney Creek, one unnamed tributary to Glade Run, and two unnamed tributaries to Sloan Run. This renewal is issued for reclamation only. Application received: June 29, 2017. Permit Issued: October 3, 2017.

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

**17030105. Hepburnia Coal Company** (P.O. Box I, 1127 Haytown Road, Grampian, PA 16838). Permit revision for change in land use from forestland to pasture land on two properties on a bituminous surface and auger mine in Ferguson and Greenwood Townships, **Clearfield County** affecting 115.0 acres. Receiving streams: Watts Creek to West Branch Susquehanna River, classified for the following use(s): HQ-CWF and CWF, respectively. There are no potable water supply intakes within 10 miles downstream. Application received: June 30, 2017. Permit issued: October 5, 2017.

*Noncoal Permits Issued*

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

**PAM613004. Lehigh Hanson ECC, Inc.** (2200 Springfield Pike, Connellsville, PA 15425) Renewal of the General NPDES Permit of stormwater discharges associated with mining activities on Surface Mining Permit No. 37960304 in North Beaver Township and Bessemer Borough, **Lawrence County**. Receiving streams: Unnamed tributary to Hickory Run. Application received: August 30, 2017. Permit Issued: October 3, 2017.

**PAM617018. Meadville Redi-Mix Concrete, Inc.** (P.O. Box 418, Meadville, PA 16335) General NPDES Permit for stormwater discharges associated with mining activities on Mine Drainage Permit No. 4876SM17 in Woodcock Township, **Crawford County**. Receiving streams: Woodcock Creek. Application received: September 5, 2017. Permit Issued: October 3, 2017.

**PAM617019. Meadville Redi-Mix Concrete, Inc.** (P.O. Box 418, Meadville, PA 16335) General NPDES Permit for stormwater discharges associated with mining activities on Mine Drainage Permit No. 4876SM15 in East Fairfield Township, **Crawford County**. Receiving streams: French Creek. Application received: September 5, 2017. Permit Issued: October 3, 2017.

**PAM617021. The Ambrosia Coal & Construction Co.** (P.O. Box 422, Edinburg, PA 16116) General NPDES Permit for stormwater discharges associated with mining activities on Mine Drainage Permit No. 3176SM3 in North Beaver Township, **Lawrence County**. Receiving streams: Beaver River. Application received: September 7, 2017. Permit Issued: October 3, 2017.

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

**08172801. Robert Johnson Flagstone, Inc.** (3658 Old Stagecoach Road, Wyalusing, PA 18853), commence-

ment, operation, and restoration of a small noncoal industrial minerals surface mine permit (Bluestone/Flagstone) in Tuscarora Township, **Bradford County** affecting 5.0 acres. Receiving stream(s): Unnamed Tributary to Little Tuscarora Creek classified for the following use(s): CWF, MF. Application received: July 7, 2017. Permit issued: September 28, 2017.

**PAM217012. Robert Johnson Flagstone, Inc.** (3658 Old Stagecoach Road, Wyalusing, PA 18853). General NPDES permit for stormwater discharge associated with mining activities on Surface Mining Permit No. 08172801 in Tuscarora Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Little Tuscarora Creek. Application received: July 7, 2017. Permit issued: September 28, 2017.

**53110301 and NPDES PA0257788. North Penn Supply Quarries, LLC** (269 Route 6 West, Galeton, PA 16922). Transfer from Jerome Eckert, revision to add 2.9 acres, and NPDES renewal on an existing large noncoal surface mining site located in Sweden Township, **Potter County** affecting 20.9 acres. Receiving stream(s): Mill Creek. Application received: September 9, 2016. Permit issued: September 28, 2017.

**4773SM3 and NPDES PA0207101. Hanson Aggregates Pennsylvania LLC** (7660 Imperial Way, Allenton, PA 18195). Renewal of the NPDES permit on an existing industrial mineral mine located in Limestone Township, **Lycoming County** affecting 321.7 acres. Receiving stream(s): Antes Creek classified for the following use(s): CWF, MF. Application received: April 11, 2017. Permit issued: October 4, 2017.

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

**Permit No. 7274SM1A1C8 and NPDES Permit No. PA0595161. Lehigh Asphalt Paving & Construction Co.,** (P.O. Box 549, Tamaqua, PA 18252), renewal of an existing NPDES Permit for discharge of treated mine drainage from a quarry operation in West Penn Township, **Schuylkill County**, receiving stream: unnamed tributary to Lizard Creek. Application received: May 15, 2013. Renewal issued: October 4, 2017.

**Permit No. 5878SM3C6 and NPDES Permit No. PA0595691. H & K Group, Inc.,** (P.O. Box 196, Skip-pack, PA 19474), renewal of NPDES permit for discharge of treated mine drainage in Penn Forest Township, **Carbon County**, receiving stream: Stony Creek. Application received: October 9, 2013. Renewal issues: October 5, 2017.

**Permit No. 58172509. Natstone, LLC d/b/a Rock Ridge Stone,** (631 State Route 1039, Montrose, PA 18801), commencement, operation and restoration of a quarry operation in Liberty Township, **Susquehanna County** affecting 5.0 acres, receiving stream: Snake Creek. Application received: June 2, 2017. Permit issued: October 5, 2017.

**PAM117024. Natstone, LLC d/b/a Rock Ridge Stone,** (631 State Route 1039, Montrose, PA 18801), General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 58172509 in Liberty Township, **Susquehanna County**, receiving stream: Snake Creek. Application received: June 2, 2017. Permit issued: October 5, 2017.

**Permit No. 8074SM3C and NPDES Permit No. PA0118443. Harleysville Materials, LLC,** (P.O. Box 587, Berlin, NJ 08009), renewal of NPDES permit for discharge of treated mine drainage in Lower Salford Township, **Montgomery County**, receiving stream: East Branch of the Perkiomen Creek. Application received: May 21, 2014. Renewal issued: October 6, 2017.

**Permit No. 6276SM4C9 and NPDES Permit No. PA0613142. New Enterprise Stone & Lime Co., Inc. d/b/a Martin Limestone, Inc.,** (P.O. Box 550, Blue Ball, PA 17506), renewal of NPDES permit for discharge of treated mine drainage in Honey Brook & Caernarvon Townships, **Chester & Lancaster Counties**, receiving stream: unnamed tributary to West Branch of Brandywine Creek. Application received: February 1, 2016. Renewal issued: October 6, 2017.

**Permit No. 09870301C17 and NPDES Permit No. PA0593796. Warner Company,** (1000 New Ford Mill Road, Morrisville, PA 19067), renewal of NPDES permit for discharge of treated mine drainage in Falls Township, **Bucks County**, receiving stream: unnamed tributary to Delaware River. Application received: February 21, 2013. Renewal issued: October 6, 2017.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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**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.**

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#### *Blasting Permits Issued*

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

**Permit No. 48174108. Maine Drilling & Blasting, Inc.,** (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Chrin Commerce Building in Palmer Township, **Northampton County** with an expiration date of September 27, 2018. Permit issued: October 2, 2017.

**Permit No. 58174119. DW Drilling & Blasting,** (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804) construction blasting for Myers R Pad-1 & Tank Pad in Lathrop Township, **Susquehanna County** with an expiration date of September 21, 2018. Permit issued: October 2, 2017.

**Permit No. 64174107. Hayduk Enterprises, Inc.,** (257 Riverside Drive, Factoryville, PA 18419), construction blasting for PPL Blooming Grove Line in Blooming Grove, Palmyra and Paupack Townships, **Pike and Wayne Counties** with an expiration date of December 31, 2018. Permit issued: October 2, 2017.

**Permit No. 40174114. Maine Drilling & Blasting, Inc.,** (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Pittston Warehouse in Pittston City, **Luzerne County** with an expiration date of September 19, 2018. Permit issued: October 3, 2017.

**Permit No. 06174119. Keystone Blasting Service,** (15 Hopeland Road, Lititz, PA 17543), construction blasting for Jack Wise chicken house in Marion Township,



**Berks County** with an expiration date of December 30, 2017. Permit issued: October 4, 2017.

**Permit No. 46174119. Rock Work, Inc.,** (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Brynwood in Lower Providence Township, **Montgomery County** with an expiration date of October 31, 2018. Permit issued: October 4, 2017.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

#### Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E46-1128. Pennsylvania Turnpike Commission,** 700 S. Eisenhower Boulevard, Middletown, PA 17057, Lower

Salford, Salford, and Franconia Townships, **Montgomery County**, ACOE Philadelphia District.

To perform the below-listed water obstruction and encroachment activities associated with the A31 to A38 Reconstruction and Widening Project of the Northeast Extension of the Pennsylvania Turnpike (I-476). Work will commence at Milepost A31.3 (just south of Fretz Road) and terminate at Milepost A38.1 (just north of Clump Road). The project will traverse Lower Salford, Salford, and Franconia Townships in Montgomery County. The project includes compensatory mitigation for 1.2 acre of permanent wetland impact and approximately 2,600 linear feet of permanent channel loss to perennial and intermittent waterways.

1. To grade the channel bank of an unnamed tributary to Skippack Creek (TSF) (Waterway S2) to facilitate the outlet of a stormwater management conveyance resulting in permanent impacts of 13 linear feet (252 square feet) and temporary impacts of 42 linear feet (1,028 square feet). This work also includes the permanent placement of approximately 168 square feet of rock apron.

2. To grade the channel bank of an unnamed tributary to Skippack Creek (TSF) (Waterway S3) to facilitate the outlet of a stormwater management conveyance resulting in permanent impacts of 56 linear feet (747 square feet) and temporary impacts of 51 linear feet (540 square feet). This work also includes the permanent placement of approximately 70 square feet of rock apron.

3. To extend an existing 111.5-foot long 6-foot wide by 4-foot high RC Box stream enclosure by 76 feet for a final length of 187.5 feet. Also, to place scour protection, and grade banks to facilitate stormwater conveyances within an intermittent unnamed tributary to Skippack Creek (TSF) (Waterway S4) resulting in permanent impacts of 174 linear feet (1,271 square feet) and temporary impacts of 430 linear feet (2,674 square feet). This work also includes the permanent placement of approximately 70 square feet of rock apron.

4. To replace an existing 123-foot long, 42-inch RCCP stream enclosure with a 166-foot long, 34-inch high by 53-inch wide RCCP stream enclosure. Also, to place scour protection, and grade banks to facilitate stormwater conveyance in an unnamed tributary to Skippack Creek (TSF) (Waterway S5) resulting in permanent impacts of 275 linear feet (1,529 square feet) and temporary impacts of 363 linear feet (1,444 square feet). This work also includes the permanent placement of approximately 70 square feet of rock apron.

5. To place fill in wetland (W20) which drains to unnamed tributary to Skippack Creek (TSF) (Waterway S5) resulting in a permanent impact of 82 square feet (0.002 acre) of the emergent wetland (W20).

6. To relocate an unnamed tributary to Skippack Creek (TSF) (Waterway S35) resulting in permanent impacts of 26 linear feet (61 square feet) and no temporary impacts.

7. To replace an existing 161-foot long, 42-inch RCCP stream enclosure with a 188.5-foot long, 34-inch high by 53-inch wide RCCP stream enclosure. Also, to place scour protection, and grade banks to facilitate stormwater conveyance in an unnamed tributary to Skippack Creek (TSF) (Waterway S6) resulting in permanent impacts of 324 linear feet (2,083 square feet) and temporary impacts of 269 linear feet (2,129 square feet). This work also includes the permanent placement of approximately 70 square feet of rock apron.

8. To extend an existing 105.5-foot long, 42-inch RCCP stream enclosure by 56.5 feet for a final length of 162

feet. Also, to place scour protection, and grade banks to facilitate stormwater conveyance in an unnamed tributary to Skippack Creek (TSF) (Waterway S7) resulting in permanent impacts of 124 linear feet (596 square feet) and temporary impacts of 231 linear feet (1,130 square feet). This work also includes the permanent placement of three rock aprons which total approximately 299 square feet.

9. To place fill and to extend an existing 105.5-foot long, 42-inch RCCP by 23.5 feet for a final length of 129 feet within wetland (W5) which drains an unnamed tributary to Skippack Creek (TSF) (Waterway S7) resulting in permanent impacts of 1,283 square feet (0.03 acre) and temporary impacts of 1,321 square feet (0.03 acre) of the emergent wetland (W5).

10. To extend an existing 129.5-foot long, 36-inch RCCP stream enclosure by 122.5 feet for a final length of 252 feet. Also, to place scour protection, and grade banks to facilitate stormwater conveyance in an unnamed tributary to Skippack Creek (TSF) (Waterway S8) resulting in permanent impacts of 123 linear feet (667 square feet) and temporary impacts of 319 linear feet (1,602 square feet). This work also includes the permanent placement of approximately 120 square feet of rock apron.

11. To extend an existing 134.5-foot long, 48-inch RCCP stream enclosure by 45.5 feet for a final length of 180 feet. Also, to place scour protection, and grade banks to facilitate stormwater conveyance in an unnamed tributary to Skippack Creek (TSF) (Waterway S10) resulting in permanent impacts of 94 linear feet (797 square feet) and temporary impacts of 234 linear feet (1,170 square feet). This work also includes the permanent placement of two rock aprons which total approximately 152 square feet.

12. To place fill and to extend an existing 142-foot long, 42-inch RCCP stream enclosure by 37 feet for a final length of 179 linear feet in an unnamed tributary to Skippack Creek (TSF) (Waterway S11) resulting in permanent impacts of 172 linear feet (1,112 square feet) and temporary impacts of 227 linear feet (1,135 square feet).

13. To place fill and to encroach upon a wetland (W6) associated with a permanent stormwater management basin which drains to an unnamed tributary to Skippack Creek (TSF) (Waterway S11). This activity will result in a permanent impact of 0.04 acre (1,655 square feet) shrub/scrub and emergent wetland (W6).

14. To place fill and to extend an existing 142-foot long, 42-inch RCCP stream enclosure by 38.5 feet and a 134.5-foot long 48-inch RCCP stream enclosure by 37.5 associated with the northbound lane widening in wetland (E2) for a final length of 180.5 linear feet and 172 linear feet, respectively. Also, to grade a new relocated channel to establish (42-inch and a 48-inch, respectively) within wetland (E2) and to excavate and relocate an unnamed tributary to Skippack Creek (TSF) (Waterway S12). This activity will result in permanent impacts of 0.15 acre (6,609 square feet) of the PEM wetland.

15. To extend an existing 123-foot long, 8-foot wide by 6-foot high RC box stream enclosure by 60.5 feet for a final length of 183.5 feet and to extend an existing 97-foot long, 8-foot long by 5-foot high RC box culvert by 71 feet for a stream enclosure length of 168 feet. Also, to relocate an unnamed tributary to Skippack Creek (Waterway S12) to facilitate roadway widening and stormwater management facilities. This activity will result in permanent stream impacts of 1,779 linear feet (17,841 square feet) and temporary impacts of 447 linear feet (4,888 square feet).

16. To place fill within wetland (W7) and relocate 107 linear feet of Waterway S12 which drains to an unnamed tributary to Skippack Creek (TSF) (Waterway S12). This activity will result in permanent impact of 10,148 square feet (0.23 acre) to PEM wetlands (W7).

17. To relocate a segment of waterway (S12), an unnamed tributary to Skippack Creek (TSF) (Waterway S16), resulting in permanent impacts of 18 linear feet (161 square feet) with no temporary impacts.

18. To place fill within an unnamed tributary to Skippack Creek (TSF) (Waterway S39) to facilitate a permanent stormwater basin resulting in permanent impacts of 28 linear feet (156 square feet) and temporary impacts of 62 linear feet (293 square feet).

19. To relocate an unnamed tributary to Skippack Creek (Waterway S13) for roadway widening resulting in permanent impacts of 412 linear feet (4,593 Square feet) with no temporary impacts.

20. To extend an existing 190-foot long, 12-foot wide reinforced concrete arch stream enclosure by 39 feet for a final length of 229 feet. Also, to place scour protection within an unnamed tributary to Indian Creek (TSF) (Waterway S14) resulting in permanent impacts of 88 linear feet (1,154 square feet) and temporary impacts of 389 linear feet (5,317 square feet). This work also includes the permanent placement of approximately 144 square feet of rock apron.

21. To place scour protection and grade banks within the main branch of Indian Creek (TSF) (Waterway S17) resulting in permanent impacts of 124 linear feet (2,001 square feet) and temporary impacts of 318 linear feet (7,500 square feet).

22. To replace an existing 148-foot long, 36-inch RCCP stream enclosure with a 176-foot long, 29-inch high by 45-inch wide RCCP stream enclosure. Also, to place scour protection, and to grade the stream bank within an unnamed tributary to Indian Creek (TSF) (Waterway S18) resulting in permanent impacts of 194 linear feet (760 square feet) and temporary impacts of 102 linear feet (719 square feet). This work also includes permanent placement of 146 square feet of rock apron.

23. To extend an existing 145-foot long, 42-inch RCCP stream enclosure by 7 feet for a final length of 152 feet. Also, to grade the stream bank within an unnamed tributary to Indian Creek (TSF) (Waterway S19) resulting in permanent impacts of 85 linear feet (868 square feet) and temporary impacts of 365 linear feet (2,255 square feet). This work also includes the permanent placement of 81 square feet of rock apron.

24. To perform grading activities within an unnamed tributary to Indian Creek (TSF) (Waterway S22) resulting in temporary impacts of 26 linear feet (73 square feet).

25. To place fill within wetland (W11) resulting in permanent impact of 0.03 acre (1,352 square feet) and temporary impacts of 0.01 acre (599 square feet) of PEM wetland (W11).

26. To replace and relocate an existing 119-foot long, 36-inch RCCP stream enclosure with a 166-foot long, 29-inch high by 45-inch wide RCCP stream enclosure along an unnamed tributary to the East Branch of Perkiomen Creek (TSF) (Waterway S20) resulting in permanent impacts of 507 linear feet (2,441 square feet) with no temporary impacts.

27. To extend an existing 120-foot long, 48-inch RCCP stream enclosure by 55 feet for a final length of 175.5 feet



and to grade 25 linear feet of stream bank within an unnamed tributary to Indian Creek (TSF) (Waterway S21) resulting in permanent impacts of 116 linear feet (1,241 square feet) and temporary impacts of 230 linear feet (1,210 square feet). This work also includes the placement of 108 square feet of rock apron.

28. To construct a wetland mitigation site in the vicinity of wetland (W12) resulting in permanent impacts of 0.24 acre (10,621 square feet) of PEM wetland.

29. To place fill within wetland (W13) resulting in permanent impact of 0.009 acre (404 square feet) and temporary impacts of 0.015 acre (666 square feet) of PFO wetland.

30. To construct a wetland mitigation site in the vicinity of wetland (W18) resulting in permanent impact of 0.13 acre (5,529 square feet) of the PFO and PEM wetlands.

31. To place fill within wetland (E6) resulting in permanent impacts of 0.10 acre (4,533 square feet) of the PFO and PEM wetland.

32. To remove an existing 338-foot long by 81-foot wide, 3-span bridge and replace with a 420-foot long by 161-foot wide, 3-span composite concrete bridge over the East Branch of Perkiomen Creek (Waterway S24) resulting in permanent impacts of 29 linear feet (356 square feet). The project will also result in temporary impacts of 312 linear feet (26,279 square feet)—mostly from the construction of a temporary causeway. This work also includes the placement of two rock aprons totaling 162 square feet.

33. To place fill and relocate an unnamed tributary to East Branch of Perkiomen Creek (TSF) (Waterway S25) resulting in permanent impacts of 839 linear feet (4,675 square feet) with no temporary impacts.

34. To place fill within an unnamed tributary to East Branch of Perkiomen Creek (TSF) (Waterway S36) to facilitate a permanent stormwater management facility resulting in permanent impacts of 1,812 linear feet (7,168 square feet) with no temporary impacts.

35. To place fill for within wetland (E7) resulting in permanent impacts of 0.03 acre (1,307 square feet) of the PEM wetland.

36. To grade in wetland (E8) to facilitate a drainage swale resulting in permanent impact of 0.08 acre (3,361 square feet) of the PEM and PFO wetland.

37. To place fill within wetland (W14) resulting in permanent impacts of 0.09 acre (4,008 square feet) and temporary impacts of 0.20 acre (8,637 square feet) of the PEM wetland (W14).

38. To replace an existing 140.5-foot long, 48-inch RCCP stream enclosure with a 157.5-foot long, 36-inch high by 60-inch wide RCCP pipe culvert. Also, to grade the stream bank of an unnamed tributary to the East Branch of Perkiomen Creek (TSF) (Waterway S26) resulting in permanent impacts of 203 linear feet (927 square feet) and temporary impacts of 184 linear feet (1,104 square feet).

39. To replace an existing 132-foot long, 5-foot wide by 4-foot high RC box stream enclosure with a 228-foot long, 6-foot wide by 5-foot high RC box stream enclosure. Also, to place scour protection, within an unnamed tributary to East Branch of Perkiomen Creek (Waterway S27) resulting in permanent impacts of 218 linear feet (2,349 square feet) and temporary impacts of 277 linear feet (2,770

square feet). This work also includes the placement of two permanent stormwater rock aprons totaling 288 square feet.

40. To grade the stream bank of an unnamed tributary to East Branch of Perkiomen Creek (TSF) (Waterway S42) to facilitate the outlet for stormwater management conveyance resulting in permanent impacts of 33 linear feet (374 square feet) and temporary impacts of 32 linear feet (274 square feet).

41. To place fill within wetland (E14) resulting in permanent impacts of 0.004 acre (162 square feet) of PEM wetland.

42. To place fill and relocate an unnamed tributary to Ridge Valley Creek (HQ-TSF) (STR S38) resulting in permanent impacts of 467 linear feet (1,196 square feet) with no temporary impacts.

43. To grade the stream bank of an unnamed tributary to Ridge Valley Creek (HQ-TSF) (Waterway S29) to outlet the relocated Waterway S38 resulting in permanent impacts of 23 linear feet (406 square feet) with no temporary impacts.

44. To place fill and relocate an unnamed tributary to Ridge Valley Creek (HQ-TSF) (STR S33) to facilitate the construction of an emergency access road resulting in permanent impacts of 390 linear feet (3,154 square feet) with no temporary impacts.

45. To grade within wetland (E14) to facilitate the relocated channel of unnamed tributary to Ridge Valley Creek (HQ-TSF) (STR S33) resulting in permanent impacts of 0.009 acre (404 square feet) of PEM wetland (E15).

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

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

**E63-699. Peters Township**, 610 East McMurray Road, McMurray, PA 15317-3496. Peters Township, **Washington County**, Army Corps of Engineers Pittsburgh District.

To modify and maintain an existing stream enclosure consisting of an approximately 136-foot long, 8.5-foot by 7.5-foot concrete arch culvert conveying a tributary to Brush Run (WWF) beneath the Arrowhead (Montour) Trail (formerly B&O Railroad). Modifications include slip lining the existing arch with a 150-foot long, 7-foot diameter steel reinforced HDPE pipe and constructing a new headwall and endwall along with backfill to repair failing slopes. The project is located near the intersection of Qualil Run Road and Sugar Camp Road (S.R. 1004) (Bridgeville, PA Quadrangle Latitude: 40°17'3"; Longitude: -80°3'38") in Peters Township, Washington County.

**E45-605. Verizon Pennsylvania LLC**, 40 South Mercer Street, New Castle, PA 16101. Smithfield Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an aerial communications cable attached to existing poles crossing Brodhead Creek (TSF, MF) and approximately 10 feet of adjacent wetlands (EV). The project is located at the end of Paper Mill Road (Stroudsburg, East Stroudsburg, PA Quadrangles Latitude: 41° 0' 0.66"; Longitude: -75° 8' 51.27") in Smithfield Township, Monroe County.

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

**E22-638: Dauphin County Commissioners**, 2 South Second Street, 4th Floor, Harrisburg, PA 17101 in Susquehanna Township and Harrisburg City, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

Capital Area Greenbelt—Fort Hunter Connector. Installation and improvement of a 1.8-mile shared use path in the floodplain of the Susquehanna River (WWF, MF) along Front Street and Linglestown Road in Harrisburg, PA (Latitude: 40°19'45.9", Longitude: -76°54'31.8") for the purpose of a recreational trail. No wetlands will be impacted by this project.

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

**E19-318. Columbia County Redevelopment Authority**, 700 Sawmill Road, Suite 101, Bloomsburg, PA 17815. Sugarloaf Township Ambulance Building, in Sugarloaf Township, **Columbia County**, ACOE Baltimore District (Elk Grove, PA Quadrangle; Latitude: 41°17'52.14"; Latitude 76°22'3.95").

To construct, operate and maintain 255 linear feet of R-8 riprap placed at a thickness of 63 inches over the entire length of the washout. The riprap will be placed on a 10-inch thick layer of AASHTO No. 1 filter stone, for a total thickness of 73 inches. Some excavation will be required to place the riprap at the required thickness and to create a more uniform streambank. During construction, an in-stream cofferdam will be placed to divert stream flows around the work area until it is stabilized with riprap. Stabilization is designed to accommodate the 100-year flood event. This project is located off of Central Road directly behind the Sugarloaf Township Ambulance Building This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-317. Columbia County Redevelopment Authority**, 700 Sawmill Road, Suite 101, Bloomsburg, PA 17815. Hollow Road, in Montour Township, **Columbia County**, ACOE Baltimore District (Catawissa, PA Quadrangle; Latitude: 40°58'2.7"; Latitude 76°28'32.3").

To remove the existing twin 24-inch culvert pipes and to construct, operate and maintain a new 60-inch reinforced concrete culvert crossing with an outlet apron constructed from R-6 Riprap for a distance of 22 feet beyond the outlet of the culvert pipe. This permit also authorizes the construction, operation and maintenance of 105 linear feet of R-6 riprap streambank protection placed along the left bank of an Unnamed Tributary to the Susquehanna River (CWF). Some excavation will be required to place the riprap at the required thickness and to create a more uniform streambank. During construction, an in-stream cofferdam will be placed to divert stream flows around the work areas until it is stabilized with either culvert installation or installation of riprap. Stabilization is designed to accommodate the 100-year flood event. This project is located 0.2 mile on Hollow Road from the intersection with SR 0042. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification

**E19-316. Columbia County Redevelopment Authority**, 700 Sawmill Road, Suite 101, Bloomsburg, PA 17815. Orangeville Sewage Treatment Plant, in Orange-

ville Borough, **Columbia County**, ACOE Baltimore District (Bloomsburg, PA Quadrangle N: 41°4'49"; W: -76°25'5").

To construct, operate and maintain 110 linear feet of R-7 riprap placed at a thickness of 45 inches over the entire length of the washout. The riprap will be placed on a 10-inch thick layer of AASHTO No. 1 filter stone, for a total thickness of 55 inches. Some excavation will be required to place the riprap at the required thickness and to create a more uniform streambank. During construction, an in-stream cofferdam will be placed to divert stream flows around the work area until it is stabilized with riprap. Stabilization is designed to accommodate the 100-year flood event. This project is located directly behind the Orangeville Sewage Treatment Plant located on Pine Street in Orangeville Borough. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E19-315. Columbia County Redevelopment Authority**, 700 Sawmill Road, Suite 101, Bloomsburg, PA 17815. Sugarloaf Township Municipal Building Stabilization, in Sugarloaf Township, **Columbia County**, ACOE Baltimore District (Elk Grove, PA Quadrangle N: 41°16'26.33 inches; W: -76°22'45.53 inches).

To construct, operate and maintain 350 linear feet of R-8 riprap placed at a thickness of 63 inches over the entire length of the washout. The riprap will be placed on a 10-inch thick layer of AASHTO No. 1 filter stone, for a total thickness of 73 inches. Some excavation will be required to place the riprap at the required thickness and to create a more uniform streambank. During construction, an in-stream cofferdam will be placed to divert stream flows around the work area until it is stabilized with riprap. Stabilization is designed to accommodate the 100-year flood event. This project is located along Schoolhouse Drive behind the Sugarloaf Township Building. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification.

**E18-501: Renovo Energy Center LLC**, 12011 Sunset Hills Road, Suite 110, Reston, VA 20190, Noyes, Chapman, and Leidy Townships; Renovo Borough, **Clinton County**, ACOE Baltimore District.

To construct and maintain:

1. a 16-inch diameter natural gas gathering line utilizing a Horizontal Directional Drill (HDD) crossing of Shintown Run (HQ-CWF, MF) impacting 30 square feet (Renovo West, PA Quadrangle 41.325708N, 77.814961W);
2. a temporary road crossing (Bucky Road) using an existing 20-foot long, 15-inch diameter HDPE pipe or a temporary bridge/log mat crossing an unnamed tributary to Swamp Draft (S6, HQ-CWF, MF) impacting 165 square feet (Renovo West, PA Quadrangle 41.333744N, 77.804875W);
3. a 16-inch diameter natural gas gathering line utilizing an HDD crossing of Drury Run (CWF, MF) impacting 44 square feet (Renovo West, PA Quadrangle 41.335903N, 77.783572W);
4. a 16-inch diameter natural gas gathering line utilizing an HDD crossing of Brewery Run (HQ-CWF, MF) impacting 56 square feet (Renovo West, PA Quadrangle 41.340125N, 77.770583W);
5. a 16-inch diameter natural gas gathering line utilizing an HDD crossing of an unnamed tributary to Brewery Run (S8, HQ-CWF, MF) impacting 18 square feet (Renovo West, PA Quadrangle 41.341636N, 77.765922W);



6. a temporary road crossing using a temporary bridge/log mat, and an open cut installation of a 16-inch diameter natural gas gathering line crossing an unnamed tributary to Brewery Run (S8-1, HQ-CWF, MF) impacting 266 square feet (Renovo West, PA Quadrangle 41.341631N, 77.764711W);

7. a temporary road crossing using a temporary bridge/log mat to be utilized for temporary laydown area, crossing an unnamed tributary to Brewery Run (IS-6, HQ-CWF, MF) impacting 152 square feet (Renovo West, PA Quadrangle 41.342356N, 77.762356W);

8. a permanent transmission line crossing an unnamed tributary to Brewery Run (IS-6, HQCWF, MF) having an aerial impact of 9,818 square feet (Renovo West, PA Quadrangle 41.342457N, 77.762577W);

9. a permanent transmission line crossing an unnamed tributary to Brewery Run (IS-6, HQCWF, MF) having an aerial impact of 10,289 square feet (Renovo West, PA Quadrangle 41.342764N, 77.763159W);

10. a temporary road crossing using a temporary bridge/log mat, and a 16-inch diameter natural gas gathering line crossing an unnamed tributary to the West Branch Susquehanna River (IS-9, WWF, MF) impacting 279 square feet (Renovo West, PA Quadrangle 41.333464N, 77.759264W);

11. a temporary road crossing using a 20-foot long, 18-inch diameter corrugated metal pipe as part of a temporary rock construction entrance, and a 16-inch diameter natural gas gathering line crossing an unnamed tributary to the West Branch Susquehanna River (IS-10, WWF, MF) impacting 125 square feet (Renovo West, PA Quadrangle 41.329836N, -77.755272W);

12. a temporary wood mat bridge to be utilized for temporary laydown area, crossing an exceptional value palustrine emergent wetland (PEM3, EV-PEM) impacting 2,768 square feet (Renovo West, PA Quadrangle 41.342181N, -77.763525W);

13. a permanent overhead transmission line crossing an exceptional value palustrine emergent wetland (PEM3, EV-PEM) impacting 2,102 square feet (Renovo West, PA Quadrangle 41.342316N, 77.763544W);

14. a temporary wood mat bridge to be utilized for temporary laydown area, crossing an exceptional value palustrine emergent wetland (PEM2, EV-PEM) impacting 1,484 square feet (Renovo West PA Quadrangle 41.342608N, 77.761461W);

15. two permanent overhead transmission lines crossing an exceptional value palustrine emergent wetland (PEM2, EV-PEM) impacting 7,830 square feet (Renovo West PA Quadrangle 41.342764N, 77.761844W);

16. an access road crossing, using a 75-foot long, 15-inch diameter culvert, of an unnamed tributary to Brewery Run (IS-10B, HQ-CWF, MF) temporarily impacting 154 square feet and permanently impacting 139 square feet (Renovo West, PA Quadrangle 41.342704N, 77.763535W);

17. grading a stormwater basin and clearing vegetation in the floodplain of an unnamed tributary to Brewery Run (IS-10B, HQ-CWF, MF) temporarily impacting 12,225 square feet and permanently impacting 13,263 square feet of the stream's floodplain (Renovo West, PA Quadrangle 41.343623N, 77.763528W);

18. an access road crossing, using a 65-foot long, 24-inch diameter culvert, of an unnamed tributary to Brewery Run (IS-6, HQ-CWF, MF) temporarily impacting

51 square feet and permanently impacting 193 square feet below the waterline and impacting 4,688 square feet of the floodplain (Renovo West, PA Quadrangle 41.342843N, 77.763456W);

19. a permanent electrical substation and corresponding berm excavating 200 linear feet (700 square feet), filling 25 linear feet (31 square feet), and impacting 31,583 square feet of the floodplain of an unnamed tributary to Brewery Run (IS-8, HQ-CWF, MF) and constructing a new step pool channel to re-route its flow into IS-6 (Renovo West, PA Quadrangle 41.343124N, 77.762270W);

20. a permanent overhead transmission line crossing the floodplain of an unnamed tributary to the West Branch Susquehanna River (S-11, WWF, MF) permanently impacting 2,053 square feet of the floodplain (Renovo West, PA Quadrangle 41.337452N, 77.761402W);

21. a permanent overhead transmission line and temporary access road crossing the floodplain of an unnamed tributary to the West Branch Susquehanna River (IS-9, WWF, MF) permanently impacting 22,880 square feet and temporarily impacting 3,093 square feet of the stream's floodplain (Renovo West, PA Quadrangle 41.333523N, 77.759276W);

22. a permanent overhead transmission line crossing the floodplain of two unnamed tributaries to the West Branch Susquehanna River (IS-4 and IS-10, WWF, MF) permanently impacting 20,452 square feet of their floodplains (Renovo West, PA Quadrangle 41.329983N, 77.755260W);

23. filling in 225 linear feet (2,340 square feet) of an unnamed tributary to the West Branch Susquehanna River (IS-9A, WWF, MF) and re-routing flow to a 425-foot section of 48-inch diameter HDPE culvert that drains to the linear foot long open trapezoid channel, which is part of Encroachment # 26 (Renovo West, PA Quadrangle 41.329521N, 77.755568W);

24. a permanent replacement of a collapsed 36-inch RCP culvert with a 550-foot foot long, 36-inch diameter HDPE culvert on an unnamed tributary to the West Branch Susquehanna River (IS-9B, WWF, MF) impacting 6,625 square feet below the waterline and 66,476 square feet of its floodplain (Renovo West, PA Quadrangle 41.329091N, 77.747467W);

25. a permanent conversion of culvert flow to 222-foot-long open channel flow of an unnamed tributary to the West Branch Susquehanna River (Culvert downstream of IS-10, WWF, MF) impacting up to 973 square feet (Renovo West, PA Quadrangle 41.328230N, 77.758921W);

26. abandonment of approximately 1,115 linear feet of culvert in poor condition of an unnamed tributary to the West Branch Susquehanna River (Culvert downstream of IS-9A, WWF, MF) and re-routing flow through a proposed 48-inch culvert and 910 linear foot long open trapezoid channel (also called the East channel), impacting 4,462 square feet below the waterline and 25,163 square feet of the floodplain (Renovo West, PA Quadrangle 41.329316N, 77.753087W);

27. a culvert replacement of approximately 725 linear feet of 30-inch diameter clay pipe in poor condition with 725 linear feet of 36-inch diameter HDPE culvert of an unnamed tributary to the West Branch Susquehanna River (Culvert upstream of IS-9B, WWF, MF) temporarily impacting 2,029 square feet (Renovo West, PA Quadrangle 41.329178N, 77.750173W);

28. a culvert replacement of approximately 175 linear feet of existing 36-inch diameter RCP with 175 linear feet of 36-inch diameter HDPE culvert of an unnamed tributary to the West Branch Susquehanna River (Culvert downstream of IS-9B, WWF, MF) temporarily impacting 700 square feet (Renovo West, PA 41.329069N, 77.746164W);

29. a culvert replacement of approximately 3,475 linear feet of concrete box and brick culvert in poor condition with 3,475 linear feet of 36-inch diameter HDPE culvert of an unnamed tributary to the West Branch Susquehanna River (Culvert downstream of IS-10, WWF, MF) temporarily impacting 3,153 square feet (Renovo West, PA Quadrangle 41.327621N, 77.759147W);

30. a permanent intake and discharge structure, including associated piping in the West Branch Susquehanna River (WWF, MF) impacting 10,782 square feet below the waterline and 9,884 square feet of its floodplain (Renovo West, PA Quadrangle 41.324185N, 77.755356W);

31. 500 cubic yards of clean fill to create an access road on top of an edge-of-water gravel-bar in the left 100-year floodway and above the normal water level of the West Branch Susquehanna River (WWF, MF) impacting 2,221 square feet of palustrine forested wetland and 1,760 square feet of palustrine scrub shrub wetland to provide access to the intake/outfall area (Renovo West, PA Quadrangle 41.324336N, 77.754734W); located in Noyes, Chapman, and Leidy Townships; Renovo Borough, Clinton County, ACOE Baltimore District.

The project will result in 17,070 square feet (0.39 acre) of temporary stream impacts, 16,393 square feet (0.38 acre) of permanent stream impacts, 4,252 square feet (0.10 acre) of temporary wetland impacts, and 4,016 square feet (0.09 acre) of permanent conversion wetland impacts all for the purpose of installing natural gas gathering lines, associated access roadways, meter and pressure reducing valve pads, aerial transmission lines, switchyards, intake/discharge line, and power plant facility. Perennial streams (with Aquatic Life Use Designation) found within the study area include: Dry Run (High-Quality Cold Water Fishery), Shintown Run (High-Quality Cold Water Fishery), Drury Run (Cold Water Fishery), Brewery Run (High-Quality Cold Water Fishery), Twomile Run (Trout Stock Fishery), and West Branch Susquehanna River (Warm Water Fishery). This permit also includes 401 Water Quality Certification.

**E18-496. Doug Nicholas, Nicholas Meats LLC, 508 East Valley Road, PO Box 95, Loganton, PA 17747. Nicholas Meats LLC Stream Impacts, in Green Township, Clinton County, ACOE Baltimore District (Loganton, PA Quadrangle N: 41°02'10.7"; W: 77°17' 12.4').**

To construct and maintain: 1) an intermittent stream in a 468-foot-long 36-inch diameter RCP 100-year storm event safe enclosure with the associated catch basin drop structures, 12-inch diameter perforated HDPE underdrains, riprap outfall and the clean-fill cover to fill-in an area west of the Nicholas Meat Plant to create more relatively-flat work area, 2) a relocated 271-foot-long 3-foot deep meandering stream channel immediately downstream of the stream enclosure outlet and having a new end-of-stream-channel of the intermittent channel 45 feet to the west and 60 feet to the north of the existing end-of-stream-channel that outlets to the same high-infiltration karst-topography dense grass field (does not have a visible confluence with Fishing Creek), 3) a stormwater basin outfall located at the downstream end

of the relocated channel, 4) a stormwater basin outfall on the right stream bank of Fishing Creek near the south-eastern property corner, 5) 3.13 acres of forested riparian buffer offset (720 new trees) next to/near by the intermittent stream and Fishing Creek to provide mitigation for the stream enclosure and stream relocation. This permit also includes 401 Water Quality Certification.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, Waterways and Wetlands Program Manager, 412-442-4000.*

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

Has been given consent 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).

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

Has been given consent 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 225' × 4' CMP culvert, headwall/endwalls, and riprap apron in a UNT to McPherson Creek (aka UNT 1 to McPherson Creek) (WWF) which will impact a total of 277 LF of stream channel;

3. Construct and maintain a 45.3 LF extension of an existing 6' diameter culvert in a UNT to McPherson Creek (aka UNT 1 to Chartiers Creek) (WWF);

4. Relocate and maintain 98 LF of a UNT to Chartiers Creek (aka UNT2 to Chartiers Creek) (WWF);

5. Relocate and maintain 13 LF of a UNT to Chartiers Creek (aka UNT1 to Chartiers Creek) (WWF);

6. Replace and maintain an existing 71.5' × 2.5' culvert with a 110' × 4.0' culvert and riprap apron in a UNT to McPherson Creek (aka UNT5 to McPherson Creek) (WWF);

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

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

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

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

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



12. 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 1,393 linear feet (LF) of various watercourses, 0.11 acre of wetland, and temporarily impact a total of approximately 902 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").

**E63-695; Plenary Walsh Keystone Partners;** Park West Two, Third Floor, 2000 Cliff Mine Road, Pittsburgh, PA 15275; Amwell Township; **Washington County;** Pittsburgh ACOE District.

Has been given consent to:

1. Remove an existing steel I-beam bridge (Span 20.8 feet, Length 27.71 feet, Under-clearance 3.74 feet) over Horne Run (TSF); and
2. Construct and maintain a replacement concrete box culvert (Span 22 feet, Length 41.1 feet, Under-clearance 4.0 feet) over Horne Run (TSF).

The project also proposes to relocate one small tributary (UNT to Horne Run). This relocation is directly related to incidental activities immediately adjacent to the upstream waterway opening of bridges that are necessary to support the structure. Because of this the UNT to Horne Run, which is located immediately adjacent to the upstream opening, is being realigned. As mitigation for the permanent impacts, the stream channel will be reconstructed on site. The proposed length of the relocated channel is 130 linear feet. For the purposes of replacing the existing S.R. 2007 Segment 0020 (Banetown Rd) bridge, a structurally deficient bridge over Horne Run (TSF) on the existing alignment. The project will cumulatively result in 181 linear feet of permanent stream impacts to Horne Run and UNT to Horne Run. The project is located at the end of Banetown Road in Amwell Township (Amity, PA USGS topographic quadrangle; Latitude: 40° 2' 21.699", Longitude: -80° 13' 20.6688"; Sub-basin: 19B; Pittsburgh Corps District) in Amwell Township, Washington County.

## EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

ESCGP-2 # ESG17-083-0001—E07-R  
Applicant Seneca Resources Corporation  
Contact Doulgas Kepler  
Address 5800 Corporate Drive, Suite 300  
City Pittsburgh State PA Zip Code 15237  
County McKean Township(s) Sergeant  
Receiving Stream(s) and Classification(s) Gum Boot Run & Buck Run CWF

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

ESCGP-2 # ESX12-117-0019(02)  
Applicant Name SWEPI LP  
Contact Person Jason Shoemaker  
Address 150 N Dairy Ashford, E1296E  
City, State, Zip Houston, TX 77079  
County Tioga  
Township(s) Shippen  
Receiving Stream(s) and Classification(s) Darling Run (HQ-CWF)

ESCGP-2 # ESG29-081-15-0035(01)  
Applicant Name Seneca Resources Corp  
Contact Person Doug Kepler  
Address 51 Zents Blvd  
City, State, Zip Brookville, PA 15825  
County Lycoming  
Township(s) Gamble  
Receiving Stream(s) and Classification(s) Mill Ck (EV)  
Secondary—Loyalsock Ck (EV)

ESCGP-2 # ESG29-035-17-0004  
Applicant Name ARD Operating LLC  
Contact Person Stephen Barondeau  
Address 33 W Third St, Suite 200  
City, State, Zip Williamsport, PA 17701

County Clinton  
 Township(s) Grugan  
 Receiving Stream(s) and Classification(s) UNT to Right  
 Branch Hyner Run (EV); Right Branch Hyner Run  
 (EV);  
 Secondary—Right Branch Hyner Run (EV); Hyner Run  
 (EV)

ESCGP-2 # ESX29-105-17-0020  
 Applicant Name JKLM Energy LLC  
 Contact Person Scott Blauvelt  
 Address 2200 Georgetown Dr, Suite 500  
 City, State, Zip Sewickley, PA 15143  
 County Potter  
 Township(s) Eulalia  
 Receiving Stream(s) and Classification(s) UNTs to Reese  
 Hollow (CWF); Reese Hollow (CWF)  
 Secondary—Reese Hollow (CWF); Allegheny River  
 (CWF)

ESCGP-2 # ESX29-105-17-0019  
 Applicant Name JKLM Energy LLC  
 Contact Person Scott Blauvelt  
 Address 2200 Georgetown Dr, Suite 500  
 City, State, Zip Sewickley, PA 15143  
 County Potter  
 Township(s) Eulalia  
 Receiving Stream(s) and Classification(s) UNTs to Reese  
 Hollow (CWF); Reese Hollow (CWF)  
 Secondary—Reese Hollow (CWF); Allegheny River  
 (CWF)

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## SPECIAL NOTICES

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### **Air Quality; Approval of a Reasonably Available Control Technology (RACT II) plan for Foam Fabricators Ltd. located in South Centre Township, Columbia County**

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

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

#### **Operating Permit 19-00002:**

In accordance with 25 Pa. Code §§ 129.96—129.100, the Department of Environmental Protection has made a preliminary determination to approve a RACT II plan and an amendment to the State Implementation Plan (SIP) for the facility owned and operated Foam Fabricators Ltd. located in South Centre Township, Columbia County.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into a revised operating permit (19-00002) for the facility. The relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's State Implementation Plan and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal. Those excluded requirements include the provisions of the Department's presumptive Reasonably Available Control Technology (RACT II) requirements in accordance with 25 Pa. Code § 129.97, as they apply to existing sources at this facility.

The following is a summary of the proposed amendments to the RACT II determination for this operation that will be submitted to the EPA as a SIP revision:

<i>Source</i>	<i>RACT II Requirement</i>
Expandable Polystyrene Foam Processing Operation (P101, P103, P104, P105)	The expandable polystyrene beads used at the facility shall not contain more than 6.0% pentane, by weight on a monthly weighted average basis. VOC emissions from the Expandable Polystyrene Foam Processing Operation shall not exceed 85.00 tons per 12 consecutive month period.

*Public hearing.* A public hearing will be held if requested by November 20, 2017 to accept oral comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held, if requested, on November 30, 2017, at 10:00 AM at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. To request a hearing, to register to speak at a hearing, or to inquire if a hearing will be held, please contact Megan Lehman at 570-327-3659. The last day to pre-register to speak at a hearing, if one is held, will be November 20, 2017.

Any updates made to any aspect of the hearing, including whether a hearing will be held, will be posted online at <http://www.dep.pa.gov/About/Regional/Northcentral-Regional-Office/Pages/default.aspx>.

Contact Megan Lehman at 570-327-3659 or monitor the Department's site to determine if a hearing will be held. Persons wishing to present testimony at the hearing should contact Megan Lehman at 570-327-3659 at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit three (3) copies of a written statement and exhibits within 10 days thereafter to Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

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 Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. A 30-day comment period from October 21, 2017 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 RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. Appointments for scheduling a review may be made by calling the Department at 570-327-0550.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact Megan Lehman at 570-327-3659 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

**NPDES Permit; Denial of an Application for the Renewal**

*Northwest Regional Office: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481. Phone: 814.332.6942.*

The Department of Environmental Protection (Department) has tentatively made a decision to deny an application for the renewal of an individual minor sewage NPDES permit, PA0222879, submitted by Hickory Creek Wilderness Ranch, PO Box 93 158 Main Street Tidioute, PA 16351-0093. The application requested continuation of permit coverage for the discharge of treated sewage to Camp Run (16-F) in Limestone Township, Warren County. The decision to tentatively deny the application was based on compliance status.

**Notice of Public Hearing: Chapter 105 Water Obstruction and Encroachment Permit Applications; WQC Request; Birdsboro Power and Birdsboro Pipeline Project; Berks County**

The Department of Environmental Protection (Department) will hold a public hearing on Thursday, November 2, 2017 beginning at 6:30pm at the Boone Area Library, 129 N. Mill Street, Birdsboro, PA 19508, to collect comments from the public on the Chapter 105 Water Obstruction and Encroachment permit (Ch. 105) applications, the Erosion and Sediment Control General Permit (ESCGP-2) application, and the DTE request for Water Quality Certification currently under technical review for the proposed Birdsboro Power, LLC (Birdsboro Power) natural gas power generation facility; DTE Midstream, LLC (DTE) natural gas transmission Birdsboro Pipeline; and the related water supply line proposed by the Reading Area Water Authority (RAWA). The projects are located in Berks County, Pennsylvania. The Ch. 105 permits are required for proposed activities located in, along, across or projecting into a watercourse, floodway or body of water, including wetlands. The ESCGP-2 is needed for construction of the DTE natural gas transmission pipe line.

Birdsboro Power, LLC submitted a Ch. 105 application, Permit No. E06-716, to DEP for activities associated with construction of their proposed Birdsboro Power plant, including aboveground electric transmission lines. Notice of the Chapter 105 permit applications was published by DEP on Saturday, June 3, 2017.

DTE submitted a Ch. 105 permit application, Permit No. E06-717 and an ESCGP-2, Permit No. ESG0001117001, for activities associated with construction of their proposed Birdsboro Pipeline to supply natural gas to the Birdsboro Power plant site. The Birdsboro Pipeline is also a Federal Energy Regulatory Commission (FERC) regulated project, FERC Docket No. CP17-409. DTE submitted a request for Water Quality Certification to DEP for the Birdsboro Pipeline project, DEP File No. WQ-03-003, as required by Section 401 of the Federal Clean Water Act and as part of the FERC regulatory filing process. Notice of the Chapter 105 permit applications was published by

DEP on Saturday, June 3, 2017. Notice of the WQC request was published by DEP on Saturday, August 12, 2017.

RAWA submitted Ch. 105 permit applications, Permit No. E06-718 and GP-05-06-16-202 through 207, for activities associated with construction of their proposed water supply pipeline to the Birdsboro Power plant site. Notice of the Chapter 105 permit application was published by DEP on Saturday, July 1, 2017.

During the hearing, each speaker will have the opportunity to present up to five (5) minutes of verbal testimony. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time to other speakers will be prohibited, and groups are asked to designate one speaker. Presenters are asked to keep all comments relevant and on topic. All presenters should bring at least one copy of their written comments and exhibits for submission to the Department.

Those who wish to present testimony are asked to register in advance by contacting DEP's Southcentral Regional Office. Registration will be taken through 12:00 PM on Wednesday, November 1. Individuals will be called to testify in the order they registered. If time permits, those who did not register in advance will be given the opportunity to testify.

To register please contact John Repetz, Community Relations Coordinator, 717-705-4904, jrepetz@pa.gov.

The Department will accept written comments on the Chapter 105 Water Obstruction and Encroachment permit applications and the DTE WQC request through Monday, November 6, 2017. The Department will accept written comments on the DTE ESCGP-2 application as described in the separate public notice for the ESCGP-2, published in this issue of the *Pennsylvania Bulletin*. Comments on the applications can be emailed or sent to the Department of Environmental Protection, Southcentral Regional Office, Waterways and Wetlands Program, 909 Elmerton Ave., Harrisburg, PA 17110, RA-EPWW-SCRO@PA.GOV.

**Chapter 102, Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities (ESCGP-2), Notice of Intent (NOI) under Technical Review for DTE Midstream Appalachia, LLC's Birdsboro Pipeline Project**

The Department of Environmental Protection (DEP) provides notice that the Chapter 102, Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities (ESCGP-2), Notice of Intent (NOI) is currently under technical review for DTE Midstream Appalachia, LLC's Birdsboro Pipeline Project, including the associated valve sites, access roads and other ancillary earth disturbance activities.

This authorization of coverage is required for earth disturbance activities associated with oil and gas exploration, production, processing or treatment operations or transmission facilities when earth disturbance is five acres or greater. Review of this application is being coordinated by the Southcentral Regional Office and with the Berks County Conservation District.



The ESCGP2 application under review is as follows:

<i>ESCGP2 Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>DEP Regional Office</i>
ESG00011170001	DTE Midstream Appalachia, LLC 333 Technology Drive Suite 255 Canonsburg, PA 15317	Berks	Southcentral Region

More detailed information regarding the ESCGP-2 NOI related to this proposed project is available in the DEP regional office. Please contact the DEP Southcentral Region file review coordinator at 717.705.4732 to request a file review of this ESCGP-2 NOI. The Department will accept written comments on this ESCGP-2 NOI through Tuesday, November 20, 2017. Comments on the NOI can be emailed or sent via postal mail to the Department of Environmental Protection, Southcentral Regional Office, Waterways and Wetlands Program, 909 Elmerton Ave, Harrisburg, PA 17110, RA-EPWW-SCRO@PA.GOV.

**Final State Water Quality Certification  
Required by Section 401 of the Clean Water Act for  
the Equitrans, L.P. H-150 Bare Pipe  
Replacement Project**

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, 412-442-4000.*

**WQ05-015, Equitrans, L.P.** (Applicant), 625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222-3114. H-150 Bare Pipe Replacement Project (Project), in Center and Franklin Townships, **Greene County**, in the ACOE Pittsburgh District. The Project starts approximately 0.5 mile southeast of Rogersville, PA, Center Township, Greene County (Rogersville, PA Quadrangle Latitude: 39.877139'; Longitude: -80.267023') and ends at the Orndorff Interconnect, approximately 0.1 mile south of the intersection of Smith Creek Road and Kirby Road, Franklin Township, Greene County (Oak Forest, PA Quadrangle Latitude: 39.828867'; Longitude: -80.206432').

On January 30, 1988, Equitrans, L.P. received an Order Issuing Certificate from the Federal Energy Regulatory Commission (FERC) authorizing Equitrans to abandon, construct and operate certain facilities as part of the H-150 Pipeline Project in Greene County, Pennsylvania (FERC Docket No. CP89-676). The activities described in this request are covered under Equitrans' automatic blanket certificate authority and reported on yearly.

On July 13, 2017, Applicant requested a State water quality certification from the 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.

To allow for the modernization of the H-150 pipeline for integrity assessment through the use of in-line inspection, Equitrans proposes to replace approximately 5 miles of 12-inch diameter bare natural gas pipe with coated, 12-inch diameter natural gas pipe within the existing right-of-way. The Project is part of Equitrans' compliance program and is required to maintain the integrity of the operating system. The use of lift and lay construction for this project means that the replacement pipeline will be located in the same trench as the existing line. The existing 12-inch pipeline will be taken out of service,

purged, and removed. The new pipeline will utilize the same permanent right-of-way as the existing line during construction; there are no deviations anticipated. This Project includes one cathodic protection ground bed that will be installed along the proposed pipeline. The project will utilize traditional open cut or conventional bore construction techniques for all twenty-three stream and wetland crossing locations. The twenty-three stream and wetland crossings occur within the following receiving waters: South Fork Tenmile Creek, Woods Run, Pursley Creek, Stewart Run, Smith Creek.

There are eight temporary access roads planned for the Project. Four of the proposed temporary access roads will utilize existing unpaved roads or driveways; one will require an extension. The remaining four proposed temporary access roads will be constructed to support this project and returned to preexisting conditions upon completion. The pipeline will be installed using a typical 100-foot wide limit of disturbance (LOD) for pipeline construction with areas of temporary work space adjacent to the LOD, and a typical 40-foot LOD for the access roads to allow access to the pipeline corridor. The construction ROW will be reduced to a 50-foot-width at streams and wetlands. The permanent ROW width will be 50 feet centered on the pipeline. There is no anticipated permanent increase in impervious area or in stormwater runoff due to the construction of the pipeline.

The Project, as proposed, includes the replacement of an approximately 5 mile long section of 12-inch pipeline for the purpose of transporting natural gas from a compressor station, located approximately 0.5 mile south-east of Rogersville, PA, Center Township, Greene County to the Orndorff Interconnect, approximately 0.1 mile south of the intersection of Smith Creek Road and Kirby Road, Franklin Township, Greene County. The Project, as proposed, will require approximately 72 acres of earth disturbance, and impacts to 520 linear feet of Unnamed Tributaries of South Fork of Ten Mile Creek (HQ-WWF), Unnamed Tributaries to Woods Run (HQ-WWF), Woods Run (HQ-WWF), Pursley Creek (HQ-WWF), Unnamed Tributary of Pursley Creek (HQ-WWF), and Unnamed Tributary of Stewart Run (HQ-WWF), 1.33 acre of floodway, 1.88 acre of temporary PEM wetland impacts, and 0.04 acre of PEM permanent impacts.

The Department published notice of its proposed State water quality certification at 47 Pa.B. 4834 (August 19, 2017) 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, Dana Drake, Program Manager, Waterways & Wetlands Program, 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.

[Pa.B. Doc. No. 17-1734. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Bid Opportunity

**OSM 26(2783)101.1, Abandoned Mine Reclamation Project, Everson, Upper Tyrone Township, Fayette County.** The principal items of work and approximate quantities include: overburden drilling and casing, 675 linear feet; 4" air rotary drilling, 702 linear feet; 4" nominal steel or PVC injection casing, 253 linear feet; and injection of grout material, 2,851 tons.

This bid issues on October 27, 2017, and bids will be opened on November 30, 2017, at 2 p.m. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to [www.BidExpress.com](http://www.BidExpress.com). This project is financed by the Federal government under the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 for more information on this bid.

PATRICK McDONNELL,  
Secretary

[Pa.B. Doc. No. 17-1735. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Bid Opportunity

**OSM 54(3103)103.1, Abandoned Mine Reclamation Project, Quick Subsidence—Phase 2 Drilling, Mahanoy Township, Schuylkill County.** The principal items of work and approximate quantities include: clearing and grubbing, 4,840 square yards; vertical air rotary drilling to accommodate 4" casing, 1,773 linear feet; 4" I.D. steel or PVC casing, 1,122 linear feet; fill material injection—flowable fill material through boreholes, 500 cubic yards; fill material injection—concrete fill material

through boreholes, 500 cubic yards; grading, 2,300 cubic yards; geosynthetic clay liner, 605 square yards; topsoil, 440 tons; and seeding, 6,480 square yards.

This bid issues on October 20, 2017, and bids will be opened on November 16, 2017, at 2 p.m. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to [www.BidExpress.com](http://www.BidExpress.com). This project is financed by the Federal government under the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1308) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 for more information on this bid.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1736. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Extension of NPDES General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02)

Under the authority of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and 25 Pa. Code § 92a.7 (relating to duration of permits and continuation of expiring permits), the Department of Environmental Protection (Department) is, by this notice, extending for 12 months the availability of the current National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02).

The existing PAG-02 General Permit will expire on December 7, 2017. By this notice, the Department is administratively extending the PAG-02 General Permit to December 7, 2018. Persons that are operating under the PAG-02 General Permit may continue to operate until December 7, 2018, or the expiration date of coverage identified on the permit coverage approval page, whichever is later. The Department is extending the availability of this permit to adequately complete preparation of the renewal of the PAG-02 General Permit. The Department expects to reissue the General Permit prior to December 7, 2018. This extension authorizes use of PAG-02 by those existing permittees who receive authorization prior to December 7, 2017. Permit applicants after December 7, 2017, will be required to obtain an individual permit until PAG-02 is renewed.

To access the General Permit and related documents, visit <http://www.eLibrary.dep.state.pa.us/dsweb/HomePage> (select "Permit and Authorization Packages," then "Waterways Engineering and Wetlands," then "PAG-02 NPDES General Permit for Discharges Associated with Construction Activities").

Questions regarding the PAG-02 General Permit for Stormwater Discharges Associated with Construction Activities may be directed to Sean Furjanic, PE at (717) 787-2137 or [sefurjanic@pa.gov](mailto:sefurjanic@pa.gov).

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1737. Filed for public inspection October 20, 2017, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Real Estate for Sale Lawrence County

The Department of General Services (Department) will accept bids for the purchase of the former New Castle Youth Development Center, consisting of 143.34 ± acres of land and 13 buildings totaling 236,444 ± square feet, located at 1745 Frew Mill Road, New Castle, Shenango Township, Lawrence County. Bids are due Tuesday, December 5, 2017. Interested parties wishing to receive a copy of Solicitation No. 94911 should view the Department's web site at [www.dgs.pa.gov](http://www.dgs.pa.gov) or call Andrew Lick at (717) 772-8842.

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 17-1738. Filed for public inspection October 20, 2017, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Medical Marijuana Advisory Board Meeting

The Department of Health (Department) gives notice that the Medical Marijuana Advisory Board (Board) will meet on Monday, November 6, 2017, from 10 a.m. to 12 p.m. in Hearing Room 1, Keystone Building, 400 North Street, Harrisburg, PA. This is the introductory meeting of the Board. The Board's purpose under the Medical Marijuana Act (act) (35 P.S. §§ 10231.101—10231.2110), among other things is to: examine and analyze the statutory and regulatory law relating to medical marijuana in this Commonwealth; examine and analyze the law and events in other states and the Nation with respect to medical marijuana; accept and review written comments from individuals and organizations about medical marijuana; and 2 years after the effective date of the act issue a written report to the Governor, the Senate and the House of Representatives.

For additional information, including an alternative format of this notice (for example, large print, audiotape, Braille) or for persons with a disability who wish to attend the meeting who require an auxiliary aid, service or other accommodation to do so, contact Holli Senior, Special Assistant, Office of Medical Marijuana, 625 Forster Street, Room 628, Health and Welfare Building, Harrisburg, PA 17120, (717) 547-3047, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1739. Filed for public inspection October 20, 2017, 9:00 a.m.]

# DEPARTMENT OF HUMAN SERVICES

## Disproportionate Share Incentive Payments Posted for Cost Reports Ending December 31, 2016

This notice announces that the Department of Human Services (Department) made Disproportionate Share incentive payments to each qualified nursing facility with an acceptance letter mailed by the Department on or before August 2, 2017, for 12-month MA-11 Cost Reports ending December 31, 2016. Payment information was posted on the Department's web site at <http://www.dhs.pa.gov/provider/longtermcarecasemixinformation/disproportionateshareincentivepaymentsdisproportionateshare%20Incentive%20Payments/index.htm>.

### Appeals

Individuals who wish to appeal must file a written request for a hearing with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 30 days of the date of publication of this notice. A copy should also be sent to the Department of Human Services, Office of Long-Term Living, Attention: Bureau of Finance, Division of Rate Setting and Auditing, 555 Walnut Street, Forum Place, 8th Floor, P.O. Box 8025, Harrisburg, PA 17105-8025 and to the Department of Human Services, Office of General Counsel, Health and Welfare Building, Third Floor West, P.O. Box 2675, Harrisburg, PA 17105-2675.

Appeals of Medical Assistance providers are governed by 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures). Individuals should review these regulations carefully. Among other things, the regulations specify required information to include in a written request for hearing, and how the Bureau of Hearings and Appeals will determine whether a request for hearing was filed on time.

### Questions or Comments

For questions or comments regarding these payments, contact the Department of Human Services, Office of Long-Term Living, Bureau of Finance, Attention: Vasiliki Avery, (717) 787-1171, RA-PWOLTLNFRates@pa.gov.

TERESA D. MILLER,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1185. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-1740. Filed for public inspection October 20, 2017, 9:00 a.m.]

## Payments to Nonpublic and County Nursing Facilities; Supplemental Ventilator Care and Tracheostomy Care Payments for June 2017

This notice announces that the Department of Human Services (Department) made supplemental ventilator care and tracheostomy care payments to qualifying Medical Assistance (MA) nonpublic and county nursing facilities for June 2017.

### Payment Information

The Department made supplemental ventilator care and tracheostomy care payments to qualifying nonpublic and county nursing facilities. Payment information for

the supplemental ventilator care and tracheostomy care payment to each qualified nonpublic and county nursing facility for June 2017 was posted on the Department's web site at <http://www.dhs.pa.gov/provider/longtermcarecasemixinformation/>.

### Appeals

If a facility wishes to appeal, the facility must file a written request for a hearing with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 30 days of the date of the publication of this notice. A copy should be sent to the Department's Office of Long-Term Living, Attention: Bureau of Finance, Division of Rate Setting and Auditing, P.O. Box 8025, Harrisburg, PA 17105-8025 and to the Department's Office of General Counsel, Health and Welfare Building, Third Floor West, P.O. Box 2675, Harrisburg, PA 17105-2675. Appeals of MA providers are governed by 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures). Individuals should review these regulations carefully. Among other things, the regulations specify required information to include in a written request for hearing, and how the Bureau of Hearings and Appeals will determine whether a request for hearing was filed on time.

### Questions or Comments

For questions or comments regarding these payments, contact the Department of Human Services, Office of Long-Term Living, Bureau of Finance, Attention: Vasiliki Avery, (717) 787-1171, RA-PWOLTLNFRates@pa.gov.

TERESA D. MILLER,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1187. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-1741. Filed for public inspection October 20, 2017, 9:00 a.m.]

## Payments to Nursing Facilities; Health Care-Associated Infection Payments Posted for Cost Reports with Acceptance Letters Mailed on or Before August 4, 2017

This notice announces that the Department of Human Services (Department) made health care-associated infection (HAI) payments to each qualified nursing facility for MA-11 Cost Reports with acceptance letters mailed on or before August 4, 2017.

### Payment Information

Payment information for the Medical Assistance (MA) portion of the annual HAI surcharge for MA-11 cost reports with acceptance letters mailed by the Department on or before August 4, 2017, is posted on the Department's web site at <http://www.dhs.pa.gov/provider/longtermcarecasemixinformation/index.htm>.

### Appeals

If a facility wishes to appeal, they must file a written request for a hearing with the Department's Bureau of Hearings and Appeals, 2330 Vartan Way, Second Floor, Harrisburg, PA 17110-9721, within 30 days of the date of publication of this notice. A copy should be sent to the Department of Human Services, Office of Long-Term Living, Attention: Bureau of Finance, Division of Rate Setting and Auditing, 555 Walnut Street, Forum Place, 6th Floor, P.O. Box 8025, Harrisburg, PA 17105-8025 and



to the Department's Office of General Counsel, Health and Welfare Building, Third Floor West, P.O. Box 2675, Harrisburg, PA 17105-2675.

Appeals of MA providers are governed by 55 Pa. Code Chapter 41 (relating to Medical Assistance provider appeal procedures). Individuals should review these regulations carefully. Among other things, they specify required information to include in a written request for hearing, and how the Bureau of Hearings and Appeals will determine whether a request for hearing was filed on time.

#### Questions or Comments

For questions or comments regarding these payments, contact the Department of Human Services, Office of Long-Term Living, Bureau of Finance, Attention: Vasiliki Avery, (717) 787-1171, RA-PWOLTLNFRates@pa.gov.

TERESA D. MILLER,  
Acting Secretary

**Fiscal Note:** 14-NOT-1186. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-1742. Filed for public inspection October 20, 2017, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Code Review and Advisory Council will hold a meeting on November 1, 2017, at 10 a.m. at the Department of Labor and Industry, 651 Boas Street, Room E-100, 1st Floor, Harrisburg, PA 17121.

Additional information concerning the meeting may be found on the Department of Labor and Industry web site at [www.dli.state.pa.us](http://www.dli.state.pa.us) (select "Uniform Construction Code," then "UCC Review & Advisory Council").

Questions concerning this meeting may be directed to Cindy Holtry at (717) 783-4560.

W. GERARD OLEKSIK,  
Acting Secretary

[Pa.B. Doc. No. 17-1743. Filed for public inspection October 20, 2017, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania \$100,000 Wish List Instant Lottery Game 1307

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania \$100,000 Wish List (hereinafter "\$100,000 Wish List"). The game number is PA-1307.

2. *Price:* The price of a \$100,000 Wish List instant lottery game ticket is \$5.

3. *Play Symbols:* Each \$100,000 Wish List instant lottery game ticket will contain one play area featuring a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), Santa (SANTA) symbol, \$100 Symbol (WIN100) symbol and a Wish List (\$100K) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$50, \$100, \$200, \$500, \$1,000, \$5,000 and \$100,000. The player can win up to 12 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning \$100,000 Wish List instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 12,600,000 tickets will be printed for the \$100,000 Wish List instant lottery game.

#### 8. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wish List (\$100K) symbol, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under that Wish List (\$100K) symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$200.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$100 Symbol (WIN100) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that \$100 Symbol (WIN100) symbol, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol,

and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$10.

(q) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Santa (SANTA) symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “prize” area under that Santa (SANTA) symbol, on a single ticket, shall be entitled to a prize of \$5.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:*

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,600,000 Tickets</i>
\$5 w/ SANTA	17.14	735,000
\$5	17.14	735,000
\$5 × 2	60	210,000
(\$5 w/ SANTA) + \$5	60	210,000
\$10 w/ SANTA	60	210,000
\$10	60	210,000
\$5 × 4	600	21,000
\$10 × 2	600	21,000
(( \$5 w/ SANTA) × 2) + (\$5 × 2)	600	21,000
(\$5 w/ SANTA) × 4	600	21,000
\$20 w/ SANTA	60	210,000
\$20	600	21,000
\$5 × 10	300	42,000
\$10 × 5	66.67	189,000
(( \$5 w/ SANTA) × 6) + (\$10 × 2)	600	21,000
\$50 w/ SANTA	600	21,000
\$50	600	21,000
\$10 × 10	12,000	1,050

When Any Of Your Numbers  
Match Any Winning Number,  
Win Prize Shown Under The  
Matching Number. Win With:

Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 12,600,000 Tickets	
\$20 × 5	\$100	12,000	1,050
(((\$10 w/ SANTA) × 5) + (\$10 × 5))	\$100	6,000	2,100
(\$50 w/ SANTA) × 2	\$100	12,000	1,050
\$100 w/ \$100 SYMBOL	\$100	480	26,250
\$100 w/ SANTA	\$100	12,000	1,050
\$100	\$100	12,000	1,050
\$50 × 4	\$200	12,000	1,050
(\$50 × 2) + (\$10 × 10)	\$200	12,000	1,050
(((\$10 w/ SANTA) × 10) + (\$100 w/ \$100 SYMBOL))	\$200	4,000	3,150
(\$100 w/ \$100 SYMBOL) × 2	\$200	12,000	1,050
\$200 w/ SANTA	\$200	12,000	1,050
\$200	\$200	12,000	1,050
\$50 × 10	\$500	24,000	525
\$100 × 5	\$500	24,000	525
(\$50 × 6) + (\$20 × 5) + \$100	\$500	24,000	525
(((\$50 w/ SANTA) × 6) + ((\$100 w/ \$100 SYMBOL) × 2))	\$500	24,000	525
(\$100 w/ \$100 SYMBOL) × 5	\$500	24,000	525
\$500 w/ SANTA	\$500	24,000	525
\$500	\$500	24,000	525
(\$100 w/ \$100 SYMBOL) × 10	\$1,000	1,260,000	10
\$1,000	\$1,000	1,260,000	10
\$5,000	\$5,000	1,260,000	10
\$100,000 w/ WISH LIST	\$100,000	1,260,000	10

Reveal a "SANTA" (SANTA) symbol, win prize shown under that symbol automatically.

Reveal a "\$100 SYMBOL" (WIN100) symbol, win \$100 instantly.

Reveal a "WISH LIST" (\$100K) symbol, win \$100,000 instantly!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1305 Merry Millions (\$20), PA-1306 Holiday Gifts (\$10), PA-1307 \$100,000 Wish List (\$5), PA-1308 Twelve Elves (\$3), PA-1309 Candy Cane Cash (\$2) and PA-1310 Snow Me the Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description*.

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money (\$1) = 1 entry; PA-1309 Candy Cane Cash (\$2) = 2 entries; PA-1308 Twelve Elves (\$3) = 3 entries; PA-1307 \$100,000 Wish List (\$5) = 5 entries; PA-1306 Holiday Gifts (\$10) = 10 entries; and PA-1305 Merry Millions (\$20) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.



(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions.*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical

errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell \$100,000 Wish List instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of \$100,000 Wish List, prize money from winning \$100,000 Wish List instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the \$100,000 Wish List instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote \$100,000 Wish List or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 17-1744. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Pennsylvania Candy Cane Cash Instant Lottery Game 1309

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Candy Cane Cash (hereinafter referred to as “Candy Cane Cash”). The game number is PA-1309.

2. *Price:* The price of a Candy Cane Cash instant lottery game ticket is \$2.

3. *Play Symbols:* Each Candy Cane Cash instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), \$50 Cash (WIN50) symbol and a Candy Cane (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: FREE

(TICKET), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$25,000 (TWYFIVTHO).

5. *Prizes:* The prizes that can be won in this game are: Free \$2 Ticket, \$2, \$4 \$5, \$10, \$20, \$50, \$100, \$500 and \$25,000. A player can win up to 10 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Candy Cane Cash instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 10,800,000 tickets will be printed for the Candy Cane Cash instant lottery game.

#### 8. Determination of Prize Winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Candy Cane (WINALL) symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Candy Cane (WINALL) symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is \$50 Cash (WIN50) symbol and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “prize” area under that \$50 Cash (WIN50) symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a Candy Cane (WINALL) symbol, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in all ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Candy Cane (WINALL) symbol, and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in all ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "prize" area under the

matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches the "WINNING NUMBER" play symbol and a prize symbol of FREE (TICKET) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of one Candy Cane Cash instant lottery game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:*

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
FREE	9.68	1,116,000
\$2	25	432,000
\$2 x 2	150	72,000
\$4	300	36,000
\$5	37.5	288,000
\$2 x 5	300	36,000
\$5 x 2	300	36,000
(\$4 x 2) + \$2	300	36,000
\$10	300	36,000
CANDY CANE w/ (\$2 x 10)	136.36	79,200
\$4 x 5	1,500	7,200
\$5 x 4	1,500	7,200
\$10 x 2	1,500	7,200
\$20	1,500	7,200
CANDY CANE w/ (\$5 x 10)	1,500	7,200
\$10 x 5	1,500	7,200
\$50 w/ \$50 CASH	125	86,400
\$50	1,500	7,200
CANDY CANE w/ (\$10 x 10)	6,000	1,800
\$20 x 5	12,000	900
(\$50 w/ \$50 CASH) x 2	6,000	1,800
\$100	12,000	900
CANDY CANE w/ (\$50 x 10)	120,000	90
\$100 x 5	120,000	90
(\$50 w/ \$50 CASH) x 10	120,000	90
\$500	120,000	90
\$25,000	1,080,000	10

REVEAL A "\$50 CASH" (WIN50) SYMBOL, WIN \$50 INSTANTLY.

REVEAL A "CANDY CANE" (WINALL) SYMBOL, WIN ALL 10 PRIZES SHOWN!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-1305 Merry Millions (\$20), PA-1306 Holiday Gifts (\$10), PA-1307 \$100,000 Wish List (\$5), PA-1308 Twelve Elves (\$3), PA-1309 Candy Cane Cash (\$2) and PA-1310 Snow Me

the Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.



(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description.*

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money (\$1) = 1 entry; PA-1309 Candy Cane Cash (\$2) = 2 entries; PA-1308 Twelve Elves (\$3) = 3 entries; PA-1307 \$100,000 Wish List (\$5) = 5 entries; PA-1306 Holiday Gifts (\$10) = 10 entries; and PA-1305 Merry Millions (\$20) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who

submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions.*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of

the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Candy Cane Cash instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Candy Cane Cash, prize money from winning Candy Cane Cash instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Candy Cane Cash instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets

from this game may be sold. The announcement will be disseminated through media used to advertise or promote Candy Cane Cash or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 17-1745. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Pennsylvania Holiday Gifts Instant Lottery Game 1306

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Holiday Gifts (hereinafter referred to as “Holiday Gifts”). The game number is PA-1306.

2. *Price:* The price of a Holiday Gifts instant lottery game ticket is \$10.

3. *Play Symbols:* Each Holiday Gifts instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), Bow (BOW) symbol, Double Tree (DOUBLE) symbol and a HOLIDAY (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the “YOUR NUMBERS” area are: \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTNDOL), \$20<sup>00</sup> (TWENTY), \$25<sup>00</sup> (TWY FIV), \$30<sup>00</sup> (THRTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$150 (ONEHUNFTY), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$300,000 (THRHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$15, \$20, \$25, \$30, \$50, \$100, \$150, \$200, \$400, \$500, \$1,000, \$10,000 and \$300,000. The player can win up to 15 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Holiday Gifts instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 6,600,000 tickets will be printed for the Holiday Gifts instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$300,000 (THRHUNTHO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$300,000.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOLIDAY (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in five of the "Prize" areas and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOLIDAY (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in three of the "Prize" areas, a prize symbol of \$50<sup>00</sup> (FIFTY) appears in two of the "Prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$400.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOLIDAY (WINALL) symbol, and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in five of the "Prize" areas and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$150 (ONEHUNFTY) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$300.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$200.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$200.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOLIDAY (WINALL) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in five of the "Prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$150 (ONEHUNFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$150.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$150 (ONEHUNFTY) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$150.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a HOLIDAY (WINALL) symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in all fifteen of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$150.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) sym-



bol, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$100.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$100.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$50.

(z) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$40.

(aa) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30<sup>00</sup> (THRTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(bb) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$30<sup>00</sup> (THRTY) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$30.

(cc) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$15<sup>00</sup> (FIFTNDOL) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$30.

(dd) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol

of \$25<sup>00</sup> (TWY FIV) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$25.

(ee) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(ff) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$20.

(gg) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Double Tree (DOUBLE) symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under that Double Tree (DOUBLE) symbol, on a single ticket, shall be entitled to a prize of \$20.

(hh) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15<sup>00</sup> (FIFTNDOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(ii) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$15<sup>00</sup> (FIFTNDOL) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$15.

(jj) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(kk) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Bow (BOW) symbol, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under that Bow (BOW) symbol, on a single ticket, shall be entitled to a prize of \$10.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:*

	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 6,600,000 Tickets</i>
\$10 w/ BOW	\$10	15	440,000
\$10	\$10	12	550,000
\$15 w/ BOW	\$15	30	220,000
\$15	\$15	30	220,000
\$10 × 2	\$20	200	33,000
\$10 w/ DOUBLE TREE	\$20	60	110,000
\$20 w/ BOW	\$20	60	110,000
\$20	\$20	200	33,000
\$15 × 2	\$30	200	33,000
\$15 w/ DOUBLE TREE	\$30	200	33,000
\$30 w/ BOW	\$30	200	33,000

When Any Of Your Numbers  
Match Any Winning Number,  
Win Prize Shown Under The  
Matching Number. Win With:

	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 6,600,000 Tickets
\$30	\$30	300	22,000
\$10 × 5	\$50	300	22,000
(\$20 w/ DOUBLE TREE) + \$10	\$50	300	22,000
\$50 w/ BOW	\$50	200	33,000
\$50	\$50	200	33,000
\$20 × 5	\$100	600	11,000
\$50 × 2	\$100	600	11,000
\$50 w/ DOUBLE TREE	\$100	600	11,000
\$100 w/ BOW	\$100	300	22,000
\$100	\$100	600	11,000
HOLIDAY w/ (\$10 × 15)	\$150	480	13,750
\$50 × 3	\$150	12,000	550
(\$30 w/ BOW) + (\$50 w/ DOUBLE TREE) + \$20	\$150	12,000	550
(\$50 w/ BOW) × 3	\$150	12,000	550
\$150 w/ BOW	\$150	12,000	550
\$150	\$150	12,000	550
HOLIDAY w/ ((\$20 × 5) + (\$10 × 10))	\$200	4,800	1,375
\$100 × 2	\$200	8,000	825
(((\$50 w/ BOW) × 2) + (\$50 w/ DOUBLE TREE))	\$200	8,000	825
\$100 w/ DOUBLE TREE	\$200	8,000	825
\$200 w/ BOW	\$200	8,000	825
\$200	\$200	8,000	825
HOLIDAY w/ ((\$30 × 5) + (\$25 × 10))	\$400	12,000	550
\$100 × 4	\$400	24,000	275
(\$20 w/ DOUBLE TREE) × 10	\$400	12,000	550
\$400 w/ BOW	\$400	12,000	550
\$400	\$400	24,000	275
HOLIDAY w/ ((\$100 × 3) + (\$50 × 2) + (\$10 × 10))	\$500	12,000	550
\$100 × 5	\$500	24,000	275
(\$50 w/ DOUBLE TREE) × 5	\$500	12,000	550
\$500 w/ BOW	\$500	24,000	275
\$500	\$500	24,000	275
HOLIDAY w/ ((\$100 × 5) + (\$50 × 10))	\$1,000	24,000	275
\$500 × 2	\$1,000	24,000	275
(((\$150 w/ DOUBLE TREE) × 2) + (\$200 × 2))	\$1,000	24,000	275
\$500 w/ DOUBLE TREE	\$1,000	30,000	220
\$1,000 w/ BOW	\$1,000	40,000	165
\$1,000	\$1,000	60,000	110
\$1,000 × 10	\$10,000	330,000	20
\$10,000	\$10,000	330,000	20
\$300,000	\$300,000	660,000	10

Reveal a "BOW" (BOW) symbol, win prize shown under that symbol automatically.

Reveal a "DOUBLE TREE" (DOUBLE) symbol, double the prize shown under that symbol.

Reveal a "HOLIDAY" (WINALL) symbol, win all 15 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1305 Merry Millions (\$20), PA-1306 Holiday Gifts (\$10), PA-1307 \$100,000 Wish List (\$5), PA-1308 Twelve Elves (\$3), PA-1309 Candy Cane Cash (\$2) and PA-1310 Snow Me the Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at

<http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description.*

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money (\$1) = 1 entry; PA-1309 Candy Cane Cash (\$2) = 2 entries; PA-1308 Twelve Elves (\$3) = 3 entries; PA-1307 \$100,000 Wish List (\$5) = 5 entries; PA-1306 Holiday Gifts (\$10) = 10 entries; and PA-1305 Merry Millions (\$20) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions.*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of the drawing in which the prize was won, the right of an



entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Holiday Gifts instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Holiday Gifts, prize money from winning Holiday Gifts instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Holiday Gifts instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets

from this game may be sold. The announcement will be disseminated through media used to advertise or promote Holiday Gifts or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 17-1746. Filed for public inspection October 20, 2017, 9:00 a.m.]

## Pennsylvania Merry Millions Instant Lottery Game 1305

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Merry Millions (hereinafter “Merry Millions”). The game number is PA-1305.

2. *Price:* The price of a Merry Millions instant lottery game ticket is \$20.

3. *Play Symbols:* Each Merry Millions instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area, a “\$100 BONUS” area, a “\$250 BONUS” area and a “\$500 BONUS” area. Each “BONUS” play area is played separately. The play symbols and their captions located in the “WINNING NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORTY). The play symbols and their captions located in the “YOUR NUMBERS” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), \$ (DLRSN) symbol, 10X (10TIMES) symbol and a Wreath (WINALL) symbol. The play symbols and their captions located in the “\$100 BONUS” area are: NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol, NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol and a \$100 (WIN100) symbol. The play symbols and their captions located in the “\$250 BONUS” area are: NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol, NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol and a \$250 (WIN250) symbol. The play symbols and their captions located in the “\$500 BONUS” area are: NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol, NO BONUS (TRY AGAIN) symbol, TRY AGAIN (NO BONUS) symbol and a \$500 (WIN500) symbol.

4. *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" area are: \$20.00 (TWENTY), \$40.00 (FORTY), \$50.00 (FIFTY), \$100 (ONE HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO), \$100,000 (ONEHUNTHO) and \$1MILL (ONE MIL).

5. *Prizes:* The prizes that can be won in this game are: \$20, \$40, \$50, \$100, \$250, \$500, \$1,000, \$10,000, \$100,000 and \$1,000,000. The prize that can be won in the "\$100 BONUS" area is \$100. The prize that can be won in the "\$250 BONUS" area is \$250. The prize that can be won in the "\$500 BONUS" area is \$500. A player can win up to 22 times on a ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Merry Millions instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 4,800,000 tickets will be printed for the Merry Millions instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1MILL (ONE MIL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000,000. This prize shall be paid as a one-time, lump-sum cash payment.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$10,000 (TEN THO) appears in the "prize" area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WINALL) symbol, and a prize symbol of \$500 (FIV HUN) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1,000 (ONE THO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$100 (ONE HUN) appears

in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WINALL) symbol, and a prize symbol of \$100 (ONE HUN) appears in two of the "prize" areas, a prize symbol of \$50.00 (FIFTY) appears in eight of the "prize" areas and a prize symbol of \$40.00 (FORTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WINALL) symbol, and a prize symbol of \$50.00 (FIFTY) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$500 (FIV HUN) appears in the "prize" area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$50.00 (FIFTY) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(n) Holders of tickets with a \$500 (WIN500) symbol in the "\$500 BONUS" area, on a single ticket, shall be entitled to a prize of \$500.

(o) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WINALL) symbol, and a prize symbol of \$40.00 (FORTY) appears in five of the "prize" areas and a prize symbol of \$20.00 (TWENTY) appears in fifteen of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(p) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a Wreath (WINALL) symbol, and a prize symbol of \$20.00 (TWENTY) appears in all twenty of the "prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(r) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$250.

(s) Holders of tickets with a \$250 (WIN250) symbol in the "\$250 BONUS" area, on a single ticket, shall be entitled to a prize of \$250.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols is a 10X (10TIMES) symbol, and a prize symbol of \$20.00 (TWENTY) appears in the "prize" area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the

“WINNING NUMBERS” play symbols, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(v) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$100.

(w) Holders of tickets with a \$100 (WIN100) symbol in the “\$100 BONUS” area, on a single ticket, shall be entitled to a prize of \$100.

(x) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$50.00 (FIFTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(y) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$50.00 (FIFTY) appears in the “prize” area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$50.

(z) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the

“WINNING NUMBERS” play symbols, and a prize symbol of \$40.00 (FORTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(aa) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$40.00 (FORTY) appears in the “prize” area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$40.

(bb) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$20.00 (TWENTY) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(cc) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols is a \$ (DLRSN) symbol, and a prize symbol of \$20.00 (TWENTY) appears in the “prize” area under that \$ (DLRSN) symbol, on a single ticket, shall be entitled to a prize of \$20.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:*

	<i>Bonus:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$20 w/ \$		\$20	12	400,000
\$20		\$20	15	320,000
\$20 x 2		\$40	60	80,000
\$40 w/ \$		\$40	30	160,000
\$40		\$40	60	80,000
\$50 w/ \$		\$50	33.33	144,000
\$50		\$50	33.33	144,000
\$20 x 5		\$100	300	16,000
\$50 x 2		\$100	300	16,000
(\$40 x 2) + \$20		\$100	300	16,000
(\$20 w/ \$) + (\$40 x 2)		\$100	300	16,000
(\$20 w/ \$) x 5		\$100	150	32,000
(\$50 w/ \$) x 2		\$100	300	16,000
	\$100 w/ \$100 BONUS	\$100	300	16,000
\$100 w/ \$		\$100	300	16,000
\$100		\$100	300	16,000
\$50 x 5		\$250	3,000	1,600
(\$20 x 10) + \$50		\$250	2,000	2,400
(\$40 x 5) + \$50		\$250	6,000	800
(\$20 w/ 10X) + \$50		\$250	2,400	2,000
((\$50 w/ \$) x 2) + \$50		\$250	6,000	800
	\$100 w/ \$100 BONUS	\$250	12,000	400
(\$50 w/ \$) + \$100		\$250	6,000	800
	\$250 w/ \$250 BONUS	\$250	12,000	400
\$250 w/ \$		\$250	12,000	400
\$250		\$250	12,000	400
WREATH w/ ((\$40 x 5) + (\$20 x 15))		\$500	4,000	1,200
WREATH w/ (\$20 x 20)		\$500	4,800	1,000
	\$100 w/ \$100 BONUS	\$500	12,000	400
\$50 x 10		\$500	12,000	400
(\$100 x 2) + \$50		\$500	12,000	400
	\$250 w/ \$250 BONUS			



When Any Of Your Numbers  
Match Any Winning Number,  
Win Prize Shown Under The  
Matching Number. Win With:

	Bonus:	Win:	Approximate Odds Are 1 In:	Approximate No. Of Winners Per 4,800,000 Tickets
\$250	\$250 w/ \$250 BONUS	\$500	12,000	400
	\$500 w/ \$500 BONUS	\$500	12,000	400
(\$50 w/ \$) + (\$20 w/ 10X)	\$250 w/ \$250 BONUS	\$500	12,000	400
\$50 w/ 10X		\$500	12,000	400
\$500 w/ \$		\$500	12,000	400
\$500		\$500	12,000	400
WREATH w/ (\$50 × 20)		\$1,000	12,000	400
WREATH w/ ((\$100 × 2) + (\$50 × 8) + (\$40 × 10))		\$1,000	12,000	400
WREATH w/ (\$20 × 20)	(\$500 w/ \$500 BONUS) + (\$100 w/ \$100 BONUS)	\$1,000	12,000	400
\$50 × 15	\$250 w/ \$250 BONUS	\$1,000	24,000	200
\$100 × 9	\$100 w/ \$100 BONUS	\$1,000	24,000	200
\$100 × 5	\$500 w/ \$500 BONUS	\$1,000	24,000	200
\$250 × 3	\$250 w/ \$250 BONUS	\$1,000	24,000	200
\$500	\$500 w/ \$500 BONUS	\$1,000	24,000	200
(\$20 w/ 10X) + \$50	(\$500 w/ \$500 BONUS) + (\$250 w/ \$250 BONUS)	\$1,000	12,000	400
\$50 w/ 10X	\$500 w/ \$500 BONUS	\$1,000	24,000	200
\$100 w/ 10X		\$1,000	24,000	200
\$1,000		\$1,000	24,000	200
WREATH w/ (\$500 × 20)		\$10,000	480,000	10
(\$100 w/ 10X) × 9) + (\$50 × 3)	(\$500 w/ \$500 BONUS) + (\$250 w/ \$250 BONUS) + (\$100 w/ \$100 BONUS)	\$10,000	480,000	10
\$1,000 w/ 10X		\$10,000	480,000	10
\$10,000 w/ \$		\$10,000	480,000	10
\$10,000		\$10,000	480,000	10
\$100,000		\$100,000	960,000	5
\$1,000,000		\$1,000,000	960,000	5

Reveal a "\$" (DLRSN) symbol, win prize shown under that symbol automatically.

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal a "WREATH" (WINALL) symbol, win all 20 prizes shown!

Bonus areas are played separately.

\$100 BONUS: Reveal a "\$100" (WIN100) symbol, win \$100 instantly.

\$250 BONUS: Reveal a "\$250" (WIN250) symbol, win \$250 instantly.

\$500 BONUS: Reveal a "\$500" (WIN500) symbol, win \$500 instantly.

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing*: Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1305 Merry Millions (\$20), PA-1306 Holiday Gifts (\$10), PA-1307 \$100,000 Wish List (\$5), PA-1308 Twelve Elves (\$3), PA-1309 Candy Cane Cash (\$2) and PA-1310 Snow Me the Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at

<http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description.*

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money (\$1) = 1 entry; PA-1309 Candy Cane Cash (\$2) = 2 entries; PA-1308 Twelve Elves (\$3) = 3 entries; PA-1307 \$100,000 Wish List (\$5) = 5 entries; PA-1306 Holiday Gifts (\$10) = 10 entries; and PA-1305 Merry Millions (\$20) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions.*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of the drawing in which the prize was won, the right of an

entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Merry Millions instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Merry Millions, prize money from winning Merry Millions instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Merry Millions instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets

from this game may be sold. The announcement will be disseminated through media used to advertise or promote Merry Millions or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 17-1747. Filed for public inspection October 20, 2017, 9:00 a.m.]

### Pennsylvania Snow Me the Money Instant Lottery Game 1310

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Snow Me the Money (hereinafter “Snow Me the Money”). The game number is PA-1310.

2. *Price:* The price of a Snow Me the Money instant lottery game ticket is \$1.

3. *Play Symbols:* Each Snow Me the Money instant lottery game ticket will contain one play area consisting of “GAME 1,” “GAME 2,” “GAME 3” and “GAME 4.” Each “GAME” is played separately. The play symbols and their captions, located in the play area are: Mountain (MNTN) symbol, Mittens (MITTNS) symbol, Scarf (SCARF) symbol, Holly (HOLLY) symbol, Fire (FIRE) symbol, Cup (CUP) symbol, Lantern (LANTRN) symbol, Jacket (JACKET) symbol, Hat (HAT) symbol, Goggles (GOGGLES) symbol, Cabin (CABIN) symbol, Candle (CANDLE) symbol, Stocking (STKING) symbol, Star (STAR) symbol, Skis (SKIS) symbol, Snowmobile (SNWMBL) symbol, Sleigh (SLEIGH) symbol, Reindeer (DEER) symbol, Rabbit (RABBIT) symbol, and a Money (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the play area are: FREE (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$40<sup>00</sup> (FORTY), \$100 (ONE HUN), \$400 (FOR HUN) and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$30, \$40, \$100, \$400 and \$5,000. The player can win up to 4 times on the ticket.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Snow Me the Money instant lottery game tickets may be eligible as provided for in section 10.

7. *Approximate Number of Tickets Printed For the Game:* Approximately 16,800,000 tickets will be printed for the Snow Me the Money instant lottery game.

8. *Determination of Prize Winners:*

(a) Holders of tickets with two like symbols in the same “GAME,” and a prize symbol of \$5,000 (FIV THO) appears in the “Prize” area for that “GAME,” on a single ticket, shall be entitled to a prize of \$5,000.



(b) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$100 (ONE HUN) appears in all four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in three of the "Prize" areas and a prize symbol of \$40<sup>00</sup> (FORTY) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with a Money (WINALL) symbol in the play area, and a prize symbol of \$40<sup>00</sup> (FORTY) appears in two of the "Prize" areas and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in all four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$30.

(j) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in two of the "Prize" areas and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in two of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in all four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$10<sup>00</sup> (TEN DOL)

appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in three of the "Prize" areas and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in two of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in three of the "Prize" areas and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$5.

(r) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$4.

(s) Holders of tickets with a Money (WINALL) symbol in any "GAME," and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in all four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$2.

(u) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of \$1.

(v) Holders of tickets with two like symbols in the same "GAME," and a prize symbol of FREE (TICKET) appears in the "Prize" area for that "GAME," on a single ticket, shall be entitled to a prize of one Snow Me the Money instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

9. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*Reveal Two Like Symbols  
In The Same Game, Win  
Prize Shown For That Game.  
Win With:*

<i>Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 16,800,000 Tickets</i>
FREE	FREE \$1 TICKET	12	1,400,000
\$1	\$1	50	336,000
\$1 x 2	\$2	37.5	448,000
\$2	\$2	42.86	392,000
MONEY w/ (\$1 x 4)	\$4	50	336,000
\$1 x 4	\$4	300	56,000
\$2 x 2	\$4	300	56,000
(\$1 x 2) + \$2	\$4	300	56,000
\$4	\$4	300	56,000

*Reveal Two Like Symbols  
In The Same Game, Win  
Prize Shown For That Game.  
Win With:*

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 16,800,000 Tickets</i>	
MONEY w/ (( $\$1 \times 3$ ) + $\$2$ )	\$5	200	84,000
( $\$2 \times 2$ ) + $\$1$	\$5	200	84,000
$\$5$	\$5	300	56,000
MONEY w/ (( $\$4 \times 2$ ) + ( $\$1 \times 2$ ))	\$10	200	84,000
MONEY w/ (( $\$2 \times 3$ ) + $\$4$ )	\$10	1,000	16,800
$\$5 \times 2$	\$10	1,000	16,800
$\$10$	\$10	1,000	16,800
MONEY w/ ( $\$5 \times 4$ )	\$20	428.57	39,200
$\$5 \times 4$	\$20	3,000	5,600
$\$10 \times 2$	\$20	3,000	5,600
$\$20$	\$20	3,000	5,600
MONEY w/ (( $\$10 \times 2$ ) + ( $\$5 \times 2$ ))	\$30	4,800	3,500
$\$20 + \$10$	\$30	4,800	3,500
$\$30$	\$30	4,800	3,500
MONEY w/ ( $\$10 \times 4$ )	\$40	1,600	10,500
$\$20 \times 2$	\$40	4,800	3,500
$\$40$	\$40	4,800	3,500
MONEY w/ (( $\$40 \times 2$ ) + ( $\$10 \times 2$ ))	\$100	8,000	2,100
MONEY w/ (( $\$20 \times 3$ ) + $\$40$ )	\$100	24,000	700
$\$100$	\$100	24,000	700
MONEY w/ ( $\$100 \times 4$ )	\$400	240,000	70
$\$400$	\$400	240,000	70
$\$5,000$	\$5,000	1,680,000	10

Reveal a "MONEY" (WINALL) symbol in any GAME, win all 4 prizes shown!

Prizes, including top prizes, are subject to availability at the time of purchase.

10. *Second-Chance Drawing:* Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-1305 Merry Millions ( $\$20$ ), PA-1306 Holiday Gifts ( $\$10$ ), PA-1307  $\$100,000$  Wish List ( $\$5$ ), PA-1308 Twelve Elves ( $\$3$ ), PA-1309 Candy Cane Cash ( $\$2$ ) and PA-1310 Snow Me the Money ( $\$1$ ) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description.*

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money ( $\$1$ ) = 1 entry; PA-1309 Candy Cane Cash ( $\$2$ ) = 2 entries; PA-1308 Twelve Elves ( $\$3$ ) = 3 entries; PA-1307  $\$100,000$  Wish List ( $\$5$ ) = 5 entries; PA-1306 Holiday Gifts ( $\$10$ ) = 10 entries; and PA-1305 Merry Millions ( $\$20$ ) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning.*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 10(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 10(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry,

and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions.*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

11. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Snow Me the Money instant lottery game tickets.

12. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

13. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Snow Me the Money, prize money from winning Snow Me the Money instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Snow Me the Money instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

14. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State



Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

15. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Snow Me the Money or through normal communications methods.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 17-1748. Filed for public inspection October 20, 2017, 9:00 a.m.]

**Pennsylvania Twelve Elves Instant Lottery Game 1308**

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Twelve Elves (hereinafter referred to as “Twelve Elves”). The game number is PA-1308.

2. *Price:* The price of a Twelve Elves instant lottery game ticket is \$3.

3. *Play Symbols:* Each Twelve Elves instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area are: Toys (TOYS) symbol, Wreath (WREATH) symbol, Sleigh (SLEIGH) symbol, Ornament (ORNMNT) symbol, Tree (TREE) symbol, Scarf (SCARF) symbol, Snowflake (SNOFLK) symbol, Stocking (STOCKING) symbol, Star (STAR) symbol, Nutcracker (NTRKR) symbol, Holly (HOLLY) symbol, Mittens (MITTENS) symbol, Lantern (LANTERN) symbol, Jacket (JACKET) symbol, Penguin (PNGN) symbol, Gift (GIFT) symbol, Bell (BELL) symbol, Bow (BOW) symbol, Lights (LIGHTS) symbol, Cabin (CABIN) symbol, Candle (CANDLE) symbol, Earmuff (EARMUFF) symbol, Igloo (IGLOO) symbol, Calendar (CLNDR) symbol, Candy Cane (CNDYCN) symbol, Reindeer (DEER) symbol, Gingerbread Man (GNBRMN) symbol, Horn (HORN) symbol, Hat (HAT) symbol, and an Elf (ELF) symbol.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$10, \$15, \$30, \$50, \$100, \$300, \$1,000, \$3,000, and \$50,000. The player can win up to 1 time on the ticket.

5. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Twelve Elves instant lottery game tickets may be eligible as provided for in section 9.

6. *Approximate Number of Tickets Printed For the Game:* Approximately 9,000,000 tickets will be printed for the Twelve Elves instant lottery game.

7. *Determination of Prize Winners:*

(a) Holders of tickets with twelve Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets with eleven Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$3,000.

(c) Holders of tickets with ten Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets with nine Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$300.

(e) Holders of tickets with eight Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets with seven Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets with six Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$30.

(h) Holders of tickets with five Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$15.

(i) Holders of tickets with four Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$10.

(j) Holders of tickets with three Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$5.

(k) Holders of tickets with two Elf (ELF) symbols in the play area, on a single ticket, shall be entitled to a prize of \$3.

8. *Number and Description of Prizes and Approximate Odds:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds of winning:

*Scratch The Play Area. Count The Number Of “Elf” (ELF) Symbols In The Play Area And Win Corresponding Prize Shown In The Prize Legend. Win With:*

<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,000,000 Tickets</i>
2 ELF SYMBOLS	\$3	10
3 ELF SYMBOLS	\$5	14.29
4 ELF SYMBOLS	\$10	29.41
5 ELF SYMBOLS	\$15	83.33
6 ELF SYMBOLS	\$30	100
7 ELF SYMBOLS	\$50	571.43
8 ELF SYMBOLS	\$100	800
9 ELF SYMBOLS	\$300	2,400
		900,000
		630,000
		306,000
		108,000
		90,000
		15,750
		11,250
		3,750

Scratch The Play Area. Count  
The Number Of "Elf" (ELF)  
Symbols In The Play Area And  
Win Corresponding Prize Shown  
In The Prize Legend. Win With:

	Win:
10 ELF SYMBOLS	\$1,000
11 ELF SYMBOLS	\$3,000
12 ELF SYMBOLS	\$50,000

Approximate  
Odds Are 1 In:

12,000
120,000
900,000

Approximate No.  
Of Winners Per  
9,000,000 Tickets

750
75
10

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing*: Pennsylvania Very Merry Second-Chance Drawing (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-1305 Merry Millions (\$20), PA-1306 Holiday Gifts (\$10), PA-1307 \$100,000 Wish List (\$5), PA-1308 Twelve Elves (\$3), PA-1309 Candy Cane Cash (\$2) and PA-1310 Snow Me the Money (\$1) instant lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and Entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <http://www.palottery.state.pa.us/vipplayersclub/login.aspx> or download the Pennsylvania Lottery Official App. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description*.

(1) The Lottery will conduct one Very Merry Second-Chance Drawing. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. October 22, 2017, through 11:59:59 p.m. January 4, 2018, will be entered into the Drawing to be held between January 5, 2018 and January 16, 2018.

(ii) The entry period for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(2) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1310 Snow Me the Money (\$1) = 1

entry; PA-1309 Candy Cane Cash (\$2) = 2 entries; PA-1308 Twelve Elves (\$3) = 3 entries; PA-1307 \$100,000 Wish List (\$5) = 5 entries; PA-1306 Holiday Gifts (\$10) = 10 entries; and PA-1305 Merry Millions (\$20) = 20 entries.

(3) Players may review prizes won and their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning*.

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e), or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$100,000.

(4) The second through the fifth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$50,000.

(5) The sixth through the tenth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$10,000.

(6) The eleventh through the twentieth entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$5,000.

(7) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(8) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(9) A computer-generated randomizer will be used to select the Drawing winners.

(10) All prizes will be paid as one-time, lump-sum cash payments, less appropriate state and federal income tax withholding.

(e) *Drawing Restrictions*.

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the

rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, Scientific Games International Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within one year of the drawing date of the drawing in which the prize was won. If no claim is made within one year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

10. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Twelve Elves instant lottery game tickets.

11. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000

shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

12. *Unclaimed Prize Money:* For a period of 1 year from the announced close of Twelve Elves, prize money from winning Twelve Elves instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Twelve Elves instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

13. *Governing Law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

14. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Twelve Elves or through normal communications methods.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 17-1749. Filed for public inspection October 20, 2017, 9:00 a.m.]

## DEPARTMENT OF STATE

### Corporation Bureau Advisory Committee Meeting

The Corporation Bureau Advisory Committee, under 15 Pa.C.S. § 155(c) (relating to disposition of funds), has scheduled a meeting for Monday, November 6, 2017, at 11 a.m. for discussion of the Bureau of Corporations and Charitable Organizations' budget. The meeting will be held in Room 303, Executive Office Conference Room, Department of State, North Office Building, 3rd Floor, Harrisburg, PA 17120. The public is invited to attend. Persons who need accommodation due to a disability and wish to attend the meeting should contact Barbara Kennedy at (717) 783-9210 so that arrangements can be made.

ROBERT TORRES,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1750. Filed for public inspection October 20, 2017, 9:00 a.m.]



# DEPARTMENT OF TRANSPORTATION

## Medical Advisory Board Meeting

The Medical Advisory Board (Board) will meet on Friday, November 3, 2017. The meeting will begin at 10 a.m. at the Riverfront Office Center, Transportation University, 1101 South Front Street, Harrisburg, PA. Chairperson Kara N. Templeton will preside. The meeting is open to the public.

Members of the public interested in addressing the Board with a concern relating to medical regulations must contact Angelia Gillis at (717) 783-4534 by Friday, October 27, 2017. These concerns will be discussed during "Items from the Floor" on the agenda, which will open at 12:15 p.m.

The meeting location is accessible to persons with disabilities. Persons with special needs or requiring special aids are also requested to contact Angelia Gillis at (717) 783-4534 prior to the meeting so that disability needs may be accommodated.

LESLIE S. RICHARDS,  
Secretary

[Pa.B. Doc. No. 17-1751. Filed for public inspection October 20, 2017, 9:00 a.m.]

# GAME COMMISSION

## Chronic Wasting Disease—Designation of Disease Management Areas and Endemic States and Canadian Provinces Order # 3

### Executive Order

*Whereas*, Chronic Wasting Disease (CWD) is an infectious and progressive neurological disease that is found in, and always proves fatal to, members of the family Cervidae (deer, elk or moose, and other susceptible species, collectively called cervids); and

*Whereas*, There are no known treatments for CWD infection, no vaccines to protect against CWD infection, and no approved tests that can detect the presence of CWD in live cervids; and

*Whereas*, CWD is designated as a "dangerous transmissible disease" of animals by order of the Secretary of Agriculture under 3 Pa.C.S. § 2321(d) (relating to dangerous transmissible diseases); and

*Whereas*, The Game and Wildlife Code (Code) (34 Pa.C.S. §§ 101 et seq.) and regulations promulgated thereunder (58 Pa. Code §§ 131.1 et seq.) collectively provide broad authority to the PGC to regulate activities relating to the protection, preservation, and management of game and wildlife, including cervids; and

*Whereas*, On March 28, 2017 (effective May 16, 2017), the Commission added 58 Pa. Code § 137.35 (relating to Chronic Wasting Disease Restrictions) to give more permanent status and structure to the CWD requirements and restrictions previously established and maintained over the past decade by and through executive orders; and

*Whereas*, Section 137.35(d) provides the Executive Director with the authority to designate CWD Disease Management Areas (DMAs) within this Commonwealth; and

*Whereas*, Section 137.35(d) also provides the Executive Director with the authority to designate CWD-endemic States or Canadian Provinces; and

*Whereas*, Previous executive orders concerning designation of CWD DMAs and CWD-endemic States and Canadian Provinces within this Commonwealth were issued by the Commission on June 1, 2017 and July 24, 2017; and

*Whereas*, The Commission has determined that further designation of CWD DMAs and CWD-endemic States and Canadian Provinces is necessary to fully implement the Commission's CWD program.

*Now Therefore*, I, BRYAN J. BURHANS, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Code and regulations promulgated thereunder, do hereby order and direct the following:

1. DMAs within this Commonwealth are designated as set forth below. These DMAs are more graphically illustrated on the maps titled "DMA2" and "DMA3" attached hereto and incorporated by reference herein. Should any conflict exist between the below-listed written boundaries and maps of DMA 2 and DMA3, the written descriptions shall prevail.

a. *DMA 1*: Eliminated.

b. *DMA 2*: Adams, Bedford, Blair, Cambria, Clearfield, Cumberland, Franklin, Fulton, Huntingdon and Somerset counties, bounded and described as follows: Beginning in the Southeastern extent of the DMA at the intersection of Taneytown Road (State Highway 134) and the Maryland State Line, proceed north on Highway 134 for approximately 7.4 miles to the intersection of Steinwehr Avenue in Gettysburg. Follow right on Steinwehr Avenue to Baltimore Street. Follow left on Baltimore Street through downtown Gettysburg. Proceed halfway around the traffic circle at the square unto Carlisle Street (State Highway 34). The DMA boundary follows Highway 34 north for approximately 23.1 miles to the intersection of the Baltimore Avenue (State Highway 94). Follow Highway 94 north for approximately 3 miles to the intersection of W. Old York Road (State Highway 174). Turn left and follow Highway 174 west for approximately 18.1 miles to US Highway 11 in Shippensburg. Follow US Highway 11 south for approximately 1.25 miles to the intersection of State Highway 533. Turn right the DMA boundary follows Highway 533 for approximately 4.6 miles to the intersection of State Highway 433 in Orrstown. Turn right and the boundary follows Tanyard Hill Road (State Highway 433) north for approximately 1.75 miles to the intersection of State Highway 997. Follow route 997 north for approximately 3.1 miles to the intersection of State Highway 641. Turn left and the boundary follows State Highway 641 (Forge Hill Road) for approximately 17.5 miles to the intersection of US Highway 522 near Shade Gap. The DMA boundary follows US Highway 522 east for approximately 5.6 miles to the intersection of State Highway 994 (Elliot Street) in Orbisonia. Proceed left on route 994 and follow westward for approximately 8.2 miles to the intersection of State Highway 655. Turn right and the boundary follows Highway 655 north for approximately 16.9 miles to the intersection of US Highway 22. The DMA boundary follows US Highway 22 west for 16.6 miles to State Highway 453, then north along State Highway 453 for 20.5 miles to intersection of State

Highway 253. Follow State Highway 253 south for 8.1 miles to State Highway 53 in Van Ormer. The DMA continues on State Highway 53 south for 1.7 miles to Marina Road. At Marina Road the boundary follows for 5.5 miles to the intersection of Glendale Lake Road. Continue left on Glendale Lake Road and in 3 miles join onto State Highway 36. The DMA boundary follows State Highway 36 west into the town of Patton and then straight onto Magee Avenue to the intersection of 5th Avenue. Continue south on 5th Avenue for about .3 miles where the road becomes Mellon Avenue. Continuing on Mellon Avenue for .4 miles the road becomes Carroll Road once in East Carroll Township. The boundary continues south on Carroll Road for 3.7 miles to State Highway 219 in Carrolltown. The DMA boundary follows State Highway 219 south for 26.7 miles to State Highway 56 East and then follows State Highway 56 east for 3.9 miles to State Highway 160. Following State Highway 160 southward the boundary continues for 26.5 miles to the borough of Berlin, then west through downtown Berlin on State Highway 2030 (Main Street) for 0.44 miles to the intersection of State Highway 219. Finally south along State Highway 219 for 20.6 miles to the Maryland border.

c. *DMA 3*: Clearfield and Jefferson Counties, Pennsylvania, bounded and described as follows: Beginning in the Northwest corner of the DMA at the intersection of State Highway 36 and Interstate 80 (I-80), proceed east on I-80 for 27 miles to where Anderson Creek Road intersects I-80. Continue southwest on Anderson Creek Road for 1.8 miles to Home Camp Road (State Route 4016). Follow Home Camp Road south for 2.5 miles to the intersection with US Highway 322 (Rockton Mountain Highway). Continue west on US Highway 322 for 4 miles to US

Highway 219, then south on along US Highway 219 for 20.25 miles to the intersection with State Highway 36. Continue west on the US 219/State Highway 36 overlap for 2.25 miles, then continue north on State Highway 36. Follow State Highway 36 (Colonel Drake Highway) northwest for 32.5 miles to its intersection with US Highway 322 (Main Street) in Brookville. Continue west on State Highway 36's overlap with US Highway 322 for approximately 0.75 miles, then continue north on State Highway 36 for 0.5 mile to the intersection with I-80.

2. CWD-endemic States or Canadian Provinces are designated to include the following specific States and Canadian Provinces: Alberta, Arkansas, Colorado, Illinois, Iowa, Kansas, Maryland, Michigan, Minnesota, Missouri, Montana, Nebraska, New Mexico, New York, North Dakota, Ohio, Oklahoma, Saskatchewan, South Dakota, Texas, Utah, Virginia, West Virginia, Wisconsin, and Wyoming.

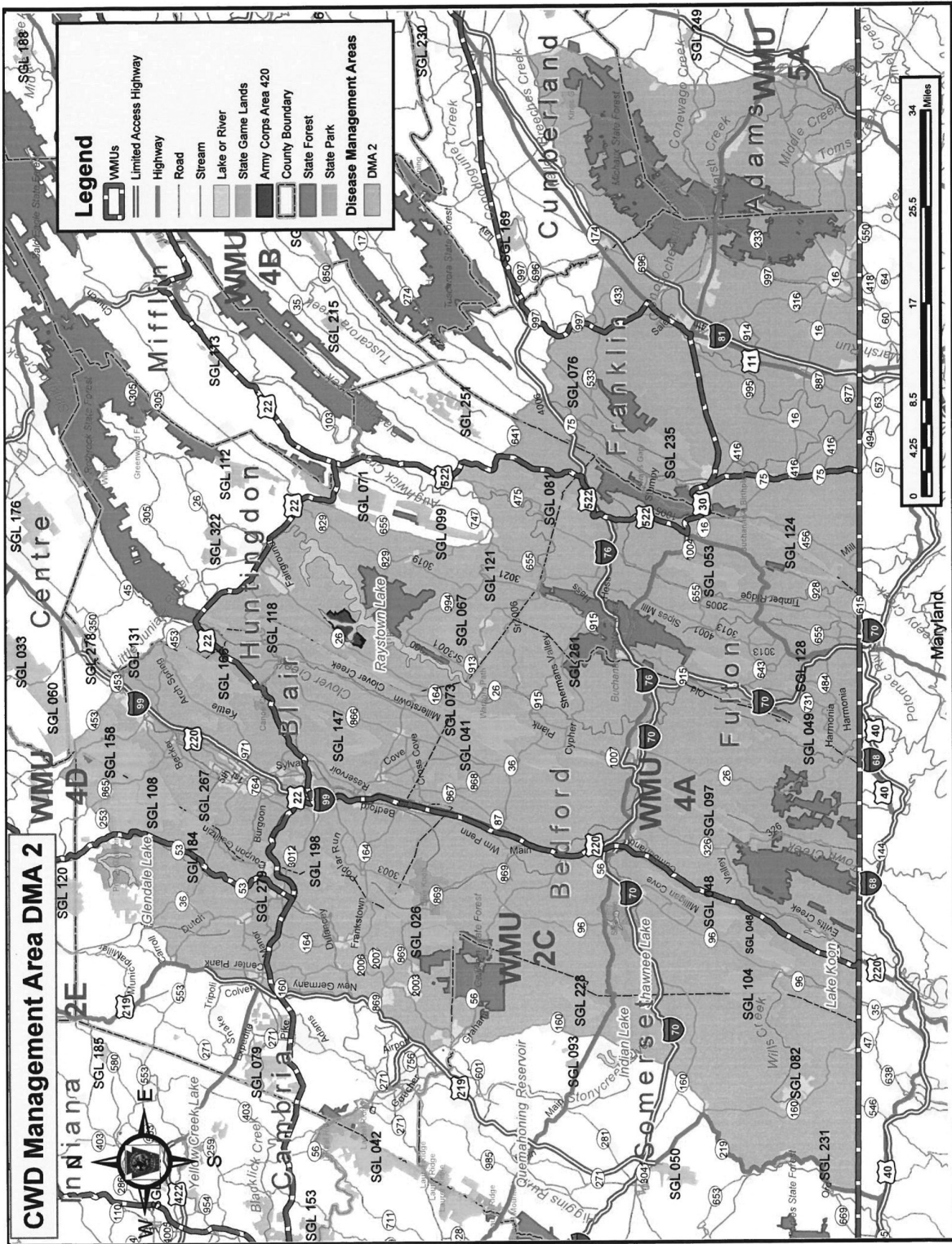
3. The previous executive order concerning designation of CWD DMAs and CWD-endemic States and Canadian Provinces within this Commonwealth that was issued by the Commission on July 24, 2017 and published in the *Pennsylvania Bulletin* on August 5, 2017 at 47 Pa.B. 4598 is hereby rescinded in its entirety and replaced by this Order.

4. This Order is effective on February 1, 2018 and shall remain in effect until rescinded or modified by subsequent order.

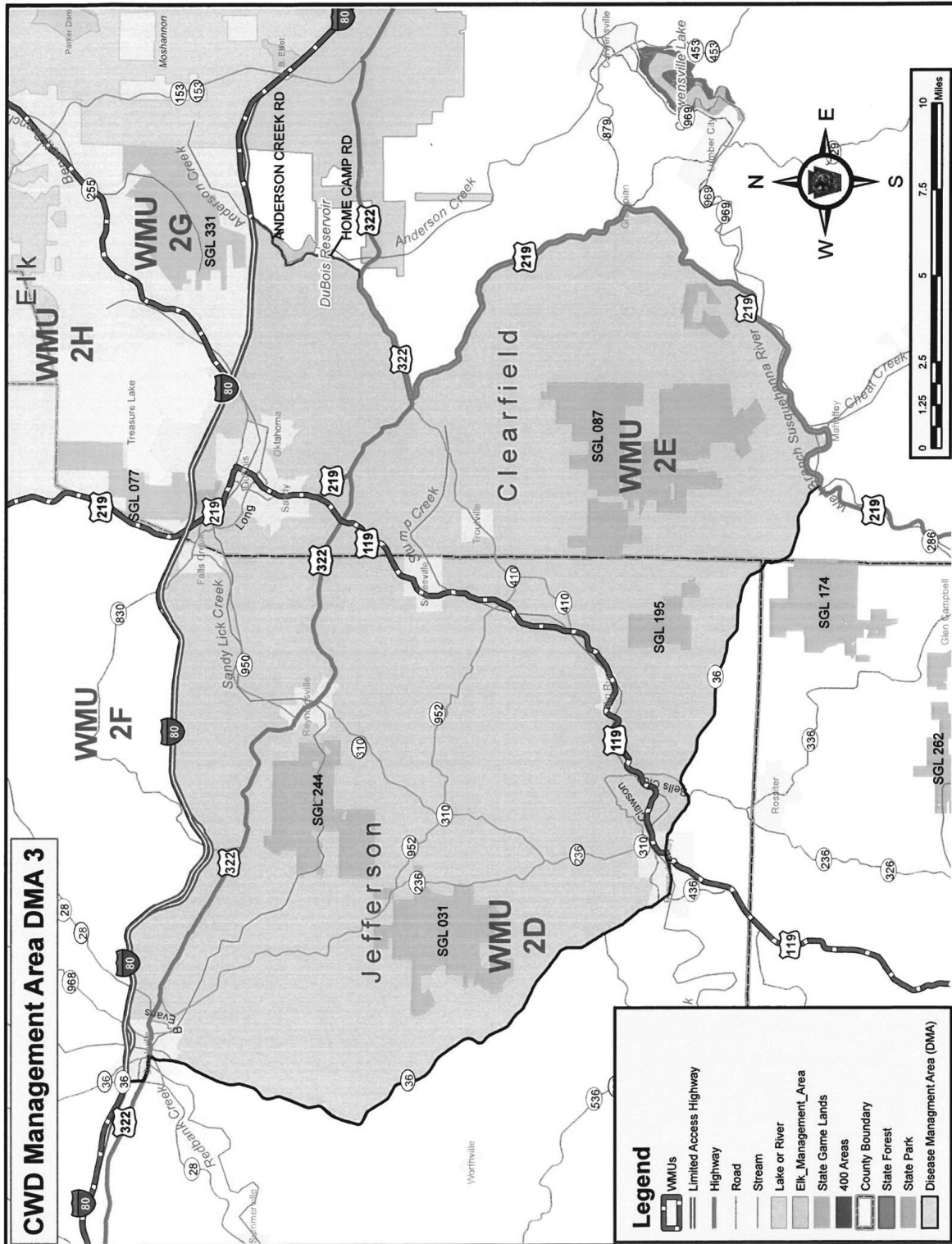
Given under my hand and seal of the Pennsylvania Game Commission on this 6th day of October, 2017.

BRYAN J. BURHANS,  
*Executive Director*









[Pa.B. Doc. No. 17-1752. Filed for public inspection October 20, 2017, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
14-538	Department of Human Services Outpatient Psychiatric Services and Psychiatric Outpatient Clinics 47 Pa.B. 4689 (August 12, 2017)	9/11/17	10/11/17

### Department of Human Services Regulation # 14-538 (IRRC # 3176)

#### Outpatient Psychiatric Services and Psychiatric Outpatient Clinics

October 11, 2017

We submit for your consideration the following comments on the proposed rulemaking published in the August 12, 2017 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Department of Human Services (Department) to respond to all comments received from us or any other source.

#### 1. Determining whether the regulation is in the public interest; Consistency with other statutes; Reasonableness; Protection of public health, safety and welfare; Clarity.

This proposal updates the Department's existing regulations on outpatient behavioral health services and psychiatric outpatient clinics. As noted in the Regulatory Analysis Form (RAF) and the Preamble, two of the goals of the rulemaking are to allow licensed professionals to work within their scope of practice in psychiatric outpatient clinics and to increase access to medically necessary behavioral health treatment services. Commentators have expressed support for the Department's efforts to update its regulations and have offered suggestions that would assist the Department in achieving its goals.

A recurring theme in the comments relates to the availability of psychiatrists to provide services and whether other licensed mental health care practitioners are being used to the fullest extent allowed by the laws and regulations that govern their practice. For example, it has been suggested that psychologists, certified registered nurse practitioners and physician assistants be permitted to sign initial treatment plans and the annual review of those plans. Another issue raised by commentators relates to the working relationship between physicians/psychiatrists and certified registered nurse practitioners. Commentators point out that, under the Nurse Practice Act and its regulations, certified registered

nurse practitioners work in collaboration with physicians and psychiatrists, not under their supervision. Commentators also ask the Department to consider the concept of integrated care, in which a facility offers both medical and behavioral health services. We agree that the public would benefit from a rulemaking that expands services to those in need. At the same time, we recognize the importance of ensuring that those providing services under these regulations are qualified to do so.

The RAF explains that the Department has been working on this proposal with the regulated community since 2013. It will be approximately five years from the time the Department started working on this proposal until it is delivered for final consideration. We encourage the Department to continue to work with the regulated community as it develops the final-form rulemaking and to address the comments described above. In addition, the Department should ensure that the final regulation represents the most up-to-date law and best practices as it pertains to scope of practice for all licensed mental health care practitioners and the concept of integrated care.

Commentators have asked the Department to clarify certain provisions relating to children receiving behavioral health services. The proposed regulation does not specifically address situations where a child is the individual receiving services. Since this rulemaking authorizes psychiatric outpatient clinic services, MMHT services, telepsychiatry and psychiatric outpatient partial hospitalization to eligible individuals which includes both adults and children, the Department should make certain that age of consent requirements are clear to the individual, families and service providers and that they are consistent with other regulations and laws.

We also ask the Department to ensure that eligible individuals are not inadvertently excluded from the services authorized by this rulemaking. One commentator pointed out that partial hospitalization services for persons older than age 14 and up to age 18 appears to have been omitted when restating the definitions for "Adult" and "Children and youth partial hospitalization program." The Department should explain its intent or include a definition for this population of children receiving these services.

## CHAPTER 1153. OUTPATIENT BEHAVIORAL HEALTH SERVICES

### 2. Section 1153.2. Definitions.—Clarity.

*Adult*—This term is defined as “An individual 21 years of age or older.” A commentator has stated that by most standards, adults are considered those over the age of 18. What is the rationale for the age noted in the definition? Is it consistent with the law in the Commonwealth?

*Family psychotherapy, group psychotherapy and individual psychotherapy*—These definitions have been amended by deleting the minimum time required for each session. What is the rationale for deleting the time requirements from each of these definitions?

*MMHT—Mobile Mental Health Treatment*—This new definition allows one or more of the following services to be provided in an individual’s residence or approved community site: assessment; individual, group or family therapy; and medication visits. Commentators have asked several questions related to how the Department intends to implement this type of service. For example, will it include telepsychiatry? What is expected during medication visits? Does it require prior authorization? We ask the Department to provide a more detailed explanation of how it intends to implement the services that fall under this definition in the Preamble to the final-form regulation. Any clarifications to the delivery of MMHT should also be set forth in the regulation.

*Psychiatric evaluation*—This definition is being amended to allow an evaluation to be done via “real-time, two-way interactive audio-video transmission with prior written approval from the Department.” A commentator has asked if any privacy or security standards would apply to evaluations done through audio-video transmission. We ask the Department to explain in the Preamble to the final-form regulation if any such standards would apply. If privacy or security standards apply, the regulation should address those standards. In addition, how would Department approval for an evaluation done through audio-video transmission be obtained? Would the approval be granted in writing? We recommend that the process for obtaining approval be included in the body of the final-form regulation.

### 3. Section 1153.14. Noncovered services.—Clarity; Reasonableness; Need; Implementation procedures.

This existing section lists the types of services that are not eligible for payment. We have the following concerns with the amendments being proposed.

A commentator believes that the amendments to Paragraph (6) would preclude individuals from receiving telepsychiatry services in their homes and this would be at odds with the Department’s states goals of expanding this type of service. Has the Department considered allowing payment for this type of service?

Paragraph (9) states that psychiatric outpatient clinic services, MMHT and psychiatric partial hospitalization provided on the same day to the same individual are noncovered services. Similarly, proposed Paragraph (20) reads that MMHT provided on the same day as other home and community-based behavioral health services to the same individual are noncovered services. The Department should explain the need and rationale for these provisions.

Paragraph (21) states that MMHT services provided as a substitute for transportation to the psychiatric out-

patient clinic are noncovered services. How will that be determined? The Department should clarify its intent with this provision.

### 4. Section 1153.52. Payment conditions for various services.—Clarity; Reasonableness.

The description in the Preamble for this section states that the proposed amendments will allow a psychiatric clinic medication visit to be provided by an “advanced practice professional” licensed by the Commonwealth. That term is not used in this section, nor is it defined in Chapter 1153. However, the term is defined in Chapter 5200. If the intent of the Department is to allow an “advanced practice professional” to provide a psychiatric clinic medication visit, that term should be added to this section and the term should be defined in Chapter 1153.

Under existing Subsection (b)(2)(v), a commentator has recommended adding physician assistants and certified registered nurse practitioners to be consistent with the amended definition of “psychiatric clinic medication visit.” We agree and ask the Department to amend the final-form rulemaking as recommended.

Subsection (d) establishes the conditions and limitations for MMHT services. A commentator has suggested that this subsection be amended to reflect the criteria found in the Provider Handbook attached to the OMHSAS Bulletin 08-06-18 and to add the need for specialized transportation to the Handbook and regulations. We ask the Department to explain why specialized transportation is not included as an eligible service in the Preamble to the final-form regulation.

## CHAPTER 5200. PSYCHIATRIC OUTPATIENT CLINICS

### 5. Section 5200.3. Definitions.—Clarity.

*Assessment*—This section adds a definition for this term. The term is also used in Chapter 1153, but it is not defined in that chapter. We believe adding this definition to Chapter 1153 would improve the clarity of this proposal. In addition, a commentator has stated that the terms “assessment,” “evaluation” and “diagnostic evaluation” appear to be used interchangeably. They recommend the inclusion of one consistent definition throughout the chapters. If these terms are used interchangeably, we agree with the commentator and ask the Department to use the defined term of “assessment” throughout the rulemaking. If these terms have distinct meanings, the definitions of “evaluation” and “diagnostic evaluation” should be defined in the regulation.

*LPHA—Licensed practitioner of the healing arts*—This term is included in the Definitions section of proposed Chapter 5200, however it does not appear in the actual text of that chapter. We note that in §§ 5200.42(a)(1) and (b)(1) the term “licensed practitioner” is used. Should the term “LPHA” be used instead of “licensed practitioner?” If so, the Department should use the term consistently throughout the regulation or delete it and define “licensed practitioner” in the regulation.

*Telepsychiatry*—In the Preamble, the Department explains it has been demonstrated that individuals receiving services can be reliably assessed, diagnosed and treated with pharmacology in outpatient clinics through telepsychiatry. A commentator has noted that providing telepsychiatry to consumers in their homes is cost effective and reliable. They believe telepsychiatry is better suited to meet the needs of consumers in rural areas than MMHT services. As the final-form rulemaking is being



developed, we ask the Department to consider expanding the use of telepsychiatry to provide greater access to individuals in a manner that is supported by the most recent scientific data or literature on this topic.

**6. Section 5200.22. Staffing pattern.—Clarity; Implementation procedures.**

Commentators have raised several questions related to the clarity of Subsections (a) and (b). We ask the Department to address the following questions. First, are there any qualifications to be considered “treatment staff?” Second, what is meant by “psychiatric time,” and would qualified certified registered nurse practitioners and physicians assistants be able to provide it? Third, are there qualifications associated with meeting the standard of “specializing in behavioral health?”

In addition, we question how the Department will implement Subsection (b) and the requirement to obtain “prior written approval from the Department” for the use of telepsychiatry. What criteria will the Department use to determine if telepsychiatry is appropriate? How would outpatient psychiatric clinics obtain written approval from the Department? The Department should include these details in the final-form regulation.

**7. Miscellaneous.**

Question # 29 of the RAF submitted with the proposed rulemaking indicates that the expected date of delivery for the final-form regulation will be October of 2017. When the final-form regulation is delivered, we ask the Department to update Question 29 of the RAF to reflect the date of delivery.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 17-1753. Filed for public inspection October 20, 2017, 9:00 a.m.]

## INSURANCE DEPARTMENT

**Review Procedure Hearings; Cancellation or Refusal of Insurance**

The following insurer has requested a hearing as authorized by the act of June 17, 1998 (P.L. 464, No. 68) (Act 68) in connection with the termination of the insured’s automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 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 §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Safe Auto Insurance Company; File No. 17-198-214363; Brandon Mueller; Doc. No. P17-10-002; November 29, 2017, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Acting Insurance Commissioner (Acting Commissioner) will issue a written order resolving the

factual issues presented at the hearing and stating what remedial action, if any, is required. The Acting Commissioner’s Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Acting Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Human Resources at (717) 783-4308.

JESSICA K. ALTMAN,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 17-1754. Filed for public inspection October 20, 2017, 9:00 a.m.]

**Review Procedure Hearings under the Unfair Insurance Practices Act**

The following insured has requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the company’s termination of the insured’s homeowners policy. The hearing will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to Administrative Rules of Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Daniel Webster; File No. 17-198-213928; Selective Insurance Company of the Southeast; Doc. No. P17-10-003; November 16, 2017, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Acting Insurance Commissioner (Acting Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Acting Commissioner’s Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Acting Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Human Resources at (717) 783-4308.

JESSICA K. ALTMAN,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 17-1755. Filed for public inspection October 20, 2017, 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.

#### *Executive Board*

Resolution No. CB-17-022, Dated September 15, 2017. Authorizes the Collective Bargaining Agreement between the Commonwealth of Pennsylvania and the Service Employees International Union, Healthcare Pennsylvania, CTW, CLC. The Collective Bargaining Agreement provides for the establishment of rates of pay, hours of work, and other conditions of employment for the period July 1, 2016 through June 30, 2019.

#### *Governor's Office*

Management Directive No. 220.1—Commonwealth Media Services, Amended September 1, 2017.

Management Directive No. 310.12—Refunding Fees and Charges Collected in Error, Amended September 21, 2017.

Management Directive No. 515.15—Employment-Related Verification and Background Checks, Amended September 6, 2017.

LAURA CAMPBELL,  
*Director*  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 17-1756. Filed for public inspection October 20, 2017, 9:00 a.m.]

## MUNICIPAL POLICE OFFICERS' EDUCATION AND TRAINING COMMISSION

### Basic Curriculum Increase of Hours

The following notice is published in accordance with the requirements of 37 Pa. Code §§ 203.11(a)(11)(ii)(F) and 203.12(4)(i) (relating to qualifications; and waiver of training). At its quarterly meeting on September 14, 2017, the Municipal Police Officers' Education and Training Commission voted upon and approved the following changes to the Municipal Police Officers' Training Program (Program).

Effective January 1, 2018, the number of hours in the basic police training course is increased to 919 hours. Various academic tests are administered throughout the Program, and they are grouped into and graded as a series of modules. Cadets are required to attain an 80% in each academic module for retention in the basic police training course. A Cadet who fails to attain an 80% in an

academic module will be removed from the course and required to retake and successfully pass that academic module before being allowed to proceed to other areas of the curriculum. A second failure of an academic module will require the Cadet to successfully retake and pass the entire basic police training course to qualify for certification. Cadets who fail to attain an 80% in two separate modules shall be required to retake and pass the entire basic police training course in order to qualify for certification.

Effective January 1, 2018, the minimum passing score for the Act 120 Certification Exam required for certification as a municipal police officer is 72%. Basic training applicants and applicants for waivers of training shall be permitted to take the certification examination a maximum of three times and only once in any given day. Failure to pass the certification examination after three attempts shall result in the applicant being required to take and pass the entire basic police training course to qualify for certification.

COLONEL TYREE C. BLOCKER,  
*Commissioner*

[Pa.B. Doc. No. 17-1757. Filed for public inspection October 20, 2017, 9:00 a.m.]

## OFFICE OF OPEN RECORDS

### Right-to-Know Law and Sunshine Law Annual Training

The Office of Open Records (OOR) is conducting its annual training on the Right-to-Know Law (RTKL) (65 P.S. §§ 67.101—67.3104) and 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act) on October 23, 2017, from 2 p.m. to 4:30 p.m. in Hearing Room 1, Commonwealth Keystone Building, 400 North Street, Harrisburg, PA 17120. This year's training will consist of two sessions, each followed by a question and answer period.

The first session will provide an overview of the RTKL and the Sunshine Act. This session will discuss the mechanics and deadlines of the RTKL, including: the request and response process; an overview of the various exemptions and privileges agencies can raise to withhold records under the RTKL; and a discussion of the RTKL appeal process and procedures before the OOR. This session will also include a discussion of how and when the Sunshine Act applies to agencies.

The second session will consist of a presentation providing an overview of recent Commonwealth and Supreme Court decisions related to the RTKL as well as notable OOR decisions from the last year. This session will also include a panel discussion addressing current trends in the RTKL and open government generally.

The training is free and open to everyone, including citizens, public officials, agency open records officer, attorneys and members of the media. The training can be attended in person or online. This program is pending approval for 1.5 CLE hours. Individuals may register online at <https://oor-training-2017.eventbrite.com>.

ERIK ARNESON,  
*Executive Director*

[Pa.B. Doc. No. 17-1758. Filed for public inspection October 20, 2017, 9:00 a.m.]

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Natural Gas Service

**A-2017-2627874. Peoples Natural Gas Company, LLC.** Application for approval of abandonment of natural gas service by Peoples Natural Gas Company, LLC to three customers located in Greene County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before November 6, 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](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Peoples Natural Gas Company, LLC

*Through and By Counsel:* Jennifer L. Petrisek, Senior Attorney, Peoples Natural Gas Company, LLC, 375 North Shore Drive, Pittsburgh, PA 15212

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1759. Filed for public inspection October 20, 2017, 9:00 a.m.]

## Pro Forma and Indirect Minority Ownership Changes

**A-2017-2627878. Atlantic Broadband Enterprise, LLC.** Application of Atlantic Broadband Enterprise, LLC for approval for a pro forma change in its intermediate holding company structure and a proposed change in indirect minority ownership.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before November 6, 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](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Atlantic Broadband Enterprise, LLC

*Through and By Counsel:* Anthony C. DeCusatis, Esquire, Catherine G. Vasudevan, Esquire, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103-2921

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1760. Filed for public inspection October 20, 2017, 9:00 a.m.]

## Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by November 6, 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-2017-2620046. H. V. Camberg Services, Inc.** (11368 Tyrone Pike, Irvona, Clearfield County, PA 16656) for the right to begin to transport, as a common carrier, by motor vehicle, an individual with special needs in paratransit service from their home at 1228 Grassflat Avenue, Grassflat, Clearfield County, PA 16839, to Skills of Central Pennsylvania, Inc., 2437 Commercial Boulevard, Suite 3, State College, Centre County, PA 16801, and return.

**A-2017-2625814. Executive Trans, Inc.** (48 East Hillcrest Street, Chalfont, Bucks County, PA 18914) persons in limousine service, between points in Pennsylvania; excluding areas under the jurisdiction of the Philadelphia Parking Authority. *Attorney:* Jordan Rand, 1835 Market Street, Suite 1400, Philadelphia, PA 19103.

**A-2017-2628405. Bucks Charter and Events, LLC, t/a Bucks Charter & Events** (441 Upper State Road, Chalfont, Bucks County, PA 18914) 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 and Montgomery, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1761. Filed for public inspection October 20, 2017, 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 November 6, 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. New Trinity Ambulance, LLC; Docket No. C-2017-2619312**

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 New Trinity Ambulance, LLC, (respondent) is under suspension effective August 01, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 5418 North Mascher Street, Rear Garage, Philadelphia, PA 19120.
3. That respondent was issued a Certificate of Public Convenience by this Commission on January 24, 2017, at A-6419007.
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-6419007 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 8/29/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of

Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. 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. Irvin C.  
Gallaher, III, t/a I. Gallaher Trucking;  
Docket No. C-2017-2621141**

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 Irvin C. Gallaher, III, t/a I. Gallaher Trucking, (respondent) is under suspension effective August 09, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 4244 Irvona Road, Irvona, PA 16656-9012.
3. That respondent was issued a Certificate of Public Convenience by this Commission on November 16, 2011, at A-8913745.
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-8913745 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: 9/5/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. 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. Synergistiks, Inc.;  
Docket No. C-2017-2621326**

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 Synergistiks, Inc., (respondent) is under suspension effective August 10, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 265 Brush Mountain Road, Altoona, PA 16601.

3. That respondent was issued a Certificate of Public Convenience by this Commission on April 05, 2005, at A-00121358.

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-00121358 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: 9/5/2017

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.



Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

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. Wicker Trucking, Inc.; Docket No. C-2017-2622879**

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 Wicker Trucking, Inc., (respondent) is under suspension effective August 15, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 700 Porter Avenue, Scottsdale, PA 15683.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 28, 1976, at A-00099447.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-00099447 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: 9/6/2017

David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law

Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. 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. 17-1762. Filed for public inspection October 20, 2017, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as common carriers 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 November 6, 2017. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director 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-17-10-01. Mondal Trans, Inc.** (83 South State 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. *Attorney for Applicant:* Charles Milstein, Esq., 7102 Frankford Avenue, Philadelphia, PA 19135.

**Doc. No. A-17-10-02. Dosso Trans, Inc.** (221 South Chester Pike, Apartment B-7, Glenolden, PA 19036): 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. 17-1763. Filed for public inspection October 20, 2017, 9:00 a.m.]

# PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

## Hearings Scheduled

Hearings have 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 hearings will be held before a hearing officer at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101:

March 7, 2018	Dennis L. Younkin (Benefit Calculation)	10 a.m.
April 11, 2018	Linda L. Reynolds (Disability)	10 a.m.

Persons with a disability who wish to attend a 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 hearings 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. 17-1764. Filed for public inspection October 20, 2017, 9:00 a.m.]

# STATE CONSERVATION COMMISSION

## Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with Pennsylvania's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

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

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

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

### Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Springfield Manor Farm, LLC 3241 Blue Rock Road Lancaster, PA 17603	Lancaster County/ Manor Township	25.9	Layers	New	Approved
Shelmar Acres, LLC 580 Colebrook Road Mount Joy, PA 17552	Lancaster County/ East Donegal Township	734.2	Swine	Amended	Approved
Walmore Holsteins, Inc.— Unit 2 2196 Gap Newport Pike Cochranville, PA 19330	Chester County/ Londonderry Township	415.9	Cattle	Amended	Approved
David K. Stoltzfus 146A Pond Road Ronks, PA 17572	Lancaster County/ Leacock Township	0.0	Cattle	New	Approved
Donald L. Fisher 304 Mountain Road Millerstown, PA 17062	Perry County/ Greenwood Township	272.06	Broilers	New	Approved



## NOTICES

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Loren Stoner 336 Sunset Drive Fredericksburg, PA 17026	Lebanon County/ Bethel Township	196.5	Broilers	Existing	Rescinded
Doug Wetzel 2450 Mummasburg Road Gettysburg, PA 17325	Adams County/ Franklin Township	391.77	Turkeys	New	Approved
Irwin Martin 231 Brosius Hill Road Mount Pleasant Mills, PA 17853	Snyder County/ Perry Township	320.44	Turkeys, Cattle and Goats	Amended	Approved
Wen-Crest Farms, LLC— 549 Schaeffer Road Site 549 Schaeffer Road Lebanon, PA 17042	Lebanon County/ South Lebanon Township	0.0	Broilers	New	Approved
Eugene Martin 74 Wintersville Road Richland, PA 17087	Berks County/ Tulpehocken Township	211.19	Broilers	New	Approved

RUSSELL C. REDDING,  
*Chairperson*

[Pa.B. Doc. No. 17-1765. Filed for public inspection October 20, 2017, 9:00 a.m.]



