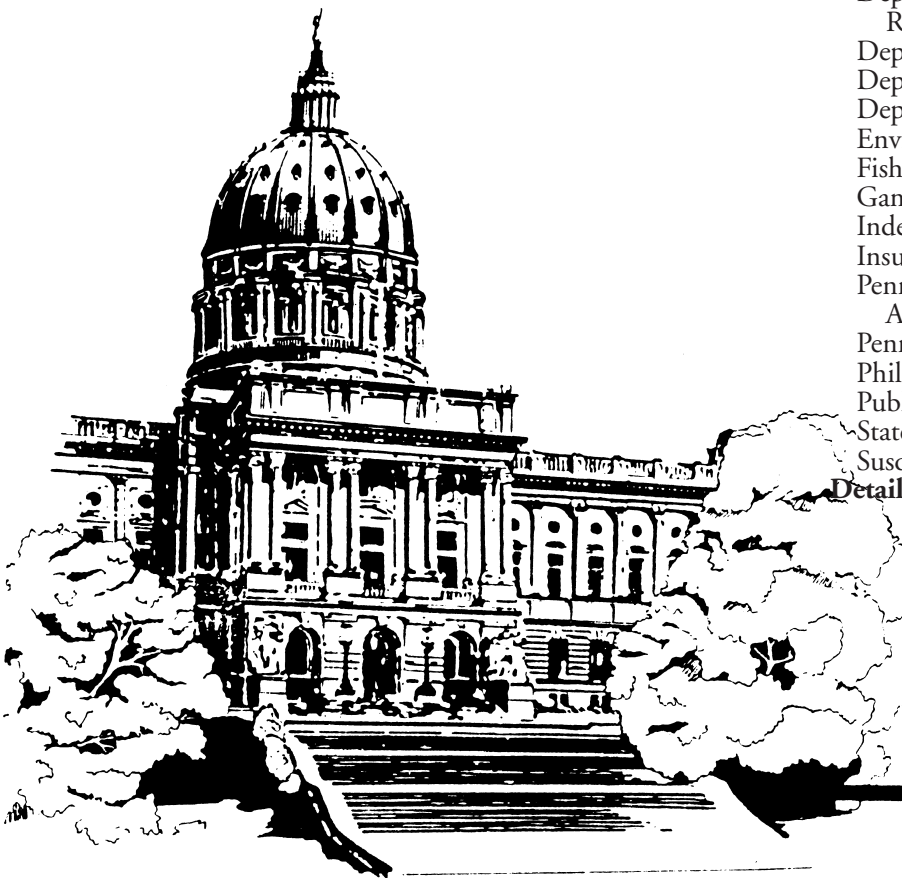


# PENNSYLVANIA BULLETIN

Volume 47  
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(Master Transmittal Sheet):**

**No. 516, November 2017**

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## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

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

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

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

### ***Pennsylvania Code***

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

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

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

### **How to Find Documents**

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

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

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

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

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

### Fiscal Notes

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

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

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# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2017.

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# THE COURTS

## Title 210—APPELLATE PROCEDURE

### PART I. RULES OF APPELLATE PROCEDURE

[ 210 PA. CODE CH. 19 ]

#### Order Amending Rule 1941 of the Rules of Appellate Procedure; No. 272 Appellate Procedural Rules Doc.

##### Order

##### *Per Curiam*

And Now, this 19th day of October, 2017, upon the recommendation of the Appellate Court Procedural Rules Committee; the proposal having been submitted without publication pursuant to Pa.R.J.A. No. 103(a) in the interest of efficient administration:

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 1941 of the Pennsylvania Rules of Appellate Procedure is amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective immediately.

##### Annex A

#### TITLE 210. APPELLATE PROCEDURE

#### PART I. RULES OF APPELLATE PROCEDURE

#### ARTICLE II. APPELLATE PROCEDURE

#### CHAPTER 19. PREPARATION AND TRANSMISSION OF RECORD AND RELATED MATTERS

#### REVIEW OF DEATH SENTENCES

#### Rule 1941. Review of Sufficiency of the Evidence and the Propriety of the Penalty in Death Penalty Appeals.

(a) *Procedure in trial court.*—Upon the entry of a sentence subject to 42 Pa.C.S. § 9711(h) (review of death sentence) the court shall direct the official court reporter and the clerk to proceed under this chapter as if a notice of appeal had been filed 20 days after the date of entry of the sentence of death, and the clerk shall immediately give written notice of the entry of the sentence [ **to the Administrative Office and** ] to the Supreme Court Prothonotary's Office. The clerk shall insert at the head of the list of documents required by Pa.R.A.P. 1931(c) a statement to the effect that the papers are transmitted under this rule from a sentence of death.

(b) *Filing and docketing in the Supreme Court.*—Upon receipt by the Prothonotary of the Supreme Court of the record of a matter subject to this rule, the Prothonotary shall immediately:

1. Enter the matter upon the docket as an appeal, with the defendant indicated as the appellant and the Commonwealth indicated as the appellee.

2. File the record in the Supreme Court.

3. Give written notice of the docket number assignment in person or by first class mail to the clerk of the trial court.

4. Give notice to all parties [ **and the Administrative Office** ] of the docket number assignment and the date on which the record was filed in the Supreme Court, and give notice to all parties of the date, if any, specially fixed by the Prothonotary pursuant to Pa.R.A.P. 2185(b) for the filing of the brief of the appellant.

(c) *Further proceedings.*—Except as required by Pa.R.A.P. 2189 or by statute, a matter subject to this rule shall proceed after docketing in the same manner as other appeals in the Supreme Court.

**Official Note:** Formerly the Act of February 15, 1870 (P.L. 15, [ **No. 6** ] § 2) required the appellate court to review the sufficiency of the evidence in certain homicide cases regardless of the failure of the appellant to challenge the matter. *See, e.g., Commonwealth v. Santiago*, 382 A.2d 1200, **1201** (Pa. 1978). Pa.R.A.P. 302 now provides otherwise with respect to homicide cases generally. However, under paragraph (c) of this rule the procedure for automatic review of capital cases provided by 42 Pa.C.S. § 9711(h) (review of death sentence) will permit an independent review of the sufficiency of the evidence in such cases. In capital cases, the Supreme Court has jurisdiction to hear a direct appeal and will automatically review (1) the sufficiency of the evidence “to sustain a conviction for first-degree murder in every case in which the death penalty has been imposed;” (2) the sufficiency of the evidence to support the finding of at least one aggravating circumstance set forth in 42 Pa.C.S. § 9711(d); and (3) the imposition of the sentence of death to ensure that it was not the product of passion, prejudice, or any other arbitrary factor. *Commonwealth v. Mitchell*, 902 A.2d 430, 444, 468 (Pa. 2006); 42 Pa.C.S. § [ **722** ] **722(4)**; 42 Pa.C.S. § 9711(h)(1), (3). Any other issues from the proceedings that resulted in the sentence of death may be reviewed only if they have been preserved and if the defendant files a timely notice of appeal.

Likewise, although Pa.R.A.P. 702(b) vests jurisdiction in the Supreme Court over appeals from sentences imposed on a defendant for lesser offenses as a result of the same criminal episode or transaction where the offense is tried with the capital offense, the appeal from the lesser offenses is not automatic. Thus the right to appeal the judgment of sentence on a lesser offense will be lost unless all requisite steps are taken, including preservation of issues (such as by filing post-trial motions) and filing a timely notice of appeal.

*See* Pa.R.A.P. 2189 for provisions specific to the production of a reproduced record in cases involving the death penalty.

[Pa.B. Doc. No. 17-1801. Filed for public inspection November 3, 2017, 9:00 a.m.]

# Title 25—LOCAL COURT RULES

## BUTLER COUNTY

### Appointment of Master in Orphans' Court; MsD: 2 of 2017

#### Administrative Order of Court

*And Now*, this 18th day of October, 2017, the Court orders and directs that the Administrative Order of Court dated October 4, 2017 related to the appointment of a Master in Orphans' Court be published forthwith in the *Pennsylvania Bulletin*.

It is further ordered that this Administrative Order shall be effective on January 1, 2018.

It is finally ordered that in accordance with Pa.R.J.A 103 that the District Court Administrator shall:

(a) File one copy hereof with the Administrative Office of Pennsylvania Courts,

(b) Distribute two paper copies and one electronic copy hereof to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*,

(c) Deliver a copy of the Administrative Order related to the Appointment of Master in Orphan's Court to the *Butler County Legal Journal* for publication as that organization deems appropriate.

(d) Distribute a copy of the Administrative Order to the Judges of the Court of Common Pleas in Butler County.

(e) Publish this Administrative Order on the Butler County Court website.

(f) File a copy of the Administrative Order in the Butler County office of the Clerk of the Orphans' Court for inspection and copying.

*By the Court*

THOMAS J. DOERR,  
*President Judge*

#### ORPHANS' COURT DIVISION

### Appointment of Orphans' Court Master; MsD: No. 2 of 2017

#### Administrative Order of Court

*And Now*, this 4th day of October, 2017, upon its own motion, and pursuant to 20 Pa.C.S.A. § 751(1), the Court hereby appoints Victor Vouga, Esquire, to serve at the pleasure of the Court in the capacity of Orphans' Court Master.

The Administrative Order of Court dated August 31, 2017 related to the appointment of an Orphans' Court Master is herewith vacated.

When the Trial Court determines that the parties in a matter assigned to the Master by the Court are unable to pay the Master's fees, upon presentation of an invoice, detailing the Master's time associated with the underlying proceeding, and the issuance of a subsequent Order of

Court, the County of Butler, Pennsylvania, shall pay the Orphans' Court Master at the rate of Ninety Dollars (\$90.00) per hour.

This Order shall be effective on January 1, 2018.

*By the Court*

THOMAS J. DOERR,  
*President Judge*

[Pa.B. Doc. No. 17-1802. Filed for public inspection November 3, 2017, 9:00 a.m.]

## BUTLER COUNTY

### Fee Schedule for Domestic Relations; DRS MsD No. 041-2017

#### Administrative Order of Court

*And Now*, this 19th day of October, 2017, the Court orders and directs that the Administrative Order of Court dated October 5, 2017 related to the creation of a Fee Schedule for Domestic Relations be published forthwith in the *Pennsylvania Bulletin*.

It is further ordered that this Administrative Order shall be effective on January 2, 2018.

It is finally ordered that in accordance with Pa.R.J.A 103 that the District Court Administrator shall:

(a) File one copy hereof with the Administrative Office of Pennsylvania Courts,

(b) Distribute two paper copies and one electronic copy hereof to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*,

(c) Deliver a copy of the Administrative Order related to the Fee Schedule for Domestic Relations to the *Butler County Legal Journal* for publication as that organization deems appropriate.

(d) Distribute a copy of the Administrative Order to the Judges of the Court of Common Pleas in Butler County.

(e) Publish this Administrative Order on the Butler County Court website.

(f) File a copy of the Administrative Order in the Butler County Domestic Relations Office for inspection and copying.

*By the Court*

THOMAS J. DOERR,  
*President Judge*

#### DOMESTIC RELATIONS SECTION

### Fee Schedule for Domestic Relations Section; Family Support Court; DRS MsD No. 041-2017

#### Administrative Order of Court

*And Now*, this 5th day of October, 2017, pursuant to Local Rule L1910-12 the Court hereby establishes the following fee schedule for the Domestic Relations Section of the Court of Common Pleas of Butler County, Pennsylvania, effective January 1, 2018.

Return of NSF check	\$25.00
Lien Certificate (per name)	\$10.00
Audit of DRS account	\$50.00
Photocopies (per page)	\$00.25

Fees will be assessed for the following services based upon DRS and Adult Probation Policy:

Electronic Monitoring  
Drug Screening  
Supervision Fee

*By the Court*

THOMAS J. DOERR,  
*President Judge*

[Pa.B. Doc. No. 17-1803. Filed for public inspection November 3, 2017, 9:00 a.m.]

## SNYDER COUNTY

### Judicial Administration; CP-55-AD-0000004-2017

#### Order

And Now, this October 4th, 2017, it is Ordered, to be effective 30 days after publication in the *PA Bulletin*, the Union/Snyder County Court of Common Pleas adopts the following local rules governing amendment of Rules 17CV216.2, 17CV1915.3, 17CR106.2 and abolishment of Rules 17CV1901—1901.5 and 17CV206.4(c) for the 17th Judicial District. The forms referenced in 17CR106.2, 17CV216.2, and 17CV1915.3 shall be available on the court's website.

The Snyder/Union County District Court Administrator is Ordered to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to [adminrules@pacourts.us](mailto:adminrules@pacourts.us).
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to [bulletin@palrb.us](mailto:bulletin@palrb.us) with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Union/Snyder County Court website at [www.snydercounty.org](http://www.snydercounty.org) and [www.unioncountypa.org](http://www.unioncountypa.org).
4. Incorporation of the local rule into the set of local rules on [www.snydercounty.org](http://www.snydercounty.org) and [www.unioncountypa.org](http://www.unioncountypa.org) within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.
5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

*By the Court*

MICHAEL T. HUDOCK,  
*President Judge*

#### 17CV216.2. Form of Motion.

All requests for continuances shall be on forms provided by the Court Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

#### 17CV1915.3. Custody Petitions and Procedure.

A. All counts in a divorce complaint and all petitions relating to custody, partial custody, or visitation, of minor children shall be processed in accordance with 17CV1915.3, et seq.

B. As part of the pre-trial procedures, the Court Administrator shall refer all custody-related complaints or petitions, other than a petition for special relief, to mediation at the Susquehanna Valley Mediation Service and the Kids First program.

C. All counts in a divorce complaint and all petitions relating to custody, partial custody, or visitation, of minor children shall include a form order referring the matter to mediation. The form shall be provided by the Court Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

D. Upon receipt of notice that the parties did not resolve the matter through mediation and that the parties have attended Kids First, the Court shall refer the matter to the Custody Hearing Officer for the scheduling of the initial conference with the parties and their respective counsel.

E. Any pleading which requests the scheduling of a proceeding and also requests entry of a temporary order to maintain de facto custody provisions pending mediation or the initial conference shall set forth with specificity those facts supporting the request for the temporary custody order pending mediation or the initial conference.

#### 17CR106.2. Form of Motion.

All requests for continuances shall be on forms provided by the Court Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

**17CV206.4(c).** (This rule has been rescinded in its entirety.)

**17CV1901—1901.5.** (These rules have been rescinded in their entirety.)

[Pa.B. Doc. No. 17-1804. Filed for public inspection November 3, 2017, 9:00 a.m.]

## UNION COUNTY

### Judicial Administration; CP-60-AD-5-2017

#### Order

And Now, this October 4th, 2017, it is Ordered, to be effective 30 days after publication in the *PA Bulletin*, the Union/Snyder County Court of Common Pleas adopts the following local rules governing amendment of Rules 17CV216.2, 17CV1915.3, 17CR106.2 and abolishment of Rules 17CV1901—1901.5 and 17CV206.4(c) for the 17th Judicial District. The forms referenced in 17CR106.2, 17CV216.2, and 17CV1915.3 shall be available on the court's website.

The Snyder/Union County District Court Administrator is Ordered to do the following:

1. File one (1) copy to the Administrative Office of Pennsylvania Courts via email to [adminrules@pacourts.us](mailto:adminrules@pacourts.us).
2. File two (2) paper copies and one (1) electronic copy in a Microsoft Word format only to [bulletin@palrb.us](mailto:bulletin@palrb.us) with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
3. Publish these Rules on the Union/Snyder County Court website at [www.snydercounty.org](http://www.snydercounty.org) and [www.unioncountypa.org](http://www.unioncountypa.org).
4. Incorporation of the local rule into the set of local rules on [www.snydercounty.org](http://www.snydercounty.org) and [www.unioncountypa.org](http://www.unioncountypa.org) within thirty (30) days after the publication of the local rule in the *Pennsylvania Bulletin*.

5. File one (1) copy of the local rule in the appropriate filing office for public inspection and copying.

*By the Court*

MICHAEL T. HUDOCK,  
*President Judge*

**17CV216.2. Form of Motion.**

All requests for continuances shall be on forms provided by the Court Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

**17CV1915.3. Custody Petitions and Procedure.**

A. All counts in a divorce complaint and all petitions relating to custody, partial custody, or visitation, of minor children shall be processed in accordance with 17CV1915.3, et seq.

B. As part of the pre-trial procedures, the Court Administrator shall refer all custody-related complaints or petitions, other than a petition for special relief, to mediation at the Susquehanna Valley Mediation Service and the Kids First program.

C. All counts in a divorce complaint and all petitions relating to custody, partial custody, or visitation, of minor children shall include a form order referring the matter to mediation. The form shall be provided by the Court

Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

D. Upon receipt of notice that the parties did not resolve the matter through mediation and that the parties have attended Kids First, the Court shall refer the matter to the Custody Hearing Officer for the scheduling of the initial conference with the parties and their respective counsel.

E. Any pleading which requests the scheduling of a proceeding and also requests entry of a temporary order to maintain de facto custody provisions pending mediation or the initial conference shall set forth with specificity those facts supporting the request for the temporary custody order pending mediation or the initial conference.

**17CR106.2. Form of Motion.**

All requests for continuances shall be on forms provided by the Court Administrator, under the Court section of each county's website. Visit: [www.snydercounty.org](http://www.snydercounty.org) or [www.unioncountypa.org](http://www.unioncountypa.org).

**17CV206.4(c).** (This rule has been rescinded in its entirety.)

**17CV1901—1901.5.** (These rules have been rescinded in their entirety.)

[Pa.B. Doc. No. 17-1805. Filed for public inspection November 3, 2017, 9:00 a.m.]

# PROPOSED RULEMAKING

## FISH AND BOAT COMMISSION

[ 58 PA. CODE CH. 63 ]

### Fishing; General Fishing Regulations

The Fish and Boat Commission (Commission) proposes to amend Chapter 63 (relating to general fishing regulations). The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code).

#### A. *Effective Date*

This proposed rulemaking, if approved on final-form rulemaking, will go into effect upon final-form publication in the *Pennsylvania Bulletin*.

#### B. *Contact Person*

For further information on this proposed rulemaking, contact Wayne Melnick, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at [www.fishandboat.com](http://www.fishandboat.com).

#### C. *Statutory Authority*

The proposed amendments to § 63.2 (relating to possession of fishing license and verification of license purchase) are published under the statutory authority of section 2703 of the code (relating to possession and display of licenses).

#### D. *Purpose and Background*

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

#### E. *Summary of Proposal*

The Commission is constantly exploring new technologies as they relate to fishing and boating in this Commonwealth. One example of this technology is the purchase of a fishing license or other permit through the Internet on a mobile device. These devices allow for instant purchases and provide additional opportunities to get citizens on the waterways fishing; however, many individuals do not have a readily available means to print the license or permit certificate. This creates a problem when an angler is attempting to do the right thing before heading to a favorite waterway.

Current regulations make it unlawful to fish on Commonwealth waterways without having a valid license certificate displayed on an outer garment. Since it is impractical to display a PDF on a mobile device on an outer garment, Commission staff undertook a review of the current wording of § 63.2 to identify a solution. As part of the review, staff determined that many states have done away with display requirements. Ohio not only did away with the requirement but specifically added wording to its law to allow an angler to provide a PDF stored on a mobile device as proof of a current license. Recently, the Game Commission also removed the display requirement for hunting licenses. This change has added to the confusion for anglers and has led to complaints fielded by officers and regional office staff. Another complaint that staff hear is that because of the display

requirement, anglers lose their licenses, usually because they come unattached somewhere along a stream or on a boat never to be seen again.

In looking at all aspects of removing the display requirement, the most obvious downside is that officers will need to do a field check on every angler since that will be the only way to verify whether someone has a license. This practice may lead to more complaints from anglers who get checked multiple times throughout a season. The removal of the display requirement will not change the practice of giving an individual 7 days to provide proof of a license purchase when caught fishing without a license in possession.

The Commission proposes to amend § 63.2 to read as set forth in Annex A.

#### F. *Paperwork*

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

#### G. *Fiscal Impact*

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

#### H. *Public Comments*

Interested persons are invited to submit written comments, objections or suggestions about the proposed rulemaking to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this proposed rulemaking in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at [www.fishandboat.com/regcomments](http://www.fishandboat.com/regcomments). If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

JOHN A. ARWAY,  
*Executive Director*

**Fiscal Note:** 48A-276. No fiscal impact; (8) recommends adoption.

#### Annex A

#### TITLE 58. RECREATION

#### PART II. FISH AND BOAT COMMISSION

#### Subpart B. FISHING

#### CHAPTER 63. GENERAL FISHING REGULATIONS

§ 63.2. [ **Display** ] **Possession** of fishing license and verification of license purchase.

\* \* \* \* \*

(b) [ **Display on an outer garment** ] **Possession of fishing license.** It is unlawful for a person required [ **by** ] under Chapter 27 of the code (relating to fishing licenses) to purchase a fishing license to fish in the waters of this Commonwealth or in boundary waters **or land** unless the person [ **displays the** ] **has a valid fishing license certificate and associated permits on his person and shows them upon the request of an officer. A license may be stored on a mobile device**

and displayed upon the request of an officer. A person may elect to display a license certificate, a license button or other device approved by the Executive Director on a hat or outer garment while fishing. [ A warning will be issued for a first violation of this section if the person has a valid fishing license in his possession and about his person and shows it upon request. ] If a license button or other device is displayed, the person shall carry the license on his person. An institutional license issued under section 2708 of the code (relating to institutional licenses) may be [ displayed ] possessed or maintained by the person fishing or by the person attending the person who is fishing. [ If a license button or other device is displayed instead of the license certificate, the person shall carry the license certificate about his person. ]

(c) *Fishing without a license in possession.*

(1) When a [ **resident of this Commonwealth** ] person is apprehended for fishing without a license in his possession and claims that he previously purchased a valid fishing license for that year, the officer apprehending the individual shall give the individual 7 days to produce the original of the license certificate, if the individual provides to the officer's satisfaction, at the time of apprehension, positive proof of identity and a residence address within this Commonwealth. The original license certificate shall show all required permits and a purchase date and time prior to the date and time of apprehension.

\* \* \* \* \*

[Pa.B. Doc. No. 17-1806. Filed for public inspection November 3, 2017, 9:00 a.m.]

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# NOTICES

## CAPITOL PRESERVATION COMMITTEE

### Request for Proposals

**CPC 17.164.1: North Office Building Restoration of Suite 104.** A general description includes: cleaning and repair of travertine wall panels as well as procurement and installation of new travertine to match adjacent; cleaning, spot repair and sealing of marble floor and thresholds; cleaning and polishing of existing marble base; installation of new fabric to cover an existing ceiling; new domed upholstery nails will be applied to the ceiling to recreate a historic pattern; stripping and refinishing of bronze grilles; provision of new bronze grilles; provision and installation of recessed floor closers and new pivot hinges; general cleaning of bronze windows and balcony doors (interior and exterior); stripping, repair and refinishing of full height wood wall paneling, HVAC enclosures, wood doors, frames, trim, wainscot, cap assemblies and dais paneled ceiling; repair and refinishing of wood flooring; and general painting of walls, ceiling surfaces and trim.

A \$100 deposit is required for issuance of project documents. The issue date of the request for proposals will be on November 18, 2017. A mandatory preproposal conference and walk through will be held on November 21, 2017, at 10 a.m. in Room 630, Main Capitol Building, Harrisburg, PA. The proposal receipt date is December 15, 2017, at 2 p.m. Project documents may be obtained in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle at (717) 783-6484.

DAVID L. CRAIG,  
*Executive Director*

[Pa.B. Doc. No. 17-1807. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DELAWARE RIVER BASIN COMMISSION

### Public Hearing and Business Meeting

The Delaware River Basin Commission (Commission) will hold a public hearing on Wednesday, November 15, 2017. A business meeting will be held on Wednesday, December 13, 2017. The hearing and business meeting are open to the public and will be held at the Washington Crossing Historic Park Visitor Center, 1112 River Road, Washington Crossing, PA.

*Public hearing.* The public hearing on November 15, 2017, will begin at 1:30 p.m. Hearing items will include draft dockets for withdrawals, discharges and other water-related projects subject to the Commission's review.

Written comments on matters scheduled for hearing on November 15, 2017, will be accepted through 5 p.m. on Monday, November 20, 2017. Time permitting, an opportunity for open public comment will be provided upon the conclusion of Commission business at the December 13, 2017, business meeting; in accordance with recent format changes, this opportunity will not be offered upon completion of the public hearing.

The public is advised to check the Commission's web site periodically prior to the hearing date, as items scheduled for hearing may be postponed if additional time is deemed necessary to complete the Commission's review, and items may be added up to 10 days prior to the hearing date. In reviewing docket descriptions, the public is also asked to be aware that project details commonly change in the course of the Commission's review, which is ongoing.

1. *Global Advanced Metals USA, Inc., D-1970-072-6.* An application to modify the approval of the existing discharge of noncontact cooling water, steam condensate and reverse osmosis reject water from the applicant's 0.222 million gallons per day (mgd) industrial wastewater treatment plant (IWTP). The requested modification is to the previously approved total dissolved solids (TDS) determination and consists of a decrease in the average monthly TDS effluent limit for Outfall No. 001 from 9,620 milligrams per liter (mg/l) to 9,270 mg/l and an increase in the average monthly TDS effluent limit for Outfall No. 002 from 750 mg/l to 1,500 mg/l. The resultant overall allowable average monthly TDS load from the combined outfalls will be reduced from 14,590 pounds per day (lbs/day) to 14,521 lbs/day. No modifications to the IWTP facilities are proposed. Treated effluent will continue to discharge to Swamp Creek at River Mile 92.47—32.3—12.9—12.6 (Delaware River—Schuylkill River—Perkiomen Creek—Swamp Creek) in Douglass Township, Montgomery County and Colebrookdale Township, Berks County, PA.

2. *Blue Ridge Real Estate Company, D-1985-025-4.* An application to renew the approval of an existing discharge from the 0.225 mgd Big Boulder Wastewater Treatment Plant (WWTP) and the continuation of the approval by Docket No. D-1985-025-3 for an expansion to 0.265 mgd. The WWTP utilizes absorption beds for land discharge of the first 0.04 mgd of treated effluent. The WWTP will continue to discharge 0.225 mgd of treated effluent to an unnamed tributary (UNT) of Tunkhannock Creek at River Mile 183.7—83.5—5.6—2.5—0.9 (Delaware River—Lehigh River—Tobyhanna Creek—Tunkhannock Creek—UNT Tunkhannock Creek) by means of Outfall No. 001, within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Kidder Township, Carbon County, PA.

3. *Catasauqua Borough, D-1986-032 CP-3.* An application to renew the approval of the applicant's existing 2.25 mgd WWTP and its discharge. The WWTP will continue to discharge treated effluent to the Lehigh River at River Mile 183.7—20.2 (Delaware River—Lehigh River) within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Catasauqua Borough, Lehigh County, PA.

4. *Kiamesha Artesian Spring Water Company, D-1990-068 CP-4.* An application to renew the approval to withdraw up to 22.63 million gallons per month (mgm) of surface water from Kiamesha Lake and groundwater from the Filter Plant Well and the Fraser Road Well for use in the docket holder's existing public water supply system. The total allocation is based on the reported projected daily demand and is reduced from the previously approved allocation of 28.7 million gallons per 30 days (mg/30 days). This docket also includes an annual



surface water allocation of 100 million gallons per year from Kiamesha Lake in accordance with previous New York State permit requirements. The wells are completed in the Upper Walton Formation and the surface water intake is located in the Sheldrake Stream Watershed in the Town of Thompson, Sullivan County, NY within the drainage area of the section of the main stem Delaware River known as the Middle Delaware, which is classified as Special Protection Waters.

5. *Nesquehoning Borough, D-1990-107 CP-3*. An application to renew the approval of the existing 0.65 mgd Nesquehoning Borough WWTP and its discharge. The WWTP will continue to discharge treated effluent to Nesquehoning Creek at River Mile 183.7—48.5—1.6 (Delaware River—Lehigh River—Nesquehoning Creek) by means of Outfall No. 001, within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Nesquehoning Borough, Carbon County, PA.

6. *Lower Bucks County Joint Municipal Authority, D-1993-068 CP-3*. An application to renew the approval of the existing 10 mgd Lower Bucks County Joint Municipal Authority WWTP. No modifications are proposed. The WWTP will continue to discharge treated effluent to Water Quality Zone 2 of the Delaware River at River Mile 122.1, by means of Outfall No. 001, located in Bristol Township, Bucks County, PA.

7. *Bucks County Water and Sewer Authority, D-1993-076 CP-4*. An application to renew the approval of an existing discharge from the 1.10 mgd Upper Dublin WWTP. The WWTP will continue to discharge treated wastewater effluent to the Pine Run Creek, a tributary of Sandy Run, at River Mile 92.47—12.5—10.6—1.1—0.7 (Delaware River—Schuylkill River—Wissahickon Creek—Sandy Run Creek—Pine Run Creek), in Upper Dublin Township, Montgomery County, PA.

8. *Northside Heights Mobile Home Estates, D-1996-039 CP-3*. An application to renew the approval of the existing 0.1 mgd Northside Heights Estates WWTP and its discharge. The WWTP will continue to discharge treated effluent to a UNT of Lizard Creek at River Mile 183.7—39.3—7.0—0.2 (Delaware River—Lehigh River—Lizard Creek—UNT Lizard Creek), by means of Outfall No. 001, within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in East Penn Township, Carbon County, PA.

9. *River Road Utilities, Inc., D-2006-038-3*. An application to renew the approval of the applicant's existing 0.066 mgd WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge to the Delaware River Water Quality Zone 1D at River Mile 204 within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Upper Mount Bethel Township, Northampton County, PA.

10. *Royersford Borough, D-2006-045 CP-3*. An application to renew the approval of the existing 1.0 mgd Royersford Borough WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to the Schuylkill River at River Mile 92.47—41.5 (Delaware River—Schuylkill River) by means of Outfall No. 001, in Upper Providence Township, Montgomery County, PA.

11. *Upper Makefield Township, D-2007-024 CP-2*. An application to renew the approval of an existing ground-

water withdrawal of up to 8.711 mgm to supply the applicant's public water supply distribution system from existing Wells Nos. HH-1, HH-3, HH-4, GTW-1 and GTW-2. Wells Nos. HH-1, HH-3 and HH-4 are completed in the Brunswick Formation and Wells Nos. GTW-1 and GTW-2 are completed in the Lockatong Formation. The requested allocation is not an increase from the previous allocation. The project is located in the Houghs Creek and Delaware River watersheds in Upper Makefield Township, Bucks County, PA within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

12. *Squires Golf Club, D-2010-034-2*. An application to renew the approval to withdraw up to 5.0 mgm of groundwater from existing Well 1 and up to 5.7 mgm of surface water from the existing Pond Intake for irrigation purposes at the applicant's golf club. The requested allocations of groundwater and surface water are not increases from the allocations previously approved by the Commission. The project well is completed in the Stockton Formation in the Park Creek Watershed in Horsham Township, Montgomery County, PA within the Commission's designated Southeastern Pennsylvania Groundwater Protected Area.

13. *Naval Air Warfare Center—Warminster, D-2010-038 CP-3*. An application to renew the approval of an existing discharge of treated groundwater from the Department of the Navy, Base Realignment and Closure Warminster Groundwater Treatment Plant (GTP). The GTP will continue to pump and treat an average annual flow of 0.171 mgd of contaminated groundwater from 27 onsite wells for discharge to a UNT of the Little Neshaminy Creek, a tributary of Neshaminy Creek, at River Mile 115.6—23.6—3.3—1.4 (Delaware River—Neshaminy Creek—Little Neshaminy Creek—UNT). The GTP is located in Warminster Township, Bucks County, PA and discharges at existing Outfall No. 001 located approximately 1 mile away in Warwick Township, Bucks County, PA.

14. *WG America Company, D-2011-019-2*. An application to renew the approval of the existing discharge of 0.075 mgd of backwash water generated by the bottled-water operations at the applicant's bottling facility. The facility will continue to discharge to the Schuylkill River at River Mile 92.47—68.5 (Delaware River—Schuylkill River) in Cumru Township, Berks County, PA. The application includes a request to renew the approval of a TDS determination consisting of effluent concentration limits of 6,850 mg/l (average monthly) and 19,600 mg/l (daily maximum).

15. *Western Berks Water Authority, D-1969-055 CP-4*. An application to renew the approval of an existing surface water withdrawal of up to 186 mgm to supply the applicant's water supply system from an existing intake on Tulpehocken Creek and a proposed 24-inch diameter raw water supply transmission line to be connected to Blue Marsh Dam. The water transmission pipeline will extend approximately 3,900 feet to the docket holder's existing 8.0 mgd water treatment plant. The project is located in the Tulpehocken Creek Watershed in Lower Heidelberg Township, Berks County, PA.

16. *Aqua Pennsylvania, Inc., D-1977-094 CP-2*. An application to renew the approval of an existing groundwater withdrawal of up to 27.82 mgm to supply the applicant's public water supply distribution systems from existing wells Flying Hills Wells Nos. 1—3 and Green Hills Wells Nos. 1 and 2. The approval will also consolidate Dockets Nos. D-1977-094, D-1991-006 and D-2001-

026 CP. Flying Hills Wells Nos. 1 and 2 are completed in Brunswick Conglomerate, and Flying Hills Well No. 3 and Green Hills Wells Nos. 1 and 2 are completed in Hammer Creek Conglomerate. The requested allocation is not an increase from the previous docket allocations; it is a combined total of the three existing allocations. The project is located in the Schuylkill River Watershed in Cumru Township, Berks County, PA.

17. *Delaware County Solid Waste Authority, D-1989-018 CP-7*. An application to modify the approval of the applicant's existing treatment facilities and discharges at the existing Rolling Hills landfill. The applicant currently operates a 0.12-mgd leachate treatment system (LTS) and a 0.087-mgd wetland treatment system (WTS), and their respective discharges. The applicant proposes to decommission and cease operations at the LTS and its outfall (Outfall No. 001), taking the LTS out of service. The applicant has requested to maintain approval to operate and discharge from the LTS only in an emergency situation. The WTS will not be modified and will continue to operate and discharge treated effluent to Furnace Run at River Mile 92.47—54.15—13.9—1.4 (Delaware River—Schuylkill River—Manatawny Creek—Furnace Run) by means of Outfall No. 006, in Earl Township, Berks County, PA.

18. *Pennsylvania American Water Company, D-1996-016 CP-3*. An application to renew the approval of an existing surface water withdrawal of up to 217 mgm to supply the applicant's public water supply distribution system from existing intakes on Rock Run Reservoir and the West Branch Brandywine Creek. When Rock Run Reservoir is spilling, the docket holder can withdraw up to 7.0 mgd from Rock Run; and when the reservoir is not spilling the docket holder can withdraw up to 3.0 mgd from Rock Run and 4.0 mgd from the West Branch Brandywine Creek. The project is located in the West Branch Brandywine Creek Watershed in West Caln Township, Chester County, PA.

19. *Pocono Manor Investors, LP, D-2007-044-2*. An application to renew the approval of an existing surface water withdrawal and to approve an increase in allocation from 0.72 mg/30 days to 1.5 mgm to irrigate the applicant's golf course from an existing intake on Indian Run. This renewal will approve the use of Well No. 2 to supplement water to the irrigation system in case of an emergency. The project is located in the Brodhead Creek Watershed, Pocono Township, Monroe County, PA, within the drainage area of the section of the nontidal Delaware River known as the Middle Delaware, which the Commission has classified as Special Protection Waters.

20. *Department of Conservation and Natural Resources (DCNR), D-2015-017 CP-2*. An application to approve new surface water intakes located at Marshal Island and Bowman's Hill and to approve an increase in surface water withdrawal from 3.565 mgm up to 45 mgm (to supplement water in the Delaware Canal) from two existing surface water intakes on the Delaware River at Durham and Center Bridge and the two new intakes. The surface water intake at Center Bridge is the only one proposed to be used on a regular basis. The other three intakes will be used only during canal maintenance or when the Easton and New Hope inlets are not available. The increase in allocation is due to an inaccurate estimation of water use by the DCNR in their previous application submittal. The requested allocation is the amount of water that has been withdrawn on a daily basis from the existing intakes for the past 20 years. The water will be used to augment flow in the Delaware Canal. The

existing and new intakes are located in the Delaware River Watershed in Durham, Tincum and Solebury Townships, Bucks County, PA within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters. This application also continues the request under the temporary pilot project to discharge up to 3.0 mgd from the Point Pleasant Pump Station into the Delaware Canal to re-establish and maintain flow in the canal.

21. *Joe Jurgielewicz & Sons, Ltd., D-2017-003-1*. An application to approve a groundwater withdrawal of up to 5.425 mgm to supply water to the applicant's agricultural duck farm and processing facility from 17 existing wells (Nos. PW-1—PW-17). The project wells are completed in Ordovician sedimentary rock units of shale and graywacke of the Hamburg Sequence. The project is located in the Mill Creek Watershed in Tilden Township, Berks County, PA.

22. *Little Lehigh Tree & Turf, D-2017-004-1*. An application to approve a groundwater withdrawal of up to 148.176 mgm to irrigate the applicant's corn farm from existing Wells Nos. H-1, H-4, H-5 and B-1. The project wells are completed in the Allentown Dolomite Formation. The project is located in Lower Macungie Township, Lehigh County and Longswamp Township, Berks County, PA within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

23. *Delaware River Partners, LLC, D-2017-009-1*. An application to review the dredging of the Delaware River for the Delaware River Partners Gibbstown Logistics Center, a proposed multi-use deepwater seaport and international logistics center located at River Mile 86.5 of the Delaware River in Greenwich Township, Gloucester County, NJ.

*Public meeting.* The public business meeting on December 13, 2017, will begin at 10:30 a.m. and will include: adoption of the minutes of the Commission's September 13, 2017, business meeting; announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required. The latter are expected to include resolutions authorizing the Executive Director to: 1) execute an agreement for the preparation of an actuarial evaluation of the Commission's Other Post-Employment Benefit obligations, in accordance with Government Accounting Standards Board Statement No. 45; and 2) enter into an agreement with the University of Maryland for the analysis of ambient water samples collected from the Delaware Estuary for primary productivity and associated nutrient parameters.

After all scheduled business has been completed and as time allows, the business meeting will also include up to 1 hour of open public comment.

There will be no opportunity for additional public comment for the record at the December 13, 2017, business meeting on items for which a hearing was completed on November 15, 2017, or a previous date. Commission consideration on December 13, 2017, of items for which the public hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date, or they may take

additional time to consider the input they have already received without requesting further public input. Any deferred items will be considered for action at a public meeting of the Commission on a future date.

*Advance sign-up for oral comment.* Individuals who wish to comment on the record during the public hearing on November 15, 2017, or to address the Commissioners informally during the open public comment portion of the meeting on December 13, 2017, as time allows, are asked to sign-up in advance through EventBrite, the online registration process recently introduced by the Commission. For assistance, contact Paula Schmitt at paula.schmitt@drbc.nj.gov.

*Addresses for written comment.* Written comment on items scheduled for hearing may be made through SmartComment, the web-based comment system recently introduced by the Commission, a link to which is provided at drbc.net. Although use of SmartComment is strongly preferred, comments may also be delivered by hand at the public hearing or by hand, United States Mail or private carrier to the Commission Secretary, P.O. Box 7360, 25 Cosey Road, West Trenton, NJ 08628. For assistance, contact Paula Schmitt at paula.schmitt@drbc.nj.gov.

*Accommodations for special needs.* Individuals in need of an accommodation as provided for in the Americans with Disabilities Act who wish to attend the informational meeting, conference session or hearing should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services (TRS) at 711 to discuss how the Commission can accommodate their needs.

*Additional information and contacts.* Additional public records relating to hearing items may be examined at the Commission's offices by appointment by contacting Carol Adamovic at (609) 883-9500, Ext. 249. For other questions concerning hearing items, contact Judith Scharite, Project Review Section Assistant, at (609) 883-9500, Ext. 216.

PAMELA M. BUSH,  
Secretary

[Pa.B. Doc. No. 17-1808. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Order of Quarantine; Spotted lanternfly

#### *Recitals*

A. This order rescinds and replaces all previous orders and addendums thereto.

B. Spotted lanternfly, *Lycorma delicatula*, is a new pest to the United States and has been detected in the Commonwealth. This is a dangerous insect to forests, ornamental trees, orchards and grapes and not widely prevalent or distributed within or throughout the Commonwealth or the United States.

C. The Plant Pest Act (Act) (act of December 16, 1992, P.L. 1228, No. 162) (3 P.S. §§ 258.1—258.27) empowers The Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests. These powers include the authority, under section 258.21 of the Act, to establish quarantines to prevent the

spread of plant pests within this Commonwealth (act of December 16, 1992, P.L. 1228, No. 162, § 21) (3 P.S. § 258.21).

D. Under the authority of section 258.20 of the Act (related to pests declared public nuisance) (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20) the Department may declare a plant pest to be a public nuisance when the Department determines a plant pest to be dangerous or destructive to the agriculture, horticulture or forests of this Commonwealth. For the reasons set forth in Paragraph A above, the Department declares *Lycorma delicatula* to be a public nuisance.

E. Once a plant pest is declared a nuisance, "It shall be unlawful for any person knowingly to permit any plant pest so declared to exist on his premises or to sell, offer for sale, give away or move any plants, plant products or other material capable of harboring the pest." (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.20)

F. When a pest or pests that have the potential to cause serious damage to agriculture are found in any geographic area, the area and any adjacent areas as the department deems necessary shall be quarantined. (act of December 16, 1992, P.L. 1228, No. 162, § 20) (3 P.S. § 258.21(a))

G. The place or area in which the plant pest is detected or confirmed shall be added to this Order of Quarantine through an addendum delineating the specific location and geographic parameters of the area or place. Such addendum shall be published in the *Pennsylvania Bulletin* and enforcement of this Order of Quarantine with regard to that place or area shall become effective immediately upon such publication in the *Pennsylvania Bulletin*.

#### *Order*

Under authority of section 21 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 21) (3 P.S. § 258.21), and with the Recitals previously listed incorporated into this Order of Quarantine by reference, the Department orders the following:

#### 1. *Establishment of Quarantine.*

A quarantine is hereby established with respect to Berks, Bucks, Carbon, Chester, Delaware, Lancaster, Lebanon, Lehigh, Monroe, Montgomery, Northampton, Philadelphia, and Schuylkill Counties and any other area or place delineated in an addendum to this Order of Quarantine as set forth in Paragraphs F. and G. of the "Recitals" to this Order of Quarantine.

2. *Regulated Articles and Limitations Imposed.* The plant pest established by this Order of Quarantine—Spotted lanternfly, *Lycorma delicatula*—along with any material or object that may carry or spread the plant pest (the plant pest and its eggs and nymphs can exist on and be spread through conveyance of any object, to which it may attach) such as the following objects or materials, are considered regulated articles under this Order of Quarantine and may not be moved out of or within the quarantined area, unless done in accordance with Paragraphs 3 through 7 of this Order of Quarantine:

- Any living life stage of the Spotted lanternfly, *Lycorma delicatula*.
- Brush, debris, bark, or yard waste.
- Landscaping, remodeling or construction waste
- Packing materials, such as wood crates or boxes.

- All plants and plant parts. This shall include, but is not limited to, all live, dead, infected or non-infected trees, nursery stock, budwood, scionwood, green lumber, firewood, logs, perennial plants, garden plants and produce and other material living, dead, cut, fallen including stumps, roots, branches, mulch, and composted and uncomposted chips.

- Outdoor household articles including recreational vehicles, lawn tractors and mowers, mower decks, grills, grill and furniture covers, tarps, mobile homes, tile, stone, deck boards, mobile fire pits, any associated equipment and trucks or vehicles not stored indoors.

- Outdoor industrial and construction materials, equipment, conveyances or any other article or materials capable of harboring or transporting the Spotted Lanternfly.

- Any other article, materials or means of conveyance when it is determined by an inspector to present a risk of spread of Spotted lanternfly, *Lycorma delicatula*, in any life stage.

3. *Movement of regulated articles within or from quarantined areas by an individual, such as a homeowner, tenant, lessee or home or apartment occupant.* A regulated article, delineated in Paragraph 2 of this Order of Quarantine, may be moved within or from a quarantined area only under the following circumstances: *With* a valid certificate issued in accordance with the provisions of Paragraph 5 of this Order of Quarantine. The valid certificate shall move with the regulated article(s) as set forth in Paragraph 6 of this Order of Quarantine.

4. Movement of regulated articles within or from the quarantined areas by a person other than those listed in paragraph 3 above, such as businesses and county, local and state governments, shall be moved either under a permit issued by the Department, as set forth in paragraph 5 or under a signed compliance agreement issued by the Department, as set forth in paragraph 7.

5. *Obtaining a Certificate or Permit from the Department for Movement of Articles.* The Department may issue a certificate, under paragraph 3, or a permit, under paragraph 4, authorizing the movement of a regulated article, delineated in Paragraph 2 of this Order of Quarantine, if it is satisfied that all of the following criteria are accurate and will be met:

a. The regulated article is to be moved in compliance with the provisions of this Order of Quarantine and any additional emergency conditions that the Department may impose under the Plant Pest Act in order to prevent the spread of Spotted lanternfly, *Lycorma delicatula*; and

b. The regulated article is either of the following:

i. The regulated article is determined to be free of Spotted lanternfly, *Lycorma delicatula*, based on inspection; or the regulated article has been grown, produced, manufactured, stored or safeguarded during the months of April—December in a manner that, in the judgment of the Department, prevents the regulated article from presenting a risk of spreading Spotted lanternfly, *Lycorma delicatula*; or

ii. The regulated article is to be moved to a specified destination for specific processing, handling or utilization (the destination and other conditions to be listed on the advance written permission), and the Department has determined this movement will not result in the spread of Spotted lanternfly, *Lycorma delicatula* because the plant pests will have been destroyed by the specific processing,

handling or utilization process undertaken and completed prior to movement of the regulated article.

6. *Documentation to Accompany Regulated Articles in Movement from a Quarantined Area.* If a regulated article(s), delineated in Paragraph 2 of this Order of Quarantine, is to be moved from a quarantined area, the regulated article(s) shall be plainly marked with the name and address of the consignor and any person utilized in processing the regulated article for movement and the name and address of the consignee and must have a copy of the applicable Department-issued or Department-authorized (by compliance agreement as described in Paragraph 7 of this Order of Quarantine) certificate or permit securely attached to each regulated article itself or the container carrying each regulated article and such certificate or permit shall be attached to the consignee's copy of the accompanying waybill at all times during movement. The description of the regulated article(s) on the certificate or permit, and on the waybill, shall be sufficient to identify each regulated article. The consignor shall be responsible for compliance with such documentation standards and shall assure the carrier furnishes the certificate or permit authorizing the movement of the regulated article to the consignee at the destination of the shipment. The consignor, carrier and the consignee shall keep a copy of the certificate or permit. All such records shall be maintained by the consignee, consignor and carrier for a period of 2 years. Such records shall be made available to the Department for inspection upon request.

7. *Compliance Agreements.* The Department will consider entering into a compliance agreement with any person that demonstrates an understanding of the requirements of this Order of Quarantine and satisfies the Department that said person is capable of following all best management practices, inspection, decontamination and other provisions established in such agreements and issuing permits for their own regulated articles in accordance with the requirements of this Order of Quarantine. The Department shall provide blank permits to a person operating under a compliance agreement or authorize reproduction of the permits as determined by the Department at its sole discretion. These permits may then be completed and used, as needed, for the movement of regulated articles that have met all of the requirements established in the compliance agreement and Paragraphs 5 and 6 of this Order of Quarantine. Originals of each permit issued by a person operating under a compliance agreement shall be kept by said person for a period of 2 years and shall be made available to the Department upon request.

8. *Movement of a regulated article through a quarantine area without a certificate, permit or compliance agreement.* A regulated article may be shipped into or through a quarantine area without a certificate, permit or compliance agreement if the regulated article originates outside the quarantine area and all of the following criteria are met:

i. The points of origin and destination are indicated on a waybill accompanying the regulated article; and

ii. The regulated article is moved into the quarantined area during the period of April through December and is moved in an enclosed vehicle or is completely covered, such as by a tarp or full shrink wrapping, to prevent exposure to Spotted lanternfly, *Lycorma delicatula* or access to the regulated article by any of the plant pest established in this Order of Quarantine and the tarp or shrink wrapping is kept on the regulated article and is

destroyed by burning prior to leaving the quarantined area or is left behind in the quarantined area; and

iii. The regulated article is moved directly through the quarantined area without stopping (except for refueling or for traffic conditions, such as traffic lights or stop signs), or has been stored, packed or handled at locations approved by the Department inspector as not posing a risk of infestation by or exposure to Spotted lanternfly, *Lycorma delicatula*; and

iv. The article has not been combined or commingled with other articles so as to lose its individual identity

9. *Cancellation of a Certificate, Permit or Compliance Agreement.* Any certificate or permit or any Compliance Agreement may be canceled orally or in writing by the Department whenever the Department determines that the holder of the certificate or permit or Compliance Agreement has not complied with a provision of the Act, regulations or this Order of Quarantine. If the cancellation is oral, the cancellation will become effective immediately, and the cancellation and the reasons for the cancellation will be confirmed in writing as soon as circumstances permit.

10. *Federal Requirements for Interstate Movement of Articles.* This Order of Quarantine is distinct from, and in addition to, any Federal statute, regulation or quarantine order addressing the movement of articles from the quarantined area or this Commonwealth.

11. *Contacting the Department.* A person seeking information about the requirements of this Order of Quarantine, or a permit or certificate for movement of a regulated article(s), or a compliance agreement for intrastate movement of a regulated article(s), shall contact the Department at: Pennsylvania Department of Agriculture, Bureau of Plant Industry, Attention: Dana Rhodes, 2301 North Cameron Street, Harrisburg, PA 17110-9408, (717) 772-5205, danrhodes@pa.gov.

12. *Violations.* In accordance with the provisions of section 258.22 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 22) (3 P.S. § 258.22) it shall be unlawful to violate or fail to comply with any provision of the Act, regulations or this Order of Quarantine.

13. *Criminal and Civil Penalties.* In accordance with the provisions of the Act, at sections 258.23 and 258.24 (act of December 16, 1992, P.L. 1228, No. 162, §§ 258.23, 258.24) (3 P.S. §§ 258.23 and 258.24), a person who violates this Order of Quarantine may face summary criminal prosecution carrying up to 90 days imprisonment and a fine of up to \$300 with respect to each violation. In addition, a person who violates this Order of Quarantine may be assessed a civil penalty of up to \$20,000 with respect to each violation.

14. *Cooperation with other agencies.* As authorized by section 258.26 of the Act (act of December 16, 1992, P.L. 1228, No. 162, § 258.26) (3 P.S. § 258.26), the Department will consult with other State agencies, Federal agencies, Pennsylvania State University, and the Pennsylvania State University Cooperative Extension with respect to the most efficacious measures to survey for and detect Spotted lanternfly, *Lycorma delicatula* to slow the spread or eradicate these plant pests.

15. *Effective Date.* This quarantine is effective upon signature and shall be published in the *Pennsylvania Bulletin* and shall remain in effect until rescinded by subsequent order.

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 17-1809. Filed for public inspection November 3, 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 24, 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>
10-18-2017	Charles B. Crawford, Jr. Sandy Springs Fulton County, GA	Approved
	Application for approval to acquire more than 5% of the common stock of Hyperion Bank, Philadelphia.	

## NOTICES

## Branch Applications

## De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-2-2017	Penn Community Bank Perkasie Bucks County	1651 The Fairway Jenkintown Montgomery County	Opened
10-18-2017	First Citizens Community Bank Mansfield Tioga County	2403 Main Street Narvon Lancaster County	Opened

## Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
10-19-2017	First Commonwealth Bank Indiana Indiana County	<i>To:</i> West Central Avenue and Buehler Drive Delaware Delaware County, OH  <i>From:</i> 800 West Central Avenue Delaware Delaware County, OH	Filed

## CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 17-1810. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### 2013 Community Development Block Grant—Disaster Recovery Action Plan and 2016 Action Plan Amendment

The Commonwealth's Action Plans for the 2013 Community Development Block Grant—Disaster Recovery (CDBG-DR) Program and the 2016 Fiscal Year (FY) Programs will be amended to:

a) 2013 CDBG-DR (PL-113-2)—Move \$950,000 from the Housing Repair, Reconstruction and Elevation line item to the Buyout line item to allow for payments for tenants in the designated buyout areas. Refer to the Amended Action Plan for more details.

b) 2016 CDBG—Competitive—Raise the threshold of the CDBG competitive grants for FY 2016 from \$750,000 to \$1 million.

These actions require no citizen comment, in accordance with the Department of Community and Economic Development's (Department) Citizen Participation Plan. The amendment will be effective as of November 6, 2017. The amended Action Plans will be submitted to the United States Department of Housing and Urban Development's Philadelphia Field Office on October 31, 2017, for a 5-day review and may be found on the Department's web site at <http://dced.pa.gov>.

This notice is to inform the citizens, local governmental officials and interested organizations of this Commonwealth that a minor amendment is being made to the 2013 CDBG-DR (PL 113-2) and the 2016 Action Plan as submitted. These amendments do not constitute a substantial amendment as described in the Commonwealth's Citizen Participation Plan to Develop the Consolidated Plan and Related Documents. This has been determined because the amendments only identify a minor budget revision, as outlined as follows (CDBG-DR) and an increase in the funding threshold of the CDBG Competitive Program in FY 2016.

## 2013 CDBG-DR Amendment Budget Revision

<i>PL-113 -2 (CDBG-DR) Budget Revision I</i>	<i>Approved Budget Per Action Plan</i>	<i>Amendment</i>	<i>Total Obligation</i>
Programs			
HOUSING			
<i>Homeowner Programs</i>			
Housing Repair, Reconstruction and Elevation Program	\$7,000,000	-\$950,000	\$6,050,000
Buyout Program	\$8,500,000	\$950,000	\$9,450,000
<i>Rental Programs</i>			
Multifamily Rental Housing Program	\$7,500,000		\$7,500,000
INFRASTRUCTURE			
Infrastructure Program	\$5,386,700		\$5,386,700
PLANNING	\$100,000		\$100,000
ADMINISTRATION	\$1,499,300		\$1,499,300
TOTAL	\$29,986,000		\$29,986,000

The amendments will be made effective on November 6, 2017, and may be viewed at <http://dced.pa.gov>. The text is available to sight and hearing impaired persons using technological assisted devices by the Department's web site. A translation into Spanish will also be available on the Department's web site for citizen comment.

Persons who would like to provide written comment on the amendments may send comments electronically to RA-DCEDcdbg&homequestions@pa.gov or mail to Megan Snyder, Department of Community and Economic Development, Center for Compliance Monitoring and Training, 400 North Street, 4th Floor, Harrisburg, PA 17120. Comments may be received at any time.

DENNIS M. DAVIN,  
Secretary

[Pa.B. Doc. No. 17-1811. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Conservation and Natural Resources Advisory Council Meeting

The Conservation and Natural Resources Advisory Council to the Department of Conservation and Natural Resources (Department) will hold a meeting on Wednesday, November 15, 2017, at 10 a.m. in Room 105, Lobby Level, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning this meeting or agenda items can be directed to Gretchen Leslie at (717) 772-9084. Persons who wish to participate during the public comment section are encouraged to submit their comments in writing to Gretchen Leslie, Advisor, 400 Market Street, Harrisburg, PA 17101.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Katie Woodbury directly at (717) 783-5878 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

CINDY ADAMS DUNN,  
Secretary

[Pa.B. Doc. No. 17-1812. Filed for public inspection November 3, 2017, 9:00 a.m.]

### Delaware River Watershed Conservation Plan

The Department of Conservation and Natural Resource (Department), Bureau of Recreation and Conservation (Bureau) has approved the Delaware River Watershed Conservation Plan (Plan) for the Delaware River Corridor and Naamans, Marcus Hook and Stoney Creek Watersheds and is placing the Delaware River Corridor, Naamans, Marcus Hook and Stoney Creek Watersheds covered in the Plan on the Pennsylvania Rivers Conservation Registry (Registry).

The Delaware County Planning Department submitted the Plan and other required information to gain Registry status.

After review of the Plan and other information, the Department has determined that the Pennsylvania Rivers Conservation Program (Program) requirements have been satisfied and placed the following on the Registry:

- The watershed of the Delaware River including, more specifically, the watersheds of the Delaware River Corridor, Naamans, Marcus Hook and Stoney Creek.

This action becomes effective November 4, 2017. Projects submitted to the Bureau, which are identified as part of the Plan, will be given high consideration for implementation, development or acquisition grant funding through the Program.

A copy of the Final Plan is available for review online at [http://www.docs.dcnr.pa.gov/cs/groups/public/documents/document/dcnr\\_20033067.pdf](http://www.docs.dcnr.pa.gov/cs/groups/public/documents/document/dcnr_20033067.pdf) or at the Department of Conservation and Natural Resources, Rachel Carson

State Office Building, 400 Market Street, 5th Floor, Harrisburg, PA 17101. Questions may be directed to Kelly Rossiter at (717) 772-3319.

CINDY ADAMS DUNN,  
*Secretary*

[Pa.B. Doc. No. 17-1813. Filed for public inspection November 3, 2017, 9:00 a.m.]

**Execution of Oil and Gas Lease and Unitization Agreement—Nondevelopment State Streambed Tract 2020**

Effective June 8, 2017, an Oil and Gas Lease and Unitization Agreement—Nondevelopment State Streambed Tract 2020, Contract No. M-2102020-12, was executed by and between the Commonwealth, acting through the Department of Conservation and Natural Resources (Department) (lessor), and Pennsylvania General Energy Company, LLC, (lessee), with its principal place of business located at 120 Market Street, Warren, PA 16365.

The lease is for Streambed Tract 2020 on Pine Creek encompassing a total of 79.9 acres of submerged lands located in McHenry, Cummings and Watson Townships, Lycoming County. The lease was recorded at the Lycoming County courthouse on September 5, 2017, document No. 201700010/93, Bk 9141 Pages 2279—2316. The lease allows for the development of oil and natural gas below and between the ordinary low water marks of the Pine Creek solely by means of directional, including horizontal, drilling on a nondevelopment basis that will not disturb the river or its bed. Contract No. M-2102020-12 may be viewed online at [http://contracts.patreasury.gov/Admin/Upload/424920\\_Tract%202020%20Pine%20Creek%20Streambed%20Lease%20Agreement%20-%20June%208%202017.pdf](http://contracts.patreasury.gov/Admin/Upload/424920_Tract%202020%20Pine%20Creek%20Streambed%20Lease%20Agreement%20-%20June%208%202017.pdf).

Questions regarding this lease should be directed to Department’s Bureau of Forestry, Minerals Division, (717) 787-2703.

CINDY ADAMS DUNN,  
*Secretary*

[Pa.B. Doc. No. 17-1814. Filed for public inspection November 3, 2017, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Applications, Actions and Special Notices**

**APPLICATIONS**

**THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT**

**APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS**

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

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

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

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

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



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

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

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

### I. NPDES Renewal Applications

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0064122 (Industrial)	Calpine Bethlehem LLC 500 Delaware Avenue Suite 600 Wilmington, DE 19801	Northampton County Bethlehem City	Saucon Creek and Lehigh River (2-C)	Yes
PA0061344 (Industrial)	Westwood Generation LLC 490 W Main Street Tremont, PA 17981-1716	Schuylkill County Frailey Township	Lower Rausch Creek (7-D)	Yes
PA0061069 (Industrial)	SCHOTT North America, Inc.—Duryea 400 York Avenue Duryea, PA 18642	Luzerne County Duryea Borough	Lackawanna River (05A)	Yes
PA0047198 (Sewage)	Schuylkill Mall STP 830 Schuylkill Mall Frackville, PA 17931-2502	Schuylkill County New Castle Township	Unnamed Tributary to Mud Run (3-A)	Yes
PAS212209 (Storm Water)	Frank Casilio & Sons Bethlehem Plant 1035 Mauch Chunk Road Bethlehem, PA 18018-6622	Northampton County Bethlehem City	Monocacy Creek (2-C)	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>
PA0263907 (Sewage)	Anderson SFTF 5201 W 38th Street Erie, PA 16506-1310	Erie County North East Township	Sixteenmile Creek (15-A)	Yes
PA0240184 (Sewage)	Marilyn R & Robert E Jones SRSTP 17473 State Highway 86 Saegertown, PA 16433-6337	Crawford County Woodcock Township	Unnamed Tributary to Bossard Run (16-A)	Yes
PA0240117 (Sewage)	Dale L Coates SFTF 9541 Concord Road Union City, PA 16438-7933	Erie County Union Township	Unnamed Tributary to South Branch French Creek (16-A)	Yes
PA0263931 (Sewage)	Clark Ellsworth SRSTP 2101 North Brickyard Road North East, PA 16428	Erie County North East Township	Unnamed Tributary to Twelvemile Creek (15-A)	Yes
PA0263869 (Sewage)	Dickerson Palmer SRSTP PO Box 82 276 Mccrea Brook Road Eldred, PA 16731	McKean County Ceres Township	McCrea Run (16-C)	Yes
PA0024970 (Sewage)	Shenango River Lake Shenango Lake 2442 Kelly Road Hermitage, PA 16148	Mercer County Pymatuning Township	Shenango River (20-A)	Yes

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

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

**PA0021512**, Sewage, SIC Code 0100, 4952, **Royersford Borough**, 300 Main Street, Royersford, PA 19468-2313. Facility Name: Royersford Borough STP. This existing facility is located in Upper Providence Township, **Montgomery County**.

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

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-D and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.7 MGD:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	117	175	XXX	20.0	30.0	40
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	117	175	XXX	20.0	30.0	40
Total Dissolved Solids	XXX	XXX	XXX	1,000.0	2,000.0	2,500
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Nitrogen	Report	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen	35	XXX	XXX	6.0	XXX	12
Total Phosphorus	12	XXX	XXX	2.0	XXX	XXX
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	Report Daily Max	XXX	XXX

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

- No Stormwater in Sewers
- Obtain Necessary Property Rights
- Proper Sludge Disposal
- Chlorine Minimization
- Notification of Responsible Owner
- Fecal Coliform Reporting
- Develop O&M Manual
- PCB PMP Requirement

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

The EPA Waiver is not in effect.

**PA0243914**, Storm Water, SIC Code 3273, **Delaware Valley Concrete Co. Inc.**, 248 E County Line Road, Hatboro, PA 19040. Facility Name: Delaware Valley Concrete Conshohocken Plant. This existing facility is located in Plymouth Township, **Montgomery County**.

Description of Existing Activity: The discharge of stormwater from a Ready-Mix Concrete Batch Plant property. This property is located on Conshohocken Road, Conshohocken, PA 19428.

The receiving stream(s), Schuylkill River, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a stormwater discharge.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	50.0	100.0	100
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

- Obtain Necessary Property Rights
- Implement Stormwater BMPs
- Adopt Remedial Measures
- Proper Disposal of Solids
- Applicable BMPs
- Definition 10-Year, 24-Hour Rainfall Event

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

The EPA Waiver is in effect.

**PA0244929**, Storm Water, SIC Code 4953, **Waste Management of PA Inc.**, 1000 New Ford Mill Road, Morrisville, PA 19067. Facility Name: Waste Management of PA—Bordentown Road Facility. This facility is located in Falls Township, **Bucks County**.

Description of Proposed Activity: The application is for an NPDES permit for a discharge of Industrial Stormwater.

The receiving stream(s), Unnamed Tributary to Delaware River and is located in State Water Plan watershed 2-E and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001 and 002 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Quarterly</i>	<i>Daily Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	Report	XXX
Arsenic, Total	XXX	XXX	XXX	Report	Report	XXX
Barium, Total	XXX	XXX	XXX	Report	Report	XXX
Cadmium, Total	XXX	XXX	XXX	Report	Report	XXX
Chromium, Total	XXX	XXX	XXX	Report	Report	XXX
Cyanide, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	Report	Report	XXX
Lead, Total	XXX	XXX	XXX	Report	Report	XXX
Magnesium, Dissolved	XXX	XXX	XXX	Report	Report	XXX
Magnesium, Total	XXX	XXX	XXX	Report	Report	XXX
Mercury, Total	XXX	XXX	XXX	Report	Report	XXX
Selenium, Total	XXX	XXX	XXX	Report	Report	XXX
Silver, Total	XXX	XXX	XXX	Report	Report	XXX
Sulfate, Total	XXX	XXX	XXX	Report	Report	XXX
1,4-Dioxane	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX
Total Organic Carbon	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfalls 001 and 002 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Quarterly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Color (Pt-Co Units) (Pt-Co Units)	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Tritium, Total (pCi/L)	XXX	XXX	XXX	Report Avg Mo	Report	XXX

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

- Benchmark value for some parameters
- BMPs for Landfill
- Types of stormwater that can be discharged from the outfalls

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

The EPA Waiver is in effect.

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

**PA0275948**, Storm Water, SIC Code 2655, **Mauser USA LLC**, 7 McFadden Road, Easton, PA 18045. Facility Name: Mauser—Easton Branch. This proposed facility is located in Palmer Township, **Northampton County**.

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

The receiving stream(s), Bushkill Creek, is located in State Water Plan watershed 1-F and is classified for High Quality—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 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	120.0	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	100.0	XXX

The proposed effluent limits for Outfall 101 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	120.0	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	100.0	XXX

The proposed effluent limits for Outfall 201 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	120.0	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	100.0	XXX

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

- Stormwater conditions; Necessary property rights; Residuals management.

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

The EPA Waiver is in effect.

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

**PA0247227**, Sewage, SIC Code 4952, **Dublin Township**, P.O. Box 719, McConnellsburg, PA 17233. Facility Name: Dublin Township Burnt Cabins STP. This existing facility is located in Dublin Township, **Fulton County**.

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

The receiving stream(s), South Branch Little Aughwick Creek, is located in State Water Plan watershed 12-C and is classified for High Quality—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 0.018 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average	Daily Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	1.5	2.2	XXX	10.0	15.0	20
Biochemical Oxygen Demand (BOD <sub>5</sub> )					Daily Max	
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	1.5	2.2	XXX	10.0	15.0	20
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light intensity (µw/cm <sup>2</sup> )	XXX	XXX	Report	Geo Mean	XXX	XXX
Ammonia-Nitrogen				XXX		
Nov 1 - Apr 30	0.7	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	0.2	XXX	XXX	1.5	XXX	3
Total Phosphorus	0.2	XXX	XXX	1.0	XXX	2

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

*Effluent Limitations*

Parameter	Mass Units (lbs)			Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual	Monthly	Monthly Average	Maximum	
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX

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

- Stormwater prohibition
- Notification of designation of responsible operator
- Hauled-in waste restriction

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

The EPA Waiver is in effect.

**PA0024902**, Sewage, SIC Code 4952, **Upper Allen Township**, 100 Gettysburg Pike, Mechanicsburg, PA 17055-5604. Facility Name: Upper Allen Township Grantham WWTP. This existing facility is located in Upper Allen Township, **Cumberland County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 1.1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>						
May 1 - Oct 31	183	275	XXX	20.0	30.0	40
Nov 1 - Apr 30	229	367	XXX	25.0	40.0	50
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	275	413	XXX	30.0	45.0	60
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	18.3	XXX	XXX	2.0	XXX	4

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

<i>Parameters</i>	<i>Mass (lbs)</i>		<i>Minimum</i>	<i>Concentration (mg/l)</i>	
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	20,091	XXX	XXX	XXX
Net Total Phosphorus	Report	2,679	XXX	XXX	XXX

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

- Chesapeake Bay Nutrient Monitoring Requirement
- Stormwater Requirements
- Whole Effluent Toxicity (WET) Testing Requirement

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

The EPA Waiver is not in effect.

**PA0010375**, Industrial, SIC Code 3241, **Lehigh White Cement Company**, 200 Hokes Mill Road, York, PA 17404-5540. Facility Name: Lehigh White Cement Company York PA Plant. This existing facility is located in West Manchester Township, **York County**.

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

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

The proposed effluent limits for Outfall 002 are based on a design flow of N/A MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Aluminum, Total	XXX	XXX	XXX	Report	Report	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Chromium, Hexavalent	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	Report	Report	XXX
Lead, Total	XXX	XXX	XXX	Report	Report	XXX
Phenolics, Total	XXX	XXX	XXX	Report	Report	XXX

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

The EPA Waiver is in effect.

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

**PA0027553**, Sewage, SIC Code 4952, **Pine Creek Municipal Authority**, P.O. Box 608, Avis, PA 17721-0608.

Facility Name: Pine Creek Municipal Authority Sewer System STP. This existing facility is located in Pine Creek Township, **Clinton County**.

Description of Existing Activity: This is a REVISED notice. The special condition for Pretreatment Program Implementation was mistakenly omitted from the original draft and public notice. The application is for a renewal of an NPDES permit for an existing discharge of treated sewage.

The receiving stream(s), Unnamed Tributary to West Branch Susquehanna River, is located in State Water Plan watershed 9-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.6 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	330	530	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )		Wkly Avg			Wkly Avg	
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	400	600	XXX	30.0	45.0	60
		Wkly Avg			Wkly Avg	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet Light Transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Aluminum, Total	21.70	43.36	XXX	2.0	4.0	XXX
Antimony, Total (µg/L)	2.53	3.80	XXX	190.32	285.48	380.64
Cadmium, Total (µg/L)	Report	Report	XXX	Report	Report	XXX
Copper, Total (µg/L)	0.68	1.03	XXX	51.69	77.53	103.38
Iron, Dissolved	136.05	204.07	XXX	10.19	15.29	20.39
Iron, Total	32.55	65.00	XXX	3.0	6.0	XXX
Manganese, Total	21.70	43.36	XXX	2.0	4.0	XXX
Pentachlorophenol (µg/L)	0.42	0.64	XXX	32.21	48.31	64.42
2,4,6-Trichlorophenol	3.19	4.79	XXX	0.23	0.35	0.47
Acrolein (µg/L)	Report	Report	XXX	Report	Report	XXX
Dibenzo(a,h)Anthracene (µg/L)	Report	Report	XXX	Report	Report	XXX
Hexachlorobutadiene (µg/L)	Report	Report	XXX	Report	Report	XXX

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

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

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

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

- Chesapeake Bay Nutrient Requirements
- Whole Effluent Toxicity—No Permit Limits
- Requirements Applicable to Stormwater Outfalls
- POTW Pretreatment Program Implementation

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

The EPA Waiver is not in effect.

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

**PA0024741**, Sewage, SIC Code 4952, **Sheffield Township Municipal Authority Warren County**, PO Box 821, Sheffield, PA 16347. Facility Name: Sheffield Township STP. This existing facility is located in Sheffield Township, **Warren County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Sewage. This is the second draft of this NPDES Permit.

The receiving stream, the West Branch Tionesta Creek, is located in State Water Plan watershed 16-F and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.66 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen						
Interim	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Final	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	2.75	6.60 IMAX	XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	137.5	220.0	XXX	25.0	40.0	50
Total Suspended Solids	165.0	247.5	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	137.6	XXX	XXX	25.0	XXX	50
Lead, Total	0.038	XXX	XXX	0.007	XXX	0.014



<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		

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

- Solids Management

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

The EPA Waiver is not in effect.

**PA0240117**, Sewage, SIC Code 8800 and 4952, **Dale L. Coates**, 9541 Concord Road, Union City, PA 16438. Facility Name: Dale L. Coates SRSTP. This existing facility is located in Union Township, **Erie County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated sewage from an SRSTP utilizing a peat filter system.

The receiving stream is an unnamed tributary to South Branch French Creek, located in State Water Plan watershed 16-A and classified for Cold Water 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 0.0005 MGD.

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

**PA0023931**, Sewage, SIC Code 4952, **Cambridge Area Joint Authority**, 161 Carringer Street, Cambridge Springs, PA 16403-1005. Facility Name: Cambridge Area Joint Authority STP. This existing facility is located in Cambridge Springs Borough, **Crawford County**.

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

The receiving streams, French Creek (Outfalls 001 & 005) and an Unnamed Tributary to French Creek (Outfall 004), are located in State Water Plan watershed 16-A and are classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	4.0	XXX	Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	271	434	XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	325	488	XXX	30	45	60
Influent	Report	XXX	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Phosphorus	21.7	XXX	XXX	2.0	XXX	XXX <sup>4</sup>
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Chloride	XXX	XXX	XXX	Report	XXX	XXX
Nickel	XXX	XXX	XXX	Report Ave Qtrly	XXX	XXX

The proposed effluent limits for Outfalls 004 & 005 are based on a design flow of N/A MGD.

Consisting of non-polluting stormwater from the treatment plant site, alone or in combination with other wastewaters.

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

- Chlorine Minimization
- Sludge Handling
- Annual, Whole Effluent Toxicity Testing requirement
- Stormwater Best Management Practices

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

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

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

**WQM Permit No. 4017402**, Sewage, SIC Code 4952, **Greater Hazleton Joint Sewer Authority**, P.O. Box 651, Hazleton, PA 18201-0651.

This existing facility is located in West Hazleton Borough, **Luzerne County**.

Description of Proposed Action/Activity: The project is for the installation of a fluidized bed incinerator, air emissions equipment, ash handling vacuum filter, a new centrifuge for sludge dewatering, and other associated appurtenances at the wastewater treatment plant.

**WQM Permit No. 4517403**, Sewage, **PA American Water Co.**, 800 W Hershey Park Drive, Hershey, PA 17033-2400.

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

Description of Proposed Action/Activity: A new Permit for proposed improvements to the Pocono Country Place WWTP Headworks. The existing comminutor will be upgraded to a new automatic bar screen and compactor.

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

**WQM Permit No. 0517201**, CAFO, **Metzler Limited Partnership**, 261 Pleasant View Farms Road, Martinsburg, PA 16662.

This proposed facility is located in Bloomfield, South Woodbury and Woodbury Townships, **Bedford County**.

Description of Proposed Action/Activity: Seeking permit approval for the installation of proposed HDPE-lined manure storage pond at existing dairy operation.

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

**WQM Permit No. 6117403**, Sewage, **Tracey Brown**, 4796 State Route 8, Titusville, PA 16354.

This proposed facility is located in Cherrytree Township, **Venango County**.

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

**WQM Permit No. 2517413**, Sewage, **Brian Abbey**, 8933 Williams Road, North East, PA 16428.

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

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

**WQM Permit No. 2517414**, Sewage, **Walter Tecza**, 8620 Bargain Road, McKean, PA 16426.

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

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

### V. Applications for NPDES Waiver Stormwater Discharges from MS4

The following waiver applications have been approved for a 5-year period. The Department is issuing waivers for the MS4s listed below in lieu of NPDES permit coverage.

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

## NPDES

Waiver No.	Applicant Name & Address	Municipality, County	Receiving Water(s)/Use(s)
PAI132264	Price Township 10 Barren Road East Stroudsburg, PA 18302	Price Township, Monroe	Brodhead Creek/ HQ-CWF and MF

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

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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD180012	Moses Stoltzfus 115 Groupe Road Jersey Shore, PA 17740	Clinton	Crawford Twp	Rauchtown Creek HQ-CWF

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

Permit No.	Applicant & Address	County	Municipality	Stream Name
PAD020005-1	Almono, LP One Oxford Centre Suite 4500 Pittsburgh, PA 15219	Allegheny County	City of Pittsburgh	Ohio River Basin (WWF)
PAD300003	Southwestern Pennsylvania Water Authority PO Box 187 1442 Jefferson Road Jefferson, PA 15344	Greene County	Franklin Township; Washington Township; Morris Township	UNT to Browns Run (HQ-WWF); Wisecarver Run (HQ-WWF); Mud Lick Run (HQ-WWF); Garners Run (HQ-WWF); Bates Fork (HQ-WWF)
PAD020007	Health South Rehabilitation Hospital of Sewickley 3660 Grandview Parkway Suite 200 Birmingham, AL 35243	Allegheny County	Leet Township	Big Sewickley Creek (TSF); Little Sewickley Creek (HQ-TSF)

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

PAG-12	CAFOs
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#### CAFO Notices of Intent Received

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

**NPDES Permit No. PAG123861, CAFO, Stoners Hijos Hill Inc., 7678 Oeling Road, Mercersburg, PA 17236.**

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

Description of size and scope of proposed operation/activity: Dairy (Cows, Heifers, Calves): 1,381.5 AEU's.

The receiving stream, Unnamed Tributary to West Branch Conococheague Creek, is in watershed 13-C and classified for: Migratory Fishes and Trout Stocking. The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

**NPDES Permit No. PA0266418, CAFO, Trout Brothers LLC, Road 2 Box 200c, Loysville, PA 17047.**

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

Description of size and scope of proposed operation/activity: Dairy (Cows, Heifers, Calves): 1,222.75.

The receiving stream, Sherman Creek, is in watershed 7-A and classified for: High Quality Waters—Cold Water Fishes.

The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where

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

**NPDES Permit No. PAG123862**, CAFO, **Schwalm Daniel & Schwalm James**, 351 Bastian Road, Halifax, PA 17032.

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

Description of size and scope of proposed operation/activity: Swine (Grow—Finish), Beef (Finishing Cows): 721.92 AEU's.

The receiving stream, Armstrong Creek, is in watershed 6-C and classified for: Cold Water Fishes and Migratory Fishes.

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

**NPDES Permit No. PAG123863**, CAFO, **Randy Reppert**, 119 Mill Road, Hamburg, PA 19526.

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

Description of size and scope of proposed operation/activity: Poultry (Ducks), Beef (Finishing Cattle): 87.39 AEU's.

The receiving stream, Unnamed Tributary to Plum Creek, is in watershed 3-B and classified for: Migratory Fishes and Warm Water Fishes.

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

**NPDES Permit No. PAG123864**, CAFO, **Hartzler Marlin**, 39 Hazel Lane, Belleville, PA 17004.

This proposed facility is located in Menno Township, **Mifflin County**.

Description of size and scope of proposed operation/activity: Swine (Grow—Finish), Dairy (Heifers, Calves): 661.94 AEU's.

The receiving stream, Unnamed Tributary to Kishacoquillas Creek, is in watershed 12-A and classified for: Cold Water Fishes and Migratory Fishes.

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

**NPDES Permit No. PAG123865**, CAFO, **Moyer Ben**, 807 Ono Road, Jonestown, PA 17038.

This proposed facility is located in East Hanover Township, **Lebanon County**.

Description of size and scope of proposed operation/activity: Poultry (Broilers): 288.32 AEU's.

The receiving stream, Unnamed Tributary of Swatara Creek, is in watershed 7-D and classified for: Migratory Fishes and Warm Water Fishes.

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

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

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*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>
PAG130111	Bucks County Neshaminy Manor Center Route 611 & Almshouse Road Doylestown, PA 18901	Doylestown Borough Bucks County	Y	N
PAG130086	Ridley Park Borough 105 E. Ward Street Ridley Park, PA 19078	Ridley Park Borough Bucks County	N	Y

## NOTICES

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<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>
PAG130084	Ridley Township 100 E. Macdade Boulevard Folsom, PA 19033	Ridley Township Delaware County	N	Y
PAG130177	Rutledge Borough 212 Unity Terrace Rutledge, PA 19070	Rutledge Borough Delaware County	N	Y
PAG130121	Prospect Park Borough PO Box 301 Prospect Park, PA 19076	Prospect Park Borough Delaware County	N	Y
PAG130083	Parkside Borough 22 E. Elbon Street Parkside, PA 19015	Parkside Borough Delaware County	N	Y
PAG130135	Norwood Borough 10 W. Cleveland Avenue PO Box 65 Norwood, PA 19074	Norwood Borough Delaware County	N	Y
PAG130099	Nether Providence Township 214 Sykes Lane Wallingford, PA 19086	Nether Providence Township Delaware County	N	Y
PAG130094	Morton Borough 500 Highland Avenue Morton, PA 19070	Morton Borough Delaware County	N	Y
PAG130071	Marcus Hook Borough 1015 Green Street Marcus Hook, PA 19061	Marcus Hook Borough Delaware 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>
PAG133731	Penn Township 20 Wayne Avenue Hanover, PA 17331	Penn Township York County	N	Y
PAG133621	Conewago Township 3279 Old Hershey Road Elizabethtown, PA 17022	Conewago Township Dauphin County	Y	N
PAG133740	Hanover Borough 44 Frederick Street Hanover, PA 17331	Hanover Borough York County	N	Y
PAG133534	Manheim Township 1840 Municipal Drive Lancaster, PA 17601	Manheim Township Lancaster County	N	Y
PAG133525	Robeson Township 8 Boonetown Road Birdsboro, PA 19508	Robeson Township Berks County	N	N
PAG133598	Marietta Borough 111 East Market Street Marietta, PA 17547	Marietta Borough Lancaster County	N	Y
PAG133601	East Manchester Township 5080 North Sherman St Mount Wolf, PA 17347	East Manchester Township York County	N	Y
PAG133501	Alsace Township 65 Woodside Ave Temple, PA 19560	Alsace Township Berks County	N	Y
PAG133543	Lower Swatara Twp 1499 Spring Garden Drive Middletown, PA 17057	Lower Swatara Twp Dauphin County	N	Y
PAG133587	Millersville Borough 100 Municipal Drive Millersville, PA 17551	Millersville Borough Lancaster County	N	Y

## NOTICES

<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>
PAG133755	Tulphocken Township 22 Rehrrsburg Road Rehersburg, PA 19550	Tulphocken Township Berks County	Y	N
PAG133661	Frankstown Township 2122 Frankstown Road Hollidaysburg, PA 16648	Frankstown Township Blair County	N	Y
PAG133673	Windsor Borough 2 E Main St Windsor, PA 17366	Windsor Borough York County	N	Y
PAG133588	Akron Borough 117 South 7th Street Akron, PA 17501	Akron Borough Lancaster County	Y	Y
PAG133676	Dallastown Borough 175 E Broad St Dallastown, PA 17313	Dallastown Borough York County	N	Y
PAG133665	Goldsboro Borough P.O. Box 14 Etters, PA 17319	Goldsboro Borough York County	Y	Y
PAG133687	New Salem Borough 80 N. Water Street York New Salem, PA 17371	New Salem Borough York County	Y	Y

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

<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>
PAG134822	Main Township Columbia County 345 Church Road Bloomsburg, PA 17815-6800	Main Township, Columbia County	Y	N
PAG134817	Briar Creek Township Columbia County 150 Municipal Road Berwick, PA 18603-5221	Briar Creek Township, Columbia County	Y	N
PAG134825	Catawissa Borough Columbia County 307 Main Street Catawissa, PA 17820	Catawissa Borough, Columbia County	Y	N
PAG134814	Woodward Township Lycoming County 4910 S Route 220 Highway Suite 1 Linden, PA 17744-7853	Woodward Township, Lycoming County	Y	N
PAG134828	Susquehanna Township 91 E. Village Drive Williamsport, PA 17702-8665	Susquehanna Township, Lycoming County	Y	N
PAG134819	Cooper Township 19 Steltz Road Danville, PA 17821-9132	Cooper Township, Montour County	Y	N
PAG134823	Orange Township 2028 State Route 487 Orangeville, PA 17859-9029	Orange Township, Columbia County	Y	N
PAG134818	North Centre Township Columbia County 1059 SR 0093 Berwick, PA 18603	North Centre Township, Columbia	Y	N
PAG134826	Orangeville Borough P.O. Box 176 Orangeville, PA 17859	Orangeville Borough, Columbia County	Y	N

<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>
PAG134829	Upper Fairfield Township 4090 Route 87 Highway Montoursville, PA 17754-7719	Upper Fairfield Township, Lycoming County	Y	N
PAG134825	Catawissa Township Columbia County 153 Old Reading Road Catawissa, PA 17820	Catawissa Township, Columbia County	Y	N
PAG134832	South Centre Township Columbia County 6260 4th Street Bloomsburg, PA 17815-8731	South Centre Township, Columbia County	Y	N
PAG134821	Montour Township Columbia County 195 Rupert Drive Bloomsburg, PA 17815-9627	Montour Township, Columbia County	Y	N
PAG134827	Briar Creek Borough Columbia County 6029 Park Road Berwick, PA 18603-5710	Briar Creek Borough, Columbia 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.**

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

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<b>Permit No. 3617515,</b>	Public Water Supply.
Applicant	<b>Windmill Family Restaurant</b>
Municipality	Caernarvon Township
County	<b>Lancaster</b>
Responsible Official	Larry L. Miller, Water System Operator 2021 Horseshoe Road Lancaster, PA 17602
Type of Facility	Public Water Supply
Consulting Engineer	Daniel S. Hershey, P.E. Hershey Engineering, Inc 703 Woodcrest Avenue Lititz, PA 17543
Application Received:	10/13/2017
Description of Action	The project consists of permitting the existing softening and nitrate removal systems, replacement of existing corrosion control facilities, and upgrades of the sodium hypochlorite disinfection system to achieve 4-log treatment of viruses.

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

<b>Application No. 4907502-T1-A1—Amendment—</b>	Public Water Supply.
Applicant	<b>Cherokee Pharmaceuticals, LLC</b>
Township/Borough	Riverside Borough
County	<b>Northumberland County</b>
Responsible Official	Mr. Emmanuel F. Minier Director, Safety and Environment 100 Avenue C P.O. Box 367 Riverside, PA 17868
Type of Facility	Public Water Supply

Consulting Engineer Maureen T. Hoke  
300 Drayton Street  
3rd Floor  
Savannah, GA 31401-4448

Application Received 10/19/2017

Description of Action Authorizes the removal of one unit operation, Accelerator 1, and replace it with an upgraded unit. This modification addresses the removal of the existing equipment only; a separate application will be filed at a later date to address the installation of the replacement unit.

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

**Permit No. 3217528**, Public Water Supply.

Applicant **Marion Center Area School District**  
PO Box 199  
22810 Route 403 Highway North  
Marion Center, PA 15759

[Township or Borough] East Mahoning Township

Responsible Official Ken Kirkland, Director of Transportation & Buildings and Grounds  
Marion Center Area School District  
PO Box 199  
22810 Route 403 Highway North  
Marion Center, PA 15759

Type of Facility School water system

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Application Received Date October 20, 2017

Description of Action Relocation of the soda ash feed system.

**Permit No. 6517530**, Public Water Supply.

Applicant **Municipal Authority of Westmoreland County**  
124 Park & Pool Road  
New Stanton, PA 15672

[Township or Borough] Bell Township

Responsible Official Michael Kukura, Resident Manager  
Municipal Authority of Westmoreland County  
124 Park & Pool Road  
New Stanton, PA 15672

Type of Facility Water system

Consulting Engineer Municipal Authority of Westmoreland County  
124 Park & Pool Road  
New Stanton, PA 15672

Application Received Date October 23, 2017

Description of Action Replacement of an existing chlorinator system.

**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. 0417506MA, Minor Amendment.**

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

[Township or Borough] Eastvale Borough

Responsible Official Jerry Ford, Authority Board Chairman  
Beaver Falls Municipal Authority  
1425 Eighth Avenue  
Beaver Falls, PA 15010

Type of Facility Water system

Consulting Engineer Entech Engineers, Inc.  
Airport Office Park Building  
Suite 200  
400 Rouser Road  
Coraopolis, PA 15108

Application Received Date September 29, 2017

Description of Action Installation of bypass piping at the secondary sedimentation basin.

**Application No. 0217545MA, Minor Amendment.**

Applicant **West View Water Authority**  
210 Perry Highway  
Pittsburgh, PA 15229

[Borough or Township] Neville Township

Responsible Official Robert J. Christian, Executive Director  
West View Water Authority  
210 Perry Highway  
Pittsburgh, PA 15229

Type of Facility Water system

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

Description of Action Installation of a variable frequency drive on the North Shore High Service Pump No. 3.



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

**Application No. 3717501-MA1, Minor Amendment.**

Applicant	<b>PA American Water Company</b>
Township or Borough	Shenango Township, <b>Lawrence Cnty</b>
Responsible Official	William Lage, P.E. 2736 Ellwood Road New Castle, PA 16101
Type of Facility	Public Water Supply
Consulting Engineer	William Lage, P.E. 2736 Ellwood Road New Castle, PA 16101
Application Received Date	October 13, 2017
Description of Action	Construction of an elevated water storage tank

**WATER ALLOCATIONS**

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

*Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.*

**WA 07-370C**, Water Allocations. **Duncansville Municipal Authority (PWS ID No. 4070012), Blair County**. Duncansville Municipal Authority has submitted a water allocation permit application requesting the right to purchase a total of 400,000 gpd from Altoona Water Authority, for emergency and backup purposes, through Emergency Interconnection Nos. 1 and 2. Applicant Address: Consulting Engineer: Stuart W. Sibold, P.E., The EADS Group, 1126 Eighth Ave., Altoona, PA 16602. Application Received: 10/5/2017.

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

**WA-46-67J**, Water Allocations. **Aqua Pennsylvania, Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489, Upper Merion Township, **Montgomery County**. Renewal application for a water allocation to withdraw 20,000,000 gallons per day from the Upper Merion Quarry Reservoir.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 1**

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to

use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**EMR Allentown**, 802 North 13th Street, City of Allentown, **Lehigh County**, Manko, Gold, Katcher & Fox LLP, 401 City Avenue, Suite 901, Bala Cynwyd, PA 19004, on behalf of Eastern Metal Recycling, 143 Harding Avenue, Belmawr, NJ 08031, submitted a Notice of Intent to Remediate. Site soils have been found to be impacted with BTEX, PAHs, and metals. The proposed future use of the property is for non-residential purposes. The Notice of Intent to Remediate was published in *The Morning Call* on October 11, 2017.

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

**Shenango Coke Plant**, 200 Neville Road, City of Pittsburgh **Allegheny County**. Civil & Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205 on behalf of Shenango, LLC, 414 South Main

Street, Ann Arbor, MI 48104 has submitted a Notice of Intent to Remediate the site where elevated concentrations of volatile and semi-volatile organic compounds from historic use have impacted soil and groundwater. Notice of the intent to remediate was published in the *Post-Gazette* on September 25, 2017.

#### RESIDUAL WASTE GENERAL PERMITS

**Renewal Application(s) Received under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/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. WMGR019D008. Littlestown Foundry, Inc.** has submitted a general permit renewal application for its facility located at 150 Charles Street, Littlestown, PA 17340 in Littlestown Borough, **Adams County**. This general permit authorizes the beneficial use of waste foundry sand and ferrous metal foundry system dust, slag and refractory for use as roadway construction material, a component or ingredient in the manufacturing of concrete or asphalt products, a soil additive or soil substitute, and non-roadway construction. The application for renewal was determined to be complete on October 23, 2017.

Persons interested in obtaining more information about the general permit renewal applications 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.

#### 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; 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. WMGR028SC009A. St. Thomas Development, Inc.,** 8153B Lincoln Way West, St. Thomas, PA 17252 in St. Thomas Township, **Franklin County**. This general permit authorizes 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. The application for Determination of Applicability was determined to be complete on October 23, 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.

### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

### PLAN APPROVALS

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

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**48-00076D: Calpine Bethlehem LLC** (500 Delaware Avenue, Suite 600, Wilmington, DE 19801) for increase in operational hours from their existing turbines at their facility located in Bethlehem, **Northampton County**.

**48-00091B: Lower Mt Bethel Energy LLC** (6079 Depues Ferry Road, Bangor, PA 18013) for turbine blade upgrades from their existing turbines at their facility located in Lower Mt Bethel Township, **Northampton County**.

**35-00069C: Lackawanna Energy Center LLC** (1 South Wacker Drive, Suite 1900, Chicago, IL 60606) has submitted an application to the Pennsylvania Department of Environmental Protection for the purpose of satisfying the requirements of 25 Pa. Code §§ 127.201—127.217 of plan approval 35-00069B which require the purchase of VOC and NO<sub>x</sub> ERCs. There is no change to the process equipment or control devices currently permitted under plan approval 35-00069B at their facility in Jessup Borough, **Lackawanna County**.

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

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

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

**46-0041F: Graphic Packaging International, Inc.** (1035 Longford Road, Phoenixville, PA 19460) for the installation of one (1) non-heatset sheetfed offset lithographic printing press (Source ID 218) at the manufacturing plant located in Upper Providence Township, **Montgomery County**. Graphic Packaging International, Inc. is a major source of Volatile Organic Compound (VOC) emissions and an area source for Hazardous Air Pollutants (HAP). The existing facility is currently operating under Title V Operating Permit No. 46-00041. The installation will not trigger New Source Review or Prevention of Severe Deterioration for any criteria pollutant, including Greenhouse Gases. The sources are not subject to Compliance Assurance Monitoring pursuant to 40 CFR Part 64. The requirements of 25 Pa. Code § 129.67b apply to the new lithographic press. The plan approval will include monitoring, testing, recordkeeping and re-

porting 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.*

**06-03551A: SGL Carbon LLC** (796 Fritztown Road, Sinking Spring, PA 19608) for addition of one (1) new dust collector and to modify the duct work at various locations within the graphite milling operation (Source ID 101) at the facility in Spring Township, **Berks County**. The potential emissions from the facility are estimated at 13 tpy of particulate matter and are not expected to change since the proposal will not result in increased production and the emissions will not increase as a result of the new collector. The plan approval will include emission restrictions, work practice standards, and testing, monitoring, record keeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the source is constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

**36-03207A: R. E. Ebersole, Inc.** (236 Governor Stable Road, Bainbridge, PA 17502) for an existing 16.752 MMBtu/hr, # 2 oil fired, boiler at R. E. Ebersole, Inc. located in Conoy Township, **Lancaster County**. The expected facility emissions are: NO<sub>x</sub> 10.93 tpy, CO 1.97 tpy, PM 0.79 tpy, PM<sub>10</sub> 0.39 tpy, SO<sub>x</sub> 2.80 tpy and VOC 0.13 tpy. The facility is a State Only facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units and 40 CFR Part 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial and Institutional Boilers Area Sources. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the source is constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval may be incorporated into an Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

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

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

**18-00033A: Renovo Energy Center, LLC** (5275 Westview Drive, Frederick, MD 21703) submitted a plan approval application to the Department of Environmental Protection to construct a natural gas/ultra-low sulfur

diesel-fired combined-cycle power plant to produce 1,000 MW or less of electricity in the Borough of Renovo, **Clinton County**. The project consists of two (2) identical 1 × 1 power blocks (Sources P101 and P102), and each block includes a combustion turbine, a steam turbine and a heat recovery steam generator. The heat input rating of each combustion gas turbine is 3,630 MMBtu/hr (HHV) or less firing natural gas and 3,673 MMBtu/hr (HHV) or less firing ultra-low sulfur diesel fuel. The air contaminants from each power block will be controlled by a selective catalytic reduction (SCR) system (C101A and C102A) and an oxidation catalyst (C101B and C102B). Ancillary equipment for the facility also being proposed by Renovo Energy Center (Renovo) includes: one (1) 2,206 brake-horsepower diesel-fired emergency generator engine (Source P103), one (1) 237 brake-horsepower diesel-fired fire pump engine (Source P104), two (2) 66 MMBtu/hr natural gas-fired auxiliary boilers (Source 031), two (2) 15 MMBtu/hr natural gas-fired water bath heaters (Source 032), one (1) 3 MMBtu/hr natural gas-fired dew point gas heater (Source 033), and various storage tanks consisting of: one (1) ultra-low sulfur, diesel fuel storage tank, two (2) lube oil storage tanks, and two (2) aqueous ammonia storage tanks (Source P105 for all tanks).

This proposed project is subject to the Prevention of Significant Deterioration (PSD) Air Quality regulations of 40 CFR 52.21, the Nonattainment New Source Review (NNSR) regulations of 25 Pa. Code §§ 127.201–27.218, and the Best Available Technology (BAT) requirements of 25 Pa. Code §§ 127.1 and 127.12. The facility’s total particulate matter (PM) including particulate matter less than or equal to 10 microns in effective aerodynamic diameter (PM<sub>10</sub>) and particulate matter less than or equal to 2.5 microns in aerodynamic diameter (PM<sub>2.5</sub>), nitrogen oxides (NO<sub>x</sub>), carbon monoxide (CO) and volatile organic compounds (VOC) emissions are subject to the PSD requirements. The facility’s NO<sub>x</sub> and VOC emissions are also subject to the NNSR requirements. The Department has determined that the proposed levels of the air contaminants emissions satisfy Best Available Control Technology (BACT) and Lowest Achievable Emission Rate (LAER) requirements as well as the Department’s BAT requirements.

The facility is also subject to the following Standards of Performance for New Stationary Sources (NSPS): 40 CFR Part 60 Subpart D—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units codified in 40 CFR 60.40c–40.48c. 40 CFR Part 60

Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines codified in 40 CFR 60.4200–60.4219. 40 CFR Part 60 Subpart KKKK—Standards of Performance for Stationary Combustion Turbines codified in 40 CFR 60.4300–60.4420. 40 CFR Part 60 Subpart TTTT—Standards of Performance for Greenhouse Gas Emissions for Electric Utility Generating Units codified in 40 CFR 60.5508–60.5580. The proposed project is also subject to 40 CFR Part 63 Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines codified 40 CFR 63.6580–63.6675 as applicable to the proposed diesel-fired engines. The Department has determined that this facility satisfies all applicable requirements of these subparts including Maximum Achievable Control Technology (MACT) requirements.

Renovo Energy Center has conducted air quality analyses which satisfy the requirements of the PSD regulations codified in 40 CFR 52.21 and 25 Pa. Code § 127.83. In accordance with 40 CFR 52.21(k) through (n), Renovo provided air quality analyses of the Renovo Energy Center’s emissions of CO, NO<sub>x</sub>, PM<sub>2.5</sub>, PM<sub>10</sub>, and sulfur dioxide (SO<sub>2</sub>). Renovo’s source impact analyses demonstrate that the Renovo’s emissions would not cause or contribute to air pollution in violation of the National Ambient Air Quality Standards for CO, nitrogen dioxide (NO<sub>2</sub>), PM<sub>2.5</sub>, PM<sub>10</sub>, or SO<sub>2</sub>. Additionally, Renovo’s source impact analyses demonstrate that the Renovo’s emissions would not cause or contribute to air pollution in violation of the Class II or Class I PSD increments for NO<sub>2</sub>, PM<sub>2.5</sub>, PM<sub>10</sub>, or SO<sub>2</sub>. In accordance with 40 CFR 52.21(o), Renovo provided additional impact analyses of the impairment to visibility, soils, and vegetation that would occur as a result of the Renovo Energy Center and general commercial, residential, industrial, and other growth associated with the Renovo Energy Center. In accordance with 40 CFR 52.21(p), written notice of the proposed Renovo Energy Center has been provided to the Federal Land Managers of nearby Federal Class I areas as well as initial screening calculations to demonstrate that the Renovo’s emissions would not adversely impact air quality related values and visibility in nearby Federal Class I areas. In accordance with the public notice requirements in 25 Pa. Code § 127.45(b)(4), the degree of Class II and Class I PSD increment consumption expected to result from the operation of the Renovo Energy Center is provided in the following tables:

Degree of Class II PSD Increment Consumption from Operation of the Renovo Energy Center

<i>Pollutant</i>	<i>Averaging Period</i>	<i>Degree of Class II PSD Increment Consumption</i>		<i>Class II PSD Increment</i>
		<i>micrograms per cubic meter</i>	<i>Percent of Class II PSD Increment</i>	<i>micrograms per cubic meter</i>
NO <sub>2</sub>	Annual	< 2.18552	< 8.75%	25
PM <sub>2.5</sub>	24-hour	< 7.95419	< 88.38%	9
	Annual	< 1.17283	< 29.33%	4
PM <sub>10</sub>	24-hour	< 13.29353	< 44.32%	30
	Annual	< 1.16193	< 6.84%	17
SO <sub>2</sub>	3-hour	< 6.07086	< 1.19%	512
	24-hour	< 1.61580	< 1.78%	91
	Annual	< 0.14232	< 0.72%	20

## Degree of Class I PSD Increment Consumption from Operation of the Renovo Energy Center

<i>Pollutant</i>	<i>Averaging Period</i>	<i>Degree of Class I PSD Increment Consumption</i>		<i>Class I PSD Increment</i>
		<i>micrograms per cubic meter</i>	<i>Percent of Class I PSD Increment</i>	<i>micrograms per cubic meter</i>
NO <sub>2</sub>	Annual	< 0.00426	< 0.18%	2.5
PM <sub>2.5</sub>	24-hour	< 0.15431	< 7.72%	2
	Annual	< 0.01713	< 1.72%	1
PM <sub>10</sub>	24-hour	< 0.01831	< 0.23%	8
	Annual	< 0.00623	< 0.16%	4
SO <sub>2</sub>	3-hour	< 0.01004	< 0.05%	25
	24-hour	< 0.00221	< 0.05%	5
	Annual	< 0.00076	< 0.04%	2

Based on the findings presented above, the Department intends to issue a plan approval for the proposed project. The following is a summary of the conditions that the Department proposes placing in the plan approval, which if issued, will ensure compliance with all applicable air quality regulatory requirements:

1.) Pursuant to the best available control technology of the PSD provisions in 40 CFR 52.21 and of 25 Pa. Code § 127.83 and the lowest achievable emission rate of the New Source Review Regulation provisions in 25 Pa. Code §§ 127.201—127.217 as well as the best available technology provisions in 25 Pa. Code §§ 127.1 and 127.12:

a.) the air contaminant emissions from the exhaust of each boiler incorporated in Source 031 shall not exceed the following short term and twelve-consecutive month period (12 CMP) limitations:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—0.011 lb/MMBtu and 0.65 ton in any 12 CMP,

(ii) carbon monoxide—0.036 lb/MMBtu and 2.14 tons in any 12 CMP,

(iii) volatile organic compound—0.005 lb/MMBtu and 0.30 ton in any 12 CMP,

(iv) particulate matter less than or equal to 10 microns in diameter—0.0019 lb/MMBtu and 0.11 ton in any 12 CMP.

b.) each boiler in Source 031 shall fire no more than 118,800 MMBtu of natural gas in any 12 CMP and shall be equipped with an ultra-low NO<sub>x</sub> burner and flue gas recirculation.

c.) the air contaminant emissions from the exhaust of each heater incorporated in Source 032 shall not exceed the following limitations:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—0.01 lb/MMBtu and 0.66 ton in any 12 CMP,

(ii) carbon monoxide—0.037 lb/MMBtu and 2.43 tons in any 12 CMP,

(iii) volatile organic compound—0.005 lb/MMBtu and 0.33 ton in any 12 CMP,

(iv) particulate matter less than or equal to 10 microns in diameter—0.005 lb/MMBtu and 0.33 ton in any 12 CMP.

(v) the permittee shall only operate one heater incorporated in Source 032 at a time.

d.) the air contaminant emissions from the exhaust of Source 033 shall not exceed the following limitations:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—0.04 lb/MMBtu and 0.53 ton in any 12 CMP,

(ii) carbon monoxide—0.084 lb/MMBtu and 1.10 ton in any 12 CMP,

(iii) volatile organic compound—0.005 lb/MMBtu and 0.07 ton in any 12 CMP.

e.) Sources 031, 032 and 033 shall only utilize natural gas as fuel and shall be operated in accordance with the manufacturer's specifications and good operating practices.

f.) emissions from the exhaust of Control Device C101B and C102B associated with Sources P101 and P102, respectively, shall not exceed the limits specified below while firing natural gas:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—2.0 ppmv corrected to 15% O<sub>2</sub> and 26.30 lb/hr,

(ii) carbon monoxide—2.0 ppmv corrected to 15% O<sub>2</sub> and 16.00 lb/hr,

(iii) volatile organic compounds—1.0 ppmv corrected to 15% O<sub>2</sub> and 4.58 lb/hr,

(iv) sulfur dioxide (SO<sub>x</sub>, expressed as SO<sub>2</sub>)—0.001336 lb/MMBtu and 4.85 lb/hr,

(v) total (filterable and condensable) particulate matter—0.0031 lb/MMBtu and 11.30 lb/hr,

(vi) formaldehyde—0.43 lb/hr,

(vii) sulfuric acid (H<sub>2</sub>SO<sub>4</sub>)—0.0009 lb/MMBtu and 3.11 lb/hr,

(viii) ammonia slip (NH<sub>3</sub>)—5 ppmv corrected to 15% O<sub>2</sub> and 24.30 lb/hr;

g.) emissions from the exhaust of Control Device C101B and C102B associated with Sources P101 and P102, respectively, shall not exceed the limits specified below while firing ULSD fuel:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—4.0 ppmv corrected to 15% O<sub>2</sub> and 56.90 lb/hr,

(ii) carbon monoxide—2.0 ppmv corrected to 15% O<sub>2</sub> and 17.30 lb/hr,

(iii) volatile organic compounds—2.0 ppmv corrected to 15% O<sub>2</sub> and 9.89 lb/hr,

(iv) sulfur dioxide (SO<sub>x</sub>, expressed as SO<sub>2</sub>)—0.00183 lb/MMBtu and 6.73 lb/hr,

(v) total (filterable and condensable) particulate matter—0.013 lb/MMBtu and 47.90 lb/hr,

(vi) sulfuric acid (H<sub>2</sub>SO<sub>4</sub>)—0.0012 lb/MMBtu and 4.32 lb/hr,

(vii) ammonia slip (NH<sub>3</sub>): 5 ppm<sub>dv</sub> corrected to 15% O<sub>2</sub> and 26.30 lb/hr;

h.) the nitrogen oxides, carbon monoxide and ammonia emissions limits from the exhaust of Control Device C101B and C102B shall be established as a one-hour period.

i.) the above emissions limits from the exhaust of Control Device C101B and C102B shall apply at all times except for periods of startup and shutdown.

j.) the applicable sulfur dioxide requirements in 40 CFR 60.4330 for the exhaust of Control Device C101B and C102B are streamlined into this permit condition.

k.) each combustion turbine associated with a powerblock shall be equipped with a dry-low-NO<sub>x</sub> (DLN) combustor.

l.) the air contaminant emissions from the exhaust of Source P103 shall not exceed the following limitations:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—3.98 g/hp-hr and 4.84 tons in any 12 CMP,

(ii) carbon monoxide—1.23 g/hp-hr and 1.50 tons in any 12 CMP,

(iii) volatile organic compound (expressed as THC)—0.80 g/hp-hr and 0.97 ton in any 12 CMP,

(iv) total particulate matter—0.13 g/hp-hr and 0.16 ton in any 12 CMP.

m.) the air contaminant emissions from the exhaust of Source P104 shall not exceed the following limitations:

(i) nitrogen oxides (expressed as NO<sub>2</sub>)—2.7 g/bhp-hr and 0.18 ton in any 12 CMP,

(ii) carbon monoxide—0.90 g/bhp-hr and 0.06 ton in any 12 CMP,

(iii) volatile organic compound (expressed as THC)—0.10 g/bhp-hr and 0.01 ton in any 12 CMP

(iv) total particulate matter—0.10 g/bhp-hr and 0.01 ton in any 12 CMP.

2.) Pursuant to the best available control technology of the PSD provisions in 40 CFR 52.21 and of 25 Pa. Code § 127.83, as well as the best available technology provisions in 25 Pa. Code §§ 127.1 and 127.12:

a.) each combined-cycle powerblock shall be fired on either natural gas or ULSD fuel. The sulfur content of the natural gas shall not exceed 0.4 grain/100 scf and the sulfur content of the ULSD fuel shall not exceed 15 ppm.

b.) emissions from the operation of each combined-cycle powerblock shall not exceed these limits:

(i) nitrogen oxides (NO<sub>x</sub>, expressed as NO<sub>2</sub>)—146.95 tons in any 12 CMP,

(ii) carbon monoxide—138.65 tons in any 12 CMP,

(iii) volatile organic compounds—31.05 tons in any 12 CMP,

(iv) total (filterable and condensable) particulate matter—63.35 tons in any 12 CMP,

(v) sulfur oxides (SO<sub>x</sub>, expressed as SO<sub>2</sub>)—21.96 tons in any 12 CMP,

(vi) total combined hazardous air pollutants (HAP)—8.11 tons in any 12 CMP,

(vii) formaldehyde—1.72 ton in any 12 CMP,

(viii) ammonia—107.19 tons in any 12 CMP,

(ix) sulfuric acid—14.08 tons in any 12 CMP,

(x) greenhouse gases (as CO<sub>2</sub>e)—2,113,699 tons in any 12 CMP.

c.) the emission of visible air contaminants from the operation of each combined-cycle powerblock shall not be in excess of 10% opacity for any 3-minute block period for normal operation and 10% opacity for any 6-minute block period for startups/shutdowns.

d.) the combined total sulfur hexafluoride emissions from all of the circuit breakers used at the facility shall not exceed 16 pounds in any 12 CMP. Additionally, the greenhouse gas emissions, expressed as CO<sub>2</sub>e, from all of the circuit breakers used at the facility shall not exceed 182.97 tons in any 12 CMP.

e.) the circuit breakers at the facility shall be state-of-the-art sealed enclosed-pressure circuit breakers equipped with low-pressure alarms and a low-pressure lockout where the alarms are triggered when 10% of the sulfur hexafluoride (by weight) has escaped. When the alarms are triggered, the permittee shall take immediate corrective action and fix the circuit breaker units to a like new state in order to prevent the emission of sulfur hexafluoride to the maximum extent practicable.

3.) Pursuant to the best available technology requirements of 25 Pa. Code §§ 127.1 and 127.12:

a.) the permittee shall monitor and keep records of the amount and type of fuel used each month in each of the combined-cycle powerblocks as well as the monthly heat input and hours of operation.

b.) the permittee shall keep accurate and comprehensive records of the following to demonstrate compliance with the fuel requirements of 40 CFR 80 Subpart I for each combined-cycle powerblock:

(i) The gas quality characteristics in a current, valid purchase contract, tariff sheet or transportation contract for the gaseous fuel and ULSD, specifying that the maximum total sulfur content of the natural gas is 0.4 grain/100 scf or less AND minimum percent methane composition equals 70% by volume for natural gas or the fuel has a lower heating value between 950 and 1,100 British thermal units per standard cubic foot for natural gas and the total sulfur content of the ULSD is 15 ppm or less; OR

(ii) Representative fuel sampling data which show that the sulfur content of the gaseous fuel does not exceed 0.4 grain/100 scf AND minimum percent methane composition equals 70% by volume or the fuel has a lower heating value between 950 and 1,100 British thermal units per standard cubic foot and the sulfur content of the ULSD is 15 ppm or less.

(iii) With additional authority for this item taken from 40 CFR 70.6, the records of the fuel sampling performed in this paragraph shall include the following:

(a) the date, place, and time of sampling,

(b) The date(s) analyses were performed,

(c) the company or entity that performed the analyses,

(d) the analytical techniques or methods used, (v) the results of such analyses; and

(e) the operating conditions as existing at the time of sampling or measurement.

b.) All information to satisfy these recordkeeping requirements shall be kept for a minimum of five (5) years and shall be made available to the Department upon request.

c.) the inlet temperature, outlet temperature, and pressure differential across the SCR catalyst shall be monitored and recorded on a continuous basis. Visual and audible alarms shall be utilized to indicate improper operation.

d.) the pre-control and post-control NO<sub>x</sub> emissions shall be monitored by the feed-forward process control loop to ensure maximum achievable control efficiency and minimum NH<sub>3</sub> slip.

e.) the pressure differential across the oxidation catalyst as well as the catalyst inlet and outlet temperatures shall be monitored and recorded on a continuous basis (one-hour average). Visual and audible alarms shall be utilized to indicate improper operation. The pressure differential and temperature ranges will be established based upon the recorded data and the stack testing.

f.) an oxygen monitor shall be in each stack to monitor oxygen levels to ensure maximum achievable combustion efficiency.

g.) high efficiency inlet air filters shall be used in the air inlet section of each combined-cycle powerblock and the permittee shall monitor the pressure differential across the inlet air filters and record it on a weekly basis.

h.) all air-contaminant sources and control devices shall be maintained and operated in a manner consistent with good air pollution control practices and in accordance with the manufacturer's recommendations as well as manufacturer's maintenance plan.

i.) the total combined hours of startups and shutdowns for each combined-cycle powerblocks while firing natural gas shall not exceed 460 hours in any 12 CMP and firing ULSD shall not exceed 40 hours in any 12 CMP.

j.) the permittee shall only use ultra-low sulfur diesel fuel (15 ppm sulfur maximum) pursuant to 40 CFR Part 80 Subpart I, to operate Sources P103 and P104.

k.) Sources P103 and P104 shall be equipped with a non-resettable hour meter that accurately monitors each engine's hours of operation.

l.) the visible emissions from Sources P103 and P104 shall not exceed 15% for any 3-minute block period and 50% at any time.

m.) the readiness testing of Sources P103 and P104:

(i) shall not exceed 30 minutes for either source or be simultaneous within the same hour.

(iii) shall not occur during the startup or shutdown of the combined-cycle powerblocks.

n.) the permittee shall operate and maintain the stationary combustion turbine, air pollution control equipment, and monitoring equipment in a manner consistent with good air pollution control practices for minimizing emissions at all times including during startup, shutdown, and malfunctions pursuant to 40 CFR 60.4333.

4.) The permittee shall conduct EPA Reference Method stack testing within 180 days of the initial startup of each boiler incorporated in Source 031 for nitrogen oxides and carbon monoxide to demonstrate compliance with the emission limitations.

5.) Pursuant to 40 CFR 60.48c(g), the permittee shall, on a daily basis, keep records of the amount of natural gas fired in each boiler incorporated in Source 031.

6.) The permittee shall install, certify, maintain and operate continuous emission monitoring systems (CEMS) for nitrogen oxides, carbon monoxide, carbon dioxide and ammonia emissions as well as volumetric flow on the exhaust of each combined-cycle powerblock in accordance with all applicable requirements specified in 25 Pa. Code Chapter 139 and the Department's "Continuous Source Monitoring Manual." No CEMS or flow monitoring system may however be installed unless Phase I approval has first been obtained from the Department.

7.) The permittee shall submit a Phase I application to the Department for all CEMS and flow monitoring systems to be associated with each combined-cycle powerblock at least 180 days prior to the expected commencement of operation of each respective unit.

8.) The emissions limits specified in this plan approval shall apply at all times, except for periods of startup and shutdown:

a.) Startup and shutdown are defined as follows:

(i) A cold start is defined as a restart occurring 72 hours or more after shutdown and shall not be in excess of 45 minutes in duration.

(ii) A warm start is defined as a restart occurring between 8 to 72 hours after shutdown and shall not be in excess of 40 minutes in duration.

(iii) A hot start is defined as a restart occurring less than 8 hours after shutdown and shall not be in excess of 20 minutes in duration.

(iv) Shutdown is defined as the period between the time that the combined-cycle powerblock drops below 60 percent operating level. Shutdown shall not occur for more than 12 minutes in duration.

b.) The permittee shall record the time, date, justification, and duration of each startup and shutdown.

9.) The permittee shall conduct EPA Reference Method testing within 180 days of the initial startup of each combined-cycle powerblock and subsequent testing every two years from the previous tests for nitrogen oxides, carbon monoxide, ammonia slip, volatile organic compounds (including formaldehyde), sulfur oxides (SO<sub>2</sub>), sulfuric acid mist, total (filterable and condensable) particulate matter as well as keep record of the monthly emissions of sulfur oxides (SO<sub>2</sub>), sulfuric acid mist, total (filterable and condensable) particulate matter to demonstrate compliance with the emission limitations.

10.) The Department will evaluate the actual emission rates and may revise the allowable emission limitations based upon demonstrated performance (CEMS data, stack tests results), and/or subsequently promulgated applicable requirements during the first five years of operation. Any revision of the allowable emission limitations shall be accomplished by permit modification provided that the revised allowable emission limitations do not exceed levels at which the lowest achievable emission rate, best available control technology and best available technology were evaluated, do not exceed the level at which the facility impacts were modeled, and that are not a result of a physical change at the facility or change in mode of operation.

11.) The permittee shall comply with all applicable SO<sub>2</sub> monitoring requirements specified in 40 CFR 60.4360, 60.4365, and 60.4370.

12.) The permittee shall comply with all applicable monitoring requirements specified in 40 CFR 60.4340, 60.4345, and 60.4350.

13.) The permittee shall comply with the applicable testing requirements specified in 40 CFR 60.4400, 60.4405, and 60.4415.

14.) The permittee shall comply with the reporting requirements specified in 40 CFR 60.4375 and 60.4380.

15.) The permittee shall submit a complete Acid Rain (Title IV) permit application in accordance with the deadlines specified in 40 CFR 72.30(b)(2)(ii).

16.) The permittee shall comply with the applicable requirements of 40 CFR Part 97.

17.) The permittee shall submit a complete NO<sub>x</sub> Budget permit application in accordance with 40 CFR 97.21(b)(1)(ii).

18.) The permittee shall comply with the applicable Mandatory Greenhouse Gas Reporting requirements of 40 CFR Part 98.

19.) The facility shall comply with the requirements in 40 CFR Part 98 Subpart D, (40 CFR 98.40—98.48).

20.) Pursuant to the new source review provisions in 25 Pa. Code §§ 127.201—127.217, the permittee shall purchase and apply 337.99 tons of NO<sub>x</sub> emission reduction credits (ERCs) and 71.42 tons of VOC ERCs prior to commencing operation of any source at the facility to offset the total of the net increase in potential to emit. The permittee shall certify to the Northcentral Regional Office of the Department the amount of ERCs purchased, the company from which the ERCs were purchased, and the effective date of transfer of the ERCs. The purchase and application of the NO<sub>x</sub> and VOC ERCs shall be tracked in the Department's ERC registry system. Failure to purchase and apply the ERCs prior to commencing operation at the facility shall make this plan approval null and void.

21.) Pursuant to the requirements of 40 CFR 60.4205(b) and 60.4211(c), Sources P103 and P104 shall be EPA certified to meet the emissions standards that are specified in 40 CFR 89.112 and 89.113 for the same model year and maximum engine power.

22.) Pursuant to the best available control technology of the PSD provisions in 40 CFR 52.21 and of 25 Pa. Code § 127.83 and the lowest achievable emission rate of the New Source Review Regulation provisions in 25 Pa. Code §§ 127.201—127.217, Source P103 shall not be operated greater than 500 hours in any 12 CMP and Source P104 shall not be operated greater than 250 hours in any 12 CMP.

23.) Pursuant to the requirements of 40 CFR 60.4211(f), the operation of Source P103 shall not be used for peak shaving or to generate income by supplying power to an electric grid or otherwise supply non-emergency power as part of a financial arrangement with another entity.

24.) Pursuant to 40 CFR 60.4206, the permittee shall operate and maintain Sources P103 and P104 to achieve the emission standards specified in 40 CFR 89.112 and 89.113 over the entire life of the engine. Any testing used to verify compliance with this work practice restriction shall be performed in accordance with 40 CFR Part 60 Subpart IIII, including 40 CFR 60.4212, and Department-approved test methods and procedures.

25.) Pursuant to 40 CFR 60.4210(f), Sources P103 and P104 shall meet the labeling requirements in 60.4210(f).

26.) Pursuant to 40 CFR 60.4211(c), Sources P103 and P104 shall be installed and configured according to the manufacturer's emission-related specifications.

27.) The permittee shall record the hours that Sources P103 and P104 operated through the non-resettable hour meter and shall calculate the twelve rolling month hours of operation, including supporting documentation, and verify compliance on a monthly basis with the operational restriction specified in this permit. Additionally, the permittee shall record the time of operation of the engine and the reason the engine was in operation during that time. The information used to demonstrate compliance with this condition shall be kept for a minimum of five years and shall be made available to the Department upon request.

28.) The permittee shall keep accurate and comprehensive records of the following information for Sources P103 and P104:

a.) the supporting information and calculations used to demonstrate that the emissions of particulate matter and sulfur oxides from the exhaust of the engine comply with the best available technology emissions limitations as well as the requirements in 25 Pa. Code §§ 123.13 and 123.21, respectively;

b.) the fuel certification reports for each delivery of diesel fuel,

c.) stack test reports, if required.

29.) The permittee shall not store any liquid containing volatile organic compounds with a vapor pressure greater than 1.5 psia (10.5 kilopascals) under actual storage conditions in each storage tank associated with Source P105 unless each of the tanks are equipped with a pressure relief valve which is maintained in good operating condition and which are set to release at no less than 0.7 psig of pressure or 0.3 psig of vacuum, or the highest possible pressure and vacuum in accordance with State or local fire codes or the National Fire Prevention Association guidelines or other National consensus standards acceptable to the Department.

30.) The permittee shall keep a record of the vapor pressure of the contents of each storage tank associated with Source P105 unless the respective tank is equipped with pressure relief valves that meets the requirement in this permit relating to pressure release settings. All information used to demonstrate compliance with this permit condition shall be kept for minimum of five (5) years and shall be made available to the Department upon request.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550. Any person(s) wishing to provide the Department with additional information, which they believe should be considered prior to the issuance of this plan approval, may submit the information to the Department of Environmental Protection at the address shown in the preceding paragraph. A 30-day comment period from the date of this publication will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identifi-



cation of the proposed permit (specify Plan Approval No. 18-00033A) and a concise statement regarding the relevancy of the information or objections to issuance of the plan approval. A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the information 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 by the *Pennsylvania Bulletin*, or by telephone, where the Department of Environmental Protection determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

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

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

**30-00239A: Omnis Bailey, LLC** (3757 State St., Suite 2A, Santa Barbara, CA 93105) Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (Department) intends to issue Air Quality Plan Approval 30-00239A to allow the construction and initial temporary operation of a coal waste refining facility to be known as the Omnis Bailey Refining Plant located in Richhill Township, **Greene County**.

Proposed emission sources at this facility include four (4) clean carbon fuel (CCF) pellet processing lines each equipped with a natural gas and/or micro carbon fuel (MCF) pulse jet combustion unit rated at 33.0 MMBtu/hr, three (3) MCF processors each equipped with a natural gas and/or MCF pulse jet combustion unit rated at 4.0 MMBtu/hr, coal waste frothers/collectors, conveyor belt transfer points, and approximately eighteen (18) low vapor pressure hydrocarbon liquid storage tanks with a capacity of 8,000 gallons each.

Potential to emit from the facility is estimated not to exceed 7.35 tons of particulate matter (PM), 2.60 tons of particulate matter less than ten microns (PM<sub>10</sub>), 1.13 ton of particulate matter less than 2.5 microns (PM<sub>2.5</sub>), 0.72 ton of nitrogen oxides (NO<sub>x</sub>), 1.50 ton of carbon monoxide (CO), 0.83 ton of volatile organic compounds (VOC), 5.74 tons of sulfur dioxide (SO<sub>2</sub>), 0.22 ton of hydrofluoric acid (HF), 1.78 ton of hydrochloric acid (HCl), 2.03 tons of total hazardous air pollutants (HAP), and 114,697.98 tons of carbon dioxide equivalents (CO<sub>2</sub>e) per year. Best available technology (BAT) for controlling emissions from CCF and MCF lines is use of pulse jet combustion technology combined with integral process control of particulate matter, CO, VOC, NO<sub>x</sub>, and SO<sub>2</sub> by conversion of these pollutants into nitrate and sulfate salts which results in the subsequent enhancement of a byproduct known as agricultural mineral product (AMP).

The authorization is subject to State regulations including 25 Pa. Code §§ 123.1, 123.2, 123.21, 123.31, and 123.41. The Plan Approval has been conditioned to ensure compliance with all applicable rules. This includes testing, work practice, monitoring, recordkeeping, and reporting conditions. Once compliance with the Plan Approval is demonstrated, the applicant will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F.

The plan approval application, the Department's review memorandum, the proposed plan approval, and other

relevant information are available for review by any interested party at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the plan approval application for the facility, to receive an electronic copy of the Department's Air Quality Review Memorandum, to receive an electronic copy of the Department's proposed Air Quality Plan Approval for this project, or for additional information, a person may contact Nicholas Waryanka at [nwaryanka@pa.gov](mailto:nwaryanka@pa.gov) or 412.442.4172.

A person may oppose the proposed plan approval by filing a written protest with the Department through Nicholas Waryanka, Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; [nwaryanka@pa.gov](mailto:nwaryanka@pa.gov); or fax 412.442.4194. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-30-00239A), and concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication.

### OPERATING PERMITS

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

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

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

**09-00122: Arkema, Inc. (Altuglas International):** (100 Route 413, Bristol, PA 19007), located in Bristol Township, **Bucks County**. This action is a renewal of the Title V Operating Permit. The initial permit was issued on June 7, 2007 and was renewed on January 30, 2013. The facility manufactures a variety of acrylic molding resins that are used as the raw material in a variety of applications (i.e., lighting applications, tail light lenses, faucet handles, etc.). As a result of potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The proposed Title V Operating Permit renewal does not reflect any change in air emissions from the facility. The facility is subject to Compliance Assurance Monitoring (CAM) pursuant to 40 CFR Part 64.

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

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

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

**41-00016: Plastic Development Company** (PO Box 4007, Williamsport, PA 17701-0607) to issue a renewal Title V Operating Permit for their facility located in Woodward Township, **Lycoming County**. The facility is currently operating under Title V Operating Permit 41-00016. The facility's main sources include nine (9) fuel oil-fired and eleven (11) natural gas-fired space heaters, a gelcoat hand layup operation, a resin spray layup operation, a PVC cementing operation, a polyurethane foam operation, a surface coating touchup operation and a cleanup operation.

The facility has the potential to emit 1.41 ton of nitrogen oxides (NO<sub>x</sub>) per year, 0.89 ton of carbon monoxide (CO) per year, 25.00 tons of volatile organic compounds (VOCs) per year, 24.53 tons of particulate matter (PM, including PM<sub>10</sub>) per year, 25.00 tons of hazardous air pollutants (HAPs) per year, 2.7 tons of hydrochlorofluorocarbons (HCFCs) and 2.70 tons of acetone. No emission or equipment changes are being proposed by this action. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of Subpart WWW of 40 CFR Part 63 and 25 Pa. Code Chapters 121–145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

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

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

**10-00028: Armstrong Cement & Supply Corp.** (100 Clearfield Road, Cabot, PA 16023). The Department intends to issue a renewal of the Title V Permit to operate a cement manufacturing facility in Winfield Township, **Butler County**. The facility's major emission sources include raw material stockpiles, primary and secondary crushers for raw materials, material conveyance systems, cement kilns, finish mills, and miscellaneous support operations. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to its potential to emit particulate matter less than ten microns in diameter, sulfur oxides, and nitrogen oxides. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The actual emissions reported by the facility for 2016 were 39.3 TPY CO, 471.7 TPY NO<sub>x</sub>, 3.88 TPY PM<sub>10</sub>, 1.51 TPY PM<sub>2.5</sub>, 706.9 TPY SO<sub>x</sub>, and 2.9 TPY VOC.

The permit contains the National Emission Standards for Hazardous Air Pollutants (NESHAPs) from the Portland Cement Manufacturing Industry (40 CFR 63 Subpart LLL) and the NESHAPs for Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ). The permit contains the applicable Federal and State requirements to ensure compliance with the Air Pollution Control Act.

The permit incorporates the RACT 2 presumptive requirements (Sections 129.96, 129.97, and 129.100). The permit contains a compliance schedule with milestones for construction of a Selective Non-Catalytic Reduction (SNCR) system to demonstrate compliance with the NO<sub>x</sub> RACT 2 presumptive limit of 3.88 pounds of NO<sub>x</sub> per ton of clinker produced.

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

Any person wishing to provide the Department of Environmental Protection with additional information

that they believe should be considered prior to the issuance of this permit may submit the information to the Department at the address shown above. A 30-day comment period, from the date of this publication, will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit (specify Permit # TV 10-00028) and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information 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 by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Mr. Eric A. Gustafson, Regional Air Quality Program Manager, Department of Environmental Protection, Northwest Region, 230 Chestnut Street, Meadville, PA 16335. For additional information concerning the permit or the issuance procedure, contact Mr. Matthew Williams, Facilities Permitting Chief, Air Quality Program, at the same address or phone at (814) 332-6131.

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

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

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

**15-00073: Coatesville VA Medical Center** (1400 Blackhorse Hill Rd., Coatesville, PA 19320), for a renewal of a Synthetic Minor State Only Operating Permit in Caln Township, **Chester County**. The facility operates four dual fuel-fired boilers and three diesel-fired emergency generators. This renewal incorporates two additional diesel-fired emergency generators that was approved under a general permit, GP9-15-0013. The facility will continue to maintain a synthetic minor operating status by limiting total NO<sub>x</sub> emissions to less than 25 tons per year. The permit includes monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

**23-00066: Pyropure, Inc., t.a. Pyromet** (5 Commerce Drive, Aston, PA 19014), for a State Only, Natural Minor Operating Permit in Chester Township, **Delaware County**. This is a smelting operation recovering silver from medical x-ray, and scraps from silver-plating industry. The pollutant of concern is particulate matter. Dust collectors are used on all sources for particulate matter control. The permit will include monitoring, record keeping and reporting requirements designed to address all applicable air quality requirements.

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

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

**39-00077: Puritan Products, Inc., Bethlehem Facility** (2290 Avenue A, Bethlehem, PA 18017-2108). The Department intends to issue a renewal State-Only Natural Minor Permit for the manufacturing of industrial inorganic chemicals facility located in Bethlehem City,

**Lehigh County.** The main sources at this facility consist of blending and packaging and organic solids scrubber. The control devices consist of an acid scrubber, ammonia & amine scrubber, and carbon adsorption unit. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**64-00007: Hanson Aggregates Pennsylvania LLC, Lake Ariel Quarry** (7660 Imperial Way, Allentown, PA 18195). The Department intends to issue a renewal State-Only Natural Minor Permit for the Sandstone, Crushed and Broken Quarrying facility located in Lake Township, **Wayne County**. The main sources at this facility consist of crushers, screens, conveyors, and feeders. The control devices consist of a water suppression system and water trucks. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**39-00064: CERA MET, LLC, Bethlehem Facility** (2175 Avenue C, Bethlehem, PA 18017). The Department intends to issue a renewal State-Only Synthetic Minor Permit for the aluminum foundries facility located in Bethlehem City, **Lehigh County**. The main sources at this facility consist of binder mixing tanks, shell room, dewax autoclaves, and melters/holders. The control devices consist of thermal oxidizers and a wet scrubber. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

*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.*

**67-03165: Evergreen on Lincoln LTD** (654 Lincoln Street, York, PA 17356) for the operation of a human crematory controlled by an afterburner at the facility located in York City, **York County**. The facility has the estimated air emissions of 1.09 tpy of NO<sub>x</sub>, 0.91 tpy of CO, 0.08 tpy of VOC, 1.05 tpy of PM<sub>10</sub>, and 0.48 tpy of SO<sub>2</sub>. The State Only Operating Permit will include visible emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

**67-05119: York Materials Group, LLC/Baker Quarry Asphalt** (950 Smile Way, York, PA 17404) to issue a State Only Operating Permit for operation of the batch asphalt plant in West Manchester Township, **York County**. The facility potential emissions are 26.13 tons CO, 7.20 tons NO<sub>x</sub>, 8.59 tons PM<sub>10</sub>, 1.38 ton SO<sub>x</sub>, 18.51 tons of VOC, and 2.28 tons of total HAPs. The Operating

Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include 40 CFR Part 60, Subpart I—Standards of Performance for Hot Mix Asphalt Facilities.

**06-03043: Wolf Technologies, LLC dba Precision Technologies, Inc.** (551 Old Swede Road, Douglassville, PA 19518) to issue a State Only Operating Permit for the investment castings foundry located in Amity Township, **Berks County**. The actual emissions from the facility in the 2016 year are estimated at 0.92 ton of NO<sub>x</sub> and 0.77 ton of CO. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63 Subpart ZZZZZ and 40 CFR 63 Subpart ZZZZ.

**31-03037: Superior Huntingdon Composites, LLC** (1200 Susquehanna Avenue, Huntingdon, PA 16652) to issue a State Only Operating Permit for a fiberglass manufacturing operation in Huntingdon Borough, **Huntingdon County**. The 2016 emissions were 3.08 tons of carbon monoxide, 3.67 tons of nitrogen oxide, 0.07 ton of particulate matter, 0.02 ton of sulfur dioxide, 8.6 tons of volatile organic compounds, and 2.5 tons of total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

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

**41-00079: Eureka Resources, LLC** (454 Pine Street, Williamsport, PA 17701-6200) to issue a State only operating permit for their Second Street facility located in the City of Williamsport, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00079. The facility's sources include two (2) 2.5 million Btu per hour natural gas-fired boilers, a 6.69 million Btu per hour natural gas-fired boiler, two (2) 896 bhp four-stroke, rich-burn natural gas-fired compressor engines and a gas well wastewater treatment operation.

The facility has potential emissions of 16.29 tons per year of nitrogen oxides, 19.77 tons per year of carbon monoxide, 0.07 ton per year of sulfur oxides, 1.44 ton per year of particulate matter, 10.07 tons per year of volatile organic compounds and 3.80 tons per year of hazardous air pollutants. The compressor engines are subject to 40 CFR Part 63, Subpart ZZZZ of the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145.

All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

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

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

**32-00013: Indiana Regional Medical Center** (835 Hospital Road, Indiana, PA 15701-3629), In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal State Only Operating Permit (SOOP-32-00013) to Indiana Regional Medical Center ("IRMC") to authorize the continued operation of boilers, emergency generators, and other minor sources located at their IRMC community hospital in White Township, **Indiana County**.

The facility's air contamination sources consist of three (3) natural gas or No. 2 fuel oil-fired boilers, rated at 20.9 MMBtu/hr, 24.48 MMBtu/hr, and 25.12 MMBtu/hr respectively—natural gas or No. 2 fuel oil-fired boilers; (4) emergency generators, one (1) rated at 155 kW, and three (3) rated at 1,000 kW. Potential emissions from the emission sources of the facility are based on burning natural gas in all boilers for 8,760 hours per year and low sulfur diesel fuel in the emergency generators for 500 hours per year. Potential emissions are estimated to be 57.0 tons NO<sub>x</sub>, 32.0 tons CO, 98.0 tons SO<sub>x</sub>, 5.0 tons PM, and 6.0 tons VOC. Actual emissions from the facility are much lower considering most of the boilers do not operate at full rated capacity.

This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145. Proposed SOOP renewal includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting and work practice standards requirements. The boilers are subject to the applicable requirements of 40 CFR Part 63 Subpart JJJJJ and 40 CFR Part 60 Subpart Dc. The emergency diesel-fired generators are subject to the applicable requirement of 40 CFR Part 60 Subpart IIII.

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

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

All comments, requests for a public hearing, and protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the

proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). Comments, requests for a public hearing, and protests must include the name, address and telephone number of the person filing the protest, identification of the proposed permit issuance being opposed (State Only Operating Permit 32-00013) and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

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

**63-00632: PVS Steel Services, Inc** (2 Wheeling Pittsburgh Steel Drive, Route 88 S, Allenport, PA 15412) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to PVS Steel Services to authorize the continued operation of their waste pickle liquor treatment/recycling facility located in Allenport, **Washington County**.

The activities include spray roaster, iron oxide bins, iron oxide bagging/truck loading, storage tanks, absorber, scrubbers and baghouses. The proposed SOOP contains emission restriction, testing, monitoring, recordkeeping, reporting and work practice standards derived from the applicable requirements of 25 Pa. Code Chapters 121—145, and 40 CFR 63 Subpart CCC.

A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed State Only Operating Permit (63-00632) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based.

PVS Steel Services State Only Operating Permit application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Operating Permit for this facility are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the PVS Steel Services State Only Operating Permit application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality Operating Permit for this facility, a person may contact Noor Nahar at [nnahar@pa.gov](mailto:nnahar@pa.gov) or 412.442.5225.

All comments must be received prior to the close of business 30 days after the date of this publication.

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

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

**10-00030: Concast Metal Products Co.** (131 Myoma Rd, Mars, PA 16046-2227), the Department intends to issue the renewal of the State-Only Operating Permit of a foundry, located in Adams Township, **Butler County**, that produces continuous cast and wrought copper alloy products. Permitted sources at the facility are electric induction furnaces and associated casters, machining operations, a diesel emergency generator, and a natural gas-fired emergency generator. Added in this renewal, the natural gas-fired emergency generator, an EPA-certified generator set, is subject to 40 CFR 60 Subpart JJJJ pertaining to New Source Performance Standards (NSPS) for Stationary Spark Ignition Internal Combustion Engines. With PTEs of 32.01, 4.77, 2.30, 0.28, 0.10, and 0.026 for PM<sub>10</sub>, NO<sub>x</sub>, CO, VOC, SO<sub>x</sub>, and HAPs, respectively, the facility is Natural Minor for permitting purposes.

**10-00409: Thousand Hills, LLC** 318 Woodlands Road, Evans City, PA 16033), the Department intends to issue a new State Only operating permit for the large animal crematory located in Connoquenessing Township, **Butler County**. The source at the facility is a natural gas fueled, 3 million Btu/hr cremation unit. The facility is a Natural Minor. The conditions of the previous plan approval are incorporated into the new permit. The potential emissions from the facility are as follows: PM, 4.09 tpy; NO<sub>x</sub>, 3.12 tpy; CO, 2.58 tpy; SO<sub>x</sub>, 1.90 tpy; and VOCs, 0.26 tpy. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**20-00281: Channellock, Inc.** (1306 S Main St, Meadville, PA 16335-3035). The Department intends to renew a State Only Natural Minor Operating Permit for the hand tool products manufacturing facility located in the City of Meadville, **Crawford County**. The primary sources at the facility include miscellaneous natural gas combustion (5 MMBtu/hr total), miscellaneous natural gas process use (25 MMBtu/hr total), a metal polishing process, a heat treat furnace, two (2) non-emergency generators, and an emergency generator. Potential emissions are as follows: 20.73 TPY NO<sub>x</sub>, 10.19 TPY CO, 0.53 TPY VOC, 1.06 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, 0.08 TPY SO<sub>x</sub>, and 16,322 TPY CO<sub>2</sub>. The facility is a Natural Minor. The non-emergency generators are subject to 40 CFR Part 63 Subpart ZZZZ, the National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The emergency generator is subject to 40 CFR Part 60 Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. 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.*

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

**OP17-000044: WuXi AppTec Inc.** (4000 S 26th Street, Philadelphia, PA 19112) for operation of a biopharma-

ceutical facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) Fulton boilers firing natural gas each less than 2.392 MMBtu/hr, and two (2) diesel fired 600 kW emergency generators.

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.

**OP17-000038: WuXi AppTec Inc.** (4701 League Island Blvd, Philadelphia, PA 19112) for operation of a biopharmaceutical facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) Bryan boilers firing natural gas each at less than 8.0 MMBtu/hr, one (1) 2,500 kW emergency generator firing diesel, and one (1) 164 kW fire pump firing diesel.

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 Returned*

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

**03950113 and NPDES Permit No. PA0201529. Britt Energies, Inc.** (03950113). Renewal application for reclamation only to an existing bituminous surface mine, located in Burrrell and South Bend Townships, **Armstrong County**, affecting 93 acres. Receiving streams: Crooked Creek to Allegheny River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: May 30, 2014. Renewal application returned: October 4, 2017

#### *Coal Applications Received*

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

**Permit No. 56020101 and NPDES No. PA0249122. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, permit renewal for reclamation only of a

bituminous surface and auger mine in Jenner Township, **Somerset County** affecting 57.3 acres. Receiving streams: unnamed tributaries to/and Roaring Run, classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Quemahoning Reservoir. Application received: October 16, 2017.

**Permit No. 11970104. MB Energy Inc.**, 175 McKnight Road, Blairsville, PA 15717, permit renewal for reclamation only of a bituminous surface mine in Blacklick Township, **Somerset County** affecting 449.6 acres. Receiving streams: unnamed tributaries to/and South Branch of Blacklick Creek, classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 16, 2017.

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

**17170109 and NPDES PA0269654. Horton Coal Company, LLC** (446 WM Cemetery Road, Curwensville, PA 16833). Commencement, operation, and restoration of a bituminous coal surface and noncoal surface to include topsoil, shale and/or sandstone mine located in Bloom Township, **Clearfield County** affecting 42.5 acres. Receiving stream(s): Unnamed Tributary to Anderson Creek and Unnamed Tributary to Bilgers Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: October 4, 2017.

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

**03050103 and NPDES Permit No. PA0250961. Original Fuels, Inc.** (P.O. Box 343, Punxsutawney, PA 15767). Renewal application for reclamation only to an existing bituminous surface mine, located in Madison Township, **Armstrong County**, affecting 163.5 acres. Receiving streams: unnamed tributary to Allegheny River and Allegheny River, classified for the following use: WWF. Potable Water Supply: Allegheny Power. Renewal application received: October 13, 2017.

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

**Permit No. 49170201. Susquehanna Coal Company**, (P.O. Box 27, Nanticoke, PA 18634), commencement, operation and restoration of an anthracite coal refuse reprocessing operation in Coal Township, **Northumberland County** affecting 44.5 acres, receiving streams: Coal Run and Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: October 6, 2017.

#### *Noncoal Applications Received*

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

Table 2

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

\* The parameter is applicable at all times.

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

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

**Permit No. 56170801. Moelan LLC**, 494 Harvest Drive, Rockwood, PA 15557, commencement, operation and restoration of a small noncoal (industrial minerals) operation in Milford Township, **Somerset County**, affecting 4.9 acres. Receiving stream: Coxes Creek. Permit received: October 6, 2017.

**Permit No. 32803053 and NPDES Permit No. PA0124770, A&T Coal Co., Inc.**, 730 Route 22 Highway, Blairsville, PA 15717, renewal of NPDES Permit, located in Banks Township, **Indiana County**. Receiving stream: unnamed tributary to Branch Bear Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: September 25, 2017.

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

**Permit No. 5276SM8C and NPDES Permit No. PA0225672. Pocono Transcrete, Inc.**, (139 Burger Road, Blakeslee, PA 18610), correction to an existing quarry operation for an NPDES Permit for discharge of treated mine drainage in Tobyhanna Township, **Monroe County** affecting 10.0 acres, receiving stream: Twomile Run, classified for the following uses: HQ—cold water and migratory fishes. Application received: October 3, 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. PA0235679 (Mining Permit No. 32061301), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Starford Mine in Green Township, **Indiana County**. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on December 18, 2012. Application received May 18, 2012.

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 permittee is authorized to discharge from sediment traps specifically designed using best management practices to capture and contain sediment from normal stormwater runoff. The permittee is not authorized to discharge from any other point sources.

#### Discharges to: Pompey Run

The proposed effluent limits (Lat: 40° 42' 00" Long: 78° 56' 40") are:

The following conditions apply at all times:

1. pH not less than 6.0 or greater than 9.0 standard units at all times.
2. Settleable solids less than 0.5 ml/L
3. Alkalinity must exceed acidity at all times.
4. The permittee shall not discharge oil and grease in such quantities "as may be harmful" pursuant to Section 311(b)(4) of the CWA and further defined in 40 CFR 110.3(a)(b) to not violate applicable water quality standards; or cause a film or sheen upon or discoloration of the surface of the water or adjoining shoreline or cause a sludge or emulsion to be deposited beneath the surface of the water or adjoining shorelines.
5. The permittee shall not discharge runoff or other water that has come in contact with coal or other pollution forming materials.

EPA Waiver not in effect.

**NPDES No. PA0235512 (Mining Permit No. 11141302), ArcelorMittal Pristine Resources, LLC**, (PO Box 36, 129 Bethlehem Road, Revloc, PA 15948). A renewal to the NPDES and mining activity permit for the Mine 77 AMD Plant in East Taylor Township, **Cambria County**. Receiving stream: UNT 45829 to Little Conemaugh River, classified for the following use: CWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete on September 29, 2015. Application received May 5, 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 45829 to Little Conemaugh River

The proposed effluent limits for *Outfall 001* (Lat: 40° 22' 48" Long: 78° 50' 58") 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	0.75
Sulfate	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Total Suspended Solids	(mg/l)	-	35	70	90



<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH	(mg/l)	6.0	-	-	9.0
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	-	-	-
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Selenium	(mg/l)	-	Report	Report	-

EPA Waiver not in effect.

**NPDES No. PA0235547 (Mining Permit No. 56021301), Elk Lick Energy, Inc.**, (PO Box 260, 1576 Stoystown Road, Friedens, PA 15541). A renewal to the NPDES and mining activity permit for the Roytown Deep Mine in Lincoln Township, **Somerset County**. Receiving stream: Horner Run, classified for the following use: CWF. Receiving stream: North Branch Quemahoning Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on December 23, 2013. Application received October 3, 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: Horner Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 05' 55" Long: 79° 08' 49") 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 <sup>2</sup>	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
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	-	-	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-

*Outfall 002* discharges to: Horner Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 06' 13" Long: 79° 08' 35") 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 <sup>2</sup>	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
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	-	-	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-

*Outfall 003* discharges to: North Branch Quemahoning Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 06' 18" Long: 79° 08' 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
Suspended Solids <sup>2</sup>	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
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	-	-	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-

*Outfall 004* discharges to: Horner Run

The proposed effluent limits for *Outfall 004* (Lat: 40° 06' 07" Long: 79° 08' 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
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(mg/l)	6.0	-	-	9.0
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	-	-	-
Osmotic Pressure	(mOs/kg)	-	50	100	-

EPA Waiver not in effect.

**NPDES No. PA0235644 (Mining Permit No. 32041301), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Brush Valley Mine in Center Township, **Indiana County**. Receiving stream: UNT 44115 to Tearing Run, classified for the following use: CWF. Receiving stream: UNT 44438 to Brush Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on February 29, 2012. Application received June 6, 2011.

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

Effective period: permit effective date through permit expiration date.

*Outfall 001* discharges to: UNT 44115 to Tearing Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 31' 44" Long: 79° 06' 45") 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	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

Effective period: permit effective date through 24 months after permit effective date.

*Outfall 002* discharges to: UNT 44115 to Tearing Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 31' 45" Long: 79° 06' 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
Suspended Solids	(mg/l)	-	35	70	90
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)	-	Report	Report	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

Effective period: 25 months after permit effective date through permit expiration date.

*Outfall 002* discharges to: UNT 44115 to Tearing Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 31' 45" Long: 79° 06' 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
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

Effective period: permit effective date through permit expiration date.

*Outfall 003* discharges to: UNT 44438 to Brush Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 32' 08" Long: 79° 06' 07") 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	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Nickel	(mg/l)	-	Report	Report	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

EPA Waiver not in effect.

**NPDES No. PA0235725 (Mining Permit No. 32061303), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Heilwood Mine in Pine Township, **Indiana County**. Receiving stream: Yellow Creek, classified for the following use: CWF. Receiving stream: UNT Yellow Creek, classified for the following use: CWF. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on February 4, 2013. Application received November 29, 2012.

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: Yellow Creek

The proposed effluent limits for *Outfall 001* (Lat: 40° 36' 47.9" Long: 78° 54' 22.9") 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	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

*Outfall 002* discharges to: UNT to Yellow Creek

The proposed effluent limits for *Outfall 002* (Lat: 40° 36' 49.7" Long: 78° 54' 30.7") 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 <sup>2</sup>	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

*Outfall 003* discharges to: Yellow Creek

The proposed effluent limits for *Outfall 003* (Lat: 40° 36' 45.6" Long: 78° 54' 13.5") 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	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	Report	Report	-
Acidity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Total as CaCO <sub>3</sub>	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
pH	(S.U.)	6.0	-	-	9.0

EPA Waiver not in effect.

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

**NPDES No. PA0262781 (Mining Permit No. 05090101), Robindale Energy Services, Inc.**, 224 Grange Hall Road, Armagh, PA 15920, revision of an NPDES permit for a bituminous surface mine in Broad Top Township, **Bedford County**, affecting 164.0 acres. Receiving streams: unnamed tributary to/and Longs Run, classified for the following use: warm water fishes. This receiving stream is included in the Longs Run and Sandy Run Watershed TMDL. Application received: October 06, 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 treated wastewater outfalls listed below discharge to unnamed tributary to/and Longs Run:

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

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

<i>Outfalls: 008</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure		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.			

<i>Outfalls: 009</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (lbs/d)	0.5	1.0	N/A
Acidity (lbs/d)	6.8	11.0	N/A

The stormwater outfalls listed below discharge to Longs Run:

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

<i>Outfalls: 005 (Dry Weather)</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 005 (≤10-yr / 24-hr Precip. Event)</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Settleable Solids (ml/l)	N/A	N/A	0.5
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 007</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35.0	70.0	90.0
pH (S.U.): Must be between 6.0 and 10.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

**NPDES No. PA0269107 (Mining Permit No. 32120104), ABM Mining Company, Inc.,** 3330 Johnston Road, Smicksburg, PA 16256, renewal of an NPDES permit for discharge of water resulting from surface coal mining activities in Grant Township, **Indiana County**, affecting 41.6 acres. Receiving streams: unnamed tributaries to/and Rairigh Run, unnamed tributary to Little Mahoning Creek, classified for the following use: High Quality-Cold Water Fishes. Application received: October 10, 2017.

The outfalls listed below require a non-discharge alternative:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (TF-1)	N
002 (TF-2)	N
003 (SP-1)	N
004 (SP-2)	N
005 (SP-3)	N
006 (SP-4)	N

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

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

<i>Outfalls: 001-006</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

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

<i>Outfalls: 003—006</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Total Suspended Solids (mg/l)	N/A	N/A	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

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

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

**NPDES No. PA0259110 (Permit No. 33110103). Original Fuels, Inc.** (P.O. Box 343, Punxsutawney, PA 15767) Renewal of an existing NPDES permit for a bituminous surface mine in Perry Township, **Jefferson County**, affecting 99.0 acres. Receiving streams: Unnamed tributary to Mahoning Creek and Mahoning Creek, classified for the following uses: WWF. TMDL: None. Application received: August 28, 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 Mahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TA	N
TB	N
TC	N
TD	N

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
pH <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	70	90

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

The outfall(s) listed below discharge to unnamed tributary No. 1 to Mahoning Creek and Mahoning Creek:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
A	N
A2	N
B	N
C	N
D	N

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

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

**NPDES No. PA0259195 (Permit No. 33110102), Strishock, LLC** (P.O. Box 1006, DuBois, PA 15801) Renewal of an existing NPDES permit for a bituminous surface mine in Pine Creek Township, **Jefferson County**, affecting 85.0 acres. Receiving streams: Unnamed tributaries to North Fork Redbank Creek, classified for the following uses: HQ-CWF; and unnamed tributaries to Mill Creek, classified for the following uses: CWF. TMDL: None. Application received: October 6, 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 requires a non-discharge alternative:

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

The outfall(s) listed below discharge to unnamed tributaries to Mill Creek:

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

The proposed effluent limits for the previously 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 Settleable Solids (ml/l)				0.5

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

**NPDES No. PA0202801 (Mining permit No. 26000201), Carbon Fuel Resources**, 2927 Pittsburgh Street, Perryopolis, PA 15473, renewal NPDES permit for a bituminous surface mine in German Township, **Fayette County**, affecting 73.7 acres. Receiving stream: unnamed tributary to Browns Run, Browns Run and Monongahela River, classified for the following use: WWF. Application received: January 19, 2016.

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

The treated wastewater outfalls listed below discharge to unnamed tributary to:

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

The proposed effluent limits for the previously listed outfalls 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)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50

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

Alkalinity must exceed acidity at all times.

The stormwater outfalls listed below discharge to unnamed tributary to Browns Run and Monongahela River:

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

The proposed effluent limits for the previously listed outfalls 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)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50

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

Alkalinity must exceed acidity at all times.

The proposed effluent limits for the previously listed outfall(s) are as follows for precipitation events less than or equal to a 10 year/24 hours storm event:

<i>Outfalls Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Total Suspended Solids (mg/l)	N/A	N/A	90

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

**NPDES No. 0251631 (Mining permit No. 03090103), M & M Lime Co., Inc.**, 215 Nichola Road, Worthington, PA 16262 renewal NPDES permit for a bituminous surface mine in West Franklin Township, **Armstrong County**, affecting 8.2 acres. Receiving stream: Unnamed tributary A to Buffalo Creek, classified for the following use: HQ-TSF. Application received: July 3, 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. Limits apply to sampling port to infiltration gallery.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
TP1	N	MDT

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	N/A	N/A	7.0
Manganese (mg/l)	N/A	N/A	5.0
Aluminum (mg/l)	N/A	N/A	5.0
Total Suspended Solids (mg/l)	N/A	N/A	90
Osmotic Pressure (mOsm/kg)	N/A	N/A	N/A
Sulfates (mg/L)		Monitor & Report	
Total Cadmium (mg/l)		Monitor & Report	
Total Copper (mg/l)		Monitor & Report	
Total Lead (mg/l)		Monitor & Report	
Total Mercury (mg/l)		Monitor & Report	
Total Phenolics (mg/l)		Monitor & Report	

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. PA0593834 on Surface Mining Permit No. 49870202. Susquehanna Coal Company**, (P.O. Box 27, Nanticoke, PA 18634), renewal of an NPDES Permit for an anthracite surface mine and coal refuse reprocessing operation in Mt. Carmel and Coal Townships, **Northumberland County**, affecting 788.0 acres. Receiving stream: Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: March 30, 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 Shamokin Creek:

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

The proposed effluent limits for the previously listed outfall.

<i>30-Day Parameter</i>	<i>Daily Minimum</i>	<i>Instantaneous Average</i>	<i>Maximum</i>	<i>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
Total Suspended Solids		35.0	70.0	90.0

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



*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0278149 (Mining permit No. 26140401), Laurel Aggregates of Delaware, LLC**, 200 Lakewood Center, Suite 270, Morgantown, WV 26508, New NPDES permit for a large non-coal surface mine in Springhill Township, **Fayette County**, affecting 197 acres. Receiving stream(s): Unnamed Tributaries to Ruble Run classified for the following use(s): CWF. Application received: 6/22/15.

The stormwater outfall(s) listed below discharge to Unnamed Tributaries to Ruble Run:

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

The proposed effluent limits for the previously listed outfall(s) are as follows: for dry weather discharges.

<i>30-Day Parameter</i>	<i>Daily Average</i>	<i>Instant. Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	2.0	4.0	5.0
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.

The proposed effluent limits for the previously listed outfall(s) are as follows: for precipitation events less than or equal to a 10 year/24 hour storm event.

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	NA	NA	7.0
Settleable Solids (mL/L)	NA	NA	0.5

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

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

**NPDES Permit No. PA0225720 on Small Noncoal Mining Permit No. 64170802. Medved Quarry, LLC**, (501 Pleasant Mount Drive, Forest City, PA 18421), new NPDES Permit for a bluestone quarry operation in Mt. Pleasant Township, **Wayne County**, affecting 5.0 acres. Receiving stream: unnamed tributary to West Branch Lackawaxen River and Lackawaxen River, classified for the following uses: HQ—cold water and migratory fishes. Application received: July 24, 2017.

Non-discharging BMP's shall be in effect.

**NPDES Permit No. PA0043901 on Surface Mining Permit No. 7973SM2, Hanson Aggregates BMC, Inc.**, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES permit for an argillite quarry operation in Wrightstown Township, **Bucks County**, affecting 154.9 acres. Receiving stream: unnamed tributary to Neshaminy Creek, classified for the following uses: Trout Stocking and Migratory Fishes. Receiving stream is subject to a TMDL for siltation and Total Suspended Solids. Application received September 1, 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 the noncoal mining activities.

The outfalls listed below discharge to an unnamed tributary to Neshaminy Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	N	E&S non-process stormwater
002A	N	MDT non-process groundwater
002B	N	E&S non-process stormwater
005	N	MDT non-process groundwater

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

Outfall Nos. 001, 002B & 005

<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
Total Suspended Solids		35.0	70.0	90.0
Oil and Grease (mg/l) ( <i>Outfall 005</i> )		Monitor and Report		
<i>Outfall 002A</i>				
pH (S.U.)	6.0 to 9.0			
Total Suspended Solids based on Maximum Daily loading of 106.5 lb/day.				
<i>Average Discharge Rate (MGD)</i>	<i>Average Monthly (mg/l)</i>	<i>Maximum Daily (mg/l)</i>	<i>Instantaneous Maximum (mg/l)</i>	
0.509	19.0	38.0	49.0	
0.744	13.0	28.0	33.0	
1.075	9.0	18.0	23.0	
1.210	8.0	16.0	21.0	
1.382	7.0	14.0	18.0	
1.613	6.0	12.0	15.0	
1.935	5.0	10.0	13.0	

## 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

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

**E65-989, The Auto Tag Store, Inc.**, 4457 Route 30, Beatty Crossroads, Latrobe, PA 15650, Unity Township, **Westmoreland County**, Pittsburgh ACOE District.

The applicant proposes to:

Dredge approximately 141 linear feet of an unnamed tributary to Tributary No. 1 to Fourmile Run (WWF), for the purpose of restoring the channel depth and profile to reduce the potential for sediment to accumulate within the culvert underneath State Route 2017 (Sand Hill Road) and to reduce the potential for flooding from backwater on the upstream side of this culvert. The project is located near the intersection of S.R. 2017 and S.R. 30 (Lincoln Highway) (Latrobe, PA USGS topographic quadrangle; Latitude: 40° 17' 6.7"; Longitude: -79° 26' 12.41"; Sub-basin: 18C; Chapter 93 Type: WWF), in Unity Township, Westmoreland County.

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

**E25-788, Borough of North East**, 31 West Main St. North East, PA 16428. Site II Wastewater Treatment Facility, North East Borough, **Erie County**, ACOE Pittsburgh District (North East, PA Quadrangle N: 42°, 14', 30.7"; W: -79°, 49', 59.7").

Project applicant proposes to install a new wastewater pump station, 18-inch force main conveyance pipe and outfall approximately 2,700' feet into Lake Erie from the existing wastewater treatment plant. Installation includes 4,680' feet of Horizontal Directional Drill (HDD) beneath Sixteenmile Creek and Lake Erie and 1,860' feet of open cut trench along Freeport Road in North East. HDD includes 1,799' feet underneath and along Sixteenmile creek with an additional 2,881' feet of HDD extending lakeward, into Lake Erie. Applicant proposes the use of erosion and sedimentation control best management practices including a Frac-Out Contingency Plan for HDD operations, compost filter sock, pumped water filter bags, inlet filter bags, seeding, repaving, and permanent vegetative growth.

## 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

*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>
PA0041076 (Sewage)	Forest District 19 SFTF 2174A Route 611 Swiftwater, PA 18370-7746	Monroe County Pocono Township	Unnamed Tributary to Scot Run (1-E)	Yes
PA0062464 (Sewage)	Blue Mountain Lake WWTP Brushy Mountain Road East Stroudsburg, PA 18301	Monroe County Stroud Township	Sambo Creek (1-E)	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>
PA0102555 (Sewage)	Rocco A. Defranco SRSTP 1593 Silver Creek Road Johnsonburg, PA 15845	Elk County Jones Township	Silver Creek (17-A)	Yes

<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>
PA0239984 (Sewage)	Laurie Mandel SRSTP 268 Shades Beach Road Erie, PA 16511-1553	Erie County Harborcreek Township	Unnamed Tributary to Twelvemile Creek (15-A)	Yes
PA0263958 (Sewage)	Seldom Inn SFTF PO Box 126 Tionesta, PA 16353	Forest County Green Township	Unnamed Tributary to Little Tionesta Creek (16-E)	Yes

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

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

**NPDES Permit No. PA0027120**, Sewage, SIC Code 4952, **Warren City Warren County**, 318 W 3rd Avenue, Warren, PA 16365-2388.

This existing facility is located in Warren City, **Warren County**.

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

**PA0265161**, Sewage, SIC Code 8800, 4952, **John Schricker**, 286 Gravel Lick Road, Strattanville, PA 16258. Facility Name: John Schricker SRSTP. This proposed facility is located in Washington Township, **Clarion County**.

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

Description of Proposed Activity: Issuance of a new NPDES permit for a new discharge of treated sewage.

**NPDES Permit No. PA0265225**, Sewage, SIC Code 4952, 8800, **Mary Ann Urbaniak**, 410 Joshua Drive, Erie, PA 16511.

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

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

**NPDES Permit No. PA0265306**, Sewage, SIC Code 4952, 8800, **Valerie Gressang**, 181 Stoup Road, Mars, PA 16046.

This proposed facility is located in Licking Township, **Clarion County**.

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

**NPDES Permit No. PA0265047**, Sewage, SIC Code 4952, 8800, **Brandi Kimball**, 1069 Barden Brook Road, Eldred, PA 16731-5005.

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

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

**NPDES Permit No. PA0265128**, Sewage, SIC Code 8800, **Randy A Snider**, 839 Mercer Road, Greenville, PA 16125.

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

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

**NPDES Permit No. PA0265276**, Sewage, SIC Code 8800, **Patricia Jo Drescher Porter**, 110 Carmona Road, Grove City, PA 16127.

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

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

**NPDES Permit No. PA0265241**, Sewage, SIC Code 4952, 8800, **Deborah Young**, 155 Miller Hill Road, Warren, PA 16365.

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

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

**NPDES Permit No. PA0221449**, Sewage, SIC Code 4952, **Buffalo Township**, Butler County, 707 South Pike Road, Sarver, PA 16055.

This existing facility is located in Buffalo Township, **Butler County**.

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

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

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

**WQM Permit No. 4017402**, Sewage, SIC Code 4952, **Greater Hazleton Joint Sewer Authority**, P.O. Box 651, Hazleton, PA 18201-0651.

This existing facility is located in West Hazleton Borough, **Luzerne County**.

Description of Proposed Action/Activity: The project is for the installation of a fluidized bed incinerator, air emissions equipment, ash handling vacuum filter, a new centrifuge for sludge dewatering, and other associated appurtenances at the wastewater treatment plant.

**WQM Permit No. 5811402-A1**, Sewage, SIC Code 4952, **Lackawanna College**, 501 Vine Street, Scranton, PA 18509.

This existing facility is located in New Milford Township, **Susquehanna County**.

Description of Proposed Action/Activity: Issuance of an amended WQM permit for modification of the existing Lackawanna College—New Milford Campus Small Flow Treatment Facility (SFTF).

**WQM Permit No. 3517405**, Sewage, SIC Code 4952, **PA American Water Co.**, 800 West Hershey Park Drive, Hershey, PA 17033.

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

Description of Proposed Action/Activity: Improvements to the existing combined sewer over flow sewage conveyance system CSO # 21 located at 7th and West Scranton Street. The improvement will consist of a 73,000-gallon storage facility for use during extreme rain events.

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

**WQM Permit No. 1617403**, Sewage, **John Schricker**, 286 Gravel Lick Road, Strattanville, PA 16258.

This proposed facility is located in Washington Township, **Clarion County**.

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

**WQM Permit No. 2517408**, Sewage, **Mary Ann Urbaniak**, 410 Joshua Drive, Erie, PA 16511.

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

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

**WQM Permit No. 1617404**, Sewage, **Valerie Gressang**, 181 Stoup Road, Mars, PA 16046.

This proposed facility is located in Licking Township, **Clarion County**.

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

**WQM Permit No. 4217401**, Sewage, **Brandi Kimball**, 1069 Barden Brook Road, Eldred, PA 16731.

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

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

**WQM Permit No. 4317405**, Sewage, **Randy A Snider**, 839 Mercer Road, Greenville, PA 16125.

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

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

**WQM Permit No. 4317407**, Sewage, **Patricia Jo Drescher Porter**, 110 Carmona Road, Grove City, PA 16127.

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

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

**WQM Permit No. 6217410**, Sewage, **Deborah Young**, 155 Miller Hill Road, Warren, PA 16365.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD460009	Lansdale Multifamily Development, L.P. 301 Oxford Valley Road Yardley, PA 19067	Montgomery	Lansdale Borough	West Branch Neshaminy Creek WWF-MF
PAI014615001(1)	PA Turnpike Commission 700 South Eisenhower Boulevard Middletown, PA 17507	Montgomery	Lower Salford, Franconia, and Salford Townships	Unnamed Tributary to Skippack Creek TSF-MF Unnamed Tributary to Perkiomen Creek TSF-MF Unnamed Tributary to Valley Creek HQ-TSF-MF
PAD090002	MDG 1, LLC 1030 Reed Avenue Wyomissing, PA 19610	Bucks	New Britain and Warrington Townships	Neshaminy Creek TSF-MF

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD230010	Sunoco Partners Marketing & Terminals, L.P. 100 Green Street Marcus Hook, PA 19061	Delaware	Marcus Hook Borough	Delaware River WWF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD130004	PA Department of General Services 18th and Herr Streets Harrisburg, PA 17125	Carbon County	Kidder Township	Sand Spring Run (HQ-CWF, MF)
PAD400008	Presidential Land Company, LTD P.O. Box 157 Mountaintop, PA 18707	Luzerne	Rice Township	Big Wapwallopen Creek (HQ-CWF, MF)
PAD480031	Charles Chrin Real Estate Trust c/o Mr. Jim Chrin 400 South Greenwood Avenue Easton, PA 18045	Northampton	Palmer Township and Tatamy Borough	Bushkill Creek (HQ-CWF, MF)
PAD390009	Dorney Park & Wildwater Kingdom 3830 Dorney Park Rd Allentown, PA 18104	Lehigh	South Whitehall Township	Cedar Creek (HQ-CWF, MF)
PAD390038	Pennsylvania CVS Pharmacy, LLC c/o Summit Realty Advisors, LLC 201 S. Maple Ave Suite 100 Ambler, PA 19002	Lehigh	Lower Macungie Township	Swabia Creek (HQ-CWF, MF)

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

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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).

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

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PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

*General Permit Type—PAG-02**Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Middletown Township Delaware County	PAC230013	WV-PP Towne Center, L.P. 940 West Sproul Road Suite 301 Springfield, PA 19064-1255	Unnamed Tributary to Chester Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<i>Facility Location: Municipality &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>
Banks Township	PAC130003	Kline Township Muni Auth P.O. Box 160 McAdoo, PA 18237	Catawissa Creek (CWF, MF)	Carbon County Conservation District 610-377-4894
Moosic Borough	PAC350017	Glenmaura Senior Living LLC 115 Overlook Rd. Clarks Summit, PA 18411	Unnamed Tributary to Spring Brook (CWF, MF)	Lackawanna County Conservation District 570-392-3086
Plymouth Township	PAC400039	UGI Utilities Inc. One UGI Center Wilkes-Barre, PA 18711	Coal Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Butler Township Sugarloaf Township	PAC400043	Victor F. Greco, MD E-Z Acres 50 Drasher Rd. Drums, PA 18222	Little Nescopeck Creek (CWF, MF)	Luzerne Conservation District 570-674-7991
Palmer Township	PAC480029	Chrin-Carson Development LLC 400 S. Greenwood Ave. Easton, PA 18045	Shoeneck Creek (WWF, MF)	Northampton County Conservation District 610-746-1971

*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>
Patton Twp Centre Cnty	PAG02001413016	Liberty Lutheran Housing Development Corp, d/b/a Village at Penn State 361 President's Drive State College, PA 16801	Big Hollow Run CWF, MF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Muncy Creek Twp Lycoming Cnty	PAC410013	Crossroads Community Church Inc. 1454 S. Route 44 Hwy Jersey Shore, PA 17740	UNT Muncy Creek CWF, MF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003

*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>
Plumcreek Township	PAC030008	PennDOT District 10-0 2550 Oakland Avenue Indiana, PA 15701	Cessna Run (CWF)	Armstrong County Conservation District Armsdale Administration Building 124 Armsdale Road Kittanning, PA 16201 (724) 548-3425

<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>
Shade Township	PAC560012	Shade Creek Watershed Association 314 Central Avenue Suite 205 Central City, PA 15926	Coal Run/Dark Shade Creek (CWF)	Somerset County Conservation District 6024 Glades Pike Suite 103 Somerset, PA 15501 (814) 445-4652

*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>
Shenango & Wayne Townships, Ellwood City & Ellport Boroughs, Lawrence County	PAC370017	American Transmission Systems, Inc. Kristin Susick 800 Cabin Hill Drive Greensburg, PA 15601	Connoquenessing Creek WWF UNTs to Connoquenessing Creek WWF UNT to Duck Run WWF UNT to Beaver River WWF	Lawrence County Conservation District 430 Court Street New Castle, PA 16101 724-652-4512
Wayne Township Lawrence Count	PAC370016	Penndot District 11-0 Mr. Louis Ruzzi 45 Thorns Run Road Bridgeville, PA 15017	UNT to and Beaver River WWF	Lawrence County Conservation District 430 Court Street New Castle, PA 16101 724-652-4512
New Wilmington Borough Lawrence County	PAC370023	New Wilmington Borough Jon Walker 134 High Street New Wilmington, PA 16142	Little Neshannock Creek TSF	Lawrence County Conservation District 430 Court Street New Castle, PA 16101 724-652-4512
Greenville Borough and Hempfield Township Mercer County	PAC430018	Thiel College 75 College Avenue Greenville, PA 16125	Unnamed tributary of the Shenango Run WWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Grove City Borough Mercer County	PAC430020	Grove City School District 511 Highland Avenue Grove City, PA 16127	Wolf Creek CWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Connoquenessing Borough Butler County	PAC100048	Leslie Farms, L.P. Mr. Dominic Gigliotti 11279 Perry Highway Suite 509 Wexford, PA 15090	Unnamed tributary to Connoquenessing Creek WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270
Fairview Township Erie County	PAC250028	White Birch Estates, LLC 5826 Clinton Street Erie, PA 16509	Bear Run CWF-MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Paint Township Clarion County	PAC160008	PA Congregation of Jehovah's Witness 1107 Route 322 Shippenville, PA 16254	Clarion River UNT to Clarion River	Clarion County Conservation District 217 S 7th Avenue Room 106A Clarion, PA 16214 817-297-7813



*General Permit Type—PAC*

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

*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>
Susquehanna Township Cambria County	PAC680007	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Walnut Run (CWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

*General Permit Type—PAG-03*

*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>
East Union Township Schuylkill County	PAG032231	Cargill Meat Solutions 65 Green Mountain Road Gargill Hazelton, PA 18202-9224	Tomhicken Creek—5-E/CWF	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Bethel Township Lebanon County	PAG033553	US Real Estate Limited Partnership 9830 Colonnade Blvd Suite 600 San Antonio, Texas 78230-2237	Elizabeth Run in Watershed 7-D	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Conoy Township Lancaster County	PAG033567	Perdue AgriBusiness LLC PO Box 460 Lewiston-Woodville, NC 27849	Susquehanna River in Watershed 7-G	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-8 (SSN)*

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Rexroth Farm # 2 1742 Winters Road Windsor, PA 17366	PAG082203 PAG089903 PAG082219 PAG089904	Old Line Environmental, Inc 33 Stahl Point Road Bldg 6A Curtis Bay, MD 21226	Rexroth Farm # 2 1742 Winters Road Windsor, PA 17366	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Windsor Township York County	PAG083540 PAG083596 PAG083502 PAG089905 PAG089916 PAG083567 PAG083506			
Rexroth Farm # 1 Old Commons Road Windsor, PA 17366	PAG082203 PAG089903 PAG082219 PAG089904	Old Line Environmental, Inc. 33 Stahl Point Road Bldg 61 Curtis Bay, PA 21226	Rexroth Farm # 1 1742 Winters Rd Windsor, PA 17366	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
Lower Windsor Township York County	PAG083540 PAG083596 PAG083502 PAG089905 PAG089916 PAG083567 PAG083506 PAG089604			

*General Permit Type—PAG-9 (SSN)**Facility Location:  
Municipality &  
County*Berlin Township  
Wayne County*Permit No.*  
PAG092201*Applicant Name & Address*  
RORRE Inc.  
416 Adams Pond Rd.  
Honesdale, PA 18431*Site Name &  
Location*  
Propst Farm  
416 Adams Pond Rd.  
Honesdale, PA 18431*Contact Office &  
Phone No.*  
DEP Northeast  
Regional Office  
Clean Water Program  
2 Public Square  
Wilkes-Barre, PA  
18701-1915  
570.826.2511*General Permit Type—PAG-12**Facility Location  
Municipality &  
County*Center Township  
Snyder County*Permit No.*  
PAG124843*Applicant Name & Address*  
Hummel Family Farms, LLC  
3493 Middle Road  
Middleburg, PA 17842-8693*Receiving  
Water/Use*  
Unnamed Tributary  
of North Branch  
Middle Creek—6-A*Contact Office &  
Phone No.*  
DEP North Central  
Regional Office  
Clean Water Program  
208 W Third Street  
Suite 101  
Williamsport, PA  
17701-6448  
570.327.3636**STATE CONSERVATION COMMISSION****NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs**

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Greg Kennard 1277 Bridgeton Road Airville, PA 17302	York	54.4	344.47	Broiler	NA	Approved
Pigeon Hill Farms, LLC 9078 Orchard Road Spring Grove, PA 17362	York	5.2	365.57	Poultry	NA	Approved
Troy Miller 230 Mountain Drive Fredericksburg, PA 17026	Lebanon	118.7	261.13	Broilers	NA	Approved

<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>
Pleasant View Farms, Inc. 261 Pleasant View Farms Lane Martinsburg, PA 16662	Blair	3,131.4	3,125.55	Dairy	Clover Creek—HQ Piney Creek—HQ Yellow Creek—HQ Plum 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.*

**Permit No. 1517516**, Public Water Supply.

Applicant	<b>Imperial Manufactured Housing Community, LLC</b> P.O. Box 5010 Smyrna, DE 19777
Township	West Caln
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Mill Brook Engineering, LLC P.O. Box 966 Dover, DE 19903
Permit to Construct Issued	September 27, 2017

**Permit No. 1517517**, Public Water Supply.

Applicant	<b>PA American Water Company</b> 800 West Hersheypark Drive Hershey, PA 17033
Township	West Caln
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	PA American Water Company 800 West Hersheypark Drive Hershey, PA 17033
Permit to Construct Issued	October 19, 2017

**Operations Permit No. 4615521** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1460069**, Perkiomen Township, **Montgomery County** on October 17, 2017 for the operation of the Rahns Tank following Repainting facilities approved under construction permit # 4615521.

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

**Permit No. 2450025**, Transfer of Operation Permit, Public Water Supply.

Applicant	<b>Mr. John M. Yetter</b> Village at Twin Falls, LLC 45 N Courtland Street East Stroudsburg, PA 18301
Municipality	Smithfield Township
County	<b>Monroe County</b>
Type of Facility	PWS
Consulting Engineer	N/A
Permit to Operate Issued	09/27/2017

**Application No. 2400023**, Public Water Supply.

Applicant	<b>Keystone Job Corps Center</b> 235 West Foothills Drive Butler Township, PA 18222
[Township or Borough]	Butler Township <b>Luzerne County</b>
Responsible Official	Eric Peters, Maintenance Manager, 235 West Foothills Drive Butler Township, PA 18222
Type of Facility	PWS
Consulting Engineer	Bryon A. Killian, P.E. Entech Engineering, Inc. 685 South Mountain Blvd Dorrance Township, PA 18707
Permit Issued Date	10/05/2017

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

**Permit No. 6717506, Minor Amendment, Public Water Supply.**

Applicant **St. Jacob's (Stone) Church**  
 Municipality **Codorus Township**  
 County **York**  
 Responsible Official **Mike Sterner, Trustee**  
 5152 Stone Church Road  
 Glenville, PA 17329

Type of Facility **The ATS Model SKMB-20-186K ultraviolet (UV) disinfection unit has been proposed to provide 4-Log treatment of the groundwater source. Sodium hypochlorite injection has also been proposed for water going to the neighboring residence to provide a disinfectant residual in the underground pipe. A new pump will also be installed in the raw water reservoir.**

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

Permit to Construct Issued **10/20/2017**

**Operation Permit No. 2115515 MA** issued to: **Pennsylvania American Water (PWS ID No. 7210029)**, Silver Spring Township, **Cumberland County** on 10/20/2017 for facilities at Silver Spring WTP approved under Construction Permit No. 2115515 MA.

**Operation Permit No. 6716501 MA** issued to: **Dallastown-Yoe Water Authority (PWS ID No. 7670085)**, Dallastown Borough, **York County** on 10/23/2017 for facilities approved under Construction Permit No. 6716501 MA.

**Transferred Comprehensive Operation Permit No. 3060058** issued to: **Berks Hill LLC (PWS ID No. 3060058)**, Alsace Township, **Berks County** on 10/20/2017. Action is for a Change in Ownership for Berks Hill Estates MHP, Berks County for the operation of facilities previously issued to Shady Lane Estates MHP.

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

**Permit No. 11417501—Construction/Operation—Public Water Supply.**

Applicant **Potter Township (Country Club Park Public Water System)**  
 Township/Borough **Potter Township**  
 County **Centre County**  
 Responsible Official **Mr. Budd Brooks**  
 Potter Township  
 124 Short Road  
 Spring Mills, PA 16875

Type of Facility **Public Water Supply**  
 Consulting Engineer **Ms. Michele Aukerman PE**  
 Uni-Tec Consulting Engineers, Inc.  
 2007 Cato Ave.  
 St. College, PA 16801

Permit Issued **October 20, 2017**

Description of Action **Authorizes Potter Township—Country Club Park to remove the greensand filtration system, including two pressure filtration tanks, manganese greensand media, influent, effluent, drain and backwash piping, valves, potassium permanganate day tank, chemical feed pump, and potassium permanganate injection point.**

**Permit No. 4716501—Operation-Partial—Public Water Supply.**

Applicant **Danville Municipal Authority**  
 Township/Borough **Danville Borough**  
 County **Montour County**  
 Responsible Official **Mr. Richard Johns, Chairman**  
 Danville Municipal Authority  
 12 W. Market Street  
 P.O. Box 179  
 Danville, PA 17821

Type of Facility **Public Water Supply**  
 Consulting Engineer **Mr. David E. Marks**  
 Gannett Fleming, Inc.  
 P.O. Box 67100  
 Harrisburg, PA 17106

Permit Issued **October 31, 2017**

Description of Action **Authorizes operation of the West solids contact clarifier while the East contact clarifier is being rehabilitated, followed by replacing drive and mixer motors of both clarifiers and furnishing and installing an aluminum dome cover over each clarifier with electric ventilation and lighting, along with modifying stairs and railing to dormers to both clarifier walkway bridges.**

**Permit No. 5317501-MA—Operation—Public Water Supply.**

Applicant **Charles Cole Memorial Hospital**  
 Township/Borough **Eulalia Township**  
 County **Potter County**  
 Responsible Official **Mr. Melvin Blake**  
 Director of Maintenance and Engineering **Charles Cole Memorial Hospital**  
 1001 East 2nd Street  
 Coudersport, PA 16915

Type of Facility **Public Water Supply**

Consulting Engineer Mr. Andrew M. Clark  
Penn Environment & Remediation  
13180 Route 6  
Mansfield, PA 16933

Permit Issued October 24, 2017

Description of Action Authorizes Charles Cole Memorial Hospital to operate the 200,000-gallon finished water-storage tank.

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

**Operations Permit** issued to: **Borough of Tarentum**, 318 East 2nd Avenue, Tarentum, PA 15084, (PWSID # 5020055) Tarentum Borough, **Allegheny County** on October 11, 2017 for the operation of facilities approved under Construction Permit # 0217514MA.

**Operations Permit** issued to: **The Municipal Authority of the Borough of Oakmont**, PO Box 73, 721 Allegheny Avenue, Oakmont, PA 15139, (PWSID # 5020036) Oakmont Borough, **Allegheny County** on October 11, 2017 for the operation of facilities approved under Construction Permit # 0216541.

**Operations Permit** issued to: **Nanty Glo Water Authority**, 1015 First Street, Suite 1, Nanty Glo, PA 15943, (PWSID # 4110023) Cambria Township, **Cambria County** on October 20, 2017 for the operation of facilities approved under Construction Permit # 1117512.

**Operations Permit** issued to: **Glendale Valley Municipal Authority**, 1800 Beaver Valley Road, Flinton, PA 16640, (PWSID # 4110060) White and Chest Townships, **Cambria County** on October 20, 2017 for the operation of facilities approved under Construction Permit # 1117514.

**Permit No. 6517523MA, Minor Amendment.** Public Water Supply.

Applicant **Latrobe Municipal Authority**  
104 Guerrier Street  
Latrobe, PA 15650

[Borough or Township] City of Latrobe and Derry Township

County **Westmoreland**

Type of Facility 16-inch transmission main project

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Permit to Construct Issued October 11, 2017

**Permit No. 0216529MA-1, Minor Amendment.** Public Water Supply.

Applicant **Western Allegheny County Municipal Authority**  
403 Virginia Avenue  
Oakdale, PA 15071

[Borough or Township] North Fayette Township

County **Allegheny**

Type of Facility Steubenville Pike Waterline Replacement Project—Phase II

Consulting Engineer Nichols & Slagle Engineering, Inc.  
333 Rouser Road  
Airport Office Park  
Building 4, Suite 600  
Moon Township, PA 15108

Permit to Construct Issued October 19, 2017

**Permit No. 0317503WMP, Minor Amendment.** Public Water Supply.

Applicant **Eastern Armstrong County Municipal Authority**  
PO Box 262  
Elderton, PA 15736

[Borough or Township] Elderton Borough

County **Armstrong**

Type of Facility Bulk load-out facility

Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
PO Box 853  
Latrobe, PA 15650

Permit to Operation Issued October 19, 2017

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

**Permit No. 6117501.** Public Water Supply.

Applicant **City of Oil City**

Township or Borough Oil City

County **Venango**

Type of Facility Public Water Supply

Consulting Engineer Christina J. Sporer, P.E.  
Arcadis, U.S., Inc.  
6041 Wallace Road Extension  
Suite 300  
Wexford, PA 15090

Permit to Construct Issued October 23, 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.**

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

**WA39-1000A**, Water Allocation, **Lehigh County Authority**, 1053 Spruce Street, P.O. Box 3348, Allentown, PA 18106, **Lehigh County**. This permit grants the right to purchase up to 140,000 gallons per day, based on a 30-day average, from the Borough of Slatington, **Lehigh County**.

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

**WA 22-549B**, Water Allocations. **Steelton Borough Authority (PWS ID No. 7220036)**, Dauphin County. The right to withdraw a maximum of 3.0 million gallons per day (mgd) from the Susquehanna River at an existing intake located in the Borough of Steelton (Borough), **Dauphin County**. Permittee Contact: Sara Gellatly, Bor-

ough Manager, Steelton Borough Authority, 123 North Front Street, Steelton, PA 17113. Consulting Engineer: Edward A. Ellinger, P.E., Herbert Rowland Grubic Inc, 369 East Park Drive, Harrisburg, PA 17111. Permit Issued: 10/18/2017.

**WA 06-1019B**, Water Allocations. **Bern Township Municipal Authority (PWS ID No. 3060045), Berks County.** The Bern Township Municipal Authority has requested the right to purchase up to 500,000 gallons per day, based on a 30-day average, from Western Berks Water Authority. Permittee Contact: Permit Issued: 10/18/2017.

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

**WA11-1002A**, Water Allocations. **Ebensburg Municipal Authority, 300 West High Street, Ebensburg, PA 15931, Cambria County.** Grants the right to withdraw 1.22 million gallons of water per day, on an average annual basis, with a one-day maximum (peak day) withdrawal not to exceed 1.5 million gallons of water per day from the Old Impounding Reservoir and the New Impounding Reservoir located on Howells Run.

**WA11-1002B**, Water Allocations. **Ebensburg Municipal Authority, 300 West High Street, Ebensburg, PA 15931, Cambria County.** Grants the right to purchase 350,000 gallons of water per day, on a peak month, 30-day average, from the Greater Johnstown Water Authority.

**WA3-1014**, Water Allocations. **Rayburn Township Municipal Authority, PO Box 776, Kittanning, PA 16201, Armstrong County.** Grants the right to purchase 50,000 gallons of water per day, on a peak month, 30-day average, from the Manor Township Joint Municipal Authority.

**WA4-881B**, Water Allocations. **Marion Township, 485 Hartzell School Road, Fombell, PA 16123, Beaver County.** Grants the right to purchase 220,000 gallons of water per day, on a peak month, 30-day average, from the North Sewickley Township Municipal Authority.

**WA4-881C**, Water Allocations. **Marion Township, 485 Hartzell School Road, Fombell, PA 16123, Beaver County.** Grants the right to purchase 220,000 gallons of water per day, on a peak month, 30-day average, from Zelenople Borough.

**WA4-24C**, Water Allocations. **Beaver Falls Municipal Authority, 1425 Eighth Avenue, Beaver Falls, PA 15010, Beaver County.** Grants the right to withdraw 10.0 million gallons of water per day, peak day, from the Beaver River.

**WA4-692B**, Water Allocations. **New Sewickley Township Municipal Authority, 233 Miller Road, Rochester, PA 15074, Beaver County.** Grants the right to purchase 230,000 gallons of water per day, on a peak month, 30-day average, from the Ambridge Water Authority.

**WA4-692C**, Water Allocations. **New Sewickley Township Municipal Authority, 233 Miller Road, Rochester, PA 15074, Beaver County.** Grants the right to purchase 100,000 gallons of water per day, on a peak month, 30-day average, from the Beaver Falls Municipal Authority.

**WA26-1000C**, Water Allocations—Returned. **Jefferson Township Authority, PO Box 158, Fayette City, PA 15438, Fayette County.** Application for the right to

purchase 150,000 gallons of water per day, on a peak month, 30-day average, from the Newell Municipal Authority.

### SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

*Plan Location: Penn Township and Gregg Township, Centre County.*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Penn Township	P.O. Box 125 Coburn, PA 16832	Centre
Gregg Township	P.O. Box 184 Spring Mills, PA 16875	Centre

*Plan Description:* The plan provides for the construction of a pump station replacing the Penns Valley Area School District (PVASD) plant that will convey sewage in a new force main to be constructed in the PA-45 right of way to the Gregg Township Sewer Authority (GTSA) system. The plan also provides for a new fine screen at the GTSA plant, replacement of the remaining original collection system piping on the PVASD campus, and an expansion in sewage flow at the PVASD property. PVASD is constructing a new gymnasium and football stadium restrooms at the high school which are expected to generate approximately 7,025 gallons per day of additional sewage flow. The projected project cost of approximately \$3.02 million is expected to be funded by the Pennsylvania Infrastructure Investment Authority (PennVest), with a backup funding source of bank loan. The submission is consistent with the planning requirements in Chapter 71 of DEP's regulations. No significant environmental or historical impacts were identified in the review of the plan.

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

#### Public Notice of Proposed Consent Order and Agreement Strasburg Landfill, Chester County

The Department of Environmental Protection ("Department"), under the authority of the Pennsylvania Hazardous Sites Cleanup Act ("HSCA"), 35 P.S. § 6020.301, 6020.507, 6020.707, and 1102 has entered into a Consent Order and Agreement ("CO&A") with Laughton Company, LLC, ("Laughton") regarding the Strasburg Landfill.

The Strasburg Landfill Superfund Site ("the Site") includes a 24-acre inactive landfill located on two parcels totaling 209 acres located to the southeast of Strasburg Road in Newlin Township, Chester County ("the Site"). Various wastes, including but not limited to municipal waste, certain industrial wastes, and sewage treatment sludge were disposed at the Landfill. After the Landfill was improperly closed it was added to the National Priorities List in 1989, due in part to leachate causing surface water and groundwater contamination from volatile organic compounds and heavy metals from former disposal practices. Since 2001, the Department has conducted operation and maintenance ("O&M") activities at the Site, including periodic monitoring of the groundwater, operation and maintenance of the leachate treatment

system, and maintenance of the cap, such as mowing, fence repair, and certain limited landscaping of the cap.

In 2007 Laughton, purchased the Landfill. Since 2008, Laughton has assisted the Department with certain O&M activities. In connection with its purchase of the Site, Laughton desires to resolve its potential liability to the Department for reimbursement of certain response costs to be incurred at the Site. The Department has determined that it is in the public interest to resolve its claim against Laughton. Consequently, the Department and Laughton have signed the CO&A, in which, in part, Laughton has agreed to pay the Department Three Thousand Dollars (\$3,000.00) as its contribution towards the response costs incurred by the Department for the Site, to conduct certain O&M activities at the Site, and to provide the Department with access to the Site. The Department has agreed to provide Laughton with protections against certain future liabilities.

This notice is provided under Section 1113 of HSCA, 35 P.S. § 6020.1113, which states that, "settlement shall become final upon the filing of the Department's response to significant written comments." The CO&A is available for public review and comment. The CO&A can be examined from 8 a.m. to 4 p.m. at the Department's Southeast Regional Office, located at 2 East Main Street, Norristown, PA 19401, by contacting either Joshua Crooks at (484) 250-5784 or Adam Bram, Esquire at (484) 250-5930. Mr. Crooks and Mr. Bram may also be contacted electronically at [jcrooks@pa.gov](mailto:jcrooks@pa.gov) and [abram@pa.gov](mailto:abram@pa.gov), respectively. A public comment period on the Agreement will extend for 60 days from today's date. Persons may submit written comments regarding the CO&A within 60 days from today's date, by submitting them to Mr. Crooks in the Environmental Cleanup and Brownfields Program at the above address.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

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

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

stances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

**Fidorack Property**, 267 Moreland Avenue, Bethlehem City, **Northampton County**. Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 16335 on behalf of the Estate of Ruth O. Fidorack, c/o Joseph C. Petraglia Co-Executor, 2404 Lafayette Avenue, Bethlehem, PA 18017 has submitted a Final Report concerning remediation of site soils and groundwater contaminated with Toluene, Ethylenzene, Isopropylbenzene (Cumene), Naphthalene, 1,3,5-Trimethylbenzene, and 1,2,4-Trimethylbenzene. The report is intended to document remediation of the site to meet Site Specific Standards.

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

**Gerald W. and Ilona A. Houp Property**, 23 Houp Road, Oley, PA 19547, Oley Township, **Berks County**. RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406, on behalf of Wm. R. Gift Company, 2314 Farmington Avenue, Boyertown, PA 19512, and Gerald W. and Ilona A. Houp, 23 Houp Road, Oley, PA 19547 submitted a Final Report concerning remediation of site soil and groundwater contaminated with diesel fuel. The report is intended to document remediation of the site to the Residential Statewide Health Standard.

**Richard Beers Residence**, 1242 Perry Valley Road, Liverpool, PA 17045, Liverpool Township, **Perry County**. Groundwater Sciences Corporation, 2601 Market Place Street, Suite 310, Harrisburg, PA 17110, on behalf of Richard Beers, 1242 Perry Valley Road, Liverpool, PA 17045, submitted a Final Report concerning remediation of site soil and groundwater contaminated with # 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the

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

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

The Department has received the following plans and reports:

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

**Wisniewska Property**, 7109 Mountain Court, Middle Smithfield Township, **Monroe County**. LaBella Associates D.P.C., 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Agata Wisniewska, 45 Monahan Avenue, Staten Island, NY 10314, submitted a Final Report concerning the remediation of site soils contaminated with Benzene, Ethylbenzene, Naphthalene, Toluene, 1,2,4-TMB, 1,3,5-TMB, MTBE, and Cumene. The Final Report demonstrated attainment of the Statewide Health Standard, and was approved by the Department on October 18, 2017.

**Former Conrail RR Property/Eastern Land & Trading, LLC Property**, Main Street and Page Avenue, Kingston Borough, **Luzerne County**. Pennsylvania Tectonics, Inc., 723 Main Street, Archbald, PA 18403, on behalf of Eastern Land & Trading, LLC, 53 Gravel Street, Wilkes-Barre, PA 18705, submitted a Final Report concerning remediation of site soils and groundwater con-

taminated with Lead, Aluminum, Antimony, Cobalt, Iron, Manganese, Vanadium, Bis(2-ethylhexyl)phthalate. The report is intended to document remediation of the site to meet the Site-Specific Standard, and was approved by the Department on October 18, 2017.

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

**Former Arrow International**, 1001 Hill Avenue, Wyomissing, PA 19610, Wyomissing Borough, **Berks County**. Environmental Maintenance Co., Inc., 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Water Polo V, LP, 1030 Reed Avenue, Suite 100, Wyomissing, PA 19610, submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with VOCs, chlorinated solvents and inorganics. The Final Report demonstrated attainment of the Residential Statewide Health and Site-Specific Standards, and was approved by the Department on October 17, 2017.

**Former Getty # 67654 Highspire Terminal**, 930 Eisenhower Boulevard, Middletown, PA 17057, Lower Swatara Township, **Dauphin County**. Antea Group, 2 Executive Drive, Suite 9, Moorestown, NJ 08057, on behalf of Getty Realty Corporation, Two Jericho Plaza, Suite 110, Jericho, NY 11753, and Pyramid Petroleum Terminals, LLC, 900 Eisenhower Boulevard, Middletown, PA 17057 submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons. The Final Report demonstrated attainment of the Nonresidential Statewide Health and Site-Specific Standards, and was approved by the Department on October 19, 2017.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

*Hazardous Waste Transporter License Reissued*

**PSC Industrial Outsourcing, LP. dba Philip West Industrial Services**, 4510 North Point Blvd., Sparrows Point, MD 21219. License No. PA-AH 0395. Effective Oct 17, 2017.

**Set Environmental, Inc.**, 450 Sumac Rd, Wheeling, IL 60090. License No. PA-AH S226. Effective Oct 26, 2017.

**Three Rivers Trucking, Inc.**, 3250 County Road 427, Waterloo, IN 46793. License No. PA-AH 0769. Effective Oct 24, 2017.

**U.S. Bulk Transport, Inc.**, 205 Pennbriar Drive, Erie, PA 16509. License No. PA-AH 0408. Effective Oct 17, 2017.

*Renewal Applications Received*

**PSC Industrial Outsourcing, LP. dba Philip West Industrial Services**, 4510 North Point Blvd., Sparrows Point, MD 21219. License No. PA-AH 0395. Effective Oct 16, 2017.

**Set Environmental, Inc.**, 450 Sumac Rd, Wheeling, IL 60090. License No. PA-AH S226. Effective Oct 23, 2017.



**Three Rivers Trucking, Inc.**, 3250 County Road 427, Waterloo, IN 46793. License No. PA-AH 0769. Effective Oct 23, 2017.

**U.S. Bulk Transport, Inc.**, 205 Pennbriar Drive, Erie, PA 16509. License No. PA-AH 0408. Effective Oct 16, 2017.

**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 the act 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 Reissued*

**Citiwaste, LLC**, 8220 Kirby Dr., Houston, TX 77054. License No. PA-HC 0243. Effective Oct 23, 2017.

*Renewal Applications Received*

**Citiwaste, LLC**, 100-02 Farragut Rd, Brooklyn, NY 11236. License No. PA-HC 0243. Effective Oct 20, 2017.

**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.**

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

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

**GP4-65-00711A: Airtek Inc.** (PO Box 466, 76 Clair Street, Irwin, PA 15642-9311) on October 20, 2017, to allow continued operation of a natural gas-fired “Heat Cleaning Oven” rated at 350,000 Btu/hr with an afterburner rated at 650,000 Btu/hr at their facility located in North Huntingdon Township, **Westmoreland County**.

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

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

**GP5-42-220E: U.S. Energy Development Corp. Bradford Compressor Station** (2350 North Forest Rd., Suite 31B, Getzville, NY 14068) on October 18, 2017, for the authority to construct and/or operate two (2) lean burn natural gas engines, one (1) natural gas dehydrator, and one (1) high pressure condensate storage tank (BAQ-GPS/GP5) located at their facility in Foster Township, **McKean County**.

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

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

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

**15-0041D: Eastern Shore Natural Gas Company—Daleville Compressor Station** (604 Street Rd., Cochranville, PA 19330) On October 20, 2017, for the construction, installation, and operation of a new natural gas-fired reciprocating internal combustion engine for a standby emergency generator at their facility in Londonderry Township, **Chester County**.

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

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

**05-05029A: Rockland Mfg., Co.** (152 Weber Lane, Bedford, PA 15522) on October 17, 2017, for the construction of a coating booth at the construction equipment attachment manufacturing facility located in Bedford Township, **Bedford County**.

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

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

**59-00017F: Waupaca Foundry, Inc.** (18986 Route 287, Tioga, PA 16946) on October 17, 2017, to modify three phenolic urethane cold box core machines and one cooling separation drum, said modification being a combined VOC emission increase of 9.96 tons per 12-consecutive month period as a result of an increase in core binder use at its existing iron foundry in Lawrence Township, **Tioga County**. If the Department determines that the sources are modified and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 59-00017F, the terms and conditions of the plan approval will subsequently be incorporated via administrative amendment into State Only (Synthetic Minor) Operating Permit 59-00017 in accordance with 25 Pa. Code § 127.450.

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

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

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

**46-0100: Saint Gobain Abrasives Inc.** (200 Commerce Drive, Montgomeryville, PA 18936-9640) On October 18, 2017 for the widening of surface coating Line 2 (part of Source ID 003) from 19 to 25 in Montgomery Township, **Montgomery County**.

**46-0036K: Div-AR Property L.P.** (1041 US Highway 202/206, Bridgewater, NJ 08807-1291) On October 16, 2017 to extend the operation for four (4) existing electric generating engines (Source ID: 731B), Engines 1—4, whose operating hours were increased and were modified with the installation of oxidation catalyst to reduce CO and VOC emissions for their facility located in Worchester Township, **Montgomery County**.

**15-0151: Pacer Industries, Inc.** (200 Red Lion Road, Coatesville, PA 19320) On October 19, 2017 for an increase in the production of depolymerized natural rubber at a grinding manufacturing facility in Valley Township, **Chester County**.

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

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

**47-00001D: Montour LLC** (PO Box 128, Washingtonville, PA 17884) on October 8, 2017, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from October 8, 2017 to April 6, 2018, at their Montour SES facility located in Derry Township, **Montour County**. The plan approval has been extended.

**47-00001E: Montour LLC** (PO Box 128, Washingtonville, PA 17884) on October 17, 2017, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from October 19, 2017 to April 17, 2018, at their Montour SES facility located in Derry Township, **Montour County**. The plan approval has been extended.

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

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

**32-00428A: Creps United Publications, LLP** (1163 Water Street, Indiana, PA 15701) Extension effective October 28, 2017, to extend the period of temporary operation until April 28, 2018, for Creps United Publications, LLP's new commercial printing facility located in White Township, **Indiana County**.

**11-00497A: Gautier Steel Ltd.** (80 Clinton Street, Johnstown, PA 15901-2200) Extension effective October 17, 2017, to extend the period of temporary operation of two new 56" Plate Mill Reheat Furnaces each rated at 8.0 MMBtu/hr at their Gautier Steel Johnstown Plant located in the City of Johnstown, **Cambria County**.

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

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

**42-004J: American Refining Group Inc.** (77 North Kendall Ave., Bradford, PA 16701) on October 18, 2017, effective October 31, 2017, has issued a plan approval extension for the installation, startup, and shakedown of the new gas fired # 6 Boiler (Source ID 035) in Bradford City, **McKean County**. This expires April 30, 2018. This is a Title V facility.

**42-158P: Georgia Pacific Panel Products** (147 Temple Drive, Mt Jewett, PA 16740) on October 18, 2017, effective October 31, 2017, has issued a plan approval extension for the increase in permitted annual hours of operation from 7,600 to 8,760 and for various changes in source mapping and operational restrictions in Sergeant Township, **McKean County**. This expires April 30, 2018. This is a Title V Facility.

**43-252A: Grove City College** (100 Campus Drive, Grove City, PA 16127) on October 18, 2017, effective November 30, 2017, has issued a plan approval extension for construction of a 21 MMBtu/hr natural gas fired boiler; the elimination of fuel oil for Boiler 031 and 032;

and the elimination of coal for Boiler 032 in Grove City Borough, **Mercer County**. This expires May 31, 2018. This is a State Only 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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*Northcentral Region: Air Quality Program, 208 West Third Street, Williamsport, PA 17701.*

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

**55-00023: Kerrico Corporation** (2254 Route 522, Selinsgrove, PA 17870-8732) on October 20, 2017, issued a Title V operating permit for their facility located in Penn Township, **Snyder County**. The Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

**TVOP-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 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 MMCF 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 Pa. Code Title 25, Article III, Chapters 121—145.

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

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

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

**15-00071: Gourmets Delight Mushroom Company,** (704 Garden Station Road, Avondale, PA 19311) On

October 20, 2017 for the renewal of a State-Only, Synthetic Minor Permit for a mushroom growing and manufacturing facility located in London Grove Township, **Chester County**.

**23-00095: Norquay Technology, Inc.** (800 West Front Street, Chester, PA 19016) On October 20, 2017, for the renewal of a State-Only Operating Permit for a chemical manufacturing facility located in Chester City, **Delaware County**.

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

*Contact: Norman Frederick, P.E., Environmental Engineer Manager—Telephone: 570-826-2409.*

**35-00067: Maid-Rite Steak Company Inc.** (105 Keystone Industrial Park, Dunmore, PA 18512) issued on 10/11/17, a State-Only (Synthetic Minor) Operating Permit for operation of a meat processing facility located in the Scott Township, **Lackawanna County**. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**54-00031: Lehigh Valley Hospital—Schuylkill** (700 E Norwegian Street, Pottsville, PA 17901) issued on 10/11/17, a State-Only (Natural Minor) Operating Permit for operation of their hospital located in Pottsville Borough, **Schuylkill County**. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**40-00003: Hershey Company** (6 Scotch Pine Drive, Hazle Township, PA 18202-9760) on October 16, 2017 for the administrative amendment to include all applicable requirements from plan approval number 40-00003A at the site located in Hazle Twp., **Luzerne County**.

**45-00031: Horizon Milling LLC, Mt. Pocono Plant** (258 Harvest Lane, Pocono Summit, PA 18346). On October 20, 2017, the Department issued a renewal State-Only Synthetic Minor Permit for this manufacturing of flour and other grain mill products facility located in Tobyhanna Township, **Monroe County**. The main sources at this facility consists of wheat transfer, cleaning, purifiers, and loadouts. The control devices consist of grinders. The sources are considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

**36-05087: Morgan Truck Body LLC dba Morgan Corp.** (111 Morgan Way, PO Box 588, Morgantown, PA 19543) on October 10, 2017, for the truck body manufacturing facility located in Ephrata Borough, **Lancaster County**. The State-only permit was renewed.

**34-05003: Tedd Wood LLC** (PO Box 187, Thompsonstown, PA 17094-0187) on October 17, 2017, for the wood kitchen cabinet manufacturing facility located in Delaware Township, **Juniata County**. The State-only permit was renewed.

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

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

**449-00002: ConAgra Brands** (30 Marr Street, Milton, PA 17847-1519) on October 17, 2017 issued a State Only (Synthetic Minor) operating permit for their facility located in Milton Borough, **Northumberland County**. The State Only (Synthetic Minor) operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**08-00021: Masco Cabinetry, LLC** (217 Lamoka Road, P.O. Box 158, Sayre, PA 18840) on October 17, 2017, was issued a renewal State Only (Synthetic Minor) operating permit for their Athens Twp. Plant located in Athens Township, **Bradford County**. The State Only (Synthetic Minor) operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

**25-00558: Products Finishing, Inc.** (2002 Greengarden Road, Erie, PA 16502). On October 17, 2017, the Department renewed a State Only Operating Permit for the facility located in the City of Erie, **Erie County**. The facility is a Natural Minor. The primary sources at the facility include 2 natural gas boilers each rated at 325,000 Btu/hr, 11 Chrome electroplating tanks, and a hydrochloric acid stripping tank. The potential emissions from the facility are as follows: NO<sub>x</sub> less than 1 tpy; CO less than 1 tpy; PM<sub>10</sub> less than 1 tpy; SO<sub>x</sub> less than 1 tpy; VOC's less than 1 tpy; and Chromium Compounds less than 1 tpy. The facility is subject to 40 CFR Part 63 Subpart N, the NESHAP for Chromium Emissions from Hard Chromium Electroplating and Chromium Anodizing Tanks. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**33-00137: Kullgruppen USA Holding Co.** (568 Tomato Dr., Punxsutawney, PA 15767). On October 17, 2017, the Department issued a State Only Natural Minor Operating Permit for the facility located in Ringgold Township, **Jefferson County**. The facility's primary sources of emissions include three (3) dual-fuel natural gas/diesel auxiliary boilers and an emergency diesel generator. Potential emissions are as follows: 31.05 TPY NO<sub>x</sub>, 24.20 TPY CO, 1.59 TPY VOC, 0.60 TPY filterable PM, 0.37 TPY SO<sub>x</sub>, and 33,752 TPY CO<sub>2</sub>. Thus, the facility is a Natural Minor. The boilers may operate diesel fuel during emergency situations. The emergency generator is subject to 40 CFR Part 63 Subpart ZZZZ, the National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. 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.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

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

**33-00139: Owens Brockway Glass Container Plant 76** (Route 219 North, Brockport, PA 15823). On October 17, 2017, the Department issued an administrative amendment to the State Operating Permit to incorporate the change of responsible official. The facility is located in Snyder Township, **Jefferson County**.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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

*Coal Permits Issued*

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

**Permit No. 56090102 and NPDES No. PA0262722, PBS Coals, Inc.**, 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface and auger mine to change the land use from woodland to wildlife habitat in Somerset Township, **Somerset County**, affecting 83.5 acres. Receiving stream: Wells Creek, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 7, 2017. Permit issued: October 17, 2017.

**Permit No. 56900109 and NPDES No. PA0598887, PBS Coals, Inc.**, 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, commencement, operation and restoration of a bituminous surface mine to change the land use from woodland to industrial/commercial on 2.0 acres; woodland to pastureland on 4.6 acres; and pastureland to industrial/commercial on 5.2 acres in Quemahoning and Somerset Townships, **Somerset County**, affecting 48.2 acres. Receiving stream: Wells Creek classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Hooversville Borough Municipal Authority Stonycreek SWI. Application received: June 8, 2017. Permit issued: October 17, 2017.

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

**GP12-63090101. Amerikohl Mining, Inc.** (1384 State Route 711, Stahlstown, PA 15687). Approval for portable coal crusher authorized under General Permit BAQ-GP12 and is required to meet all applicable limitations, terms and conditions of authorization GP12-63090101 for an existing bituminous surface mine, located in Nottingham Township, **Washington County**. Application received: May 16, 2017.

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

**Permit No. PAM117038, Premium Fine Coal, Inc.**, (P.O. Box 268, Tamaqua, PA 18252), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on forfeited Shamrock Coal Company, Surface Mining Permit No. 54813225 (reclamation project) in Blythe Township, **Schuylkill County**, receiving stream: Schuylkill River. Application received: September 13, 2017. Permit issued: October 19, 2017.

**Permit No. 54840203R6. Skytop Coal, Inc.**, (P.O. Box 330, Mahanoy City, PA 17948), renewal of an existing anthracite coal refuse reprocessing and refuse disposal operation in Mahanoy Township, **Schuylkill County** affecting 70.05 acres, receiving streams: Mill Creek and Mahanoy Creek. Application received: March 28, 2016. Renewal issued: October 23, 2017.

**Permit No. PAM112008R. Skytop Coal, Inc.**, (P.O. Box 330, Mahanoy City, PA 17948), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54840203 in Mahanoy Township, **Schuylkill County**, receiving streams: Mill Creek and Mahanoy Creek. Application received: March 28, 2016. Renewal issued: October 23, 2017.

**Permit No. 54-305-033GP12R. Locust Valley Culm Co., Inc.**, (P.O. 279, St. Clair, PA 17970), renewal of general operating permit to operate a coal preparation plant on Skytop Coal, Inc. Surface Mining Permit No. 54840203 in Mahanoy Township, **Schuylkill County**. Application received: March 28, 2016. Renewal issued: October 23, 2017.

*Noncoal Permits Issued*

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

**08100307 and NPDES PA0257478. Insinger Excavating, Inc.** (3046 Dushore-Overton Road, Dushore, PA 18614). Renewal for an existing NPDES on a large noncoal surface mining site located in Springfield Township, **Bradford County** affecting 62.9 acres. Receiving stream(s): Unnamed Tributary 1 to Bentley Creek classified for the following use(s): WWF, MF. Application received: March 28, 2017. Permit issued: October 12, 2017.

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

**Permit No. 6475SM10C3 and NPDES Permit No. PA0224391. Pennsy Supply, Inc.**, (P.O. Box 3331, Harrisburg, PA 17105), renewal of NPDES permit for discharge of treated mine drainage in Jenkins Township, **Luzerne County**, receiving stream: Lampblack Creek. Application received: August 6, 2016. Renewal issued: October 18, 2017.

**Permit No. 64940302C11 and NPDES Permit No. PA0223387. Bedrock Quarries, Inc.**, (P.O. Box 79, Skippack, PA 19474), renewal of NPDES permit for

discharge of treated mine drainage in Damascus and Oregon Townships, **Wayne County**, receiving stream: unnamed tributary to North Branch Calkins Creek. Application received: February 24, 2016. Renewal issued: October 23, 2017.

**Permit No. 8073SM1C11 and NPDES Permit No. PA0614602. Highway Materials, Inc.**, (409 Stenton Avenue, Flourtown, PA 19031), renewal of NPDES permit for discharge of treated mine drainage in Marlborough Township, **Montgomery County**, receiving stream: Unami Creek. Application received: January 12, 2015. Renewal issued: October 23, 2017.

**Permit No. 09890301C20 and NPDES Permit No. PA0594466. Naceville Materials**, (350 South Main Street, Doylestown, PA 18901), renewal of NPDES permit for discharge of treated mine drainage in West Rockhill Township, **Bucks County**, receiving stream: unnamed tributary to Ridge Valley Creek. Application received: June 23, 2014. Renewal issued: October 23, 2017.

**Permit No. 38950301C4 and NPDES Permit No. PA0223646. H & K Group, Inc.**, (P.O. Box 196, Skipack, PA 19474), renewal of NPDES permit for discharge of treated mine drainage in Cornwall Township, **Lebanon County**, receiving stream: unnamed tributary of Snitz Creek. Application received: March 7, 2016. Renewal issued: October 23, 2017.

**Permit No. 8073SM4A2C12 and NPDES Permit No. PA0594849. H & K Group, Inc.**, (P.O. Box 196, Skipack, PA 19474), renewal of NPDES permit for discharge of treated mine drainage in Douglass Township, **Berks County**, receiving stream: Sanatoga Creek. Application received: February 19, 2015. Renewal issued: October 23, 2017.

**Permit No. 7773SM1A2C16 and NPDES Permit No. PA0595322. H & K Group, Inc.**, (P.O. Box 196, Skipack, PA 19474), renewal of NPDES permit for discharge of a treated mine drainage in Douglass Township, **Berks County**, receiving stream: unnamed tributary to Schuylkill River. Application received: May 17, 2017. Renewal issued: October 23, 2017.

#### ACTIONS ON BLASTING ACTIVITY APPLICATIONS

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

##### *Blasting Permits Issued*

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

**02174006. Forbes Excavating** (3340 US 422, New Castle, PA 16101). Blasting activity permit for the construction of Ridge Highland Pines housing development, located in Ross Township, **Allegheny County** with an expiration date of July 1, 2018. Blasting permit issued: October 23, 2017.

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

**Permit No. 36174139. Gregory General Contracting, Inc.**, (P.O. Box 2237, Pulaski, VA 24301), construction blasting for Atlantic Sunrise Spread 7 in Drumore,

Conestoga and South Londonderry Townships, **Lancaster and Lebanon Counties** with an expiration date of April 30, 2018. Permit issued: October 16, 2017.

**Permit No. 40174116. Newville Construction Services, Inc.**, (408 Mohawk Road, Newville, PA 17241), construction blasting for Susquehanna Jenkins Imploding Connectors in Conyngham Township, **Luzerne County** with an expiration date of February 28, 2018. Permit issued: October 17, 2017.

**Permit No. 58174120. John H. Brainard**, (P.O. Box 66, Clifford, PA 18413), construction blasting for SR 2069 in Gibson Township, **Susquehanna County** with an expiration date of December 31, 2018. Permit issued: October 18, 2017.

**Permit No. 58174121. John H. Brainard**, (P.O. Box 66, Clifford, PA 18413), construction blasting for Stone Hill Road in Gibson Township, **Susquehanna County** with an expiration date of December 31, 2018. Permit issued: October 18, 2017.

**Permit No. 58174122. John H. Brainard**, (P.O. Box 66, Clifford, PA 18413), construction blasting for SR 2069 in Gibson Township, **Susquehanna County** with an expiration date of December 31, 2018. Permit issued: October 18, 2017.

**Permit No. 64174109. Explosive Services, Inc.**, (7 Pine Street, Bethany, PA 18431), construction blasting for Knollwood Estates in Paupack Township, **Wayne County** with an expiration date of October 9, 2018. Permit issued: October 18, 2017.

**Permit No. 19174103. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Atlantic Sunrise Pipeline Spread 2 in Sugarloaf, Fairmount and Ross Townships, **Columbia and Luzerne Counties** with an expiration date of September 27, 2017. Permit issued: October 20, 2017.

**Permit No. 35174107. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for a garage in Mt. Margaret Development in Roaring Brook Township, **Lackawanna County** with an expiration date of October 18, 2018. Permit issued: October 20, 2017.

**Permit No. 36174143. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Conewago Lot 6 in West Donegal Township, **Lancaster County** with an expiration date of October 16, 2018. Permit issued: October 20, 2017.

**Permit No. 36174144. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Warwick Woodlands in Warwick Township, **Lancaster County** with an expiration date of October 11, 2018. Permit issued: October 20, 2017.

**Permit No. 39174105. Brubacher Excavating, Inc.**, (825 Reading Road, Bowmansville, PA 17507), construction blasting for Iron Run Lot 5 in Upper Macungie Township, **Lehigh County** with an expiration date of October 13, 2018. Permit issued: October 20, 2017.

**Permit No. 40174117. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Palooka Substation in Bear Creek Township, **Luzerne County** with an expiration date of October 16, 2018. Permit issued: October 20, 2017.

**Permit No. 46174121. American Rock Mechanics, Inc.**, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Upper Perkiomen Middle School in Upper Hanover Township, **Montgomery County** with an expiration date of October 9, 2018. Permit issued: October 20, 2017.

**Permit No. 48174109. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Chrin Commerce Lots 5 & 6 in Palmer Township, **Northampton County** with an expiration date of October 11, 2018. Permit issued: October 20, 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**

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

**E41-683. Michael Noltee**, 316 Front Street, Jersey Shore, PA 17740. Noltee Property—Carport Installation in Jersey Shore Borough, **Lycoming County**, ACOE Baltimore District (Jersey Shore, PA Quadrangles N: 41° 11’ 57”; W: -77° 15’ 8”).

To install and maintain a carport 24 ft. by 30 ft with 8 columns (No side walls). No in-stream or wetland impacts—floodway only.

This project proposes to have the following impacts:

Cross #	Activity	Resource	Resource Name	Chapter 93	Impact Temporary		Impact Permanent		Latitude / Longitude
					Length (Feet)	Area (SF)	Length (Feet)	Area (SF)	
1	Carport	Floodway	Susquehanna River	WWF			24	720	41.199241° 77.252137°

There are no streams or wetlands being impacted by the project. The proposed carport will not permanently impact wetlands, cultural or archaeological resources, National/State/local parks, forests recreational areas, landmarks wildlife refuge, or historical sites. Susquehanna River is classified with a designated use of Warm Water Fishery (WWF). It is not listed as an approved trout or wild trout stream.

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

**E30-254, PennDOT District 12-0**, 825 North Gallatin Avenue, Uniontown, PA 15401, Franklin Township, **Greene County**, Pittsburgh ACOE District.

Has been given consent to:

- 1.) Maintain fill within 0.451 acre of PEM wetland;
- 2.) Operate and maintain a 30” HDPE plastic culvert enclosure within 222’ of an unnamed tributary to Coal Lick Run (WWF) with a drainage area less than 100 acres;
- 3.) Maintain fill in 162’ of the aforementioned UNT and maintain a 162’ long replacement channel;

The culvert, stream relocation and permanent wetland fill were constructed under an emergency permit (DEP File No. EP3014203) to repair a slide and prevent loss of the SR 0079 Section N10 road surface. 0.14 acre of PEM wetland was temporarily impacted for the purpose of constructing these encroachments. The project is located in Franklin Township, Greene County (PA Quadrangle: Waynesburg; Latitude: 39° 53’ 2”; Longitude: -80° 8’

5.34"). Wetland mitigation will occur offsite at the State Game Lands 297 Bank in North Bethlehem Township, Washington County.

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

**E6629-026: Cabot Oil & Gas Corporation**, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, Eaton Township, Wyoming County, ACOE Baltimore District.

To construct, operate, and maintain the Bowman Creek at Masters Surface Water Withdrawal, which consists of two (2) floating intake suction strainers that will impact 600 square feet of Bowman Creek (HQ-CWF) (Tunkhannock, PA Quadrangle, Latitude: N41°31'02.92," Longitude: W75°57'28.67") for Marcellus shale development.

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.*

ESCGP-2 # ESX15-125-0070 Major Modification  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) West Bethlehem Township  
Receiving Stream(s) and Classification(s) UNTs to South Branch Pigeon Creek (WWF) & South Branch Pigeon Creek (WWF)

ESCGP-2 # ESX17-007-0005 Renewal  
Applicant Name ETP Northeast Field Services, LLC  
Contact Person Tom Glisson  
Address 6051 Wallace Road Extension, 3rd Floor  
City, State, Zip Wexford, PA 15090  
County Beaver County

Township(s) Economy Borough and New Sewickley Township  
Receiving Stream(s) and Classification(s) UNTs to Crow Run (WWF), Crow Run (WWF), UNTs to North Fork Big Sewickley Creek (TSF)

ESCGP-2 # ESX17-059-0015  
Applicant Name CNX Gas Company, LLC  
Contact Person Erika Whetstone  
Address 1000 Consol Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Richhill Township  
Receiving Stream(s) and Classification(s) UNTs to Enlow Fork (WWF)

ESCGP-2 # ESX14-125-0015 Major Modification  
Applicant Name Range Resources—Appalachia, LLC  
Contact Person Karl Matz  
Address 3000 Town Center Boulevard  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) Smith Township  
Receiving Stream(s) and Classification(s) UNT to Harmon Creek (WWF) & UNTs to Burgetts Fork (WWF)

ESCGP-2 # ESX17-059-0021  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 2400 Ansys Drive, Suite 200  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Morris and Washington Townships  
Receiving Stream(s) and Classification(s) UNTs to Browns Creek (HQ-WWF) and UNT to Bates Fork (HQ-WWF)

ESCGP-2 # ESX17-125-0017  
Applicant Name Range Resources—Appalachia, LLC  
Contact Person Karl Matz  
Address 3000 Town Center Boulevard  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) Cecil Township  
Receiving Stream(s) and Classification(s) UNTs to Millers Run (WWF) & Millers Run (WWF)

ESCGP-2 # ESX12-125-0081 Renewal  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) West Bethlehem Township  
Receiving Stream(s) and Classification(s) UNTs to South Branch Pigeon Creek (WWF) & South Branch Pigeon Creek (WWF)

ESCGP-2 # ESX17-125-0017 Renewal and Major Modification  
Applicant Name Range Resources—Appalachia, LLC  
Contact Person Karl Matz  
Address 3000 Town Center Boulevard  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) Independence Township  
Receiving Stream(s) and Classification(s) UNT to Cross Creek (WWF)

ESCGP-2 # ESX11-125-0111 Renewal and Major Modification  
Applicant Name HG Energy II Appalachia, LLC  
Contact Person Matthew McGuire  
Address 5260 Dupont Road  
City, State, Zip Parkersburg, WV 26101

County Washington County  
Township(s) South Franklin Township  
Receiving Stream(s) and Classification(s) UNT to  
Chartiers Creek (HQ)

ESCGP-2 # ESX17-059-0023  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Franklin Township  
Receiving Stream(s) and Classification(s) UNTs to Smith  
Creek (WWF), UNTs to Pursley Creek (HQ-WWF)

ESCGP-2 # ESG17-125-0010  
Applicant Name Range Resources—Appalachia LLC  
Contact Person Karl Matz  
Address 3000 Town Center Blvd  
City, State, Zip Canonsburg, PA 15317-5839  
County Washington  
Township(s) Donegal  
Receiving Stream(s) and Classification(s) UNT to Buffalo  
Ck (HQ-WWF); UNTs to Buck Run (HQ-WWF)  
Secondary—Buffalo Ck (HQ-WWF); Buck Run (HW-  
WWF)

ESCGP-2 # ESX17-005-0002  
Applicant Name Snyder Brothers Inc  
Contact Person Carl Rose  
Address 90 Glade Dr  
City, State, Zip Kittanning, PA 16201  
County Armstrong  
Township(s) Washington  
Receiving Stream(s) and Classification(s) UNT to Alle-  
gheny River (WWF, MF)

ESCGP-2 # ESX13-007-0009 Renewal and Major Modifi-  
cation  
Applicant Name MarkWest Liberty Midstream &  
Resources, LLC  
Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) Independence Township  
Receiving Stream(s) and Classification(s) UNTs to Racoon  
Creek (WWF)

ESCGP-2 # ESX17-059-0027  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Wayne Township  
Receiving Stream(s) and Classification(s) UNT to Bells  
Run (WWF), Bells Run (WWF)

ESCGP-2 # ESX13-125-0082  
Applicant Name CNX Gas Company, LLC  
Contact Person Erika Whetstone  
Address 1000 Consol Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington County  
Township(s) East Finley Township  
Receiving Stream(s) and Classification(s) UNTs to Enlow  
Fork (WWF), UNT to Rocky Run (WWF)

ESCGP-2 # ESX15-125-0037 Major Modification  
Applicant Name Range Resources—Appalachia, LLC  
Contact Person Karl Matz  
Address 3000 Town Center Boulevard  
City, State, Zip Canonsburg, PA 15317

County Washington County  
Township(s) Amwell Township  
Receiving Stream(s) and Classification(s) UNTs to Redd  
Run (TSF) and UNTs to Shipe Run (TSF)

ESCGP-2 # ESX17-129-0010  
Applicant Name Apex Energy (PA), LLC  
Contact Person Chris Hess  
Address 6041 Wallace Road, Suite 100  
City, State, Zip Canonsburg, PA 15317  
County Westmoreland County  
Township(s) Salem Township  
Receiving Stream(s) and Classification(s) UNT to Beaver  
Run (HQ-CWF) and UNT to Porter Run (HQ-CWF)

ESCGP-2 # ESX17-005-0004  
Applicant Name Snyder Brothers, Inc.  
Contact Person Carl Rose  
Address 90 Glade Drive  
City, State, Zip Kittanning, PA 16201  
County Armstrong County  
Township(s) East Franklin Township  
Receiving Stream(s) and Classification(s) Trib 46211 to  
Glade Run (WWF) and Glade Run (WWF)

ESCGP-2 # ESX17-129-0004  
Applicant Name Huntley & Huntley Energy Exploration,  
LLC  
Contact Person Jennifer Hoffman  
Address 2660 Monroeville Boulevard  
City, State, Zip Monroeville, PA 15146  
County Westmoreland County  
Township(s) Upper Burrell Township  
Receiving Stream(s) and Classification(s) Trib 42544 to  
Chartiers Run (TSF) and Chartiers Run (TSF)

ESCGP-2 # ESX17-129-0007  
Applicant Name Huntley & Huntley Energy Exploration,  
LLC  
Contact Person Jennifer Hoffman  
Address 2660 Monroeville Boulevard  
City, State, Zip Monroeville, PA 15146  
County Westmoreland County  
Township(s) Upper Burrell Township  
Receiving Stream(s) and Classification(s) Chartiers Run  
(TSF)

ESCGP-2 # ESX17-003-0003  
Applicant Name Huntley & Huntley Energy Exploration,  
LLC  
Contact Person Jennifer Hoffman  
Address 2660 Monroeville Boulevard  
City, State, Zip Monroeville, PA 15146  
County Westmoreland County  
Township(s) Upper Burrell Township  
Receiving Stream(s) and Classification(s) UNTs Bodies  
Run (WWF) and Bodies Run (WWF)

ESCGP-2 # ESX17-003-0004  
Applicant Name EQM Gathering OPCO, LLC  
Contact Person Brinton Goettel  
Address 555 Southpointe Boulevard  
City, State, Zip Canonsburg, PA 15317  
County Allegheny County and Washington County  
Township(s) Forward Township, Allegheny County and  
Union Township, Washington County  
Receiving Stream(s) and Classification(s) Bunola Run  
(WWF), Lobbs Run (WWF), Monongahela River (WWF)

ESCGP-2 # ESX17-059-0025  
Applicant Name CNX Gas Company, LLC  
Contact Person Carol Phillips  
Address 1000 Consol Energy Drive  
City, State, Zip Canonsburg, PA 15317



County Greene County  
Township(s) Richhill Township  
Receiving Stream(s) and Classification(s) UNTs to Enlow Fork (WWF)

ESCGP-2 # ESX17-059-0011  
Applicant Name CNX Gas Company, LLC  
Contact Person Erika Whetstone  
Address 1000 Consol Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Richhill Township  
Receiving Stream(s) and Classification(s) UNTs to Owens Run (WWF), Owens Run (WWF), UNTs to Enlow Fork (TSF and WWF), and Enlow Fork (TSF)

ESCGP-2 # ESX12-059-0026  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Franklin Township  
Receiving Stream(s) and Classification(s) Tenmile Creek (WWF)

ESCGP-2 # ESX16-059-0060  
Applicant Name Rice Midstream Holdings, LLC  
Contact Person Kyle Shirey  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Aleppo Township  
Receiving Stream(s) and Classification(s) Harts Fork (WWF) and South Fork Dunkard Fork (TSF)

ESCGP-2 # ESX12-059-0063  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Franklin Township  
Receiving Stream(s) and Classification(s) Grimes Run (WWF)

ESCGP-2 # ESX15-125-0014  
Applicant Name Rice Drilling B, LLC  
Contact Person Joseph Mallow  
Address 2200 Rice Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene County  
Township(s) Franklin Township  
Receiving Stream(s) and Classification(s) UNTs to Pike Run (TSF) & Pike Run (TSF)

ESCGP-2 # ESX17-007-0008  
Applicant Name MarkWest Liberty Midstream & Resources, LLC  
Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317  
County Beaver County  
Township(s) Hanover Township & Independence Township  
Receiving Stream(s) and Classification(s) UNTs to Racoon Creek (WWF) & Little Traverse Creek (WWF)

ESCGP-2 # ESX13-125-0085  
Applicant Name MarkWest Liberty Midstream & Resources, LLC  
Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317  
County Washington County

Township(s) Jefferson Township  
Receiving Stream(s) and Classification(s) UNTs to North Fork of Cross Creek (WWF)

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

ESCGP-2 # ESG29-105-17-0014  
Applicant Name JKLM Energy LLC  
Contact Person Scott Blauvelt  
Address 2200 Georgetowne Dr, Suite 500  
City, State, Zip Sewickley, PA 15143  
County Potter  
Township(s) Ulysses & Hector  
Receiving Stream(s) and Classification(s) UNT to Cushing Hollow (HQ-CWF); California Ck (HQ-CWF)  
Secondary—Cushing Hollow (HQ-CWF); Genessee Forks (HQ-CWF)

ESCGP-2 # ESX29-117-17-0042  
Applicant Name SWEPI LP  
Contact Person Jason Shoemaker  
Address 150 N Dairy Ashford, E1296-E  
City, State, Zip Houston, TX 77079  
County Tioga  
Township(s) Deerfield  
Receiving Stream(s) and Classification(s) Locey Ck (WWF); Windfall Brook (WWF)

ESCGP-2 # ESG29-117-17-0017  
Applicant Name Seneca Resources Corp  
Contact Person Doug Kepler  
Address 5800 Corporate Dr, Suite 300  
City, State, Zip Pittsburgh, PA 15237  
County Tioga  
Township(s) Delmar  
Receiving Stream(s) and Classification(s) Baldwin Run (HQ-CWF); Kack Hollow (CWF); Hibard Hollow (CWF)

ESCGP-2 # ESX10-081-0049 (02)  
Applicant Name ARD Operating LLC  
Contact Person Stephen Barondeau  
Address 33 W Third St, Suite 300  
City, State, Zip Williamsport, PA 17701  
County Lycoming  
Township(s) Cogan House  
Receiving Stream(s) and Classification(s) Flicks Run (EV); UNT to Larrys Ck (HQ-CWF)  
Secondary—Blockhouse Ck (EV); Larrys Ck (HQ-CWF)

ESCGP-2 # ESG29-081-17-0034  
Applicant Name ARD Operating LLC  
Contact Person Stephen Barondeau  
Address 33 W Third St, Suite 300  
City, State, Zip Williamsport, PA 17701  
County Lycoming  
Township(s) Cogan House  
Receiving Stream(s) and Classification(s) UNTs to Second Fork Larrys Ck (EV); UNT to Long Run (EV)  
Secondary—Second Fork Larrys Ck (EV); Long Run (EV)

ESCGP-2 # ESX13-115-0069(01)  
Applicant Name Chief Oil & Gas LLC  
Contact Person Jeffrey Deegan  
Address 1720 Sycamore Rd  
City, State, Zip Montoursville, PA 17754-9303  
County Susquehanna  
Township(s) Auburn  
Receiving Stream(s) and Classification(s) Riley Ck (CWF-MF)

ESCGP-2 # ESG29-105-17-0015  
Applicant Name JKLM Energy LLC  
Contact Person Scott Blauvelt

Address 2200 Georgetowne Dr, Suite 500  
 City, State, Zip Sewickley, PA 15143  
 County Potter  
 Township(s) Sweden  
 Receiving Stream(s) and Classification(s) UNT to North  
 Hollow (HQ-CWF); Prosser Hollow (CWF)  
 Secondary—North Hollow (HQ-CWF); Allegheny River  
 (CWF)

ESCGP-2 # ESG29-115-17-0029  
 Applicant Name Susquehanna Gathering Co LLC  
 Contact Person Paul Corrigan  
 Address 333 Technology Dr, Suite 255  
 City, State, Zip Canonsburg, PA 15317

County Susquehanna  
 Township(s) New Milford  
 Receiving Stream(s) and Classification(s) UNTs to  
 Meylert Ck (HQ-CWF)

ESCGP-2 # ESX29-115-17-0025  
 Applicant Name SWN Production Co LLC  
 Contact Person Justin Moore  
 Address 917 SR 92 N  
 City, State, Zip Tunkhannock, PA 18657  
 County Susquehanna  
 Township(s) Silver Lake  
 Receiving Stream(s) and Classification(s) UNT to Little  
 Snake Ck (CWF, MF)

## STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

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

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
17-51-029	Philadelphia Water Department 1101 Market Street 2nd Floor Philadelphia, PA 19107-2994 Attn: Adam Burger	Philadelphia	City of Philadelphia	4 ASTs storing ferric chloride	100,000 gallons total

## SPECIAL NOTICES

### Drinking Water State Revolving Fund Special Notice

#### Special Notice Under the Federal Safe Drinking Water Act (SDWA) (42 U.S.C.A. §§ 300f, et. seq.)

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

*Project Location:*

<i>Applicant</i>	<i>Applicant Address</i>	<i>County</i>
Pine Grove Borough	One Snyder Avenue Pine Grove, PA 17963	Pine Grove Borough and Pine Grove Township Schuylkill County

*Project Description:* The Pennsylvania Infrastructure Investment Authority, which administers the Commonwealth's State Revolving Fund, is intended to be the funding source for this project, known as the South Tulpehocken Street Water Main Replacement Project. Pine Grove Borough proposes a distribution system replacement project of approximately 2,700 LF of distribution main and necessary appurtenances (valves, hydrants, etc.) in Pine Grove Borough and Pine Grove Township, Schuylkill County. The Department's review of the project and the information received for the project has not identified any significant, adverse environmental impact resulting from this proposal. The Department hereby approves a Categorical Exclusion for the project.

[Pa.B. Doc. No. 17-1815. Filed for public inspection November 3, 2017, 9:00 a.m.]

#### Availability of Draft National Pollutant Discharge Elimination Systems General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02)

The Department of Environmental Protection (Department) is proposing to reissue the National Pollutant Discharge Elimination System (NPDES) General Permit for Stormwater Discharges Associated with Construction Activities (PAG-02). This NPDES general permit is issued under the authority of the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1388) and The Clean Streams Law (35 P.S. §§ 691.1—691.1001). The current PAG-02 permit is scheduled to expire at midnight on December 7, 2017.

The Department is not proposing any changes to PAG-02 at this time.

The Department invites public comments on the proposed reissuance of PAG-02. Interested persons are invited to submit written comments through Monday, December 4, 2017. Comments, including comments submitted by e-mail, must include the originator's name and address. Commentators are encouraged to submit comments using the Department's online eComment system at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment). Written comments should be submitted by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov) or by mail to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

The proposed PAG-02 is available on the eComment site previously noted or at [www.elibrary.dep.state.pa.us](http://www.elibrary.dep.state.pa.us) (select "Permit and Authorization Packages," then "Clean Water," then "PAG-02 (Draft)").

Persons with a disability may contact the Department by using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). Following the specified comment period, the Department will review all submitted comments, prepare a comment and response document and the final documents package for this General Permit. Availability of the final permit documents will be announced in the *Pennsylvania Bulletin*.

Written comments submitted during the 30-day comment period will be retained by the Department and considered in finalizing the General Permit. The Department will provide an opportunity for any interested person or group of persons, any affected State, any affected interstate agency, the United States Environmental Protection Agency or any interested agency to request or petition for a public hearing with respect to the proposed General Permit. The request or petition for public hearing, which must be filed within the 30-day period allowed for filing of written comments, must indicate the interest of the party filing the request and the reasons why a hearing is warranted. A hearing will be held if there is significant public interest.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1816. Filed for public inspection November 3, 2017, 9:00 a.m.]

### Certification Examination for Sewage Enforcement Officers Rescheduled Date

The December 11, 2017, Examination for the Certification of Sewage Enforcement Officers (Exam) has been rescheduled for November 17, 2017. The Exam will be held from 1 p.m. to 4:30 p.m. in the Pennsylvania State Association of Township Supervisors Education Center, 4855 Woodland Drive, Enola, PA 17025. Registration for the Exam will begin at 12:30 p.m. The application for the Exam will be available on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov).

Questions concerning this meeting notice can be directed to [RA-seotrng@pa.gov](mailto:RA-seotrng@pa.gov) or (717) 772-2186.

Persons in need of accommodations, as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-2186 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1817. Filed for public inspection November 3, 2017, 9:00 a.m.]

### State Board for Certification of Sewage Enforcement Officers Rescheduled Meeting

The December 20, 2017, meeting of the State Board for Certification of Sewage Enforcement Officers (Board) has been rescheduled for November 29, 2017. The Board will meet at 10 a.m. in the 11th Floor Conference Room B, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The agenda and meeting materials for the meeting will be available through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov).

Questions concerning this meeting notice can be directed to [RA-seotrng@pa.gov](mailto:RA-seotrng@pa.gov) or (717) 772-2186.

Persons in need of accommodations, as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-2186 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 17-1818. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Approval of Drugs Which May be Used by Certain Optometrists

Under the Optometric Practice and Licensure Act (63 P.S. §§ 244.1—244.12), as amended by the act of December 16, 2002 (P.L. 1950, No. 225) (Act 225), the Secretary of Health (Secretary) has the authority to approve drugs for use in the "practice of optometry" as defined in Act 225. The State Board of Optometry, through the Secretary of State, sent the Acting Secretary a letter on August 14, 2017, and requested that the Acting Secretary approve the use of the following drug. Act 225 requires the Acting Secretary, within 90 days of the receipt of the list of drugs, approve or disapprove for good cause each drug. The Acting Secretary has found good cause to approve the use of the following drug in the practice of optometry:

Cetirizine ophthalmic solution (Zerviate®) 0.24%

The approval of the use of this drug is effective upon publication of this notice in the *Pennsylvania Bulletin*.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Susan Coble, Director, Bureau of Community Program Licensure and Certification, 132 Kline Plaza, Suite A, Harrisburg, PA 17104, (717) 783-8665, 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).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1819. Filed for public inspection November 3, 2017, 9:00 a.m.]

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.19(b) (relating to windows and windowsills):

Lifquest Nursing Center  
2450 John Fries Highway  
Quakertown, PA 18951  
FAC ID # 212602

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Kearsley Rehabilitation and Nursing Center  
2100 North 49th Street  
Philadelphia, PA 19131  
FAC ID # 032502

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1820. Filed for public inspection November 3, 2017, 9:00 a.m.]

### Recognized Lifeguard Certifying Authorities for 2018

The Department of Health (Department) has determined that the following lifeguard certifying authorities meet the requirements in 28 Pa. Code § 18.42 (relating to certified lifeguards) and are recognized by the Department as lifeguard certifying authorities for 2018: American Red Cross; Jeff Ellis and Associates; YMCA; Lifeguard-Pro; Boy Scouts of America; Starfish Aquatics Institute; and National Aquatic Safety Company.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotope, Braille) should contact Tyese Swain, Limited English Proficiency Coordinator, Department of Health, Bureau of Community Health Systems, Room 628, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-4366, 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).

RACHEL L. LEVINE, MD,  
*Acting Secretary*

[Pa.B. Doc. No. 17-1821. Filed for public inspection November 3, 2017, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Holiday \$100s Fast Play Game 5016

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Holiday \$100s (hereinafter "Holiday \$100s"). The game number is PA-5016.

2. *Definitions*:

(a) *Authorized Retailer or Retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *HOLIDAY GRID*: The play symbols found in the play area that, when paired as instructed on the game ticket, determine whether a player wins a prize.

(e) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *PRIZE LEGEND*: The area on the ticket that shows a player the corresponding prize that can be won by matching different winning scenarios.

(l) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

3. *Price*: The price of a Holiday \$100s ticket is \$5.

4. *Description of the Holiday \$100s lottery game*:

(a) The Holiday \$100s lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Holiday \$100s tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Holiday \$100s is played by matching pairs of like play symbols in the "HOLIDAY GRID" area. A player wins a prize indicated in the "PRIZE LEGEND" by matching four or more like pairs of play symbols in the "HOLIDAY GRID" area. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 7 (relating to prizes available to be won and determination of prize winners).

(d) A Holiday \$100s game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Holiday \$100s game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Holiday \$100s game ticket and select the Holiday \$100s option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Holiday \$100s ticket characteristics*:

(a) A Holiday \$100s ticket shall contain a play area, the cost of the play, the date the ticket was printed, and a bar code.

(b) *Play Symbols*: Each Holiday \$100s ticket play area will contain a "HOLIDAY GRID". The play symbols located in the "HOLIDAY GRID" are: Bell (BELL) symbol, Stocking (STOCKING) symbol, Drum (DRUM) symbol, Lantern (LANTERN) symbol, Snowflake (SNOWFLK) symbol, Skis (SKIS) symbol, Candy Cane (CDYCANE) symbol, Cookie (COOKIE) symbol, Hat (HAT) symbol, Lights (LIGHTS) symbol, Earmuffs (EARMUFF) symbol, Mitten (MITTEN) symbol, Ornament (ORNMENT) symbol, Star (STAR) symbol, Wreath (WREATH) symbol, Sled (SLED) symbol, Tree (TREE) symbol, Holly (HOLLY) symbol, Jingle Bell (JINGLE) symbol, Bag of Toys (TOYS) symbol, Reindeer (DEER) symbol, Igloo (IGLOO) symbol, Fire (FIRE) symbol, Gift (GIFT) symbol, Calendar (CALNDR) symbol, Jacket (JACKET) symbol, Snowman (SNOWMAN) symbol, Scarf (SCARF) symbol, Cabin (CABIN) symbol, Cocoa (COCOA) symbol, Candle (CANDLE) symbol, Horn (HORN) symbol, Bow (BOW) symbol, Goblet (GOBLET) symbol, Icicle (ICICLE) symbol, Ice Skate (SKATE) symbol, and a Nutcracker (NUTCRKR) symbol.

(c) *Prizes*: The prizes, located in the "PRIZE LEGEND," that can be won in this game are: \$5, \$10, \$20, \$25, \$50, \$100, \$500, \$1,000 and \$10,000. A player can win up to 1 time on a ticket.

(d) *Approximate Number of Tickets Available for the Game*: Approximately 2,400,000 tickets will be available for sale for the Holiday \$100s lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Holiday \$100s Fast Play lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners*:

(a) All Holiday \$100s prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Holiday \$100s ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which a player matches twelve pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which a player matches eleven pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which a player matches ten pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which a player matches nine pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$100.

(g) Holders of tickets upon which a player does not match any pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which a player matches eight pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which a player matches seven pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$25.

(j) Holders of tickets upon which a player matches six pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$20.

(k) Holders of tickets upon which a player matches five pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which a player matches four pairs of like play symbols in the "HOLIDAY GRID," on a single ticket, shall be entitled to a prize of \$5.

8. *Number and Description of Prizes and Approximate Chances of Winning*: The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

When You Match At Least  
Four Pairs Of Like Symbols  
In The Holiday Grid Below,  
Win Corresponding Prize  
Shown In The Prize Legend.  
Win With:

Win:	Approximate Chances Of Winning Are 1 In:	Approximate No. Of Winners Per 2,400,000 Tickets
MATCH 4 PAIRS \$5	9.9	242,000
MATCH 5 PAIRS \$10	12.35	194,400
MATCH 6 PAIRS \$20	18.52	129,600
MATCH 7 PAIRS \$25	100	24,000
MATCH 8 PAIRS \$50	250	9,600
NO MATCHING SYMBOLS \$100	350.36	6,850
MATCH 9 PAIRS \$100	350.36	6,850
MATCH 10 PAIRS \$500	24,000	100
MATCH 11 PAIRS \$1,000	80,000	30
MATCH 12 PAIRS \$10,000	120,000	20

When none of the symbols match, win \$100 instantly!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* Pennsylvania Lottery's Very Merry Second-Chance Drawing for qualifying Fast Play tickets as described below (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5016 Holiday \$100s (\$5) and PA-5017 Stocking Stuffer Doubler (\$1) Fast Play 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>. 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 or inaccurate 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 for qualifying Fast Play tickets. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. November 6, 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 15, 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-5017 Stocking Stuffer Doubler (\$1) = 1 entry; and PA-5016 Holiday \$100s (\$5) = 5 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 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 \$50,000.

(5) The third through the seventh 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 number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(9) 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. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game

ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

#### 11. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

#### 12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the winning Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the winning Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Holiday \$100s lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Holiday \$100s lottery game tickets.

19. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play 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 guaran-

teed 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 Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *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 \$100s or through normal communications methods.

21. *Applicability:* This notice applies only to the Holiday \$100s lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 17-1822. Filed for public inspection November 3, 2017, 9:00 a.m.]

### Pennsylvania Millionaire Raffle XXVII Raffle Lottery Game

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 874.4 (relating to notice of raffle lottery game rules), the Secretary of Revenue hereby provides public notice of the rules for the following raffle lottery game:

1. *Name:* The name of the raffle lottery game is Pennsylvania Millionaire Raffle XXVII.

2. *Price:* The price of one Pennsylvania Millionaire Raffle XXVII lottery game ticket is \$20.

3. *Ticket Sales and Drawing Date:* Pennsylvania Millionaire Raffle XXVII lottery game ticket sales will commence on or after November 7, 2017, and will continue until all 500,000 tickets have been sold, or 8:00 p.m. on January 6, 2018, whichever occurs earlier.

4. *Ticket Characteristics:* Each Pennsylvania Millionaire Raffle XXVII lottery game ticket will contain one unique computer-generated eight-digit number between 00000001 and 00500000, the drawing date, amount bet, and validation data.

5. *Prizes:* The prizes that can be won in this game are \$100, \$1,000, \$100,000 and \$1,000,000.

6. *Maximum Number of Tickets Printed and Sold for the Game:* There will be no more than 500,000 tickets printed and sold for the Pennsylvania Millionaire Raffle XXVII lottery game. The chances will be sequentially issued on a statewide basis from the range of individual unique numbers representing the chances available for the game.

7. *\$100,000 Weekly Drawings:*

(a) *Conduct of the \$100,000 Weekly Drawings:* The Lottery will conduct eight (8) \$100,000 Weekly Drawings, each of which will award one (1) prize of \$100,000, for a total of 8 prizes.



(1) Each ticket purchased during the entry period for each \$100,000 Weekly Drawing will be automatically entered into that week's \$100,000 Weekly Drawing, as described in section 7(b) (relating to the \$100,000 Weekly Drawing entry periods), as well as the Millionaire Raffle Drawing on January 6, 2018, as described in section 8 (relating to conduct of Millionaire Raffle Drawing).

(2) A computer-generated randomizer will be used to conduct each \$100,000 Weekly Drawing. One (1) unique eight-digit number will be drawn from the range of numbers representing the chances sold during each \$100,000 Weekly Drawing entry period. The unique eight-digit number drawn will be the winning number.

(3) The winning ticket number for each \$100,000 Weekly Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(b) *\$100,000 Weekly Drawing Entry Periods:*

(1) All tickets sold between November 7, 2017 at 12:00:00 a.m. and November 13, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 1, held between November 14, 2017 and November 16, 2017, with winners announced by November 16, 2017.

(2) All tickets sold between November 14, 2017 at 12:00:00 a.m. and November 20, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 2, held between November 21, 2017 and November 23, 2017, with winners announced by November 23, 2017.

(3) All tickets sold between November 21, 2017 at 12:00:00 a.m. and November 27, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 3, held between November 28, 2017 and November 30, 2017, with winners announced by November 30, 2017.

(4) All tickets sold between November 28, 2017 at 12:00:00 a.m. and December 4, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 4, held between December 5, 2017 and December 7, 2017, with winners announced by December 7, 2017.

(5) All tickets sold between December 5, 2017 at 12:00:00 a.m. and December 11, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 5, held between December 12, 2017 and December 14, 2017, with winners announced by December 14, 2017.

(6) All tickets sold between December 12, 2017 at 12:00:00 a.m. and December 18, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 6, held between December 19, 2017 and December 21, 2017, with winners announced by December 21, 2017.

(7) All tickets sold between December 19, 2017 at 12:00:00 a.m. and December 25, 2017 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 7, held between December 26, 2017 and December 28, 2017, with winners announced by December 28, 2017.

(8) All tickets sold between December 26, 2017 at 12:00:00 a.m. and January 1, 2018 at 11:59:59 p.m. will be entered into \$100,000 Weekly Drawing 8, held between January 2, 2018 and January 4, 2018, with winners announced by January 4, 2018.

(9) All tickets sold after January 1, 2018 at 11:59:59 p.m. will only be eligible for the Millionaire Raffle drawing.

(c) *Determination of \$100,000 Weekly Drawing Prize Winners.*

(1) The first unique eight-digit number drawn from among the tickets automatically entered into each of the

\$100,000 Weekly Drawings will be a winning number and the holder of the ticket that matches the winning number shall be entitled to a prize of \$100,000.

(2) The ticket bearing the winning number from each \$100,000 Weekly Drawing shall be ineligible to win a prize in any subsequent \$100,000 Weekly Drawing, but shall be entered into the Millionaire Raffle Drawing, as described in section 8 (relating to conduct of Millionaire Raffle Drawing), and shall be eligible to win a prize described in section 9 (relating to determination of Millionaire Raffle Drawing winners).

(d) *Conduct of \$100,000 Weekly Drawings in the Event that All Tickets Are Sold.*

(1) If all Raffle tickets are sold during any of the \$100,000 Weekly Drawing entry periods described in section 7(b) (relating to \$100,000 Weekly Drawing entry periods), the Lottery will conduct the \$100,000 Weekly Drawing for that entry period from among all tickets sold during that entry period. For all subsequent \$100,000 Weekly Drawings, all non-winning tickets from the prior \$100,000 Weekly Drawing(s) will be eligible to be entered into any remaining \$100,000 Weekly Drawings, subject to section 7(d)(2).

(2) A winning ticket selected in any \$100,000 Weekly Drawing conducted under subsection 7(d) (relating to conduct of \$100,000 Weekly Drawings in the event that all tickets are sold) will be ineligible to win in any subsequent \$100,000 Weekly Drawings conducted under this subsection.

(e) The odds of an entry being selected in each \$100,000 Weekly Drawing depend upon the number of tickets sold during the entry period for each \$100,000 Weekly Drawing.

(f) The entry periods for the \$100,000 Weekly Drawings will be posted to the Pennsylvania Lottery's publicly accessible website.

8. *Conduct of Millionaire Raffle Drawing:* The results of the Pennsylvania Millionaire Raffle XXVII lottery game will be posted to the Lottery's publicly accessible website on January 6, 2018, after 10:00 p.m. A computer-generated randomizer will be used to conduct the drawing. Six-thousand (6,000) unique eight-digit numbers will be drawn from the range of numbers representing the chances sold. The first four unique eight-digit numbers drawn will be the first-prize-tier winning numbers. The fifth through eighth unique eight-digit numbers drawn will be the second-prize-tier winning numbers. The ninth through 108th unique eight-digit numbers drawn will be the third-prize-tier winning numbers. The 109th through 6,000th unique eight-digit numbers drawn will be the fourth-prize-tier winning numbers. A player may only win one time on each ticket or chance for the Millionaire Raffle Drawing.

9. *Determination of Millionaire Raffle Drawing Prize Winners:*

(a) Holders of tickets upon which the unique eight-digit number exactly matches one of the first-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$1,000,000.

(b) Holders of tickets upon which the unique eight-digit number exactly matches one of the second-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which the unique eight-digit number exactly matches one of the third-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$10,000.

(d) Holders of tickets upon which the unique eight-digit number exactly matches one of the fourth-prize-tier numbers selected by the Lottery shall be entitled to a prize of \$100.

*Ticket Matching Exactly  
the Unique Eight-digit  
Number Drawn:*

	<i>Win Prize Of:</i>
First-Prize-Tier	\$1,000,000
Second-Prize-Tier	\$100,000
Third-Prize-Tier	\$1,000
Fourth-Prize-Tier	\$100

The odds of winning are based on selling all 500,000 tickets. If all 500,000 tickets are not sold, the odds of winning will depend on the total number of tickets sold. All Pennsylvania Millionaire Raffle XXVII lottery game prize payments, including first-prize-tier prizes, will be made as one-time, lump-sum cash payments. State and Federal income tax withholding will be automatically deducted from the lump-sum cash payment for all first-prize-tier and second-prize-tier prizes.

11. *Consumer Promotional Programs:* The Lottery may conduct promotional activities to promote the sale of Pennsylvania Millionaire Raffle XXVII lottery game tickets, including offering tickets at a discounted price. Details of any such offering will be disseminated through media used to advertise or promote the Pennsylvania Millionaire Raffle XXVII lottery game or through normal communications methods.

12. *Retailer Bonus:* The Lottery in its sole discretion may offer a retailer bonus in connection with the sale of Pennsylvania Millionaire Raffle XXVII 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. 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 winning ticket is claimed and validated or approximately 30 days after the date of the drawing in which the winning ticket was entered, provided that Lottery security can and has verified the sales transaction as valid. A bonus will not be awarded to a Lottery retailer that sells a Pennsylvania Lottery Millionaire Raffle XXVII ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize in that second-chance drawing or promotion.

13. *Promotional Drawings:* The Pennsylvania Lottery may conduct promotional drawings associated with the Pennsylvania Millionaire Raffle XXVII lottery game. If the Lottery does conduct such a promotional drawing, Pennsylvania Millionaire Raffle XXVII lottery game tickets will be imprinted with a unique code to be used by players to enter the promotional drawings. The promotional drawings may be held independently of or in conjunction with the regular Pennsylvania Millionaire

10. *Number and Description of Prizes and Approximate Odds:* The Pennsylvania Millionaire Raffle XXVII lottery game prizes and determination of winners are as follows:

<i>Maximum Odds Of Winning Are 1 In:</i>	<i>Number Of Winners</i>
125,000	4
125,000	4
5,000	100
84.86	5,892

Raffle XXVII drawings. The Secretary will announce the existence of the promotional drawings. Winners of promotional drawings will be randomly selected from the group of qualified entries. A description of the available prize(s) and the specific rules and other information necessary for the conduct of the promotional drawings will be posted to the Lottery's publicly accessible website. A copy of the same will also be kept on file with the Lottery and will be available upon request.

14. *Retailer Incentive Awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Millionaire Raffle XXVII lottery game tickets. The conduct of the Program will be governed by 61 Pa. Code § 811.41 (relating to promotional prizes).

15. *Unclaimed Prize Money:* Unclaimed prize money on winning Pennsylvania Millionaire Raffle XXVII lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the announced close of the Pennsylvania Millionaire Raffle XXVII lottery game. If no claim is made within 1 year of the announced close of the Pennsylvania Millionaire Raffle XXVII lottery game conducted by the State Lottery, the right of a ticket holder to claim the prize represented by that ticket, if any, expires and the prize money will be paid into the State Lottery Fund and used for purposes otherwise provided for by statute.

16. *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.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 17-1823. Filed for public inspection November 3, 2017, 9:00 a.m.]

**Pennsylvania Stocking Stuffer Doubler Fast Play  
Game 5017**

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Stocking Stuffer Doubler (hereinafter "Stocking Stuffer Doubler"). The game number is PA-5017.

## 2. Definitions:

(a) *Authorized Retailer or Retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *DOUBLER*: The numbers, letters, symbols or other characters found in the Your Numbers Area printed over the visual representation of a Stocking that, when matched against “WINNING NUMBERS,” determine whether a player doubles the prize shown under the “DOUBLER” play symbol.

(d) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *PRIZE*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *Stocking*: The visual representation of a Stocking printed beneath certain play symbols in the Your Numbers Area. When a “DOUBLER” play symbol, which is printed over the visual representation of a Stocking, matches any “WINNING NUMBER” play symbol, the player wins double the prize shown under the “DOUBLER” play symbol.

(l) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the “YOUR NUMBERS” play symbols and the “DOUBLER” play symbols, determine whether a player wins a prize.

(m) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *Your Numbers Area*: The part of the play area that contains the “YOUR NUMBERS” and “DOUBLER” play symbols.

(o) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the Your Numbers Area that, when matched against the “WINNING NUMBERS,” determine whether a player wins the prize shown under the “YOUR NUMBERS” play symbol.

3. *Price*: The price of a Stocking Stuffer Doubler ticket is \$1.

## 4. Description of the Stocking Stuffer Doubler lottery game:

(a) The Stocking Stuffer Doubler lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Stocking Stuffer Doubler tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Stocking Stuffer Doubler is played by matching the “YOUR NUMBERS” play symbols and “DOUBLER” play symbols in the play area to the play symbols located in the “WINNING NUMBERS” area. If the matching play symbol is a “YOUR NUMBERS” play symbol, win the prize shown under the matching “YOUR NUMBERS” play symbol. If the matching play symbol is a “DOUBLER” play symbol, printed over a virtual representation of a Stocking, win double the prize shown under the matching “DOUBLER” play symbol. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Stocking Stuffer Doubler game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Stocking Stuffer Doubler game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Stocking Stuffer Doubler game ticket and select the Stocking Stuffer Doubler option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

## 5. Stocking Stuffer Doubler ticket characteristics:

(a) A Stocking Stuffer Doubler ticket shall contain a play area, the cost of the play, the date the ticket was printed, and a bar code.

(b) *Play Symbols*: Each Stocking Stuffer Doubler ticket play area will contain a “WINNING NUMBERS” area and a Your Numbers Area. The Your Numbers Area consists of “YOUR NUMBERS” play symbols and “DOUBLER” play symbols. The play symbols 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 “YOUR NUMBERS” play symbols 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) and 30 (THIRTY). The "DOUBLER" play symbols printed over the visual representation of a Stocking and 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) and 30 (THIRTY).

(c) *Prize Symbols:* The prize symbols and their captions located in the "YOUR NUMBERS" 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), \$25<sup>00</sup> (TWY FIV), \$40<sup>00</sup> (FORTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$2,500 (TWYFIVHUN).

(d) *Prizes:* The prizes that can be won in this game are: Free \$1 ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$25, \$40, \$100, \$500, \$1,000 and \$2,500. A player can win up to 10 times on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 2,400,000 tickets will be available for sale for the Stocking Stuffer Doubler lottery game.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Very Merry Second-Chance Drawing for which non-winning Stocking Stuffer Doubler Fast Play lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners:*

(a) All Stocking Stuffer Doubler prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Stocking Stuffer Doubler ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(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 \$2,500 (TWYFIVHUN) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and 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 "DOUBLER" play symbol, on a single ticket, shall be entitled to a prize of \$2,000.

(e) 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.

(f) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area under the matching "DOUBLER" 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 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.

(h) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the "PRIZE" area under the matching "DOUBLER" play symbol, on a single ticket, shall be entitled to a prize of \$80.

(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 \$40<sup>00</sup> (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.

(j) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and 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 "DOUBLER" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(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 \$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.

(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 \$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.

(m) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and 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 "DOUBLER" 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 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.

(o) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and 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 "DOUBLER" 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 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.

(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 \$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.

(r) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2.00 (TWO DOL) appears in the "PRIZE" area under the matching "DOUBLER" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(s) 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 \$2.00 (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.

(t) Holders of tickets upon which any one of the "DOUBLER" play symbols appears on a Stocking and matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1.00 (ONE DOL) appears in the

"PRIZE" area under the matching "DOUBLER" play symbol, on a single ticket, shall be entitled to a prize of \$2.

(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 \$1.00 (ONE DOL) appears in the "PRIZE" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBER" play symbols 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 Stocking Stuffer Doubler game ticket.

8. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When Any Of Your Numbers Match Any Winning Number, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
FREE	FREE \$1 TICKET	10	240,000
\$1	\$1	100	24,000
\$1 x 2	\$2	50	48,000
\$1 ON STOCKING	\$2	22.22	108,000
\$2	\$2	50	48,000
\$2 x 2	\$4	333.33	7,200
\$2 ON STOCKING	\$4	125	19,200
\$4	\$4	333.33	7,200
(\$1 x 3) + \$2	\$5	200	12,000
(\$2 ON STOCKING) + \$1	\$5	100	24,000
\$5	\$5	200	12,000
(\$1 x 3) + \$5 + \$2	\$10	666.67	3,600
(\$2 x 3) + \$4	\$10	1,000	2,400
(\$4 x 2) + (\$1 x 2)	\$10	1,000	2,400
\$5 ON STOCKING	\$10	333.33	7,200
\$10	\$10	666.67	3,600
(\$5 x 2) + (\$4 x 2) + \$2	\$20	5,000	480
(\$4 x 3) + (\$2 x 3) + (\$1 x 2)	\$20	10,000	240
(\$5 ON STOCKING) x 2	\$20	2,500	960
\$10 ON STOCKING	\$20	2,000	1,200
\$20	\$20	10,000	240
(\$5 x 3) + \$10	\$25	5,000	480
(\$10 ON STOCKING) + \$5	\$25	2,500	960
\$25	\$25	5,000	480
(\$10 x 2) + (\$5 x 2) + (\$4 x 2) + \$2	\$40	9,600	250
(\$10 x 2) + (\$5 x 3) + \$4 + \$1	\$40	9,600	250
\$20 x 2	\$40	9,600	250
\$20 ON STOCKING	\$40	2,400	1,000
\$40	\$40	9,600	250
(\$25 x 2) + (\$10 x 3) + (\$5 x 3) + \$4 + \$1	\$100	24,000	100
(\$40 ON STOCKING) + \$20	\$100	12,000	200
(\$40 x 2) + \$20	\$100	24,000	100
\$100	\$100	24,000	100
(\$100 ON STOCKING) x 2 + (\$40 x 2) + \$20	\$500	80,000	30
\$500	\$500	80,000	30
(\$1,000 ON STOCKING) + \$500	\$2,500	480,000	5
\$2,500	\$2,500	480,000	5

When the matching number is on a stocking, win double the prize shown under the matching number!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* Pennsylvania Lottery's Very Merry Second-Chance Drawing for qualifying Fast Play tickets as described below (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5016 Holiday \$100s (\$5) and PA-5017 Stocking Stuffer Doubler (\$1) Fast Play 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>. 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 or inaccurate 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 for qualifying Fast Play tickets. All time references are Eastern Prevailing Time.

(i) All entries received after 11:59:59 p.m. November 6, 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 15, 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-5017 Stocking Stuffer Doubler (\$1) = 1 entry; and PA-5016 Holiday \$100s (\$5) = 5 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 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 \$50,000.

(5) The third through the seventh 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 number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(7) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer-generated randomizer will be used to select the Drawing winners.

(9) 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. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

#### 11. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

#### 12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the winning Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the winning Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Stocking Stuffer Doubler lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Stocking Stuffer Doubler lottery game tickets.

19. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play 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 \$1,000,001 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 Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *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 Stocking Stuffer Doubler or through normal communications methods.

21. *Applicability:* This notice applies only to the Stocking Stuffer Doubler lottery game announced in this notice.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 17-1824. Filed for public inspection November 3, 2017, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Meeting Cancellation

The November 14, 2017, meeting of the Environmental Quality Board (Board) is cancelled. The next regular meeting of the Board is scheduled for Tuesday, December 12, 2017, at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

The agenda and meeting materials for the December 12, 2017, meeting will be available on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Environmental Quality Board (EQB)"). Questions concerning the Board's next scheduled meeting may be directed to Laura Edinger at (717) 783-8727 or [ledinger@pa.gov](mailto:ledinger@pa.gov).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Laura Edinger at (717) 783-8727 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Chairperson*

[Pa.B. Doc. No. 17-1825. Filed for public inspection November 3, 2017, 9:00 a.m.]

## GAME COMMISSION

### Extension of Archery and Flintlock Muzzleloader Deer Seasons at the Middle Creek Wildlife Management Area

#### Order

*Whereas*, The Pennsylvania Game Commission (Commission) owns and manages a 6,000 acre property in Lancaster and Lebanon counties known as the Middle Creek Wildlife Management Area (Middle Creek WMA) (State Game Land No. 46); and

*Whereas*, Access to controlled areas and propagation areas of the Middle Creek WMA are normally restricted and closed to annual hunting and trapping seasons without a permit or written authorization issued by the Commission; and

*Whereas*, The Commission has determined that the permitting and extension of archery and flintlock muzzleloader seasons within the controlled areas and propagation areas of the Middle Creek WMA is necessary to address elevated populations of white-tailed deer; 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 Commission to regulate activities relating to the protection, preservation, and management of game and wildlife, including white-tailed deer; and

*Whereas*, 58 Pa. Code § 139.3 (relating to authority to alter seasons and bag limits) authorizes the Executive Director of the Commission to extend hunting or trapping seasons in designated areas when a certain species is available in sufficient number the designated area or it is



determined that inclement weather conditions or other factors resulted in an underharvest of certain species of wildlife in the designated area; and

*Whereas*, 58 Pa. Code § 135.107 (relating to Middle Creek Wildlife Management Area) authorizes the Executive Director to authorize hunting activities within the controlled hunting areas of the Middle Creek WMA by permit only.

*Whereas*, 58 Pa. Code § 135.161 (relating to Commission-owned or leased) authorizes the Executive Director to authorize hunting activities within the propagation areas of the Middle Creek WMA.

*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. *Seasons Extended*: Archery and flintlock muzzleloader deer seasons within the controlled areas and propagation areas of the Middle Creek WMA are extended to authorize a one-day special deer hunt on Wednesday, December 13, 2017.

2. *Controlled Areas and Propagation Areas Open*: This limited special deer hunt will occur within the designated controlled areas and propagation areas of the Middle Creek WMA, as is more graphically illustrated on the map titled "Middle Creek Special Deer Hunt" attached hereto and incorporated by reference herein.

3. *Hunting by Permit Only*: This limited special deer hunt will occur outside of regular white-tailed deer hunting seasons and requires participants to acquire and be in possession of a special deer hunt permit.

4. *Permit Eligibility*: Participation in the special deer hunt will be limited to persons in possession of a valid: 1) general hunting license; 2) archery and/or muzzleloader license (whichever applicable); and 3) Wildlife Management Unit 5B antlerless deer license and unused harvest tag (if archery or muzzleloader hunting) or an unused flintlock harvest tag (if muzzleloader hunting). Applicants that were successfully drawn for an archery hunt permit in August are not eligible to apply for the December special deer hunt.

5. *Application*: Applications for the special deer hunt shall be submitted on a standard postcard which may be obtained at local U.S. Post Offices. Applications shall contain the following applicant information: 1) name; 2) mailing address; 3) phone number, 4) CID number; 5) Wildlife Management Unit 5B antlerless deer harvest tag number (if archery or muzzleloader hunting) or flintlock harvest tag number (if muzzleloader hunting) and 6) a reference that application is for the "SPECIAL DEER HUNT". Only one application may be submitted per person. Applications shall be submitted by first-class mail only, and must be mailed to the following address: Pennsylvania Game Commission MCWMA; P.O. Box 110; Kleinfeltersville, PA 17039. Failure to submit an applica-

tion by November 3, 2017 or in compliance with the requirements of this order will result in a rejection of the application.

6. *Public Drawing*: The Commission will hold a public drawing to select a total of 100 applications for antlerless deer hunting permits at the Middle Creek WMA Visitors Center at 10 a.m. on Wednesday, November 8, 2017. Successful applicants will be notified by first-class mail and need not be in attendance at the public drawing. There will be no provisions or supplemental drawings to fill vacancies created by permit holders who do not participate on the day of the special deer hunt.

7. *Additional Drawing*: The Commission will also hold a drawing of a total of 10 applications for antlered deer hunting permits at the Middle Creek WMA Visitors Center at 6 a.m. on the morning of the special deer hunt. This permit will authorize its holder to harvest an antlered deer within the parameters of the special deer hunt. Applicants are required to have been successfully drawn for an antlerless deer permit and be in possession of a valid, unused antlered deer harvest tag to be eligible for this additional drawing.

8. *General hunting requirements*:

a. *Check-in and Check-out*: Participants in the special deer hunt shall report to the Middle Creek WMA Visitor's Center no later than 6:00 a.m. on the day of the hunt to check-in and receive important pre-hunt instructions. Participants shall present all deer harvested during the special deer hunt to the Commission for examination at the Visitor's Center. Participants shall check-out at the conclusion of the special deer hunt at the Visitor's Center no later than 3:00 p.m.

b. *Fluorescent Orange*: Participants in the special deer hunt shall comply with the fluorescent orange requirements applicable to the regular firearms deer season as set forth in 58 Pa. Code § 141.20(a) (relating to protective material required).

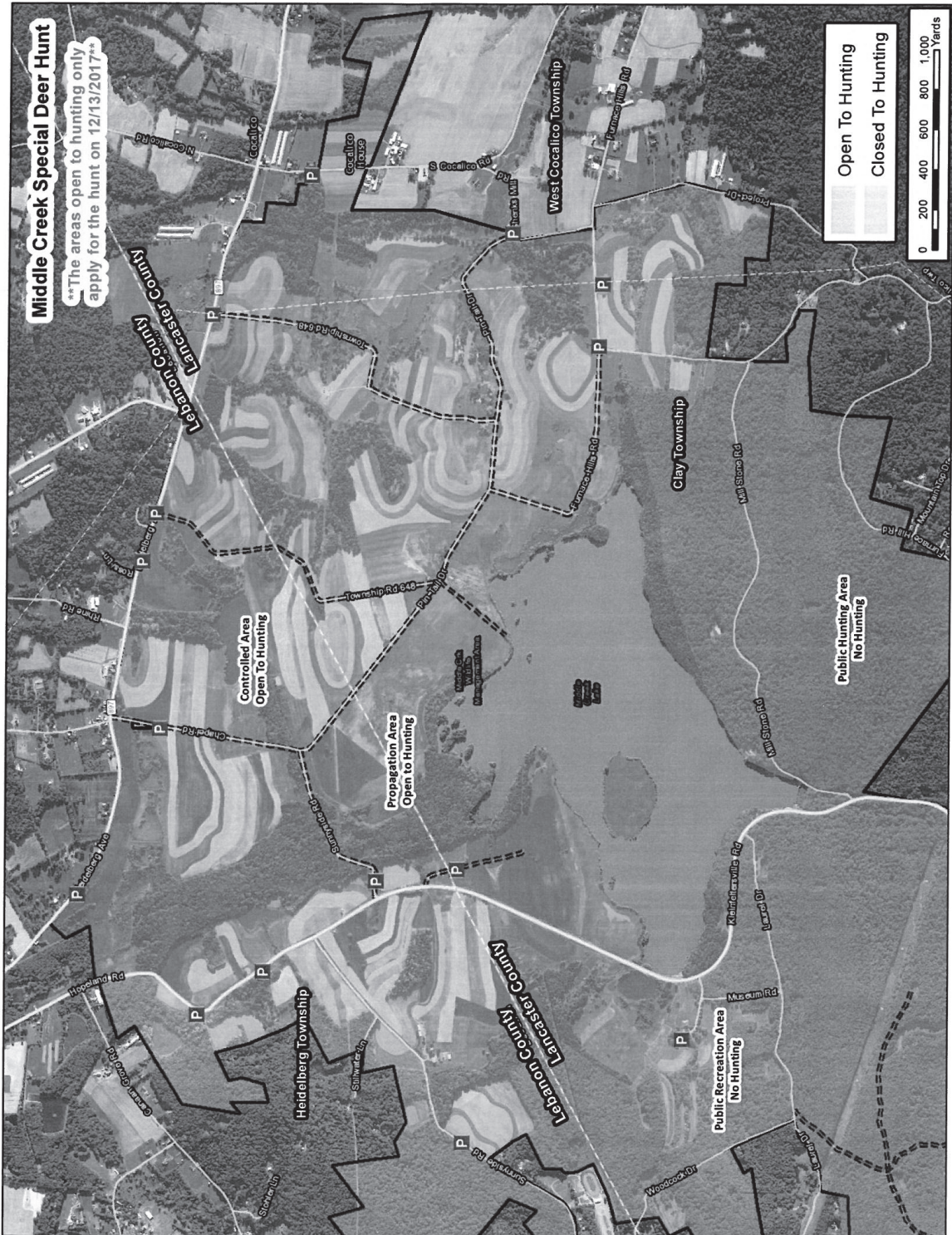
c. *Hunting Hours*: Participants in the special deer hunt deer are only authorized to hunt and take deer from 7:00 a.m. until 2:00 p.m. on the day of the hunt.

d. *Arms, Ammunition and Method of Hunt*: Participants in the special deer hunt shall comply with all other requirements and limitations concerning deer hunting activities during archery and/or flintlock muzzleloaders seasons (whichever applicable) as set forth in the Code and attendant regulations.

9. *Effective Date*: This Order is effective immediately and shall remain in effect until it reaches its natural expiration at the close of Wednesday, December 13, 2017 or it is otherwise rescinded or modified by subsequent order.

Given under my hand and seal of the Pennsylvania Game Commission on this 20th day of October, 2017.

BRYAN J. BURHANS,  
*Executive Director*



[Pa.B. Doc. No. 17-1826. Filed for public inspection November 3, 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>
7-521	Environmental Quality Board Safe Drinking Water; General Update and Fees 47 Pa.B. 4986 (August 26, 2017)	9/25/17	10/25/17

### **Environmental Quality Board Regulation # 7-521 (IRRC # 3177)**

#### **Safe Drinking Water; General Update and Fees October 25, 2017**

We submit for your consideration the following comments on the proposed rulemaking published in the August 26, 2017 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (RRA) (71 P.S. § 745.5b). Section 5.1(a) of the RRA (71 P.S. § 745.5a(a)) directs the Environmental Quality Board (Board) to respond to all comments received from us or any other source.

#### **1. New annual fees and proposed amendments to permit fees.—Consistency with statute; Legislative intent; Economic or fiscal impacts; Protection of the public health, safety and welfare; Clarity; Reasonableness of requirements; Implementation procedures.**

##### *Safe Drinking Water Act (SDWA)*

The purpose of the SDWA is to ensure the provision of safe drinking water to the public, and the SDWA states, in part:

*Fees to be established.*—[The Board] shall establish fees for permit applications, laboratory certification and other services. Such fees shall bear a reasonable relationship to the actual cost of providing a service. 35 P.S. § 721.4(c).

##### *Preamble*

Relating to fees, the Preamble states the Board is amending “existing permit fees” and adding “new annual fees to supplement Commonwealth costs and fill the funding gap (\$7.5 million).” Under the subheading Part II—New annual fees and proposed amendments to permit fees, the Board explains why the Department of Environmental Protection (Department) needs more revenues, including:

The proposed fees in this proposed rulemaking are necessary to ensure adequate funding for the Department to carry out its responsibilities under the SDWA and the Federal Safe Drinking Water Act. This Commonwealth is ranked third in the United States, with 8,521 [public water systems (PWSs)] across this Commonwealth. The Department is responsible for regulating all PWSs and ensuring that safe and

potable drinking water is continuously supplied to the 10.7 million customers they serve.

The Department’s appropriations from the General Fund have decreased in recent years while the cost of staff salaries and benefits, as well as other operation costs, have increased. The result has been an overall decrease in staffing for the Safe Drinking Water Program [(Program)] of 25 [percent] since 2009. As discussed in more detail as follows, these staff reductions have led to a steady decline in the Department’s performance of services necessary to ensure compliance with SDWA requirements. Based on the current funding level of \$19.7 million, approximately \$7.5 million in additional funding is necessary to increase staffing to provide necessary services.

Additionally, the Preamble includes numerous issues raised by the Board’s Technical Assistance Center for Small Drinking Water Systems (TAC). For example, in describing the new Section 109.1402 (relating to annual fees) and other options considered, the Preamble states:

The TAC recommended that the Department also evaluate a surcharge rate factor based on gallons produced for each permitted facility to determine the annual fee for community [and] bottled, vended, retail and bulk hauling [(BVRB)] water systems. The TAC also claimed that bottled and vended water fees do not seem equitable in relationship to the cost of the product and asked why the fee is not based on the gallons produced. The Department does not currently have sufficient data to determine the gallons produced as this is not a required data field.

##### *Comments received during the Board’s public comment period*

The United States Environmental Protection Agency (EPA) commented on “Annual Fees and Increased Permitting Fees,” stating, in part:

EPA has no objections. EPA commends the Department for taking actions to address program challenges. EPA is hopeful that the revenue generated from the annual fees and the increased permit fees will provide the necessary resources to restore adequate staffing levels and ultimately improve program implementation performance.

In addition to EPA, several individuals commented in support of the proposed fees.

Public comments opposing the proposed fees include:

- The fees being proposed are arbitrary, capricious and not commensurate with the service provided;
- Permit fees should be based on the services provided, independent of the system size;
- The fees for medium and large water systems do not accurately reflect the actual cost of the service being provided. Medium and large water systems could be paying anywhere from 162 to 837 percent more than the actual cost of the service provided. Large and medium water system fees will be used to subsidize small water system fees;
- The proposed fees should be rejected because the budgets of water systems cannot afford more fees. Smaller communities struggle to keep their water rates reasonable and the proposed fees would increase water permit costs by 300 percent. Increased regulatory fees will impair water systems' ability to restore and rebuild the water system infrastructure;
- The proposed fees are too much of a drastic change for public water systems and their ratepayers. Fees should be phased in to allow water systems to budget for the new expenses;
- The \$49-per-hour rate and its component of indirect costs which were used to calculate the fees are questionable;
- It is questionable as to whether it is the right time to increase program requirements beyond minimum requirements when program resources are low, requiring the proposed large fee increases;
- It is unclear how the fee will be assessed. Assessing the fee by population is impractical because the water systems charge by customer accounts, not population. The fee schedule appears to bear no cost relationship to bottled water operations;
- Fees should not be based on population served or public water supply identification number. The fees are misleading because the proposed fees apply to each public water supply identification number. Some water systems have multiple water supply identification numbers and would be required to pay fees above and beyond the cost estimate of \$40,000 presented in the proposed rule-making;
- Bottled water operators do not serve a specific population; and
- The proposed fees impose disproportionate costs for new construction and sources versus modifications to existing systems.

While acknowledging the intent of the SDWA and the Board's mandate to provide safe drinking water, we raise several concerns with the proposed fees as they relate to the criteria in the RRA.

#### *Program administration*

The current state of the Program, which is the cumulative result of numerous decisions made over many years, is cause for serious concern regarding protection of the public health, safety and welfare. The Department finds itself experiencing difficulty in meeting the directives of the SDWA to the point that it needs \$7.5 million in additional revenues from water systems and suppliers to ensure compliance. As noted above, SDWA not only envisions, but directs the Board to establish fees to cover services. However, the Board states in the Preamble that permit fees have not been increased since originally

adopted in 1984. As to the cost of other services, the Board does not explain whether any consideration was given to implementing or increasing fees over the years in order to avoid reaching this current state. Given that the statutory directive to establish fees for services has been in place since 1984, we question the Department's decision to cut services rather than gradually increase fees as appropriations from the General Fund decreased in recent years. We ask the Board to explain why the statutory directive to establish fees to cover services was not used to sustain the Program. We also ask the Board to explain how the Program's budget will be monitored in the future to ensure that revenues are in place to meet SDWA requirements before a budget shortfall exposes the public to the risk of unsafe drinking water.

#### *Assessment of fees*

Public comments opposing the proposed fees, and even those supporting them, challenge the Board's methodology for assessing the fees. The commenters question whether fees based on parameters including population served, public water system identification number and system construction, bear a reasonable relationship to the actual cost of the services provided by the Department. Commenters raise valid questions relating to whether the statutory requirement for fees to bear a reasonable relationship to the actual cost of providing services has been satisfactorily addressed.

The Board notes in the Preamble that the TAC suggested using gallons produced as the basis for determining the annual fee for community and BVRB water systems. In the Preamble, the Board dismisses this recommendation stating, "The Department does not currently have sufficient data to determine the gallons produced as this is not a required data field." We find this explanation to be inadequate in the context of fundamental information needed to appropriately consider options for imposing \$7.5 million in fees. Regarding the lack of data, we note that a commenter suggests that the Department revise all current reporting forms, including the Annual Water Supply Report Form.

We recommend that the Board reevaluate the basis of the fees in the final-form regulation, including consideration of the recommendation from the TAC. We ask the Board to explain in the Preamble of the final regulation how the chosen method of assessment of fees bears a reasonable relationship to the actual cost of providing each service, and to explain why the TAC recommendation is not in the public interest if it is not adopted.

We will review the Board's response to our concerns related to program administration and assessment of fees as part of our determination of whether the final regulation is in the public interest.

#### **2. Regulatory Analysis Form (RAF)—Economic or fiscal impacts; Reasonableness of requirements; Less costly or less intrusive alternative method of achieving goal if regulation impacts small businesses.**

##### *Question # 11*

The Board notes in response to RAF Question # 11 that several areas of the proposed regulation are more stringent than federal requirements, and commenters take issue with the increased regulation relative to lack of staff and increased fees. The PA State Association of Township Supervisors questions whether the enhancements above the federal requirements are "to justify the new fee schedule." The National Federation of Independent Business (NFIB) questions "whether now is the right

time to suggest increasing the complexity of the program beyond the requirements of federal law” with program resources currently at a premium. NFIB suggests proposing federal minimum requirements for the Program until Program resources and funding can be brought into alignment. We ask the Board to explain the reasonableness of expanding regulatory requirements which would result in increased demands on the Department’s staff and funding during a time when both staff and funding are decreasing.

*Question # 15*

Question # 15 on the RAF asks the Board to identify the types and number of persons, businesses, small businesses and organizations which will be affected by the regulation, and state how they are affected. Because the Department defines bottled water system, bulk water hauling system, retail water facility and vended water system as “public water systems,” several members of the bottled water industry raise questions as to how certain proposed changes for public water systems would apply to BVRB water systems. Comments from this industry include the following:

- Section 109.602 (relating to acceptable design): International Bottled Water Association (IBWA) states that the proposed language appears to be written for a community water system, and it’s unclear how it would apply to BVRB water systems. PA Rural Water Association (PRWA) and National Association of Water Companies (NAWC) believe that Subparagraph (i)(2)(iv) may be too far reaching and cost-prohibitive.

- Section 109.706 (relating to system map): Nestle comments that the focus of these requirements is on systems that distribute water via pipes, but the proposed language expands the requirements to any “public water supplier.” Nestle questions how would this apply to BVRB systems.

Similarly, the Hospital and Healthsystem Association of PA (HAP) comments that it appears that a health care facility may be classified in such a way that requires the facility to obtain a public water supply permit, conduct routine water quality sampling, and provide notification to the community when the system does not meet certain operational criteria. HAP states that this places an undue regulatory burden upon hospitals, and requests an exemption from certain sections of the regulations. We ask the Board to ensure that the final-form RAF and regulation make clear who is required to comply with the regulation and how the final-form regulation affects the various segments of the regulated community.

*Question # 27*

As noted in Comment # 1, the Board anticipates that the regulated community will pay approximately \$7.5 million in additional costs and fees through this regulation. The Board responds to RAF # 15 that there are approximately 5,780 PWSs that can be considered small businesses, and 924 of these are community water systems (CWSs). Question # 27 asks the Board to explain whether regulatory methods were considered that will minimize any adverse impact on small businesses related to compliance or reporting standards, schedules or deadlines, performance standards, and exemptions. The Board responded no to each of these. We ask the Board to consider regulatory methods to minimize adverse impacts on small businesses or explain the reasonableness of not considering alternatives.

**3. Determining whether the regulation is in the public interest.**

Throughout the Preamble, the Board notes that it is seeking further comment on various proposed changes. Specifically, the Board seeks comment on:

- Sections 109.301 (relating to general monitoring requirements) “on this proposed amendment, the inclusion of the additional information previously provided regarding retention of the emergency designation of interconnections and whether deferred implementation is needed;”

- Section 109.303 (relating to sampling requirements) “on whether additional regulatory language is needed for clarity;”

- Section 109.511 (relating to general permits) “on the types of modifications or activities that may be appropriate for a general permit;”

- Section 109.708 (relating to system service and auxiliary power) on actual costs, facilities considered primary components of a water system, the pros and cons of portable versus fixed generators, and alternatives for system service requirements; and

- Section 109.1402 (relating to annual fees) on proposed annual fees and the method of developing them.

Several commenters responded to the Board’s request related to these concerns. For example, regarding Section 109.303, PRWA stated that “there needs to be more thought and discussion to address a variety of situations that water suppliers face,” and Aqua states that “the proposed language is vague and will create more questions.” Comments related to fees outline concerns with the economic impact on budgets and rate-paying customers, as well as cross subsidies and whether fees could be phased in. Commenters state that the Board’s analysis of costs does not properly reflect the costs to their water systems and that the basis of the fees is not consistent with their current billing. In the Preamble the Board states that the TAC “asserted that the public water supply community needs adequate time to review and evaluate the proposed fees.” We strongly encourage the Department to organize additional stakeholder meetings with representatives from all segments of the regulated community in order to develop final-form regulations that are clear, reasonable and have the least adverse economic impact while protecting the public health, safety and welfare. We ask the Board to address the reasonableness, economic impact and implementation of changes made to these sections of the final-form regulation in the revised Preamble.

Further, if significant revisions to the regulation are being considered as a result of this input, the regulated community and other interested parties should be afforded an opportunity to review and comment on the text of the regulation through publication of an Advanced Notice of Final Rulemaking (ANFR). An ANFR would provide the opportunity to review and reach consensus on remaining issues before submittal of a final-form regulation.

**4. Section 109.202. State MCLs, MRDLs and treatment technique requirements.—Economic or fiscal impacts; Reasonableness of requirements; Acceptable data.**

The Board proposes to reduce acceptable turbidity levels in Clause (c)(1)(i)(A), making the maximum level more stringent than federal standards. Several water suppliers comment that EPA does not require measuring filter turbidity to two significant digits. The Board notes

in the Preamble that the TAC had submitted the same comment to the Board. We ask the Board to explain the reasonableness and economic impact of making this requirement more stringent than federal standards.

This comment also applies to Section 109.701(a) (relating to reporting and recordkeeping).

**5. Section 109.301. General monitoring requirements.—Economic or fiscal impacts; Protection of the public health, safety and welfare; Clarity, feasibility and reasonableness of the regulation; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Paragraph (11)(ii) adds the requirement that “at a minimum, all entry points shall provide water to the public on an annual basis to ensure all sources and entry points are included in routine compliance monitoring.” Several water providers raise concerns related to this provision. PRWA and NAWC state that some water utilities cannot collect one entry point sample and have all raw water sources represented. Aqua asserts that requiring annual operation is not feasible in that it eliminates the water supplier’s ability to balance capital investment as well as provide the best water quality. Aqua further states that this approach would force systems to abandon reserve or backup sources and thus increase risk to respond to extreme events. Comments from water providers and from the TAC recommend delayed implementation. We ask the Board to address in the final Preamble the economic impact and feasibility of requiring all entry points to provide water to the public, as well as the implementation schedule.

Further, EPA suggests that the Board annotate “all entry points” as including those served by back-up sources within this section, as well as in Section 109.717 (relating to comprehensive monitoring plan). We ask the Board to define the term entry points in the final regulation.

**6. Section 109.503. Public water system construction permits.—Economic or fiscal impacts; Clarity and lack of ambiguity; Reasonableness of requirements.**

Commenters state that the requirements under Paragraph (a)(1) are confusing because they refer to a “pre-drilling plan,” which suggests that something must be submitted to and approved by the Department before any well is drilled. However, the provision also requires the submission of preliminary results of source water assessments which cannot be taken without some type of test well. We ask the Board to clarify the requirements of this provision in the final regulation.

Related to the pre-drilling plan, Nestle and IBWA ask “why it is necessary to establish a new approval requirement under which all public water systems must stop and wait for agency staff to review aquifer test plans before proceeding with the tests required for a full construction permit application.” Considering the Department’s stated difficulty in addressing the minimum requirements for SDWA primacy noted in the Preamble, we ask the Board to explain the reasonableness of this requirement.

**7. Section 109.606. Chemicals, materials and equipment.—Economic or fiscal impacts; Protection of the public health, safety and welfare; Clarity and lack of ambiguity; Reasonableness of requirements, implementation procedures and timetables for compliance.**

Philadelphia Water Department (PWD) comments that the term equipment and the expanded certification re-

quirements in this provision are unclear. PWD states that potentially requiring every pump or piece of equipment on a treatment facility to be certified will be very costly, and it is uncertain what public health risk this proposed change is designed to address. NAWC comments similarly that the current wording in the regulation is overly broad. The Board should define equipment, clarify its intent regarding certification, and explain the reasonableness of the expanded certification, including addressing economic impacts.

**8. Section 109.1303. Triggered monitoring requirements for groundwater sources.—Economic or fiscal impacts; Protection of the public health, safety and welfare; Reasonableness of requirements.**

IBWA and Niagara Bottling oppose the Board’s proposed deletion of the existing opportunity to collect five additional source water samples from the same source within 24 hours of being notified of the *E. coli*-positive sample to confirm if there is a problem. They state that this is an essential step to address the legitimate potential for false positives for this testing, and has been a long-standing practice in Pennsylvania based on regulations promulgated by the EPA. If the deletion is maintained in the final-form regulation, we ask the Board to address the reasonableness and economic impacts of eliminating the opportunity for further testing to prevent false positives.

**9. Miscellaneous clarity.**

EPA suggests that the Board define the term back-up sources in Section 109.1 (relating to definitions) and incorporate language to clarify how the proposed revisions apply to interconnections. We agree and ask the Board to clarify this term, as well as how interconnections will be affected in the final regulation.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 17-1827. Filed for public inspection November 3, 2017, 9:00 a.m.]

## INSURANCE DEPARTMENT

**The Cincinnati Life Insurance Company (SERFF # GRJR-131229441); Rate Increase Filing for Individual LTC Form LTC-100**

The Cincinnati Life Insurance Company is requesting approval to increase the premium 63% on 57 policyholders with form LTC-100.

Unless formal administrative action is taken prior to January 18, 2018, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department’s (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (hover the cursor over the “Consumers” tab, then select “Long Term Care Rate Filing”).

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department’s Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regula-

tion, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 17-1828. Filed for public inspection November 3, 2017, 9:00 a.m.]

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing should contact Human Resources (717) 783-4308.

JESSICA K. ALTMAN,  
*Acting Insurance Commissioner*

[Pa.B. Doc. No. 17-1829. Filed for public inspection November 3, 2017, 9:00 a.m.]

**Jorge Alberto Pena; License Denial Appeal; Doc. No. AG17-09-015**

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Jorge Alberto Pena has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for December 5, 2017, at 10 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before December 5, 2017. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference. Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before November 20, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to preliminary motions, protests, petitions to intervene or notices of intervention, if any shall be filed on or before December 4, 2017.

## PENNSYLVANIA INTERGOVERNMENTAL COOPERATION AUTHORITY

### Financial Statement

Under section 207 of the Pennsylvania Intergovernmental Cooperation Authority Act for Cities of the First Class (52 P.S. § 12720.207) the Pennsylvania Intergovernmental Cooperation Authority (Authority) is required to publish a "concise financial statement" annually in the *Pennsylvania Bulletin*. The Authority has issued its annual report for its fiscal year ended June 30, 2017, which includes an audit for this period performed in accordance with generally accepted auditing standards by an independent firm of certified public accountants. The complete annual report of the Authority may be obtained from the Authority's web site at [www.picapa.org](http://www.picapa.org) or from the Pennsylvania Intergovernmental Cooperation Authority, 1500 Walnut Street, Suite 1600, Philadelphia, PA 19102, (215) 561-9160.

HARVEY M. RICE,  
*Executive Director*

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

STATEMENT OF NET POSITION - GOVERNMENTAL ACTIVITIES

JUNE 30, 2017

<b>Assets</b>	
Cash and cash equivalents:	
Held by Trustee	\$ 23,563,791
Other	11,600,616
Investments	62,091,979
PICA taxes receivable	4,841,613
Fair value of derivative instruments	1,825,531
Accrued interest receivable	26,929
Prepaid expenses	22,139
Equipment, net	5,719
<b>Total Assets</b>	<b>103,978,317</b>
<b>Deferred Outflows of Resources</b>	
Deferred outflows related to pension	368,048
Contributions subsequent to measurement date	71,255
<b>Total Deferred Outflows of Resources</b>	<b>439,303</b>
<b>Liabilities</b>	
Accounts payable and accrued expenses	146,287
Due to City of Philadelphia	4,841,613
Current portion of bonds payable	45,440,000
Net pension liability	1,386,907
Noncurrent portion of bonds payable	189,890,517
<b>Total Liabilities</b>	<b>241,705,324</b>
<b>Deferred Inflows of Resources</b>	
Deferred inflows related to pension	140,081
<b>Total Deferred Inflows of Resources</b>	<b>140,081</b>
<b>Net Position</b>	
Net investment in capital assets	5,719
Restricted for:	
Debt service	71,363,113
Benefit of the City of Philadelphia	5,449,859
Unrestricted	(214,246,476)
<b>Total Net Position</b>	<b>\$ (137,427,785)</b>

The accompanying notes are an integral part of these financial statements.



**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

STATEMENT OF ACTIVITIES - GOVERNMENTAL ACTIVITIES  
FOR THE YEAR ENDED JUNE 30, 2017

<b>Expenses:</b>	
Grants to City of Philadelphia	\$ 409,517,603
General management and support - general operations	1,025,637
Interest on long-term debt	13,262,600
Investment expenses	46,742
Total Expenses	<u>423,852,582</u>
<b>Revenues:</b>	
PICA taxes	465,182,284
Amortization of bond premium	3,912,711
Investment income	687,740
Other income	549,447
Total Revenues	<u>470,332,182</u>
<b>Change in Net Position</b>	46,479,600
<b>Net Position:</b>	
Beginning of year	<u>(183,907,385)</u>
End of year	<u><u>\$ (137,427,785)</u></u>

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

**BALANCE SHEET - GOVERNMENTAL FUNDS**

JUNE 30, 2017

	General	PICA Tax Revenue	Debt Service Funds					Special Revenue Funds			Total Governmental Funds
			2010	2009	2008	2007	2006	2005	2004	2003	
<b>ASSETS</b>											
Cash and cash equivalents	\$ 11,600,616	\$ -	\$ 2,024,375	\$ 2,650,217	\$ 11,439,940	\$ 2,002,810	\$ 2,846	\$ 185,025	\$ 5,258,578	\$ 35,164,407	
Investments	8,269,656	-	-	-	53,822,323	-	-	-	-	62,091,979	
PICA taxes receivable	-	4,841,613	-	-	-	-	-	-	-	4,841,613	
Accrued interest receivable	71	-	6,635	11,106	4,453	1,254	-	116	3,294	26,929	
Prepaid expenses	22,139	-	-	-	-	-	-	-	-	22,139	
<b>Total Assets</b>	<b>\$ 19,892,482</b>	<b>\$ 4,841,613</b>	<b>\$ 2,031,010</b>	<b>\$ 2,661,323</b>	<b>\$ 65,266,716</b>	<b>\$ 2,004,064</b>	<b>\$ 2,846</b>	<b>\$ 185,141</b>	<b>\$ 5,261,872</b>	<b>\$ 102,147,067</b>	
<b>LIABILITIES AND FUND BALANCE</b>											
Liabilities:											
Accounts payable	\$ 81,463	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 81,463	
Due to the City of Philadelphia	64,824	4,841,613	-	-	-	-	-	-	-	4,841,613	
Accrued payroll and taxes	146,287	4,841,613	-	-	-	-	-	-	-	64,824	
Total liabilities										4,987,900	
Fund Balance:											
Restricted:											
For debt service	-	-	2,031,010	2,661,323	64,666,716	2,004,064	-	-	-	71,363,113	
For benefit of City of Philadelphia	-	-	-	-	-	-	2,846	185,141	5,261,872	5,449,859	
Committed:											
For subsequent PICA administration	-	-	-	-	600,000	-	-	-	-	600,000	
For future swaption activity	13,895,779	-	-	-	-	-	-	-	-	13,895,779	
Unassigned	5,850,416	-	-	-	-	-	-	-	-	5,850,416	
Total fund balance	19,746,195	-	2,031,010	2,661,323	65,266,716	2,004,064	2,846	185,141	5,261,872	97,159,167	
<b>Total Liabilities and Fund Balance</b>	<b>\$ 19,892,482</b>	<b>\$ 4,841,613</b>	<b>\$ 2,031,010</b>	<b>\$ 2,661,323</b>	<b>\$ 65,266,716</b>	<b>\$ 2,004,064</b>	<b>\$ 2,846</b>	<b>\$ 185,141</b>	<b>\$ 5,261,872</b>	<b>\$ 102,147,067</b>	
Amounts reported for governmental activities in the statement of net position are different due to: Long-term liabilities are not due and payable in the current period and, therefore, are not reported in the governmental funds Fair value of derivative instruments is not reported in the governmental funds Capital assets are not financial resources and, therefore, are not reported in the governmental funds Net pension liability and related deferred inflows and outflows of resources are not reported in the governmental funds Premium on bonds is reported in the government-wide statements Net position - governmental activities											
										(213,945,000)	
										1,825,531	
										5,719	
										(1,087,685)	
										(21,385,517)	
										<u>\$ (137,427,785)</u>	

The accompanying notes are an integral part of these financial statements.

**PENNSYLVANIA INTERGOVERNMENTAL  
COOPERATION AUTHORITY**

**STATEMENT OF REVENUES, EXPENDITURES, AND CHANGES IN FUND BALANCE - GOVERNMENTAL FUNDS  
FOR THE YEAR ENDED JUNE 30, 2017**

	General	PICA Tax Revenue	Debt Service Funds				Special Revenue Funds			Total Governmental Funds
			2010	2009	Debt Service Reserve Fund	Rebate Fund	1992	1993	1994	
<b>Revenues:</b>										
PICA Taxes	\$ -	\$ 465,182,284	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ 465,182,284
Investment income	55,766	94,709	58,643	99,474	1,093,496	8,375	9	775	21,995	1,433,242
Other	549,427	20	-	-	-	-	-	-	-	549,447
<b>Total revenues</b>	605,193	465,277,013	58,643	99,474	1,093,496	8,375	9	775	21,995	467,164,973
<b>Expenditures:</b>										
Grants to the City of Philadelphia	-	409,517,603	-	-	-	-	-	-	-	409,517,603
Debt service:										
Principal	-	-	19,110,000	33,040,000	-	-	-	-	-	52,150,000
Interest	-	-	5,373,000	7,889,600	-	-	-	-	-	13,262,600
Administration:										
Investment expenses	2,107	-	-	-	44,635	-	-	-	-	46,742
Operations	1,020,330	-	-	-	-	-	-	-	-	1,020,330
<b>Total expenditures</b>	1,022,437	409,517,603	24,483,000	40,929,600	44,635	-	-	-	-	475,997,275
<b>Excess (Deficiency) of Revenues Over (Under) Expenditures</b>	(417,244)	55,759,410	(24,424,357)	(40,830,126)	1,048,861	8,375	9	775	21,995	(8,832,302)
<b>Other Financing Sources (Uses):</b>										
Transfers in (out)	52,691	(65,759,410)	24,412,854	40,076,854	(8,782,989)	-	-	-	-	-
<b>Net Change in Fund Balance</b>	(364,553)	-	(11,503)	(753,272)	(7,734,128)	8,375	9	775	21,995	(8,832,302)
<b>Fund Balances:</b>										
Beginning of year	20,110,748	-	2,042,513	3,414,595	73,000,844	1,995,689	2,837	184,366	5,239,877	105,991,469
End of year	\$ 19,746,195	\$ -	\$ 2,031,010	\$ 2,661,323	\$ 65,266,716	\$ 2,004,064	\$ 2,846	\$ 185,141	\$ 5,261,872	\$ 97,159,167
<b>Reconciliation of change in fund balance to change in net position:</b>										
Change in fund balance										
Repayment of bond principal is an expenditure in the governmental funds, but the repayment reduces the long-term liabilities in the government-wide statements										
Bond premium is amortized over the life of the bonds in the government-wide statements										
Cost of capital outlays is allocated over their estimated useful lives as depreciation in the government-wide statements										
Pension expense difference between governmental funds and government-wide statements										
Derivative valuation adjustment is recognized as an asset and revenue/expense in the government-wide statements										
Change in net position										
\$ (8,832,302)										
\$ 52,150,000										
\$ 3,912,711										
\$ (2,140)										
\$ (3,167)										
\$ (745,502)										
\$ 46,479,600										

The accompanying notes are an integral part of these financial statements.

# PENNSYLVANIA PUBLIC UTILITY COMMISSION

## Future Sale or Acquisition of Property

**A-2017-2629980. Duquesne Light Company.** Application of Duquesne Light Company for future sale or acquisition of property under a multi-utility agreement known as the RESTORE Agreement.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before November 20, 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:* Duquesne Light Company

*Through and By Counsel:* Tisheka Williams, Assistant General Counsel, Regulatory, Duquesne Light Company, 411 Seventh Avenue, Pittsburgh, PA 15219; Michael A. Gruin, Esquire, Stevens & Lee, 17 North Second Street, 16th Floor, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1831. Filed for public inspection November 3, 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 20, 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-2017-2629952. Canyon Country Cabs, LLC** (11960 Route 6, Wellsboro, Tioga County, PA 16901) persons in call or demand service, in Potter County, and the Boroughs of Canton and Troy, Bradford County.

**A-2017-2629955. Canyon Country Cabs, LLC** (11960 Route 6, Wellsboro, Tioga County, PA 16901) persons in paratransit service, from points in Potter County, and from points in the Boroughs of Canton and Troy, Bradford County, to points in Pennsylvania and return.

**Application of the following for the approval of the transfer of stock as described under the application.**

**A-2017-2629296. Yes Limousine, LLC** (1 International Plaza Drive, Suite 550, Philadelphia, PA 19113) a corporation of the Commonwealth of Pennsylvania—for the approval of the transfer of 100% of issued and outstanding shares held by Abdulfatah N. Ghanem to Aziz Wardigee.

**Application of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.**

**A-2017-2629801. Big Kids/All Kids Tours, Inc.** (7500 Seneca Road, Sharpsville, Mercer County, PA 16150) discontinuance of service and cancellation of its certificate, as a broker, to arrange for the transportation of persons between points in Pennsylvania.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-1832. Filed for public inspection November 3, 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 20, 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. Jose A. Torres, Jr., t/a Ruth's Movers; Docket No. C-2017-2622804

### 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 Jose A. Torres, Jr., t/a Ruth's Movers, (respondent) is under suspension effective August 23, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 817 Muschlitz Street, Bethlehem, PA 18015.
3. That respondent was issued a Certificate of Public Convenience by this Commission on February 16, 2017, at A-8918819.
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-8918819 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

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. Handschuh, Inc.; Docket No. C-2017-2624008**

#### 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 Handschuh, Inc., (respondent) is under suspension effective August 31, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 2823 Street Road, Warrington, PA 18976.

3. That respondent was issued a Certificate of Public Convenience by this Commission on January 03, 2012, at A-8913958.

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-8913958 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: 9/19/2017

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. Outman Equipment, LLC; Docket No. C-2017-2624010**

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 Outman Equipment, LLC, (respondent) is under suspension effective August 31, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 110 Mill Creek Lane, Westfield, PA 16950.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 30, 2010, at A-8912425.

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-8912425 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: 9/19/2017

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. Dee Dee Cab, Inc., t/a Penn-Del Cab; Docket No. C-2017-2627215**

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 Dee Dee Cab, Inc., t/a Penn-Del Cab, (respondent) is under suspension effective September 21, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 702 MacDade Boulevard, Collingdale, PA 19023.

3. That respondent was issued a Certificate of Public Convenience by this Commission on May 08, 2000, at A-00116499.

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-00116499 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: 10/3/2017

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. United Taxi  
Company; Docket No. C-2017-2627216**

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 United Taxi Company, (respondent) is under suspension effective September 22, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 315 West Linden Street, Allentown, PA 18102.

3. That respondent was issued a Certificate of Public Convenience by this Commission on June 30, 2008, at A-00123614.

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-00123614 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: 10/3/2017

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.

[Pa.B. Doc. No. 17-1833. Filed for public inspection November 3, 2017, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Service of Notice of Motor Carrier Application in the City of Philadelphia

The following permanent authority application to render service as a common carrier in the City of Philadelphia has 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 20, 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-17-10-03. Na Cab, LLC** (1410 Stotesbury Avenue, Wyndmoor, PA 19038): An application for a medallion taxicab certificate of public convenience 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. 17-1834. Filed for public inspection November 3, 2017, 9:00 a.m.]

## PUBLIC SCHOOL EMPLOYEES' RETIREMENT BOARD

### Appointment of the Secretary of Banking and Securities

Under section 416 of the act of June 12, 2017 (P.L. 11, No. 5) the Secretary of Banking and Securities (Secretary) will be appointed to the Board of the Public School

Employees' Retirement System. As of June 12, 2017, the Secretary is replacing the position previously held by James Biery, whose term expired on December 12, 2015.

GLEN R. GRELL,  
*Executive Director*

[Pa.B. Doc. No. 17-1835. Filed for public inspection November 3, 2017, 9:00 a.m.]

## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs v. Mary Lastorina, RN; File No. 17-51-04798; Doc. No. 0819-51-17

On May 3, 2017, Mary Lastorina, RN, license No. RN594417, last known of Dunmore, Lackawanna County, had her registered nurse license suspended based on her failure to pay a previously imposed civil penalty.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of the appeals is the previously-named Board counsel.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-1836. Filed for public inspection November 3, 2017, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following lists of projects from August 1, 2017, through August 31, 2017.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Approvals by Rule Issued Under 18 CFR 806.22(f)*

1. Chesapeake Appalachia, LLC, Pad ID: Alvarez, ABR-201301012.R1, Wilmot Township, Bradford County and Windham Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: August 7, 2017.

2. Range Resources—Appalachia, LLC, Pad ID: McWilliams Unit # 6H—# 10H Well Pad, ABR-201208015.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 1.0000 mgd; Approval Date: August 7, 2017.

3. Range Resources—Appalachia, LLC, Pad ID: Null—Bobst Unit 1H—5H, ABR-201208018.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 1.0000 mgd; Approval Date: August 7, 2017.

4. Endless Mountain Energy Partners, LLC, Pad ID: SGL Tract 268-Pad B, ABR-201206010.R1, Morris Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: August 8, 2017.

5. SWEPI, LP, Pad ID: Lynn 719, ABR-201207012.R1, Liberty Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 11, 2017.

6. SWN Production Company, LLC, Pad ID: TI-09 BROWN, ABR-201708001, Jackson Township, Lycoming County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: August 14, 2017.

7. ARD Operating, LLC, Pad ID: Salt Run HC Pad A, ABR-201208007.R1, Cascade Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

8. ARD Operating, LLC, Pad ID: Kenneth L. Martin Pad A, ABR-201208008.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

9. ARD Operating, LLC, Pad ID: Ann C. Good Pad A, ABR-201208009.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

10. ARD Operating, LLC, Pad ID: Red Fox H&FC Pad B, ABR-201208010.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

11. ARD Operating, LLC, Pad ID: Terry D. Litzelman Pad A, ABR-20121105.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

12. ARD Operating, LLC, Pad ID: Larry's Creek F&G Pad F, ABR-20121106.R1, Mifflin Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: August 18, 2017.

13. Chesapeake Appalachia, LLC, Pad ID: Finan, ABR-201301014.R1, Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: August 18, 2017.

14. Chief Oil & Gas, LLC, Pad ID: Lathrop Farm Trust Drilling Pad, ABR-201302004.R1, Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: August 22, 2017.

15. Cabot Oil & Gas Corporation, LLC, Pad ID: SalanskyT P1, ABR-201208022.R1, Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: August 29, 2017.

16. Repsol Oil & Gas USA, LLC, Pad ID: ABELL (05 112) G, ABR-201209002.R1, Warren Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: August 29, 2017.

17. Repsol Oil & Gas USA, LLC, Pad ID: STORCH (01 099) S, ABR-201209016.R1, Troy Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: August 29, 2017.

18. SWN Production Company, LLC, Pad ID: Cooley (Pad 2), ABR-201209017.R1, Orwell Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: August 29, 2017.

19. SWN Production Company, LLC, Pad ID: Gypsy Hill-Eastabrook (Pad 5), ABR-201209018.R1, Orwell Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: August 29, 2017.

20. SWN Production Company, LLC, Pad ID: Rabago Birk (Pad 10), ABR-201209019.R1, Herrick and Standing Stone Townships, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: August 29, 2017.

21. Chief Oil & Gas, LLC, Pad ID: J. Brown Drilling Pad, ABR-201303001.R1, Troy Township, Bradford County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: August 30, 2017.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 23, 2017

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 17-1837. Filed for public inspection November 3, 2017, 9:00 a.m.]

## Projects Rescinded for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has rescinded the following projects from August 1, 2017, through August 31, 2017.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

### *Supplementary Information*

This notice lists the projects, described as follows, being rescinded for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

### *Rescinded Approvals by Rule Issued*

1. XTO Energy, Inc., Pad ID: Hazlak 8504, ABR-20100211.R1, Shrewsbury Township, Lycoming County, PA; Rescind Date: August 29, 2017.

2. Atlas Resources, LLC, Pad ID: Logue Pad B, ABR-201209003, Gamble Township, Lycoming County, PA; Rescind Date: August 31, 2017.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 23, 2017

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 17-1838. Filed for public inspection November 3, 2017, 9:00 a.m.]