

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Special Public Hearing

The Delaware River Basin Commission (Commission) will hold a special public hearing on a draft resolution to recognize significant water quality improvements in the Delaware River Estuary and provide for a formal review of the designated aquatic life uses and water quality criteria necessary to support these uses.

To fulfill their obligation under the Federal Clean Water Act (CWA) (33 U.S.C.A. §§ 1251—1388) to designate and protect uses for surface waters including the shared waters of the Delaware River Estuary, the states of Delaware, New Jersey and Pennsylvania either defer to the Commission water quality standards that they have jointly established or provide for application of the more stringent of state and Commission standards within the basin. In 1967 the Commission established water quality standards for the Estuary, including as designated uses for Water Quality Zones 3 and 4 and the upper portion of Zone 5, “the maintenance of resident fish and other aquatic life and the passage of anadromous fish.” Significant water quality improvements have occurred since these uses and supporting water quality criteria were adopted, an achievement that has been the result of effective water management by the Commission, the Federal government and the four basin states, and substantial investment by public entities and private industry to upgrade treatment works.

A study of existing aquatic life uses in the Estuary with respect to resident and anadromous fish species was completed by the Commission in 2015. Based on this study, the Commission proposes to recognize formally that water quality and aquatic life uses in portions of the Estuary have substantially and significantly improved since 1967 and that the evidence supports further study on the inclusion of propagation as a designated use in Zones 3 and 4 and the upper portion of Zone 5.

The Commission’s draft resolution outlines the need for additional studies, among others, to: determine the dissolved oxygen (DO) requirements of resident and migratory fish species and the nutrient loadings from point and nonpoint sources that can be discharged while maintaining these DO levels in Estuary waters; evaluate the variety of factors affecting attainment of potential “higher” uses, including technical, social and economic factors; and identify and evaluate opportunities for early action to reduce oxygen depleting discharges to the Estuary in the short term.

The resolution also identifies goals for the Estuary that are shared by the Commission, the Estuary states and the United States Environmental Protection Agency, including: protection of the water quality improvements achieved to date; continuous improvement in water quality in these shared waters; an update of the water quality standards, including designated uses and criteria, consistent with CWA goals as quickly as possible and practicable; early actions based on optimizing the use of existing infrastructure; and consultation with all stakeholders, including the regulated community, in updating and implementing regulatory changes.

Action on the proposed resolution can occur only at a duly noticed Commission business meeting following the close of the written comment period.

*Dates:* The public hearing will be held at 2 p.m. on Wednesday, March 15, 2017. Individuals who wish to comment during the public hearing are asked to sign up in advance by contacting Paula Schmitt, paula.schmitt@drbc.nj.gov. The hearing will continue until all those wishing to testify have had an opportunity to do so. Written comments will be accepted and must be received by 5 p.m. on Thursday, April 13, 2017.

*Addresses:* The public hearing will be held at the Washington Crossing Historic Park Visitor Center, 1112 River Road, Washington Crossing, PA. Written comment on items scheduled for hearing may 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 State Police Drive, West Trenton, NJ 08628, fax (609) 883-9522, paula.schmitt@drbc.nj.gov.

*For further information:* The resolution can be viewed on the Commission’s web site at [www.drbc.net](http://www.drbc.net).

PAMELA M. BUSH, Esq.,  
Secretary

[Pa.B. Doc. No. 17-378. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Addendum to the Order of Quarantine; Spotted Lanternfly

#### *Recitals*

A. 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. Spotted lanternfly has been detected in the Commonwealth and has the potential to spread to uninfested areas by natural means or through the movement of infested articles.

B. The Plant Pest Act (Act) (3 P.S. §§ 258.1—258.27) empowers The Department of Agriculture (Department) to take various measures to detect, contain and eradicate plant pests. A plant pest is defined as an organism, including other plants, causing or capable of causing injury or damage to plants or plant products (3 P.S. § 258.2). These powers include the authority, set forth at section 258.21 of the Act (3 P.S. § 258.21), to establish quarantines to prevent the spread of plant pests within this Commonwealth.

C. Under the authority of section 258.20 of the Act (3 P.S. § 258.20) the Department may declare a 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 Spotted lanternfly, *Lycorma delicatula*, to be a public nuisance.

D. Consistent with the Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, where the Department detects or confirms any of the plant pests established in this Order of Quarantine—Spotted lanternfly, *Lycorma delicatula*—the place or area in which any of these plant pests are detected or confirmed shall be subject to the provisions of that Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014.

E. The place or area in which the plant pest is detected or confirmed shall be added to the Order of Quarantine, published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, 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 the Addendum to the Order of Quarantine, published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, with regard to that place or area shall become effective immediately.

#### Order

Under authority of section 21 of the act (3 P.S. § 258.21), and with the Recitals previously listed incorporated into and made a part hereof this Addendum to the Order of Quarantine published at 44 Pa.B. 6947 issued Saturday, November 1, 2014 by reference, the Department orders the following:

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

A quarantine is hereby established with respect to Salisbury Township and Coopersburg Borough in Lehigh County. This is in addition to, and does not replace, any townships and areas already subject to the Spotted Lanternfly Quarantine Order published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, and any previous Addendums to that Quarantine Order.

##### 2. *All Provisions Apply.*

All of the provisions established in the Spotted Lanternfly Quarantine Order published at 44 Pa.B. 6947 issued Saturday, November 1, 2014, are hereby incorporated herein and made a part hereof this Addendum as if fully set forth herein and shall hereby be made applicable to Salisbury Township and Coopersburg Borough in Lehigh County.

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 17-379. Filed for public inspection March 3, 2017, 9:00 a.m.]

## Order; Training and Certification for Certified Parking Meter Inspectors

### Section 1. Purpose; Authority; Duration.

This Order is a temporary order establishing training and certification requirements and procedures for persons seeking to become Certified Parking Meter Inspectors, and is authorized under the Consolidated Weights and Measures Act, at 3 Pa.C.S.A. § 4115(b).

This Order is effective as of March 8, 2017 and shall remain in effect until March 8, 2018—one year from date of issuance.

### Section 2. Definitions.

The following word and terms, when used in this order, have the following meanings, unless the context clearly indicates otherwise:

*Act*—The Consolidated Weights and Measures Act, 3 Pa.C.S. §§ 4101—4194.

*Certified parking meter inspector or CPMI*—An individual who is certified by the Department of Agriculture to inspect and certify the accuracy of parking meters.

*Department*—The Department of Agriculture of the Commonwealth.

### Section 3. Certified parking meter inspector.

(a) *General.* A person may apply to the Department to be designated a certified parking meter inspector (“CPMI”) for purposes of the Act and this order.

(b) *Authority.* A CPMI may inspect and certify the accuracy of parking meters as required by the Act.

(c) *Fees.* A CPMI may charge a fee for inspection and testing services.

### Section 4. Certification standards.

A person seeking a CPMI certificate from the Department shall do the following:

(1) Successfully complete an approved training course as described in Section 5 (relating to training courses).

(2) Pass a Department-administered or Department-approved written test by a score of at least 70%.

(3) Possess or have access to field standards and test equipment as necessary to inspect, determine and certify the accuracy of parking meters, as required under the Act.

(4) Comply with the application requirements described in Section 7 (relating to applying for certification) and other requirements of this order.

(5) Be at least 18 years of age.

### Section 5. Training courses.

(a) *Department-administered courses and Department-approved courses.* The Department-administered parking meter certification training course meets the requirements of subsection (b) and is an approved training course. The Department will approve additional parking meter certification training courses that meet the application and course-content requirements of this Section.

(b) *Training course; hours and content.* A Department-approved parking meter certification training course shall consist of a minimum of four (4) hours of instruction, with at least two (2) hours of classroom training and at least two (2) hours of hands-on training. The training course shall cover the following topics:

(1) Basic operation of mechanical and digital parking meters.

(2) Determination and use of appropriate field standards.

(3) Familiarization with documentation requirements.

(4) Inspection and testing procedures.

(5) Noting deficiencies and reporting results.

(c) *Application for approval by Department.* A person seeking the Department’s approval of a parking meter certification training course shall apply in writing to the Department and provide the following:

(1) A course outline.

(2) A description of the subject matter to be addressed in each component of the course, addressing all of the course topic requirements set forth in subsection (a).

(3) The name and background information of each course instructor, a description of the subject matter to be addressed by that instructor and information to demonstrate the familiarity of the instructor with that subject matter.

(4) A list of the dates, times and locations at which the training course is to be presented.

(5) A copy of the proposed written test, together with a copy of the answer key.

(6) Verification that the person conducting the course shall issue a certificate of completion to any person who successfully completes the course, and shall promptly report the results of the testing required under Section 4, Paragraph (2) (relating to certification standards), above, in writing to the Department.

(7) Such other information as the Department may reasonably require.

(d) *Obtaining the list of current approved training courses.* The Department will provide a current list of approved training courses upon request, and will maintain a copy of the current list on its internet website: [www.agriculture.state.pa.us](http://www.agriculture.state.pa.us).

(e) *Effect of addition of a course to list of courses.* If a training course is added to the list described in subsection (d), a person who has successfully completed that course within six (6) months preceding the date the Department approved the course will be deemed to have successfully completed an approved training course as described in Section 4, Paragraph 1 (relating to certification standards). That person must also meet the requirements of Section 4, Paragraphs (2), (3), (4) and (5) in order to be designated a CPMI.

#### **Section 6. Audit by Department.**

The Department may attend and audit an approved training course to ascertain whether the course is conducted in accordance with the Act and this order. A person offering or conducting an approved training course shall, at least 7 days in advance of conducting the course, mail or deliver to the Department written notification of the date, time and location of the training course. A person offering or conducting an approved training course shall allow the Department's auditors entry to the program and provide copies of course materials.

#### **Section 7. Applying for CPMI certification.**

(a) *Application required.* A person who has successfully completed a Department-administered or Department-approved parking meter certification training course may apply to the Department for a CPMI certificate. Certification is granted through issuance of the certificate described in Section 8 (relating to CPMI certificate).

(b) *Form of application.* A person seeking certification under the Act may obtain an application form from the Department using the contact information provided in Section 14 (relating to contacting the Department). The applicant shall complete the form and return it to that same address. The application form shall require the following information:

(1) The name, mailing address and birth date of the person seeking a certificate.

(2) The name, location and date of completion of any approved training course completed by the person seeking a certificate.

(3) A copy of any certificate of completion with respect to the approved training course.

(4) A detailed description of the equipment the person seeking the CPMI certificate will use in conducting parking meter inspections, including applicable verifications of accuracy, inspection records and other documentation demonstrating the equipment is accurate and in working order.

(5) The date of the application.

(6) Other information the Department might reasonably require.

(c) *Departmental action on application.* The Department will, within 30 days of receiving an application, mail the applicant a certificate, a disapproval notice or a request for additional clarification or documentation. If the Department requests additional clarification or documentation, its review and consideration of the application will cease until the requested material is received, from which time the 30-day review period shall begin again.

#### **Section 8. CPMI certificate.**

(a) *CPMI certificate.* The Department will provide a CPMI a CPMI certificate.

(b) *Contents of CPMI certificate.* A CPMI certificate will bear the following information:

(1) The name of the person to whom it is issued.

(2) The date of issuance.

(3) A unique identification number.

(4) A statement that the Department has determined the person identified on the certificate to be a "CPMI" with respect to parking meters.

(5) Other information the Department might reasonably include.

(c) *Ownership of CPMI certificate.* A CPMI certificate issued by the Department will remain the property of the Department. A CPMI or other person having physical possession of a certified parking meter certificate shall, upon written notice from the Department, surrender and return the certificate to the Department.

(d) *Obligation to produce CPMI certificate for inspection.* A CPMI shall produce the CPMI certificate for inspection upon demand by the Department or any person on whose behalf the CPMI is performing the inspection or test.

#### **Section 9. Expiration of CPMI certificate.**

A CPMI certificate will remain valid unless or until five (5) years or more elapse between consecutive parking meter inspections by the CPMI to whom the CPMI certificate is issued, or unless the CPMI certificate is suspended or revoked in accordance with the procedures in Section 12 (relating to suspension or revocation of certification).

#### **Section 10. Obtaining a new CPMI certificate.**

(a) *No renewals: new certificate required.* The Department will not renew a CPMI certificate or extend the expiration date of a certificate. A person shall, instead, apply for and obtain a new CPMI certificate in accordance with Section 7 (relating to applying for certification) to be issued a successor CPMI certificate.

(b) *Training course.* A person who is applying for a CPMI certificate shall have successfully completed a training course as described in Section 5 (relating to training courses) within six (6) months of the date of the application form.

### Section 11. Inspection and testing by the Department.

(a) *Random inspection and testing.* The Department may conduct random inspection and testing of parking meters that have been inspected and tested by a CPMI to determine whether the CPMI conducted the inspection and testing in accordance with the Act and this order.

(b) *Inspections generally.* In addition to the random inspection and testing described in subsection (a), the Department may conduct inspection and testing of any parking meter that has been inspected and tested by a CPMI.

(c) *Time lapse affecting results.* In evaluating the inspection and testing performed by the CPMI, the Department will take into account any lapse of time between an inspection performed by the Department and the inspection performed by the CPMI.

(d) *Reporting of results.* Within 30 days following a random inspection, the Department will mail the CPMI written notice of the inspection and the results of that inspection.

(e) *Use of results.* The Department may use the results of its inspection and testing to suspend or revoke the certificate of a CPMI in accordance with Section 12 (relating to suspension or revocation of certification), or as the basis for a warning or instruction directed to the CPMI.

### Section 12. Suspension or revocation of certification.

(a) *Basis for action.* The Department may suspend or revoke a CPMI certificate if the CPMI does one or more of the following:

- (1) Violates a provision of this order.
- (2) Violates a provision of the Act.
- (3) Intentionally or fraudulently reports inaccurate information on an inspection report form.
- (4) Is found, following inspection and testing by the Department in accordance with Section 11 (relating to inspection and testing by the Department), to have inaccurately, improperly or incompetently performed testing and inspections of parking meters issued.

(b) *Notice.* The Department will provide a CPMI with written notice of its intention to suspend or revoke certification, which will afford the CPMI notice and opportunity for an administrative hearing before the Department prior to the effective date of the suspension or revocation.

(c) *Delivery of notice.* The Department will deliver the notice described in subsection (b) to the affected CPMI by personal service or by regular mail to the address provided by the CPMI on his application for a certificate under Section 7 (relating to applying for certification), or to the address most recently provided to the Department in writing by the CPMI as the address to which notices should be sent.

### Section 13. CPMI list.

(a) *CPMI list to be maintained.* The Department will maintain a current CPMI list containing the following information with respect to each CPMI:

- (1) Name and address.
- (2) Telephone number.
- (3) Fax number (if available).
- (4) The unique identification number of the CPMI's certificate.

(b) *Distribution of copies.* The Department will provide a copy of the current CPMI list upon request.

### Section 14. Contacting the Department.

For purposes of this order, a person may contact the Department at the following address:

Department of Agriculture  
Bureau of Ride and Measurement Standards  
2301 North Cameron Street  
Harrisburg, Pennsylvania 17110-9408  
Telephone Number: (717) 787-9089  
Fax Number: (717) 783-4158

This Order is effective as of March 8, 2017.

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 17-380. Filed for public inspection March 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 February 21, 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**  
**Holding Company Acquisitions**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
2-21-2017	NexTier, Inc. Kittanning Armstrong County Application for approval to acquire 100% of Manor Bank, Manor.	Filed

**Branch Applications**  
**De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-30-2017	Riverview Bank Marysville Perry County	509 North Center Avenue Somerset Somerset County (Limited Service Facility)	Effective
2-21-2017	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	4930 Edgmont Avenue Brookhaven Delaware County (Limited Service Facility)	Filed

**Articles of Amendment**

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
2-18-2017	Prudential Savings Bank Philadelphia Philadelphia County Amendment to Section 1 of the institution's Articles of Incorporation provides for change in corporate title from "Prudential Savings Bank" to "Prudential Bank."	Effective
2-21-2017	Harleysville Savings Bank Harleysville Montgomery County Amendment to Article 1 of the institution's Articles of Incorporation provides for change in corporate title from "Harleysville Savings Bank" to "Harleysville Bank." Articles V, VI, IX, X and XI have been amended to reflect the institution's mutual to stock conversion.	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. 17-381. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS

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

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

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

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

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

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

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

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

## **I. NPDES Renewal Applications**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0217506 (Sewage)	Whispering Woods STP 116 Minteer Road Butler, PA 16001	Beaver County New Sewickley Township	Unnamed Tributary to Snake Run (20-G)	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>
PA0102296 (Sewage)	Stateline Travel Plaza 6143 US Route 6N West Springfield, PA 16443	Erie County Springfield Township	Unnamed Tributary of Raccoon Creek (15-A)	Yes
PA0239721 (Sewage)	Fairview STP 258 Argyle Street Petroia, PA 16050	Butler County Fairview Township	Unnamed Tributary of Bear Creek (17-C)	Yes
PA0223115 (Industrial Waste)	Comor Plastic Molding 23697 U.S. Highway 322 Cochranton, PA 16314-6731	Crawford County East Fairfield Township	Unnamed Tributary to French Creek (16-D)	Yes

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

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

**PA0020303**, Sewage, SIC Code 4952, **Schwenksville Borough Authority**, 298 Main Street, Schwenksville, PA 19473-0458. Facility Name: Schwenksville Borough WWTP. This existing facility is located in Schwenksville Borough, **Montgomery 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), Perkiomen Creek, is located in State Water Plan watershed 3-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 Outfall 001 are based on a design flow of 0.3 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC) Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	0.5	XXX	1.2
Nov 1 - Apr 30	63	100	XXX	25	40	50
May 1 - Oct 31	50	75	XXX	20	30	40
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Influent	Report	Report IMAx	XXX	Report	XXX	Report
Total Suspended Solids Influent	Report	Report IMAx	XXX	Report	XXX	Report
Total Suspended Solids	50	75	XXX	20	30	40
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	Report
Nov 1 - Apr 30	23	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	7.5	XXX	XXX	3.0	XXX	6
Total Phosphorus Apr 1 - Oct 31	3.7	XXX	XXX	1.5	XXX	3

The proposed effluent limits for Outfall 001 are based on a design flow of 0.3 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Weekly Average	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Total Dissolved Solids	2502	XXX	XXX	1,000.0	2,000.0	2,500
Sulfate, Total	XXX	XXX	XXX	Avg Qrtly Report	Daily Max XXX	Report
Chloride	XXX	XXX	XXX	Avg Qrtly Report	XXX	Report
Bromide	XXX	XXX	XXX	Avg Qrtly Report	XXX	Report

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

Proposed Part C Conditions:

I. Other Requirements

A. Proper Sludge Disposal

B. Total Residual Chlorine Requirement

- C. Remedial Measures if Create Public Nuisances
- D. Watershed TMDL/WLA Analysis
- E. Operation and Maintenance Plan
- F. Fecal Coliform Requirement
- G. SSO Prohibition

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.

**PA0012424**, Industrial, SIC Code 2816, **McAdoo & Allen Inc.**, 201 South Hellertown Avenue, Quakertown, PA 18951-1768. Facility Name: Quaker Color Cooling & SW System. This existing facility is located in Quakertown Borough, **Bucks County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of non-contact cooling water and stormwater from the facility.

The receiving stream(s), Beaver Run, is located in State Water Plan watershed 2-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001 to 004 are based on a design flow of 0.0264 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Outfall 005 to 014 are:

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Lead, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 106 are based on a design flow of 0.0192 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)						
Internal Monitoring Point	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)						
Internal Monitoring Point	XXX	XXX	6.0	XXX	9.0	XXX
Temperature (deg F) (°F)						
Internal Monitoring Point	XXX	XXX	XXX	XXX	XXX	110

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

- Temperature change in receiving stream
- Change in Ownership
- Lab Certification
- Special Protection Waters requirements
- Stormwater 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.



**PA0244881**, Storm Water, SIC Code 2499, **Victory Gardens, Inc.**, 357 West Street Road, Warminster, PA 18974. Facility Name: Victory Gardens Quakertown Facility. This proposed facility is located in Milford Township, **Bucks County**.

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

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

The proposed effluent limits for Outfalls 001 and 002 are:

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Pentachlorophenol	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater outfalls requirements
- Benchmark value for some requirements
- BMPs requirement

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

The EPA Waiver is in effect.

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

**PA0026441**, Sewage, SIC Code 4952, **The Municipal Authority of the Borough of Lemoyne**, 3 Lowther Street, Lemoyne, PA 17043-2029. Facility Name: Borough of Lemoyne STP. This existing facility is located in Lemoyne Borough, **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), Susquehanna River, is located in State Water Plan watershed 7-C 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 1.3 MGD:

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	271	433 Wkly Avg	XXX	25.0	40.0	50
BOD <sub>5</sub>						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	325	487 Wkly Avg	XXX	30.0	45.0	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (CFU/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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	Instant. Maximum
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	21	XXX	XXX	2.0	XXX	4
Cyanide, Free	XXX	Report	XXX	XXX	Report Daily Max	XXX

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

Parameters	Mass (lbs)			Concentration (mg/l)	
	Monthly	Annual	Minimum	Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	19,433	XXX	XXX	XXX
Net Total Phosphorus	Report	2,429	XXX	XXX	XXX

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

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

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

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.

**NPDES Permit No. PA0266485**, CAFO, **Wagner Scott**, 349 King Pen Road, Quarryville, PA 17566.

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

Description of size and scope of proposed operation/activity: Poultry (Turkeys) 350.1 AEU's.

The receiving stream, Unnamed Tributary to McCreary Run, is in watershed 7-K and classified for: High Quality Waters—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.

**PA0086878**, Industrial, SIC Code 4952, **Hamburg Municipal Authority**, Berks County, 61 N 3rd Street, Hamburg, PA 19526-1501. Facility Name: Hamburg Municipal Authority Water Filtration Plant. This existing facility is located in Windsor Township, **Berks 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), Furnace Creek, is located in State Water Plan watershed 3-B and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. Furnace Creek is also a Class A Wild Trout Stream. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.13 MGD.—Interim Limits:

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Total Monthly	Total Annual	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report Avg Mo	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.64
Total Suspended Solids (lbs)	Report	2,739	XXX	14.0	28.0	35
Total Phosphorus (lbs)	Report	91	XXX	Report	XXX	XXX
Aluminum, Total	Report	Report	XXX	1.0	1.6	2.5
	Avg Mo	Daily Max				

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Total Monthly	Total Annual		Average Monthly	Daily Maximum	
Iron, Total	Report Avg Mo	Report Daily Max	XXX	1.4	2.8	3.5
Manganese, Total	Report Avg Mo	Report Daily Max	XXX	1.0	2.0	2.5

The proposed effluent limits for Outfall 001 are based on a design flow of 0.13 MGD.—Final Limits:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Total Monthly	Total Annual		Average Monthly	Daily Maximum	
Flow (MGD)	Report Avg Mo	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.12	XXX	0.41
Total Suspended Solids (lbs)	Report	2,739	XXX	14.0	28.0	35
Total Phosphorus (lbs)	Report	91	XXX	Report	XXX	XXX
Aluminum, Total	Report Avg Mo	Report Daily Max	XXX	1.0	1.6	2.5
Iron, Total	Report Avg Mo	Report Daily Max	XXX	1.4	2.8	3.5
Manganese, Total	Report Avg Mo	Report Daily Max	XXX	1.0	2.0	2.5

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

- A requirement to use DEP's electronic monitoring reporting system

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.

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

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

**WQM Permit No. WQG02231701**, Sewage, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

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

Description of Action/Activity: Construction and operation of a sewer system Phase 2A.

**WQM Permit No. WQG02231702**, Sewage, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

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

Description of Action/Activity: Construction and operation of a sewer system Phase 2B.

**WQM Permit No. 1517401**, Sewage, **East Whiteland Township**, 209 Conestoga Road, Frazer, PA 19355.

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

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

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

**WQM Permit No. 3517401**, Industrial Waste, **Polarized Meat Co., Inc.**, 107 Keystone Industrial Park, Dunmore, PA 18512.

This proposed facility is located in Scott Township, **Lackawanna County**.

Description of Proposed Action/Activity: This application is for the addition of a tertiary filter to the existing 0.005 MGD industrial wastewater treatment facility for the purpose of providing additional solids removal from the treated effluent prior to its discharge to South Branch Tunkhannock Creek. The proposed work includes an oil/water separator, an effluent equalization tank and pump, two (2) multimedia filtration units designed to remove organic and inorganic solids down to 5 microns and a 300 gallon backwash tank.

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

**WQM Permit No. 6217404**, Sewage, **Clinton Casseese**, 7356 Winchester Lane, Solon, OH 44139.

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

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

**WQM Permit No. 2517401**, Sewage, **Michael Kerr**, 9291 Palmer 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. 1617401**, Sewage, **Steven A. Woods**, 6533 Pine City Road, Venus, PA 16364.

This proposed facility is located in Washington Township, **Clarion County**.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390013	James C. Baker Studio 26 Homes 1748 Central Park Orefield, PA 18069	Lehigh	North Whitehall Township	Hassen Creek (HQ-CWF, MF)

*Luzerne Conservation District, 325 Smiths Pond Road, Shavertown, PA 18708.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400001	George C. Conyngham P.O. Box 1830 Shavertown, PA 18708	Luzerne	Lehman Township	UNT to East Fork Harveys Creek (CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450005	Aldi, Inc. 2700 Saucon Valley Road Center Valley, PA 18034	Monroe	Coolbaugh Township	Indian Run (EV)
PAD450011	Sanofi Pasteur, Inc. Discovery Drive Swiftwater, PA 18370	Monroe	Pocono Township	Swiftwater Creek (HQ-CWF, MF)
PAD450014	Pocono Mountains Municipal Airport Authority 188 Airport Road Tobyhanna, PA 18466	Monroe	Coolbaugh Township and Mount Pocono Borough	UNT to Red Run (HQ-CWF, MF)
PAD450017	Brodhead Creek Regional Authority 410 Mill Street East Stroudsburg, PA 18301	Monroe	Pocono Township	Pocono Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360008	John R. Zimmerman 1087 Silver Hill Road Narvon, PA 17555	Lancaster	Brecknock Township	UNT Black Creek (HQ-WWF)
PAD210005	RE Invest Tire and Wheel Renewal, LLC 111-A North Gold Drive Robbinsville, NJ 08691	Cumberland	Carlisle Borough	Letort Spring Run (HQ-CWF, MF)
PAD360009	Benjamin Siegrist 1770 Oregon Pike Lancaster, PA 17601	Lancaster	Salisbury Township	UNT West Branch Brandywine Creek (HQ-TSF, MF)
PAD210002	Charter Homes at Walden, Inc. 1190 Dillerville Road Lancaster, PA 17601 With Co-Applicant: Silver Spring Township 8 Flowers Drive Mechanicsburg, PA 17050	Cumberland	Silver Spring Township	Trindle Spring Run (HQ-CWF) Hogestown Run (CWF, MF)

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

Centre County Conservation District: 414 Holmes Avenue, Suite 4, Bellefonte, PA 16823, (814) 355-6817.

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD140015	G.M. McCrossin, Inc. 2780 Benner Pike Bellefonte, PA 16823	Centre	Benner Twp	Spring Creek HQ-CWF

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD160001	Fryburg DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	Clarion	Washington Township	McCauley Run/EV-TSF

**PUBLIC WATER SUPPLY (PWS) PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

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

**Application No. 4517502**, Public Water Supply.

Applicant	<b>Aqua PA, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Township or Borough]	Polk Township <b>Monroe County</b>

Responsible Official	Patrick R. Burke, PE Aqua PA, Inc. 204 E. Sunbury Street Shamokin, PA 17872
Type of Facility	PWS
Consulting Engineer	David R. Knapton, PE GHD 230 Executive Drive, Suite 300 Cranberry Township, PA 16066
Application Received Date	01/17/2017
Description of Action	Improvements to the existing Well No. 1 well station facility and modifications to the 4-log system.

**Application No. 4517502**, Public Water Supply.

Applicant	<b>Aqua PA, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Township or Borough]	Polk Township <b>Monroe County</b>
Responsible Official	Patrick R. Burke, PE Aqua PA, Inc. 204 E. Sunbury Street Shamokin, PA 17872
Type of Facility	PWS
Consulting Engineer	David R. Knapton, PE GHD 230 Executive Drive, Suite 300 Cranberry Township, PA 16066
Application Received Date	01/17/2017
Description of Action	Improvements to the existing Well No. 1 well station facility and modifications to the 4-log system.

**Application No. 6417501**, Public Water Supply.

Applicant	<b>Wallenpaupack Lake Estates Property Owners Association</b>
[Township or Borough]	Paupack Township <b>Wayne County</b>

Responsible Official John Carney  
Property Association Manager  
114 Wallenpaupack Drive  
Lake Ariel, PA 18436

Type of Facility PWS

Consulting Engineer Bryon A. Killian, PE  
Entech Engineering Inc.  
201 Penn Street  
P.O. Box 32  
Reading, PA 19603

Application Received Date 01/13/2017

Description of Action Construct new well, disinfection system, tanks, well house and treatment for 4-log inactivation of viruses.

**Application No. 3917501, Public Water Supply.**

Applicant **South Whitehall Township Authority**  
444 Walbert Avenue  
Allentown, PA 18104

[Township or Borough] South Whitehall Township  
**Lehigh County**

Responsible Official Pineda Peter, Authority Manager  
444 Walbert Avenue  
Allentown, PA 18104

Type of Facility PWS

Consulting Engineer Frederick E. Ebert, PE  
P O Box 540  
492 Skippack Pike  
Suite 202  
Skippack, PA 19474

Application Received Date 01/27/2017

Description of Action Construction of a new water booster pump station at Winchester Residential Development.

**Application No. 4517501, Public Water Supply.**

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

[Township or Borough] Polk Township  
**Monroe County**

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

Type of Facility PWS

Consulting Engineer David R. Knapton, PE  
GHD  
230 Executive Drive  
Suite 300  
Cranberry Township, PA 16066

Application Received Date 01/17/2017

Description of Action Improvements to the existing Well No. 3 well station facility and modifications to the 4-log system.

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

**Permit No. 3017501, Public Water Supply.**

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

[Township or Borough] Jefferson Township

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

Type of Facility Water system

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

Application Received Date February 8, 2017

Description of Action Construction of the Jefferson water storage tank with mixer.

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

**Permit No. 2517501, Public Water Supply.**

Applicant **Westway Lanes**

Township or Borough Girard Township  
County **Erie County**

Responsible Official Thomas Lytle  
8674 Ridge Road  
Girard, PA 16417

Type of Facility Bowling Lanes

Consulting Engineer Mark J. Corey, P.E.  
P.O. Box 268  
Harborcreek, PA 16421

Application Received Date 02/15/2017

Description of Action Upgrades/repairs to present 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. 0217504MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
800 West Hersheypark Drive  
Hershey, PA 17033

[Township or Borough] Baldwin Township

Responsible Official David Kaufman, Vice President—Engineering  
Pennsylvania American Water Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Type of Facility Water system  
 Consulting Engineer Pennsylvania American Water Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date February 1, 2017  
 Description of Action Blasting and painting of the  
 Hays Mine Washwater Tank  
 No. 1.

**Application No. 0217505MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 [Township or Borough] City of Pittsburgh  
 Responsible Official David Kaufman, Vice  
 President—Engineering  
 Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility Water system  
 Consulting Engineer Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date February 1, 2017  
 Description of Action Blasting and painting of the  
 Hays Mine Backwash Clarifier  
 No. 1.

**Application No. 0217506MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 [Township or Borough] Robinson Township  
 Responsible Official David Kaufman, Vice  
 President—Engineering  
 Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility Water system  
 Consulting Engineer Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date February 1, 2017  
 Description of Action Blasting and painting of the  
 McDonald Tank.

**Application No. 0217507MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 [Township or Borough] Union Township

Responsible Official David Kaufman, Vice  
 President—Engineering  
 Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility Water system  
 Consulting Engineer Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date February 1, 2017  
 Description of Action Blasting and painting of the  
 Finleyville Tank West.

**Application No. 0217503MA, Minor Amendment.**

Applicant **Pennsylvania American Water Company**  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 [Township or Borough] Union Township  
 Responsible Official David Kaufman, Vice  
 President—Engineering  
 Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Type of Facility Water system  
 Consulting Engineer Pennsylvania American Water  
 Company  
 800 West Hersheypark Drive  
 Hershey, PA 17033  
 Application Received Date February 1, 2017  
 Description of Action Blasting and painting of the  
 Aldrich Purification Unit No. 3.

**Application No. 6517502MA, Minor Amendment.**

Applicant **Latrobe Municipal Authority**  
 104 Guerrier Road  
 Latrobe, PA 15650  
 [Township or Borough] Derry Township  
 Responsible Official Terri Hauser, Authority Manager  
 Latrobe Municipal Authority  
 104 Guerrier Road  
 Latrobe, PA 15650  
 Type of Facility Water system  
 Consulting Engineer Gibson-Thomas Engineering  
 Company, Inc.  
 1004 Ligonier Street  
 Latrobe, PA 15650  
 Application Received Date January 27, 2017  
 Description of Action Painting of the Site Tank.

**Application No. 6517503MA, Minor Amendment.**

Applicant **Latrobe Municipal Authority**  
 104 Guerrier Road  
 Latrobe, PA 15650  
 [Township or Borough] Unity Township

Responsible Official Terri Hauser, Authority Manager  
Latrobe Municipal Authority  
104 Guerrier Road  
Latrobe, PA 15650

Type of Facility Water system

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

Application Received Date January 27, 2017

Description of Action Painting of the Manito Tank.

**Application No. 6517504MA, Minor Amendment.**

Applicant **Latrobe Municipal Authority**  
104 Guerrier Road  
Latrobe, PA 15650

[Township or Borough] Unity Township

Responsible Official Terri Hauser, Authority Manager  
Latrobe Municipal Authority  
104 Guerrier Road  
Latrobe, PA 15650

Type of Facility Water system

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

Application Received Date January 27, 2017

Description of Action Painting of the St. Mary's Tank.

**Application No. 0217509MA, Minor Amendment.**

Applicant **Pennsylvania American  
Water Company**  
800 West Hersheypark Drive  
Hershey, PA 17033

[Township or Borough] California Borough

Responsible Official David Kaufman, Vice  
President—Engineering  
Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Type of Facility Water system

Consulting Engineer Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Application Received Date February 16, 2017

Description of Action Blasting and painting of the  
California Tank.

**Application No. 0217508MA, Minor Amendment.**

Applicant **Pennsylvania American  
Water Company**  
800 West Hersheypark Drive  
Hershey, PA 17033

[Township or Borough] Union Township

Responsible Official David Kaufman, Vice  
President—Engineering  
Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Type of Facility Water system

Consulting Engineer Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Application Received Date February 1, 2017

Description of Action Blasting and painting of the  
Aldrich Purification Unit #7.

**Application No. 0217510MA, Minor Amendment.**

Applicant **Pennsylvania American  
Water Company**  
800 West Hersheypark Drive  
Hershey, PA 17033

[Township or Borough] Jefferson Hills Borough

Responsible Official David Kaufman, Vice  
President—Engineering  
Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Type of Facility Water system

Consulting Engineer Pennsylvania American Water  
Company  
800 West Hersheypark Drive  
Hershey, PA 17033

Application Received Date February 1, 2017

Description of Action Blasting and painting of the  
Route 885 Tank.

**Application No. 5617501MA, Minor Amendment.**

Applicant **Windber Area Authority**  
1700 Stockholm Avenue  
Windber, PA 15963

[Township or Borough] Paint Township

Responsible Official Barry Jerley, Chairman  
Windber Area Authority  
1700 Stockholm Avenue  
Windber, PA 15963

Type of Facility Water system

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

Application Received Date February 10, 2017

Description of Action Installation of approximately  
1,925 feet of waterline (Seanor  
Road waterline replacement).



### WATER ALLOCATIONS

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

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

**WA11-359B**, Water Allocations. **Cambria Township Water Authority**, Box 23, Colver, PA 15927, **Cambria County**. The applicant is requesting the right to withdraw 1,850,000 gallons of water per day from the North Branch Black Lick Creek.

**WA65-1005**, Water Allocations. **Highridge Water Authority**, 17 Maple Avenue, Blairsville, PA 15717 **Westmoreland County**. The applicant is requesting the right to purchase 300,000 gallons of water per day, peak day, from the Blairsville Municipal Authority.

**WA3-90C**, Water Allocations. **Municipal Authority of the City of New Kensington**, 920 Barnes Street, PO Box 577, New Kensington, PA 15068, **Armstrong County**. The applicant is requesting the right to withdraw 8,000,000 gallons of water per day from wells along the Allegheny River.

### 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.*

**Aaron Smith Property**, 1936 Abbruzzi Avenue, Lower Mount Bethel Township, **Northampton County**. Patriot Environmental Management, LLC, PO Box 629, Douglassville, PA 19518, on behalf of Fuel Cell Petrol, Inc., PO Box 100, Stockertown, PA 18083, submitted a Notice of Intent to Remediate. A release of fuel oil occurred and impacted soils in basement when a delivery was made to an aboveground storage tank that had a disconnected fill pipe. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in *The Express Times* on February 1, 2017.

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

**Former Lancaster Malleable Casting Corporation**, 1046 Manheim Pike, Lancaster, PA 17601, Manheim Township, **Lancaster County**. Liberty Environmental, 50 North 5th Street, 5th Floor, Reading, PA 19601, on behalf of MacLand LLC, 1050 Fruitville Pike, Lancaster, PA 17601, submitted a Notice of Intent to Remediate site soil and groundwater contaminated with metals, VOCs and SVOCs. The site will be remediated to the Site Specific Standard. Future use of the site is to be used for nonresidential purposes. The Notice of Intent to Remediate was published in the *LNP* on February 10, 2017.

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

**Brennan 2570**, Chapel Fork Road, Hamilton Township, **McKean County**. Groundwater & Environmental Services, Inc. 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Catalyst Energy, Inc., 424 South 27th Street, Suite 304, Pittsburgh, PA 15203, submitted a Notice of Intent to Remediate. A release occurred at the Brennan 2570 tank battery resulting in approximately 20—30 gallons of crude oil impacting site soil. Primary contaminants include the PADEP crude oil

shortlist. The site will be remediated to the Statewide Health Standard. Intended future use of the property is expected to remain a tank battery. The Notice of Intent to Remediate was published in *The Bradford Era* on January 9, 2017.

### RESIDUAL WASTE GENERAL PERMITS

**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 the Beneficial Use of Residual Waste other than Coal Ash.**

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

**General Permit Application No. WMGR028-NE006. Poppo Construction, Inc.,** 215 E. Saylor Avenue, Laflin, PA 18702. A permit renewal application for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Valley Asphalt Plant located in Plains Township, **Luzerne County**. The application was received by the Department on January 27, 2017 and deemed administratively complete by the Regional Office on February 14, 2017.

**General Permit Application No. WMGR028-NE009A. Hanson Aggregates Pennsylvania LLC,** 7660 Imperial Way, Allentown, PA 18195. A permit renewal application for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Stroudsburg Hot-Mix Asphalt Plant located in Hamilton Township, **Monroe County**. The application was received by the Department on January 31, 2017 and deemed administratively complete by the Regional Office on February 14, 2017.

**General Permit Application No. WMGR028-NE009B. Hanson Aggregates Pennsylvania LLC,** 7660 Imperial Way, Allentown, PA 18195. A permit renewal application for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Lake Ariel Hot-Mix Asphalt Plant located in Lake Township, **Wayne County**. The application was received by the Department on January 31, 2017 and deemed administratively complete by the Regional Office on February 15, 2017.

**General Permit Application No. WMGR028-NE007. Eureka Stone Quarry, Inc.,** P.O. Box 249, Lower State Road and Pickertown Road, Chalfont, PA 18914. A permit renewal application for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Hamilton Township Asphalt Plant located in Hamilton Township, **Monroe County**. The application was received by the Department on February 9, 2017 and deemed administratively complete by the Regional Office on February 21, 2017.

**General Permit Application No. WMGR028-NE005. Eureka Stone Quarry, Inc.,** P.O. Box 249, Lower State Road and Pickertown Road, Chalfont, PA 18914. A permit renewal application for continued coverage under General Permit WMGR028 for the beneficial use of baghouse fines from the Milford Asphalt Plant located in Dingman Township, **Pike County**. The application was received by the Department on February 9, 2017 and deemed administratively complete by the Regional Office on February 21, 2017.

Comments concerning the application should be directed to Roger Bellas, Environmental Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

**Permit issued, under the Solid Waste Management Act, the Municipal Waste Planning, Recycling and Waste Reduction Act and regulations to operate a Solid Waste Processing or Disposal Area or Site.**

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

**Permit ID No. 100434. Evergreen Landfill, Inc.,** P.O. Box 195, Luciusboro Road, Coral, PA 15731. This permit is for a 10-year renewal of Solid Waste Management Permit ID No. 100434 to continue operation of the Evergreen Landfill, a municipal waste landfill, located in Center and Brush Valley Townships, **Indiana County**. The application does not propose any design, operational or closure changes to the facility. The permit was issued in the DEP Regional Office in Pittsburgh on February 10, 2017.

## 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.

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

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

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

**24-120D: Dominion Transmission, Inc.—Ardell Compressor Station** (389 Crissman Road, Weedville, PA 15865), for revising emission limits and conditions, established in Plan Approval 24-120C, with regards to non-SoLoNO<sub>x</sub> operation for the Solar Compressor Turbine (Source ID: 107) in Benezette Township, **Elk County**. This is a Title V facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 24-120D is for revising emission limits and conditions, established in Plan Approval 24-120C, with regards to non-SoLoNO<sub>x</sub> operation for the Solar Compressor Turbine (Source ID: 107). The estimated emission increase for VOC is 0.10 tpy, for CO is 9.54 tpy, and there will not be an emission increase for NO<sub>x</sub>. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to

plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Site Level
  - Emission Reduction Credit Requirements [Note, the required emission reduction credits specified in this condition were previously secured by the permittee and processed through the ERC Registry, complying with the requirements of this condition]
- Source 107
  - The emissions shall not exceed the following when operating during SoLoNO<sub>x</sub> operation:
    - NO<sub>x</sub>: 0.0541 lb/million Btu (15.0 ppm)
    - CO: 0.0110 lb/million Btu (5.0 ppm)
    - VOC: 0.0057 lb/million Btu (4.5 ppm)
    - SO<sub>x</sub>: 0.0056 lb/million Btu [Compliance with this requirement shows compliance with 40 CFR 60.4330]
    - PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 0.0066 lb/million Btu
  - The emission limitations specified in part (a), above, shall apply at all times except during the following periods:
    - Periods of start-up and shutdown, provided that the duration of start-up and shutdown do not exceed 30 minutes per occurrence
    - Periods of operation in subzero ambient temperature conditions (i.e. less than 0F)
  - Deleted [The emissions shall not exceed the following when operating during Non-SoLoNO<sub>x</sub> operation: NO<sub>x</sub>: 13.8 lb/hr (42.0 ppm); CO: 4.0 lb/hr (20.0 ppm); VOC: 1.03 lb/hr (9.0 ppm); SO<sub>x</sub>: 0.51 lb/hr [Compliance with this requirement shows compliance with 40 CFR 60.4330]; PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 0.60 lb/hr]
  - The emissions shall not exceed the following:
    - NO<sub>x</sub>: 21.9 tpy based on a 12-month rolling total
    - CO: 14.03 tpy based on a 12-month rolling total [This condition replaces the following condition from Plan Approval 24-120C: CO: 4.49 tpy based on a 12-month rolling total]
    - VOC: 2.37 tpy based on a 12-month rolling total [This condition replaces the following condition from Plan Approval 24-120C: VOC: 2.27 tpy based on a 12-month rolling total]
    - SO<sub>x</sub>: 2.23 tpy based on a 12-month rolling total
    - PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 2.63 tpy based on a 12-month rolling total
  - The definition of Non-SoLoNO<sub>x</sub> mode is all times when ambient temperature is below 0F or when the turbine operates below the minimum operating load (50%) and includes time for startups and shutdowns (typically 10 minutes). Non-SoLoNO<sub>x</sub> mode will be monitored and tracked using control technology based on the load and operating temperature of the unit or other procedures approved by the Department. [This condition replaces the following condition from Plan Approval 24-120C: The hours of operation in non-SoLoNO<sub>x</sub> mode shall not exceed 70 hours per year based on a 12-month rolling total. The definition of Non-SoLoNO<sub>x</sub> mode

is all times when ambient temperature is below 0F or when the turbine operates below the minimum operating load (50%) and includes time for startups and shutdowns (typically 10 minutes) and operation without the control device. Non-SoLoNO<sub>x</sub> mode will be monitored and tracked using control technology based on the load and operating temperature of the unit or other procedures approved by the Department.]

- Deleted [The company shall maintain records of the hours of operation during non-SoLoNO<sub>x</sub> operation.]
- All conditions from the facility operating permit revised on October 1, 2015, for this source remain in effect unless modified in this plan approval.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [24-120D] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

**33-140C: Dominion Transmission, Inc.—Punxsutawney Compressor Station** (88 Laska Road, Punxsutawney, PA 15767), for revising emission limits and conditions, established in Plan Approval 33-140B, with regards to non-SoLoNO<sub>x</sub> operation for the Solar Compressor Turbine (Source ID: 137) and for removing 40 CFR 60 Subpart DDDDD requirements for Source 139 (Line Heater) in Perry Township, **Jefferson County**. This is a Title V facility. The public notice is required for sources

required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the facility operating permit at a later date.

Plan approval No 33-140C is for revising emission limits and conditions, established in Plan Approval 33-140B, with regards to non-SoLoNO<sub>x</sub> operation for the Solar Compressor Turbine (Source ID: 137) and for removing 40 CFR 60 Subpart DDDDD requirements for Source 139 (Line Heater). The estimated emission increase for VOC is 0.10 tpy, for CO is 5.16 tpy, and there will not be an emission increase for NO<sub>x</sub>. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Site Level
  - Emission Reduction Credit Requirements [Note, the required emission reduction credits specified in this condition were previously secured by the permittee and processed through the ERC Registry, complying with the requirements of this condition]
- Source 137
  - The emissions shall not exceed the following when operating during SoLoNO<sub>x</sub> operation:
    - NO<sub>x</sub>: 0.0541 #/mmbtu (15.0 ppm)
    - CO: 0.011 #/mmbtu (5.0 ppm)
    - VOC: 0.0057 #/mmbtu (4.5 ppm)
    - SO<sub>x</sub>: 0.0056 #/mmbtu [Compliance with this requirement shows compliance with 40 CFR 60.4330]
    - PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 0.0066 #/mmbtu
  - The emission limitations specified in part (a), above, shall apply at all times except during the following periods:
    - Periods of start-up and shutdown, provided that the duration of start-up and shutdown do not exceed 30 minutes per occurrence
    - Periods of operation in subzero ambient temperature conditions (i.e. less than 0F)
  - Deleted [The emissions shall not exceed the following when operating during Non-SoLoNO<sub>x</sub> operation: NO<sub>x</sub>: 0.1515 #/mmbtu (42.0 ppm); CO: 0.044 #/mmbtu (20.0 ppm); VOC: 0.0113 #/mmbtu (9.0 ppm); SO<sub>x</sub>: 0.0056 #/mmbtu [Compliance with this requirement shows compliance with 40 CFR 60.4330]; PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 0.0066 #/mmbtu]
  - The emissions shall not exceed the following:
    - NO<sub>x</sub>: 13.86 tpy based on a 12-month rolling total
    - CO: 8.02 tpy based on a 12-month rolling total [This condition replaces the following condition from Plan Approval 33-140B: CO: 2.84 tpy based on a 12-month rolling total]
    - VOC: 1.54 tpy based on a 12-month rolling total [This condition replaces the following condition from Plan Approval 33-140B: VOC: 1.44 tpy based on a 12-month rolling total]
    - SO<sub>x</sub>: 1.42 tpy based on a 12-month rolling total

- PM/PM<sub>10</sub>/PM<sub>2.5</sub>: 1.67 tpy based on a 12-month rolling total
- The definition of Non-SoLoNO<sub>x</sub> mode is all times when ambient temperature is below 0F or when the turbine operates below the minimum operating load (50%) and includes time for startups and shutdowns (typically 10 minutes). Non-SoLoNO<sub>x</sub> mode will be monitored and tracked using control technology based on the load and operating temperature of the unit or other procedures approved by the Department. [This condition replaces the following condition from Plan Approval 33-140B: The hours of operation in non-SoLoNO<sub>x</sub> mode shall not exceed 70 hours per year based on a 12-month rolling total. The definition of Non-SoLoNO<sub>x</sub> mode is all times when ambient temperature is below 0F or when the turbine operates below the minimum operating load (50%) and includes time for startups and shutdowns (typically 10 minutes) and operation without the control device. Non-SoLoNO<sub>x</sub> mode will be monitored and tracked using control technology based on the load and operating temperature of the unit or other procedures approved by the Department.]
- Deleted [The company shall maintain records of the hours of operation during non-SoLoNO<sub>x</sub> operation.]
- All conditions from the facility operating permit revised on October 1, 2015, for this source remain in effect unless modified in this plan approval.
- Source 139
  - Deleted [The source shall only burn natural gas as a fuel.]
  - All conditions from the facility operating permit revised on October 1, 2015, for this source remain in effect unless modified in this plan approval.
  - This source does not meet the definition of process heater in 40 CFR 63.7575 because it is a flameless, catalytic infrared heater. Therefore, it is not subject to 40 CFR 63 Subpart DDDDD as outlined in 40 CFR 63.7485, and the requirements for this source specified in Section E, Group Name 6 of the Title V Operating Permit (TVOP 33-00149) are not applicable.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [33-140C] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

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

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

**AMS 15271: Philadelphia Air Management Services** is proposing to amend PES Refinery (formerly Sunoco Inc.—Philadelphia Refinery) Plan Approval No. 02184 dated Plan Approval No. 02184 was issued to Sunoco on December 29, 2003 and amended on May 12, 2004 for a construction of a low sulfur gasoline (LSG) desulfurization plant (Unit 870) to meet the requirements of the EPA's Tier 2 gasoline regulations. The following are changes or revisions from the original Plan Approval No. 02184.

- Modify Condition 22 of Plan Approval No. 02184 (now Condition 23 of Plan Approval No. 15271) to allow subsequent CO performance tests to be repeated every five years instead of every year. The protocol shall be submitted at least 30 days prior to testing.

- Include work standards practices standards of 40 CFR 63 Subpart DDDDD, Table 3 for the 870 H1 and H2 Heaters.

- Update the Plan Approval with the Tier 3 emissions (AMS Plan Approval No. 15253 dated 9/22/2016) for the 870 H1 and H2 Heaters.

- Incorporate the permit requirements for South Yard Flare. The South Yard Flare was reactivated and is covered under Plan Approval 13260 dated July 18, 2014.

There will be no change in emission limits from previously approved and issued Plan Approvals. The plan approval will contain emission limits, work standard practices, testing, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

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**OPERATING PERMITS**


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


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

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

**46-00046: Accellent Inc. DBA Lake Region Medical,** (200 W 7th Ave, Collegeville, PA 19426) for the renewal of a Title V Operating Permit in Trappe Borough, **Montgomery County**. Accellent/Collegeville is a medical devices manufacturing facility. The facility produces precision fabricated small diameter tubing and tubular parts for other manufacturers and fabricators. Sources of emission at the facility are: three natural gas-fired boilers, three vapor degreasers, multiple natural gas and No. 2 oil fired space heaters, two coating lines, and two parts washers. The boilers are subject to 40 CFR Part 63 Subpart DDDDD. The degreasers are subject to 40 CFR Part 63 Subpart T. This renewal will also include a minor modification issuance under which VOC emissions limits for Source Id Nos. 109 and 111 were changed from 6.4 tons per year (combined) to 2.7 tons or less per year for each source. The permit contains other monitoring, recordkeeping, reporting, and work practice standards designed to keep the facility operating within all applicable air quality requirements.

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

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

**45-00005: Sanofi Pasteur, Swiftwater Facility** (Discovery Drive, Swiftwater, PA 18370-0187). The Department intends to issue a renewal Title V Operating Permit for the Pharmaceutical Preparations facility in Pocono Township, **Monroe County**. As a major source, the facility is subject to the Title V permitting requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility consist of boilers, vaccine production, emergency generators, and egg waste processing area. The control devices are an RTO and Hepa filters. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds. The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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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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*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.*

**44-05016: Lewistown Cabinet Center, Inc. (LCC, Inc.)** (20 Water Street, Milroy, PA 17063) for the operation of a cabinet finishing system that is controlled by

spray booth filters at the facility in the Armagh Township, **Mifflin County**. The facility has potential air emissions of 21.94 tons of VOCs per year. The Synthetic Minor 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.

**06-03167: Walbert Funeral Home & Cremation Services** (14390 Kutztown Road, Fleetwood, PA 19522) for the cremation chamber located in Richmond Township, **Berks County**. The potential emissions from the facility are estimated at 0.82 tpy of PM, 0.29 tpy of SO<sub>x</sub>, 1.17 tpy of CO, 0.35 tpy of NO<sub>x</sub> and 0.35 tpy of VOC. 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.

**34-03006: Stella Jones Corp.** (Route 235 South, McAlisterville, PA 17049-0251) for the operation of a wood-fired boiler controlled by a cyclonic fly ash dust collector; and a backup oil-fired boiler at the facility in the Fayette Township, **Juniata County**. The facility has the potential air emissions of: 11.43 tpy of CO, 6.10 tpy of NO<sub>x</sub>, 4.66 tpy of PM, 19.42 tpy of SO<sub>x</sub> and 0.35 tpy of VOCs. The State Only 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. Both boilers are subject to the MACT Subpart JJJJJJ requirements which requires biennial tune-up for both units and operation according to manufacturer's specifications.

**07-05041: Core Label A Fort Dearborn Company** (13985 South Eagle Valley Road, Tyrone, PA 16686) to issue a State Only Operating Permit for operation of three flexographic printing presses and two regenerative thermal oxidizers (RTOs) to control VOC emissions at the existing printing facility in Snyder Township, **Blair County**. The facility 2015 emissions are 0.2 ton of CO, 1.52 ton of NO<sub>x</sub>, 0.01 ton of SO<sub>x</sub>, and 9.44 tons of VOC. 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.

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

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

**17-00063: Pennsylvania Grain Processing, LLC** (250 Technology Drive, Clearfield, PA 16830) to issue a State Only Operating Permit for their ethanol production facility located in Clearfield Borough, **Clearfield County**. The facility's main sources include two (2) natural gas boilers, corn storage and handling equipment, 4 natural gas fired grain dryers, fermentation tanks, and an ethanol loadout. The facility has potential emissions of 51.70 tons per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 55.90 tpy of nitrogen oxides, 88.20 tpy of carbon monoxide, 46.0 tpy of volatile organic compounds, 12.2 tpy of hazardous air pollutants and 31.40 tpy of sulfur oxides. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit

to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

**55-00001: Sunbury Generation LP** (Old Trail Road, PO Box 517, Shamokin Dam, PA 17876) to issue a State Only Operating Permit for their electricity generating facility in Shamokin Dam Borough, **Snyder County**. The facility's main sources include two (2) diesel fired combustion turbines and two (2) diesel fired generators. The permittee has requested to limit the operation of the diesel generators to 100 hours in any 12 consecutive month period and to limit the operation of the combustion turbines to 460 hours in any 12 consecutive month period to become a minor facility. With the hours of operation restrictions the facility has potential emissions of 7.73 ton per year of carbon monoxide, 95.3 tons per year of nitrogen oxides, 7.93 tons per year of sulfur oxides, 1.37 ton per year of particulate matter with an aerodynamic diameter of less than 10 microns, 2.35 tons per year of volatile organic compound and 0.01 ton per year of total hazardous air pollutants (HAPs). 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.*

**63-00654: Elliott Company Inc.** (213 Scott Street Extension, Donora, PA 15033) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Elliott Company to authorize the continued operation of their shop repairing and servicing turbines and compressors located in Donora Borough, **Washington County**.

The activities include abrasive blasting for cleaning and surface preparation, welding, burning, grinding, stress relieving, solvent cleaning, painting, lead and Babbit pouring and thermal deposition of metal layers. The facility has baghouses to control emissions of particulate matter (PM). Emissions from this facility is minimal. 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.

A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department to Noor Nahar, 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 (63-00654) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based.

Elliott Company's 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 Elliott Company 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, you may contact Thomas Kaminski at [thkaminski@pa.gov](mailto:thkaminski@pa.gov) or by calling 412.442.4000.

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

**26-00353: Bute Coal Recovery, LLC** (P.O. Box 275, West Leisenring, PA 15489), for a renewed facility-wide Natural Minor Operating Permit for the operation of a coal preparation plant, known as the Bute Coal Preparation Plant, located in Dunbar Township, **Fayette County**. The facility contains air contamination sources consisting of equipment for dry screening, wet screening, heavy medium gravimetric separation, coal stockpiles, conveyers, screens, coal cleaning plant, and roadways. Air pollution prevention equipment at the facility includes enclosures, in-building operation, water truck, sweeper, and tarping of truck loads. Potential material raw waste coal throughput is 250 tons per hour. Potential facility emissions are 17.2 tons of PM<sub>10</sub>, and 2.6 tons of PM<sub>2.5</sub> per year. The facility is subject to the applicable requirements of 40 CFR 60, Subpart Y and 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, testing, reporting and record-keeping requirements for the facility.

Bute's 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 Bob Novak at [robernovak@pa.gov](mailto:robernovak@pa.gov) or 412.442.4000.

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 26-00353); 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 Martin L. Hochhauser, P.E., Air Quality Engineer, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. (mhochhause@pa.gov, fax 412-442-4194).

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

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

**25-00891: Corry Contract, Inc.** (21 Maple Avenue, Corry, PA 16407-1630), the Department intends to issue the renewal of the Synthetic Minor Permit to operate a manufacturing facility for metal office furniture and miscellaneous metal parts in the City of Corry, **Erie County**. The emitting sources include liquid and powder coating paint booths, ovens, laser cutters, a boiler, and a degreaser unit. Starting with this permit renewal, the facility is subject to elective restrictions to maintain its VOC emissions from surface coating processes, including related cleaning activities, less than 15 pounds per day and less than 2.7 TPY based on a 12-month rolling total. Compliance to these restrictions exempts the facility from requirements of 25 Pa. Code §§ 129.52 and 129.52a and emission limits of 25 Pa. Code § 129.52d. The facility is synthetic minor because compliance to these elective restrictions keeps the facility's VOC and HAP emissions much lower than corresponding major source thresholds.

## COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

The following permit applications to conduct mining activities have been received by the Department. A copy

of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

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

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

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

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

### *Coal Applications Received*

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

**Permit No. 32803053 and NPDES No. PA 0124770. A&T Coal Co., Inc.**, 730 Route 22 Highway, Blairsville, PA 15717, permit renewal for reclamation only of a bituminous surface and auger mine in Banks Township, **Indiana County**, affecting 160.0 acres. 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: February 10, 2017.

**Permit No. 32110106 and NPDES No. PA0263320. Amerikohl Mining Inc.**, 202 Sunset Drive, Butler, PA 16001, permit renewal for reclamation only of a bituminous surface mine in Brush Valley Township, **Indiana County**, affection 67.1 acres. Receiving stream: unnamed tributaries to Blacklick Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 6, 2017.

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

**17080102 and NPDES PA0256722. Forcey Coal, Inc.** (P.O. Box 225, 475 Banion Road, Madera, PA 16661). Permit revision to change land use from Forestland to Pastureland/land occasionally cut for hay on a bituminous coal surface mine in Bigler and Beccaria Townships, **Clearfield County** affecting 100.0 acres. Receiving stream(s): Unnamed Tributary to Banian Run, Banian Run, and Unnamed Tributaries to Muddy Run classified



for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 18, 2017.

**17090104 and NPDES PA0257141. Junior Coal Contracting, Inc.** (2330 Six Mile Road, Philipsburg, PA 16866). Transfer of an existing bituminous coal surface and auger mine from RES Coal LLC located in Woodward Township, **Clearfield County** affecting 221.0 acres. Receiving stream(s): Moshannon Creek and Whiteside Run classified for the following use(s): TSF and CWF, respectively. There are no potable water supply intakes within 10 miles downstream. Application received: February 1, 2017.

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

**Permit No. 40020201R3. South Tamaqua Coal Pockets, Inc.**, (PO Box 577, Tamaqua, PA 18252), renewal for reclamation activities only of an existing anthracite coal refuse reprocessing operation in Hazle Township, **Luzerne County** affecting 113.0 acres, receiving

stream: Catawissa Creek, classified for the following use: cold water fishes. Application received: January 19, 2017.

**Permit No. 49870201C. Susquehanna Coal Company**, (PO Box 27, Nanticoke, PA 18634), correction to an existing anthracite coal refuse reprocessing operation to update/shift the permit boundary for a total permit area of 184.7 acres from 206.0 acres in Mt. Carmel Township and Kulpmont Borough, **Northumberland County**, receiving stream: North Branch Shamokin Creek. Application received: February 1, 2017.

**Permit No. 40850102R5. Northeast Energy Co.**, (254 Johnson Street, Wilkes-Barre, PA 18702), renewal of an existing anthracite surface mine operation in Laurel Run Borough, **Luzerne County** affecting 111.1 acres, receiving stream: Spring Creek, classified for the following uses: cold water and warm water fishes. Application received: February 3, 2017.

*Noncoal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**16160301 and NPDES Permit No. PA0259705. Glen-Gery Corporation** (1166 Spring Street, P.O. Box 7001, Reading, PA 19610). Commencement, operation and restoration of a bituminous surface mine and associated NPDES permit in Monroe Township, **Clarion County**, affecting 242.5 acres. Receiving streams: Four unnamed tributaries to Reids Run and four unnamed tributaries to Piney Creek, all classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: February 1, 2017.

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

**59110301 and NPDES PA0257745. Atlas Land & Royalty, Inc.** (2 Village Drive, Suite 207, Abilene, TX 79606). NPDES renewal for continued operation and reclamation of a large noncoal surface mining site located in Lawrence Township, **Tioga County** affecting 17.1 acres. Receiving stream(s): Unnamed Tributary A to the Tioga River and Tioga River. Application received: January 25, 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:

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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*

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

**NPDES No. PA0256421 (Mining permit no. 17060110), Bell Resources, Inc.**, 1340 Hoyt Road, Curwensville, PA 16833, renewal of an NPDES permit for bituminous surface mining in Bloom and Penn Townships, **Clearfield County**, affecting 361.9 acres. Receiving stream(s): Unnamed Tributaries to Bell Run, classified for the following use(s): CWF, MF. West Branch Susquehanna River Watershed TMDL. Application received: October 31, 2016.

The outfall(s) listed below discharge to Unnamed Tributaries to Bell Run.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
TB-1	N
TB-2	N
TB-3	N

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

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

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

**NPDES Permit No. PA0225193 on Surface Mining Permit No. 40990101. Hazleton Shaft Corp.,** (P.O. Box 435, Hazleton, PA 18201), renewal of an existing NPDES Permit for an anthracite surface mine, refuse reprocessing and refuse disposal operation in Hazle Township and City of Hazleton, **Luzerne County**, affecting 481.0 acres. Receiving stream: Hazle Creek, classified for the following uses: HQ-cold water and migratory fishes. Application received: March 11, 2015.

Non-discharge BMP's will apply to this site.

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0612464 and Mining Permit No. 6476SM12, N.L. Minich & Sons, Inc.,** 211 North Middleton Road, Carlisle, PA 17013 renewal of an NPDES permit for noncoal surface mine in North Middleton Township, **Cumberland County**, affecting 72.2 acres. Receiving stream: Meetinghouse Run, classified for the following use: warm water fishes. Application received: October 20, 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 noncoal mining activities.

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

Outfall Nos.	New Outfall (Y/N)
002	N
003	N

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

## WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E48-439. Bethlehem Commerce Center, LLC,** 3001 Commerce Center Boulevard, Bethlehem, PA 18015, in City of Bethlehem, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a stream restoration and realignment project in a 3,000-foot reach of an unnamed tributary to the East Branch Saucon Creek (CWF, MF). The project will include grading of the stream channel, step pools, cross vanes and placement of riprap. The project will also include the removal of debris and sediment from the outfall of twin five foot culverts. The outlet of the twin culverts will also be reset on the downstream end. The project is located along Applebuter Road (Hellertown, PA Quadrangle, Latitude: 40°37'1.14"; Longitude: -75°19'19.86").

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

**E06-715: Reading Area Water Authority**, 1801 Kutztown Rd, Reading, PA 19604 Birdsboro Borough, **Berks County**, U.S. Army Corps of Engineers Baltimore District.

To install and maintain a fire hydrant in the floodplain of Hay Creek (EV, MF). The project proposes 3 square feet of impact.

**E-50-261: Pennsylvania DCNR**, 6th Floor Rachel Carson State Office Building, P.O. Box 8451, Harrisburg, PA 17105 in Toboyne Township, **Perry County**, U.S. Army Corps of Engineers Baltimore District.

To 1) Remove the four 48" reinforced concrete and steel pipe culverts in and across Horse Valley Run (HQ, CWF, MF); 2) restore approximately 35 linear feet of the streambank of Horse Valley Run Road (HQ, CWF, MF); 3) place and maintain fill for the proposed road crossing in approximately 5,122 square feet of the floodway of Horse Valley Run (HQ, CWF, MF); 4) construct and maintain approximately 12 linear feet of 33'-0" x 4'-3" box beam structure in and across Horse Valley Run (HQ, CWF, MF); 5) place and maintain fill and two 18" CMP culverts across approximately 112 square feet of Palustrine Forested (PFO) and Palustrine Scrub Shrub (PSS) wetland, for the purpose of replacing an existing culvert (Latitude: 40°16'54.2658" N; Longitude: 77°35'57.1634").

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

**E02-1749, Buckeye Partners, LP**, One Greenway Plaza, Suite 600, Houston, TX 77046, Shaler Township, **Allegheny County**, Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain two (2)- eight (8) foot by ten (10) foot concrete mats, rip-rap and natural stream bed material within 0.02 acre of an Unnamed Tributary (UNT) to Pine Creek (aka Stream 1) (TSF) for the purpose of restoring protective cover to an exposed 18" liquid petroleum pipeline located near the intersection of Mount Royale Boulevard and Hampton Avenue (Quadrangle: Glenshaw, PA; Latitude: 40° 33' 13.7", Longitude: -79° 58' 17.81") in Shaler Township, **Allegheny County**. The project will result in 40 LF of permanent impact and 15 LF of temporary impact to the aforementioned UNT to Pine Creek (aka Stream 1).

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

**E5929-064: HEP Tioga Gathering, LLC**, 17806 IH-10 West, Suite 210, San Antonio, TX, 78227, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 52 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'46"N, 77°09'42"W);

2) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 50 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'09"N, 77°09'50"W);

3) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 50 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'11"N, 77°09'50"W);

4) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 586 square feet of an exceptional value palustrine emergent (EV-PEM) wetland, 282 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 48 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'26"N, 77°09'53"W);

5) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 52 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'32"N, 77°09'53"W);

6) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 1,678 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 59 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'35"N, 77°09'53"W);

7) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 50 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'41"N, 77°09'53"W);

8) A temporary road crossing using timber mats, a 16 inch diameter natural gas pipeline, and a 16 inch diameter waterline impacting 89 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 56 linear feet of an unnamed tributary to Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'41"N, 77°09'53"W).

The project will result in 372 linear feet of temporary stream impacts, 675 square feet (0.02 acre) of temporary wetland impacts and 1,960 square feet (0.04 acre) of permanent wetland impacts all for the purpose of installing a natural gas gathering line in Liberty Township, Tioga County. The permittee will provide 0.04 acre of compensatory mitigation through on-site wetland enhancement of impacted forested wetlands.

**E5929-065: HEP Tioga Gathering, LLC**, 17806 IH-10 West, Suite 210, San Antonio, TX, 78227, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary road crossing using timber mats and a 20 inch diameter natural gas pipeline impacting 4,915 square feet of a palustrine emergent (PEM) wetland (Nauvoo, PA Quadrangle 41°33'37"N, 77°08'40"W);

2) A temporary road crossing using timber mats and a 20 inch diameter natural gas pipeline impacting 5,129 square feet of an exceptional value palustrine emergent (EV-PEM) wetland 58 linear feet of Blacks Creek (CWF) (Nauvoo, PA Quadrangle 41°33'29"N, 77°08'06"W);

3) A temporary road crossing using timber mats and a 20 inch diameter natural gas pipeline impacting 2,524 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°33'29"N, 77°08'03"W);

4) A temporary road crossing using timber mats and a 20 inch diameter natural gas pipeline impacting 1,085

square feet of an exceptional value palustrine emergent (EV-PEM) (Nauvoo, PA Quadrangle 41°33'25"N, 77°08'01"W).

The project will result in 58 linear feet of temporary stream impacts, and 13,653 square feet (0.31 acre) of temporary wetland impacts all for the purpose of installing a natural gas gathering line in Liberty Township, Tioga County.

**ENVIRONMENTAL ASSESSMENTS**

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

**EA33-051, National Fuel Gas Supply Corporation**, 1100 State Street, PO Box 2081, Erie, PA 16512. Waiver 16 Request for Heath Compressor Station Abandonment Project, in Heath Township, **Jefferson County**, ACOE Pittsburgh District (Sigel, PA Quadrangle N: 41°, 20', 56"; W: 79°, 0', 49").

To remove an existing Natural Gas Compressor Station and five ancillary facilities and grade the site to existing grade and contour. The site will be restored to meadow due to remaining natural gas lines in the area. A forested

riparian buffer will be planted along the project side of Callen's Run for the purpose of stream bank stabilization. This project is being reviewed as a restoration plant to be eligible for waiver of permit requirements under 105.12(a)(16).

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.*

**D40-253EA. Greg Gulick**, Borough Manager, Ashley Borough, 10 North Main Street, Ashley, PA 18706, Ashley Borough, **Luzerne County**, USACOE Baltimore District.

Project proposes to remove the Solomon Creek Dam for the purpose of eliminating a threat to public safety and restoring approximately 600 feet of stream channel to a free-flowing condition. The proposed restoration project includes construction of in-stream habitat enhancement/grade control structures within the former reservoir. The project is located across Solomon Creek (CWF, MF) (Wilkes-Barre West, PA Quadrangle, Latitude: 41.2073; Longitude: -75.9006).

**ACTIONS**

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

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

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

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

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**I. NPDES Renewal Permit Actions**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0091260 (Sewage)	Country Meadows MHP STP 625 Dogwood Road Cherrytree, PA 15724-6606	Indiana County Pine Township	Unnamed Tributary to Carney Run (18-D)	Yes
PA0096369 (Sewage)	Valley Hi MHP STP 3499 Route 9 North Suite 3C Freehold, NJ 07728	Westmoreland County East Huntingdon Township	Unnamed Tributary of Buffalo Run (19-D)	Yes
PA0035254 (Industrial)	Somerset Borough Municipal Water System PO Box 71 347 W Union Street Somerset, PA 15501-0071	Somerset County Jefferson Township	Laurel Hill Creek (19-E)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0243906	Delaware Valley Concrete Co., Inc. 248 East County Line Road Hatboro, PA 19040	Bucks County New Britain Borough	Cooks Run and Unnamed Tributary to Neshaminy Creek 2-F	Y
PA0244091	Patriot Sensors & Controls Corp Ametek Drexelbrook Division 205 Keith Valley Road Horsham, PA 19044-1499	Montgomery County Horsham Township	Park Creek 2-F	Y
PA0052451	Landenberg Village LLC 104 Landenberg Road Suite 3 Landenberg, PA 19350	Chester County New Garden Township	East Branch White Clay Creek 3-I	N
PA0057061	Upper Frederick Township P.O. Box 597 3205 Big Road Frederick, PA 19435-0597	Montgomery County Upper Frederick Township	Scioto Creek 3-E	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0024384— SEW	North Middleton Authority 240 Clearwater Drive Carlisle, PA 17013-1185	North Middleton Township Cumberland County	Conodoguinet Creek in Watershed(s) 7-B	Y
PA0026191— SEW	Borough Of Huntingdon Po Box 592 530 Washington Street Huntingdon, PA 16652	Huntingdon Borough Huntingdon County	Juniata River and Muddy Run in Watershed(s) 11-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0209473 (Sewage)	North Centre Township Municipal Building SFTF Columbia County 1059 State Route 93 Berwick, PA 18603-5101	Columbia County North Centre Township	Unnamed Tributary to West Branch Briar Creek (5-D)	Yes
PA0112933 (Sewage)	Penns Creek Municipal Authority Sewer System STP PO Box 148 Penns Creek, PA 17862-0148	Snyder County Center Township	Penns Creek (6-A)	Yes

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


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

**NPDES Permit No. PAI120502, Amendmet, CAFO, Inguran LLC d/b/a ST Genetics, 1141 State Road, Lincoln University, PA 19352.**

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

Description of Action/Activity: Permit transferred from Sexton Technologies to Inguran LLC.

**NPDES Permit No. PA0027154, Sewage, Phoenixville Borough, 351 Bridge Street, Phoenixville, PA 19460.**

This proposed facility is located in Phoenixville Borough, **Chester County**.

Description of Action/Activity: Approval for the renewal of an NPDES permit for discharge of treated sewage.

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

**NPDES Permit No. PA0014605, Industrial Waste, Richard C. Rabold Water Treatment Plant, 1081 Limekiln Road, New Cumberland, PA 17070.**

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

Description of Proposed Action/Activity: Applicant applied to discharge industrial waste to Yellow Breeches Creek in Watershed(s) 7-E.

**NPDES Permit No. PA0082881, Industrial Waste, Arconic Lancaster Alum Plant, 201 Isabella Street, Pittsburgh, PA 15212-5858.**

This proposed facility is located in Lancaster City, **Lancaster County**.

Description of Proposed Action/Activity: Applicant applied to discharge industrial waste to UNT to Little Conestoga Creek in Watershed(s) 7-J.

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

**NPDES Permit No. PA0264709, Sewage, SIC Code 8800, Suzanne Dado, 115 Pleasant Hill Road, Harmony, PA 16037.**

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. PA0264687, Industrial, SIC Code 4941, PA American Water Co., 800 W Hersheypark Drive, Hershey, PA 17033.**

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

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

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


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

**WQM Permit No. 0216406, Sewage, SIC Code 4952, Edgeworth Borough Allegheny County, 301 Beaver Road, Edgeworth, PA 15143.**

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

Description of Proposed Action/Activity: construction and operation of a low pressure sanitary sewer system.

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

**WQM Permit No. 4616403, Sewage, Upper Montgomery Joint Authority, 1100 Mensch Dam Road, P.O. Box 6, Pennsburg, PA 18073.**

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

Description of Action/Activity: Upgrades to eliminate wet weather bypass of secondary treatment and implement both Total Nitrogen & Phosphorus removal.

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

**WQM Permit No. 5216401, Sewage, Route 739, LLC, 800 Mt. Vernon Hwy, Suite 140, Atlanta, GA 30328.**

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

Description of Proposed Action/Activity: This application is for a sequencing batch reactor wastewater treatment plant, sewage collection system and drip irrigation system to serve a proposed commercial development to be known as Delaware Plaza. The effluent from the proposed wastewater treatment plant will be discharged to a drip irrigation field for land application and disposal of the treated wastewater. The hydraulic design capacity of the treatment system is 4,570 gpd which includes flow contributions from a proposed grocery store, two retail users, a fast food restaurant, a community bank and a coffee/donut shop. The proposed project is located along SR 0739, approximately 0.5 mile southeast of Nichcronk Road.

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

**WQM Permit No. 0593403**, Sewerage, **Kenneth J Long**, 2926 Schellsburg Road, Claysburg, PA 16625.

This proposed facility is located in Kimmel Township, **Bedford County**.

Description of Proposed Action/Activity: This transfer approves the operation of sewage facilities consisting of: septic tank; dosing tank; intermittent sand filter; tablet chlorinator; chlorine contact tank; and gravity flow discharge line to ditch/dry stream.

**WQM Permit No. 3616204**, CAFO, **Lisa Graybeal, Graywood Farms, LLC**, 225 Mason Dixon Road, Peach Bottom, PA 17563-9406. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Proposed Action/Activity: Permit approval for the construction/operation of manure storage facilities consisting of: The construction of an 80-foot diameter, 14-foot deep circular concrete in-ground storage structure with 10-inch thick concrete steel reinforced walls, and a 5-inch thick concrete steel reinforced 4,000 psi floor. A 10-foot wide push off ramp will be included for the manure coming directly from the two heifer barns. All manure will be scraped from the heifer barns and pushed into the manure storage facility. The usable capacity was designed to hold 380,000 gallons at a 24-inch freeboard, a 25-year, 24-hour storm at 5.95 inches of rainfall runoff with a total 6-month rainfall depth of 1.4 ft of rainfall plus barnyard runoff. Production of manure, bedding, and rainfall runoff for a 180-day period is estimated to be 371,557 gallons. The storage structure was designed with an effective capacity of 380,000 gallons of storage for a 6-month period at the 24-inch freeboard and 452,400 structural capacity.

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

**WQM Permit No. 6216405**, Sewage, **Suzanne Dado**, 115 Pleasant Hill Road, Harmony, PA 16037.

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

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

**WQM Permit No. 1015406 A-1**, Sewage, **Summit School Inc.**, PO Box 13, Herman, PA 16039-0013.

This existing facility is located in Summit Township, **Butler County**.

Description of Proposed Action/Activity: Addition of a dechlorination feed equipment and appurtenances.

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

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI030715003 Issued	Mr. Gerald Smith 2787 Cove Mountain Road Martinsburg, PA 16662	Blair County	North Woodbury Township	UNT Clover Creek (HQ-CWF, MF)
PAI030716002 Issued	Donna J. Fisher Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648	Blair County	Hollidaysburg Borough	Beaverdam Branch Juniata River (TSF, MF) EV Wetlands
PAI032116003 Issued	Mr. Omar Alatar Land O'Lakes Inc. 405 Park Drive Carlisle, PA 17015	Cumberland County	South Middleton Township	Yellow Breeches Creek (HQ-CWF, MF)
PAI032116005 Issued	Mr. Francis J. Hager Hager West Shore, LP 651 Westminster Road Wilkes-Barre, PA 18702	Cumberland County	Hampden Township	Trindle Spring Run (HQ-CWF, MF) Wetlands

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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*

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

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Throop Borough Lackawanna County	PAC350004	Throop Borough 436 Sanderson Street Throop, PA 18512	Eddy Creek (WWF, MF)	Lackawanna County Conservation District 570-392-3086
South Whitehall Township Lehigh County	PAC390007	South Whitehall Township 4444 Walbert Ave. Allentown, PA 18104	Jordan Creek (TSF, MF)	Lehigh County Conservation District 610-391-9583
Lehigh Township Northampton County	PAC480001	Mark Wagner Wagner Enterprises LTD P.O. Box 3154 Easton, PA 18042	Bertsch Creek (CWF, MF)	Northampton County Conservation District 610-746-1971

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

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Staban Township Tyrone Township Adams County Issued	PAC010011	Stephen P. Smith Smith's Disposal Facility LLC 1234 Baltimore Street Hanover, PA 17331	Conewago Creek (WWF) Beaverdam Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325 717.334.0636
West Providence Township Bedford County Issued	PAC050001	Plenary Walsh Keystone Partners 2000 Cliff Mine Road Park West 2 3rd Floor Pittsburgh, PA 15275	Raystown Branch Juniata River (TSF, MF) Johns Branch Juniata River (WWF, MF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900 x4
Bedford Township Bedford County Issued	PAC050003	Bedford Township Municipal Authority 1007 Shed Road PO Box 371 Bedford, PA 15522	Dunning Creek (WWF, MF) UNT Dunning Creek (WWF, MF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900 x4
Napier Township Bedford County Issued	PAC050006	Lincoln Highway Farms, LLC 278 Rose Road Schellsburg, PA 15559	UNT Raystown Branch Juniata River (WWF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900 x4

## NOTICES

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<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Freedom Township Blair Township Blair County Issued	PAC070005	Legacy Land Development Group Inc. ATTN: Jason Horomanski 147 Mallard Lane Duncansville, PA 16635	Poplar Run (CWF)	Blair County Conservation District 1407 Blair Street Holidaysburg, PA 16648 814.696.0877 x5
East Hanover Township Dauphin County Issued	PAC220018	Talley Petroleum Enterprises, Inc. 10046 Allentown Blvd. Grantville, PA 17028	Bow Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Greene Township Franklin County Issued	PAG02002816023	US RT 11/SR 997 Improvements Greg Lambert Greene Township PO Box 215 Scotland, PA 17254	UNT Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Delaware Township Juniata County Issued	PAC340003	Steven Burke 12393 William Penn Highway Thompsontown, PA 17094	Juniata River (WWF, MF)	Juniata County Conservation District 146 Stoney Creek Drive Suite 4 Mifflintown, PA 17059 717.436.8953 x5
Monroe Township Juniata County Issued	PAC340002	Conrad Wenger 460 Mount Zion Road Richfield, PA 17086	Quaker Run & Mahantango Creek (CWF, MF)	Juniata County Conservation District 146 Stoney Creek Drive Suite 4 Mifflintown, PA 17059 717.436.8953 x5
Millersville Borough Lancaster County Issued	PAG02003616017	Grande Construction 2213 Quarry Road West Lawn, PA 19609	Little Conestoga Creek (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
East Donegal Township Lancaster County Issued	PAC360002	Noah Kreider 1461 Lancaster Road Manheim, PA 17545	UNT Donegal Creek (CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Manheim Township Lancaster County Issued	PAG02003616048	Village of Olde Hickory LP 600 Olde Hickory Road Lancaster, PA 17601	Landis Run (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Mount Joy Township Lancaster County Issued	PAC360001	Mount Joy Township 159 Merts Drive Elizabethtown, PA 17022	Conewago Creek (TSE, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5

<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>
Mount Joy Township Lancaster County Issued	PAC360009	Robert Kettering 3121A Mounty Joy Road Mounty Joy, PA 17552	UNT Donegal Creek (CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Ephrata Borough Lancaster County Issued	PAC360020	Julie Hocking 615 East Main Street Ephrata, PA 17522	UNT Cocalico Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
West Donegal Township Lancaster County Issued	PAC360025	Patrick Sampsell One Masonic Drive Elizabethtown, PA 17022	UNT Conoy Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
East Hempfield Township Lancaster County Issued	PAC360030	PennDOT District 8-0 2140 Herr Street Harrisburg, PA 17103	UNT Swarr Run (CWF, MF) Swarr Run (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Rapho Township Lancaster County Issued	PAC360032	Glen Esbenshade 220 Eby Chiques Road Mount Joy, PA 17552	Chickies Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5
Warwick Township Lancaster County Issued	PAC360037	Keith Ebersole 667 Ditz Drive Manheim, PA 17545	Hubers Run (WWF, CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717.299.5361 x5

*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>
Harris Twp Centre Cnty	PAC140010	James & Cheryl Steiner 16 Woodgate Road Horseheads, NY 14845	UNT—Spring Creek CWF-MF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817

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

<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Moon Township	PAC020001	Allegheny Airport Authority, Landside Terminal Fourth Floor Mezzanine Pittsburgh, PA 15231	UNT to McClarens Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Moon Township	PAC020034	Robert Morris University 300 Grant Drive Moon Township, PA 15108	Narrow Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Marshall Township	PAG02000211011	Mr. Francios Bitz 1640 Pleasant Hill Road Baden, PA 15005	UNT to Big Sewickley Creek (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Robinson Township	PAC020024	Silver Summit, LLC 772 Pine Valley Drive Pittsburgh, PA 15239	UNTs to Montour Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
West Mifflin Township	PAC020023	Tech One Associates, LP 200 Marshall Drive Moon Township, PA 15108	UNT to Lewis Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Borough of Baldwin	PAC020025	Paramount Senior Living 3025 Washington Road Suite 201 McMurray, PA 15217	UNT to Lick Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Moon Township	PAC020026	BPD/Day-Apollo Subaru 1600 Golden Mile Highway Monroeville, PA 15146	UNT to McClarens Run (TSF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Richland Township	PAC020030	Christian Community Church 5719 North Montour Road Gibsonia, PA 15044	UNT to Montour Run (TSF); UNT to Breakneck Creek (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Pine Township	PAC020031	The Villas of English Farms 375 Golfside Drive Wexford, PA 15090	UNT to North Fork Pine Creek (CWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Robinson Township	PAC020036	Silver Lane Properties, LP 432 Jane Street Carnegie, PA 15106	UNT to Moon Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Penn Hills Township and Churchill Borough	PAC020037	Zokaites Properties, LP 375 Golfside Drive Wexford, PA 15090	Chalfant Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Whitehall Borough	PAC020045	Whitehall Borough 100 Borough Park Drive Pittsburgh, PA 15236	Streets Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
South Fayette Township	PAC020049	Peoples Natural Gas, LLC 225 North Shore Drive Pittsburgh, PA 15212	UNTs to Coal Run (WWF); Coal Run (WWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
McCandless Township	PAC020055	Sterling James, LP 495 Mansfield Avenue Pittsburgh, PA 15205	UNT to Pine Creek (CWF); Pine Creek (CWF)	Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645
Elderton Borough	PAC030001	Elderton DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	UNT to Crooked Creek (WWF)	Armstrong County Conservation District Armsdale Administration Building 124 Armsdale Road Kittanning, PA 16201-3738 (724) 548-3425

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<i>Facility Location and Municipality</i>	<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone No.</i>
Center Township	PAC040009	Columbia Gas of Pennsylvania Biskup Lane Monaca, PA 15061	UNTs to Moon Run (WWF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Industry Borough	PAC040003	Bettters Acquisition Group, LLC 1830 Midland Beaver Road Industry, PA 15052	Sixmile Run (WWF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701
Cambria Township Industry Borough	PAC110009	Peoples Natural Gas, LLC 375 North Shore Drive Pittsburgh, PA 15212	UNTs to South Branch Blacklick Creek (CWF) UNT to Howells Run (CWF)	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120

*Northwest Region: Waterways and Wetlands 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 and Slippery Rock Townships	PAC370007	PA American Water 2736 Ellwood Road New Castle, PA 16101	UNT to Bug Run, Big Run/WWF UNT to McKee Run, McKee Run/WWF UNT to Duck Run, Duck Run/WWF UNT to Hell Run, Hell Run/WWF	Lawrence County Conservation District Lawrence County Government Center 430 Court Street New Castle, PA 16101
Greene Township	PAC250006	Steven Schaefer Shifter's Storage Solutions 4227 Cooper Road Erie, PA 16510	UNT to Mill Creek/MF/WWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509
Brookville Borough	PAG02003316006	Brookville Municipal Authority 18 Western Avenue Brookville, PA 15825	Redbank Creek	Jefferson County Conservation District 1514 Route 28 Brookville, PA 15825
Middlesex Township	PAG02001016023	NWPA Development LP 1272 Mars Evans City Road Evans City, PA 16033	UNT to Glade Run/WWF	Butler County Conservation District 122 McCune Drive Butler, PA 16001-6501

*General Permit Type—PAG-03*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Richland Township Cambria County	PAR606157	S & S Auto Salvage 1999 Frankstown Road Johnstown, PA 15902	Clapboard Run—18-E	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

<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>
Bensalem Township Bucks County	PAR230062	GE Betz Inc. 4636 Somerton Road Trevose, PA 19053	Poquessing Creek 3-J	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
City of Philadelphia Philadelphia County	PAR800170 A-1	Contanda Terminal LLC 2900 E. Allegheny Ave. Philadelphia, PA 19134	Delaware River 3-J	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Hamiltonban Township Adams County	PAG033542	Charles Bennett Knouse Foods Cooperative Inc. PO Box 807 Biglerville, PA 17307-0807	to Little Marsh Creek (Outfalls 001 and 002) and UNT to Little Marsh Creek (Outfall 003) in Watershed(s) 13-D	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Guilford Township Franklin County	PAG033558	Trickling Springs Creamery LLC 2330 Molly Pitcher Highway Chambersburg, PA 17202	to UNT to Conococheague Creek in Watershed(s) 13-C	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
West Hempfield Township Lancaster County	PAG033557	Mark Moeser Wenger Feeds LLC 101 West Harrisburg Avenue PO Box 26 Rheems, PA 17570-0026	to UNT to West Branch Little Conestoga Creek in Watershed(s) 7-J	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-4*

<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>
Kimmel Township Bedford County	PAG043637	Kenneth J Long 2926 Schellsburg Road Claysburg, PA 16625	UNT to Beaverdam Creek which is listed in Watershed 11-A	DEP—SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-7*

<i>Facility Location: 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>
City of Philadelphia Philadelphia County	PAG070012	Synagro WWT, Inc. 435 William CT Suite 100 Baltimore, MD 21220	Philadelphia Renewable Biofuels 700 Penrose Ferry Road Philadelphia, PA 19153	Southeast Region Clean Water 484-250-5970

*General Permit Type—PAG-8 (SSN)**Facility Location:  
Municipality &  
County**Permit No.**Applicant Name &  
Address**Site Name &  
Location**Contact Office &  
Phone No.*Steven Jones Farm  
22688 Decorum Road  
Neelyton, PA 17239PAG080002  
PAG080003  
PAG080004  
PAG080005  
PAG080006  
PAG080008  
PAG080011  
PAG080016  
PAG080018  
PAG080021  
PAG082203  
PAG082211  
PAG082219  
PAG082223  
PAG083501  
PAG083502  
PAG083506  
PAG083510  
PAG083515  
PAG083517  
PAG083518  
PAG083522  
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PAG083597  
PAG083600  
PAG083605  
PAG083610  
PAG083611  
PAG083825  
PAG089903  
PAG089904  
PAG089905  
PAG089909  
PAG089910  
PAG070003  
PAG070005  
PAG073508  
PABIG9903  
WMGR-099Synagro  
1605 Dooley Road  
PO Box B  
Whitefield, MD 21160Steven Jones Farm  
22688 Decorum Road  
Neelyton, PA 17239DEP—SCRO—Clean  
Water Program  
909 Elmerton Avenue  
Harrisburg, PA  
17110-8200  
717-70-4707Dublin Township/  
Huntingdon County*General Permit Type—PAG-12**Facility Location &  
Municipality**Permit No.**Applicant Name &  
Address**Receiving  
Water/Use**Contact Office &  
Phone No.*Lykens Township  
Dauphin County

PAG123822

Linford Snyder  
831 Greble Rd  
Lebanon, PA 17046

in Watershed 6-C

DEP—SCRO—CW  
909 Elmerton Avenue  
Harrisburg, PA 17110  
717-705-4707North Codorus  
Township  
York County

PAG123802

Green Valley Swine LLC  
2266 Junction Rd  
Seven Valleys, PA 17360

in Watershed 7-H

DEP—SCRO—CW  
909 Elmerton Avenue  
Harrisburg, PA 17110  
717-705-4707



<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>
Bethel Township Berks County	PAG123598	Dwayne Brubaker 561 Brown Road Myerstown, PA 17067	in Watershed 7-D	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Rapho Township Lancaster County	PAG123666	Nicholas Brubaker 2693 North Colebrook Road Manheim, PA 17545	in Watershed 7-G	DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

## STATE CONSERVATION COMMISSION

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEUs</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Herbruck Poultry Ranch, Inc. 8069 Corner Road Mercersburg, PA 17236	Franklin	312.1	7,560	Poultry— Layers	NA	Approved
Lukens Farm Daniel Lukens 7075 Old Stage Road McClure, PA 17841	Mifflin	0	341.42	Swine	NA	Renewal

### PUBLIC WATER SUPPLY PERMITS

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

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

AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**SAFE DRINKING WATER**

**Actions taken under the Pennsylvania Safe Drinking Water Act**

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

**Operations Permit # 1516510** issued to **Chester Water Authority**, 415 Welsh Street, Chester, PA 19013, [(PWSID)] New Garden Township, **Chester County** on February 17, 2017 for the operation of three (3) 500 gpm Booster Pumps facilities approved under construction permit # 1516510.

**Operations Permit # 4616512** issued to **Horsham Water & Sewer Authority**, 617 Horsham Road, Horsham, PA 19044, [(PWSID)] Horsham Township, **Montgomery County** on February 16, 2017 for the operation of Granular Activated Carbon Filters at Well 40.

**Operations Permit # 1516519** issued to **Pennsylvania American Water Company**, 800 West Hershey Park Drive, Hershey, PA 17033, [(PWSID)] East Pikeland Township, **Chester County** on February 16, 2017 for the operation of Pressure-Reducing Valve Vault in the PA American Royersford District facilities approved under construction permit # 1516519.

**Permit No. 1516505, Construction**, Public Water Supply.

Applicant	<b>Nottingham Property Management, LLC</b> 478 Christine Road Nottingham, PA 19362
Township	West Nottingham
County	<b>Chester</b>
Type of Facility	PWS
Consulting Engineer	Evans Mill Environmental, Inc. P.O. Box 735 Uwchland, PA 19480
Permit to Construct Issued	February 13, 2017

**Permit No. 0916523, Construction**, Public Water Supply.

Applicant	<b>CST Brands</b> 6816 Easton Road Pipersville, PA 18947
Township	Bedminster
County	<b>Bucks</b>
Type of Facility	PWS
Consulting Engineer	Synergy Environmental, Inc. 155 Railroad Plaza, Suite-1 Royersford, PA 19468-1953
Permit to Operate Issued	February 17, 2017

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

**Permit No. 2400089**, Public Water Supply.

Applicant	<b>Aqua PA, Inc.</b> 1 Aqua Way White Haven, PA 18661
[Township or Borough]	Jackson Township <b>Luzerne County</b>
Responsible Official	Patrick R. Burke, PE Aqua PA, Inc. 204 E. Sunbury Street Shamokin, PA 17872
Type of Facility	PWS
Consulting Engineer	Jonathan Morris, PE GHD 1240 North Mountain Road Harrisburg, PA 17112 (717) 541-0622
Permit Issued Date	01/17/2017

**Permit No. 5816504**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b> 800 W. Hersheypark Dr. Hershey, PA 17033
[Borough or Township]	Bridgewater Township
County	<b>Susquehanna</b>
Type of Facility	PWS
Consulting Engineer	Timothy Glessner, PE Gannett Fleming, Inc. PO Box 67100 Harrisburg, PA 17106
Permit to Construct Issued	February 16, 2017

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

**Permit Nos. 5989506-T1, Minor Amendment (7/14/1994)-T1, MA-GWR—Transfer/Operation—Public Water Supply.**

Applicant	<b>Newtown Hill Trailer Park</b>
Township/Borough	Richmond Township
County	<b>Tioga</b>
Responsible Official	Mr. Gilbert Pannebaker III 16563 Route 6 Mansfield, PA 16933
Type of Facility	Public Water Supply
Consulting Engineer	N/A
Permit Issued	February 15, 2017
Description of Action	Approval of operation of the existing public water system including Well No. 4, sodium hypochlorite disinfection, a 200-gallon detention tank, two hydropneumatic tanks, the distribution system, the 3,500 gallon underground storage tank and booster pump, and treatment system for 4-log inactivation of viruses via disinfection.

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

**Permit No. 3017501**, Public Water Supply.

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

[Township or Borough] Jefferson Township

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

Type of Facility Water system

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

Application Received Date February 8, 2017

Description of Action Construction of the Jefferson water storage tank with mixer.

**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.*

**WA48-1006A**, Succession to Water Rights. The Department has acknowledged that **Community Utilities of Pennsylvania, Inc.**, P.O. Box 379, Dunkirk, MD 20754, has given notice that it succeeded to all rights and obligations under the permit issued to the former Utilities Inc., Westgate, 503 Hallet Road, East Stroudsburg, PA 18301, Hanover Township, **Northampton County**, on February 12, 2014.

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

**WA3-1013, Water Allocations. Ford City Borough**, 1000 4th Avenue, Ford City, PA 16226, **Armstrong County**. The right to withdraw up to 2,100,000 gallons of water per day, peak day, from the Wells 1, 2 and 3.

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

**Source Water Protection Plan Approval** issued to **Newtown Artesian Water Company**, 201 N. Lincoln Ave., Newtown, PA 18940, **PWSID 1090043**, Newtown Borough, **Bucks County** on January 24, 2017.

**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:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Sandy Township	1094 Chestnut Avenue PO Box 267 DuBois, PA 15801	Clearfield

*Plan Description:* The approved plan provides for abandonment of Aqua Pennsylvania Wastewater, Inc.'s (APW) Treasure Lake East Sewage Treatment Plant (STP) and replacing it with a pump station. This pump station will convey sewage through a new forcemain to be constructed from the new pump station to the existing Treasure Lake West STP for treatment. APW's Treasure Lake West STP will be upgraded with an additional aeration tank and clarifier to treat the additional flow. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of Aqua Pennsylvania Wastewater, Inc.

**SEWAGE FACILITIES ACT PLAN DISAPPROVAL**

**Plan Disapprovals Under the Pennsylvania Sewage Facilities Act**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Conewago Township	3279 Old Hershey Rd. Elizabethtown, PA 17022	Dauphin

*Plan Description:* The exemption request for the Steve Black Subdivision, DEP Code No. A3-22910-183-2E, APS Id 93399, is disapproved. The purpose of this plan is to construct a new dwelling and a caretaker's apartment to use an onlot sewage disposal system on an existing lot. The project is located on the east side of Mapledale Road at the junction with Valley Road. The application is denied because onlot sewage disposal is proposed, and according to Conewago Township's Act 537 Official Plan, the project site is located within 1/4 mile of wells with nitrate-nitrogen concentrations in excess of 5 ppm. See Chapter 71, section 71.51(b)(1)(ii).

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 2**

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the

selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

**Reading Housing Authority Oakbrook Boiler House**, 500 McClellan Street, Reading, PA 19611, Reading City, **Berks County**. Element Environmental Solutions, Inc., 61 Willow Street, Adamstown, PA 19501, on behalf of Reading Housing Authority, 400 Hancock Boulevard, Reading, PA 19611, submitted a Remedial Investigation/Final Report concerning remediation of site soils and groundwater contaminated with # 6 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health and Site Specific Standards.

**Warriors Mark Fuel Tanker Release**, Route 350, Warriors Mark, PA 16877, Warriors Mark Township, **Huntingdon County**. ATC Group Services LLC, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Sel-Lo Oil, Inc., 7043 Ellenberger Drive, Altoona, PA 16601, and Marilee Ormsby, 1858 Quebec Street, Severn, MD 21144 submitted a Final Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline. 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:

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

**509 East Plank Road Site**, 509 East Plank Road, Altoona, PA 16602, City of Altoona, **Blair County**. BL Companies, 4242 Carlisle Pike, Suite 260, Camp Hill, PA 17011, on behalf of Rebekah Evey, 903 Garber Street, Hollidaysburg, PA 16648, submitted a combined Remedial Investigation and Final Report concerning remediation of site groundwater contaminated with chlorinated solvents. The combined Report demonstrated attainment of the Site Specific Standard, and was approved by the Department on February 17, 2017.

**Essendant, Inc. Truck Accident Site**, 501 Fulling Mill Road, Middletown, PA 17057, Lower Swatara Township, **Dauphin County**. Enviro Trac, Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Essendant, Inc., One Parkway North Blvd., Suite 100, Deerfield, IL 60015, and Phillips Office Group, 501 Fulling Mill Road, Middletown, PA 17057 submitted a Final Report concerning remediation of site soil contaminated with used motor oil and radiator fluid. The Final Report demonstrated

attainment of the Residential Statewide Health Standard, and was approved by the Department on February 16, 2017.

**Stuckey Ford**, 609 Broad Street, Hollidaysburg, PA 16648, Blair Township, **Blair County**. P. Joseph Lehman, Inc., P.O. Box 419, Hollidaysburg, PA 16648, on behalf of Matthew Stuckey, P.O. Box 489, Hollidaysburg, PA 16648, submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with used motor oil and leaded gasoline. The Report was approved by the Department on February 17, 2017.

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

**Amphenol Thermometrics, Inc.**, 967 Windfall Road, St. Marys, **Elk County**. MWH Americas, Inc., 200 Lindenwood Drive, Suite 100, Malvern, PA 19355, on behalf of General Electric, 640 Freedom Business Center, King of Prussia, PA 19406, submitted a Remedial Investigation/Final Report concerning the remediation of site soil contaminated with trichloroethene, 1,1-dichloroethene, 1,1,1-trichloroethane and site groundwater contaminated with trichloroethene and 1,1-dichloroethene. The Report was disapproved by the Department on January 31, 2017.

**Former Metallurgical Company of America (METCO) Site**, 8347 Mercer Street, Pulaski Township, **Lawrence County**. R.A.R. Engineering Group, Inc., 1135 Butler Avenue, New Castle, PA 16101, on behalf of Pulaski Industrial Corporation, P.O. Box 332, 8347 Mercer Street, Pulaski, PA 16143, submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with arsenic, cadmium, manganese, mercury, nickel and site groundwater contaminated with antimony, cadmium, lead, manganese, and molybdenum. The Report was approved by the Department on February 9, 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*

**Hazmat Environmental Group, Inc.**, 60 Commerce Drive, Buffalo, NY 14218-1040. License No. PA-AH 0315. Effective Feb 14, 2017.

*New Applications Received*

**IPC Services, LLC**, 232 E. Lancaster Rd., Harmony, PA 16037. License No. PA-AH 0859. Effective Feb 16, 2017.

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

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

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

**Permit ID No. 100434. Evergreen Landfill, Inc.**, P.O. Box 195, Luciusboro Road, Coral, PA 15731. Permit for a 10-year renewal of Solid Waste Management Permit ID No. 100434 to continue operation of the Evergreen Landfill, a municipal waste landfill, located in Center and Brush Valley Townships, **Indiana County**, was issued in the DEP Regional Office in Pittsburgh on February 10, 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.**

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

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

**GP1-48-006: Anchor Concrete.** (800 Uhler Road, Easton, PA 18040) on February 3, 2017 for the installation of a natural gas fired 33.6 MMBTU Hauck boiler at the site located in Forks Twp., **Northampton County**.

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

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

**GP5-59-229: SWEPI, LP** (150-E N. Dairy Ashford, E-1296-J, Houston, TX 77079) on February 8, 2017, for authorization to continue operation of one (1) 1,380 bhp Caterpillar model G3516B LE four-stroke ultra-lean-burn natural gas-fired compressor engine with an Emit Technologies oxidation catalyst, one (1) 60 MMscf/day NATCO dehydrator unit equipped with a 0.50 MMBtu/hr reboiler burner, and one (1) 10,000 gallon produced fluids tank pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Yaggie Compressor Station located in Union Township, **Tioga County**.

**GP5-59-220B: SWEPI, LP** (150-E N. Dairy Ashford, E-1296-J, Houston, TX 77079) on February 10, 2017, for the continued operation of three (3) 1,380 bhp Caterpillar model G3516B LE four-stroke ultra-lean-burn natural gas-fired compressor engines with Miratech oxidation catalysts, one (1) 30 MMscf/day NATCO dehydrator unit equipped with a 0.25 MMBtu/hr reboiler burner, one (1) 60 MMscf/day NATCO dehydrator unit equipped with a 0.50 MMBtu/hr reboiler burner, one (1) 80 bhp natural gas-fired generator engine and one (1) 10,000 gallon produced water tank pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Trimble Compressor Station located in Union Township, **Tioga County**.

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

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

**GP5-63-00940E: MarkWest Liberty Midstream and Resources, LLC** (1515 Arapahoe Street Tower 1, Suite 1600, Denver, CO 80202) on February 17, 2017, for authorization to install and operate an additional natural gas-fired compressor engine and continued operation of

previously authorized equipment at the Shaw Compressor Station located in Chartiers Township, **Washington County**.

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

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

**GP5-24-180C: NFG Midstream Clermont, LLC—Clermont West Compressor Station** (6363 Main Street, Williamsville, NY 14221) on February 14, 2017, for the authority to construct a Caterpillar 5,000 hp engine, a Caterpillar 1,380 hp engine, one Glycol tank, three 333 kW microturbines, one fuel gas heater, four catalytic heaters, and fugitive emissions. (BAQ-GPS/GP5) located at their facility in Jones Township, **Elk 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.**

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

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

**30-00077D: Texas Eastern Transmission, L.P.** (PO Box 1642, Houston, TX 77251) on February 13, 2017 to allow the physical change and change in method of operation of all compressor engines and one turbine to allow for bidirectional gas flow at Holbrook Compressor Station located in Richhill Township, **Greene County**. The Plan Approval also includes operational hour restrictions on each compressor engine, and memorializes the gas release event volatile organic compound (VOC) potential to emit (PTE) from TV-30-00077.

**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.**

*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.*

**36-03137B: New Enterprise Stone & Lime Co., Inc.** (PO Box 550, Blue Ball, PA 17506-0550) on February 10, 2017, for the modification of the existing tertiary plant which entails relocation of the operation to a lower level of the quarry while reusing the existing tertiary crusher, one new screen, one existing screen, two (2) new conveyors, eleven (11) "like-for-like" conveyors, one (1) new bin, one (1) washed sand screw, one (1) new 40,000 cfm baghouse and wet suppression system to control the particulate emissions. The modified tertiary source will be located at the Burkholder Quarry in Earl Township, **Lancaster County**. The plan approval was extended.

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

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

**41-00088A: Compass Natural Gas Partners LP** (1215 Manor Drive, Suite 302, Mechanicsburg, PA 17055)

on February 13, 2017, to extend the authorization for the construction of the compressed natural gas truck terminal at their Compass-Quaker CNG Truck Terminal facility located in Upper Fairfield Township, **Lycoming County** to August 12, 2017. The plan approval has been extended.

**47-309-001: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) extended the authorization an additional 180 days to allow continued operation of the gypsum manufacturing operations located at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit.

**47-309-001A: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) extended the authorization an additional 180 days to allow continued operation of the synthetic gypsum truck and railcar unloading operations located at their facility in Derry Township, **Montour County** pending issuance of the initial Title V operating permit.

**47-00014B: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) extended the authorization an additional 180 days to permit completion of the evaluation of compliance for the board kiln dryer. The source is located at their facility in Derry Township, **Montour County**.

**47-00014C: United States Gypsum Company** (60 PPL Road, Danville, PA 17821) extended the authorization an additional 180 days to permit completion of the evaluation of compliance for the board kiln dryer. The source is located at their facility in Derry Township, **Montour County**.

**59-00005G: Dominion Transmission, Inc.** (925 White Oaks Blvd., Bridgeport, WV 26330) on February 14, 2017, to extend the authorization for the construction of a 2,370 horsepower, natural-gas fired reciprocating internal combustion compressor engine controlled by a prechambered combustion system, an LE-54C air/fuel ratio controller and an EAS model EN4YE28 oxidation catalyst, for the construction of a 5,810 horsepower (49.98 million Btu per hour heat input), natural-gas fired compressor turbine, controlled by a dry low NO<sub>x</sub> (SoLoNO<sub>x</sub>) combustion system and a Universal Silencer oxidation catalyst and for the construction of eight 65 kilowatt model C65 NG Low NO<sub>x</sub> Capstone MicroTurbines, at the Sabinsville Station located in Clymer Township, **Tioga County** to August 13, 2017. The plan approval has been extended.

**18-00011J: Croda, Inc.** (8 Croda Way, Mill Hall, PA 17751) on August 11, 2016, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from February 19, 2017 to August 18, 2017 at their facility located in Bald Eagle Township, **Clinton County**. The plan approval has been extended.

**08-00016B: Dalrymple Gravel & Contracting Co., Inc.** (2105 South Broadway, Pine City, NY 14871) on February 10, 2017 to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from February 11, 2017 to August 10, 2017 at their facility located in Athens Township, **Bradford County**. The plan approval has been extended.

**08-00016C: Dalrymple Gravel & Contracting Co., Inc.** (2105 South Broadway, Pine City, NY 14871) on February 10, 2017, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from February 11, 2017 to August 10, 2017 at their facility located in Athens Township, **Bradford County**. The plan approval has been extended.

**60-00023A: Custom Container Solutions, LLC** (391 Wolfland Road, Lewisburg, PA 17837) on February 7,

2017, to extend the authorization an additional 180 days to August 6, 2017 in order to continue the compliance demonstration evaluation and permit operation pending issuance of an operating permit for the facility. Plan approval 60-00023A for the construction of two surface coating booths at their facility in West Buffalo Township, **Union County** has been extended.

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

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

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

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

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

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

**TVOP-32-00266 Evergreen Landfill, Inc.** (625 Cherrington Parkway, Moon Township, PA 15108) on February 17, 2017 a Title V Operating Permit renewal to evergreen Landfill, Inc. for the continued operation of their facility located in Center and Brush Townships, **Indiana County**.

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

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

**36-03005: Intelligencer Printing Co., Inc.** (330 Eden Road, Lancaster, PA 17601-4218) on February 10, 2017, for the commercial printing facility located in Manheim Township, **Lancaster County**. The State-only permit was renewed.

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

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

**10-00065: Allegheny Mineral Harrisville Plant** (PO Box 1022, One Glade Park East, Kittanning, PA 16201-5022), to issue the renewal of the State Only Operating Permit for the limestone plant located at 133 Camp Ground Road in Mercer Township, **Butler County**. The facility is a Natural Minor. The primary sources at the facility include a feeder, jaw crusher, conveyors, screens, material bins, stockpiles, two Bradley Mills, Raymond Mill, bagging, transfer points, an emergency generator, and a parts washer. The mills are each controlled by cyclone/baghouse. Fugitive emissions are minimized by the wet spray Aquadyne system. 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.

The emergency generator engine is subject to 40 CFR 63 Subpart ZZZZ pertaining to NESHAPs for Reciprocating Internal Combustion Engines. The new Bradley limestone grinding mill was installed in 2004 and is subject to 40 CFR 60 Subpart OOOO pertaining to NSPS for Non-Metallic Mineral Processing. The potential emissions of particulate are 42.5 TPY. The potential filterable PM<sub>10</sub> emissions are 24.94 TPY. Potential NO<sub>x</sub> emissions are 2.33 TPY. Potential CO emissions are 1.96 TPY, and potential VOC emissions are 0.13 TPY.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9476.*

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

**S15-016: Ardex Laboratories** (2050 Byberry Road, Philadelphia, PA 19116) reissued February 17, 2017 for the operation of a specialty cleaning and polishing preparatory facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a mixing tank, fourteen (14) mixing vessels, tank truck unloading, drum filling and packaging, and three (3) combustion units each rated less than 1 MMBTU/hr.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

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

**06-05040: East Penn Manufacturing Co.** (PO Box 147, Lyon Station, PA 19536) on February 7, 2017, for the secondary lead smelting facility located in Richmond Township, **Berks County**. The Title V permit underwent a minor modification to add RACT2 requirements for Sources 102, 107, 109, 110, 112 and 113, and to add 2.7 tpy VOC caps on Sources 102 and 109.

**36-05156: L&S Sweeteners** (388 East Main Street, Leola, PA 17540-1925) on February 7, 2017, for the liquid and dry bulk receiving and transfer operations and landfill gas-to-energy equipment at the facility located in Upper Leacock Township, **Lancaster County**. The Title V permit was administratively amended in order to reflect a change of responsible official and permit contact information.

**06-05069: East Penn Manufacturing Co.** (PO Box 147, Lyon Station, PA 19536) on February 3, 2017, for the lead-acid battery assembly facility located in Richmond Township, **Berks County**. The Title V permit underwent a minor modification to 1.) add presumptive RACT 2 requirements for certain sources and to 2.) correct a condition referencing error in Source Group SG10A.

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

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

**53-00003: National Fuel Gas Supply Corporation** (6363 Main Street, Williamsville, NY 14221-5855), issued a modified Title V operating permit on February 15, 2017

for their Ellisburg Compressor Station located in Allegany Township, **Potter County**. This operating permit incorporates all applicable regulatory requirements for major sources of NO<sub>x</sub> and VOCs specified in 25 Pa. Code Sections 129.976—129.100.

**53-00008: National Fuel Gas Supply Corporation** (6363 Main Street, Williamsville, NY 14221-5855), issued a modified Title V operating permit on February 15, 2017 for their East Fork Compressor Station located in Wharton Township, **Potter County**. This operating permit incorporates terms and conditions which limit the facility-wide emission of volatile organic compounds from the station to no more than 45 tons in any 12 consecutive month period.

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

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

**16-00003: PA State System of Higher Education/Clarion University of PA** (840 Wood Street, Clarion, PA 16214-1240). On February 16, 2017 the Department issued an administrative amendment to the State Operating Permit to incorporate the change in responsible official for the Clarion University Boiler Plant located in Clarion Borough, **Clarion County**.

**24-00121: Northwest Hardwoods** (35748 State Route 93, Hamden, OH 45634) on February 17, 2017 the Department issued an administrative amendment to the State Only Operating Permit for the facility located in Ridgway Township, **Elk County**. The amendment incorporates the name change.

**27-00008: Northwest Hardwoods** (23925 Commerce Park Road, Beachwood, OH 44122-5821) on February 17, 2017 the Department issued an administrative amendment to the State Only Operating Permit for the Northwest Endeavor Facility located in Hickory Township, **Forest County**. The amendment incorporates the name change.

**37-00121: Ezeflow USA Incorporated** (1400 New Butler Road, New Castle, PA 16101). On February 16,

2017 issued an administrative amendment to the State Operating Permit to incorporate the change in responsible official for the Flowline Division of Ezeflow Facility located in New Castle City, **Lawrence County**. The responsible official changed to Marty Capoferri.

**43-00273: Metal Litho and Laminating, LLC dba Select Metal Litho Greenville** (242 Reynolds Industrial Park Drive, Greenville, PA 16125-8216). On February 16, 2017 the Department issued an administrative amendment to the State Operating Permit to incorporate the change in ownership, tax ID, and responsible official for the metal surface coating facility located in Pymatuning Township, **Mercer County**.

**61-00204: Franklin Bronze Precision Components** (655 Grant Street, Franklin, PA 16323-2217). On February 13, 2017 issued an administrative amendment to the State Operating Permit to incorporate the change in responsible official for the Franklin Bronze Plaques Facility located in Sugarcreek Borough, **Venango County**. The General Manger changed to John Nichols.

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

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

*Contact: Dave Balog, New Source Review Chief or Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6340.*

**43-00310: NLMK Pennsylvania Corporation** (15 Roemer Boulevard, Farrell, PA 16121) for its facility located in Farrell City, **Mercer County**. The De minimis emission increase is for construction of an 80-gallon parts washer. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby approves the De minimis emission increase. The following table is a list of the De minimis emission increases as required by 25 Pa. Code § 127.449(i). This list includes the De minimis emission increases since the Title V Operating Permit issuance on December 8, 2015.

Date	Source	PM <sub>10</sub> (tons)	SO <sub>x</sub> (tons)	NO <sub>x</sub> (tons)	VOC (tons)	CO (tons)
2-17-17	80-gallon Parts Washer				0.418	
Total Reported Increases					0.418	
Allowable		0.6 ton/source 3 tons/facility	1.6 ton/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

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

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

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

**43-00316: Three Rivers Aggregates LLC Mercer Plant** (1807 Shenango Road, New Galilee, PA 16141-2241) on February 14, 2017, the permit was revoked for the sand and gravel facility located in East Lackawanna Township, **Mercer County**. This State Operating Permit was revoked because the facility has ceased production and the sources were removed from the site.



## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

### Coal Permits Issued

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

**63841302 and NPDES No. PA0090689. Maple Creek Mining, Inc.**, (46226 National Road, St. Clairsville, OH 43950). To renew the permit for the Maple Creek Mine in Carroll, Fallowfield, North Strabane, Nottingham and Somerset Townships, Borough of New Eagle, **Washington County** and related NPDES permit. No additional discharges. The application was considered administratively complete on May 11, 2001. Application received February 21, 2001. Permit issued February 15, 2017.

**30841317 and NPDES No. PA0213527. Consol Pennsylvania Coal Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Enlow Fork Mine in Morris and Richhill Townships, **Greene County**, Morris Township, **Washington County** and related NPDES permit for installation of a powerline. Surface Acres Proposed 52.8. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. No additional discharges. The application was considered administratively complete on October 13, 2016. Application received June 7, 2016. Permit issued February 16, 2017.

**30810703 and NPDES No. PA0092894-A1. Consol Pennsylvania Coal Company**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Bailey Coal Refuse Disposal Areas No. 1 and No. 2 in Richhill and Morris Townships, **Greene County** and related NPDES permit to add support areas for proposed CRDA No. 7 and No. 8 and add NPDES Outfall 101. Coal Refuse Disposal Support Acres Proposed 287.0. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. Receiving Stream: Unnamed Tributary to Enlow Fork, classified for the following use: WWF. The first downstream potable water supply intake from the

point of discharge is Bailey Deep Mine Non-Community Public Water Supply and intake Enlow Fork. The application was considered administratively complete on June 26, 2015. Application received February 17, 2015. Permit issued February 16, 2017.

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

**Permit No. 32890109 and NPDES No. PA0598640. Consol Mining Co., LLC, CNX Center**, 1000 Consol Energy Drive, Canonsburg, PA 15317, permit renewal for reclamation only of a bituminous surface and auger mine in Blacklick Township, **Indiana County** affecting 18.4 acres. Receiving stream: Aultmans Run classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 8, 2016. Permit issued: February 13, 2017.

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

**14040103 and NPDES PA0243876. River Hill Coal Company, Inc.** (P.O. Box 141, Kylertown, PA 16847). Permit renewal for reclamation only of a bituminous surface mine located in Snow Shoe Township, **Centre County** affecting 46.7 acres. Receiving stream(s): Unnamed Tributary to Beech Creek to Beech Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: January 27, 2017. Permit issued: February 10, 2017.

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

**Permit No. 54040201R. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse reprocessing, refuse disposal and preparation plant operation in Butler, West Mahanoy and Union Townships, **Schuylkill County** affecting 1,108.97 acres, receiving stream: Shenandoah Creek. Application received: December 30, 2010. Renewal issued: February 13, 2017.

**Permit No. 54040201R2. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse reprocessing, refuse disposal and preparation plant operation in Butler, West Mahanoy and Union Townships, **Schuylkill County** affecting 1,108.97 acres, receiving stream: Shenandoah Creek. Application received: December 8, 2015. Renewal issued: February 13, 2017.

**Permit No. PAM112087. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54040201 in Butler, West Mahanoy and Union Townships, **Schuylkill County**, receiving stream: Shenandoah Creek. Application received: December 10, 2012. Permit issued: February 13, 2017.

**Permit No. PAM112087R. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54040201 in Butler, West Mahanoy and Union Townships, **Schuylkill County**, receiving stream: Shenandoah Creek. Application received: December 8, 2015. Permit issued: February 13, 2017.

**Permit No. 54783702R5 and NPDES Permit No. PA0593010. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing an-

thracite coal refuse disposal, refuse reprocessing and preparation plant operation and NPDES Permit for discharge of treated mine drainage in New Castle and Norwegian Townships, **Schuylkill County** affecting 681.0 acres, receiving stream: West Branch Schuylkill River. Application received: March 18, 2010. Renewal issued: February 13, 2017.

**Permit No. 54783702R6 and NPDES Permit No. PA0593010. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite coal refuse disposal, refuse reprocessing and preparation plant operation and NPDES Permit for discharge of treated mine drainage in New Castle and Norwegian Townships, **Schuylkill County** affecting 681.0 acres, receiving stream: West Branch Schuylkill River. Application received: March 24, 2015. Renewal issued: February 13, 2017.

**Permit No. 54783702C7. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), correction of an existing anthracite coal refuse disposal, refuse reprocessing and preparation plant operation in New Castle and Norwegian Townships, **Schuylkill County** to increase the permitted acres from 512.0 to 681.0 acres, receiving stream: West Branch Schuylkill River. Application received: January 15, 2016. Correction issued: February 13, 2017.

**Permit No. 54-305-012GP12R. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54783702 in New Castle and Norwegian Townships, **Schuylkill County**. Application received: April 5, 2010. Renewal issued: February 13, 2017.

**Permit No. 54-305-012GP12R2. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54783702 in New Castle and Norwegian Townships, **Schuylkill County**. Application received: March 16, 2016. Renewal issued: February 13, 2017.

**Permit No. 54793206R6. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of an existing anthracite surface mine, coal refuse reprocessing and preparation plant operation in Mahanoy Township and Shenandoah Borough, **Schuylkill County** affecting 3,038.0 acres, receiving stream: Mahanoy Creek. Application received: July 7 2015. Renewal issued: February 13, 2017.

**Permit No. PAM113009R. Reading Anthracite Company**, (P.O. Box 1200, Pottsville, PA 17901), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54793206 in Mahanoy Township and Shenandoah Borough, **Schuylkill County**, receiving stream: Mahanoy Creek. Application received: July 7, 2015. Renewal issued: February 13, 2017.

**Permit No. 40663013R6. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing, refuse disposal and preparation plant operation in Hazle Township, **Luzerne County** affecting 304.0 acres, receiving stream: Black Creek. Application received: December 30, 2015. Renewal issued: February 13, 2017.

**Permit No. PAM111096R. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal General NPDES Stormwater Permit

for stormwater discharges associated with mining activities on Surface Mining Permit No. 40663013 in Hazle Township, **Luzerne County**, receiving stream: Black Creek. Application received: December 30, 2015. Renewal issued: February 13, 2017.

**Permit No. 40663013C8. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction to update the post-mining land use on an existing anthracite coal refuse reprocessing, refuse disposal and preparation plant operation in Hazle Township, **Luzerne County** affecting 304.0 acres, receiving stream: Black Creek. Application received: December 30, 2015. Renewal issued: February 13, 2017.

**Permit No. 54850204R6 and NPDES Permit No. PA0592749. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing operation and NPDES Permit for discharge of treated mine drainage in Porter Township, **Schuylkill County** affecting 1,756.0 acres, receiving stream: Wiconisco Creek. Application received: June 24, 2016. Renewal issued: February 13, 2017.

**Permit No. 40663031R6 and NPDES Permit No. PA0225070. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation and NPDES Permit for discharge of treated mine drainage in Foster Township, **Luzerne County** affecting 523.0 acres, receiving streams: Black Creek and Sandy Run. Application received: December 30, 2015. Renewal issued: February 13, 2017.

**Permit No. 40663031C8. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction to update the post-mining land use of an existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation in Foster Township, **Luzerne County** affecting 523.0 acres, receiving streams: Black Creek and Sandy Run. Application received: December 30, 2015. Correction issued: February 13, 2017.

**Permit No. 40663031C9 and NPDES Permit No. PA0225070. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction to remove areas and add acres from Pagnotti Enterprises, Inc. SMP No. 40663030 (SMP No. 40663030 is null & void) and update the NPDES Permit to reflect the change to existing anthracite surface mine, coal refuse reprocessing and refuse disposal operation and NPDES Permit for discharge of treated mine drainage in Foster Township, **Luzerne County** affecting 523.0 acres, receiving streams: Black Creek and Sandy Run. Application received: June 6, 2016. Correction issued: February 13, 2017.

#### *Noncoal Permits Issued*

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

**4774SM4 and NPDES PA0115789. Hanson Aggregates Pennsylvania LLC** (7660 Imperial Way, Allentown, PA 18195). Renewal of the NPDES permit on an existing industrial mineral mine located in Fairfield and Montoursville Townships, **Lycoming County** affecting 939.3 acres. Receiving stream: Bennett's Run classified for WWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 16, 2016. Permit issued: February 10, 2017.

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

**Permit No. PAM111053R. Roloson Excavating, Inc.**, (836 Braman Road, Equinunk, PA 18417), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 64080801 in Manchester Township, **Wayne County**, receiving stream: Delaware River. Application received: December 15, 2016. Renewal issued: February 14, 2017.

**Permit No. 06010301C6 and NPDES Permit No. PA0224146. Berks Products Corp.**, (167 Berks Products Drive, Leesport, PA 18533), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Maxatawny Township, **Berks County**, receiving stream: Maiden Creek. Application received: August 22, 2016. Renewal issued: February 16, 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*

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

**Permit No. 06174102. J Roy's, Inc.**, (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Willow Glen Lots 97, 98 & 99 in Ontelaunee Township, **Berks County** with an expiration date of January 18, 2018. Permit issued: February 13, 2017.

**Permit No. 38174101. J Roy's, Inc.**, (P.O. Box 125, Bowmansville, PA 17507), construction blasting at 42 Erinn Lane in South Annville Township, **Lebanon County** with an expiration date of February 8, 2018. Permit issued: February 13, 2017.

**Permit No. 40174104. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Latonan Trucking South Main Street Project in Jenkins Township, **Luzerne County** with an expiration date of December 31, 2017. Permit issued: February 13, 2017.

**Permit No. 49174101. Wampum Hardware Company**, (2856 Stoystown Road, Friends, PA 15541), construction blasting for Northumberland PADOT Project in Point Township, **Northumberland County** with an expiration date of December 31, 2018. Permit issued: February 13, 2017.

**Permit No. 38174102. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Owl Creek Construction in Jackson Township, **Lebanon County** with an expiration date of March 31, 2017. Permit issued: February 14, 2017.

**Permit No. 58174104. DW Drilling & Blasting**, (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804), construction blasting for Foltz J Pad 2 & Sediment Trap in Brooklyn Township, **Susquehanna County** with an expiration date of February 2, 2018. Permit issued: February 14, 2017.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) and that the construction will not violate applicable Federal and State water quality standards.

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

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

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

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

*Permits, Environmental Assessments and 401 Water Quality Certifications Issued:*

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E23-534. MIPC, LLC**, 920 Cherry Tree Road, Aston, PA 19014, Tincum Township, **Delaware County**, ACOE Philadelphia District.

To remove partially an existing 8-inch diameter liquid petroleum pipeline, relocate and maintain a new 8-inch diameter liquid petroleum pipeline to provide adequate cover below the bottom of the River associated with the deepening dredging of the Delaware River (WWF) to meet

USACE standards. The existing petroleum line is partially removed and the remaining section will be sealed and abandoned in place.

The site is located east of Hog Island (Woodbury, NJ-PA-USGS Quadrangle Latitude: 39.867530, Longitude: -75.219796). This line will be placed in the same bore with Sunoco Logistics Partners LP. (Reference permit No. E23-528).

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

**E23-528. Sunoco Logistics Partners (SLP LP)**, 525 Fritztown Road, Sinking Spring, PA 19608, Tincum Township, **Delaware County**, ACOE Philadelphia District.

To remove a partially existing 12-inch diameter liquid petroleum pipeline, relocate and maintain a new 12-inch diameter liquid petroleum pipeline to provide adequate cover below the bottom of the river associated with the deepening dredging of the Delaware River (WWF) to meet USACE standards. The existing petroleum line is partially removed and the remaining section at the ends will be sealed and abandoned in place.

The site is located east of Hog Island (Woodbury, NJ-PA-USGS Quadrangle latitude: 39.867530, longitude: -75.219796). This line will be placed in the same bore with MIPC, LLC. (Reference permit No. E23-534).

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

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

**E34-137: PennDOT Engineering District 2-0**, 70 PennDOT Drive, P.O. Box 342, Clearfield, PA 16830, Monroe Township, **Juniata County**, U.S. Army Corps of Engineers, Baltimore District.

To remove existing structure and to (1) install and maintain a 30 linear foot, 11 foot x 5-foot box culvert with 1-foot uniform depression in Cocolamus Creek (TSF, MF) with R-6 chocked with R-4 scour protection and (2) relocate 225 linear feet of UNT Cocolamus Creek (TSF, MF). The project proposed a total of 89 linear feet of temporary stream channel impacts, 280 linear feet of permanent impacts, 0.1 ac of temporary, and 0.1 ac of permanent wetland impacts for the purpose of improving roadway safety. The project is located in Monroe Township, Juniata County. (40° 40' 19.6", -77° 10' 28.2")

*Southwest Region: Waterways & Wetlands Program, 500 Waterfront Drive, Pittsburgh, PA 15222, Rita A. Coleman (412) 442-4149.*

**E26-374, J & D Enterprises**, 100 Ross Street, Pittsburgh, PA 15219, Menallen Township and Franklin Township, **Fayette County**, ACOE Pittsburgh District.

Has been given consent to:

Place and maintain fill in approximately 1.81 acre of wetlands that consist of PEM, PFO, PAB and PUB, and 0.20 acre of floodway of an unnamed tributary to Redstone Creek (aka Tributary 40018) (WWF), and construct and maintain an outfall structure within the floodway of Jennings Run (WWF), for the purpose of constructing several new buildings, access roadways and

parking areas, in association with an expansion of the Franklin Commercial Park. Replacement wetlands will be constructed, on-site, along an existing wetland (aka Wetland 1) and within the floodway of an unnamed tributary to Redstone Creek (aka Tributary 40018) (WWF). The project is located at the intersection of Franklin Drive and Old Route 51 (T502) (Uniontown, PA and New Salem, PA USGS topographic quadrangle; Latitude: 39° 57' 30"; Longitude: -79° 45' 2"; Sub-basin: 19C; Chapter 93 Type: WWF; USACE: Pittsburgh District), in Menallen and Franklin Townships, Fayette County.

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

**E5929-051: HEP Tioga Gathering, LLC**; 17806 IH-10 West, Suite 210, San Antonio, TX, 78227, Tunkhannock, PA 18657, Liberty and Morris Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary road crossing using timber mats impacting 364 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'32"N, 77°13'51"W);

2) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 2,890 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 3,526 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°35'38"N, 77°13'42"W);

3) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 2,663 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'41"N, 77°13'36"W);

4) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 820 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'27"N, 77°13'16"W);

5) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 1,044 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 57 linear feet of Custard Run (EV) (Nauvoo, PA Quadrangle 41°35'13"N, 77°13'08"W);

6) A temporary road crossing using timber mats impacting 44 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'27"N, 77°13'06"W);

7) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 994 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 16 linear feet of an unnamed tributary to Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°35'13"N, 77°12'56"W);

8) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 410 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°35'07"N, 77°12'54"W);

9) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road

crossing using timber mats impacting 143 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°34'51"N, 77°12'13"W);

10) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 773 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°34'50"N, 77°12'13"W);

11) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 4,359 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 76 linear feet of an unnamed tributary to Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'49"N, 77°12'12"W);

12) A temporary road crossing using timber mats impacting 215 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°34'47"N, 77°12'11"W);

13) A temporary road crossing using timber mats impacting 190 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Nauvoo, PA Quadrangle 41°34'46"N, 77°12'09"W);

14) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 2,887 square feet of an exceptional value palustrine forested (EV-PFO) wetland and 74 linear feet of an unnamed tributary to Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'44"N, 77°12'07"W);

15) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 59 linear feet of Little Fall Creek (EV) (Nauvoo, PA Quadrangle 41°34'43"N, 77°12'06"W);

16) A temporary road crossing using timber mats impacting 622 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Nauvoo, PA Quadrangle 41°34'32"N, 77°11'32"W);

17) A 20 inch diameter steel gas pipeline and a 16 inch diameter HDPE water pipeline via horizontal directional bore impacting 156 square feet of an exceptional value palustrine scrub shrub (EV-PSS) wetland and 3 linear feet of Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°34'47"N, 77°11'26"W);

18) A 20 inch diameter steel gas pipeline, a 16 inch diameter HDPE water pipeline, and a temporary road crossing using timber mats impacting 287 square feet of an exceptional value palustrine emergent (EV-PEM) wetland and 50 linear feet of an unnamed tributary to Zimmerman Creek (EV) (Nauvoo, PA Quadrangle 41°34'11"N, 77°10'33"W).

The project will result in 334 linear feet of temporary stream impacts, 8,563 square feet (0.20 acre) of temporary wetland impacts, and 13,916 square feet (0.32 acre) of permanent wetland impacts all for the purpose of installing a natural gas gathering line and associated access roads in Liberty and Morris Township, Tioga County. The permittee will provide 0.32 acre of onsite wetland restoration and 0.32 acre of compensatory mitigation for forested wetland impacts at an off-site location (Tiadaghton, PA Quadrangle 41°41'28"N, 77°25'10"W) in Shippen Township, Tioga County.

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

**E37-199, Plenary Walsh Keystone Partners**, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275. JV # 470, SR 0956 Section P31 over Neshannock Creek in Wilmington Township, **Lawrence County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 30 foot wide single-span steel multi-girder bridge having a total span length of 142 feet and a low-chord elevation of 976.75 across Neshannock Creek in Neshannock Township, Lawrence County. (New Castle North, PA Quadrangle N: 41°, 05', 18.676"; W: -80°, 17', 18.406").

**E10-505. PA Department of Transportation, District 10-0**, 2550 Oakland Avenue, Indiana, PA 15701. SR 4017, Section 290, Segment 0010, Offset 0824 across Muddy Creek in Muddy Creek Township and Worth Township, **Butler County**, ACOE Pittsburgh District.

To remove the existing structure and to construct and maintain a 33.38-foot wide single-span concrete girder bridge having a total span length of 143 feet and a low chord elevation of 1,179.93 across over Muddy Creek to facilitate improved access to the north shore of Moraine State Park east of the interchange of I-79 and SR 422 (Portersville, PA Quadrangle N: 40° 57' 47"; W: 80° 07' 44").

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

*Responsible Office: Southeast Regional Office, Regional Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, (484) 250-5970.*

*401 Water Quality Certification request initiated by: Philadelphia Regional Port Authority, 3460 North Delaware Avenue, Philadelphia, PA 19134.*

*Project description and location:* The Department is issuing a Water Quality Certification under Section 401 of the Federal Water Pollution Control Act pursuant to the applicant's request. This project involves the discharge of supernatant from the Fort Mifflin Confined Disposal Facility (FMCDF) to the Schuylkill River. The FMCDF is located in Philadelphia County, and is owned by the United States Army Corps of Engineers (USACE). The project involves maintenance dredging of three port facilities owned by Philadelphia Regional Port Authority (PRPA) and the placement of dredged material into the FMCDF. The three port facilities are the Tioga Bulk Liquids Terminal, Pier 82 South, and the Packer Avenue Marine Terminal. The dredging and placement, including the operation of the FMCDF in such a manner as to retain the dredged material and prevent it returning to the River in the discharge, will be conducted by a contractor to be retained by PRPA. The Water Quality Certification is issued with conditions including monitoring requirements, concentration limits, and seasonal restrictions to protect anadromous fish during the spawning season.

## EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

ESCGP-2 # ESX14-019-0067—Krendale to Bloom Pipeline Project  
Applicant MarkWest Liberty Bluestone, LLC  
Contact Mr. Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City Canonsburg State PA Zip Code 15317  
County Butler Township(s) Butler and Connoquenessing  
Receiving Stream(s) and Classification(s) Unnamed Tributaries to Little Connoquenessing Creek, Little Connoquenessing Creek Watershed

ESCGP-2 # ESG16-019-0015—Shields to Mackrell Pipeline Project  
Applicant Stonehenge Appalachia, LLC  
Contact Patrick Redalen  
Address 11400 Westmoor Circle, Suite 325  
City Westminster State CO Zip Code 80021  
County Butler Township(s) Oakland & Donegal  
Receiving Stream(s) and Classification(s) UNT Thorn Creek HQ-WWF/Connoquenessing, Buffalo Creek HQ-CWF/Lower Allegheny, UNT Buffalo Creek HQ-CWF/Lower Allegheny

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

ESCGP-2 # ESX29-015-16-0023  
Applicant Name Talisman Energy USA Inc  
Contact Person Lance Ridall  
Address 337 Daniel Zenker Dr  
City, State, Zip Horseheads, NY 14845  
County Bradford  
Township(s) Pike  
Receiving Stream(s) and Classification(s) UNT to Ford St Creek (WWF-MF)  
Secondary—Ford St Creek

ESCGP-2 # ESG29-081-16-0035  
Applicant Name Range Resources—Appalachia LLC  
Contact Person Christopher Waddell  
Address 80 Health Dr  
City, State, Zip Lock Haven, PA 17745  
County Lycoming

Township(s) Cummings  
Receiving Stream(s) and Classification(s) First Fork Larrys Ck (EV)  
Secondary—Larrys Ck (EV)

ESCGP-2 # ESX12-081-0029(01)  
Applicant Name Range Resources—Appalachia LLC  
Contact Person Christopher Waddell  
Address 80 Health Dr  
City, State, Zip Lock Haven, PA 17745  
County Lycoming  
Township(s) Cogan House  
Receiving Stream(s) and Classification(s) Little Gap Run (HQ-CWF); UNT to Hoagland Run (HQ-CWF); UNT to Roaring Run (EV)  
Secondary—Hoagland Run (HQ-CWF); Roaring Run (EV)

ESCGP-2 # ESX29-117-16-0014  
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) Osceola  
Receiving Stream(s) and Classification(s) Thornbottom Ck (WWF)

ESCGP-2 # ESX29-015-17-0004  
Applicant Name Appalachia Midstream Services LLC  
Contact Person Josh Brown  
Address 400 IST Center, Suite 404  
City, State, Zip Horseheads, NY 14845  
County Bradford  
Township(s) Burlington  
Receiving Stream(s) and Classification(s) UNT to Wallace Run (WWF); UNT to Tomjack Ck (TSF)  
Secondary—Wallace Run and Tomjack Ck

ESCGP-2 # ESX29-015-17-0001  
Applicant Name Regency Marcellus Gas Gathering LLC  
Contact Person Kevin Roberts  
Address 7000 Stonewood Dr, Suite 351  
City, State, Zip Wexford, PA 15090  
County Bradford  
Township(s) Franklin  
Receiving Stream(s) and Classification(s) UNT to Towanda Ck (CWF, MF)  
Secondary—Towanda Ck

[Pa.B. Doc. No. 17-382. Filed for public inspection March 3, 2017, 9:00 a.m.]

## Bid Opportunity

**OSM 66(6690)101.1, Abandoned Mine Reclamation Project, Coalbed Swamp, Forkston Township, Wyoming County.** The principal items of work and approximate quantities include: construction and installation of bat gate; bat gate, 25 feet x 6 feet; and topsoil, 200 tons.

This bid issues on March 17, 2017, and bids will be opened on April 20, 2017, at 2 p.m. Bid documents, including drawings in PDF format and Auto-Cad Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection's web site at [www.dep.pa.gov/ConstructionContracts](http://www.dep.pa.gov/ConstructionContracts). This project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant

for this project. Contact the Construction Contracts Section at (717) 787-7820 for more information on this bid. Note this is a Small Construction Business Program bid opportunity.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-383. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Climate Change Advisory Committee Meeting Cancellation

The Climate Change Advisory Committee (Committee) has cancelled its regular meeting scheduled for March 14, 2017. This meeting has not been rescheduled at this time. The next regular Committee meeting is scheduled for May 9, 2017.

Questions concerning the cancellation of the March 14, 2017, meeting should be directed to Mark Brojakowski, Bureau of Air Quality, Climate Change Section, P.O. Box 8468, Harrisburg, PA 17105-8468 at mbrojakows@pa.gov or (717) 772-3429.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-384. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Mining and Reclamation Advisory Board Rescheduled Meeting

The Mining and Reclamation Advisory Board (Board) meeting originally scheduled for April 20, 2017, will be held on April 6, 2017, from 10 a.m. to 12 p.m. in Conference Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101.

Questions concerning the meeting can be directed to Daniel E. Snowden, DED at (717) 783-8846 or dsnowden@pa.gov. The agenda and meeting materials for the meeting are 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) (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Mining and Reclamation Advisory Board (MRAB)").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden, DED at (717) 783-8846 or through the Pennsylvania AT&T Relay Service at (800)

654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-385. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Small Water Systems Technical Assistance Center Board Meeting Cancellation

The March 9, 2017, meeting of the Small Water Systems Technical Assistance Center Board has been cancelled. The next regular meeting is scheduled for Thursday, May 4, 2017, beginning at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the cancellation of the March 9, 2017, meeting or the May 4, 2017, meeting should be directed to Dawn Hissner, Bureau of Safe Drinking Water at [dhissner@pa.gov](mailto:dhissner@pa.gov) or (717) 772-2189. The agenda and meeting materials 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).

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Dawn Hissner at (717) 772-2189, or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Acting Secretary*

[Pa.B. Doc. No. 17-386. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF GENERAL SERVICES

### Lease Office Space to the Commonwealth Luzerne County

Proposers are invited to submit proposals to the Department of General Services to provide the Department of Labor and Industry with 25,480 usable square feet of office space in Luzerne County. Downtown locations will be considered. For more information on SFP No. 94868, which is due on April 14, 2017, visit [www.dgs.pa.gov](http://www.dgs.pa.gov) or contact Erica Dreher, Bureau of Real Estate, (717) 317-5315, [edreher@pa.gov](mailto:edreher@pa.gov).

CURTIS M. TOPPER,  
*Secretary*

[Pa.B. Doc. No. 17-387. Filed for public inspection March 3, 2017, 9:00 a.m.]

# DEPARTMENT OF HEALTH

## Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facility (ASF) has filed a request for exception under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following request for exception relates to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation</i>
North East Surgery Center	28 Pa. Code § 551.31(a)(3)(i) (relating to licensure)

The previously listed request is on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-388. Filed for public inspection March 3, 2017, 9:00 a.m.]

## Hospitals; Requests for Exceptions

The following hospital has filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals), with the exception of 28 Pa. Code § 153.1 (relating to minimum standards). Exception requests related to 28 Pa. Code § 153.1 are listed separately in this notice.

<i>Facility Name</i>	<i>Regulation</i>
J C Blair Memorial Hospital	28 Pa. Code § 138.17 (relating to PTCA) 28 Pa. Code § 138.18 (relating to EPS studies)

The following hospitals are requesting exceptions under 28 Pa. Code § 153.1. Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Relating to</i>	<i>Publication Year</i>
Geisinger Wyoming Valley Medical Center	2.2-3.1.3.6	Table 2.1-4 station outlets for oxygen, vacuum and medical air in hospitals (2.2-3.1.3.6)	2014
Magee Rehabilitation Hospital	2.6-2.3.1.2 2.6-2.3.3	Inpatient spaces (patient living areas) Personal services (barber/beauty) areas	2014 2014
Milton S. Hershey Center	2.2-2.11.6.13	Examination/treatment room and/or multipurpose diagnostic testing room	2014

All previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163 or ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the address listed previously. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.



Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or the Pennsylvania AT&T Relay Service (800) 654-5984 (TT).

KAREN M. MURPHY, PhD, RN,  
*Secretary*

[Pa.B. Doc. No. 17-389. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Availability of Amendment to the Adult Autism Waiver

The Department of Human Services (Department) is making available for public review and comments the Department's proposed amendment to the Adult Autism Waiver.

#### *Background*

The Department has proposed the following changes to the Adult Autism Waiver effective July 1, 2017:

- Revised the definition of Day Habilitation and Residential Habilitation services to comply with the Centers for Medicare & Medicaid Services final rule for home and community-based services settings.
- Increased the limitation on the Extended Employment Supports component of the Supported Employment service.
- Moved the requirements per Appendix C-2 to the Temporary Supplemental Service definition.
- Revised the definition of Career Planning, Vocational Assessment service to include facilitating access to benefits counseling.
- Revised the definition of Supports Coordination service to prohibit a Supports Coordinator from acting as his own supervisor; added a requirement that Supports Coordinators must discuss opportunities for participants to seek employment at annual Individual Support Plan meetings; and added additional training requirements for Supports Coordinators.
- Added a requirement that participants be paid minimum wage to the definition of Transitional Work service and limited the service to three uninterrupted years.
- Revised Appendix C-5 to include HCB Settings requirements.

#### *Fiscal Impact*

There is no anticipated fiscal impact in Fiscal Year 2017-2018 as a result of this amendment.

#### *Public Comment*

The Department has made the proposed amendment to the Adult Autism Waiver available at <http://www.dhs.pa.gov/learnaboutdhs/waiverinformation/adultautismwaiver/index.htm>.

Copies of this notice and the proposed amendment to the Adult Autism Waiver are also available by contacting the Bureau of Autism Services as follows.

Interested persons are invited to submit written comments regarding the proposed amendment to the Adult Autism Waiver. Comments should be addressed to Lea Sheffield, Department of Human Services, Bureau of

Autism Services, Office of Developmental Programs, P.O. Box 2675, Harrisburg, PA 17120. Comments may also be submitted to the Department at [RA-odpautismwaiver@pa.gov](mailto:RA-odpautismwaiver@pa.gov). Comments received within 30 days will be reviewed and considered.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TTD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,  
*Secretary*

**Fiscal Note:** 14-NOT-1117. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 17-390. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Information Regarding the Department of Human Services' Intent to Continue to Provide Medical Assistance for Former Foster Care Youth from a Different State

The purpose of this notice is to announce that the Department of Human Services (Department) intends to continue to provide Medical Assistance (MA) coverage for former foster care youth who were in foster care and receiving Medicaid at 18 years of age or older in a different state and later moved to this Commonwealth.

The Affordable Care Act (ACA), which was signed into law on March 23, 2010, created a new mandatory Medicaid eligibility group in section 1902(a)(10)(A)(i)(IX) for former foster care youth who were in foster care and receiving Medicaid at 18 years of age or older. Under this new group, former foster care individuals can obtain coverage until 26 years of age from the state responsible for their foster care and are not subject to income or resource limits. In accordance with the ACA, the Centers for Medicare & Medicaid Services (CMS) published a notice of proposed rulemaking at 78 FR 4594 (January 22, 2013) that provided guidance on Medicaid eligibility under 42 CFR 435.150 (relating to former foster care children), which allowed states the option to cover individuals who are now residents of their state but were in foster care and enrolled in Medicaid at 18 years of age or older in a different state. On January 1, 2014, the Commonwealth began providing MA coverage to individuals who "aged out" of foster care in this Commonwealth as well as in other states under its Medicaid State Plan. CMS published a final rule at 81 FR 86382 (November 30, 2016) titled "Medicaid and Children's Health Insurance Programs: Eligibility Notices, Fair Hearing and Appeal Processes for Medicaid and Other Provisions Related to Eligibility and Enrollment for Medicaid and CHIP" which clarified that the ACA does not give states the option to provide coverage for former foster care youth from a different state under the new mandatory

group, and that states can cover these individuals through a Section 1115 Demonstration program.

In an informational bulletin to states titled "Section 1115 Demonstration Opportunity to Allow Medicaid Coverage to Former Foster Care Youth Who Have Moved to a Different State," CMS stressed that they will assist states that have approved state plans to continue coverage for these former foster care youth under Section 1115 Demonstration authority. The ACA requires former foster care youth be reviewed for other mandatory eligibility groups before the former foster care group. Additionally, because the Commonwealth expanded MA coverage to adults with income at or below 133% Federal Poverty Level (FPL), the Commonwealth will cover former foster care individuals from a different state who have income at or below 133% FPL under a mandatory coverage group or under the new adult group and request a Section 1115 Demonstration program for former foster care youth with income above 133% FPL. The Department projects that on an annual basis there will be about 30 individuals under 26 years of age who "aged out" of foster care in a different state and seek MA coverage in this Commonwealth. Out of those 30, the Department estimates 20 will fall under a mandatory coverage group or the new adult group and 10 will be covered under the Section 1115 Demonstration program. The Department is committed to providing MA coverage to former foster care youth from a different state, and to strengthening and improving health outcomes for these youth.

There will be no changes to the medical benefits received by this population and there will be no new cost sharing requirements. The delivery system and payment rates for services used to provide these benefits will also remain the same.

The Department is not requesting Section 1115 expenditure authority as the affected population will be covered under the new adult group described in section 1902(a)(10)(ii)(XX) of the ACA. The Department will submit an eligibility State Plan Amendment to cover the group for youth above 133% FPL and is requesting waivers of section 1902(a)(8) and (10) to limit the State Plan group coverage to former foster care youth who were in foster care and receiving Medicaid in a different state.

The Department expects to have the Section 1115 Demonstration application submitted to CMS by May 21, 2017. CMS anticipates that the Section 1115 Demonstration application will be processed within 90 days of receipt. There will be no break in coverage for former foster care youth from a different state while the Section 1115 Demonstration application is pending. The Commonwealth will switch from providing coverage under its State Plan to providing coverage under Section 1115 Demonstration authority effective the date the Section 1115 Demonstration is approved.

The Department conducted two public meetings to receive comments from Commonwealth citizens. These meetings were held as follows:

- January 24, 2017, in Room 416, Health and Welfare Building, Harrisburg, PA from 1 p.m. to 4 p.m.
- January 26, 2017, at Temple University, Strawberry Square, Harrisburg, PA from 10 a.m. to 12 p.m.

The Department also intends to hold a formal public hearing regarding its intent to continue to provide MA coverage for former foster care youth from a different state on March 16, 2017, from 1 p.m. to 2 p.m. in Room 227, Willow Oak Building, DGS Annex Complex, 1006 Hemlock Drive, Harrisburg, PA. This public hearing will

have telephonic and web conference capabilities. To call into the hearing, call toll free (650) 479-3208 and use access code 647 902 488. To participate in the web conference, go to <https://copa.webex.com/copa/k2/j.php?MTID=t388e6ea4c9f01f87b56e0d201f18e686>. Individuals may be asked to enter a name and e-mail address. The password for the meeting is Public#1.

A copy of the Department's Section 1115 Demonstration application may be found at <http://www.dhs.pa.gov/citizens/healthcaremedicalassistance/>. To request a physical copy of the Demonstration application, contact the Office of Income Maintenance, Bureau of Policy at (717) 787-4081.

#### *Public Comment*

Interested persons are invited to submit written comments, suggestions or objections regarding this information to the Department of Human Services, Office of Income Maintenance, Catherine Buhrig, Director, Bureau of Policy, Room 427, Health and Welfare Building, Harrisburg, PA 17120. Comments may also be submitted to [RA-OIMcomments@pa.gov](mailto:RA-OIMcomments@pa.gov). Comments received within 30 days will be reviewed and considered.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,  
*Secretary*

**Fiscal Note:** 14-NOT-1119. No fiscal impact; however, costs will shift between appropriations as a result of this change; (8) recommends adoption.

[Pa.B. Doc. No. 17-391. Filed for public inspection March 3, 2017, 9:00 a.m.]

### **Payments for Nursing Facility Services Provided by County Nursing Facilities; County Nursing Facility Safety Net Payments**

This announcement provides advance notice that the Department of Human Services (Department) intends to make county nursing facility safety net payments to qualifying county nursing facilities in Fiscal Year (FY) 2016-2017.

#### *Background*

Historically, the county nursing facilities have served as critical safety net providers for the Medical Assistance (MA) population in this Commonwealth. In this capacity, county nursing facilities admit MA-eligible individuals to their facilities whether the individual is Medicare eligible or has other third-party resources. Also, when compared to other nursing facilities, county nursing facilities have significantly higher overall MA occupancy rates and MA day-one admission rates, and frequently admit individuals with behavioral or other issues who otherwise experience difficulty gaining access to services. The Department depends on county nursing facilities to be available to serve as the default service provider for the MA nursing facility population.

Therefore, to assure county nursing facilities' continued role as safety net providers the Department is establishing a supplemental safety net payment to qualifying county nursing facilities.

*Proposed Payment**Qualification:*

To qualify for a safety net payment the facility must:

(1) Be a county nursing facility both during the period for which the payment is being made and at the time the payment is made; and

(2) If located in a county with a population of less than 70,000 based on the United States Census Bureau (2010 Census Summary File 1; Table GCT-PH1; generated using American FactFinder <http://factfinder.census.gov/faces/nav/jsf/pages/index.xhtml> (October 2016)), have an overall occupancy rate greater than 90% based on the four consecutive quarters reported by the nursing facility as of April 22, 2016 for the Commonwealth Nursing Facility Assessment Program beginning April 1, 2015, and ending March 31, 2016.

*Calculation of Safety Net Payment*

The Department will calculate each qualifying county nursing facility's safety net payment by calculating a per diem portion of the payment and a Medicare differential portion of the payment. A qualifying county nursing facility's total safety net payment is the sum of the two amounts calculated for the facility.

*a. Per Diem Portion*

The per diem portion of the safety net payment will be calculated using each qualifying facility's paid MA facility days and therapeutic leave days based on each qualifying facility's paid MA facility days and therapeutic leave days identified on the Provider Reimbursement and Operations Management Information System (PROMISE™) data file used to determine the facility's eligibility for disproportionate share incentive payments for the period ending December 31, 2015:

Each facility's per diem portion of the safety net payment will be determined by:

(1) Dividing the funds allocated to safety net payments by the total paid MA facility days and therapeutic leave days for all county nursing facilities and multiplying that amount by 80% to determine a safety net per diem for the rate year; and

(2) Multiplying the safety net per diem by the qualifying county nursing facility's paid MA facility days and therapeutic leave days to determine the facility's per diem portion of the safety net payment rounded to the nearest cent.

*b. Medicare Differential Portion*

The Medicare differential portion of the safety net payment will be determined by:

(1) Calculating for each qualifying nursing facility the estimated difference between what Medicare would pay for the nursing facility services and what Medicaid would pay for FY 2016-2017 excluding any anticipated safety net payments as evidenced in the preliminary annual Medicare upper payment limit demonstration calculated as of February 23, 2016; and

(2) Multiplying that difference by 20% to establish each facility's Medicare differential portion of the safety net payment rounded to the nearest cent.

*CMS Approval*

The Department will submit a State Plan Amendment (SPA) to the Centers for Medicare & Medicaid Services (CMS). If CMS approves the SPA, the total funds will consist of both State and Federal funding.

*Fiscal Impact*

The fiscal impact of this change is estimated at \$148.342 million (\$71.530 million in State funds).

*Public Comment*

Interested persons are invited to submit written comments regarding these proposed changes to the Department of Human Services, Office of Long-Term Living, Bureau of Policy and Regulatory Management, Attention: Marilyn Yocum, P.O. Box 8025, Harrisburg, PA 17105-8025. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

THEODORE DALLAS,  
*Secretary*

**Fiscal Note:** 14-NOT-1120. (1) General Fund; (2) Implementing Year 2016-17 is \$71,530,000; (3) 1st Succeeding Year 2017-18 through 5th Succeeding Year 2021-22 are \$0; (4) 2015-16 Program—\$968,083,000; 2014-15 Program—\$810,545,000; 2013-14 Program—\$820,409,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 17-392. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Uniform Construction Code Review and Advisory Council Meeting

The Uniform Construction Code Review and Advisory Council will hold a meeting on March 16, 2017, at 10 a.m. at the Department of Labor and Industry, 651 Boas Street, Room E100, 1st Floor, Harrisburg, PA 17121.

Additional information concerning the meeting may be found on the Department of Labor and Industry web site at [www.dli.state.pa.us](http://www.dli.state.pa.us) (select "Uniform Construction Code," then "UCC Review & Advisory Council").

Questions concerning this meeting may be directed to Renee Foley at (717) 783-6304.

KATHY M. MANDERINO,  
*Secretary*

[Pa.B. Doc. No. 17-393. Filed for public inspection March 3, 2017, 9:00 a.m.]

## DEPARTMENT OF STATE

### Bureau of Corporations and Charitable Organizations; Official Forms

The Department of State (Department), Bureau of Corporations and Charitable Organizations (Bureau) proposes to amend 19 Pa. Code Appendix C (relating to official forms), to read as set forth in Annex A.

#### A. *Effective Date*

The proposed form will be effective upon publication.

#### B. *Statutory Authority*

The Department has the authority to promulgate Bureau sample forms and instructions under 15 Pa.C.S. § 133 (relating to powers of Department of State). Section 133(a)(1) of 15 Pa.C.S. specifies that sample filing forms shall not be agency regulations and are therefore explicitly excluded from the requirements of section 612 of The Administrative Code of 1929 (71 P.S. § 232) and review under the Commonwealth Attorneys Act (71 P.S. §§ 732-101—732-506) and the Regulatory Review Act (71 P.S. §§ 745.1—745.14). Section 133(a)(1) of 15 Pa.C.S. does, however, require that the forms and instructions be subject to the opportunity for public comment under section 201 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1201), known as the Commonwealth Documents Law (CDL).

#### C. *Description of Proposed Revisions*

This proposal revises one of the existing forms and instructions promulgated by the Department and currently published in the *Pennsylvania Code*.

##### *Form DSCB: 15-8821 (Certificate of Organization—Domestic Limited Liability Company)*

This form is updated to remove the requirement for addresses of organizers, which was deleted by Act 170 of 2016 (effective February 21, 2016). This form was initially published at 47 Pa.B. 567 (January 28, 2017) with spacing for and instructions to supply the address of each organizer. This revised version of DSCB: 15-8821 (Certificate of Organization—Domestic Limited Liability Company) replaces the version published at 47 Pa.B. 567. Only the names of each organizer are required in field 3.

The previously-referenced form and instructions, which are currently published in 19 Pa. Code Appendix C, are

being deleted and replaced with the revised form set forth in Annex A. Even though Rule 2.12(a) of the *Pennsylvania Code and Bulletin Style Manual* recommends that forms be referenced in regulations rather than adopted in regulations, 15 Pa.C.S. § 133 requires that the forms and instructions be published in the *Pennsylvania Code*.

#### D. *Fiscal Impact*

Although this proposal would have no measurable fiscal impact upon the Commonwealth, its political subdivisions or the private sector, a formal fiscal analysis was not conducted because these forms are exempt from section 612 of The Administrative Code of 1929.

#### E. *Paperwork Requirements*

This proposal would not create new paperwork.

#### F. *Regulatory Review*


Under section 15 Pa.C.S. § 133(a), sample forms are exempt from the requirements of the Regulatory Review Act but shall be subject to the opportunity of public comment requirement under section 201 of the CDL.

#### G. *Public Comment*

Under 15 Pa.C.S. § 133(a)(1), which requires that publication of Bureau forms be subject to the opportunity for public comment, the Department invites interested persons to submit written comments, suggestions or objections regarding this proposal to Martha H. Brown, Assistant Counsel, Department of State, Office of Chief Counsel, 306 North Office Building, Harrisburg, PA 17120 within 30 days following publication of this notice in the *Pennsylvania Bulletin*. Reference “Bureau of Corporations and Charitable Organizations—Official Forms” when submitting comments.

PEDRO A. CORTÉS,  
*Secretary*

**PENNSYLVANIA DEPARTMENT OF STATE  
BUREAU OF CORPORATIONS AND CHARITABLE ORGANIZATIONS**

<input type="checkbox"/> Return document by mail to: <hr/> Name <hr/> Address <hr/> City <span style="margin-left: 150px;">State</span> <span style="margin-left: 150px;">Zip Code</span> <hr/> <input type="checkbox"/> Return document by email to: _____	Certificate of Organization Domestic Limited Liability Company DSCB:15-8821 (rev. 2/2017)   <small>3321</small>
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Read all instructions prior to completing. This form may be submitted online at <https://www.corporations.pa.gov/>.

Fee: \$125       I qualify for a veteran/reservist-owned small business fee exemption (see instructions)

In compliance with the requirements of 15 Pa.C.S. § 8821 (relating to certificate of organization), the undersigned desiring to organize a limited liability company, hereby certifies that:

1. The name of the limited liability company is: \_\_\_\_\_  
(designator is required, e.g., "company," "limited" or "limited liability company" or any abbreviation thereof)

2. Complete part (a) or (b) – not both:

(a) The address of this limited liability company's registered office in this Commonwealth is:  
(post office box alone is not acceptable)

\_\_\_\_\_  
Number and Street City State Zip County

(b) The name of this limited liability company's commercial registered office provider and county of venue is:

c/o: \_\_\_\_\_  
Name of Commercial Registered Office Provider County

3. The name of each organizer is (all organizers must sign on page 2):

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

4. Effective date of Certificate of Organization (check, and if appropriate complete, one of the following):

The Certificate of Organization shall be effective upon filing in the Department of State.

The Certificate of Organization shall be effective on: \_\_\_\_\_ at \_\_\_\_\_.  
Date (MM/DD/YYYY) Hour (if any)

DSCB:15-8821-2

**5. Restricted professional companies only.**

*Check the box if the limited liability company is organized to render a restricted professional service and check the type of restricted professional service(s).*

- The company is a restricted professional company organized to render the following restricted professional service(s):
  - Chiropractic
  - Dentistry
  - Law
  - Medicine and surgery
  - Optometry
  - Osteopathic medicine and surgery
  - Podiatric medicine
  - Public accounting
  - Psychology
  - Veterinary medicine

**6. Benefit companies only.**

*Check the box immediately below if the limited liability company is organized as a benefit company:*

- This limited liability company shall have the purpose of creating general public benefit.

*Optional specific public benefit purpose. Check the box immediately below if the benefit company is organized to have one or more specific public benefits and supply the specific public benefit(s). See instructions for examples of specific public benefit.*

- This limited liability company shall have the purpose of creating the enumerated specific public benefit(s):

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**7. For additional provisions of the certificate, if any, attach 8½ x 11 sheet(s).**

IN TESTIMONY WHEREOF, the organizer(s) has (have) executed this Certificate of Organization this

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_\_.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Signature

DSCB:15-8821—Instructions

**Pennsylvania Department of State  
Bureau of Corporations and Charitable Organizations  
P.O. Box 8722  
Harrisburg, PA 17105-8722  
(717) 787-1057  
Website: [www.dos.pa.gov/corps](http://www.dos.pa.gov/corps)**

### General Information

Typewritten is preferred. If handwritten, the form must be legible and completed in black or blue-black ink in order to permit reproduction.

The nonrefundable filing fee for this form is \$125. Checks should be made payable to the Department of State. Checks must contain a commercially pre-printed name and address. Filers requesting a veteran/reservist-owned small business fee exemption should attach proof of the veteran's or reservist's status to the Certificate of Organization form when submitted. For more information on the fee exemption, see Fees and Payments.

This form and all accompanying documents shall be mailed to the address stated above.

#### Who should file this form?

One or more persons acting as organizers to form a limited liability company must file a certificate of organization in the Department of State.

#### Applicable Law

See 15 Pa.C.S. § 8821 for general information on Formation of Limited Liability Company and Certificate of Organization. Statutes are available on the Pennsylvania General Assembly website, [www.legis.state.pa.us](http://www.legis.state.pa.us), by following the link for Statutes. See also 15 Pa.C.S. § 8898 and § 8998 for provisions on annual reports/registrations that are required of benefit companies and restricted professional companies, respectively.

#### Limited Liability Company Name Requirements

Generally, the name of an association may not be the same as the name of another association which is already on the records of the Department of State. Depending on the type of association, certain designators must be used in the association name. Designators are the words or abbreviations used at the end of the association name which designate the type of association. The minimum requirements for limited liability company names can be found at 15 Pa.C.S. §§ 201, 202 and 204.

The name of a domestic limited liability company must contain:

- (1) the term "company," "limited" or "limited liability comp any" or an abbreviation of one of those terms, or
- (2) words or abbreviations of like import used in a jurisdiction other than this Commonwealth.

The name of a limited liability company may not contain any words implying that it is a business corporation, such as "corporation" or "incorporated" or an abbreviation of these terms.

#### Restricted words and/or approvals:

Association names may not contain words, phrases or abbreviations prohibited or restricted by statute or regulation, unless in compliance with the restriction, generally with the consent or approval of a government agency, board or commission. These may include certain professional and occupational boards or commissions of the Bureau of Professional and Occupational Affairs, the Department of Education, the Department of Banking and Securities, the Insurance Department or the Public Utility Commission. There are also words and abbreviations that may be restricted, prohibited, or may be permitted in certain instances as provided in various federal statutes, Attorney General opinions and Bureau regulations.

#### Attachments

The following, in addition to the filing fee, shall accompany this form:

- (1) One copy of a completed form DSCB:15-134A (Docketing Statement).
- (2) Any *necessary* copies of form DSCB:19-17.2 (Consent to Appropriation of Name).
- (3) Any *necessary* governmental approvals.

### Form Instructions

Enter the name and mailing address to which any correspondence regarding this filing should be sent. This field must be completed for the Bureau to return the filing. If the filing is to be returned by email, an email address must be provided. An email will be sent to address provided, containing a link and instructions on how a copy of the filed document or correspondence may be downloaded. Any email or mailing addresses provided on this form will become part of the filed document and therefore public record.

1. Give the exact name of the limited liability company. This should include the exact spelling, punctuation and a permissible designator. **This field is required.**
2. Address. This address must be in Pennsylvania. Give one of the following: the registered office address in the Commonwealth in (a) or the name of a Commercial Registered Office Provider in (b) and the county of venue.

Listing a Commercial Registered Office Provider in lieu of providing a registered office address is an option for any association that does not have a physical location or mailing address in Pennsylvania. Prior to listing a Commercial Registered Office Provider address, the association should enter into a contract for the services of the Commercial Registered Office Provider.

Post office boxes are not acceptable for any address. Under 15 Pa.C.S. § 135(c) (relating to addresses), an actual street or rural route box number must be used as an address, and the Department of State is required to refuse to receive or file any document that sets forth only a post office box address.

**This field is required.**

3. An organizer is a person that acts to form a limited liability company. "Person" is defined to include a corporation, partnership, limited liability company, business trust, other association, government entity (other than the Commonwealth), estate, trust, foundation or natural person. When the limited liability company has more than three organizers, additional lines should be added as appropriate. **This field is required.**

4. Effective date. Any date specified as the effective date of the Certificate of Organization must be a future effective date (after the date and time of its delivery to the Department). A specified effective date may not be retroactive (prior to the date and time of the Certificate's delivery to the Department). If a delayed effective date is specified, but no time is given, then the time used will be 12:01 a.m. on the date specified. If no effective date is provided, it will be presumed that no specified delayed effective date is intended and the document will be effective upon filing. **This field is required.**

5. Restricted professional services are identified as the following professional services: chiropractic, dentistry, law, medicine and surgery, optometry, osteopathic medicine and surgery, podiatric medicine, public accounting, psychology or veterinary medicine. If the limited liability company is organized to render any of the identified restricted professional services, the box before the statement "The company is a restricted professional company organized to render the following restricted professional service(s)" must be checked and the appropriate restricted professional service(s) must be checked. If the limited liability company is not organized to render any of the identified restricted professional services, do not check the box or list a profession.

Note that restricted professional companies must file certificates of annual registration and pay annual registration fees in accordance with 15 Pa.C.S. § 8998.

6. A benefit company shall be formed in accordance with 15 Pa.C.S. § 8821, except that its certificate of organization shall also state that it is a benefit company.

A benefit company shall have a purpose of creating general public benefit. A "general public benefit" is defined as a material positive impact on society and the environment, taken as a whole and assessed against a third-party standard, from the business and operations of a benefit company. This purpose is in addition to its purpose under 15 Pa.C.S. § 8818(b).

The certificate of organization of a benefit company may identify one or more specific public benefits that it is the purpose of the benefit company to create in addition to its general public benefit purpose under 15 Pa.C.S. § 8894(a) and

its purpose under 15 Pa.C.S. § 8818(b). "Specific public benefit" includes:

- (1) providing low-income or underserved individuals or communities with beneficial products or services;
- (2) promoting economic opportunity for individuals or communities beyond the creation of jobs in the normal course of business;
- (3) preserving the environment;
- (4) improving human health;
- (5) promoting the arts, sciences or advancement of knowledge;
- (6) promoting economic development through support of initiatives that increase access to capital for emerging and growing technology enterprises, facilitate the transfer and commercial adoption of new technologies, provide technical and business support to emerging and growing technology enterprises or form support partnerships that support those objectives;
- (7) increasing the flow of capital to entities with a public benefit purpose; and
- (8) the accomplishment of any other particular benefit for society or the environment.

Note that benefit companies must file annual benefit reports in accordance with 15 Pa.C.S. § 8898.

If the limited liability company is organized as a benefit company, the box before the statement "This limited liability company shall have the purpose of creating general public benefit" should be checked. If the limited liability company is organized as a benefit company, a specific public benefit purpose is optional. If the box before the statement "This limited liability company shall have the purpose of creating the enumerated specific public benefit(s)" is checked, one or more specific public benefits must be listed. If the limited liability company is not organized as a benefit company, do not check any of the boxes or list any specific public benefits.

7. Additional provisions. A certificate of organization may contain statements as to matters other than those required by 15 Pa.C.S. § 8821(b), but may not vary or otherwise affect the provisions specified under § 8815(c) and (d) (relating to contents of operating agreement) in a manner inconsistent with that section.

#### Signature and Verification

All organizers must sign the Certificate of Organization. If an organizer is not a natural person, an authorized representative of the organizing association must sign the Certificate. When the limited liability company has more than three executing organizers, additional signature lines should be added as appropriate. Signing a document delivered to the Department for filing is an affirmation under the penalties provided in 18 Pa.C.S. § 4904 (relating to unsworn falsification to authorities) that the facts stated in the document are true in all material respects. **This field is required.**



## DEPARTMENT OF TRANSPORTATION

### Contemplated Sale of Land No Longer Needed for Transportation Purposes

The Department of Transportation (Department), under the Sale of Transportation Lands Act (71 P.S. §§ 1381.1—1381.3), intends to sell certain land owned by the Department.

The following property is available for sale by the Department.

Saegertown Borough, Crawford County. This is an uneconomic remnant of parcel 16, 727 Main Street, Saegertown, PA 16433 and contains 1,371 square feet of unimproved land. The estimated fair market value is \$170.

Public agencies are invited to express their interest in purchasing the site within 30 calendar days from the date of publication of this notice to Engineering District 1-0, Right-of-Way Unit, Attention: Deborah Kapp, 255 Elm Street, P.O. Box 398, Oil City, PA 16301.

LESLIE S. RICHARDS,  
*Secretary*

[Pa.B. Doc. No. 17-395. Filed for public inspection March 3, 2017, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Agency Contract Termination of Wade Insurance Agency, Inc. under Act 143; Progressive Insurance; Doc. No. AT17-02-005

Wade Insurance Agency, Inc. has requested review of an agency contract termination by Progressive Insurance under sections 1—6 of The Insurance Department Act of 1921 (40 P.S. §§ 241—246).

A pre-review telephone conference initiated by this office is scheduled for April 4, 2017, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 31, 2017. A review shall occur on April 19, 2017, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

Motions preliminary to those at the review, protests, petitions to intervene, or notices of intervention, if any, must be filed on or before March 17, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any, shall be filed on or before March 31, 2017.

Persons with a disability who wish to attend the previously-referenced administrative review and require an auxiliary aid, service or other accommodation to participate in the review should contact Donna R. Fleischauer, Human Resources Director, at (717) 705-3873.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 17-396. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Michael William Woodford and Options Insurance Agency; Order to Show Cause; Doc. No. SC16- 11-001

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).

On or before March 31, 2017, Michael William Woodford and Options Insurance Agency shall file their main brief in support of a Motion for Summary Judgment and the Insurance Department shall file its main brief in opposition to the motion. Amicus briefs, if any, shall be filed on or before March 31, 2017. On or before April 14, 2017, either party may file a reply brief.

Oral arguments shall occur on April 20, 2017, at 10 a.m. in the Administrative Hearings Office, Capitol Associates Buildings, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Persons with a disability who wish to attend the previously-referenced administrative proceedings and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 17-397. Filed for public inspection March 3, 2017, 9:00 a.m.]

### Rosalind Shelton; License Denial Appeal; Doc. No. AG17-02-006

Under sections 601-A—699.1-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Rosalind Shelton 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 March 29, 2017, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before March 27, 2017. A hearing shall occur on April 13, 2017, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before March 13, 2017, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to petitions to intervene, if any shall be filed on or before March 27, 2017.

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 Donna R. Fleischauer, Human Resources Director, at (717) 705-4194.

TERESA D. MILLER,  
*Insurance Commissioner*

[Pa.B. Doc. No. 17-398. Filed for public inspection March 3, 2017, 9:00 a.m.]

## PATIENT SAFETY AUTHORITY

### Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. § 1303.303), announces a meeting of the Authority's Board to be held at the Conference Center, Central Penn College, 600 Valley Road, Summerdale, PA 17093 at 10 a.m. on Thursday, March 16, 2017.

Individuals with questions regarding this meeting, which is open to the public, should contact the Authority at (717) 346-0469.

REGINA M. HOFFMAN, RN, BSN, MBA, CPPS,  
*Executive Director*

[Pa.B. Doc. No. 17-399. Filed for public inspection March 3, 2017, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the perma-

nent 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 March 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-2016-2559007 (Amended). Donald Henry Bigger, Jr.** (855 Hockley Hill Road, Turbotville, Northumberland County, PA 17772) for the right to transport as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from the Counties of Columbia, Lycoming, Montour, Northumberland, Snyder and Union, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2017-2583781. Family Matters Home Care, Ltd.** (P.O. Box 61, Fleetwood, Berks County, PA 19522) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service who are eligible for an Office of Long-Term Living waiver for covered services, between points in Berks County.

**A-2017-2585784. Wenger Works, Inc., t/a Tuktuk Lancaster** (823 North Duke Street, Lancaster, Lancaster County, PA 17602) persons in paratransit service, limited to sightseeing excursions, from points in Lancaster County, to points in Pennsylvania, and return.

**A-2017-2587952. Luke Weaver** (11 Camp Swatara Road, Myerstown, Lebanon County, PA 17067) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

**A-2017-2588146. Frugalleries, LLC, t/a Agape Senior Transitions** (375 Highland Drive, Mountville, Lancaster County, PA 17554) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**A-2017-2588895. City Brew Tours Pittsburgh, LLC** (1 Grove Street # 1, Watertown, MA 02472) for the right to begin to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in the City of Pittsburgh, Allegheny County.

### Applications 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 conveyance as described under each application.*

**A-2015-2478730. Phillip L. and Sandra J. Cooper, t/a Phil's Dependable Taxi** (405 Walnut Avenue, Sharon, Mercer County, PA 16146) for the discontinuance of service and cancellation of the certificate as a common carrier, by motor vehicle, persons upon call or demand, in the Cities of Sharon and Farrell, the Boroughs of Sharpsville, Wheatland, West Middlesex, Mercer and Jackson Center, and the Townships of Hickory, Shenango, Lackawannock, Wilmington, East Lackawannock, Cool-spring, Jackson, Findley and Springfield, all in Mercer County.

**A-2017-2588530. Liam’s Van, LLC** (622 Grandview Drive, New Holland, PA 17557) for the discontinuance of service and cancellation of its certificate, as a common carrier, by motor vehicle, persons, whose personal convictions prevent them from owning and/or operating motor vehicles, in paratransit service, from points in Lancaster County to points in Pennsylvania, and return.

**A-2017-2589126. David Marks Azar, t/a DMA Transportation** (600 Eagleview Boulevard, Suite 300, Exton, Chester County, PA 19341) for the discontinuance of service and cancellation of his certificate, as a common carrier, by motor vehicle, authorizing the transportation of persons, in limousine service, from the Counties of Chester, Montgomery, Delaware and Bucks, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2017-2589141. Dover Area Ambulance Club** (403 East Canal Street, Dover, York County, PA 17315) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in York County, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 17-400. Filed for public inspection March 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 March 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. Lawrence Estenich Enterprises, Inc., t/a Estenich Trucking Co.; Docket No. C-2017-2585459**

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 Lawrence Estenich Enterprises, Inc., t/a Estenich Trucking Co., (respondent) is under suspension effective August 28, 2014 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at P.O. Box 161, Newtown, PA 18940.

3. That respondent was issued a Certificate of Public Convenience by this Commission on September 5, 2003, at A-00111786.

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-00111786 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: 1/31/17

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-PCCmpltResp@pa.gov](mailto:RA-PCCmpltResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-401. Filed for public inspection March 3, 2017, 9:00 a.m.]

## Telecommunications

**A-2017-2589757. Verizon Pennsylvania, LLC and Tenny Journal Communications.** Joint petition of Verizon Pennsylvania, LLC and Tenny Journal Communications for approval of an interconnection agreement under section 252(e) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Tenny Journal Communications, by their counsel, filed on February 17, 2017, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Tenny Journal Communications joint petition are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

The contact person is Cheryl Walker Davis, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 17-402. Filed for public inspection March 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 March 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 with Administrative Counsel between 9 a.m. and 4 p.m., Monday through Friday (contact Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business address of the respective applicant.

**Doc. No. A-17-02-03. Four Brothers Transportation, Inc.** (258 Wembly Road, Upper Darby, PA 19082): 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. 17-403. Filed for public inspection March 3, 2017, 9:00 a.m.]

## STATE BOARD OF NURSING

**Automatic Suspension of the License to Practice of Jennifer Lynn Bauman, LPN; Doc. No. 1020-51-15; File No. 14-51-13702**

On October 31, 2016, Jennifer Lynn Bauman, LPN, license No. PN101553L, last known of Doylestown, Bucks County, was indefinitely suspended, retroactive to July 22, 2015, based on being unable to practice with reasonable skill and safety to patients by reason of mental or physical illness or condition or physiological or psychological dependence upon alcohol, hallucinogenic or narcotic drugs or other drugs which tend to impair judgment or coordination.

Individuals may obtain a copy of the automatic suspension by writing to Megan E. Castor, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-404. Filed for public inspection March 3, 2017, 9:00 a.m.]

**Automatic Suspension of the License to Practice of Iva D. Fontenot, RN; Doc. No. 0893-51-14; File No. 14-51-02545**

On November 3, 2016, Iva D. Fontenot, RN, Pennsylvania license No. RN342033L, of Richmond, TX, was indefinitely suspended and assessed a \$500 civil penalty based on disciplinary action taken by another state and failure to report same to the State Board of Nursing.

Individuals may obtain a copy of the automatic suspension by writing to Megan E. Castor, Board Counsel, State

Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-405. Filed for public inspection March 3, 2017, 9:00 a.m.]

**Automatic Suspension of the License to Practice of Nina Michelle Newton, LPN; Doc. No. 0781-51-2015**

On September 30, 2016, Nina Michelle Newton, LPN, license No. PN270160, last known of Ardmore, Delaware County, was issued an automatic suspension based on her pleading guilty to a misdemeanor under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—780-144).

Individuals may obtain a copy of the automatic suspension by writing to Bridget K. Guilfoyle, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 17-406. Filed for public inspection March 3, 2017, 9:00 a.m.]

## STATE HORSE RACING COMMISSION

### Multiple Medication Violation Point System

The State Horse Racing Commission (Commission) hereby provides notice that on January 26, 2017 (Administrative Docket No. 2017-2), in accordance with the statutory authority set forth in 3 Pa.C.S. § 9312 (relating to additional powers of commission) it issued an Order approving and adopting the Multiple Medication Violations Point System (MMV Point System) as amended by the Association of Racing Commissioners International, a Nationally-recognized association of racing regulators.

The complete text of the January 26, 2017, Order, including the procedures of the MMV Point System adopted by that Order, is set forth as follows. Within the next several weeks the Commission will republish the MMV Point System as temporary regulations. Until that occurs, the MMV Point System set forth as follows offers guidance to officials and participants within the racing industry. The complete text of the referenced documents is as follows:

### Order

*And Now*, this 26th day of January, 2017, in accordance with Sec. 9312(6) of the Racing Act (3 Pa.C.S. § 9312(6)) (relating to the adoption of national standards), the Commission hereby approves and adopts the Multiple Medication Violations Point System as amended by the Association of Racing Commissioners International (ARCI) on or about December 9, 2016 to be promulgated as a temporary regulation pursuant to § 9311(h)(3).

RUSSELL C. REDDING,  
*Chairperson*  
*State Horse Racing Commission*

**Multiple Medication Violations Point System (MMV)**  
Section 1.

a) A trainer who receives a penalty for a medication violation based upon a horse testing positive for a Class

1–5 medication with Penalty Class A–C, as provided in the most recent version of the ARCI Uniform Classification Guidelines for Foreign Substances, or similar state regulatory guidelines, shall be assigned points as follows:

<i>Penalty Class</i>	<i>Points If Controlled Therapeutic Substance</i>	<i>Points If Non-Controlled Substance</i>
Class A	N/A	6
Class B	2	4
Class C	1/2 for first violation with an additional 1/2 point for each additional violation within 365 days <sup>1</sup>	1 for first violation with an additional 1/2 point for each additional violation within 365 days
Class D	0	0

<sup>1</sup> Points for NSAID violations only apply when the primary threshold of the NSAID is exceeded. Points are not to be separately assigned for a stacking violation.

If the Stewards or Commission determine that the violation is due to environmental contamination, they may assign lesser or no points against the trainer based upon the specific facts of the case.

b) The points assigned to a medication violation by the Stewards or Commission ruling shall be included in the ARCI official database. The ARCI shall record points consistent with subsection (a), including when appropriate, a designation that points have been suspended for the medication violation. Points assigned by such regulatory ruling shall reflect, in the case of multiple positive tests as described in subsection (d), whether they constitute a single violation. The Stewards' or Commission Ruling shall be posted on the official website of the Commission and within the official database of the Association of Racing Commissioners International. If an appeal is pending, that fact shall be noted in such Ruling. No points shall be applied until a final adjudication of the enforcement of any such violation.

c) A trainer's cumulative points for violations in all racing jurisdictions shall be maintained by the ARCI. Once all appeals are waived or exhausted, the points shall immediately become part of the trainer's official ARCI record and shall be considered by the Commission in its determination to subject the trainer to the mandatory enhanced penalties by the Stewards or Commission as provided in this regulation.

d) Multiple positive tests for the same medication incurred by a trainer prior to delivery of official notice by the commission may be treated as a single violation. In the case of a positive test indicating multiple substances found in a single post-race sample, the Stewards may treat each substance found as an individual violation for which points will be assigned, depending upon the facts and circumstances of the case.

e) The official ARCI record shall be used to advise the Stewards or Commission of a trainer's past record of violations and cumulative points. Nothing in this administrative regulation shall be construed to confer upon a licensed trainer the right to appeal a violation for which all remedies have been exhausted or for which the appeal time has expired as provided by applicable law.

f) The Stewards or Commission shall consider all points for violations in all racing jurisdictions as contained in the trainer's official ARCI record when determining whether the mandatory enhancements provided in this regulation shall be imposed.

Section 2.

a) In addition to the penalty for the underlying offense, the following enhancements shall be imposed upon a licensed trainer based upon the cumulative points contained in his/her official ARCI record:

<i>Points</i>	<i>Suspension in days</i>
5–5.5	15 to 30
6–8.5	30 to 60
9–10.5	90 to 180
11 or more	180 to 360

b) MMV penalties are not a substitute for the current penalty system and are intended to be an additional uniform penalty when the licensee:

(1) Has had more than one medication violation for the relevant time period, and

(2) Exceeds the permissible number of points.

c) The Stewards and Commission shall consider aggravating and mitigating circumstances, including the trainer's prior record for medication violations, when determining the appropriate penalty for the underlying offense. The MMP is intended to be a separate and additional penalty for a pattern of violations.

d) The suspension periods as provided in Section 2(a) shall run consecutive to any suspension imposed for the underlying offense.

e) The Stewards' or Commission Ruling shall distinguish between the penalty for the underlying offense and any enhancement based upon a Stewards or Commission review of the trainer's cumulative points and regulatory record, which may be considered an aggravating factor in a case.

*Section 3.*

a) Points shall expire as follows:

<i>Penalty Classification</i>	<i>Time to Expire</i>
A	3 years
B	2 years
C	1 year

b) In the case of a medication violation that results in a suspension, any points assessed expire on the anniversary date of the date the suspension is completed.

THOMAS F. CHUCKAS, Jr.,  
*Director*  
*Bureau of Thoroughbred Horse Racing*

BRETT REVINGTON,  
*Director*  
*Bureau of Standardbred Horse Racing*

[Pa.B. Doc. No. 17-407. Filed for public inspection March 3, 2017, 9:00 a.m.]

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