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Department of Environmental Protection

Department of Human Services

Department of Transportation

Environmental Hearing Board

Game Commission

Independent Regulatory Review Commission

Insurance Department

Patient Safety Authority

Pennsylvania Gaming Control Board

Pennsylvania Public Utility Commission

State Charter School Appeal Board

State Ethics Commission

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

No. 523, June 2018

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

Pennsylvania Bulletin

The *Pennsylvania Bulletin* is the official gazette of the Commonwealth of Pennsylvania. It is published weekly. A cumulative subject matter index is published quarterly.

The *Pennsylvania Bulletin* serves several purposes. It is the temporary supplement to the *Pennsylvania Code*, which is the official codification of agency rules and regulations, Statewide court rules, and other statutorily authorized documents. Changes in the codified text, whether by adoption, amendment, rescission, repeal or emergency action, must be published in the *Pennsylvania Bulletin*.

The following documents are published in the *Pennsylvania Bulletin*: Governor's Executive Orders; Summaries of Enacted Statutes; Statewide and Local Court Rules; Attorney General Opinions; Motor Carrier Applications before the Pennsylvania Public Utility Commission; Applications and Actions before the Department of Environmental Protection; Orders of the Independent Regulatory Review Commission; and other documents authorized by law.

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

Adoption, Amendment or Repeal of Regulations

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

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

The agency then allows sufficient time for public comment before taking final action. A Final Rulemaking must be published in the *Pennsylvania Bulletin* before the changes can take effect. If the agency wishes to adopt changes to the Proposed Rulemaking to enlarge the scope, it must repropose.

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

Under the *Pennsylvania Code* codification system, each regulation is assigned a unique number by title and section. Titles roughly parallel the organization of Commonwealth government.

How to Find Rules and Regulations

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at www.pacode.com.

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

A chronological table of the history of *Pennsylvania Code* sections may be found at www.legis.state.pa.us/cfdocs/legis/CH/Public/pcde_index.cfm.

A quarterly List of *Pennsylvania Code* Sections Affected lists the regulations in numerical order, followed by the citation to the *Pennsylvania Bulletin* in which the change occurred.

The *Pennsylvania Bulletin* is available at www.pabulletin.com.

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Printing Format

Rules, Regulations and Statements of Policy in Titles 1—107 of the Pennsylvania Code

Text proposed to be added is printed in **underscored bold face**. Text proposed to be deleted is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and sections are printed in regular type to enhance readability. Final rulemakings and statements of policy are printed in regular type.

Ellipses, a series of five asterisks, indicate text that is not amended.

In Proposed Rulemakings and proposed Statements of Policy, existing text corresponds to the official codified text in the *Pennsylvania Code*.

Court Rules in Titles 201—246 of the Pennsylvania Code

Added text in proposed and adopted court rules is printed in **underscored bold face**. Deleted text in proposed and adopted court rules is enclosed in brackets [] and printed in **bold face**.

Proposed new chapters and rules are printed in regular type to enhance readability.

Ellipses, a series of five asterisks, indicate text that is not amended.

Fiscal Notes

Section 612 of The Administrative Code of 1929 (71 P. S. § 232) requires the Governor's Budget Office to prepare a fiscal note for regulatory actions and administrative procedures of the administrative departments, boards, commissions and authorities receiving money from the State Treasury. The fiscal note states whether the action or procedure causes a loss of revenue or an increase in the cost of programs for the Commonwealth or its political subdivisions. The fiscal note is required to be published in the *Pennsylvania Bulletin* at the same time as the change is advertised.

A fiscal note provides the following information: (1) the designation of the fund out of which the appropriation providing for expenditures under the action or procedure shall be made; (2) the probable cost for the fiscal year the program is implemented; (3) projected cost estimate of the program for each of the 5 succeeding fiscal years; (4) fiscal history of the program for which expenditures are to be made; (5) probable loss of revenue for the fiscal year of its implementation; (6) projected loss of revenue from the program for each of the 5 succeeding fiscal years; (7) line item, if any, of the General Appropriation Act or other appropriation act out of which expenditures or losses of Commonwealth funds shall occur as a result of the action or procedures; and (8) recommendation, if any, of the Secretary of the Budget and the reasons therefor.

The omission of an item indicates that the agency text of the fiscal note states that there is no information available with respect thereto. In items (3) and (6) information is set forth for the first through fifth fiscal years, following the year the program is implemented, which is stated. In item (4) information is set forth for the current and two immediately preceding years. In item (8) the recommendation, if any, made by the Secretary of the Budget is published with the fiscal note. "No fiscal impact" means no additional cost or revenue loss to the Commonwealth or its local political subdivision is intended. See 4 Pa. Code Chapter 7, Subchapter R (relating to fiscal notes).

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2018.

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THE COURTS

Title 201—RULES OF JUDICIAL ADMINISTRATION

[201 PA. CODE CH. 40]

Amendment of Rules 4001, 4002, 4004, 4007, 4008, 4012 and 4014 of the Rules of Judicial Administration; No. 498 Judicial Administration Doc.

Order

Per Curiam

And Now, this 25th day of May, 2018, it is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 4001, 4002, 4004, 4007, 4008, 4012 and 4014 of the Pennsylvania Rules of Judicial Administration are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective July 1, 2018.

Annex A

TITLE 201. RULES OF JUDICIAL ADMINISTRATION

CHAPTER 40. UNIFORM RULES GOVERNING COURT REPORTING AND TRANSCRIPTS

Rule 4001. Scope of Rules and Policy.

* * * * *

(B) Because complete and verbatim notes of testimony and transcripts are integral to the official record of court proceedings, it is the policy of the Unified Judicial System to ensure that (1) qualified court reporting services are available in each judicial district and that court reporters are fairly compensated, (2) transcripts are timely produced and are affordable to all [**litigants**] **parties**, and (3) efficient technologies are employed to reduce litigation costs and conserve public resources.

* * * * *

Rule 4002. Definitions.

Condensed transcript means a miniaturized copy of the original transcript printed in such a way as to place more than one page of transcript on a single sheet of paper.

Court Administrator means the Court Administrator of Pennsylvania.

Court recorder means an individual employed, contracted or utilized by a court to record testimony by electronic means (audio or audio-visual).

Court reporter means an individual employed, contracted or utilized by a court to record testimony whether through use of a stenotype machine, stenomask equipment, written symbols, or otherwise.

Court reporter's dictionary is a computer file that matches a court reporter's steno strokes with English text. A court reporter's [**personal**] dictionary is an essential part of a computer aided transcription (CAT) system.

Court reporting personnel includes court reporters, court recorders, transcriptionists and any [**other personnel**] **others** whether employed or contracted who make the court record for use in any Pennsylvania court.

Daily transcript means a transcript delivered within eighteen (18) hours of an official request, not including weekends or official court holidays. For the purposes of additional payment, a transcript is a daily transcript only if it is in fact delivered within the above time limit.

Digital audio files are those files created by digital recording systems and saved in a format that allows storage and playback through computer applications.

District Court Administrator means the County Court Administrator.

Electronic transcript means [**an official**] a transcript delivered in an electronic, non-paper medium.

Expedited transcript means a transcript delivered within seventy-two (72) hours of an official request, not including weekends or official court holidays. For the purposes of additional payment, a transcript is an expedited transcript only if it is in fact delivered within the above time limit.

Filing office refers to an office without regard to title that has the responsibility and function in each judicial district to maintain the official dockets and case files of the court.

Notes of testimony means the official recording of an oral proceeding made whether through use of an electronic device, stenomask equipment, stenotype machine, written symbols, or otherwise; and includes the dictionary, media storage files, and other documentation needed to prepare a transcript.

Ordinary transcript means a transcript necessary for an appeal or to otherwise advance litigation and required under a time frame set by a Pennsylvania Rule of Court regarding the delivery of court transcripts or by court order. An example of a non-ordinary transcript is one requested by a [**litigant**] **party** when no matters are open before the court or where the transcript is ordered by a [**third party**] **non-party**.

Original transcript means the transcript prepared and certified by the court reporter for filing with the court.

President Judge means the president judge in each judicial district, his or her designee, or any judicial officer recognized by the Court Administrator as having administrative authority.

[*Rough draft transcript (computer diskette, hard paper copy, or electronically distributed) is an unedited and uncertified transcript that may contain untranslated or mistranslated stenotype symbols. This also includes notes that appear on paper, unedited electronic data, tapes or other media in the original state in which they existed when they were taken at the time of testimony.*]

Same day delivery means transcripts delivered within 6 hours of the close of the court session, divided by morning and afternoon with the line of demarcation being lunch or mid-day recess.

Transcript means a certified, written, verbatim record of a proceeding.

Transcriptionist means any person employed, contracted or utilized by a court to prepare a transcript of a

proceeding from an electronic or other recording. A court recorder and a court reporter may also serve as a transcriptionist.

Rule 4004. Qualifications of Court Reporters and Court Recorders.

(A) No person shall be employed or utilized by a court as a court reporter or court recorder unless approved by the president judge or his or her designee as meeting the minimum criteria set forth in subdivision (B)(1), (B)(2), or (C) except:

* * * * *

(B) The minimum criteria for qualification of a court reporter, for both stenographic and voice writing, are the following:

* * * * *

(2) voice writing requirements: the court reporter is capable of recording proceedings at a 95% accuracy level at the following speeds:

- (a) literary at [200] 180 w.p.m.
- (b) jury charge at [225] 200 w.p.m.
- (c) two-voice question and answer at [250] 225 w.p.m.

* * * * *

(E) Any person **employed or utilized by a court as a court reporter or court recorder** who fails to meet the minimum criteria at the time of requalification shall be given six months to comply. Anyone who fails to comply with this subdivision shall be prohibited from **further** serving as a court reporter or court recorder **if not requalified by the end of the six-month period.**

Rule 4007. Requests for Transcripts.

(A) All requests for transcripts shall be set forth on a standardized form provided by the Court Administrator **or a form prepared by the judicial district and approved by the Court Administrator.** The form shall indicate the current rates authorized to be charged for transcripts under these rules.

(B) For an ordinary transcript, the party requesting a full or partial transcript of a trial or other proceeding shall file the original request with the district court administrator or other appropriate filing office of the court. The requesting party shall also serve copies of the formal request to:

- (1) the judge presiding over the matter;
- (2) the court reporter, court recorder or transcriptionist;
- (3) the district court administrator or his or her designee (if not filed with the district court administrator); and
- (4) opposing counsel, but if not represented, the opposing party.

The provisions of subsection (B) do not apply to requests by the Judicial Conduct Board.

(C) In courts where daily, expedited, [same day or rough draft] or same day transcripts are available, requests for these transcripts shall be [filed in writing in the appropriate filing office at least 10 days prior to the proceeding] **made as provided for in local rule. [Copies of the written request shall be delivered as required by subsection (B).]** In the

event of an emergency, a party may request by oral motion a daily, expedited, or [rough draft] **same day** transcript.

(D) When a [litigant] party requests a transcript,

(1) the [litigant] party ordering a transcript shall make partial payment in an amount established by local rule. Deposit checks are to be made payable to the judicial district or county, as set by local rule, and shall be delivered to the district court administrator or other court designee.

(2) the court reporter or transcriptionist shall prepare the transcript upon direction of the court's designee.

(3) the court reporter, court recorder or transcriptionist shall notify the ordering party and the court's designee of the completion of the transcript and deliver a copy of the transcript to the judge presiding over the matter. **[Checks for the final balance are to be made payable to the judicial district or county.]**

(4) upon payment of any balance owed, the court reporter, court recorder or transcriptionist shall deliver the original transcript to the appropriate filing office and copies to the parties. Checks for the final balance are to be made payable to the judicial district or county, as set by local rule, and shall be delivered to the district court administrator or other court designee.

(E) When a [litigant] party requests a transcript, but cannot pay for the transcript because of alleged economic hardship, the court shall determine economic hardship pursuant to the procedure set forth in Rule 4008(B). In cases of economic hardship, where the matter is under appeal or a transcript is necessary to advance the litigation, the costs of procuring the transcript shall be waived or otherwise adjusted by the court. In cases of economic hardship where there is no appeal pending or there exists no obvious need for the transcript to advance the litigation, the requesting party must demonstrate reasonable need before the court shall waive or adjust the cost of obtaining the transcript.

(F) When a transcript is requested for which the court or county is responsible for the cost, the court reporter, court recorder or transcriptionist shall prepare the transcript without the necessity of a deposit.

Comment

Nothing in this rule prevents a local court from adopting an electronic filing request procedure provided the request is effectively communicated to the listed persons.

Within the framework of these rules, the particular methods and logistics for receiving and accounting for costs [is] **shall be** left to the discretion of the president judge and district court administration. Note, however, that deposit checks and final payment checks are to be made payable to the judicial district or county, not to the individual court reporter or transcriptionist preparing the transcript.

It is anticipated that court reporters shall continue to be compensated for the preparation of transcripts pursuant to local rule or practice. It is not contemplated that this rule shall interfere with or otherwise limit the income of court reporters. In this regard, the Committee recognizes that in certain jurisdictions, court reporters earn a substantial portion of their income through the preparation of transcripts. It shall remain the duty of the president judge and district court administrator to assure that the implementation of these rules does not unfairly

limit the ability of court reporters to be properly compensated for their professional services.

The rule also recognizes that unreasonable demands for free or reduced-cost transcripts can result in a significant economic burden on the court system; for this reason, the rule attempts to distinguish necessary and nonessential requests.

Requests for transcripts of sentencing hearings required by law under 42 Pa.C.S.A. § 9764(b)(5)(ii) are not subject to the transcript request provisions of this Rule.

Rule 4008. Transcript Costs Payable by a Requesting Party Other Than the Commonwealth or a Subdivision Thereof.

(A) *Costs*

(1) The costs payable by a requesting party, other than the Commonwealth or a subdivision thereof, for [a] **an original** transcript in an electronic format shall not exceed:

(a) **[for an ordinary transcript] for a transcript for which an accelerated delivery is not requested,** \$2.50 per page;

(b) for an expedited transcript, \$3.50 per page;

(c) for a daily transcript, \$4.50 per page; and

(d) for same day delivery, \$6.50 per page.

(2) When the transcript is prepared in bound paper format, the costs shall be in accordance with paragraph (1) relating to electronic format plus a surcharge of \$0.25 per page.

Comment

[The rules encourage the use of electronic transcripts which will result in reduced costs for preparing and distributing transcripts. No-cost, user-friendly software is available for converting text files into PDF format (see Rule 4010(B)). Unlike paper transcripts, electronic transcripts can offer features such as keyword searches, copy and paste functions, and speedy transmission. Moreover, the ability to store transcripts and reporters' notes on disks and networks should greatly reduce the courts' storage costs. Electronic systems support the business trend of moving toward paperless operations and also respond to ecological concerns by reducing paper waste.]

The first requestor of a transcript is obligated to pay for the original transcript, which is filed with the court, plus the copy rate if the requestor desires a personal copy (subject to any cost sharing with additional parties.)

Many [attorneys/litigants] attorneys/parties prefer to read paper transcripts, including condensed transcripts, and these rules do not inhibit the practice. However, when a condensed paper transcript is ordered by a party, the surcharge of \$0.25 per page in Rule 4008(A)(2) shall refer to \$0.25 per sheet of paper, regardless of the number of pages of transcript on the sheet.

There is no entitlement to expedited, daily, or same day delivery of transcripts. Those services are only available where provided by the judicial district and when the court reporter has that capability.

(B) *Economic hardship—minimum standards*

(1) Transcript costs for ordinary transcripts in matters under appeal or where the transcript is necessary to advance the litigation shall be waived for a [**litigant**] **party** who has been permitted by the court to proceed *in forma pauperis* or whose income is less than 125 percent of the poverty line as defined by the U.S. Department of Health and Human Services (HHS) poverty guidelines for the current year.

(2) Transcript costs for ordinary transcripts in matters under appeal or where the transcript is necessary to advance the litigation shall be reduced by one-half for a [**litigant**] **party** whose income is less than 200 percent of the poverty line as defined by the HHS poverty guidelines for the current year.

(3) Transcript costs for ordinary transcripts in matters that are not subject to an appeal, where the transcript is not necessary to advance the litigation, or for expedited, daily, [**rough draft**] or same day transcripts may be waived at the court's discretion for parties who qualify for economic hardship under subdivision (B)(1) or (B)(2) and upon good cause shown.

(4) The application to waive all or a portion of costs for ordinary transcripts shall be supported by an affidavit substantially in the form required by Rule 240(h) of the Pennsylvania Rules of Civil Procedure.

Comment

Transcript costs can be quite expensive. By establishing minimum standards, subdivision (B) is intended to ensure that costs do not effectively deny access to the court system to impoverished persons and persons of limited financial means when further proceedings necessitate a transcript. The rule also recognizes that unreasonable demands for free or reduced-cost transcripts can result in a significant economic burden on the court system; for this reason, the rule attempts to distinguish necessary and nonessential requests. Procedures for waiving or reducing transcripts costs must be published by the court and clearly communicated to [**litigants**] **parties**.

[**Litigants**] **Parties** who have been approved for representation by legal aid services are not required to prove economic hardship. Legal aid clients shall be entitled to obtain ordinary transcripts for no cost.

(C) *Assignment and allocation of transcript costs*

(1) *Assignment of costs.* The requesting party[,] or **the** party required by general rule to file a transcript[,] shall be responsible for the cost of the **original** transcript. Costs shall not be assessed against any party for transcripts prepared at the initiation of the court.

(2) *Allocation of costs.* [**When more than one party requests the transcript, or are required by general rule to file the transcript, the cost shall be divided equally among the parties.**] **When more than one party is to receive the transcript, or is required by general rule to file the transcript, the cost of the original transcript shall be divided equitably among the parties, taking into account any reduced fee or free transcripts.**

Comment

It is the intent of this provision that all parties who receive a transcript should share equitably in the costs. If two parties receive the transcript, they would each pay their share of the cost of the

original transcript that is filed with the court, with each party paying for their copy. In cases where a party qualifies for a free or reduced price transcript, any other party paying full price pays only their proportionate share of the full price, with the judicial district absorbing the cost of the free or reduced price transcript.

(D) *Copies of transcript*

(1) A request for a copy of any transcript previously ordered, transcribed and filed of record shall **[be provided according to the following schedule] not exceed:**

[(1)] (a) \$0.75 per page bound, paper format; and,

[(2)] (b) \$0.50 per page electronic copy.

(2) A request for a copy of an expedited transcript shall not exceed:

(a) \$1.00 per page bound, paper format; and,

(b) \$0.75 per page electronic copy.

(3) A request for a copy of a daily transcript shall not exceed:

(a) \$1.25 per page bound, paper format; and,

(b) \$1.00 per page electronic copy.

(4) A request for a copy of a same day transcript shall not exceed:

(a) \$1.50 per page bound, paper format; and,

(b) \$1.25 per page electronic copy.

Comment

With respect to a non-party (i.e., general public) request for a **[photocopy] copy** of a transcript, Rule 4007(D)(4) anticipates that the filing offices of the judicial district are the proper custodians of court case records and transcripts. Rule **[4008(D)] 4008(D)(1)** provides that the cost charged to the public for a transcript copy that has been filed of record shall not exceed \$0.75 per page, regardless of the form or location in which the transcript is filed or stored. **The copy rates in Rule 4008(D)(2), (3), and (4) reflect the additional work necessary to deliver a transcript on an expedited schedule, but once the original transcript is filed with the appropriate filing office, the copy rate in (D)(1) is to apply.**

(E) *Additional Costs*

No transcript or related costs may be charged to the parties or the public other than those listed in subdivisions (A), (B) and (D) without the written approval of the Court Administrator, except that a judicial district may enact a local rule that permits a trial judge to impose a reasonable surcharge in cases such as mass tort, medical malpractice or other unusually complex litigation, where there is a need for **[court reporters to significantly expand their dictionary] a court reporter to significantly expand his/her dictionary.**

Comment

Pursuant to local rule, a reasonable fee may be charged for a secure electronic feed which instantaneously delivers the translated notes from the court reporter to a laptop, tablet, phone, or other portable electronic device via cable, wifi, router, or Bluetooth to parties, the media, or other interested individuals. There shall be no fee charged to the court for such a connection.

(F) *Requests for Rate Increases*

The president judge of a judicial district may request an increase in the rates prescribed in subdivision (A) or (D) by submitting a written request to the Committee on Court Reporting and Transcripts. The request shall only be approved where it is established that the judicial district faces an economic hardship caused by the current rates and that the requested rates are reasonable. If the Committee approves the request by majority vote, it shall be forwarded to the Court Administrator for review. If the Court Administrator determines that the increase is necessary, the request shall be forwarded to the Supreme Court.

Comment

These rules do not supersede any existing Pennsylvania Rule of Court regarding the delivery of court transcripts. If there appears to be a conflict with an existing Pennsylvania Rule of Court, such rule remains in full force and effect. However, if there appears to be a conflict with any local rule of court for the delivery of transcripts, these rules take precedence.

Rule 4012. Sanctions for Delayed Transcript.

(A) The president judge may take disciplinary action against any court reporter, court recorder, or transcriptionist where noncompliance with these Rules impedes the prompt administration of justice, whether by protracted delinquency in a single case or by engaging in a pattern of delinquency in a number of cases.

(B) The Court Administrator shall notify the Supreme Court of Pennsylvania of instances of unreasonable delay in preparing transcripts. The Court Administrator may recommend imposition of sanctions, including disqualification of individual court reporters, **court recorders** or transcriptionists.

(C) The president judge shall ensure that the number, proficiency and organization of court reporting personnel in any district are adequate to support the full and unrestricted operation of the **[courts] court**. When transcript delay is caused by an insufficient supply of qualified court reporters or other **[staff]** resources, or inefficient management of the court reporting operation, the Supreme Court may direct the president judge to take immediate corrective actions.

(D) An appellate court may enter an order to compel the preparation, filing and transmission of the transcript and may take disciplinary action including contempt of court or reduction of fees when the failure of a court reporter, court recorder, or transcriptionist to complete the transcript within the time imposed by these rules or by court order, delays transmission of the complete record to the appellate court.

Rule 4014. Redaction of Personal Data Identifiers.

(A) On its own motion, or upon motion of any party, the court may order the court reporter, **court recorder**, or transcriptionist preparing the transcript to redact confidential, personal and/or financial data and other identifiers **and any information listed in Section 7.0 of the Case Records Public Access Policy of the Unified Judicial System of Pennsylvania.**

(B) Information that is redacted shall, unless otherwise directed by the court, appear in transcripts that are provided to the court and to the parties, but not in any transcript filed in the appropriate filing office or provided

to any other requestor. **The unredacted version of the transcript shall be filed under seal in the appropriate filing office.**

[Pa.B. Doc. No. 18-881. Filed for public inspection June 8, 2018, 9:00 a.m.]

Title 237—JUVENILE RULES

PART I. RULES

[237 PA. CODE CHS. 4 AND 6]

Order Adopting Rule 415 and Amending Rule 620 of the Rules of Juvenile Court Procedure; No. 769 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 23rd day of May, 2018, upon the recommendation of the Juvenile Court Procedural Rules Committee, the proposal having been published for public comment at 47 Pa.B. 942 (February 18, 2017):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pennsylvania Rule of Juvenile Court Procedure 415 is adopted and Pennsylvania Rule of Juvenile Court Procedure 620 is amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on October 1, 2018.

Annex A

TITLE 237. JUVENILE RULES

PART I. RULES

Subpart A. DELINQUENCY MATTERS

CHAPTER 4. ADJUDICATORY HEARING

(*Editor's Note:* The following rule is added and printed in regular type to enhance readability.)

Rule 415. Challenge to the Weight of the Evidence.

A. *Timing and Manner.* A claim that a ruling on the offense or an adjudication of delinquency was against the weight of the evidence shall be raised with the juvenile court judge:

- 1) by oral motion, on the record, at any time after the ruling or adjudication and before disposition;
- 2) by written motion at any time after the ruling or adjudication and before disposition; or
- 3) in a post-dispositional motion pursuant to Rule 620(A)(1).

B. *Decision.* If the claim is raised before disposition:

- 1) the judge shall decide the motion before entering disposition and shall not extend the date for disposition or otherwise unduly delay the disposition hearing in order to dispose of the motion; and
- 2) the claim shall be preserved for appeal.

C. *Appeal.* An appeal of a decision shall be governed by the timing requirements of Rule 620(B)(2) or (3), whichever applies.

Comment

The purpose of this rule is to make it clear that a challenge to the weight of the evidence must be raised with the juvenile court judge or it will be waived. *See also In re J.B.*, 106 A.3d 76, 95 (Pa. 2014) (claim cannot be raised via closing argument). When a claim is raised pursuant to paragraph (A)(1) or (A)(2), it need not be raised again in a post-dispositional motion to preserve the claim for appeal.

Official Note: Rule 415 adopted May 23, 2018, effective October 1, 2018.

Committee Explanatory Reports:

Final Report explaining the adoption of Rule 415 published with the Court's Order at 48 Pa.B. 3407 (June 9, 2018).

CHAPTER 6. POST-DISPOSITIONAL PROCEDURES

PART C. MOTIONS AND NUNC PRO TUNC RELIEF

Rule 620. Post-Dispositional Motions.

A. *Optional Post-Dispositional Motion.*

1) [**The parties**] **A party** shall have the right to [**make**] **file** a post-dispositional motion. All requests for relief from the court shall be stated with specificity [**and particularity,**] and shall be consolidated in the post-dispositional motion.

2) [**Issues**] **Claims properly** raised before or during the adjudicatory hearing shall be deemed **issues** preserved for appeal whether or not the party elects to file a post-dispositional motion on those [**issues**] **claims**.

B. *Timing.*

[1) If a post-dispositional motion is filed, it shall be filed no later than ten days after the imposition of disposition.

2) If a timely post-dispositional motion is filed, the notice of appeal shall be filed:

a) **within thirty days of the entry of the order deciding the motion;**

b) **within thirty days of the entry of the order denying the motion by operation of law in cases in which the judge fails to decide the motion; or**

c) **within thirty days of the entry of the order memorializing the withdrawal in cases in which a party withdraws the motion.**

3) **If a post-dispositional motion is not timely filed, a notice of appeal shall be filed within thirty days of the imposition of disposition.]**

1) If a post-dispositional motion is filed, it shall be filed within ten days of the date of entry of the dispositional order.

2) If a timely post-dispositional motion is filed, the notice of appeal shall be filed within thirty days of the date of entry of the post-dispositional order:

a) deciding the motion;

b) denying the motion by operation of law in a case when the judge fails to decide the motion; or

c) memorializing the withdrawal in a case when a party withdraws the motion.

3) If a post-dispositional motion is not timely filed, a notice of appeal shall be filed within thirty days of the date of entry of the dispositional order.

C. Court Action.

1) *Briefing Schedule and Argument.* Within ten days of the filing of the post-dispositional motion, the court shall:

a) determine if briefs, memoranda of law, or oral arguments are required; and

b) set [a] **the** briefing schedule and dates for oral argument, if necessary.

2) *Failure to Set Schedule.* If the court fails to act according to paragraph (C)(1), briefs and oral arguments are deemed unnecessary.

3) *Transcript.* If the grounds asserted in the post-dispositional motion do not require a transcript, neither the briefs nor arguments [on] **concerning** the post-dispositional motion shall be delayed for transcript preparation.

D. Time [Limits] Limitations for Decision on Motion. The judge shall not vacate **the** disposition pending the decision on the post-dispositional motion, but shall decide the motion as provided in this paragraph.

1) Except as provided in paragraph (D)(2), the judge shall decide the post-dispositional motion as soon as possible but within thirty days of the filing of the motion. If the judge fails to decide the motion within thirty days, or to grant an extension as provided in paragraph (D)(2), the motion shall be deemed denied by operation of law.

2) Upon motion of a party [**within the 30-day disposition period, for good cause shown, the judge may grant one 30-day extension for decision on] and good cause shown, prior to the expiration of the 30-day decision period of paragraph (D)(1), the judge may grant one 30-day extension to decide** the motion. If the judge fails to decide the motion within the 30-day extension period, the motion shall be deemed denied by operation of law.

3) When a post-dispositional motion is denied by operation of law, the clerk of courts shall forthwith enter an order on behalf of the court [, and, as provided pursuant to Rule 167,]. **Pursuant to Rule 167, the clerk of courts** shall serve a copy of the order [on] **upon** each attorney and the juvenile, if unrepresented, that **states** the post-dispositional motion is deemed denied. This order is not subject to reconsideration.

4) If the judge denies the post-dispositional motion, the judge promptly shall issue an order [**and the**]. **The** order shall be filed and served as provided in Rule 167.

5) If a party withdraws a post-dispositional motion, the judge promptly shall issue an order memorializing the withdrawal [**and the**]. **The** order shall be filed and served as provided in Rule 167.

E. Contents of [order] Order. An order denying a post-dispositional motion [, **whether issued by the judge pursuant to paragraph (D)(4) or entered by the clerk of courts pursuant to paragraph (D)(3),] or an order issued following a party's withdrawal of the post-dispositional motion pursuant to paragraph (D)(5), shall include notice to the party of the following:**

1) the right to appeal;

[2) the time limits within which the appeal shall be filed; and

3) the right to counsel in the preparation of the appeal.]

2) the time limitations for filing the appeal; and

3) the right to counsel for the appellate process.

F. [After-discovered evidence.] After-Discovered Evidence. A motion for a new [**adjudication**] **adjudicatory hearing** on the grounds of after-discovered evidence shall be filed in writing promptly after such discovery. If an appeal is pending, the judge may grant the motion only upon remand of the case.

Comment

[**The purpose of this rule is to promote the fair and prompt resolution of all issues relating to admissions, adjudication, and disposition by consolidating all possible motions to be submitted for court review, and by setting reasonable but firm time limits within which the motion is to be decided. Because the post-dispositional motion is optional, a party may choose to raise any or all properly preserved issues in the trial court, in the appellate court, or both.**

For the definition of "disposition," see Rule 120 and its Comment.

OPTIONAL POST-DISPOSITIONAL MOTION

See *In re Brandon Smith*, 393 Pa. Super. 39, 573 A.2d 1077 (1990), for motions on ineffective assistance of counsel.

Under paragraph (A)(2), any issue raised before or during adjudication is deemed preserved for appeal whether a party chooses to raise the issue in a post-dispositional motion. It follows that the failure to brief or argue an issue in the post-dispositional motion would not waive that issue on appeal as long as the issue was properly preserved, in the first instance, before or during adjudication. Nothing in this rule, however, is intended to address Pa.R.A.P. 1925(b) or the preservation of appellate issues once an appeal is filed. See *Commonwealth v. Lord*, 553 Pa. 415, 719 A.2d 306 (1998) (any issues not raised in a 1925(b) statement will be deemed waived).

Under paragraph (B)(1), if a party chooses to file a post-dispositional motion, the motion is to be filed within ten days of imposition of disposition. The filing of the written post-dispositional motion triggers the time limits for decision on the motion. See paragraph (D)(1).

TIMING

Paragraph (B) contains the timing requirements for filing the optional post-dispositional motion and taking an appeal. Under paragraph (B)(1), the post-dispositional motion is to be filed within ten days of imposition of disposition. Supplemental motions may be filed but the time requirements of paragraph (B)(1) are to be followed.

When a party files a timely post-dispositional motion, the 30-day period for the juvenile's direct appeal on all matters in that case is triggered by the judge's decision on the post-dispositional motion, the denial of the motion by operation of law,

or the withdrawal of the post-dispositional motion. The appeal period runs from the entry of the order. As to the date of entry of orders, see Pa.R.A.P. 108. No direct appeal may be taken by the party while the post-dispositional motion is pending. See paragraph (B)(2).

If no timely post-dispositional motion is filed, the party's appeal period runs from the date disposition is imposed. See paragraph (B)(3).]

For the definition of "disposition," see Rule 120 and its Comment.

When properly raised before or during a hearing, a claim will be deemed preserved for appeal and the party need not file a post-dispositional motion solely for the purpose of preservation. To raise a claim that a ruling on the offense or an adjudication of delinquency was against the weight of the evidence, see Rule 415. Nothing in this rule is intended to address Pa.R.A.P. 1925(b) or the possible waiver of appellate issues for non-compliance with the Pennsylvania Rules of Appellate Procedure once an appeal is filed. See, e.g., *Commonwealth v. Lord*, 719 A.2d 306 (Pa. 1998) (any issues not raised in a 1925(b) statement will be deemed waived).

See Rule 622 and *In re Brandon Smith*, 573 A.2d 1077 (Pa. Super. 1990), for motions concerning ineffective assistance of counsel.

TIMING

Supplemental post-dispositional motions may be filed, but the time requirements of paragraph (B)(1) are to be followed.

For the date of entry of an order, see Pa.R.A.P. 108(a)(1) ("[T]he day of entry shall be the day the clerk of the court... mails or delivers copies of the order to the parties...").

BRIEFS; TRANSCRIPTS; ARGUMENT

Under paragraph (C)(1), the judge should determine, on a case-by-case basis, whether briefs, memoranda of law, or arguments are required for a fair resolution of the post-dispositional motion. [**If they are not needed, or if**] The judge may order that a concise summary of the relevant law and facts is sufficient[, **the judge should so order**]. [**Any local rules requiring briefs or oral argument are inconsistent with this rule. See Rule 121(E).**] Any local rule requiring briefs or oral argument in every case is inconsistent with this rule. See Pa.R.J.A. No. 103(d)(2).

Under paragraph (C)(3), the judge, in consultation with the attorneys, should determine what, if any, portions of the notes of testimony are to be transcribed so that the post-dispositional motion can be resolved. The judge should then set clear deadlines for the court reporter to [**insure**] **ensure** timely resolution of the motion. Nothing in this rule precludes the judge from ordering the [**transcript**] **transcription of the notes of testimony** or portions of it immediately after the conclusion of the adjudicatory, **dispositional, or revocation** hearing or the entry of an admission.

For the recording and transcribing of court proceedings generally, see [**Rule 127**] **Pa.R.J.A. Nos. 4001—4016**. The requirements for the record and the writing of an

opinion [**on**] **for an** appeal are set forth in the Pennsylvania Rules of Appellate Procedure.

There is no requirement that oral argument be [**heard on**] **held for** every post-dispositional motion. When oral argument is [**heard on**] **held concerning** the post-dispositional motion, the juvenile need not be present.

DISPOSITION

Under paragraph (D), [**once a party makes a timely written post-dispositional motion, the judge retains jurisdiction for the duration of the disposition period. The**] **the** judge may not vacate the order imposing **the** disposition pending decision on the post-dispositional motion. **However, the judge may vacate or change the disposition once there has been a decision on the motion if the motion was decided within the time limitations of this rule.**

Paragraph (D)(2) permits one 30-day extension of the 30-day time [**limit, for good cause shown, upon motion of a party**] **limitation upon motion of a party and good cause shown**. In most cases, an extension would be requested and granted when new counsel has entered the case. Only a party may request such an extension. The judge may not, *sua sponte*, extend the time for **the** decision: a congested court calendar or other judicial delay does not constitute "good cause" under this rule.

The possibility of an extension is not intended to suggest that thirty days are required for a decision in most cases. The time [**limits**] **limitations** for resolution of the post-dispositional motion are the outer limits. [**Easily resolvable**] **Uncomplicated** issues, such as a modification of **the** disposition or an admission challenge, **ordinarily** should [**ordinarily**] be decided in a much shorter [**period of time**] **time period**.

If the judge decides the motion within the time [**limits**] **limitations** of this rule, the judge may grant reconsideration on the post-dispositional motion pursuant to 42 Pa.C.S. § 5505 or Pa.R.A.P. 1701(b)(3), but the judge may not vacate the disposition pending reconsideration. The reconsideration period may not be used to extend the timing requirements set forth in paragraph (D) for decision [**on the post-dispositional motion: the time limits**] **of the post-dispositional motion. The time limitations** imposed by paragraphs (D)(1) and (D)(2) continue to run from the date the post-dispositional motion was originally filed. The judge's reconsideration, therefore, is to be resolved within the 30-day decision period of paragraph (D)(1) or the 30-day extension period of paragraph (D)(2), whichever applies. If a decision on the reconsideration is not reached within the appropriate period, the post-dispositional motion, including any issues raised for reconsideration, will be denied pursuant to paragraph (D)(3).

Under paragraph (D)(1), on the date when the court [**disposes of**] **decides** the motion, or the date when the motion is denied by operation of law **pursuant to paragraph (D)(3)**, the judgment becomes final for the purposes of appeal. See [**Judicial Code**,] 42 Pa.C.S. §§ 102, 722, 742, 5105(a), **Pa.R.A.P. 341**, and *Commonwealth v. Bolden*, [**472 Pa. 602,**] 373 A.2d 90 (**Pa. 1977**). [**See Pa.R.A.P. 341.**]

An order entered by the clerk of courts under paragraph (D)(3) constitutes a ministerial order and[, as such,] is not subject to reconsideration or modification pursuant to 42 Pa.C.S. § 5505 or Pa.R.A.P. 1701.

If the motion is denied by operation of law, paragraph (D)(3) requires that the clerk of courts enter an order denying the motion on behalf of the court and immediately notify the attorneys, or the juvenile, if unrepresented, that the motion has been denied. This notice is intended to protect the party's right to appeal. The clerk of courts also is to comply with the filing, service, and docket entry requirements of Rule 167.

CONTENTS OF ORDER

Paragraph (E) protects a party's right to appeal by requiring that the judge's order denying the motion, the clerk of courts' order denying the motion by operation of law, or the order entered memorializing a party's withdrawal of a post-dispositional motion, contain a written notice of the party's [appeal] appellate rights. This requirement ensures adequate notice to the party, which is important given the potential time lapse between the notice provided at [disposition] the dispositional hearing and the resolution of the post-dispositional motion. See also *Commonwealth v. Miller*, 715 A.2d 1203 (Pa. Super. [Ct.] 1998), concerning the contents of the order memorializing the withdrawal of a post-dispositional motion.

When a party withdraws a post-dispositional motion in open court and on the record, the judge should [orally] enter an oral order memorializing the withdrawal [for the record, and]. The judge is to give the party notice of the information required by paragraph (E). See *Commonwealth v. Miller*, supra.

AFTER-DISCOVERED EVIDENCE

Pursuant to paragraph (F), a motion for a new adjudicatory hearing on the grounds of after-discovered evidence may be filed with the court. If the motion is filed, it is to be in writing after such discovery is made if there is no appeal pending. See Rule 622 for filing a motion for nunc pro tunc relief. If an appeal is pending, the judge may grant the motion only upon remand of the case.

If there is after-discovered evidence concerning the dispositional hearing, a motion for a change in the dispositional order may be filed with the court. The motion may allege a need for a change in the dispositional order pursuant to Rule 610(B). If this motion is made, notice and an opportunity to be heard is to be given to the parties and the victim. See Rule 610(B) and 42 Pa.C.S. § 6353.

MISCELLANEOUS

Under paragraph (A)(1), the grounds for the post-dispositional motion should be stated with [particularity] specificity. Motions alleging insufficient evidence, for example, are to specify [in what way] the reasons why the evidence was insufficient, and motions alleging that the court's findings were against the weight of the evidence are to specify why the findings were against the weight of the evidence.

[Because the post-dispositional motion is optional, the failure to raise an issue with sufficient particularity in the post-dispositional motion will not constitute a waiver of the issue on appeal as long as the issue was preserved before or during adjudication.] Because the post-dispositional motion is optional, the failure to raise a claim with specificity in the post-dispositional motion will not constitute a waiver of the issue on appeal if the claim was properly raised. See paragraph (A)(2).

[Issues] Claims properly preserved at the dispositional hearing need not, but may, be raised again in a motion to modify disposition in order to preserve them for appeal. In deciding whether to move to modify the disposition, counsel should carefully [is to] consider whether the record created at the dispositional hearing is adequate for appellate review of the issues, or the issues may be waived. See *Commonwealth v. Jarvis*, [444 Pa. Super. 295,] 663 A.2d 790 (Pa. Super. 1995). As a general rule, the motion to modify the disposition under paragraph (A)(1) gives the dispositional judge the earliest opportunity to modify the disposition. This procedure does not affect the court's inherent powers to correct an illegal disposition or obvious and patent mistakes in its orders [at] any time before an appeal or upon remand by the appellate court. See, e.g., *Commonwealth v. Holmes*, 933 A.2d 57 (Pa. 2007) (court has inherent power to correct patent and obvious mistakes despite the absence of traditional jurisdiction); *Commonwealth v. Jones*, [520 Pa. 385,] 554 A.2d 50 (Pa. 1989) (court can, sua sponte, correct an illegal sentence even after the defendant has begun probation or placement) [and]; *Commonwealth v. Cole*, [437 Pa. 288,] 263 A.2d 339 (Pa. 1970) (inherent power of the court to correct obvious and patent mistakes).

Once a disposition has been modified or reimposed pursuant to a motion to modify the disposition under paragraph (A)(1), a party wishing to challenge the decision on the motion does not have to file an additional motion to modify the disposition in order to preserve an issue for appeal[, as long as] if the issue was properly preserved [at the time] when the disposition was modified or reimposed. See paragraph (B)(2).

Official Note: Rule 520 adopted May 17, 2007, effective August 20, 2007. Amended July 28, 2009, effective immediately. Amended January 11, 2010, effective March 1, 2010. Renumbered Rule 620 on February 23, 2012, effective April 1, 2012. **Amended May 23, 2018, effective October 1, 2018.**

Committee Explanatory Reports:

Final Report explaining the provisions of Rule 520 published with the Court's Order at 37 Pa.B. 2506 (June 2, 2007).

Final Report explaining the amendment to Rule 520 published with the Court's Order at 39 Pa.B. 4743 (August 8, 2009).

Final Report explaining the renumbering of Rule 520 to 620 published with the Court's Order at 42 Pa.B. 1214 (March 10, 2012).

Final Report explaining the amendments to Rule 620 published with the Court's Order at 48 Pa.B. 3407 (June 9, 2018).

FINAL REPORT¹

Adoption of Pa.R.J.C.P. 415 & Amendment of Pa.R.J.C.P. 620

On May 23, 2018, the Supreme Court adopted new Rule of Juvenile Court Procedure 415 and amended Rule of Juvenile Court Procedure 620 to provide a procedural mechanism for weight of the evidence claims to be raised before the juvenile court.

When the Supreme Court of Pennsylvania decided *In re J.B.*, 106 A.3d 76 (Pa. 2014), it considered whether the juvenile waived a claim that a finding was against the weight of the evidence by failing to raise it first with the juvenile court. The Court observed that, unlike Pa.R.Crim.P. 607, the Pennsylvania Rules of Juvenile Court Procedure do not contain a provision addressing how or when a weight of the evidence claim should be raised.

The Juvenile Court Procedural Rules Committee proposed rulemaking to create a mechanism to provide for weight of the evidence claims to be raised at three decision points in a delinquency proceeding: 1) the ruling on the offenses pursuant to Rule 408; 2) the adjudication of delinquency pursuant to Rule 409; and 3) the dispositional order pursuant to Rule 515. *See* 47 Pa.B. 942 (February 18, 2017). However, the proposal was revised post-publication to eliminate the provision for such claims to be raised from the dispositional order. This revision was intended for the new procedure to hew more closely to Pa.R.Crim.P. 607.

Additionally, stylistic and editorial revisions were made throughout Rule 620 and its Comment, including a cross-reference to new Rule 415.

The amendments will become effective October 1, 2018.

[Pa.B. Doc. No. 18-882. Filed for public inspection June 8, 2018, 9:00 a.m.]

¹ The Committee's Final Report should not be confused with the official Committee Comments to the rules. Also note that the Supreme Court does not adopt the Committee's Comments or the contents of the Committee's explanatory Final Reports.

Title 25—LOCAL COURT RULES

WASHINGTON COUNTY

District Attorney 911 Fee; 2018-1

Administrative Order

And Now, this 22nd day of May, 2018, upon request of the District Attorney for the County of Washington, it is hereby *Ordered, Adjudged, and Decreed* that the Clerk of Courts shall no longer collect the District Attorney 911 Fee from criminal defendants, effective immediately.

The District Court Administrator is directed to forward a copy of this Order to the *Pennsylvania Bulletin* for publication.

By the Court

KATHERINE B. EMERY,
President Judge

[Pa.B. Doc. No. 18-883. Filed for public inspection June 8, 2018, 9:00 a.m.]

**DISCIPLINARY BOARD OF
THE SUPREME COURT**

Notice of Disbarment

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated May 18, 2018, Brian Arthur McCormick (# 45238) is Disbarred on Consent from the Bar of this Commonwealth. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

JULIA FRANKSTON-MORRIS,
Secretary

[Pa.B. Doc. No. 18-884. Filed for public inspection June 8, 2018, 9:00 a.m.]

STATEMENTS OF POLICY

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 69]

[M-2016-2530484]

Combined Heat and Power

The Pennsylvania Public Utility Commission (Commission), on April 5, 2018, adopted a final policy statement that establishes a biennial reporting requirement for electric and natural gas distribution companies regarding their efforts to eliminate obstacles to the development of combined heat and power in this Commonwealth.

Public Meeting held
April 5, 2018

Commissioners Present: Gladys M. Brown, Chairperson, statement follows; Andrew G. Place, Vice Chairperson; Norman J. Kennard; David W. Sweet; John F. Coleman, Jr.

Final Policy Statement on Combined Heat and Power;
M-2016-2530484

Final Policy Statement

By the Commission:

In light of the potential benefits to the public of Combined Heat and Power (CHP), the Commission is interested in considering ways to advance the development of CHP in Pennsylvania. The Commission recognizes that CHP is an efficient means of generating electric power and thermal energy from a single fuel source, providing cost-effective energy services to commercial businesses like hotels, universities and hospitals. CHP systems capture the waste heat energy that is typically lost through power generation, using it to provide heating and cooling for manufacturing and business. In addition to improving manufacturing competitiveness and reducing greenhouse gas emissions, CHP benefits businesses by reducing energy costs and enhancing reliability for the user.

The Commission observes that there are several areas where electric and natural gas distribution companies (EDCs and NGDCs) may be able to implement policies and practices that reduce barriers to such development. With this Order, the Commission establishes a biennial reporting requirement for EDCs and NGDCs regarding their efforts to eliminate obstacles to the development of CHP in the Commonwealth.

Purpose

This policy statement is intended to:

- Promote CHP investments;
- Encourage EDCs and NGDCs to make CHP a part of their energy efficiency and resiliency plans, as well as their marketing and outreach efforts; and
- Encourage EDCs and NGDCs to design interconnection processes and rates for owners and operators of CHP facilities.

Background

The Commission held En Banc hearings on CHP at Drexel University and the University of Pittsburgh in the spring and fall of 2014, respectively. Witnesses representing a cross section of the community interested in CHP

testified at the hearing, including consultants, electric and natural gas distribution companies, universities, and CHP system owners and advocates. These hearings reinforced the Commission's understanding that a coordinated approach to CHP can provide real benefits to the economy, the environment, and the security of residents and businesses within the Commonwealth.

In particular, the testimony of Gearoid Foley, Senior Technical Advisor for the United States Department of Energy's CHP Technical Assistance Partnership, highlighted the potential benefits of CHP for Pennsylvania. Mr. Foley asserted that by sourcing as little as 1% of Pennsylvania's electric consumption from CHP systems, the Commonwealth would reduce the need for more than 1.4 million MWh annually from the grid and reduce 196 MW of peak demand on the grid.¹

Together, the participants at the hearings identified the following benefits of CHP:

- Improved energy efficiency through increased utilization of thermal energy;
- Reduced energy costs through reductions in peak demand as well as the associated mitigation of price volatility;
- Reduced emissions resulting from less overall energy consumption;
- Improved reliability for a grid that is increasingly challenged by natural and manmade disasters;
- Increased diversification of resources used for generating electricity;
- Increased economic development enhanced by the availability of shale gas, thus utilizing more of this abundant resource in Pennsylvania to benefit the Commonwealth's economy;
- Increased national security because multiple points of power generation present a better defense to catastrophic failure and attack; and
- Facilitated expansion of natural gas distribution for all customers.

Participants at the hearings also identified the following barriers to CHP development:

- Difficulty in justifying capital investment, particularly due to the long-term payback requirements of CHP;
- Costs of purchasing backup power during planned plant maintenance and unplanned downtime; and
- Interconnection procedures and fees.

Investment in CHP, in the absence of state, federal and other investment subsidies, is largely driven by the cost of electricity. Some states have made aggressive investments in CHP through various financial resources, including customer contributions and federal funds made available to harden the electric distribution system after catastrophes. The Commonwealth, at this time, does not have a similar mechanism to encourage CHP development.

On February 25, 2016, the Commission adopted a proposed policy statement to help promote implementation of CHP, to encourage companies to share the prog-

¹ http://www.puc.state.pa.us/NaturalGas/pdf/CHP/PPT-DOE1_EBH100714.pdf.

ress they have made with CHP development, and to help the Commission determine how to best continue the advancement of CHP.²

To advance the development of CHP in the Commonwealth, the Commission, through the March 9, 2016 Order, sought comments on the proposed Policy Statement that proposed a biennial reporting requirement for EDCs and NGDCs regarding the development of CHP in their service territories and their efforts to promote such development. The Commission proposed this policy statement in accordance with our authority under sections 501, 504, 505, 506, and 2806.1 of the Public Utility Code, 66 Pa.C.S. §§ 501, 504, 505, 506, and 2806.1, and the Alternative Energy Portfolio Standards Act, as amended, 73 P.S. §§ 1648.1—1648.8 and 66 Pa.C.S. § 2814. Comments to the proposed Policy Statement were due on or before May 31, 2016.

Comments to the proposed Policy Statement were filed by: The Alliance for Industrial Efficiency (The Alliance); Met-Ed Industrial Users Group, Penelec Industrial Consumer Alliance, Penn Power Users Group, Philadelphia Area Industrial Energy Users Group, PP&L Industrial Customer Alliance and West Penn Power Industrial Inter-venors (collectively, the Industrials); the Keystone Energy Efficiency Alliance (KEEA); PECO Energy Company (PECO); Citizen's Electric Company of Lewisburg, PA, Wellsboro Electric Company, Valley Energy, Inc. (collectively, C&T Utilities); Philadelphia Gas Works (PGW); Duquesne Light Company (Duquesne); UGI Utilities, Inc.—Gas Division, UGI Penn Natural Gas Inc., UGI Central Penn Gas, Inc., UGI Utilities, Inc.—Electric (collectively, UGI Distributions Companies); the Energy Association of Pennsylvania (EAP); the Pennsylvania Department of Environmental Protection (DEP); Kimberly-Clark Corporation (K-C); PPL Electric Utilities Corporation (PPL); National Fuel Gas Distribution Corporation (NFG); Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company and West Penn Power Company (collectively, FirstEnergy); NRG Energy Center Harrisburg LLC, NRG Energy Center Pittsburgh LLC (collectively, NRG); and Peoples Natural Gas Company LLC, and Peoples TWP LLC (collectively, Peoples).

The following parties filed reply comments to the proposed Policy Statement: the Industrials; PECO; Peoples; Citizen Power, Inc.

Discussion

Most of the commenters generally supported the policy statement and submitted suggested changes. The Commission will present general comments about the policy statement as well as topical areas under which most comments fell.

A. General

As stated above, most commenters generally supported the policy statement. Duquesne does not oppose CHP in its service territory, nor the expansion of CHP, however, they express concern over the implication that appears to suggest that the perceived lag in CHP development is due, in large part, to utility policies that create barriers and the Commission's conclusion that CHP, by itself, does anything to improve reliability or safety on the distribution system. Duquesne avers that a policy statement is not the most effective mechanism to address the issues articulated in its order.³

² Proposed Policy Statement on Combined Heat and Power, Docket No. M-2016-2530484, entered March 9, 2016 (2016 Order).

³ Duquesne Comments at 2.

B. Incentives

While utility funded financial incentives were not directly addressed as part of the policy statement, the Alliance recommended that the Commission support financial incentives for businesses that build CHP systems or convert to using CHP, noting the significant benefits derived from CHP.⁴

Disposition

The Commission recognizes the significant benefits that customers may derive from CHP in appropriate circumstances. While the Commission is not establishing new methods of utility based financial support for the development of CHP systems with this proceeding, we note some Pennsylvania electric and natural gas companies currently offer incentives for CHP systems and that other agencies may have direct forms of financial assistance. These agencies include Commonwealth Financing Authority, DEP, which supports The Green Energy Loan Fund (GELF)⁵ that offers low-interest loans, and the Pennsylvania Energy Development Authority (PEDA)⁶ that awards grants, loans, and loan guarantees for qualifying projects. In recognition of these agency efforts, the Commission has revised the policy statement at Section 69.3202 (relating to the staff report) by adding a requirement that Commission staff include identification of government agency programs providing financial and other support for CHP in the biennial report provided to the Commission.

C. Interconnection

As part of the effort to promote CHP in the Commonwealth, the Commission is interested in identifying and eliminating barriers to CHP implementation. Specifically, the Commission sought to explore the applicability of interconnection application fees, the specific amount of these fees, utility interconnection rules and utility system upgrade costs associated with interconnection of CHP systems to electric distribution systems and whether these fees and costs represent unfair or unreasonable impediments to the deployment of CHP. To help identify these potential impediments, the Commission proposed to require EDCs to report CHP specific interconnection fees, procedures for interconnection applications to include forms and contracts, standardized technical requirements, interconnection dispute resolution procedures, and actual interconnection fees collected.

Position of the Parties

PECO avers that there exists a uniform set of interconnection procedures for CHP systems above the Alternative Energy Portfolio Standards Act (AEPS Act) thresholds.⁷ PECO, however, believes that a review of the interconnection application form and associated instructions may be useful.⁸ The Industrials add that the Commission should implement different interconnection procedures for CHP customers that wish to not net meter.⁹ FirstEnergy avers that CHP systems are not electrically different and that no change in interconnection standards should be necessary.¹⁰ The Alliance comments that there should be

⁴ Alliance Comments at 1—3.

⁵ <http://www.dep.pa.gov/Business/Energy/OfficeofPollutionPrevention/FinancialOptions/Pages/Green-Energy-Loan-Fund-.aspx>.

⁶ <http://www.dep.pa.gov/Business/Energy/OfficeofPollutionPrevention/FinancialOptions/Pages/PEDA.aspx>.

⁷ PECO Comments at 9-10.

⁸ PECO Comments at 10.

⁹ Industrials Reply Comments at 3.

¹⁰ FirstEnergy Comments at 6.

streamlined interconnection procedures and fees while NRG states that the Policy Statement should affirmatively encourage EDCs to submit proposals that would provide grid interconnection equipment at partial, or no cost for bona fide CHP projects.¹¹

Disposition

We disagree with the Industrials that there needs to be a set of interconnection standards for non-net metered CHP systems. The Commission notes that the Chapter 75 interconnection standards, 52 Pa. Code §§ 75.21, 75.22, 75.31—75.40, and 75.51, apply to both net metered and non-net metered customers, as do the PJM interconnection rules. In this regard, we agree with FirstEnergy that CHP systems are not electrically different and that no change in interconnection standards are necessary for CHP systems.

We disagree with NRG that the Policy Statement should encourage EDCs to submit proposals that would provide grid connection equipment costs at partial or no cost. We see no reason why this cost should be partially or wholly socialized through the rate base when and if the associated grid interconnection equipment is installed solely for the benefit of the system generator.

We agree with the Alliance that there should be streamlined interconnection procedures and fees only in that this is the suggested outcome of the policy statement, not part of the actual statement. The Commission recognizes that there may be ways to streamline interconnection procedures, update interconnection application forms and associated instructions. However, these issues should be addressed in a separate proceeding as they relate to the interconnection of all generation types, not just CHP. We note that the reporting requirements being established by this policy statement will help inform subsequent proceedings.

D. Process

As discussed before, the intent and purpose of the proposed Policy Statement was to determine how the Commission can better facilitate the deployment and growth of CHP in the Commonwealth. Comments that fell under this topic include recommendations about how the Commission should go about arriving at the suggested outcome of the policy statement.

Position of the Parties

K-C recommends that the Commission should contemplate following Connecticut's lead by considering and establishing natural gas delivery charge rebates, waivers of electric back-up demand charges, alternative energy credits and capital grants. They also recommend that the Commission should model its policy based on Connecticut's Act 05-01 which, among other things, establishes rate design for standby service.¹² NRG commented that NGDCs should be encouraged to submit tariff supplements to recognize a CHP installation as a priority customer during curtailment events where the CHP installation serves traditional priority customers. NRG avers that EDCs, via their base rate filings, should be required to include a cost of service study to affirmatively show that their standby rates applicable to CHP systems are just and reasonable. NRG also recommends that the Policy Statement should (1) encourage NGDCs to facilitate CHP projects through lower tariffed distribution rates and, (2) express a willingness by the PUC to consider creative solutions regarding steam cost rates

where a net economic benefit to total rates can be realized by steam utility customers.¹³ DEP, NRG, and Peoples suggest that the Commission create an Ad-Hoc Stakeholders Group and/or working group.¹⁴

Disposition

We acknowledge K-C's recommendations regarding natural gas CHP rebates, waivers of electric back-up demand charges, alternative energy credits and capital grants that may reduce barriers to CHP deployment. However, we believe these issues are best proposed and litigated through rate proceedings and are therefore beyond the scope of this proceeding. We agree with DEP, NRG and Peoples about the creation of a working group and note that this would be a temporary working group discussing CHP reporting and related topics identified in this proceeding and in subsequent EDC and NGDC reports. Accordingly, we direct the Bureau of Technical Utility Services to initiate this CHP working group within 90 days of the issuance of this Order.

E. Purpose and the Total Resource Cost Test

The Total Resource Cost (TRC) Test is the measure of costs and benefits regarding measures, programs and portfolios. A benefit/cost ratio greater than 1 indicates that the total benefits outweigh the total costs for the life of a measure. As it relates to Act 129, the maximum measure life for TRC calculations is capped at 15 years.¹⁵ Comments that fell under this topic dealt with how the TRC could be modified to support the purpose of the policy statement.

Position of the Parties

Duquesne advises against mechanisms that may make uneconomical CHP projects economically viable.¹⁶ Citizen Power, Inc. and DEP both recommend that the TRC maximum measure life be changed to 25 years.¹⁷

Disposition

We agree with Duquesne that mechanisms used to promote CHP projects should only apply to cost-effective projects. Regarding the comments from Citizen Power, Inc. and DEP about changing the TRC maximum measure life, the Commission is without authority to do so as the TRC's maximum measure life is established in the Public Utility Code for the Act 129 EE&C program.¹⁸ See 66 Pa.C.S. § 2806.1(m) (definition of total resource cost test). With that said, the Commission recognizes that not all mechanisms for promoting CHP are administered under the Act 129 EE&C program and would welcome reasonable cost-effectiveness screens that have a different maximum measure life for CHP under those mechanisms.

F. Purpose and § 69.3202

Comments that fell under this topic dealt with suggested changes and recommendations to section 69.3202 to support the purpose of the policy statement.

¹³ NRG Comments at 5—7.

¹⁴ DEP Comments at 3, NRG Comments at 7-8, and Peoples Reply Comments at 2-3.

¹⁵ See 66 Pa.C.S. § 2806.1(m) (definition of total resource cost test: "A standard test that is met if, over the effective life of each plan not to exceed 15 years. . .").

¹⁶ Duquesne Comments at 10.

¹⁷ Citizen Power, Inc. Reply Comments at 3, DEP Comments at 2.

¹⁸ We further note that the Commission has consistently found that the TRC test applies to an EDC's entire plan, not individual measures. See 2016 Total Resource Cost (TRC) Test, Docket No. M-2015-2468992 (Order entered June 22, 2015). See also Petition of PPL Electric Utilities Corporation for Approval of its Act 129 Phase III Energy Efficiency and Conservation Plan, Option and Order at Docket No. M-2015-2515642 (entered January 26, 2017).

¹¹ Alliance Comments at 5, NRG Comments at 4.

¹² K-C Comments at 3—7.

Position of the Parties

EAP comments that electric utilities already provide incentives for CHP development via programs such as the AEPS Act and Act 129.¹⁹ Peoples proposed that the final policy statement should include new paragraphs (c) and (d) to section 69.3202, Biennial Reports, that identified EDC specific strategies, programs and initiatives, the development and implementation of which would be included in the EDC reports.²⁰

Disposition

We agree with EAP that utilities already provide incentives for CHP through the AEPS Act and Act 129 EE&C programs. As stated previously, the purpose of this policy statement is to determine if there may be other mechanisms to support and/or hasten deployment of CHP. We disagree with Peoples that the additional language should be added. The Commission does not see that the extra language appreciably adds anything to the policy statement and reporting requirements. Furthermore, some of the specific suggestions embodied within the recommended text may be better suited for discussion among a stakeholder's group as has been suggested and agreed upon by Staff. The development and implementation of such strategies, programs and initiatives are more suited to other proceedings where all interested stakeholders have an opportunity to contribute. We note that the policy statement being adopted in this proceeding encourages EDCs and NGDCs to identify and report on efforts to develop and implement all strategies, programs and initiatives to promote and to reduce barriers to the development of CHP. Accordingly, the added language is unnecessary.

G. § 69.3201 Statement of Scope and Purpose

This section of Annex A describes the direction and the area of applicability of the policy statement. Comments received under this topic dealt with either general matters as they relate the Statement of Scope and Purpose or to specific subsections contained within.

1. § 69.3201(a)

In the 2016 Order the Commission proposed the following language regarding the scope of the policy statement:

Combined Heat and Power is broadly described as a form of distributed energy that is an integrated system located at or near a building or facility that provides at least a portion of the electrical load and uses thermal energy for space heating or cooling, process heating or cooling, refrigeration, or dehumidification.

Position of the Parties

The Industrials aver that the definition of CHP is too restrictive and should be clarified.²¹ The Alliance also commented that the policy statement should include waste heat to power technologies.²²

Disposition

The United States Department of Energy defines CHP²³ as:

- The concurrent production of electricity or mechanical power and useful thermal energy (heating and/or cooling) from a single source of energy.

- A type of distributed generation, which, unlike central station generation, is located at or near the point of consumption.

- A suite of technologies that can use a variety of fuels to generate electricity or power at the point of use, allowing the heat that would normally be lost in the power generation process to be recovered to provide needed heating and/or cooling.

We agree with the Industrials and the Alliance that the definition of CHP should be clarified and more broadly defined. Accordingly, the Commission adopts the Department of Energy's broader definition of CHP and has revised the policy statement accordingly. We find that this definition addresses the concerns raised by the Industrials and Alliance in that the last bullet point which states, ". . . a variety of fuels to generate electricity or power. . ." includes waste heat to power technology.

2. § 69.3201(b)

In the 2016 Order the Commission proposed the following language regarding the scope of the policy statement:

CHP is subject to the jurisdiction of the Commission in several important ways, including, but not limited to, service reliability, energy efficiency and consumer rates. CHP systems can be an integral part of the defense to natural disasters and man-made attacks on the electric distribution system. CHP can be an important component in addressing environmental concerns and offers significant potential for economic development. In conjunction with natural gas from shale gas resources, CHP also offers potential for lower costs for consumers.

Position of the Parties

The Industrials comment that clarification is needed to emphasize that CHP system owners are not utilities and therefore, not subject to PUC jurisdiction.²⁴

Disposition

The Commission agrees with the Industrials that the proposed language in Section 69.3201(b) may imply a level of Commission control over CHP system owners and operations that is beyond the Commission's authority. The intent of the proposed language was to indicate where the Commission has authority over utility activities, such as tariffs, rates, interconnection rules and programs that impact the development of CHP in Pennsylvania, not to assert new or additional authority over such systems. Accordingly, we have revised the language in Section 69.3201(b) as follows to clarify our intent:

The electric distribution company (EDC) and natural gas distribution company (NGDC) tariffs, rates, rules and programs that may affect CHP projects are subject to the jurisdiction of the Commission in several important ways that address service reliability, energy efficiency and consumer rates, among others. CHP systems can be an integral part of the defense to natural disasters and man-made attacks on the electric distribution system. CHP can be an important component in addressing environmental concerns and offers significant potential for economic development. In conjunction with natural gas from shale gas resources, CHP also offers potential for lower costs for consumers.

²⁴ Industrials Comments at 3-4.

¹⁹ EAP Comments at 4 and 7-10.

²⁰ Peoples Comments at 5-9.

²¹ Industrials Comments at 3-4.

²² Alliance Comments at 3-4.

²³ See <https://energy.gov/eere/amo/combined-heat-and-power-basics>.

3. Added Subsection § 69.3201(d)

Position of the Parties

Peoples suggested an additional subsection (d) in § 69.3201, that removes potential uncertainty as to what is expected of EDCs and NGDCs in the future, after the first biennial report.²⁵

Disposition

The Commission agrees with Peoples and finds their suggestion is consistent with the Policy Statement. The Commission will adopt the language suggested by Peoples, with some modifications and add subsection (d) to § 69.3201, as listed below:

(d) EDCs and NGDCs are encouraged to support the development of CHP by evaluating and implementing new strategies, programs and other initiatives to promote the deployment of CHP and to reduce barriers to such deployment within their service territories. For example, this could include the identification of CHP-applicable Federal and State incentives and funding programs and a method to make such information available to would-be project developers in a manner similar to the requirements of 66 Pa.C.S. § 2806.1(j) (relating to existing funding sources).

H. § 69.3202 Biennial Reports

This section of Annex A describes the reporting requirements of the policy statement. Comments received under this topic dealt with either general matters as they relate to the Biennial Reports or to the information being requested in this section. Many comments received suggested language changes. The Commission is adopting many of the suggested changes as discussed below. Instead of listing each change after each topic of discussion, the amended section 69.3202 will be listed, in its entirety, at the end of this section.

1. Issues Regarding Information Requested

Position of the Parties

Nearly all commenters stated that there is information asked for in the reporting requirements that may either not be available or contain proprietary information. Furthermore, some commenters suggested that if this type of data were provided to the EDCs or NGDCs, its accuracy and reliability may not be verifiable.²⁶ The issue of data availability revolves around the fact that what is asked to be reported upon is not necessarily information that the EDCs and NGDCs have available to them, nor is it required that CHP system owners provide this information to the utility. The issue of data confidentiality revolves around the fact that there could be confidential information derived from the data requested. Utilities want to protect this information and have concerns with the treatment of this confidential information.

PECO comments that it may not be possible to identify “disconnected” CHP systems as there is no mechanism in place that requires an owner of a CHP system to identify itself as disconnected. PECO avers that projected cost savings may not be available. There are several other factors that would need to be known, including, but not limited to, pre- and post-installation information such as electric, natural gas, and other fuel supply consumption, fuel supply pricing, equipment and installation costs, etc.

²⁵ Peoples Comments at 2–4.

²⁶ PECO’s Comments at 5–8; PGW Comments at 5–9; Duquesne at 3-4; UGI Distribution Companies Comments at 4-5; EAP Comments at 11; Industrials Comments at 4–6; PPL Comments at 2–4; NFG Comments at 4; FirstEnergy Comments at 5-6.

PECO states that EDCs are typically not provided this information. PECO comments that the requirement to report the description of future or proposed CHP systems may not be possible as it is available only to the extent that customers are willing to make such information available.²⁷

Disposition

We agree with the commenters about data availability and confidentiality. Project-specific data will not be reported or released to the public. The Commission also recognizes that some of the information may not be available or given to the EDCs or NGDCs. The Commission recognizes that the accuracy of data reported to the utilities is subject to the veracity of information provided by the project owners or developers. In such cases, no greater expectation of the utilities is warranted beyond simply providing known and available information.

Regarding avoided cost savings, identifying “disconnected” CHP systems, and description of future or proposed CHP systems, we agree with PECO. This information would not normally be provided to EDCs and EDCs might not be able to obtain it. The Commission would like to clarify that while this information may not be available, the reports only require the reporting of known information. As stated previously regarding concerns about data availability, no greater expectation of the utilities is warranted beyond simply providing known and available information. The Commission would also like to clarify that the requirement for identifying disconnected CHP systems applies to CHP systems that are no longer in operation, if known.

2. Areas of Clarification

There were several points of clarification required in § 69.3202. The following will address these areas.

Position of the Parties

PPL requests clarification to the reference in § 69.3202(d)(5) to § 69.3202(a)(4) and if this was meant to refer to § 69.3202(d)(4) instead. In addition, PPL requests clarification to §§ 69.3202(b) and 69.3202(d)(4).²⁸

PECO comments that § 69.3202(a)(3) needs to be clarified with regard to system reliability benefits as it does not state whether the benefits are attributable to the CHP system owner or the distribution system. If it is meant to refer to CHP system benefits, this information may not be available to the EDC. In addition, PECO requests clarification in § 69.3202(a)(4) regarding transmission & distribution savings/avoided costs. PECO avers that distribution companies realize no savings due to their capacity planning obligations. PECO comments that in the reporting of interconnection fees, there is concern that the distinction between the fees and the costs of interconnection could be confused and misreported.²⁹

Disposition

We agree with PPL that § 69.3202(d)(5) should have referenced both § 69.3202(a)(4) and § 69.3202(d)(4). To provide greater clarity for the reporting entities as well as Staff in reviewing the reports, we direct the Staff of the Bureau of Technical Utility Services to standardize, through a utility stakeholder process, the report format by May 31, 2018.

Regarding PECO’s clarification request about § 69.3202(a)(3), this language has been updated in the Annex, now at § 69.3202(b)(4), to reflect that this refers

²⁷ PECO Comments at 5-6.

²⁸ PPL Comments at 5.

²⁹ PECO Comments at 6–8 and 11.

to the distribution system. We acknowledge PECO's assertions that transmission & distribution savings/avoided costs may or may not exist because of CHP installation. We note that avoided costs may be difficult to quantify, that we currently lack information to confirm the impacts of CHP on the electric system, and that it may take years to realize the benefits of any future avoided costs. We will therefore not require avoided cost reporting at this time. Regarding PECO's comments on the reporting of interconnection fees, the Commission has clarified what fees and costs need to be reported in the revised reporting requirements in § 69.3202.

3. Miscellaneous

The following section contains other areas of comment that dealt with a variety of issues.

Position of the Parties

PPL and PECO aver that under § 69.3202(d)(4), the reporting of hourly load data for the previous 24 months is voluminous. PPL further states that this information is confidential and proprietary and asks that the data be aggregated.³⁰

C&T Utilities comments that the Commission should limit reporting requirements for smaller utilities (NGDCs and EDCs with less than 10,000 customers) to basic information regarding existing and operational CHP projects. C&T Utilities aver that this should be limited to location and nameplate capacity of on-line CHP projects.³¹ Peoples suggests that the final policy statement should require descriptions of both historical and proposed strategies, programs and initiatives in the initial and biennial reports.³²

PECO comments that there was a typographical error listing the year that the report should be filed as "200_" and that it should read either "20_" or "201_." In addition, PECO avers that language be added to the policy statement, in several sections, that establishes that reporting be done "if it is known" or "if it is available", where applicable.³³

Disposition

The Commission agrees with PECO and PPL that individual customer information should be kept confidential and proprietary. However, aggregation of the data would mask the objective of understanding the more detailed temporal impacts of CHP generation on distribution systems and sub transmission equipment. We disagree with C&T utilities that reporting requirements should be abbreviated for smaller utilities. The Commission does not see that the reporting requirements will be any more burdensome for smaller utilities. However, if these CHP customers are monthly metered, and hourly interval data is not available, only the monthly usage information is required to be reported.

We agree with Peoples that the policy statement should require NGDCs and EDCs to report on proposed strategies, programs, and initiatives for CHP. The Commission sees little value in focusing on historical efforts as the intent is to move beyond where CHP deployment is. We also agree with Peoples that the final policy statement should reflect stronger support toward promoting CHP. A new § 69.3202(a) was inserted and includes language that would require the reporting of current and proposed

CHP plan efforts. The Commission believes the stronger language contained also more affirmatively states the encouragement of CHP.

We agree with PECO regarding the date the biennial report shall be filed. Further, we stipulate that the first biennial report shall be due on July 1, 2018 and subsequent reports due on July 1 every other year afterwards. This is reflected in the updated Annex A.

I. § 69.3203 Staff Report

The staff report is the report that the Bureau of Technical Utility Services will provide to the Commission, which will summarize and analyze the EDC and NGDC reports and make recommendations regarding the development of CHP in the Commonwealth.

Position of the Parties

EAP requests that the staff report be made available to the public and allow for stakeholder input.³⁴

Disposition

The staff report referenced in this policy statement is meant to inform the Commission. The Commission recognizes that the information provided may inform relevant stakeholders as well. Accordingly, we will direct staff to make data publicly available in a manner that does not compromise proprietary or otherwise confidential information.

J. § 69.3204 Sunset

This section describes the length of effect of this policy statement.

Position of the Parties

PECO, PGW, UGI Distribution Companies, and NFG express that they do not support this provision.³⁵

Disposition

We agree with those parties that express that they do not support this provision as we see it as unnecessary or helpful. Staff does not believe the reporting is particularly onerous, especially given that it is biennial. Should a time occur when this policy statement is deemed no longer helpful, impactful, or necessary, the Commission will issue an order ending it.

Conclusion

With this Order, the Commission is adopting the policy statement on combined heat and power that requires all jurisdictional electric and natural gas distribution companies to report on their efforts to support the development of combined heat and power by evaluating and implementing new strategies, programs and other initiatives to promote the deployment of and to reduce barriers to such deployment within their service territories. The policy statement also requires the Commission's Bureau of Technical Utility Services to submit to the Commission a report summarizing and analyzing the electric and natural gas distribution company reports, identifying government agency programs providing financial and other support for combined heat and power, as well as making any recommendations regarding the development of combined heat and power in Pennsylvania; *Therefore,*

It Is Ordered That:

1. The Commission adds the final policy statements in §§ 69.3201—69.3203 to read as set forth in Annex A.

³⁰ PPL Comments at 5, PECO Comments at 11.

³¹ C&T Utilities Comments at 2-3.

³² Peoples Comments at 5-9.

³³ PECO Comments at 5.

³⁴ EAP Comments at 11.

³⁵ PECO Reply Comments at 3-4, PGW Comments at 10, UGI Distribution Companies Comments at 5, NFG Comments at 4.

(*Editor's Note:* Proposed § 69.3204 has been withdrawn by the Commission.)

2. The Law Bureau shall submit this Order and Annex A to the Governor's Budget Office for review of fiscal impact.

3. The Law Bureau shall deposit this Order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

4. The policy statement shall become effective upon publication in the *Pennsylvania Bulletin*.

5. This Order and Annex A shall be served on all jurisdictional electric distribution companies and natural gas distribution companies.

6. The Bureau of Technical Utility Services initiate a Combined Heat and Power working group within 90 days of the entry date of this Order.

7. The Bureau of Technical Utility Services develop, through a utility stakeholder process, a standardized report format by May 31, 2018.

8. The Bureau of Technical Utility Services shall make data from the reports submitted by the electric distribution companies and natural gas distribution companies publicly available in a manner that does not compromise proprietary or otherwise confidential information.

9. The contact person for technical issues is Joseph Sherrick, Bureau of Technical Utility Services, (717) 787-5369 or josherrick@pa.gov. The contact person for legal issues is Kriss Brown, Assistant Counsel, Law Bureau, (717) 787-4518 or kribrown@pa.gov.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: Fiscal Note 57-314 remains valid for the final adoption of the subject regulations.

Statement of Chairperson Gladys M. Brown

Before the Commission is a proposal to finalize the pending policy statement regarding Combined Heat and Power (CHP). This proceeding was originally kicked off through the joint motion of myself and former Chairman Robert F. Powelson.³⁶

CHP offers a variety of benefits. First and foremost, CHP supports environmental stewardship through increased efficiency. Also, it provides economic benefits to its adopters through reductions in energy consumption. Further, it supports reliability and resiliency as a distributed energy resource.

With this Policy Statement the Commission formally acknowledges these benefits and encourages utilities to support the development of CHP by evaluating and implementing new strategies, programs, and other initiatives to promote deployment. Additionally, in an effort to inform the Commission and interested stakeholders, this Policy Statement requires biennial reporting from utilities detailing information relevant to CHP. This information will help to frame future policy discussions associated with this important technology.

I am proud to offer my support for this Policy Statement.

GLADYS M. BROWN,
Chairperson

³⁶ Joint Motion adopted at the February 25, 2016 Public Meeting at the instant docket.

Annex A

TITLE 52. PUBLIC UTILITIES
PART I. PUBLIC UTILITY COMMISSION
Subpart C. FIXED SERVICE UTILITIES
CHAPTER 69. GENERAL ORDERS, POLICY
STATEMENTS AND GUIDELINES ON FIXED
UTILITIES

COMBINED HEAT AND POWER—
STATEMENT OF POLICY

§ 69.3201. Statement of scope and purpose.

(a) Combined heat and power (CHP) is the concurrent production of electricity or mechanical power and useful thermal energy (heating and cooling) from a single source of energy. Unlike central station generation, it is a type of distributed generation which is located at or near the point of consumption. It is a suite of technologies that can use a variety of fuels to generate electricity or power at the point of use, allowing the heat that would normally be lost in the power generation process to be recovered to provide needed heating and cooling.

(b) The electric distribution company (EDC) and natural gas distribution company (NGDC) tariffs, rates, rules and programs that may affect CHP projects are subject to the jurisdiction of the Commission in several important ways that address service reliability, energy efficiency and consumer rates, among others. CHP systems can be an integral part of the defense to natural disasters and manmade attacks on the electric distribution system. CHP can be an important component in addressing environmental concerns and offers significant potential for economic development. In conjunction with natural gas from shale gas resources, CHP also offers potential for lower costs for consumers.

(c) Under section 2806.1 of the act (relating to energy efficiency and conservation program), EDCs have provided incentive programs for CHP. Likewise, some EDCs have specific tariffs regarding interconnection fees as well as charges for the use of distribution services.

(d) EDCs and NGDCs are encouraged to support the development of CHP by evaluating and implementing new strategies, programs and other initiatives to promote the deployment of CHP and to reduce barriers to deployment within their service territories. For example, this could include the identification of CHP-applicable Federal and State incentives and funding programs and a method to make this information available to would-be project developers in a manner similar to the requirements in section 2806.1(j) of the act.

§ 69.3202. Biennial reports.

(a) Jurisdictional electric distribution companies (EDC) and natural gas distribution companies (NGDC) shall file biennially on July 1, beginning in 2018, a report that documents their strategies, programs and other initiatives in support of combined heat and power (CHP) systems. The report format will be established by Commission staff. The report must include:

(1) Identification and details of the distribution company's current and proposed plan or plans to encourage CHP development that include, at a minimum, identification of barriers to development and possible resolutions for consideration by the Commission.

(2) Identification and description of CHP systems interconnected with the EDC or NGDC, including:

(i) The location, the nameplate capacity (MW) and basic operation of each system.

(ii) Payments made to the distribution company associated with the interconnection of the CHP system to the distribution company's system.

(iii) An estimated projected annual energy and cost savings and the simple payback period, in years, that customers may experience over the projected life of the CHP system, if known.

(iv) Any distribution system reliability benefits to the distribution company and its customers as a result of the installation of the CHP unit. The description should include specific benefits to critical customers, including Federal, State and local government facilities, educational institutions, hospitals, nursing homes, and retail and wholesale suppliers of food, wastewater facilities and water distributors.

(v) All currently interconnected CHP systems should be included in the initial report. In subsequent reports, the companies should identify CHP systems that were interconnected to or disconnected, if known, from the distribution company's system since the previous report.

(3) A description of CHP projects that are scheduled to interconnect to the distribution company's system or are under preliminary interconnection planning discussion for future interconnection.

(4) A discussion of challenges for CHP development that occurred during the time period covered by the report and any recommendations that might improve or hasten the development of CHP systems.

(5) A description of efforts taken by the distribution company to obtain the information for the report.

(b) In addition to the requirements in subsection (a), each EDC shall report:

(1) Its communications strategy relevant to CHP system development.

(2) Its interconnection terms and conditions, including:

(i) CHP specific interconnection fees.

(ii) Efforts to streamline procedures, including well-defined application processing timelines and simple decision trees which are based on the characteristics of the project and for which interconnection procedures apply.

(iii) Efforts to standardize technical requirements.

(iv) Efforts to standardize and simplify application forms and contracts.

(v) Efforts to simplify and develop a defined process to address disputes.

(vi) Efforts to facilitate the ability for larger CHP systems and those not captured under the net metering regulations to meet applicable interconnection standards.

(vii) Changes to previously reported interconnection terms and conditions.

(3) Actual electric generation delivered to all customers with CHP by the EDC on an hourly basis for the 24-month period before and after the CHP system became operational. If hourly usage data is not available, only monthly usage information is required to be reported.

(4) Any rates to customer accounts with CHP systems including standby, backup service, scheduled maintenance service and supplemental service rates. The discussion must address the circumstances under which the rates apply and the level of each rate element.

(5) As to each tariffed rate identified in paragraph (4), discuss:

(i) The methodology used to design each customer, demand and energy rate element.

(ii) Whether the rates reflect cost differentials for daily and seasonal fluctuations in usage.

(iii) Whether the rates encourage the scheduling of maintenance at nonpeak times.

(c) In addition to the requirements in subsection (a), each NGDC shall report:

(1) How it encourages industrial, commercial and institutional CHP projects, including its communications strategy relevant to CHP system development.

(2) Any separate rates it has for customer accounts with CHP systems.

(3) Actual natural gas delivered to all customers with CHP by the NGDC on a monthly basis for the 24-month period before and after the CHP system became operational.

(4) Any NGDC capital costs incurred and not recovered from the customer account with CHP and estimated incremental annual revenues associated with the interconnection of the CHP system.

§ 69.3203. Staff report.

The Commission's Bureau of Technical Utility Services will provide a biennial report to the Commission summarizing and analyzing the electric distribution company and natural gas distribution company reports, identifying government agency programs providing financial and other support for CHP, as well as making any recommendations regarding the development of combined heat and power in this Commonwealth.

[Pa.B. Doc. No. 18-885. Filed for public inspection June 8, 2018, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending May 29, 2018.

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> |
|-------------|--|---------------|
| 5-23-2018 | Mid Penn Bancorp, Inc. Millersburg Dauphin County Application for approval to acquire 100% of First Priority Financial Corp., Malvern, and thereby indirectly acquire 100% of First Priority Bank, Malvern. | Approved |

Consolidations, Mergers and Absorptions

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Action</i> |
|-------------|---|---------------|
| 5-23-2018 | Mid Penn Bank Millersburg Dauphin County Application for approval to merge First Priority Bank, Malvern, with and into Mid Penn Bank, Millersburg. | Approved |

Branch Applications

De Novo Branches

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|--|---|---------------|
| 5-17-2018 | Republic First Bank Philadelphia Philadelphia County | 199 New Road Somers Point Atlantic County, NJ | Filed |

Branch Relocations

| <i>Date</i> | <i>Name and Location of Applicant</i> | <i>Location of Branch</i> | <i>Action</i> |
|-------------|---|--|---------------|
| 4-16-2018 | QNB Bank Quakertown Bucks County | <i>To:</i> 1402 West Street Road Warminster Bucks County <i>From:</i> 1410 West Street Road Warminster Bucks County | Effective |
| 5-23-2018 | FNCB Bank Dunmore Lackawanna County | <i>To:</i> 196 North Main Street Shavertown Luzerne County <i>From:</i> 1919 Memorial Highway Shavertown Luzerne County | Approved |

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-886. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION
Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications.

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|--------------------------------------|--|----------------------------|
| PA0033162 (Sewage) | Martha Furnace MHP PO Box 6 Boalsburg, PA 16827-0006 | Centre County Huston Township | UNT to Bald Eagle Creek (9-C) | Yes |

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 & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|---------------------------------------|---|----------------------------|
| PA0098795 (Industrial) | North Fayette County Municipal Authority PO Box 368 Dunbar, PA 15431-0368 | Fayette County Dunbar Township | Youghiogheny River (19-D) | Yes |
| PA0090328 (Industrial) | Green Valley Packing 2992 Green Valley Road Claysville, PA 15323-1360 | Washington County Buffalo Township | Unnamed Tributary to Buffalo Creek (20-E) | Yes |
| PA0028193 (Sewage) | Longvue STP 2 418 Arcadia Drive Pittsburgh, PA 15237-5557 | Allegheny County Ross Township | Unnamed Tributary to Girtys Run (18-A) | Yes |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|--------------------------------------|--|----------------------------|
| PA0100129 (Sewage) | Seneca Hills Campground 276 Damascus Road Polk, PA 16342 | Venango County Victory Township | Sandy Creek (16-G) | Yes |
| PA0102326 (Sewage) | Mercer State Correctional Institution 801 Butler Pike P.O. Box 6747 Mercer, PA 16137-5653 | Mercer County Findley Township | Neshannock Creek (20-A) | Yes |

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

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

PA0050598, Sewage, SIC Code 4952, **Bethel Baptist Church**, 754 East Rockhill Road, Sellersville, PA 18960. Facility Name: Bethel Baptist Church STP. This existing facility is located in East Rockhill Township, **Bucks County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0075 MGD.—Limits.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|---------------------------|--|------------------------------|----------------|-----------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Instanta- neous Minimum</i> | <i>Average Monthly</i> | <i>Maximum</i> | |
| Flow (GPD) | Report | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Dissolved Oxygen | XXX | XXX | 6.0 | XXX | XXX | XXX |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 0.5 | XXX | 1.2 |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | | | | | | |
| Nov 1 - Apr 30 | XXX | XXX | XXX | 20 | XXX | 40 |
| May 1 - Oct 31 | XXX | XXX | XXX | 10 | XXX | 20 |
| Total Suspended Solids | XXX | XXX | XXX | 10 | XXX | 20 |
| Fecal Coliform (No./100 ml) | | | | | | |

| Parameters | Mass Units (lbs/day) | | Instantaneous Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|-----------------------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Daily Maximum | |
| 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 |
| Ultraviolet light intensity (mW/cm ²) | XXX | XXX | Report | XXX | XXX | XXX |
| Total Nitrogen | XXX | XXX | XXX | 10 | XXX | 20 |
| Ammonia-Nitrogen | XXX | XXX | XXX | 1.5 | XXX | 3 |
| Total Phosphorus | XXX | XXX | XXX | 0.5 | XXX | 1 |

Sludge use and disposal description and location(s): Sludge hauled off site for treatment and disposal.

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

- Discharge into dry stream
- No stormwater in sewage
- Proper sludge disposal

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.

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

PA0008443, Industrial, SIC Code 1795, 2999, 4911, **Montour LLC**, 835 Hamilton Street, Allentown, PA 18101-2426. Facility Name: Montour LLC. This existing facility is located in Derry Township, **Montour County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated Industrial Waste. This is a re-draft due to modifications made to the original draft.

The receiving stream(s), West Branch Susquehanna River, Chillisquaque Creek, and Unnamed Tributary of Mud Creek, is located in State Water Plan watershed 10-D and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 003 are based on a design flow of 0 MGD.—Limits.

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

The proposed effluent limits for Outfall 004 are based on a design flow of 0 MGD.—Limits.

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

The proposed effluent limits for Outfall 050 are based on a design flow of 6.8 MGD.—Interim Limits (Phase A).

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|-------------------------------|----------------------|---------------------|------------------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Daily Maximum | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 | XXX |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 0.08 | XXX | 0.18 |
| Temperature (deg F) (°F) | XXX | XXX | XXX | Report | Report | XXX |
| Total Suspended Solids | XXX | XXX | XXX | 30.0 | 100.0 | 125 |
| Total Dissolved Solids | Report | XXX | XXX | Report | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | 15.0 | 20.0 | 30 |

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|-------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Nitrate-Nitrite as N | XXX | XXX | XXX | Report | Report | XXX |
| Total Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Aluminum, Total | XXX | XXX | XXX | 0.56 | 1.1 | 1.4 |
| Copper, Total | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Dissolved | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Total | XXX | XXX | XXX | 1.7 | 3.4 | 4.3 |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Thallium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Outfall 050 are based on a design flow of 6.8 MGD.—Phase B and Phase C.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|-------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Flow (MGD) | XXX | 0.0 Daily Max | XXX | XXX | XXX | XXX |

The proposed effluent limits for Outfall 052 are based on a design flow of 3.0 MGD.—Interim Limits (Phase A).

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---------------------------------|-----------------------------|-----------------------|------------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 | XXX |
| Specific Conductance (µmhos/cm) | XXX | XXX | XXX | Report | Report | XXX |
| Total Suspended Solids | XXX | XXX | XXX | 30.0 | 100.0 | 125 |
| Total Dissolved Solids | Report | XXX | XXX | Report | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | 15 | 20 | 30 |
| Aluminum, Total | XXX | XXX | XXX | 1.1 | 2.2 | 2.8 |
| Copper, Total (µg/L) | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Dissolved | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Total | XXX | XXX | XXX | 2.6 | 5.2 | 6.5 |
| Lithium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Magnesium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Calcium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Strontium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Outfall 052 are based on a design flow of 3.0 MGD.—Phase B and Phase C.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---------------------------------|-----------------------------|-----------------------|------------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 | XXX |
| Specific Conductance (µmhos/cm) | XXX | XXX | XXX | Report | Report | XXX |
| Total Suspended Solids | XXX | XXX | XXX | 30.0 | 100.0 | 125 |
| Total Dissolved Solids | Report | XXX | XXX | Report | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | 15 | 20 | 30 |
| Aluminum, Total | XXX | XXX | XXX | 0.85 | 1.7 | 2.1 |
| Copper, Total (µg/L) | XXX | XXX | XXX | 15.8 | 31.6 | 39.5 |
| Iron, Dissolved | XXX | XXX | XXX | 0.53 | 1.0 | 1.3 |
| Iron, Total | XXX | XXX | XXX | 2.6 | 5.2 | 6.5 |
| Lithium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Magnesium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Calcium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Strontium, Total | XXX | XXX | XXX | Report | Report | XXX |

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Outfall 053 are based on a design flow of 0.22 MGD.—Phase A.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 | XXX |
| Total Suspended Solids | XXX | XXX | XXX | 10.0 | 20.0 | 30 |
| Total Dissolved Solids | Report | XXX | XXX | Report | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | 15 | 20 | 30 |
| Nitrate-Nitrite as N | XXX | XXX | XXX | Report | Report | XXX |
| Nitrate-Nitrite as N (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Ammonia-Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Ammonia-Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Kjeldahl Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Phosphorus | Report | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Arsenic, Total (µg/L) | XXX | XXX | XXX | Report | Report | XXX |
| Boron, Total | XXX | XXX | XXX | Report | Report | XXX |
| Cadmium, Total | XXX | XXX | XXX | 0.24 | 0.37 | 0.6 |
| Chromium, Hexavalent | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Total | XXX | XXX | XXX | 5.0 | 7.5 | 10 |
| Lead, Total | XXX | XXX | XXX | Report | Report | XXX |
| Mercury, Total | XXX | XXX | XXX | 0.027 | 0.043 | XXX |
| Selenium, Total | XXX | XXX | XXX | 3.4 | 5.3 | XXX |
| Silver, Total | XXX | XXX | XXX | Report | Report | XXX |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Thallium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Outfall 053 are based on a design flow of 0.22 MGD.—Phase B.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | <i>Minimum</i> | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 | XXX |
| Total Dissolved Solids | Report | XXX | XXX | Report | Report | XXX |
| Oil and Grease | XXX | XXX | XXX | 15 | 20 | 30 |
| Nitrate-Nitrite as N | XXX | XXX | XXX | Report | Report | XXX |
| Nitrate-Nitrite as N (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Ammonia-Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Ammonia-Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Total Kjeldahl Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Phosphorus | Total Mo | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Arsenic, Total (µg/L) | XXX | XXX | XXX | Report | Report | XXX |
| Boron, Total | XXX | XXX | XXX | Report | Report | XXX |
| Cadmium, Total | XXX | XXX | XXX | 0.24 | 0.37 | 0.6 |
| Chromium, Hexavalent | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Total | XXX | XXX | XXX | 5.0 | 7.5 | 10 |
| Lead, Total | XXX | XXX | XXX | Report | Report | XXX |
| Mercury, Total (µg/L) | XXX | XXX | XXX | 27.0 | 43.0 | XXX |
| Selenium, Total | XXX | XXX | XXX | 3.4 | 5.3 | XXX |
| Silver, Total | XXX | XXX | XXX | Report | Report | XXX |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Thallium, Total | XXX | XXX | XXX | Report | Report | XXX |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Outfall 053 are based on a design flow of 0.22 MGD.—Final Limits, Phase C.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 | XXX |
| Total Dissolved Solids | Report | XXX | XXX | 37,380.0 | 74,760.0 | 93,450 |
| Oil and Grease | XXX | XXX | XXX | 15 | 20 | 30 |
| Nitrate-Nitrite as N | XXX | XXX | XXX | 4.4 | 17.0 | XXX |
| Nitrate-Nitrite as N (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Nitrogen | Total Mo | XXX | XXX | Report | XXX | XXX |
| Total Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Ammonia-Nitrogen | Total Mo | XXX | XXX | Report | XXX | XXX |
| Ammonia-Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Kjeldahl Nitrogen | Report | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Total Phosphorus | Total Mo | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus (Total Load, lbs) (lbs) | Report | XXX | XXX | XXX | XXX | XXX |
| Boron, Total | XXX | XXX | XXX | 17.4 | 34.8 | 43 |
| Cadmium, Total (µg/L) | XXX | XXX | XXX | 4.6 | 9.2 | 11.5 |
| Chromium, Hexavalent (µg/L) | XXX | XXX | XXX | 35.0 | 70.0 | 87.5 |
| Copper, Total (µg/L) | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Dissolved | XXX | XXX | XXX | Report | Report | XXX |
| Iron, Total | XXX | XXX | XXX | 5.0 | 7.5 | 10 |
| Lead, Total | XXX | XXX | XXX | Report | Report | XXX |
| Selenium, Total (µg/L) | XXX | XXX | XXX | 86.7 | 173.4 | XXX |
| Silver, Total (µg/L) | XXX | XXX | XXX | 8.1 | 16.2 | 20.2 |
| Sulfate, Total | Report | XXX | XXX | Report | Report | XXX |
| Thallium, Total (µg/L) | XXX | XXX | XXX | 2.9 | 5.8 | 7.2 |
| Chloride | Report | XXX | XXX | Report | Report | XXX |
| Bromide | Report | XXX | XXX | Report | Report | XXX |
| PCBs, Total (µg/L) | XXX | XXX | XXX | XXX | XXX | 1.75 |

The proposed effluent limits for Internal Monitoring Point (IMP) 150 are:

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|-----------------------|----------------|------------------------------|------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Chromium, Total Internal Monitoring Point | XXX | XXX | XXX | 0.2 | 0.2 Daily Max | XXX |
| Zinc, Total Internal Monitoring Point | XXX | XXX | XXX | 1.0 | 1.0 Daily Max | XXX |

The proposed effluent limits for IMP 151 are:

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|-----------------------|----------------|------------------------------|------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Chromium, Total Internal Monitoring Point | XXX | XXX | XXX | 0.2 Annl Avg | 0.2 Daily Max | XXX |
| Zinc, Total Internal Monitoring Point | XXX | XXX | XXX | 1.0 Annl Avg | 1.0 Daily Max | XXX |
| Flow (MGD) Internal Monitoring Point | Report | XXX | XXX | XXX | XXX | XXX |
| Free Available Chlorine Internal Monitoring Point | XXX | XXX | XXX | 0.2 Daily Max | XXX | 0.5 |

The proposed effluent limits for IMP 152 are:

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|--|-----------------------------|-----------------------|----------------|------------------------------|------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Chromium, Total Internal Monitoring Point | XXX | XXX | XXX | 0.2 Annl Avg | 0.2 Daily Max | XXX |
| Zinc, Total Internal Monitoring Point | XXX | XXX | XXX | 1.0 Annl Avg | 1.0 Daily Max | XXX |
| Flow (MGD) Internal Monitoring Point | Report | XXX | XXX | XXX | XXX | XXX |
| Free Available Chlorine Internal Monitoring Point | XXX | XXX | XXX | 0.2 Daily Max | XXX | 0.5 |

The proposed effluent limits for IMP 153 are:

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---|-----------------------------|-----------------------|------------------|------------------------------|------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Maximum</i> | |
| Flow (MGD) Internal Monitoring Point | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) Internal Monitoring Point | XXX | XXX | 6.0 Daily Min | XXX | 9.0 Daily Max | XXX |
| Total Residual Chlorine (TRC) Internal Monitoring Point | XXX | XXX | XXX | Report | XXX | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) Internal Monitoring Point | XXX | XXX | XXX | 25.0 | XXX | 50 |
| Total Suspended Solids Internal Monitoring Point | XXX | XXX | XXX | 30.0 | XXX | 60 |
| Fecal Coliform (No./100 ml) Internal Monitoring Point 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 |

The proposed effluent limits for IMP 253.—Interim Limits, Phase B.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Total Suspended Solids | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 10.0 | 20.0 | 30 |
| Nitrate-Nitrite as N | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | Report | Report | XXX |
| Arsenic, Total (µg/L) | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | Report | Report | XXX |
| Mercury, Total | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 0.027 | 0.043 | XXX |
| Selenium, Total | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 3.4 | 5.3 | XXX |

The proposed effluent limits for IMP 253.—Final Limits, Phase C.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Total Suspended Solids | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 10.0 | 20.0 | 30 |
| Nitrate-Nitrite as N | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 4.4 | 17.0 | XXX |
| Arsenic, Total (µg/L) | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 8.0 | 11.0 | XXX |
| Mercury, Total (ng/L) | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 356.0 | 788.0 | XXX |
| Selenium, Total (µg/L) | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 12.0 | 23.0 | XXX |

The proposed effluent limits for IMP 353.—Phase B and Phase C.

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Minimum</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|---------------------------|-----------------------------|-----------------------|----------------|------------------------------|----------------------|-------------------------|
| | <i>Average Monthly</i> | <i>Average Weekly</i> | | <i>Average Monthly</i> | <i>Daily Maximum</i> | |
| Total Suspended Solids | | | | | | |
| Internal Monitoring Point | XXX | XXX | XXX | 30.0 | 100.0 | 125 |

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 053.—Limits (Phase A, B, and C).

| <i>Parameters</i> | <i>Mass Units (lbs/day)</i> | | <i>Monthly</i> | <i>Concentrations (mg/L)</i> | | <i>Instant. Maximum</i> |
|------------------------------------|-----------------------------|---------------|----------------|------------------------------|----------------|-------------------------|
| | <i>Monthly</i> | <i>Annual</i> | | <i>Monthly Average</i> | <i>Maximum</i> | |
| Total Nitrogen (Total Load, lbs) | XXX | Report | XXX | XXX | XXX | XXX |
| (lbs) | | Total Annual | | | | |
| Effluent Net | XXX | 72,749 | XXX | XXX | XXX | XXX |
| | | Total Annual | | | | |
| Ammonia-Nitrogen (Total Load, lbs) | XXX | Report | XXX | XXX | XXX | XXX |
| (lbs) | | Total Annual | | | | |
| Total Phosphorus (Total Load, lbs) | | | | | | |
| (lbs) | | | | | | |
| Effluent Net | XXX | 1,200 | XXX | XXX | XXX | XXX |
| | | Total Annual | | | | |
| Total Phosphorus (Total Load, lbs) | XXX | Report | XXX | XXX | XXX | XXX |
| (lbs) | | Total Annual | | | | |

* 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 Requirements
- ELG Re-opener clause
- 316(b) study requirements
- Chemical additives
- Stormwater Requirements
- Compliance Schedules for meeting final limits

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

The EPA Waiver is not in effect.

PA0234028, Sewage, SIC Code 4952, **University Area Joint Authority**, 1576 Spring Valley Road, State College, PA 16801-8499. Facility Name: Advanced Water Treatment Building. This existing facility is located in College Township, **Centre County**.

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

The receiving stream(s), Unnamed Tributary to Spring Creek, Unnamed Tributary to Slab Cabin Run, and Slab Cabin Run, is located in State Water Plan watershed 9-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 004 are based on a design flow of 0.03 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------|----------------------|---------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Daily Maximum | | Average Monthly | Maximum | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |

The proposed effluent limits for Outfall 005 are based on a design flow of 0.03 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------|----------------------|---------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Daily Maximum | | Average Monthly | Maximum | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |

The proposed effluent limits for Outfall 006 are based on a design flow of 0.03 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------|----------------------|---------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Daily Maximum | | Average Monthly | Maximum | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |

The proposed effluent limits for Outfall 007 are based on a design flow of 0.03 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------|----------------------|---------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Daily Maximum | | Average Monthly | Maximum | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |

The proposed effluent limits for Outfall 101 are based on a design flow of 3 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Daily Maximum | |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | XXX | 9.0 |
| Temperature (deg F) (°F) | XXX | XXX | XXX | XXX | Report | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | Report | XXX | XXX | 10 | XXX | 25 |
| Turbidity (NTU) | XXX | XXX | XXX | 2.0 | XXX | 5.0 |
| Fecal Coliform (CFU/100 ml) | XXX | XXX | XXX | 2.2 | XXX | 23 |
| Nitrate-Nitrite as N | XXX | XXX | XXX | Report | XXX | XXX |
| Nitrate-Nitrite as N (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Total Nitrogen | Report | XXX | XXX | 10 | XXX | 25 |
| Total Nitrogen (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Effluent Net | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Ammonia-Nitrogen | Report | XXX | XXX | 3.0 | XXX | 7.5 |
| Ammonia-Nitrogen (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Total Kjeldahl Nitrogen | XXX | XXX | XXX | Report | XXX | XXX |
| Total Kjeldahl Nitrogen (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Total Phosphorus | XXX | XXX | XXX | Report | XXX | XXX |
| Total Phosphorus (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Effluent Net | Report Total Mo | XXX | XXX | XXX | XXX | XXX |

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Daily Maximum | |
| Total Phosphorus (Total Load, lbs) (lbs) | Report Total Mo | XXX | XXX | XXX | XXX | XXX |
| Total Organic Halogens (TOX) | Report | XXX | XXX | 0.2 | XXX | 0.5 |
| Total Organic Carbon | Report | XXX | XXX | 10 | XXX | 25 |

The proposed effluent limits for Outfall 201 are based on a design flow of 3.0 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|-------------------------------|----------------------|----------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Maximum | |
| Total Residual Chlorine (TRC) | XXX | XXX | XXX | 0.27 | XXX | 0.88 |

The proposed effluent limits for Outfall 301 are based on a design flow of 3.0 MGD.—Final Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|------------|----------------------|---------------|---------|-----------------------|---------|------------------|
| | Average Monthly | Daily Maximum | | Average Monthly | Maximum | |
| Flow (MGD) | Report | Report | XXX | XXX | XXX | XXX |

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

The EPA Waiver is not in effect.

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

PA0035360, Sewage, SIC Code 4952, **Plum Borough Municipal Authority**, 4555 New Texas Road, Pittsburgh, PA 15239-1197. Facility Name: Holiday Park STP. This existing facility is located in Plum Borough, **Allegheny County**.

Description of Existing Activity: The application is for an amendment of NPDES permit for an existing discharge of treated sanitary sewage.

The receiving stream, Abers Creek, is located in State Water Plan watershed 19-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.8 MGD.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|---------------------|---------|-----------------------|----------------|------------------|
| | Average Monthly | Weekly Average | | Average Monthly | Weekly Average | |
| Flow (MGD) | Report | Report Daily Max | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 | XXX | 9.0 Max | XXX |
| Dissolved Oxygen | XXX | XXX | 6.0 | XXX | XXX | XXX |
| Carbonaceous Biochemical Oxygen Demand (CBOD ₅) | | | | | | |
| Nov 1 - Apr 30 | 374 | 561 | XXX | 20 | 30 | 40 |
| May 1 - Oct 31 | 150 | 225 | XXX | 10 | 15 | 20 |
| Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent | Report | Report Daily Max | XXX | Report | XXX | XXX |
| Total Suspended Solids | | | | | | |
| Nov 1 - Apr 30 | 467 | 701 | XXX | 25 | 38 | 50 |
| May 1 - Oct 31 | 376 | 563 | XXX | 25 | 38 | 50 |
| Total Suspended Solids Raw Sewage Influent | Report | Report Daily Max | 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 |
| Ultraviolet light transmittance (%) | XXX | XXX | Report | Report | XXX | XXX |
| Ammonia-Nitrogen | | | | | | |
| Nov 1 - Apr 30 | 56 | XXX | XXX | 3.0 | XXX | 6 |
| May 1 - Oct 31 | 29 | XXX | XXX | 1.9 | XXX | 3.8 |
| Copper, Total | Report | XXX | XXX | Report | XXX | XXX |

The proposed effluent limits for Outfall 001 are based on a design flow of 1.8 MGD.—Limits.

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|---------|-----------------------|---------------|------------------|
| | Average Monthly | Average Weekly | | Average Monthly | Daily Maximum | |
| Total Nitrogen | XXX | XXX | XXX | XXX | Report | XXX |
| Total Phosphorus | XXX | XXX | XXX | XXX | Report | XXX |
| Aluminum, Total | XXX | XXX | XXX | XXX | Report | XXX |
| Iron, Total | XXX | XXX | XXX | XXX | Report | XXX |
| Toxicity, Acute - Ceriodaphnia Survival (TUa) | XXX | XXX | XXX | XXX | 1.0 | XXX |

Sludge use and disposal description and location: Sludge is aerobically digested, thickened, and dewatered in belt press, biosolids disposed of in Valley Landfill.

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

The permittee shall monitor for copper concentrations at Outfall 001 on a calendar quarterly basis. The monitoring shall, at a minimum, consists of 2 samples per one month of each quarter. If any average monthly value exceeds 20 µg/l, then the permittee shall conduct a site-specific copper criteria study at Turtle Creek, below the confluence with Abers Creek, to ensure that no further degradation occurs in Turtle Creek. The study for the site-specific copper criteria at Turtle Creek shall be in accordance with Chapter 93.8d. The proposed study plan shall be submitted to the PA DEP within 120 days from the end of the month in which the monthly average copper concentration discharged from Outfall 001 exceeds 20 µg/l. The proposed study plan must include an implementation schedule. The implementation schedule must reflect a schedule that will provide for the completion of the study in a reasonably expedient manner. The proposed study plan must be approved by PA DEP before any work begins on the site-specific copper criteria at Turtle Creek. Upon PA DEP's approval of the proposed study plan, the permittee shall implement the plan in accordance with the implementation schedule.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 412-442-4000.

The EPA Waiver is not in effect.

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

PA0271438, Sewage, SIC Code 8800, **Raymond Cowan**, 5200 Henderson Road, Apt 402, Erie, PA 16509-4051. Facility Name: Raymond Cowan SRSTP. This proposed facility is located at 563 Talcott Road, Waterford, PA 16441 in Waterford Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to LeBoeuf Creek, is located in State Water Plan watershed 16-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|------------------|-----------------------|------------------|------------------|
| | Average Monthly | Average Weekly | | Annual Average | Maximum | |
| Flow (MGD) | Report Annl Avg | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 Daily Max | XXX |
| Biochemical Oxygen Demand (BOD ₅) | XXX | XXX | XXX | 10.0 | XXX | 20 |
| Total Suspended Solids | XXX | XXX | XXX | 10.0 | XXX | 20 |
| Fecal Coliform (No./100 ml) | XXX | XXX | XXX | 200 | XXX | 1,000 |

Sludge use and disposal description and location(s): Septage must be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by PADEP or disposal at an STP.

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

The EPA Waiver is in effect.

PA0271471, Sewage, SIC Code 4952, 8800, **Chad Yohe**, 499 Seaward Avenue, Bradford, PA 16701. Facility Name: Chad Yohe SRSTP. This proposed facility is located in Corydon Township, **McKean County**.

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

The receiving stream is Willow Creek, located in State Water Plan watershed 16-B and classified for HQ-CWF, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|------------------|-----------------------|------------------|------------------|
| | Average Monthly | Average Weekly | | Annual Average | Maximum | |
| Flow (MGD) | Report Annl Avg | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 Daily Max | XXX |
| Biochemical Oxygen Demand (BOD ₅) | XXX | XXX | XXX | 10.0 | XXX | 20.0 |
| Total Suspended Solids | XXX | XXX | XXX | 10.0 | XXX | 20.0 |
| Fecal Coliform (No./100 ml) | XXX | XXX | XXX | 200 | XXX | 1,000 |

Sludge use and disposal description and location(s): Septage must be pumped and hauled off-site by a septage hauler for land application under a general permit authorized for PADEP or disposal at an STP.

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

The EPA Waiver is in effect.

PA0271497, Sewage, SIC Code 4952, 8800, **Randall Reynolds**, 420 Kemmer Road, Summerville, PA 15864. Facility Name: Randall Reynolds SRSTP. This proposed facility is located at 15 C L School Road, Summerville, PA 15864 in Limestone Township, **Clarion County**.

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

The receiving stream is an unnamed tributary to Piney Creek, located in State Water Plan watershed 17-B and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

| Parameters | Mass Units (lbs/day) | | Minimum | Concentrations (mg/L) | | Instant. Maximum |
|---|----------------------|----------------|------------------|-----------------------|------------------|------------------|
| | Average Monthly | Average Weekly | | Annual Average | Maximum | |
| Flow (MGD) | Report Annl Avg | XXX | XXX | XXX | XXX | XXX |
| pH (S.U.) | XXX | XXX | 6.0 Daily Min | XXX | 9.0 Daily Max | XXX |
| Biochemical Oxygen Demand (BOD ₅) | XXX | XXX | XXX | 10.0 | XXX | 20.0 |
| Total Suspended Solids | XXX | XXX | XXX | 10.0 | XXX | 20.0 |
| Fecal Coliform (No./100 ml) | XXX | XXX | XXX | 200 | XXX | 1,000 |

Sludge use and disposal description and location(s): Septage must be pumped and hauled off-site by a septage hauler for land application under a general permit authorized by PADEP or disposal at an STP.

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

The EPA Waiver is in effect.

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

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

WQM Permit No. 4618406, Towamencin Municipal Authority, 2225 Kriebel Road, Lansdale, PA 19446.

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

Description of Action/Activity: Phosphorus removal and chemical treatment using PACL 300.

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

WQM Permit No. 6418401, Sewage, **Roamingwood Sewer & Water Association**, P.O. Box 6, Lake Ariel, PA 18436-0006.

This proposed facility is located in Lake Township, **Wayne County**.

Description of Proposed Action/Activity: The project is for the replacement of the gravity sewer lines, manholes and pump stations with a low pressure sanitary sewer system to serve the Hideout section of the service area. All existing wastewater pumping stations will be eliminated while the existing sewer lines will be abandoned in-place.

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

WQM Permit No. 0718401, Sewerage, **Robert Stonebraker**, 352 Hollen Road, Tyrone, PA 16686.

This proposed facility is located in Antis Township, **Blair County**.

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

WQM Permit No. 0718402, Sewerage, **Timothy McMillen**, 189 Smith Road, Tyrone, PA 16686.

This proposed facility is located in Antis Township, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for construction/operation of a small flow treatment system to serve their single family residence at 176 Smith Road.

WQM Permit No. 2109402, Amendment No 1, Sewerage, **Mechanicsburg Borough**, 36 West Allen Street, Mechanicsburg, PA 17055.

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

Description of Proposed Action/Activity: Seeking permit approval for replacement of two (2) existing belt filter presses, associated polymer feed system, and associated process piping and appurtenances with one (1) new volute dewater press, new liquid polymer feed system, new shaftless screw conveyor, and a new associated process piping and appurtenances.

WQM Permit No. 0197405, Amendment No. 2, Sewerage, **Kunj Harrisburg, LLC**, 2634 Emmitsburg Road, Gettysburg, PA 17325.

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

Description of Size and Scope of Proposed Operation/Activity: Seeking permit approval for the installation of a new Ultra-Violet Disinfection system, new control panel with PLC and VFDs, auto-dialer, emergency generator connection and a new effluent pump station at the Eisenhower WWTF.

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

WQM Permit No. 1618406, Sewage, **Garrett L Carulli**, 2607 Old Fryburg Road, Lucinda, PA 16235.

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

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

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

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|--|---------------|----------------------|----------------------------|
| PAD510026 | BG Capital LLC 9310 Keystone Street Philadelphia, PA 19114 | Philadelphia | City of Philadelphia | Delaware Estuary WWF-MF |

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

Carbon County Conservation District, 5664 Interchange Road, Lehighton PA 18235.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|-----------------------|-----------------------------------|
| PAD130012 | Blue Mountain Resort 1660 Blue Mtn Dr Palmerton, PA 18071 | Carbon | Lower Towamensing Twp | Aquashicola Creek (HQ-CWF, MF) |

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401.

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|---------------------|--|
| PAD390072 | Brinley Court, LLC 2312 N Broad St Colmar, PA 18915 | Lehigh | Upper Saucon Twp | Laurel Run (CWF, MF) EV Wetlands |

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

| <i>Permit #</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-----------------|--|---------------|--|---|
| PAD210022 | UGI Utilities Inc 2525 North 12th Street Suite 360 PO Box 12677 Reading, PA 19612-2677 | Cumberland | South Middletown Township Carlisle Borough | UNT Hodgestown Run (CWF, MF) LeTort Spring Run (EV, MF) |

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

| Permit No. | Applicant & Address | County | Municipality | Stream Name |
|------------|---|---------------------|------------------------------|--|
| PAD020008 | Fox Chapel Estates, LP 375 Golfside Drive Wexford, PA 15090 | Allegheny County | Indiana Township | Little Pine Creek (TSF); Squaw Run (WWF) |
| PAD0200113 | Maronda Homes, Inc. 11 Timberglen Drive Imperial, PA 15126 | Allegheny County | North Versailles Township | Jacks Run (HQ-TSF) |

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

PAG-12 CAFOs

MS4 PAG-13 Notices of Intent Received.

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

| NPDES Permit No. | Applicant Name & Address | Municipality, County | Waiver Application Submitted (Y/N) | Pollutant Reduction Plan Submitted (Y/N) |
|---------------------|--|--|--|--|
| PAG138328 | Middlesex Township Butler County 133 Browns Hill Road Valencia, PA 16059-3141 | Middlesex Township Butler County | Y | N |

STATE CONSERVATION COMMISSION

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

This notice provides information about agricultural operations that have submitted nutrient management plans (NMPs) for approval under 3 Pa.C.S. Chapter 5 and that have or anticipate submitting applications for new, amended or renewed NPDES permits, or Notices of Intent (NOIs) for coverage under a general permit, for CAFOs, under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

Persons wishing to comment on an NMP are invited to submit a statement outlining their comments on the plan to the CCD, with a copy to the SCC for each NMP, within 30 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final determinations regarding the NMPs. Comments should include the name, address and telephone number of the writer and a concise statement to inform the SCC of the exact basis of the comments and the relevant facts upon which they are based. Comments should be sent to the SCC, Agriculture Building, Room 310, 2301 North Cameron Street, Harrisburg, PA 17110.

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

Southeast Regional Office: Regional Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone: 484.250.5970.

Application No. PA0244597, Concentrated Animal Feeding Operation (CAFO), **Walmoore Holsteins Inc. (Walmoore Holstein Unit 2 Farm)**, 1826 Howell Moore Road, West Grove, PA 19390-8716.

Walmoore Holsteins Inc. has submitted an application for an Individual NPDES permit for a renewal of a CAFO known as Walmoore Holstein CAFO, located in Londonderry Township, **Chester County**.

The CAFO is situated near Unnamed Tributary of East Branch White Clay Creek and Middle Branch White Clay Creek in Watershed 3-I, which is classified for Migratory Fishes, Exceptional Value Waters, and Trout Stocking. The CAFO is designed to maintain an animal population of approximately 1,608 animal equivalent units (AEUs) consisting of 1,055 adult cows and 650 heifers. Manure is collected and stored in two earthen high-density polyethylene (HDPE) lined storage lagoons, two-clay lined lagoons with a picket fence solid separator dams, and one-clay lined lagoon with concrete floor. The total capacity of the manure storage facilities is 3,575,00 gallons of liquid manure storage in HDPE line lagoons, 1,300,000 and 623,390 gallons of manure storage in the clay lined with a picket fence solid separator dams, and 106,900 gallons of manure in the clay lined with concrete floor storage, for a total of 5,605,290 gallons of manure storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

The Department has conducted administrative and technical reviews of the application. Based on the preliminary review and application of lawful standards and regulations, the Department has made a tentative determination to issue an NPDES permit for the operation subject to the terms and conditions and monitoring and reporting requirements specified in the permit.

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

The Environmental Protection Agency (EPA) permit waiver provision under 40 CFR 123.24(e) does not apply to this NPDES permit.

**ACT 38
NUTRIENT MANAGEMENT PLANS
CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS**

| <i>Agricultural Operation Name and Address</i> | <i>County</i> | <i>Total Acres</i> | <i>AEU's</i> | <i>Animal Type</i> | <i>Special Protection Waters (HQ or EV or NA)</i> | <i>New or Renewal</i> |
|--|---------------|--------------------|--------------|-------------------------|---|-----------------------|
| Hillside Poultry Farms, Inc. | Franklin | 456 | 1,166.25 | Poultry-Layers | NA | Renewal |
| Kenton Martin 23 East 28th Division Highway Lititz, PA 17543 | Lancaster | 14 | 394.95 | Broilers | HQ | N |
| Jonathan King Farm 1334 Valentine Road Ickesburg, PA 17037 | Perry | 82.1 | 563.34 | Swine Beef Horses | Buffalo Creek HQ CWF | Renewal |
| Hoffman Family Farm, LLC 243 Healy Road Shinglehouse, PA 16748 | Potter | 1,450 | 1,619.26 | Dairy | Yes, HQ | Renewal |
| Brendon Zimmerman 2490 Mill Road Elizabethtown, PA 17022 | Dauphin | 54 | 359.86 | Broilers | NA | New |

**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.

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

Permit No. 1717505—Construction—Public Water Supply.

| | |
|----------------------|--|
| Applicant | Aqua Pennsylvania, Inc.—Treasure Lake Division |
| Township/Borough | Sandy Township |
| County | Clearfield County |
| Responsible Official | Mr. Patrick Burke Aqua Pennsylvania, Inc. 204 East Sunbury Street Shamokin, PA 17872-0909 |
| Type of Facility | Public Water Supply—Construction |
| Consulting Engineer | Mr. Andrew Glizter, P.E. GHD 1240 N Mountain Road Harrisburg, PA 17112 |
| Application Received | May 23, 2017 |

Description of Action Authorizes the increase in the yield of Well N23 to 390 gpm and an upgrade to the treatment building, including pre- and post-sodium hypochlorite disinfection, potassium permanganate oxidations, iron and manganese filtration, caustic soda pH/alkalinity adjustment, phosphate general corrosion control, and detention piping for 4-log inactivation of viruses.

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

Permit No. 0216544-A1, Public Water Supply.

Applicant **Pittsburgh Water & Sewer Authority**
1200 Penn Avenue
Pittsburgh, PA 15222

[Township or Borough] City of Pittsburgh

Responsible Official Robert Weimar, Executive Director
Pittsburgh Water & Sewer Authority
1200 Penn Avenue
Pittsburgh, PA 15222

Type of Facility Water system

Consulting Engineer Pittsburgh Water & Sewer Authority
1200 Penn Avenue
Pittsburgh, PA 15222

Application Received Date May 2, 2018

Description of Action Installation of a mixing system for the lime feed 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. 0418518MA, Minor Amendment.

Applicant **Creswell Heights Joint Authority**
3961 Jordan Street
Box 301
South Heights, PA 15081

[Township or Borough] Aliquippa Township

Responsible Official Dan Losco, General Manager
Creswell Heights Joint Authority
3961 Jordan Street
Box 301
South Heights, PA 15081

Type of Facility Water system

Consulting Engineer KLH Engineers, Inc.
5173 Campbells Run Road
Pittsburgh, PA 15205

Application Received Date May 22, 2018

Description of Action Painting of the interior and exterior of the Cochran Acres Tanks # 1 & # 2.

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

Application No. 4388510-MA5, Minor Amendment.

Applicant **Greenville Borough Municipal Authority Mercer County**

Township or Borough West Salem Township

County **Mercer**

Responsible Official Marion Rosselot
44 Clinton Street
Greenville, PA 16125

Type of Facility Public Water Supply

Consulting Engineer Robert Horvat, P.E.
Entech Engineering, Inc.
400 Rousser Road
Building 2, Suite 200
Coraopolis, PA 15108

Application Received Date May 21, 2018

Description of Action These existing improvements are already installed and currently in use. They include Liquid Phosphate in a 55-gallon container fed by a Stenner Pump AquaMag system. They also include the addition of Polyaluminum Chloride in a 6,400-gallon container into a day tank fed by a SternPAC system with a Qdos 60 Pump.

Application No. 4283501-MA4, Minor Amendment.

Applicant **Bradford City Water Authority**

Township or Borough City of Bradford

County **McKean**

Responsible Official Stephen Disney

Type of Facility Public Water Supply

Consulting Engineer David Kerchner
Bankson Engineers
256 Blue Run Road, Suite 200
Cheswick, PA 15024

Application Received Date May 18, 2018

Description of Action Temporary feed sodium hypochlorite while repairs are being made to chlorine gas feed system.

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.

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

WA54-251E, Water Allocation, Mahanoy Township Authority, 46 North Main Street, Mahanoy City, PA

17948, **Schuylkill County**. The applicant is requesting the right to withdraw up to a total of 1.5 million gallons per day (MGD) from Mahanoy and Craigs Feeder Reservoirs Nos. 1 through 6, and a total of 1.0 MGD from Lofty and Blue Head Reservoirs, located in Mahanoy, Kline and East Union Townships, Schuylkill County.

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 appro-

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

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

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

707 Conestoga LLC, 707 West Lancaster Avenue, Tredyffrin Township, **Chester County**. Christopher Zeliznak, PG, EnviroSure Inc., 319 South High Street, 1st Floor, West Chester, PA 19382 on behalf of Richard Hur, 707 Conestoga, LLC, 707 West Lancaster Avenue, Wayne, PA 19087 submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been impacted with the release of chlorinated solvents. The proposed future use of the property will be non-residential. The Notice of Intent to Remediate was published in the *Daily Local News* on April 4, 2018.

Village Cleaners, 832 Pottstown Pike, Uwchlan Township, **Chester County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Blvd, Suite 110, King of Prussia, PA 19406 on behalf of Dr. Leonard Giunta, Lionville Commercial LLC, 439 South Bolmar Street, West Chester, PA 19382 submitted a Notice of Intent to Remediate. Soil at the site has been impacted with the release of PCE. The intended future use of the subject property is non-residential. The Notice of Intent to Remediate was published in the *Daily Local News* on March 31, 2018.

Wyeth—West Chester, 611 East Niels Street, Borough of West Chester, **Chester County**. Daniel P. Sheehan, PE, Arcadis U.S., Inc., Suite 820, 824 East Market Street, Wilmington, DE 19801 on behalf of Eli Kahn, 611 East Niels Street, LLC, 120 Pennsylvania Avenue, Malvern, PA 19355 submitted a Notice of Intent to Remediate. Soil and groundwater has found to be contaminated with chlorinated VOCs, petroleum VOCs, SVOCs, and lead. The proposed future use of the property will be non-residential.

Johnson Matthey Inc., 1397/1401 King Road, West Whiteland Township, **Chester County**. William Gilchrist, Roux Associates, Inc., 402 Heron Drive, Logan Township, NJ 08085 on behalf of David Campbell, Johnson Matthey Inc., 1401 King Road, West Whiteland Township, PA 19380 submitted a Notice of Intent to Remediate. The site groundwater was found to contain chlorinated volatile organic compounds from historical use of a septic leach field. The proposed future use of the property will be non-residential for continued operation of the existing Johnson Matthey facility. The Notice of Intent to Remediate was published in the *Daily Local News* on May 8, 2002.

Vague Residence, 1807 Delancey Place, City of Philadelphia, **Philadelphia County**. Craig Herr, PG, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Richard Vague, 1807 Delancey Place, Philadelphia, PA 19103 submitted a Notice of Intent to Remediate. Soil has been contaminated with the release of no. 2 fuel oil. The Notice of Intent to Remediate was published in the *Philadelphia Weekly* on April 11, 2018.

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

Weldship Corporation, 225 West 2nd Street, Bethlehem City, **Northampton County**. Synergy Environmen-

tal, 155 Railroad Plaza, 1st Floor, Royersford, PA 19468, on behalf of Weldship Corporation, 225 West 2nd Street, Bethlehem, PA 18015, submitted a Notice of Intent to Remediate. Soil at this site was impacted by releases of Simple Green and kerosene. The site will be remediated to meet residential Statewide Health Standards. The Notice of Intent to Remediate was published in *The Morning Call* on May 13, 2018.

Ross Property, 210 Reed Road, Lackawanna County. Geological & Environmental Associates, 430 West Mountain Road, Plymouth, PA 18651, submitted a Notice of Intent to Remediate on behalf of Leonard Ross, 2536 Wulfert Road, Sanibel, FL 33957. Soil and groundwater at this site were impacted by a heating oil release. The site will be remediated to meet residential Statewide Health Standards. The Notice of Intent to Remediate was published in *The Scranton Times* on May 16, 2018.

HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

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

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

PAD003053758. Tecumseh Redevelopment Inc., 4020 Kinross Lakes Parkway, Richfield, OH 44286-9368, City of Williamsport, **Lycoming County**. This application is for a post closure permit renewal. Application was received on March 30, 2018.

PAD003047792. American Color and Chemical, LLC, Mt Vernon Street, P.O. Box 88, Lock Haven, PA 17745. City of Lock Haven, **Clinton County**. This application is for a Class 2 modification of the permit to incorporate agreed-upon changes to the facility groundwater monitoring program. The application was received on May 9, 2018.

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

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

RCRA Part B Permit Renewal Application No. PA6213820503. Letterkenny Army Depot (LEAD), 1 Overcash Drive, Chambersburg, PA 17201. LEAD has submitted a Part B permit renewal application for the treatment of waste munitions at its facility located in Greene, Hamilton, and Letterkenny Townships, **Franklin County**. On May 23, 2018, the Department determined that the permit renewal application was administratively complete.

Persons interested in obtaining more information about this permit application may contact Mr. John Oren, P.E., Permits Section Chief, Southcentral Regional Office, Waste Management Program at 717-705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. A copy of the permit application is available for review at Coyle Free Library, 102 North Main Street, Chambersburg, PA 17201. In addition, the public is invited to review the application at

the Department's Southcentral Regional Office. File reviews may be scheduled by calling 717-705-4732.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications deemed administratively complete 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 Solid Waste Processing or Disposal area or Site.

Southcentral Region: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

Permit No. 301325, Lancaster Landfill LLC, 2487 Cloverleaf Road, Elizabethtown, PA 17022.

An application for a permit renewal was submitted by Lancaster Landfill LLC for the onsite Tire Processing Facility located at the Lancaster Landfill in Mount Joy Township, **Lancaster County**. The current permit expires January 3, 2019. This application was deemed administratively complete by the Southcentral Regional Office on May 25, 2018. The Department will accept comments from the general public recommending revisions to, and approval or denial of, the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Persons interested in obtaining more information about this permit application may contact the Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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.

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

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

46-0112G: Palmer International, Inc. (2036 Lucon Road, Skippack, PA 19474; Attn: Mr. Marc Ragnauth) is a Synthetic Minor facility. Plan Approval No. 46-0112G is for the replacement of a thermal oxidizer with a regenerative thermal oxidizer (RTO) at their facility located in Skippack Township, **Montgomery County**. This Plan Approval does not allow for the modification of existing sources or the installation of any new sources, nor does it allow for any increase in emissions. The new RTO will control emissions from various processes already operating under Synthetic Minor Operating Permit No. 46-00112. The RTO shall maintain, at a minimum, a destruction efficiency of 98 percent for VOC, or a maximum concentration of 20 ppmv (as propane). Per 25 Pa. Code § 123.13, emissions of filterable PM from the RTO shall not exceed 0.04 grains per dry standard cubic feet. Per 25

Pa. Code § 123.21, emissions of SO_x from the RTO shall not exceed 500 parts per million, by volume, dry basis. The facility will continue to be subject to the following site-wide emission limits: VOC—21.0 TPY, PM—19.04 TPY, NO_x—23.16 TPY, CO—50.01 TPY, SO_x—37.19 TPY, Total HAP—12.49 TPY, Formaldehyde—9.71 TPY, and Ammonia—22.63 TPY. This project is not subject to NSPS, NESHAP, MACT, PSD, NSR, or CAM. The Plan Approval will contain monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

36-03121E: Cenveo Publisher Services (3575 Hempland Road, Lancaster, PA 17601) for the installation of two (2) heatset web lithographic printing presses with natural gas dryers in West Hempfield Township, **Lancaster County**. The dryers are rated at 4.619 & 2.2 MMBtu/hr, respectively, and the presses will be controlled by a regenerative thermal oxidizer (RTO). Additionally, as part of the project, the following existing presses will be removed and/or scrapped from the facility: Source ID 311, Sheetfed 311 Heidelberg Speedmaster 8 Unit, Source ID 622, Web 3 Heatset Offset Press with Dryer & Source ID 888, Web 8 Heatset Offset Press with Dryer. Potential emissions from the new presses are estimated to be 2.39 tpy CO, 2.85 tpy NO_x, 0.22 tpy PM₁₀, 0.09 tpy PM_{2.5}, 0.02 tpy SO_x, and 21.83 tpy VOC. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1, 127.12, 123.13, 123.21 and 129.67b. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

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

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

AMS Plan Approval No. IP18-000171: SEPTA Berridge/Courtland Maintenance Shops (200 West Wyoming Avenue, Philadelphia, PA 19140) for the removal and replacement of three sheet-fed offset lithographic non-heatset printing presses at their facility in the City of Philadelphia, **Philadelphia County**. The three presses have a maximum capacity of 13,000 sheets per hour each. Volatile Organic Compounds (VOCs) have a potential emissions of 1.95 ton per year. Hazardous Air Pollutants (HAPs) have a potential emissions of 0.033 ton per year. The plan approval will contain operating, monitoring, recordkeeping, testing, and reporting requirements to ensure operation within all applicable requirements.

Anyone affected by the proposed plan approval may submit written comments or a request for a public

hearing by mail to Air Management Services, 321 University Avenue, 2nd Floor, Philadelphia, PA 19104, Attn: Debra Williams within thirty (30) days from today. Comments received by facsimile will not be accepted.

AMS IP18-000008: Horizon Stevedoring, Inc. (2201 South Columbus Blvd, Pier 82, Philadelphia, PA 19148) for Methyl Bromide (MeBr) fumigation operations in the City of Philadelphia, **Philadelphia County**. The facility's MeBr fumigation operations will be a batch process and will employ portable equipment including multiple portable MeBr feed systems, two (2) 9,000 cubic feet per minute (CFM) portable aeration blowers, tarps, flexible duct work, two (2) 46-foot discharge stacks, and portable Fumiscopes monitors and photo-ionization detectors. There will be potential MeBr emissions of 9.88 tons per year (tpy). The plan approval will contain operating, monitoring, recordkeeping, testing, and reporting requirements to ensure operation within all applicable requirements.

OPERATING PERMITS

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

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

01-05009: U.S. DOD/Raven Rock Mountain Complex (243 Beasley Dr., Suite 100, Fort Detrick, MD 21702) for their communication facility in Liberty Township, **Adams County**. The facility had the following 2017 actual air emissions: 2.46 tons of CO, 6.96 tons of NO_x, 0.32 ton of PM, 0.014 ton of SO_x, and 0.71 ton 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. Among other items, the conditions include 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR Part 63, Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources, and 40 CFR Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

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

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

09-00085: Tate & Lyle Ingredients Americas, Inc. (East Post Rd., Morrisville, PA 19067), for renewal of a State Only, Natural Minor Operating Permit in Morrisville Borough, **Bucks County**. The facility operates two (2) 10.5 MMBtu/hr boilers which use natural gas as a primary fuel source. No. 2 fuel oil is only used when there is gas curtailment and is limited to a maximum of 90 days of use per year. No new sources have been installed or modifications have taken place since the last permit renewal. Emissions from these sources do not exceed any major thresholds. The permit includes monitoring, record

keeping and reporting requirements to address all applicable air quality requirements.

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

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

40-00063: Kappa Graphics, LP (50 Rock Street, Pittston, PA 18640). The Department intends to issue a renewal State-Only Natural Minor Permit for facility located in Hughestown Borough, **Luzerne County**. The main processes at this facility are printing presses. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

21-05051: PA State System of Higher Education (1871 Old Main Drive, Reed Operations Center, Shippensburg, PA 17257-2299), to issue a State only operating permit renewal for Shippensburg University located in Shippensburg Borough, **Cumberland County**. The primary emissions from the facility are NO_x, and CO from the natural gas fired package boilers for heat and hot water, and diesel and gas fired emergency generator engines. The facility's actual annual NO_x emissions are approximately 25 tons. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Sources derived from 25 Pa. Code Chapters 123 and 127 for restrictions, monitoring, recordkeeping, and reporting. Six emergency generators are subject to 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. One emergency generator is subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines.

36-03199: Doodad Printing LLC (1842 Colonial Village Lane, Suite 101, Lancaster, PA 17601) for operation of printing equipment at their facility located in East Lampeter Township, **Lancaster County**. Potential air emissions are estimated at 11.58 tpy VOCs, 0.37 tpy HAPs, 0.33 tpy PM, 0.03 tpy SO_x, 4.29 tpy NO_x and 3.60 tpy CO. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.67b, "Control of VOC emissions from offset lithographic printing presses and letterpress printing presses."

31-03004: New Enterprise Stone and Lime Co. Inc. (PO Box 77, New Enterprise, PA 16664-0077) for the operation of a limestone crushing facility at the Tyrone Forge Quarry in Warriors Mark Township, **Huntingdon County**. This is for renewal of the existing state-only permit. Potential air emissions from the facility are estimated at 56 tpy PM and 21 tpy PM₁₀. 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.

60-00001: Bucknell University (University Avenue, Physical Plant, Lewisburg, PA 17837) for renewal of a State-only (Synthetic Minor) operating permit for operation of its university facility located in East Buffalo Township, **Union County**. The facility's main sources include an 88.8 million Btu per hour natural gas/# 2 oil-fired boiler, an 85.2 million Btu per hour natural gas/# 2 oil-fired boiler, a 5.5 megawatt natural gas/# 2 oil-fired combustion turbine and a 749 horsepower diesel-fired emergency generator, as well as numerous small campus boilers, furnaces and emergency engines. The construction of various small (<1.4 MMBtu/hr) water heaters and boilers as well as various insignificant emergency engines been exempted from plan approval via Request for Determinations. The permittee removed various furnaces and an emergency generator from the facility. The facility has the potential to emit up to 8.70 tons of particulate matter (including particulate matter less than 10 microns and particulate matter less than 2.5 microns), 1.75 ton of HAPs, 40.71 tons of SO_x, 91.29 tons of NO_x, 24.05 tons of VOCs, 80.66 tons of CO per year, and 90,679 tons of greenhouse gases (as carbon dioxide equivalent). The boilers are subject to 40 CFR Part 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units and 40 CFR Part 63 Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Area Sources. The natural gas-fired emergency generators are subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The diesel-fired engines are subject to 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The combustion turbine is subject to 40 CFR Part 60, Subpart GG—Standards of Performance for Stationary Gas Turbines. The stationary fuel combustion sources at the facility are subject to 40 CFR Part 98, Subpart A—Mandatory Greenhouse Gas Reporting. 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, 63, and 98. 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.

49-00047: Furman Foods, Inc. (770 Cannery Road, Northumberland, PA 17857) to issue a revised State Only

Operating Permit for their Northumberland Cannery located in Point Township, **Northumberland County**. The facility is currently operating under State Only Operating Permit 49-00047. The facility's main sources include four natural gas/# 2 fuel oil-fired boilers. The revised operating permit also includes the facility's anaerobic digester and associated biogas engine which had been constructed pursuant to Plan Approvals 49-00047A and 49-00047B. The facility has potential emissions of 89.9 tons per year (TPY) of NO_x, 68.5 TPY of CO, 99.9 TPY of SO_x, 11.6 TPY of PM, 15.9 TPY of VOCs, 1.2 TPY of HAPs, and 99,999 TPY of greenhouse gas (as carbon dioxide equivalent). No emission or equipment changes are being proposed by this action. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 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.

14-00025: RESTEK Corporation (110 Benner Circle, Bellefonte, PA 16823) for renewal of a State-only operating permit for operation of its facility in Benner Township, **Centre County**. The facility is currently operating under State Only Operating Permit 14-00025. The facility has potential emissions of 0.20 TPY of CO; 0.07 TPY of PM/PM₁₀; 0.96 TPY of NO_x; 4.49 TPY of VOC and 4.49 TPY of total hazardous air pollutants (HAPs). All applicable requirements including monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

Contact: Matt Williams, Facilities Permitting Chief—Telephone: 814-332-6131.

25-00918: Cosmed Group, Inc., (2500 Brunswick Ave., Linden, NJ 07036) The Department intends to renew the State Only Operating Permit for the facility operating to perform sterilization of medical devices; located in the City of Erie, **Erie County**. The primary sources at the facility include 4 ethylene oxide (EtO) sterilization chambers and 2 aeration rooms. Emissions from the sterilization chambers are controlled by an acid scrubber; emissions from the aeration rooms are controlled by EtO absorbent. The facility is a Natural Minor. Potential emissions of EtO are less than 1 tpy. The facility is subject to 40 CFR Part 63 Subpart O, National Emission Standards for Hazardous Air Pollutants: Ethylene Oxide Emissions Standards for Sterilization Facilities. The applicable requirements are included in this renewal. The renewal permit contains emission restrictions, record-

keeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

27-00019: Pennsylvania Department of Corrections (1 Woodland Drive, Marienville, PA 16239). The Department intends to renew the State Only Operating Permit for the State Correctional Institution, located in Jenks Township, **Forest County**. The primary sources at the facility include 3 natural gas fueled boilers rated at 25 million Btu/hr each, several small natural gas fueled heaters, two 2,931 hp # 2 oil fueled emergency generators, and a 149 hp oil fueled emergency generator. The facility is a Synthetic Minor. Potential emissions are as follows: PM 16.49 tpy; NO_x 97.28 tpy; SO_x 13.14 tpy; CO 70.92 tpy; VOC 17.47 tpy. The facility is subject to 40 CFR Part 60 Subpart Dc, Standards of Performance Small Industrial-Commercial-Institutional Steam Generating Units. The 149 hp emergency generator is subject to 40 CFR Part 60 Subpart IIII, New Source Performance Standards for Stationary Compression Ignited Internal Combustion Engines. The permit incorporates plan approvals previously issued to the facility and contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

33-00010: Humphrey Charcoal, (PO Box 440, Brookville, PA 15825). The Department intends to renew a State Only Operating Permit for the charcoal briquette processing and bagging facility located in Pine Creek Township, **Jefferson County**. The facility is a Natural Minor. The primary sources at the facility include a natural gas space heater, a natural gas boiler rated < 2.5 million Btu/hr, material stockpiles, material handling, charcoal briquette process, lump charcoal process, a natural gas briquette dryer, and bagging operations. Potential emissions from the facility are NO_x < 2 tpy; and PM < 1 tpy. 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.

37-00318: Kennametal USA (North Gate Industrial Park Building A, New Castle, PA 16105). The Department intends to issue a renewal of the State Operating Permit for the facility located in Neshannock Township, **Lawrence County**. The facility produces metals and master alloys. The significant sources at the facility are the thermite reduction process, emergency diesel generators, a milling operation, and a parts washer. The sources are controlled by dust collectors. The conditions of the previous approvals and operating permit were incorporated into the renewal permit. The emergency generator is restricted to 500 hours of operation and shall not be used to supplement the primary power supply at the facility. The emergency generators are subject to 40 CFR 63 Subpart ZZZZ—NESHAP for Reciprocating Internal Combustion Engine (RICE). The facility is a Natural Minor. The potential emissions from the sources are: 2.0 TPY NO_x, 0.5 TPY CO, 0.12 TPY SO_x, 0.5 TPY VOC, 44.0 TPY PM, and less than 1 TPY PM₁₀.

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

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

OP17-000039: Philadelphia Renewable Bio-Fuels, LLC (7800 Pennrose Ferry Road, Philadelphia, PA 19153) for the operation of a refuse system in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include the following:

a) Thermal Drying System consisting of two (2) Biosolids Drying Trains (ES-1 & ES-2). Each Biosolids Drying Train contains a Rotary Drum Dryer (firing natural gas, mixture of natural gas and digester gas, digester gas with or without mixture of natural gas, or No. 2 fuel oil) with drying air recirculation loop and an air pollution control system consisting of a venturi scrubber, followed by a regenerative thermal oxidizer (burning natural gas or No. 2 fuel oil).

b) Odor Control Scrubber (ES-3) that primarily services the existing Dewatering Facilities, as well as three fugitive dust baghouses utilized on dried material handling equipment from the Thermal Drying Facilities.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

The following permit applications to conduct mining activities have been received by the Department. A copy of the application is available for inspection at the district mining office indicated before each application. Notices of requests for 401 Water Quality Certifications are included in individual application notices, as noted.

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

Written comments or objections regarding a mining permit application should contain the name, address and telephone number of persons submitting comments or

objections, application number and a statement of sufficient detail to inform the Department on the basis of comment or objection and relevant facts upon which it is based.

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

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

Coal Applications Received

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

30841307 and NPDES No. PA0213438. Emerald Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Emerald Mine No. 1 in Franklin Township, **Greene County** and related NPDES Permit for post-mining land use change of 61 previously permitted acres at the Emerald No. 8 Bleeder Shaft site. No additional discharges. The application was considered administratively complete on May 21, 2018. Application received: November 20, 2017.

30841312 and NPDES No. PA0013790. The Monongalia County Coal Company, (46226 National Road, St. Clairsville, OH 43950). To revise the permit for the Monongalia County Mine in Wayne and Gilmore Townships, **Greene County** and related NPDES Permit for installation of a powerline. Surface Acres Proposed 66.23. No additional discharges. The application was considered administratively complete on April 4, 2018. Application received: November 17, 2017.

30831303 and NPDES No. PA0013511. Cumberland Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Whiteley Township, **Greene County** and related NPDES Permit for the West Pool Pipeline/EM# 5 Borehole site. Surface Acres Proposed: 0.97. No additional discharges. The application was considered administratively complete on April 24, 2018. Application received: March 27, 2018.

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

Permit No. 11860104 and NPDES Permit No. PA0597724. Cooney Brothers Coal Co., P.O. Box 246, Cresson, PA 16630, renewal of NPDES permit, Conemaugh Township, **Cambria County**. Receiving streams: Bear Run and unnamed tributaries to/and Little Conemaugh River classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 17, 2018.

Permit No. 56120104 and NPDES Permit No. PA0268950. Marquise Mining Corp., P.O. Box 338, Blairsville, PA 15717, renewal for the continued operation and restoration of a bituminous surface and auger mine in Lincoln Township, **Somerset County**, affecting 72.0 acres. Receiving stream: unnamed tributaries to Quemahoning Creek, classified for the following use: cold

water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 17, 2018.

Permit No. 32040106 and NPDES No. PA0249653. Neiswonger Construction Inc., 17592 Route 322, Strattanville, PA 16258, transfer of an existing surface and auger mine from Ridge Limestone, Inc., located in Young Township, **Indiana County**, affecting 339 acres. Receiving streams: unnamed tributaries to/and Whiskey Run and Nesbit Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 21, 2018.

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

16180101 and NPDES Permit No. PA0280593. Ben Hal Mining, Inc. (389 Irishtown Road, Grove City, PA 16127). Commencement, operation and restoration of a bituminous surface mine and associated NPDES permit in Clarion Township, **Clarion County**, affecting 43.0 acres. Receiving streams: Brush Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: May 4, 2018.

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

17070111 and NPDES PA0256579. RES Coal LLC (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit renewal for continued operation and restoration of a bituminous surface coal and auger mine located in Girard Township, **Clearfield County** affecting 370.0 acres. Receiving stream(s): Bald Hill Run and Surveyor Run classified for the following use(s): CWF and MF. There are no potable water supply intakes within 10 miles downstream. Application received: May 16, 2018.

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

03080105 and NPDES Permit No. PA0251534. Britt Energies, Inc. (P.O. Box 515, Indiana, PA 15701). Revision application for land use change from forestland to unmanaged natural habitat to an existing bituminous surface mine, located in Plumcreek Township, **Armstrong County**, affecting 63.9 acres. Receiving streams: Unnamed tributaries to Cherry Run and Cherry Run, classified for the following use: CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Application received: May 14, 2018.

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

Permit No. 54830103R7. KK Coal, LLC, (P.O. Box 8, Cumbola, PA 17930), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 160.0 acres, receiving stream: Schuylkill River, classified for the following uses: cold and warm water fishes. Application received: April 30, 2018.

Coal Applications Withdrawn

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

32051601 and NPDES No. PA0236012. Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). To revise the permit for the Crooked Creek Preparation Plant in Washington Township, **Indiana County** and related NPDES Permit for installation of eight disposal boreholes. Surface Acres Proposed 24.6. No

additional discharges. The application was considered administratively complete on January 11, 2018. Application received: September 1, 2017. Application withdrawn: May 18, 2018.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

Permit No. 01740601 and NPDES No. PA0594407. New Enterprise Stone & Lime Co., Inc., P.O. Box 77, New Enterprise, PA 16664, renewal of NPDES permit, Cumberland Township, **Adams County**. Receiving stream: Rock Creek. Classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 17, 2018.

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

08970302 and NPDES PA0237868. Bishop Brothers Construction Company, Inc. (1376 Leisure Drive, Towanda, PA 18848). Renewal for an existing NPDES on a large noncoal surface mining site located in Sheshequin Township, **Bradford County** affecting 187.29 acres. Receiving stream(s): Susquehanna River classified for the following use(s): WWF, MF. Application received: May 17, 2018.

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

65100401 and NPDES Permit No. PA0252051. Hanson Aggregates BMC, Inc. (2200 Springfield Pike, Conellsville, PA 15425). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Fairfield Township, **Westmoreland County**, affecting 173.9 acres. Receiving streams: unnamed tributaries to Freeman Run, classified for the following use: TSF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: May 18, 2018.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

Alkalinity greater than acidity*

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0215503 (Mining Permit No. 32733708), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Greenwich No. 1 Coal Refuse Disposal Area in Green and Susquehanna Townships, **Indiana and Cambria Counties**. Surface Acres Affected 118.0. Receiving stream: Douglas Run, classified for the following uses: HQ-CWF, MF. The application was considered administratively complete on September 1, 2015. Application received: January 9, 2015.

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

Outfall 012 discharges to: Douglas Run

The proposed effluent limits for *Outfall 012* (Lat: 40° 41' 23" Long: 78° 49' 01") are:

| <i>Parameter</i> | | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|---|----------|----------------|---------------------------|--------------------------|-----------------------------|
| Flow | (mgd) | - | - | - | Report |
| pH | (s.u.) | 6.0 | - | - | 9.0 |
| Iron, Total | (mg/l) | - | 2.27 | 4.53 | 5.67 |
| Suspended Solids, Total | (mg/l) | - | 35 | 70 | 90 |
| Alkalinity, Total (as CaCO ₃) | (mg/l) | - | - | - | Report |
| Acidity, Total (as CaCO ₃) | (mg/l) | - | - | - | Report |
| Net Alkalinity, Total (as CaCO ₃) | (mg/l) | 0.0 | - | - | - |
| Manganese, Total | (mg/l) | - | 1.59 | 3.17 | 3.96 |
| Aluminum, Total | (mg/l) | - | 2.0 | 4.0 | 5.0 |
| Sulfates | (mg/l) | - | - | - | Report |
| Osmotic Pressure | (mos/kg) | - | - | - | Report |
| Total Dissolved Solids | (TDS) | - | - | - | Report |

Outfall 013 discharges to: Unnamed Tributary of Douglas Run

The proposed effluent limits for Outfall 013 (Lat: 40° 41' 23" Long: 78° 49' 25") are:

| Parameter | | Minimum | 30-Day Average | Daily Maximum | Instant. Maximum |
|---|----------|---------|-------------------|------------------|---------------------|
| Flow | (mgd) | - | - | - | Report |
| pH | (s.u.) | 6.0 | - | - | 9.0 |
| Iron, Total | (mg/l) | - | 3.0 | 6.0 | 7.0 |
| Suspended Solids, Total | (mg/l) | - | 35 | 70 | 90 |
| Alkalinity, Total (as CaCO ₃) | (mg/l) | - | - | - | Report |
| Acidity, Total (as CaCO ₃) | (mg/l) | - | - | - | Report |
| Net Alkalinity, Total (as CaCO ₃) | (mg/l) | 0.0 | - | - | - |
| Manganese, Total | (mg/l) | - | 1.0 | 2.0 | 2.5 |
| Sulfates | (mg/l) | - | - | - | Report |
| Osmotic Pressure | (mos/kg) | - | 50 | 100 | 100 |
| Total Dissolved Solids | (TDS) | - | - | - | Report |

EPA Waiver is in effect.

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

NPDES No. PA0279579 (Mining Permit No. 56170104), Wilson Creek Energy, LLC, P.O. Box 260, Friedens, PA 15541, NPDES permit for a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 569.9 acres. Receiving streams: unnamed tributary to Kimberly Run and unnamed tributaries to Schrock Run, classified for the following use: cold water fishes. These receiving streams are included in the Casselman (UNT to Kimberly Run) and Kiski-Conemaugh (UNT to Schrock Run) TMDLs. Application received: October 12, 2017.

The following treated wastewater outfall discharge to unnamed tributaries to Schrock Run:

| Outfall Nos. | New Outfall (Y/N) |
|--------------|-------------------|
| 001 (TP1) | Y |
| 002 (TP2) | Y |

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

| Outfalls: 001 & 002 (All Weather Conditions) Parameter | 30-Day Average | Daily Maximum | Instant. Maximum |
|---|-------------------|------------------|---------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.5 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | 0.75 | 0.75 | 0.75 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following stormwater outfalls discharge to unnamed tributaries to Schrock Run:

| Outfall Nos. | New Outfall (Y/N) |
|--------------|-------------------|
| 006 (SP1) | Y |
| 007 (SP2) | Y |

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

| Outfalls: 006 & 007 (All Weather Conditions) Parameter | 30-Day Average | Daily Maximum | Instant. Maximum |
|---|-------------------|------------------|---------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.5 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | 0.75 | 0.75 | 0.75 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following treated wastewater outfall discharge to unnamed tributaries to Kimberly Run:

| Outfall Nos. | New Outfall (Y/N) |
|--------------|-------------------|
| 003 (TP3) | Y |
| 004 (TP4) | Y |
| 005 (TP5) | Y |

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

| Outfalls: 003, 004 & 005 (All Weather Conditions) Parameter | 30-Day Average | Daily Maximum | Instant. Maximum |
|--|-------------------|------------------|---------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.5 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | 0.75 | 0.75 | 0.75 |

| <i>Outfalls: 003, 004 & 005 (All Weather Conditions)</i> <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|---------------------------|--------------------------|-----------------------------|
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following stormwater outfalls discharge to unnamed tributaries to Kimberly Run:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 008 (SP3) | Y |
| 009 (SP4) | Y |
| 010 (SP5) | Y |
| 011 (SP6) | Y |

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

| <i>Outfalls: 008, 009, 010, & 011</i> <i>(All Weather Conditions)</i> <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|---------------------------|--------------------------|-----------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 0.75 | 0.75 | 0.75 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

NPDES No. PA0597724 (Mining Permit No. 11860104), Cooney Brothers Coal Co., P.O. Box 246 Cresson, PA 16630, renewal of an NPDES permit for discharge of water from a post-mining treatment system in Conemaugh Township, **Cambria County**, affecting 301.7 acres. Receiving streams: unnamed tributary to/and Little Conemaugh River, classified for the following use: warm water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: May 17, 2018.

The following outfalls discharge to an unnamed tributary to/and Little Conemaugh River:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|-------------------------|--------------------------|
| 001 (Treatment Pond 1) | N |
| 002 (Treatment pond 3A) | N |
| 003 (Treatment Pond 3B) | N |
| 004 (Treatment Pond 4) | N |

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

| <i>Outfalls: 001, 002, 003, & 004</i> <i>(All Weather Conditions)</i> <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|---------------------------|--------------------------|-----------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 2.2 | 4.4 | 5.5 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

NPDES No. PA0279641 (Mining Permit No. 56180102), Heritage Coal & Natural Resources, LLC, 550 Beagle Road, Rockwood, PA 15557, new NPDES permit for bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 101.3 acres. Receiving stream(s): unnamed tributaries to Boone Run, classified for the following use(s): cold water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: March 23, 2018.

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

The following outfalls discharge to unnamed tributaries to Boone Run:

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

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

| <i>Outfalls: 001, 002, 003</i> <i>Parameter</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|---------------------------|--------------------------|-----------------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.7 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |

| <i>Outfalls: 001, 002, 003</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Aluminum (mg/l) | 0.75 | 0.75 | 0.75 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| pH (S.U.): Must be between 6.0 and 9.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

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

NPDES No. PA0268950 (Mining Permit No. 56120104), Marquise Mining Corporation, P.O. Box 338, Blairsville, PA 15717, renewal of an NPDES permit for discharge of water resulting from surface coal mining operations in Lincoln Township, **Somerset County**, affecting 72.0 acres. Receiving streams: unnamed tributaries to Quemahoning Creek, classified for the following use(s): Cold Water Fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: May 17, 2018.

The following outfalls discharge to unnamed tributaries to Quemahoning Creek:

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|------------------------|--------------------------|
| 001 (Treatment Pond 1) | N |
| 002 (Sediment Pond 1) | N |
| 003 (Sediment Pond 2) | N |

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

| <i>Outfalls: 001 (All Weather Conditions)</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | 1.8 | 3.6 | 4.5 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| pH (S.U.): Must be between 6.0 and 9.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

| <i>Outfalls: 001 & 002 (All Weather Conditions)</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 1.5 | 3.0 | 3.7 |
| Manganese (mg/l) | 1.0 | 2.0 | 2.5 |
| Aluminum (mg/l) | 0.75 | 1.5 | 1.8 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |
| pH (S.U.): Must be between 6.0 and 9.0 standard units at all times. | | | |
| Alkalinity must exceed acidity at all times. | | | |

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

NPDES No. PA0280542 (Permit No. 33180101). P. and N. Coal Company, Inc. (P.O. Box 332, Punxsutawney, PA 15767) New NPDES permit for a bituminous surface mine in Rose & Clover Townships, **Jefferson County**, affecting 190.3 acres. Receiving streams: Unnamed tributaries to Rattlesnake Run and Rattlesnake Run, classified for the following uses: CWF; and unnamed tributaries to Redbank Creek, classified for the following uses: TSF. TMDL: Redbank Creek. Application received: January 2, 2018.

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

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

The following outfalls discharge to unnamed tributaries to Rattlesnake Run, Rattlesnake Run, and unnamed tributaries to Redbank Creek:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| TB1 | Y |
| TB2 | Y |
| TB3 | Y |
| TB4 | Y |
| TB5 | Y |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|------------------------|----------------|---------------------------------|--------------------------------|-----------------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Iron (mg/l) | | 3.0 | 6.0 | 7.0 |

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|----------------|---------------------------|--------------------------|-----------------------------|
| Manganese (mg/l) | | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | | 0.75 | 0.75 | 0.75 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Suspended Solids (mg/l) | | 35 | 70 | 90 |
| Osmotic Pressure (milliosmoles/kg) | | | | 50.0 |

¹ The parameter is applicable at all times.

The following outfall discharges to unnamed tributary to Rattlesnake Run:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| ST1 | Y |

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

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

NPDES No. PA0227625 (Permit No. 10970105). State Industries, Inc. (P.O. Box 1022, Kittanning, PA 16201). Renewal of the NPDES permit for a bituminous surface mine in Concord & Fairview Townships, **Butler County**, affecting 4.8 acres. Receiving streams: Unnamed tributary to Bear Creek, classified for the following uses: WWF. TMDL: None. Application received: April 13, 2018.

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

The following outfall discharges to unnamed tributary to Bear Creek:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| ALB2 | N |

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

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

¹ The parameter is applicable at all times.

NPDES No. PA0259349 (Permit No. 16120104). Ancient Sun, Inc. (P.O. Box 129, Shippenville, PA 16254) Renewal of an existing NPDES permit for a bituminous surface mine in Elk Township, **Clarion County**, affecting 55.0 acres. Receiving streams: Unnamed tributary to Canoe Creek, classified for the following uses: HQ-CWF; and unnamed tributary to Deer Creek, classified for the following uses: CWF. TMDL: Deer Creek. Application received: March 7, 2018.

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

The following outfall discharges to unnamed tributary to Deer Creek:

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

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|----------------|---------------------------|--------------------------|-----------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Iron (mg/l) | | 3.0 | 6.0 | 7.0 |
| Manganese (mg/l) | | 2.0 | 4.0 | 5.0 |
| Aluminum (mg/l) | | 0.75 | 0.75 | 0.75 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Suspended Solids (mg/l) | | 35 | 70 | 90 |
| Osmotic Pressure (milliosmoles/kg) | | | | 50.0 |

¹ The parameter is applicable at all times.

The following outfalls require a non-discharge alternative:

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

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

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

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

NPDES Permit No. PA0012360 on Surface Mining Permit No. 54733020. BET Associates IV, LLC, (1233 E. Broad Street, Tamaqua, PA 18252), revised NPDES Permit for an anthracite coal surface mine, coal refuse reprocessing, and refuse disposal operation in Tamaqua, Coaldale, Lansford, Summit Hill, and Nesquehoning Boroughs, **Schuylkill and Carbon Counties**, encompassing 7,594.4 acres. Receiving stream: Panther Creek and Little Schuylkill River, classified for the following use: Cold Water Fishes and Migratory Fishes. Application received: February 24, 2015.

Effluent Limitations, Monitoring and TMDL Waste Load Allocation Requirements

Section A: Mine Drainage Treatment Facilities

| <i>Outfall</i> | <i>Source</i> | <i>Latitude</i> | <i>Longitude</i> | <i>Status</i> |
|----------------|--------------------|-----------------|------------------|---------------|
| 001 | No. 10 Shaft | 40° 48' 54" | 75° 56' 58" | Inactive |
| 003 | Arlington Borehole | 40° 48' 16" | 75° 57' 01" | Inactive |
| 004 | No. 14 Shaft | 40° 48' 18" | 75° 57' 03" | Proposed |
| 005 | Rt. 309 Discharge | 40° 48' 38.8" | 75° 58' 00" | Active |

Based on the hydrologic data, anticipated wastewater characteristics and anticipated wastewater flows described in the permit application and its supporting documents and/or revisions, the following effluent limitations and monitoring requirements apply to the previously listed outfall numbers.

Discharge Limitations

| <i>Discharge Parameter</i> | <i>Average Monthly</i> | <i>Max. Daily</i> | <i>Inst. Maximum</i> | <i>Maximum Conc. Regardless of Flow</i> | <i>Maximum Combined Avg. Allowable Mass Loading (TMDL WLA)**</i> |
|----------------------------|------------------------|-------------------|----------------------|---|--|
| Total Iron | 1.50 | 3.50 | 4.50 | 7.00 | 180.1 lbs./day |
| Total Manganese | 1.00 | 2.00 | 2.50 | 5.00 | 168.0 lbs./day |
| Total Aluminum | 0.75 | 1.50 | 2.00 | 2.00 | 90.1 lbs./day |
| Total Susp. Solids Flow | 35.00 Measure | 70.00 and | 90.00 Report | 90.00 Daily | 4,203.4 lbs./day |

pH not less than 6.0 standard units nor greater than 10.0 standard units at all times.***
Alkalinity must exceed acidity at all times.

• *Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved and suspended fraction) is applicable for each parameter.

• **Maximum Combined Average Allowable Mass Loading is the aggregate of the mass loading(s) of listed pollutant parameters that can be discharged from Outfalls 005, 004 when constructed and operating and Outfalls 001 & 003 if activated. This Waste Load Allocation is determined and expressed in both the Panther Creek and Little Schuylkill River TMDLs.

• *** Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See 25 Pa. Code § 88.92(c)(1)(ii)).

• Grab Sampling Frequency 2/Month Minimum. This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.

• Samples taken in compliance with the monitoring specified previously shall be taken during a discharge at the following location(s): Outfalls 001, 003, 004, 005.

• Subject to 25 Pa. Code §§ 88.92 and 88.93 (Surface Mine) and 88.187 and 88.188 (Bank Removal).

The following table illustrates and outlines in detail the steps to be followed to determine compliance with the EPA approved Panther Creek/Little Schuylkill River TMDL Waste Load Allocations (Maximum Combined Average Allowable Mass Loading) should sampling show an excursion above the Permitted Concentration Limits at any Mine Drainage Treatment NPDES Outfall. Please refer to notes 1 through 7 for pertinent explanations.

| Compliance Monitoring(1) for Mine Drainage Treatment Outfalls (001, 003, 004, 005) Discharging to Panther Creek and Little Schuylkill River | | | | | | | | | | | | | | |
|--|---|---------------|---------------|--|--|---|---|--|---|--|---|-------------|---------------------------------|--|
| SECTION A | PERMITTED DISCHARGE LIMITS (mg/l unless otherwise noted) | | | | | TMDL(2) COMBINED WASTE LOAD ALLOCATION | TMDL COMPLIANCE MONITORING PROCESS IF PERMITTEE EXCEEDS A DISCHARGE CONCENTRATION LIMIT AT MINE DRAINAGE TREATMENT OUTFALLS | | | | | | MINIMUM MONITORING REQUIREMENTS | |
| Discharge Parameter | Average Monthly | Maximum Daily | Inst. Maximum | Maximum Conc. Limit Regardless Of Flow | Maximum Combined Average Allowable Mass Loading (lbs./day) | Step 1: An Excursion Exceeding the Permitted Discharge Conc. Limit Occurs | Step 2: BET notifies DEP of an Excursion within 10 Days of Receipt of Lab Results or SMCI Notifies BET of DEP Sampling Showing Excursion Action: Compliance Notice Issued (Inspection Report) | Step 3: BET Provides DEP with the Combined Average Mass Loading(3) for the Parameter Exceeding the Discharge Conc. Limit For the Two Previous Months and the Present Month from All MDT Outfalls | Step 4: If the Combined Average Mass Loading for the Three Month Period Is Less Than the Maximum Combined Average Mass Loading (lbs./day): No Violation | Step 5: If the Combined Average Mass Loading for the Three Month Period Exceeds the Maximum Combined Average Mass Loading (lbs./day): Action: Notice of Violation ("NOV") Issued | Step 6: If NOV Period Sampling (4) Shows the Combined Average Mass Loading Exceeds the Maximum Combined Average Mass Loading (lbs./day): Compliance Order Issued(5) | Meas. Freq. | Sample Type | |
| Total Fe | 1.50 | 3.50 | 4.50 | 7.00 | 180.1 | Any Exceedance of the Maximum Conc. Limit Regardless of Flow Results in an Immediate Compliance Order | | | | | | 2/Month | Grab | |
| Total Mn | 1.00 | 2.00 | 2.50 | 5.00 | 168.0 | | | | | | | 2/Month | Grab | |
| Total Al | 0.75 | 1.50 | 2.00 | 2.00 | 90.1 | | | | | | | 2/Month | Grab | |
| Total Susp. Solids | 35.00 | 70.00 | 90.00 | 90.00 | 4,203.4 | | | | | | | 2/Month | Grab | |
| Flow | Measure and Report (GPM and MGD) | | | | | | | | | | | 1/Day | Measured | |
| pH | 6.0 - 10.0 Standard Units (6) | | | | | | | | | | | 2/Month | Grab | |
| Net Alkalinity | Alkalinity Must Exceed Acidity at All Times. | | | | | | | | | | | 2/Month | Grab | |

Notes:

1. Compliance Monitoring is triggered if the Average Monthly, Maximum Daily or Instantaneous Maximum Discharge Concentration Limits are exceeded at any Mine Drainage Treatment Outfall unless that outfall is operating under the Interim Discharge Limitations as described under Note No. 7 below.
2. The Panther Creek and Little Schuylkill River TMDLs have been revised and accepted by the U.S. Environmental Protection Agency, which include a combined Waste Load Allocation for BET Associates' permitted Outfalls 001, 003, 004, and 005 (also known as the "Mine Drainage Treatment Outfalls").
3. The "Average Mass Loading" is the monthly average of the calculated mass loading from each Mine Drainage Treatment Outfall. The "Combined Average Mass Loading" is defined as the sum of Average Mass Loading(s) at the Mine Drainage Treatment Outfalls.
4. The "NOV Period Sampling" is defined as the sampling for the month after a Notice of Violation is issued by the Department, in addition to the three-month period sampling evaluated by the Department for Steps 3 to 5.
5. BET may request a Compliance Monitoring review period of up to six months if BET demonstrates that multiple or above average precipitation events have occurred, or that hydro-geological or water chemistry induced conditions have changed at the site, and that these events or changes have in turn created above average flows or conditions that result in an excursion above the Average Monthly Concentration Limit, and/or the EPA approved average daily TMDL Waste Load Allocation for the current reporting period. If BET requests such a review, they shall provide supporting data for the request, which at a minimum shall include the following: complete treatment facility operational and maintenance records, mass loading records, weather records, and an explanation of why this excursion is beyond the control of BET, within 30 days of the excursion. BET's request and compliance will then be evaluated at the Department's discretion.
6. Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See 25 Pa. Code § 88.92(c)(1)(ii)).
7. This Interim Discharge Limits and Compliance Schedule applies to the proposed mine drainage treatment facility outfall (Outfall 004) and to Outfalls 001 or 003 should they be activated and begin discharging to Panther Creek. These limits apply for the first 18 months after each new treatment system outfall becomes operational. This is in accordance with 2nd BET CO&A (5.i.) dated May 5, 2011 and all amendments thereto. Note No. 1 does not apply to the Interim Discharge Limit Period.

| Discharge Parameter* | Average Monthly | Maximum Daily | Instantaneous Maximum | Measurement Frequency** |
|------------------------|--|---------------|-----------------------|-------------------------|
| Total Iron | 3.00 | 6.00 | 7.00 | 2/Month |
| Total Manganese | 2.00 | 4.00 | 5.00 | 2/Month |
| Total Aluminum | 2.00 | 4.00 | 5.00 | 2/Month |
| Total Suspended Solids | 35.00 | 70.00 | 90.00 | 2/Month |
| Flow | Measure and Report | | | Daily |
| pH | not less than 6.0 standard units nor greater than 10.0 standard units at all times.*** | | | |
| Alkalinity | must exceed acidity at all times. | | | |

- *Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved and suspended fraction) is applicable for each parameter.
- **This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.
- *** Mine Drainage Treatment pH limits per Authorization of PA DEP Pottsville District Mining Office, Dated July 17, 2014 for Outfall 005 and May 29, 2018 for Outfalls 001, 003, and 004. (See 25 Pa. Code § 88.92(c)(1)(ii)).
- Subject to 25 Pa. Code §§ 88.92, 88.93, 88.187 and 88.188.

Section B: Erosion and Sedimentation Control Facilities

| <i>Outfall</i> | <i>Source</i> | <i>Latitude</i> | <i>Longitude</i> | <i>Status</i> |
|----------------|-----------------|-----------------|------------------|---------------|
| 002 | E&S Pond No. 10 | 40° 48' 18" | 75° 57' 02.6" | Proposed |
| 006 | E&S Pond No. 7 | 40° 48' 17.8" | 75° 57' 02" | Proposed |

Based on the hydrologic data and anticipated characteristics and flows described in the permit application and its supporting documents and/or revisions, the following effluent limitations and monitoring requirements apply to the previously listed outfall numbers

Group A: Dry Weather Discharge Limitations

| <i>Discharge Parameter*</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> | <i>Measurement Frequency**</i> |
|-----------------------------|------------------------|----------------------|------------------------------|--------------------------------|
| Total Iron | 3.00 | 6.00 | 7.00 | 2/Month |
| Total Manganese | 2.00 | 4.00 | 5.00 | 2/Month |
| Total Aluminum | | Monitor And Report | | 2/Month |
| Total Susp. Solids | 35.00 | 70.00 | 90.00 | 2/Month |

pH not less than 6.0 standard units nor greater than 9.0 standard units at all times.

Alkalinity must exceed acidity at all times.

Group B: Greater than 1yr-24hr to Less than 10yr-24hr storm

| <i>Discharge Parameter*</i> | <i>Average Monthly</i> | <i>Maximum Daily</i> | <i>Instantaneous Maximum</i> | <i>Measurement Frequency**</i> |
|-----------------------------|------------------------|----------------------|------------------------------|--------------------------------|
| Total Iron | N/A | N/A | 7.00 | 2/Month |
| Total Settleable Solids | N/A | N/A | 0.50 ml/l | 2/Month |

pH not less than 6.0 standard units nor greater than 9.0 standard units at all times.

Alkalinity must exceed acidity at all times.

Group C: Greater than 10yr-24hr storm

pH not less than 6.0 standard units nor greater than 9.0 standard units at all times.

Alkalinity must exceed acidity at all times.

• *Unless otherwise indicated, discharge limitations are concentrations and expressed in mg/l and the total (dissolved suspended fraction) is applicable for each parameter.

• **This is the minimum number of sampling events required. Permittees are encouraged, and it may be advantageous in demonstrating compliance, to perform more than the minimum number of sampling events required.

• Samples taken in compliance with the monitoring specified previously shall be taken during a discharge at the following locations: Outfalls 002, 006.

Note: The previous discharge limitations and monitoring requirements are based upon the presumption that the erosion and sedimentation control facilities will only discharge as a result of a "precipitation event." If the discharge occurs during "dry weather flow" conditions, then Group A limitations will apply (as defined in 25 Pa. Code Chapters 86—90). The previous discharge limitations (Group B and Group C) and monitoring requirements pertain to discharges which may occur unexpectedly, (i.e., were not originally anticipated when this permit was issued). The Department reserves the right to modify these limitations based upon the need to protect water quality in the receiving stream. Subject to 25 Pa. Code §§ 88.92, 88.93, 88.187 and 88.188.

Noncoal NPDES Draft Permits

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

NPDES No. PA0125334 (Mining permit no. 4275SM20A), U.S. Silica Company, 12942 Oriskany Road, Mapleton Depot, PA 17052, renewal of an NPDES permit for a sandstone quarry in Brady Township, **Huntingdon County**, affecting 370.6 acres. Receiving stream(s): Juniata River, Saddler Creek, unnamed tributary to Shaughnessy Run and unnamed tributary to Flush Run, classified for the following uses: warm water fishery (Juniata River), trout stocking, and High Quality cold water fishery (Shaughnessy Run). Application received: March 19, 2018.

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

The following outfalls discharge to: Juniata River

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 006 | N |
| 008 | N |
| 009 | N |
| 012 | N |
| 015 | N |
| 017 | N |

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

| <i>Outfalls: 006, 008, 009, 012, 015, 017</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following outfalls discharge to: Saddler Creek

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

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

| <i>Outfalls: 004, 005</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following outfalls discharge to: Unnamed tributary to Flush Run

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 013N | N |
| 013S | N |

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

| <i>Outfalls: 013N, 013S</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Total Suspended Solids (mg/l) | 35.0 | 70.0 | 90.0 |

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

The following outfalls discharge to: Unnamed tributary to Shaughnessy Run

| <i>Outfall Nos.</i> | <i>New Outfall (Y/N)</i> |
|---------------------|--------------------------|
| 010 | N |
| 011 | N |

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

| <i>Outfalls: 010, 011</i> <i>Parameter</i> | <i>30-Day</i> <i>Average</i> | <i>Daily</i> <i>Maximum</i> | <i>Instant.</i> <i>Maximum</i> |
|---|---------------------------------|--------------------------------|-----------------------------------|
| Iron (mg/l) | 3.0 | 6.0 | 7.0 |
| Total Suspended Solids (mg/l) | 30.0 | 60.0 | 75.0 |

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

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

NPDES No. PA0227579 (Permit No. 37970302). Allegheny Mineral Corporation (P.O. Box 1022, Kittanning, PA 16201). Renewal of the existing NPDES permit for a large industrial minerals surface mine in Slippery Rock Township, **Lawrence County**, affecting 270.0 acres. Receiving streams: Unnamed tributaries to Slippery Rock Creek, classified for the following uses: CWF. TMDL: None. Application received: April 20, 2018.

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

The following outfalls discharge to: Unnamed tributaries to Slippery Rock Creek

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| TPA | N |
| TPB | N |

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

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

¹ The parameter is applicable at all times.

The following outfalls discharge to: Unnamed tributaries to Slippery Rock Creek

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| SPA | N |
| SPB | N |
| SPC | N |
| SPD | N |
| SPE | N |

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

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|--|----------------|---------------------------|--------------------------|-----------------------------|
| pH ¹ (S.U.) | 6.0 | | | 9.0 |
| Alkalinity greater than acidity ¹ | | | | |
| Total Suspended Solids (ml/l) | | | | 90 |

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

NPDES No. PA0220248 (Mining permit no. 1474301; Mines 1, 2, 3, & 4), Graymont (PA) Inc., 375 Graymont Road, Bellefonte, PA 16823. Revision to NPDES permit for Noncoal Surface Mine in Spring Township, **Centre County**, affecting 1,110.3 acres. Receiving stream: Logan Branch, classified for the following use: CWF. Application received: May 3, 2018.

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

The following outfall is contained onsite:

| <i>Outfall No.</i> | <i>New Outfall (Y/N)</i> |
|--------------------|--------------------------|
| 008 | Y |

In addition, the proposed effluent limits for outfall 008 will also include:

| <i>Parameter</i> | <i>Minimum</i> | <i>30-Day Average</i> | <i>Daily Maximum</i> | <i>Instant. Maximum</i> |
|------------------|----------------|---------------------------|--------------------------|-----------------------------|
| Oil and Grease | Monitor Only | Monitor Only | Monitor Only | Monitor Only |

NPDES No. PA0237868 (Mining Permit No. 0890302), Bishop Brothers Construction Company, Inc., 1376 Leisure Drive, Towanda, PA 18848. Renewal of an NPDES permit for large industrial minerals in Sheshequin Township, **Bradford County**, affecting 187.29 acres. Receiving stream(s): Susquehanna River, classified for the following uses: WWF, MF. Application received: May 17, 2018.

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

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 ap-

proval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should

contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E46-1158. GlaxoSmithKline, 1250 S. Collegeville Road, Collegeville, PA 19462, Upper Providence Township, **Montgomery County**, ACOE Philadelphia District.

To rehabilitate and maintain three existing culvert crossings over small unknown tributaries to Doe Run (WWF/MF) associated with the recreational walking trail around the existing facility for the public. The rehabilitation of the culverts will require about 15-foot extension of the pipe lengths.

The site is located along Black Rock Road east of Route 29 (USGS Collegeville, PA Quadrangle Latitude 40.155646; Longitude -75.483155).

E51-284. Philadelphia Parks and Recreation Department, One Parkway, 10th Floor, 1515 Arch Street, Philadelphia, PA 19102, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To stabilize and maintain the eroded streambank slopes and adjacent Forbidden Drive Trail sections at three locations e.g. Valley Green, Mount Airy Avenue, and Kitchen Lane Sites. Total length is approximately 285 linear feet along the Wissahickon Creek (TSF) associated with the Wissahickon Valley Park maintenance.

The site is located along Wissahickon Creek at Valley Green, Mount Airy Avenue, and Kitchen Lane (Germantown, PA, USGS Quadrangle Latitude: 40.041044; Longitude: -75.210759).

E51-283. Philadelphia Regional Port Authority, 3460 N. Delaware Avenue, Philadelphia, PA 19134, Philadelphia City, **Philadelphia County**; ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated with the Autoport Site 2 Development. The proposed project will place fill in approximately 4.07 acres of wetlands to provide a parking area. The proposed project will have 2,275 linear feet of floodway impact and 177,290 square feet of permanent wetland impact. The project is located in the floodplain.

The site is approximately at 5001 League Island Blvd. (Philadelphia, PA-NJ Lat. 39° 53' 26.94"; Long. 75° 9' 27.44").

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

E40-811 North Point Development Hanover Industrial, LLC, 4825 NW 41st Street, Riverside, MO 64150, Hanover Township and City of Nanticoke, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with the "Hanover 9" development project, which consists of two industrial warehouse buildings:

- 1) To fill and maintain 0.19 acre of PSS wetlands.
- 2) To fill and maintain 0.23 acre PEM wetlands.
- 3) To fill and maintain 0.20 acre of PEM wetlands.
- 4) To fill and maintain 0.215 acre of PEM wetlands.
- 5) To fill and maintain 0.03 acre of PEM wetlands.
- 6) To fill and maintain 0.006 acre of PEM wetlands.
- 7) To construct and maintain a stormwater outfall within the floodway of Espy Run (CWF, MF) consisting of an 18-inch diameter corrugated plastic pipe, concrete endwall, and 100-foot long, R-4 riprap apron.
- 8) To construct and maintain a stormwater outfall within the floodway of Espy Run (CWF, MF) consisting of an 18-inch diameter corrugated plastic pipe, concrete endwall, and 75-foot long, R-4 riprap apron.
- 9) To construct and maintain a stormwater outfall within the floodway of a tributary to Espy Run (CWF, MF) consisting of an 18-inch diameter corrugated plastic pipe, concrete endwall, and 8-foot long, R-4 riprap apron.
- 10) To construct and maintain a stormwater outfall within the floodway of a tributary to Espy Run (CWF, MF) consisting of an 18-inch diameter corrugated plastic pipe, concrete endwall, and 8-foot long, R-4 riprap apron.

The project is located approximately 0.6 mile west of the intersection of S.R. 29 and Dundee Cross Road (Wilkes-Barre West, PA Quadrangle Latitude: 41° 11' 56.98"; Longitude: -75° 58' 38.29").

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

E38-205: Lebanon County Commissioners, Room 207, Municipal Building, 400 S. Eighth Street, Lebanon, PA 17042 in Union and Swatara Townships, **Lebanon County**, U.S. Army Corps of Engineers Baltimore District.

To remove an existing structure and to construct and maintain a 170-foot long, 35-foot, 11.5-inch wide single span 5 steel plate girder bridge with an under clearance of 18.21 feet over Swatara Creek (WWF, MF), for the purposes of re-establishing and maintaining a vehicular crossing of Swatara Creek and restoring and enhancing operational and functional utility of T-575. The project is located approximately 1.06 mile west northwest of the intersection of Old State Road and Monroe Valley Drive (Latitude: 40° 28' 38" N; Longitude: 76° 31' 24" W) in Union and Swatara Townships, Lebanon County. No wetlands will be impacted by this project.

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

E41-694. Loyalsock Township, 2501 East Third Street, Williamsport, PA 17701. Millers Run Greenway Trail in Loyalsock Township, **Lycoming County**, ACOE Baltimore District (Barbours, PA Quadrangles N: 41° 15' 40" W: -76° 58' 39").

Loyalsock Township has applied for a Small Projects—Joint Permit to construct, operate and maintain a new trailway with two (2) new pedestrian steel truss bridges along Millers Run in Loyalsock Township, Lycoming County. The overall proposed Millers Run Greenway Trail will connect the Susquehanna River Walk from I-180 to Bruce Henry Park. The entire trail is approximately 1.5 mile long and is anticipated to be constructed in four phases. The first proposed phase is to construct two

segments of the trail as presented in this permit. Phase 2 will connect the Susquehanna River Walk to Bruce Henry Park, Phase 3 will be a pedestrian bridge structure that will span both Millers Run and East Third Street and Phase 4 will connect Bruce Henry Park to the North Section of Phase 1 at Four Mile Drive.

A total of two (2) temporary and two (2) permanent stream impacts are proposed to Millers Run (WWF). Project watercourse impacts shall include and be limited

to a total of 120 linear feet (2,600 SF) of temporary stream impacts and a total of 115 linear feet (2,700 SF) of permanent stream impacts.

A total of two (2) permanent floodway impacts are proposed. Project floodway impacts shall include and be limited to a total of 2,800 SF (0.06 acre) of permanent floodway impacts.

This project proposes to have the following impacts:

STREAM IMPACT TABLE:

| Station | Resource Name | Municipality | Activity | Chapter 93 | Listed Trout | Impact Length Temp. (LF) | Impact Area Temp. (SF) | Impact Length Perm. (LF) | Impact Area Perm. (SF) | Lat. Long. |
|-----------------------|---------------|--------------|---------------------|------------|--------------|--------------------------|------------------------|--------------------------|------------------------|------------------------|
| North Bridge 28+60.11 | Millers Run | Loyalsock | Bridge Installation | WWF | None | 50 | 500 | 50 | 750 | 41.263889 76.973056 |
| South Bridge 10+90.47 | Millers Run | Loyalsock | Bridge Installation | WWF | None | 70 | 2,100 | 65 | 1,950 | 41.258056 76.981944 |
| Total | | | | | | 120 | 2,600 | 115 | 2,700 | |

FLOODWAY IMPACT TABLE:

| Station | Resource Name | Municipality | Activity | Listed Trout | Impact Length Temp. (LF) | Impact Area Temp. (SF) | Impact Length Perm. (LF) | Impact Area Perm. (SF) | Lat. Long. |
|-----------------------|---------------|--------------|---------------------|--------------|--------------------------|------------------------|--------------------------|------------------------|------------------------|
| North Bridge 28+60.11 | Millers Run | Loyalsock | Bridge Installation | None | | | | 1,400 | 41.263889 76.973056 |
| South Bridge 10+90.47 | Millers Run | Loyalsock | Bridge Installation | None | | | | 1,400 | 41.258056 76.981944 |
| Total | | | | | | | | 2,800 | |

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

E02-1787, Sewickley Crossing, LP, 375 Golfside Drive, Wexford, PA 15090, in Ohio Township, **Allegheny County**, ACOE Pittsburgh District.

The applicant is proposing to:

1. Construct and maintain a 198 LF stream enclosure with a 15 inch diameter HDPE pipe, in an unknown tributary (UNT) to Kilbuck Run (CWF) (stream crossing-1/SC-1), this resource crossing also includes five (5) utility line crossings;
2. Construct and maintain a 242 LF stream enclosure with an 18 inch diameter HDPE pipe in a UNT to Kilbuck Run (CWF) (SC-2), this resource crossing also includes three (3) utility crossings;
3. Construct and maintain a 34 LF sewerline crossing with a diameter of eight (8) inches, in a UNT to Kilbuck Run (CWF) (SC-3);
4. Construct and maintain a 14 LF sewerline crossing with a diameter of eight (8) inches in a UNT to Kilbuck Run (CWF) (SC-3A);
5. Place and maintain 198 LF of fill within the stream and floodway of a UNT to Kilbuck Run (CWF) (SC-4) which has a drainage area of less than 100 acres, this resource crossing also includes ten (10) utility crossings;

6. Construct and maintain a 35 LF culvert with a 24 inch diameter HDPE pipe in a UNT to Kilbuck Run (CWF) (SC-5);

7. Construct and maintain a 176 LF stream enclosure with an 18 inch diameter HDPE pipe in a UNT to Kilbuck Run (CWF) (SC-6), this resource crossing also includes seven (7) utility crossings;

8. Construct and maintain a 28 LF culvert with a 24 inch diameter HDPE pipe in a UNT to Kilbuck Run (CWF) (SC-7);

9. Construct and maintain a 49 LF culvert with a 24 inch diameter OPLAS pipe in a UNT to Kilbuck Run (CWF) (SC-8).

For the purpose of constructing a private residential development, which will consist of 32 single family dwellings and 147 townhomes, including new roadways, sidewalks, utilities, as well as associated appurtenant structures and storm water management facilities. The proposed project impacts include a total of 996 linear feet of temporary impacts to UNTs to Kilbuck Run, a total of 995 linear feet of permanent impacts to UNTs to Kilbuck Run, and a total of 0.36 acre of impacts to the floodways. The proposed project is located between Nicholson Road and Red Mud Hollow Road (S.R. 4043). The site is located 1.3 mile from the intersection of Mt. Nebo Road and Red Mud Hollow Road (Emsworth, PA Quadrangle N: 40°, 33', 53.9886"; W: -80°, 6', 32.1582"), in Ohio Township, Allegheny County.

E02-1788, Pleasant Hills Authority, 610 Old Clairton Road, Room 100, Pittsburgh, PA 15236, South Park Township and Jefferson Hills Borough, **Allegheny County**, Pittsburgh ACOE District.

The applicant is proposing to:

1. Remove 145 LF of a failed gabion basket streambank retention wall, along the right descending bank of Lick Run, a tributary of Peters Creek (TSF);

2. Construct and maintain a replacement and expansion of the aforementioned wall with 245 LF of new concrete modular block wall and 18 LF of riprap to tie the wall into the streambank;

3. Remove 23 LF of a second 63 LF gabion basket streambank retention wall, along another reach of the right descending bank of Lick Run, a tributary of Peters Creek (TSF);

4. Construct and maintain a replacement and expansion of the aforementioned wall with 130 LF of a second concrete modular block wall, and place and maintain 310 LF of riprap;

5. To temporarily remove and replace a fence within the floodplain, along 217 LF of stream channel;

6. To construct and maintain a temporary stream crossing.

For the purpose of stabilizing the stream to prevent impacts to the Pleasant Hills Authority Wastewater Treatment Facility. The project will cumulatively impact 763 LF of stream channel. Mitigation will occur as restoration. The project is located at the Pleasant Hills Authority Wastewater Treatment Facility at 628 Cochran Mill Road, Jefferson Hills, PA 15025, along Cochran Mill Road, approximately 1.6 mile south of intersection with Brownsville Road at Broughton, PA (Glassport USGS Topographic Quadrangle: N: 9.7 inches; W: 14.0 inches; Lat: 40° 18' 0.9"; Long: -79° 58' 57.5"; Sub-basin 19C, Pittsburgh ACOE District), in South Park Township and Jefferson Hills Borough, Allegheny County.

Central Office: Bureau of Waterways Engineering and Wetlands, 400 Market Street, Floor 3, PO Box 8460, Harrisburg, PA 17105-8460.

MB9915-0003. Land Reclamation Group, LLC, 632 Hunt Valley Road, New Kensington, PA 15068. Statewide Coverage, ACOE Baltimore, Philadelphia and Pittsburgh Districts.

The applicant proposes to provide compensatory mitigation to meet third party aquatic resource compensation obligations as established through site specific permits issued pursuant to Chapter 105, to ensure aquatic resource compensatory mitigation obligations are satisfied within the Commonwealth of Pennsylvania. The applicant is requesting the authority to operate compensatory mitigation banking statewide within the Commonwealth.

The application proposes to construct, restore or enhance a specific aquatic resource improvement site known as the Tunnel Road Aquatic Resource Mitigation Bank. The site is located along Three Lick Run (CWF) in Allegheny Township, Somerset County (Latitude: 39° 58' 13", Longitude: -78° 47' 44"). The site is comprised of 150 acres which consists of 2 small ponds, 2.26 acres of PEM/PSS wetlands, 3,159 linear feet of Three Lick Run and unnamed tributary to Three Lick Run and upland areas adjacent to the aquatic resources. The project proposes to reestablish, rehabilitate and enhance 6.47 acres of PEM/PSS/PFO wetlands and reestablish 2,097 linear feet of channel and floodplain and enhance 1,244 linear feet of stream.

This application is subject to 401 Water Quality Certification for the proposed construction of the Tunnel Road Aquatic Resource Mitigation Bank.

ENVIRONMENTAL ASSESSMENTS

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

EA36-050: East Lampeter Township, 2250 Old Philadelphia Pike, Lancaster, PA 17602, in East Lampeter, Paradise and Strasburg Townships, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a stream restoration project along 920 feet of Pequea Creek including 901 feet of bank grading and 22,150 square feet of floodplain bench creation, all for the purpose of reducing sediment loading to the stream. The project is located near the intersection of South Ronks Road and South Soudersburg Road (Latitude: 40° 00' 38.44" N; Longitude: 76° 09' 40.80" W) in East Lampeter, Paradise and Strasburg Townships, Lancaster County. No wetlands will be impacted by this project.

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—691.1001) 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 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, P.O. 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.

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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed #) | EPA Waived Y/N? |
|---------------------------|--|-------------------------------------|---|--------------------|
| PA0244252 (Industrial) | Southco Concordville Facility 210 North Brinton Lake Road Concordville, PA 19331 | Delaware County Concord Township | Unnamed Tributary to West Branch Creek 3G | Y |

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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed No.) | EPA Waived Y/N? |
|-----------------------|--|--------------------------------------|--|--------------------|
| PA0051675 (Sewage) | Moore Elementary School WWTP 100 Held Drive Northampton, PA 18067 | Northampton County Moore Township | Unnamed Tributary to Hokendauqua Creek (02C) | Yes |

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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed #) | EPA Waived Y/N? |
|---------------------|--|---|--|--------------------|
| PA0110931 SEW | George Bernard 166 Shellbark Road Manns Choice, PA 15550-8614 | Napier Township, Bedford County | UNT to Raystown Branch Juniata River in Watershed(s) 11-C | Y |
| PA0266621 SEW | Stetler Ken & Sherry 4976 Spring Road Shermans Dale, PA 17090 | Carroll Township Perry County | UNT to Sherman Creek in Watershed(s) 7-A | Y |
| PA0247561 SEW | Stoltzfus Amos E 1651 Mountain Road Newburg, PA 17240-9123 | Upper Mifflin Township, Cumberland County | Three Square Hollow Run in Watershed(s) 7-B | Y |
| PA0261009 SEW | Michael R Baker 6836 Old Harrisburg Pike York Springs, PA 17372-8717 | Huntington Township, Adams County | UNT to Bermudian Creek in Watershed(s) 7-F | Y |

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

| NPDES No. (Type) | Facility Name & Address | County & Municipality | Stream Name (Watershed No.) | EPA Waived Y/N? |
|-----------------------|---|---|-------------------------------------|--------------------|
| PA0113107 (Sewage) | Briar Creek Park 11 W Main Street Bloomsburg, PA 17815-1702 | Columbia County Briar Creek Township | East Branch Briar Creek (5-D) | Yes |

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 & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed No.)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|--|---|---|----------------------------|
| PA0254592 (Sewage) | Wilkerson SRSTP 445 Old Plank Road Washington, PA 15301 | Washington County South Franklin Township | Chartiers Creek (20-F) | Yes |
| PA0093335 (Sewage) | 770 West Newton Rd STP 105 Hutchinson Road Apt 1 West Newton, PA 15089-3063 | Westmoreland County Sewickley Township | Unnamed Tributary to Sewickley Creek (19-D) | Yes |

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

| <i>NPDES No. (Type)</i> | <i>Facility Name & Address</i> | <i>County & Municipality</i> | <i>Stream Name (Watershed #)</i> | <i>EPA Waived Y/N?</i> |
|-----------------------------|---|-------------------------------------|--|----------------------------|
| PA0238791 (Sewage) | Rae Kent Gardner SFTF P.O. Box 43 Warren, PA 16365-0043 | Warren County Conewango Township | Morse Run (16-B) | Yes |
| PA0210404 (Sewage) | Melvin J Wachob SFTF 4916 Glen Hazel Road Wilcox, PA 15870-5124 | Elk County Jones Township | Unnamed Tributary to East Branch Clarion River (17-A) | Yes |

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

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

NPDES Permit No. PA0252808, Industrial, SIC Code 4911, **Robinson Power Co. LLC**, P.O. Box 127, Burgettstown, PA 15021-0127.

This existing facility is located in Robinson Township, **Washington County**.

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

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

NPDES Permit No. PA0271365, Sewage, SIC Code 4952, 8800, **Michael Yohe**, 5 Yohe Road, Bradford, PA 16701.

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

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

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

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

WQM Permit No. WQG02461716, Sewage, **East Norriton Township**, 2501 Stanbridge Street, East Norriton, PA 19401-1616.

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

Description of Action/Activity: Construction and operation of a raw sewage pumping station and 4" diameter force main.

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

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

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

Description of Proposed Action/Activity:

This permit approves the construction of sewage facilities consisting of the following:

The subject facility is a 400 GPD design flow facility. The subject facility treats wastewater using a two-compartment 1,000-gal septic tank, a Polylock PL-122 effluent filter, and one Orenco AX-20RTUV unit. The disinfection occurs by ultraviolet (UV) and occurs as part of the Orenco unit.

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

WQM Permit No. 5617401, Sewage, SIC Code 4952, **Confluence Borough Municipal Authority**, 711 Logan Place, Confluence, PA 15424.

This proposed facility is located in Confluence Borough, **Somerset County**.

Description of Proposed Action/Activity: replacement of collection system with a low-pressure sewer system.

WQM Permit No. 0218405, Sewage, SIC Code 4952, **Bethel Park Municipal Authority**, 3100 Piney Fork Road, South Park, PA 15219.

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

Description of Proposed Action/Activity: Sewer line relocation. Relocation will consist of 375 feet of 30-inch diameter sanitary sewer line on and across Piney Fork Road.

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

WQM Permit No. 4218401, Sewage, **Michael Yohe**, 5 Yohe Road, Bradford, PA 16701.

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

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

WQM Permit No. 2501418 A-1, Sewage, **John Ditrich Subdivision Properties Owners Association Inc.**, 8062 Harboregreene Road, Erie, PA 16510-5763.

This existing facility is located in Harborcreek Township, **Erie County**.

Description of Proposed Action/Activity: Amendment to replace chlorination disinfection system with UV disinfection unit.

IV. NPDES Stormwater Discharges from MS4 Permit Actions.

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

| <i>NPDES Permit No.</i> | <i>Permittee Name & Address</i> | <i>Municipality, County</i> | <i>Receiving Water(s)/Use(s)</i> | <i>TMDL Plan Submitted (Y/N)</i> | <i>Pollutant Reduction Plan Submitted (Y/N)</i> |
|-------------------------|---|------------------------------|--|----------------------------------|---|
| PAI132272 | Hamilton Township P.O. Box 285 Sciota, PA 18354 | Hamilton Township, Monroe | UNT to Appenzell Creek, Pocono Creek, UNT to McMichael Creek, Kettle Creek, Cherry Creek, McMichael Creek, Lake Creek/HQ-CWF, and MF | N | N |

V. NPDES Waiver Stormwater Discharges from MS4 Actions.

NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions.

Southcentral Regional Office: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Phone: 717.705.4800.

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

| <i>NPDES Waiver No.</i> | <i>Applicant Name & Address</i> | <i>Municipality, County</i> | <i>Receiving Water(s)/Use(s)</i> |
|-------------------------|---|-----------------------------|----------------------------------|
| PAG133608 | PA State University 3000 Ivyside Park Altoona, PA 16601 | Altoona City, Blair | Spring Run/WWF and MF |

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

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

| <i>NPDES Waiver No.</i> | <i>Applicant Name & Address</i> | <i>Municipality, County</i> | <i>Receiving Water(s)/Use(s)</i> |
|-------------------------|--|-------------------------------------|--|
| PAI138302 | Winfield Township 194 Brose Road Cabot, PA 16023 | Winfield Township, Butler County | Unnamed Tributary to the Little Buffalo Creek/HQ-TSF |

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

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

| <i>NPDES Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Receiving Water/Use</i> |
|-------------------------|---|---------------|----------------------|---------------------------------------|
| PAD090021 | Bucks Technical Associates, LLC 1983 Clearview Road Souderton, PA 18964 | Bucks | Sellersville Borough | East Branch Perkiomen Creek TSF-MF |

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

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

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|--|----------------|-----------------|-----------------------|
| PAD400011 | Sand Spring Development Corporation c/o Mike Tuskes 4511 Falmer Drive Bethlehem, PA 18020 | Luzerne County | Butler Township | Long Run (HQ-CWF, MF) |

Northampton County Conservation District, 14 Gracedale Ave., Greystone Building, Nazareth, PA 18064-9211.

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|--|-------------|----------------|---|
| PAD480032 | Vertek Construction Management, LLC Ron Check 7171 Airport Rd Ste 200 Bath, PA 18014 | Northampton | Bushkill Twp | UNT to Sobers Run (EV, MF) EV Wetlands |
| PAD480039 | Crafted Landscaping Corporation 3230 Richmond Road Easton, PA 18040 | Northampton | Forks Township | Bushkill Creek (HQ-CWF, MF) |

Pike County Conservation District, 556 Route 402, Suite 1, Hawley, PA 18428.

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|--|--------|------------------|--------------------------------|
| PAD520010 | Shohola DG, LLC 361 Summit Boulevard Suite 110 Birmingham, AL 35243 | Pike | Milford Township | UNT to Savatine Creek (EV, MF) |

Wayne Conservation District, 925 Court Street, Honesdale, PA 18431.

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|--|--------------|-------------------|----------------------------|
| PAD640010 | Kruger Construction c/o James Marzolino 7 Oakwood Drive Scranton, PA 18504-9503 | Wayne County | Damascus Township | Calkins Creek (HQ-CWF, MF) |

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

| Permit # | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|---------------------|--|------------|---|------------------------------------|
| PAD210016 Issued | Carlisle United Methodist Church 45 South West Street Carlisle, PA 17013 | Cumberland | Carlisle Borough & South Middleton Township | Letort Spring Run (EV, HQ-CWF, MF) |

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

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|--|---------------------|------------------|------------------------------|
| PAD650013 | Laurel Highland Total Communications, Inc. P.O. Box 168 Stahlstown, PA 15687 | Westmoreland County | Donegal Township | UNT to Indian Creek (HQ-CWF) |

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

Erie County Conservation District, 1927 Wager Road, Erie, PA 16509, 814-825-6403.

NPDES

| Permit No. | Applicant Name & Address | County | Municipality | Receiving Water/Use |
|------------|---|--------|--------------|---------------------|
| PAD250004 | Scott's Development Company 2225 Downs Drive Erie, PA 16509 | Erie | Erie City | Lake Erie CWF, MF |

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

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

List of NPDES and/or Other General Permit Types.

| | |
|-------------|---|
| PAG-1 | General Permit for Discharges from Stripper Oil Well Facilities |
| PAG-2 | General Permit for Discharges of Stormwater Associated With Construction Activities |
| PAG-3 | General Permit for Discharges of Stormwater From Industrial Activities |
| PAG-4 | General Permit for Discharges from Small Flow Treatment Facilities |
| PAG-5 | General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems |
| PAG-6 | General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO) |
| PAG-7 | General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application |
| PAG-8 | General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site |
| PAG-8 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage |
| PAG-9 | General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site |
| PAG-9 (SSN) | Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage |
| PAG-10 | General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines |
| PAG-11 | General Permit for Discharges from Aquatic Animal Production Facilities |
| PAG-12 | Concentrated Animal Feeding Operations (CAFOs) |
| PAG-13 | Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) |
| PAG-14 | (To Be Announced) |
| PAG-15 | General Permit for Discharges from the Application of Pesticides |

General Permit Type—PAG-02

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

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water / Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|---|
| Lower Salford Township Montgomery County | PAC460181 | John Garis Homes, Inc. 527 Main Street Harleysville, PA 19438 | Indian Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Upper Moreland Township Montgomery County | PAC460147 | Willow Grove Campus Inc 1000 Germantown Pike Suite G5 Plymouth Meeting, PA 19462 | Tributary to Pennypack Creek TSF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Montgomery Township Montgomery County | PAC460174 | Higher Rock Partners LP 580 Virginia Drive Suite 100 Fort Washington, PA 19034 | Park Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Horsham Township Montgomery County | PAC460237 | Toll Brothers 250 Gibraltar Road Horsham, PA 19044 | Park Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |
| Upper Merion Township Montgomery County | PAC460190 | Park Ridge Hotel Development LP 480 North Gulph Road King of Prussia, PA 19406 | Trout Creek WWF-MF | Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900 |

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

Facility Location:

| <i>Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water / Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|--|
| Lower Towamensing Twp Carbon County | PAC130005 | Ampal, Inc 2115 Little Gap Rd Palmerton, PA 18071 | Aquashicola Creek (TSF, MF) | Carbon County Conservation District 610-377-4894 |
| City of Scranton Lackawanna County | PAC350039 | Randmar Development Co, Inc 39 S Main St P.O. Box 573 Pittston, PA 18640 | Lackawanna River (CWF, MF) | Lackawanna County Conservation District 570-382-3086 |
| Archbald Lackawanna County | PAC350033 | Scranton Lackawanna Industrial Building Company 222 Mulberry St Scranton, PA 18501 | UNT to Lackawanna (CWF, MF) Laurel Run (CWF, MF) | Lackawanna County Conservation District 570-382-3086 |
| Upper Saucon Twp Lehigh County | PAC390049 | Strawberry Hill Assoc, LP P.O. Box 304 Coopersburg, PA 18036 | Laurel Run UNT to Saucon Creek (CWF, MF) | Lehigh County Conservation District 610-391-9583 |

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

Facility Location:

| <i>Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water / Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|--|--|
| Bedford Township Bedford County Issued | PAC050021 | Bedford County Airport Authority P.O. Box 155 Bedford, PA 15522 | Brush Run (WWF) | Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900, ext. 4 |
| Silver Spring Township Cumberland County Issued | PAC210061 | J.J.M. Endeavors 6691 Carlisle Pike Mechanicsburg, PA 17050 | Hogestown Run (CWF-MF) | Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812 |
| Smithfield Township Huntingdon Township Issued | PAC310007 | Graystone Manor Huntingdon, LLC Towne Center Boulevard Huntingdon, PA 16652 | UNT Juniata River (WWF) | Huntingdon County Conservation District 10605 Raystown Road Suite A Huntingdon, PA 16652-9603 814.627.1627 |
| East Hempfield Township Lancaster County Issued | PAC360222 | PennDot Distrist 8-0 2140 Herr Street Harrisburg, PA 17103 | UNT Swarr Run (CWF, MF) Chickies Creek (TSF, MF, WWF) | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5 |
| Elizabethtown Borough Lancaster County Issued | PAC360230 | Jake Olweiler 777 Newville Road Elizabethtown, PA 17022 | Conoy Creek (TSF, MF) | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5 |
| East Hempfield Township Lancaster County Issued | PAC360250 | Tobacco Road Associates P.O. Box 467 Concordville, PA 19331 | Chickies Creek (WWF, TSF) | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5 |

| <i>Facility Location & Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water / Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|------------------------------------|---|
| West Hempfield Township Lancaster County Issued | PAC360257 | Hahns Farming Enterprises 4045 Marietta Avenue Columbia, PA 17512 | Chickies Creek (WWF) | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5 |
| Lancaster City Lancaster County Issued | PAC360219 | Boys & Girls Club of Lancaster P.O. Box 104 Lancaster, PA 17608 | Conestoga River (WWF, MF) | Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5 |
| Lower Windsor Township & East Prospect Borough York County Issued | PAC670163 | Fields of East Prospect Real Estate Investment Holding Co., LLC Mark Will P.O. Box 291 Lititz, PA 17543 | Cabin Creek (WWF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |
| Fairview Township York County Issued | PAC670164 | Fairview Oakhill Partners, LLC Jim W. Mumper 700 Ayers Avenue Lemoyne, PA 17043 | Yellow Breeches Creek (CWF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |
| East Manchester Township York County Issued | PAC670044 | Kinsley Equities II, LP Mike Jeffers 6259 Reynolds Mill Road Seven Valleys, PA 17360 | Little Conewago Creek (TSF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |
| Loganville Borough York County Issued | PAC670125 | Wolfgang Facilities, LLC Samuel P. Miller 50 East Fourth Avenue York, PA 17404 | East Branch Codorus Creek (WWF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |
| York Township York County Issued | PAC670133 | Grant Shaffer & Ronald Wood, Jr. 2267 Spangler Circle York, PA 17406 | Barshinger Creek (CWF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |
| Hanover Borough York County Issued | PAC670143 | Hanover Public School District Dr. John Scola 403 Moul Avenue Hanover, PA 17331 | Oil Creek (WWF) | York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430 |

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

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water / Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|------------------------------------|---|
| Montoursville Boro, Lycoming Cnty | PAC410025 | Williamsport Municipal Airport Authority 700 Airport Rd Montoursville, PA 17754 | W. Branch Susquehanna River CWF | Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003 |

NOTICES

3465

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

| <i>Facility Location and Municipality</i> | <i>Permit No.</i> | <i>Applicant Name and Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office and Phone No.</i> |
|---|-------------------|--|-------------------------------------|--|
| West Mifflin Borough | PAC020279 | Liberty USA 920 Irwin Run Road West Mifflin, PA 15122 | UNT to Thompson Run (WWF) | Allegheny County Conservation District River Walk Corporate Centre 33 Terminal Way Suite 325b Pittsburgh, PA 15219 (412) 241-7645 |
| Franklin Township | PAC040040 | Joe & Lisa Zallo 150 White Pine Drive Fombell, PA 16123 | Connoquenessing Creek (WWF) | Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 (724) 378-1701 |
| Cresson Township | PAC110039 | Mount Aloysius College 7373 Admiral Perry Highway Cresson, PA 16630 | UNT to Little Conemaugh River (CWF) | Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 15931 (814) 472-2120 |
| Robinson Township | PAC630069 | Aloe Family 1994, LP 1009 Beaver Grade Road Suite # 210 Moon Township, PA 15108 | UNT to Robinson Run (WWF) | Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098 |
| Peters Township | PAC630077 | Peters Township School District 631 East McMurray Road McMurray, PA 15317 | UNTs of Brush Run (WWF) | Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098 |
| Peters Township | PAC630085 | Edward Gannis and Ellen Toothman 16 West Wayne Street Waynesburg, PA 15370 | UNT to Peters Creek (TSF) | Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098 |
| North Franklin Township | PAC630087 | MK Land Development, LLC 1065 Red Tail Hollow Washington, PA 15301 | UNT to Chartiers Creek (WWF) | Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098 |

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

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|--|---|
| Center Township, Butler County | PAC100086 | Butler Real Estate LLC 1763 North Main Street Extension Butler, PA 16001 | UNT to Crooked Run CWF and Crooked Run CWF | Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270 |
| Marion Township, Butler County | PAC100095 | Columbia Gas of PA Anya Schoss 2021 West Sate Street New Castle, PA 16101 | UNTs to N Branch Slippery Rock Creek CWF, N Branch Slippery Rock Creek CWF | Butler County Conservation District 122 McCune Drive Butler, PA 16001 724-284-5270 |

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|------------------------------|--|--------------------------------|--|
| Fairview Township, Erie County | PAG02002511006R (Phase V) | Mr. Joel Muzyka P.O. Box 8857 Erie, PA 16505 | UNT Trout Run CWF-MF | Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403 |
| Bradford Township, McKean County | PAC420012 | University of Pittsburgh Peter Buchheit 300 Campus Drive Bradford, PA 16701 | West Branch Tunungwant CWF | McKean County Conservation District 17137 Route 6 Smethport, PA 16749 814-887-4001 |

General Permit Type—PAG-03

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).

| <i>Facility Location Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|--|--|
| Rochester Borough Beaver County | PAG036225 | Beaver Concrete & Supply Inc. 10 Industrial Park Road Monaca, PA 15061 | Ohio River—20-G | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |
| Reserve Township Allegheny County | PAG036219 | Reserve Park Recycling and Transfer, Inc. 408 Hoffman Road Pittsburgh, PA 15212-1121 | Unnamed Tributary to Girty's Run—18-A | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |

General Permit Type—PAG-8

| <i>Facility Location & County/Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Site Name & Location</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|--|-------------------------------------|--|
| Snake Spring Township Municipal Authority Wastewater Treatment Plant 624 Pennknoll Road Everett, PA 15537 | PAG083516 | Snake Spring Township Municipal Authority 624 Pennknoll Road Everett, PA 15537 | Same as Facility | DEP—SCRO—CW 909 Elmerton Ave. Harrisburg, PA 17110 717-705-4707 |
| Snake Spring Township/ Bedford County | | | | |

General Permit Type—PAG-8 (SSN)

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Site Name & Location</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|---|---|
| Bethel Township/ Berks and Lebanon Counties | PAG08 | Amerigreen, Inc. 96 Commerce Drive P.O. Box 170 Wyomissing, PA 19610 | Clifford Berger Farm Bethel Township/ Berks and Lebanon Counties | DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707 |

General Permit Type—PAG-9

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Site Name & Location</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|--|---|
| Canaan, South Canaan Twp. Wayne County | PAG092213 | Koberlein Environmental Services 2809 Easton Turnpike Waymart, PA 18472 | Barna Farm RT 296 RD # 2 Canaan, South Canaan Twp. | Northeast Region: Clean Water Program 2 Public Square Wilkes-Barre PA 18701-1915 Telephone: 570-826-2511. |

| <i>Facility Location: Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Site Name & Location</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|-------------------------------------|---|
| Mifflin County/Bratton Township | PAG093544 | Renno's Custom Spreading & Septic Service 23 Mountain View Lane McVeytown, PA 17051 | Same As Applicant | DEP—SCRO—Clean Water 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |

General Permit Type—PAG-12

| <i>Facility Location & Municipality</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|---|-------------------|---|-------------------------------------|--|
| Rapho Township, Lancaster County | PAG123657 | Melvin J Huber 457 Cold Springs Road Elizabethtown, PA 17102 | Watershed(s) 7-G | DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| East Hanover Township, Lebanon County | PAG123706 | Gerald and Mike Long 39 Reeds Creek Road Annville, PA 17003-8405 | Watershed(s) 7-D | DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| Pequea Township, Lancaster County | PAG123623 | Future View Farm LLC 13 Radcliff Road Willow Street, PA 17584-9770 | Watershed(s) 7J | DEP—SCRO—CW 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707 |
| Franklin Township Snyder County | PAG124814 | Snook Michael S 1510 White Church Road Middleburg, PA 17842-9343 | Middle Creek—6-A | DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636 |
| Derry Township Montour County | PAG124831 | Drost Pete 3899 King Street Beamsville, ON LOR 1B1 | Unnamed Tributary to Mud Creek—10-D | DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636 |

General Permit Type—PAG-13

| <i>Facility Location Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|--|---|
| Washington Township Lehigh County | PAG132317 | Washington Township 7951 Center Street Emerald, PA 18080 | Trout Creek, Coplay Creek, and Lehigh River—2-C | DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511 |
| Chambersburg Borough, Franklin County | PAG133704 | Chambersburg Borough Franklin County 100 S 2nd Street Chambersburg, PA 17201-2515 | Conococheague Creek and Falling Spring Branch Watershed(s) 13-C | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |
| Camp Hill Borough, Cumberland County | PAG133549 | Camp Hill Borough Cumberland County 2145 Walnut Street Camp Hill, PA 17011-3830 | Conodoguinet Creek in Watershed(s) 7-B | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |

| <i>Facility Location Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|--|---|--|
| Shoemakersville Borough Berks County | PAG133734 | Shoemakersville Borough Berks County 115 East Ninth Street Shoemakersville, PA 19555 | Schuylkill River, Unnamed Tributary to Schuylkill River, and Pigeon Creek Watershed(s) 3-B | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |
| Saint Thomas Township Franklin County | PAG133736 | St. Thomas Township Franklin County 965 Hade Road Chambersburg, PA 17202 | UNT Campbell Run and Back Creek— 13-C | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |
| Greencastle Borough Franklin County | PAG133729 | Greencastle Borough Franklin County 60 N. Washington Street Greencastle, PA 17225 | Paddy Run and UNT Conococheague Creek—13-C | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |
| Sadsbury Township Lancaster County | PAG133728 | Sadsbury Township Lancaster County 7182 White Oak Road Christiana, PA 17509 | Williams Run, and East Branch Octoraro Creek in Watershed 7-K | DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707 |

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).

| <i>Facility Location Municipality & County</i> | <i>Permit No.</i> | <i>Applicant Name & Address</i> | <i>Receiving Water/Use</i> | <i>Contact Office & Phone No.</i> |
|--|-------------------|---|--|--|
| Manor Borough Westmoreland County | PAG136294 | Manor Borough Westmoreland County 44 Main Street Manor, PA 15665 | Bushy Run, Brush Creek, and Unnamed Tributary to Bushy Run—19-A | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |
| Redstone Township Fayette County | PAG136391 | Redstone Township 225 Twin Hills Road Grindstone, PA 15442 | Dunlap Creek, Lilly Run, Monongahela River—19-C | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |
| City of Washington Washington County | PAG136351 | City of Washington 55 W Maiden Street Washington, PA 15301-6911 | Chartiers Creek and Catfish Creek—20-F | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |
| Crescent Township Allegheny County | PAG136127 | Crescent Township Allegheny County 225 Spring Run Road Crescent, PA 15046-5402 | Shouse Run, Spring Run, Flaugherty Run, and Ohio River—20-G | DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000 |

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

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

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

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

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

| <i>Agricultural Operation Name and Address</i> | <i>County</i> | <i>Total Acres</i> | <i>AEU's</i> | <i>Animal Type</i> | <i>Special Protection Waters (HQ or EV or NA)</i> | <i>Approved or Disapproved</i> |
|--|---------------|------------------------|--------------|------------------------|---|------------------------------------|
| Swatara Swine Farm Swatara Creek Swine Company—Dave Heckel 1921 Blacks Bridge Road Annville, PA 17003 | Lebanon | 7.5 | 670.20 | Swine | NA | Approved |
| MACH Farm (Pine Road Farm CAFO) Swatara Creek Swine Company—Dave Heckel 651 Pine Road Palmyra, PA 17078 | Lebanon | 8.0 | 684.75 | Swine | NA | Approved |
| Kucharski Farms 9351 SR 414 Liberty, PA 16930 | Tioga | 379.3 | 799.43 | Swine/Dairy | HQ | Approved |

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act (35 P.S. 721.1—721.17).

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

Permit No. 2218506 MA, Minor Amendment, Public Water Supply.

| | |
|----------------------|--|
| Applicant | SUEZ Water Pennsylvania, Inc. |
| Municipality | Susquehanna Township |
| County | Dauphin |
| Responsible Official | John D. Hollenbach Vice-President 4211 East Park Circle Harrisburg, PA 17111-0151 |
| Type of Facility | Replacement of the existing High Service Pump No. 5 at the 6th Street Water Treatment Plant. |

Consulting Engineer Mark C. Baker, P.E.
SUEZ Water Pennsylvania, Inc.
4405 North 6th Street
Harrisburg, PA 17110

Permit to Construct 5/25/2018
Issued

Operation Permit No. 5017501 issued to: **Hillside Manor Apartments (PWS ID No. 7500025)**, Oliver Township, **Perry County** on 5/25/2018 for facilities approved under Construction Permit No. 5017501.

Operation Permit No. 6718504 MA issued to: **Haar's Drive In (PWS ID No. 7671151)**, Carroll Township, **York County** on 5/18/2018 for facilities approved under Construction Permit No. 6718504 MA.

Transferred Comprehensive Operation Permit No. 7380007 issued to: **Borough of Cornwall (PWS ID No. 7380007)**, Cornwall Borough, **Lebanon County** on 5/25/2018. Action is for a Change in Ownership for Cornwall Borough water system, Lebanon County for the operation of facilities previously issued to Cornwall Borough Municipal Authority.

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

Permit No. 3217513-A1. Public Water Supply.

Applicant **Indiana County Municipal Services Authority**
602 Kolter Drive
Indiana, PA 15701

[Borough or Township] White Township
County **Indiana**
Type of Facility Mary Ann pump station
Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
P.O. Box 853
Latrobe, PA 15650

Permit to Construct May 17, 2018
Issued

Permit No. 3217505-A1. Public Water Supply.

Applicant **Indiana County Municipal Services Authority**
602 Kolter Drive
Indiana, PA 15701

[Borough or Township] Center Township
County **Indiana**
Type of Facility Coy pump station
Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
P.O. Box 853
Latrobe, PA 15650

Permit to Construct May 17, 2018
Issued

Permit No. 3217506-A1. Public Water Supply.

Applicant **Indiana County Municipal Services Authority**
602 Kolter Drive
Indiana, PA 15701

[Borough or Township] Center Township

County **Indiana**
Type of Facility Luciousboro pump station
Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
P.O. Box 853
Latrobe, PA 15650

Permit to Construct May 17, 2018
Issued

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Franklin Township, **Greene County** on May 17, 2018 for the operation of facilities approved under Construction Permit # 3017511MA.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Franklin Township, **Greene County** on May 17, 2018 for the operation of facilities approved under Construction Permit # 3013501WMP16.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Franklin Township and Waynesburg Borough, **Greene County** on May 18, 2018 for the operation of facilities approved under Construction Permit # 3018507MA.

Operations Permit issued to: **Southwestern Pennsylvania Water Authority**, 1442 Jefferson Road, Jefferson, PA 15344, (**PWSID # 5300017**) Morgan and Jefferson Townships, **Greene County** on May 17, 2018 for the operation of facilities approved under Construction Permit # 3018505MA.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Dunbar Township, **Fayette County** on May 17, 2018 for the operation of facilities approved under Construction Permit # 2618510.

Operations Permit issued to: **Lincoln Township Municipal Authority**, P.O. Box 162, Sipesville, PA 15561, (**PWSID # 4560031**) Jenner Township, **Somerset County** on May 24, 2018 for the operation of facilities approved under Construction Permit # 5617505.

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

Operation Permit issued to **Falls Creek Borough Municipal Authority, PWSID No. 6330007**, Falls Creek Borough, **Jefferson County**. Permit Number 3316501 issued May 18, 2018 for the operation of the Falls Creek Public Water Supply as a Consecutive system. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on May 1 and May 14, 2018.

Permit No. 4217502, Public Water Supply.

Applicant **Borough of Smethport Authority**
Township or Borough Smethport Borough
County **McKean**
Type of Facility Public Water Supply

Consulting Engineer J. Rea, P.E.
Gannett Fleming, Inc.
Foster Plaza 8
Ste 200
Pittsburgh, PA 15220

Permit to Construct May 22, 2018
Issued

SEWAGE FACILITIES ACT PLAN APPROVAL

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

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

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|--------------------------------------|---------------|
| Morris Township | P.O. Box 281 Alexandria, PA 16611 | Huntingdon |

Plan Description: Approval of a revision to the official plan of Morris Township, Huntingdon County. The project is known as Buddy & Dorianne Murtiff Property SFTF. The plan provides for the installation of a small flow treatment facility, to replace a failing on-lot sewage disposal system for a single-family dwelling, with discharge to an unnamed tributary of the Frankstown Branch Juniata River. The proposed development is located along Hungry Hollow Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-31927-051-3s and the APS Id is 961610. Any permits must be obtained in the name of the property owner.

Plan Location:

| <i>Borough or Township</i> | <i>Borough or Township Address</i> | <i>County</i> |
|----------------------------|------------------------------------|---------------|
| Bedford Township | P.O. Box 148 Bedford, PA 15522 | Bedford |

Plan Description: Approval of a revision to the official plan of Bedford Township, Bedford County. The project is known as Cessna Area Sanitary Sewer Extension. The plan provides for a sewer extension to serve 18 existing lots with a total of 7,200 gallons per day located in the Hill Top Heights section of Cessna. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-05902-469-3m and the APS Id is 962371. Any permits must be obtained in the name of the Authority.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to

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

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

The Department has received the following plans and reports:

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

Wells Fargo, 191 East Butler Avenue, Chalfont Borough, **Bucks County**. Bernard B. Beegle, PG, Advanced Geo Services Corporation, 1055 Andrew Drive, Suite A, West Chester, PA 19380 submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Dickinson Fleet Service, 2703 Geryville Pike, Upper Hanover Township, **Montgomery County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Don Gregory, Dickinson Fleet Service, 4709 West 96th Street, Indianapolis, IN 46268 submitted a Final Report concerning remediation of site soil contaminated with petroleum. The report is intended to document remediation of the site to meet the Statewide Health Standard.

1245 Ridge Avenue, 1245 Ridge Avenue, City of Philadelphia, **Philadelphia County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Ryan Reich, 1245 Ridge Avenue, LLC, 9 College Place, Apt. 1H, Brooklyn, NY 11201 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with petroleum, lead and 2,4-Dinitrotoluene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

6401 MacPherson Avenue, 6401 MacPherson Avenue, Bristol Township, **Bucks County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Blvd, Suite 110, King of Prussia, PA 19406 on behalf of Robert White, The Redevelopment Authority of the

County of Bucks, 216 Pond Street, Bristol, PA 19007 submitted a Baseline Environmental Report concerning remediation of site soil and groundwater contaminated with various chemicals. The report is intended to document remediation of the site pursuant to the Special Industrial Area provision.

5 Woodlawn Avenue, 5 Woodlawn Avenue, Upper Merion Township, **Montgomery County**. Richard S. Werner, Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Peter Polt, JERC Partners XXXIX, LLC, 171 State Route 173, Suite 201, Asbury, NJ 08802 submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

75 North York Road, 75 North York Road, Upper Merion Township, **Montgomery County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Blvd, Suite 110, King of Prussia, PA 19406 on behalf of Peter Polt, JERC Partners XXXIX, LLC, 171 State Route 173, Suite 201, Asbury, NJ 08802 submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

United States Steel Corporation—KIPC (52-Acre Parcel), One Ben Fairless Drive, Falls Township, **Bucks County**. John A. Garges, GHD, 410 Eagleview Blvd, Suite 110, Exton, PA 19341 on behalf of Michael H. Leon, United States Steel Corporation, 1350 Penn Avenue, Suite 200, Pittsburgh, PA 15222 submitted a Remedial Investigation Report/Final Report concerning remediation of site soil contaminated with PCBs, VOCs, SVOCs, metals and cyanide. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Dreshertown Plaza, 1424 Dreshertown Road Upper Dublin Township, **Montgomery County**. Craig Herr, PG, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406-3207 on behalf of Jim Bladel, Dreshertown Plaza, LP, 1301 Lancaster Avenue, Berwyn, PA 19312 submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Kinder Morgan Liquids Terminal LLC, 3300 North Delaware Avenue, City of Philadelphia, **Philadelphia County**. Gregory Connell, Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341 on behalf of Richard Sherman, Kinder Morgan Liquids Terminals, LLC, One Terminal Road, Carteret, NJ 07008 submitted a Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Brodnyan Residence, 96 Everturn Lane, Falls Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Lisa Gagliardi, State Farm Insurance, P.O. Box 106169 submitted a Final Report concerning remediation of site soil contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Vague Residence, 1807 Delancey Place, City of Philadelphia, **Philadelphia County**. Craig Herr, PG, RT

Environmental Services Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Richard Vague, 1807 Delancey Place, Philadelphia, PA 19103 submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Brandywine Hospital, 201 Reeceville Road, Caln Township, **Chester County**. Fred Diehl, Bluestone Environmental, Inc., 196 Beach Lake Highway, Honesdale, PA 18431 submitted a 90-day Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Beneficial Bank, 2514 Aramingo Avenue, City of Philadelphia, **Philadelphia County**. Robert Ehlenberger, PG, Langan Engineering and Environmental Services, Inc., 2700 Kelly Road, Suite 200, Warrington, PA 18976 on behalf of Robert Krimetz, Beneficial Bank, 1818 Market Street, Philadelphia, PA 19103 submitted a Cleanup Plan/Remedial Investigation Report concerning remediation of site soil contaminated with lead. The report is intended to document remediation of the site to meet the Site-Specific Standard.

1238 West Washington Street, 1238 West Washington Street, Norristown Borough, **Montgomery County**. Alan R. Hirschfeld, PG, L&A Environmental Specialties, Inc., 219 Laureen Road, Schwenksville, PA 19473 on behalf of Dan Petrucci, Dan Petrucci Construction Company, 2506 Kingman Street, Wilmington, DE 19810 submitted a Final Report concerning remediation of site soil and groundwater contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Smith Residence, 110 Birmingham Street, East Bradford Township, **Chester County**. Geoff Kristof, PG, Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19381 on behalf of Kimberly J. Smith, 110 Birmingham Street, West Chester, PA 19382 submitted a Final Report concerning remediation of site soil contaminated with no. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Storage Facility, 510 South Henderson Road, Upper Merion Township, **Montgomery County**. Jeffery T. Bauer, PG, Whitestone Associates, Inc., 1600 Manor Drive, Suite 220, Chalfont, PA 18914 on behalf of Bailey C. Gaffney, JSF Henderson Road, LLC, 100 Dunbar Street, Spartanburg, South Carolina 29306 submitted a Final Report concerning remediation of site soil contaminated with PCB, PAHs, lead and arsenic. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Dutton Mill Property LLC, 308 Dutton Mill Road, Township of Middletown, **Delaware County**. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Herbert T. Sweeney III, Dutton Mill Properties, 308 Dutton Mill Road, Middletown Township, PA 19015 submitted a Cleanup Plan/Remedial Investigation Report concerning remediation of site soil contaminated with other organics and PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Newhall Property, 3605 Stephen Crane Lane, Hanover Township, **Northampton County**, United Environmental Services Inc., 1143 Long Run Road, Schuylkill Haven, PA 17972, on behalf of Loikits Oil & Heating Company, 4401 Spruce Street, Whitehall, PA 18052, submitted a Final Report concerning remediation of site soils contaminated with heating oil. The report is intended to document remediation of the site to meet residential Statewide Health Standards.

Weldship Corporation, 225 West 2nd Street, Bethlehem City, **Northampton County**. Synergy Environmental, 155 Railroad Plaza, 1st Floor, Royersford, PA 19468, on behalf of Weldship Corporation, 225 West 2nd Street, Bethlehem, PA 18015, submitted a Final Report concerning remediation of site soils contaminated with Simple Green and kerosene. The report is intended to document remediation of the site to meet residential Statewide Health Standards.

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

Macinnis Group, LLC—Pennstress Facility, 8180 Woodbury Pike, Roaring Springs, PA 16673, Taylor Township, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Macinnis Group, LLC, P.O. Box 597, Hollidaysburg, PA 16648, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

SWN Production Company, LLC, GU X Seymour Pad, 675 Gage Road, Lawton, Stevens Township, **Bradford County**. Resource Environmental, 50 Maple Street, Montrose, PA 18801, on behalf of SWN Production Company, LLC, 917 State Route 92 North, Tunkhannock, PA 18657, has submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Gardens at Orangeville, 200 Berwick Road, Borough of Orangeville, **Columbia County**. KU Resources, Inc., 22 South Linden Street, Duquesne, PA 15110, on behalf of Priority Healthcare Group, 99 West Hawthorne Avenue, Suite 508, Valley Stream, NY 11580, has submitted a Final Report concerning remediation of site soils and groundwater contaminated with fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Weis Transportation Inc., Intersection of Colonel John Kelly Road & JPM Road, Kelly Township, **Union County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Weis Transportation, Inc., 1000 South Second Street, P.O. Box 471, Sunbury, PA 17801, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the 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:

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

Clermont Property, 330-340 Leidy Road, 30 Cowpath Road and 329 East Township Line Road, Franconia Township, **Montgomery County**. Walter H. Hungartner,

III, RT Environmental Services Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Christopher R. Canavan Sr., Blecker Acquisitions, LP, 404 Sumneytown Pike, Suite 200, North Wales, PA 19454 submitted a Final Report concerning the remediation of site soil contaminated with arsenic. The Final Report demonstrated attainment of the Site-Specific Standard and was approved by the Department on April 25, 2018.

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

Community Self Storage, 486 Route 6 and Route 209, Milford Township, **Pike County**. Kleinfelder, 300 Westage Business Center, Suite 407, Fishkill, NY 12524, on behalf of Orange & Rockland Utilities, 390 West Route 59, Spring Valley, NY 10977, submitted a Final Report concerning remediation of site soils contaminated with non-PCB transformer oil. The report was intended to document remediation of the site to meet non-residential Statewide Health Standards, but was disapproved by the Department on May 18, 2018.

International Boiler Works, 460 Birch Street, Borough of East Stroudsburg, **Monroe County**. Mobile Environmental Analytical Inc., 1365 Ackermanville Road, Bangor, PA 18013, on behalf of the Borough of East Stroudsburg, 24 Analomink Street, East Stroudsburg, PA 18301, submitted a Final Report concerning remediation of site soils and groundwater from historical operations at this site. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on May 22, 2018.

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

Clifton Lehman Accident Cleanup, State Route 147 S at Jews Hollow Road, Sunbury, Lower Augusta Township, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Clifton Lehman, 157 Apple Butter Road, Aaronsburg, PA 16820, has submitted a Final Report concerning remediation of soils contaminated with diesel oil, motor oil and antifreeze. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 18, 2018.

Yomis Enterprises DBA Chase Carriers Chemical Spill, State Route 254 on-ramp at I-80 Westbound, Turbot Township, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA, on behalf of Yomis Enterprises DBA Chase Carriers, 5015 S. Christiana, Chicago, IL 60632, has submitted a Final Report concerning remediation of site soil contaminated with multiple chemicals. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 22, 2018.

JKLM Headwaters Pad 142, 80 Longfellow Lane, Ulysses Township, **Potter County**. Penn Environmental and Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of JKLM Energy, LLC, 2200 Georgetown Drive, Suite 500, Sewickley, PA 15143, has submitted a Final Report concerning remediation of site soils contaminated with brine. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on May 24, 2018.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

Determination of Applicability for General Permit issued under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 relating to authorization for general permit).

Southcentral Regional Office: Regional Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200.

General Permit No. WMGR028SC004D. York Materials Group, LLC, Thomasville Blacktop Plant, 5460 Lincoln Highway West, Thomasville, PA 17364 in Jackson Township, **York County**. The Department of Environmental Protection has issued a Determination of Applicability under General Permit WMGR028 to York Materials Group, LLC for the beneficial use of baghouse fines and/or scrubber pond precipitates, generated by hot-mix asphalt plants, for use as (i) an aggregate in roadway construction, (ii) a soil additive, (iii) a soil conditioner, or (iv) a component or ingredient in the manufacturing of construction products. This Determination of Applicability was issued on May 22, 2018.

Persons interested in reviewing the general permits may contact John Oren, Permits Section Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110, (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permits 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 Solid Waste Processing or Disposal Area or Site.

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

Permit No. 101714. Susquehanna Transfer, LLC, 297 Ellsworth Drive, Montrose, PA 18801. A permit for a new municipal and residual waste transfer facility located in Bridgewater Township, **Susquehanna County**. The permit was issued by the Regional Office on May 23, 2018.

Persons interested in reviewing the permit may contact Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18704-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

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

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

GP3-67-05098M: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on May 23, 2018, for portable nonmetallic mineral processing equipment under GP3 at the Penroc Quarry located in West Manchester Township, **York County**.

GP11-67-05098M: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on May 23, 2018, for seven diesel or No. 2 oil-fired internal combustion engines under GP11, to power portable nonmetallic mineral processing equipment, at the Penroc Quarry located in West Manchester Township, **York County**.

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

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

GP5-08-04G: Regency Marcellus Gas Gathering, LLC (101 West Third Street, Williamsport, PA 17701) on May 22, 2018, for change of ownership and continued operation of four (4) 1,340 bhp ultra-lean burn natural gas-fired Caterpillar model G3516LE compressor engines, one (1) 25 MMscf/day dehy with 0.75 MMBtu/hr reboiler, one (1) 60 MMscf/day dehydrator with a 1.0 MMBtu/hr reboiler with Superior EVAC enclosed flare, one (1) 105 MMscf/day dehydrator with a 2.0 MMBtu/hr reboiler controlled by a Superior EVAC enclosed flare, four (4) 8,820-gallon produced water tanks and several other exempt storage tanks under the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Bradford West Compressor Station in West Burlington Township, **Bradford County**.

GP5-41-723B: Pennsylvania General Energy Company, LLC (120 Market Street, Warren, PA 16365) on April 30, 2018 to authorize the construction and operation of one (1) 1,775 bhp, 4-stroke, lean-burn, natural gas-fired compressor engine equipped with an oxidation catalyst and for the continued operation of six (6) 1,775 bhp, 4-stroke, lean-burn, natural gas-fired compressor engines each equipped with an oxidation catalyst, three (3) natural gas-fired 333 kW microturbines, two (2) 60 MMscfd TEG dehydration units, each equipped with a flash tank, a 2.31 MMBtu/hr, natural gas-fired reboiler and an enclosed flare, eleven (11) storage tanks and a 0.75 MMBtu/hr gun barrel heater pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at their COP Tract 293 Compressor Station in McHenry Township, **Lycoming County**. The previous notice for this facility published May 12, 2018, incorrectly identified the sources and authorization date.

GP5-59-208C: NFG Midstream Covington, LLC (2131 Mars Court, Bakersfield, CA 93308) on May 7, 2018, authorize the change of ownership from Seneca Resources Corporation to NFG Midstream Covington, LLC for the continued operation of the DCNR Tract 595 Compressor Station located in Bloss Township, **Tioga County**. The Sources at the facility consist of six (6) 1,380 brake horsepower Waukesha model L5794GSI, rich-burn natural gas-fired engines, two (2) 650 brake horsepower, NG Engines model D219L, 4 stroke, rich-burn, natural gas-fired generator sets, eight (8) storage tanks, and two (2) 75 million standard cubic foot per day, natural gas-fired glycol dehydrators pursuant to the

General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP5).

GP5-53-122: JKLM Energy, LLC (2200 Georgetown Drive, Suite 500, Sewickley, PA 15143) on May 15, 2018, for the continued operation of two natural-gas fired generators engines each under 100 bhp, one 30 MMscf/day Cameron dehydrator with associated flash tank and 0.275 MMBtu per hour reboiler, one 30 MMscf/day Cameron dehydrator with associated flash tank and 0.250 MMBtu per hour reboiler, four 16,800-gal produced water tanks, three 2 MMBtu per hour natural gas fired heaters, pigging operations, pneumatic devices and various fugitive emissions. Additionally, this authorization is for the construction and operation of two 1,380 bhp Caterpillar model G3516B 4SLB natural-gas fired compressor engines with oxidation catalysts 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 Sweden Valley 101 pad located in Summit Township, **Potter 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.

GP5-32-00146C: Alliance Petroleum Corporation (4150 Belden Village Avenue, Canton, OH 44718) on May 21, 2018, to allow continued operation of the previously installed sources which include one (1) natural gas-fired Ajax Engine rated at 400 bhp, one (1) TEG dehydrator rated at 10.0 MMscfd with a reboiler rated at 0.10 MMBtu/hr, and one (1) produced water storage tank of 16,800-gallon capacity at their Homer City Compressor Station located in White Township, **Indiana County**.

GP5-56-00315: Mountain Gathering, LLC (4150 Belden Village Avenue NW, Suite 410, Canton, OH 44718) on May 21, 2018, to allow the operation of one (1) 145 bhp Caterpillar natural gas-fired engine and one (1) 3 MMscfd dehydration unit at the Eckhardt Compressor Station in Middlecreek Township, **Somerset County**.

GP9-63-00977A: Pennsylvania American Water Company (60 Elrama Avenue, Elrama, PA 15038) on May 23, 2018, to authorize the continued operation of previously installed one Cummins diesel-fired engine, rated at 3,280 bhp, at their Shire Oaks Pumping Station located in Union Township, **Washington County, PA**.

GP9-63-00978A: Pennsylvania American Water Company (60 Elrama Avenue, Elrama, PA 15038) on May 23, 2018, to authorize the continued operation of previously installed two (2) Cummins, diesel-fired engines, each rated at 2,922 bhp, and one (1) exempt Cummins diesel-fired engine rated at 1,490 bhp at their Aldrich Treatment Complex located in Union Township, **Washington County**.

GP5-32-00343C: Mountain Gathering, LLC (4150 Belden Village Avenue NW, Suite 410, Canton, OH 44718) on May 24, 2018, to allow the operation of one (1) 630 bhp Caterpillar natural gas-fired engine, (1) 840 bhp Waukesha natural gas-fired engine, and one (1) 1.0 MMscfd dehydration unit at the Dilltown Compressor Station in Buffington Township, **Indiana County**.

GP5-26-00549F: Mountain Gathering, LLC (810 Houston Street, Fort Worth, Texas 76102) on May 24, 2018, to allow the operation of one (1) Caterpillar natural gas fired engines, rated at 1,340 bhp, controlled by an

oxidation catalyst and one (1) dehydration unit at the Adams Compressor Station located in Dunbar Township, **Fayette 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.

PA-04-00439C: WATCO Transloading, LLC (2701 Midland Beaver Road, Industry, PA 15052-1709) on May 22, 2018, the Department issued a Plan Approval PA-04-00439C to authorize the installation and operation of a new cartridge dust collector for their LOT 1 Ferroalloy Crushing/Screening Plant at their Industry LOT 1 facility located in Industry Borough, **Beaver County**.

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

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

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

- Installation of a permanent ammonia injection system on 868 Fluidized Catalytic Cracking Unit (FCCU) to reduce opacity in the flue gas, and
- Modifying 868 FCCU emission limits listed in Condition D.21(a)(1) of the Title V Operating Permit No. V06-016 to include new permit limits, correct language incorporated from Plan Approval No. 00184, and incorporate EPA policy on emission limit exemptions during start-up, shut-down, and malfunctions.

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

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

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

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

46-00264: Global Packaging Inc. (209 Brower Avenue, Oaks, PA 19456) On May 22, 2019 for the installation of a heat set flexographic printing press and associated dryers in Upper Providence Township, **Montgomery County**.

46-0142C: Custom Proc SVC LLC (461 State Street, East Greenville, PA 18041-1701) On May 18, 2018 for the installation of a Micro Milling Station with Dust Collector in East Greenville Borough, **Montgomery County**.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

67-05004S: P. H. Glatfelter Co. (228 South Main Street, Spring Grove, PA 17362) on May 21, 2018, for the construction of two (2) Babcock & Wilcox (B&W), (372.6 and 358.3 MMBtu per hour each), natural gas fired boilers and the installation of a hydrated lime injection system to reduce HCl emissions from Power Boiler No. 5, with associated equipment including, but not limited to, a storage silo and pneumatic conveying system at their facility located in Spring Grove Borough, **York County**. The plan approval was extended.

06-05069V: East Penn Manufacturing Co., Inc. (P.O. Box 147, Lyon Station, PA 19536) on May 18, 2018, for modifying the Industrial Facility production lines at the lead-acid battery assembly plant located in Richmond Township, **Berks County**. Plan Approval 06-05069V is for installation and startup of pieces of equipment controlled by fabric filters and mist eliminators. The plan approval was extended.

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

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

30-00089D: Dominion Transmission, Inc. (5000 Dominion Boulevard—2NE, Glen Allen, VA 23060) for Extension effective May 28, 2018, to extend the period of construction and temporary operation of two natural gas-fired compressor turbines controlled by an oxidation catalyst, microturbine generators, boiler, one produced fluids storage tank, 2,500 gallon capacity; one lube oil tank, 1,000 gallon capacity; and piping components in natural gas service authorized under PA-30-00089D, until November 28, 2018 at the Crayne Compressor Station located in Franklin Township, **Greene County**.

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

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

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

48-00059: Keystone Food Products, Inc. (3767 Hecktown Road, Lower Nazareth Township, PA 18044-0326). On May 9, 2018 the Department issued a renewal State-Only Natural Minor Permit for the facility located in Nazareth Township, **Northampton County**. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

Contact: Thomas Hanlon, Facilities Permitting Chief, 717-705-4862, or William Weaver, Regional Air Quality Manager, 717-705-4702.

07-03058: NPC, Inc. (13710 Dunning's Highway, Claysburg, PA 16625-7802) on May 18, 2018, for the

printing facility located in Greenfield Township, **Blair County**. The State-only permit was renewed.

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

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

14-00036: Gensimore Trucking, Inc. (660 Axemann Road, Pleasant Gap, PA 16823) on May 7, 2018, was issued a renewal State Only operating permit for their facility in Spring Township, **Centre County**. The renewal operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with the applicable requirements.

14-00038: Xylem Water Solutions Zelienople LLC (P.O. Box 128, 455 East Eight Street, Watsonstown, PA 17777) on May 22, 2018, was issued a renewal State Only Operating Permit for their coal preparation facility located in Delaware Township, **Northumberland County**. The renewal operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with the applicable requirements.

14-00029: Clarks Feed Mills, Inc. (P.O. Box W, Shamokin, PA 17872-0923 on May 22, 2018, was issued a renewal State Only Operating Permit for their Shamokin facility located in Ralpho Township, **Northumberland County**. The renewal operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with the applicable requirements.

14-00043: Shamokin Filler Co. (P.O. Box 400, Shamokin, PA 17872) on May 22, 2018, was issued a renewal State Only Operating Permit for their coal preparation facility located in Coal Township, **Northumberland County**. The renewal operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with the applicable requirements.

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

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

10-00309: Harsco Metals (Route 8 South, Butler, PA 16001), on May 22, 2018, the Department issued the renewal of the State-Only Operating Permit to a facility, located in the City of Butler, **Butler County**, that processes slag produced from steelmaking operations of another plant. Permitted sources at the facility are the slag processing and handling activities, an electric-powered screen, a torch cutting unit, and a degreaser. With PTE of 13.17 TPY for PM₁₀ and less than 0.1 TPY each for other regulated pollutants (SO_x, CO, NO_x, VOC), the slag processing facility is Natural Minor. In this renewal, the degreaser is added as a permitted source and subject to 25 Pa. Code § 129.63 (Degreasing operations). For clarity, source name for screening unit is revised and terminology in the torch cutting unit's testing requirement is corrected. A compliance schedule is also added to meet the testing requirement for the torch cutting unit's particulate matter emissions.

10-00395: Vogel Disposal Service, Inc. (121 Brickyard Road, Mars, PA 16046), the Department on May 22, 2018 issued a State Operating Permit for the paint booth and cold cleaning degreasers at the facility in Adams Township, **Butler County**. The permit incorporates the

requirements of Plan Approval 10-395A and includes additional testing, monitoring, recordkeeping, and work practice requirements designed to keep the facility operating within all applicable air quality requirements. The potential emissions from the facility are 8 tons of volatile organic compounds (VOC) and 0.18 ton of particulate matter per year. HAPs emissions are less than 1 TPY.

20-00304: Ernst Biomass LLC (8884 Mercer Pike), the Department on May 22, 2018 issued a modification of the State Only Operating Permit for the facility located in Union Township, **Crawford County**. The modified permit incorporates the re-route of the exhaust stream from the pellet cooler to the multi-cyclone which also controls the rotary dryer and an increase in the pressure drop range for the control device. The changes were authorized through a Request for Determination.

24-00022: St. Marys Carbon Company (259 Eberl St, Saint Marys, PA 15857-1677). On May 24, 2018, the Department issued a State Only Natural Minor Operating Permit for the carbon, graphite, and metal/graphite production facility located in the City of Saint Marys, **Elk County**. The facility's primary emission sources include eight natural gas boilers, five carbon baking kilns, four belt chain furnaces, four curing ovens, three continuous furnaces, three smoke ovens, two carbon baking furnaces, a graphitization system, finishing departments and associated machines, a backup generator, and a degreaser. The potential emissions of the primary pollutants from the facility are as follows: 9.94 TPY (tons per year) NO_x, 8.28 TPY CO, 10.32 TPY VOC, 0.31 TPY total HAPs, 4.06 TPY PM₁₀ and PM_{2.5}, and 0.43 TPY SO_x; thus, the facility is a natural minor. The backup generator is subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

24-00124: PIHT LLC d/b/a Bluewater Thermal Solutions (118 Access Rd, St. Marys, PA 15857-3370). On May 22, 2018, the Department issued a State Only Natural Minor Operating Permit for the heat-treating facility located in the City of Saint Marys, **Elk County**. The facility's primary emission sources include miscellaneous natural gas usage, fourteen tempering furnaces, nine continuous heat-treating furnaces, and quench oil tanks. The potential emissions of the primary pollutants from the facility are as follows: 21.73 TPY NO_x, 13.67 TPY CO, 11.05 TPY VOC, 1.24 TPY PM₁₀ and PM_{2.5}, and 0.10 TPY SO_x; thus, the facility is a natural minor. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

25-00197: Erie Bronze & Aluminum (6300 Ridge Road, Erie, PA 16506). On May 22, 2018, the Department renewed the State Only Operating Permit for the foundry, located in Fairview Township, **Erie County**, manufacturing aluminum and bronze castings. The primary sources at the facility include 6 electric induction furnaces, 2 natural gas fueled crucible furnaces, 2 natural gas fueled ovens rated at 600,000 Btu/hr each, sand handling, foundry operations, saws and grinders, a parts washer, and a 32 hp natural gas fueled emergency generator. Particulate matter emissions from the sand handling are controlled by a venturi scrubber. Particulate matter emissions from the induction furnaces, the saws and grinders, and the foundry operations are controlled by dust collec-

tors. The facility is a Natural Minor. Potential emissions are as follows: PM 35.7 tpy; NO_x less than 1 tpy; SO_x less than 1 tpy; CO 3.5 tpy; VOC less than 1 tpy. The facility is subject to 40 CFR Part 63 Subpart ZZZZZZ, National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries. The emergency generator is subject to 40 CFR Part 60 Subpart JJJJ, New Source Performance Standards for Stationary Spark Ignited Internal Combustion Engines. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

25-00890: Donald C. Burton Funeral Home (602 West 10th Street, Erie, PA 16502-1223). On May 22, 2018, the Department renewed the State Only operating permit for the crematory located in the City of Erie, **Erie County**. The facility is a Natural Minor. The conditions of the previous plan approvals and operating permit are incorporated into the permit renewal. The potential emissions from the facility are as follows: less than 1 tpy PM; 1.1 tpy NO_x; less than 1 tpy CO; less than 1 tpy VOC. The permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

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

15-00017: Transcontinental Gas Pipeline Company, (P.O. Box 1396, Houston, TX 77251) On May 29, 2018 located in East Whiteland Township, **Chester County**. This permit was amended to add conditions from RACT II (25 Pa. Code §§ 129.96—129.100) to the thirteen natural gas compressors, heater, and emergency engine at this location. This Administrative Amendment of the Title V Operating Permit was issued in accordance with 25 Pa. Code §§ 127.450(a)(2) and 127.450(a)(3).

46-00025: Johnson Matthey, Inc.—Riverside Facility, (900 River Road, Conshohocken, PA 19428) On May 29, 2018 located in Upper Merion Township, **Montgomery County**. This amendment is to incorporate plan approval number 46-0025L for the removal of the ODEX Scrubber from the permit. This Administrative Amendment of the Title V Operating Permit was issued in accordance with 25 Pa. Code § 127.450(a)(5).

23-00012: Braskem America, Inc. (750 West Tenth Street, Marcus Hook, PA 19061) on [date] for the major (Title V) facility located in Marcus Hook Borough, **Delaware County**. The Administrative Amendment incorporates the conditions of Plan Approval 23-0012C for an expansion of the company's existing polypropylene manufacturing facility. With this opening of the Operating Permit, Request for Determination (RFD) 6770, which authorized an upgrade to the H-5 truck unloading area, and RFD 4496, which authorized a new cooling tower, are also incorporated.

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.

11841301 and NPDES No. PA0001317. ArcelorMittal Pristine Resources, LLC, (P.O. Box 36, 129 Bethlehem Road, Revloc, PA 15948). To revise the permit for the Cambria Slope Mine No. 33 in Cambria Township, **Cambria County**. This Amendment is the Department of Environmental Protection's action to settle Environmental Hearing Board Appeal Docket No. 2017-117-R. In settlement, the Department is initiating an amendment to include an 18-month compliance schedule for iron, aluminum and manganese at all outfalls. For more information on the appeal and settlement please contact: Ms. Mary Martha Truschel, Assistant Counsel, Commonwealth of Pennsylvania, Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412.442.4262. Receiving stream: South Branch Blacklick Creek, classified for the following use: CWF. Receiving stream: UNT 46006 to Howells Run, classified for the following use: CWF. Receiving stream: Little Conemaugh River, classified for the following use: WWF. Receiving stream: UNT to North Branch of Conemaugh River, classified for the following use: CWF. Kiskiminetas-Conemaugh TMDL. The application was considered administratively complete on January 18, 2018. Application received: January 18, 2018. Permit issued: May 23, 2018.

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

Permit No. 56070201. Robindale Energy Services, Inc., P.O. Box 228, 224 Grange Hall Road, Armagh, PA 15920, permit renewal for reclamation only of a bituminous surface mine in Brothersvalley Township, **Somerset County**, affecting 23 acres. Receiving stream: unnamed tributary to Buffalo Creek classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 13, 2018. Permit issued: May 25, 2018.

Noncoal Permits Issued

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

PAM418020-GP104. Ilene Pontius, 273 Pontius Lane, Loysville, PA 17047. General NPDES Permit for stormwater discharges associated with mining activities

on Non-Coal Permit No. 50042801 located in Saville Township, **Perry County**. Receiving stream: unnamed tributary to Bixler Run classified for the following uses: cold water fishes, migratory fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: April 30, 2018. Coverage Approved: May 22, 2018.

PAM417027-GP104. Cambridge Natural Stone Company, Inc., P.O. Box 110, Bound Brook, NJ 08805. General NPDES Permit for stormwater discharges associated with mining activities on Non-Coal Permit No. 50950801 located in Toboyne Township, **Perry County**. Receiving stream: unnamed tributary to Narrows Branch to Tuscarora Creek classified for the following uses: cold water fishes, migratory fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: April 30, 2018. Coverage Approved: May 22, 2018.

PAM417029-GP104. Cambridge Natural Stone Company, Inc., P.O. Box 110, Bound Brook, NJ 08805. General NPDES Permit for stormwater discharges associated with mining activities on Non-Coal Permit No. 50072801 located in Toboyne Township, **Perry County**. Receiving streams: unnamed tributary to Narrows Branch to Tuscarora Creek classified for the following uses: cold water fishes, migratory fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: April 30, 2018. Coverage Approved: May 22, 2018.

PAM417028-GP104. Cambridge Natural Stone Company, Inc., P.O. Box 110, Bound Brook, NJ 08805. General NPDES Permit for stormwater discharges associated with mining activities on Non-Coal Permit No. 50052801 located in Toboyne Township, **Perry County**. Receiving streams: unnamed tributary to Narrows Branch to Tuscarora Creek classified for the following uses: cold water fishes, migratory fishes. There are no potable water supplies located within 10 miles downstream. Notice of Intent for Coverage received: April 30, 2018. Coverage Approved: May 22, 2018.

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

PAM214024, Swisher Contracting, Inc. (P.O. Box 1223, Clearfield, PA 16830), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit No. 17032801 to the following surface water(s) in Lawrence Township, **Clearfield County**. Receiving stream(s): UNT to Clearfield Creek. Application received: November 21, 2017. Permit Issued: May 18, 2018.

PAM218001, Robert Fields, Jr. (850 Fields Road, Stevensville, PA 18845) hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit No. 08040808 to the following surface water(s) in Herrick Township, **Bradford County**. Receiving stream(s): Cold Creek and UNT to Wyalusing Creek. Application received: December 21, 2017. Permit Issued: May 18, 2018.

PAM217027, Cynthia E. Russell, (2640 Greenville Pike, Grampian, PA 16838), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Mine Permit 17022802 to the following surface water(s) in Pike and Bloom Townships, **Clearfield County**. Receiving stream(s): Anderson Creek. Application received: December 19, 2017. Permit Issued: May 18, 2018.

PAM217026, Dale Alan Aumick, (1301 Mill Creek Road, Mansfield, PA 16933), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit 59042802 to the following surface water(s) in Tioga Township, **Tioga County**. Receiving stream(s): UNT to Mill Creek. Application received: December 14, 2017. Permit Issued: May 18, 2018.

PAM218002, Michael C. Fedor (26 Sandrock Ct, Port Matilda, PA 16870), hereby approves the Notice of Intent (NOI) submitted for coverage to discharge storm water associated with Small Noncoal Permit 14030802 to the following surface water(s) in Huston Township, **Centre County**. Receiving stream(s): Bald Eagle Creek. Application received: January 4, 2018. Permit Issued: May 18, 2018.

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

PAM317004. David Jay Edwards (123 Wishbone Drive, Ford City, PA 16226-4841). General NPDES permit for stormwater discharge associated with mining activities on an existing small noncoal (Industrial Mineral), Permit No. 03090802, located in Manor Township, **Armstrong County** affecting 2.3 acres. Receiving streams: unnamed tributary to Garrets Run. Application received: August 28, 2017. GP-104 permit issued: May 22, 2018.

PAM317009. Castelli Development Corporation, LLC (1868 Lions Club Road, New Alexandria, PA 15670). General NPDES permit for stormwater discharge associated with mining activities on an existing small noncoal (Industrial Mineral), Permit No. 65060803, located in Mt. Pleasant Township, **Westmoreland County** affecting 3.87 acres. Receiving streams: unnamed tributary to Shup Run. Application received: September 21, 2017. GP-104 permit issued: May 24, 2018.

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

Permit No. 58080301T and NPDES Permit No. PA0225843. WM Quarries, LLC, (885 Third Avenue, Suite 2403, New York, NY 10022), transfer of an existing quarry operation and issuance of NPDES Permit for discharge of treated mine drainage in Lanesboro Borough and Harmony Township, **Susquehanna County** affecting 465.6 acres, receiving streams: Canawacta and Starrucca Creeks. Applications received: December 16, 2016 and March 10, 2015. Transfer issued: May 21, 2018.

Permit No. 35910301C and NPDES Permit No. PA0595209. Scranton Materials, LLC, (P.O. Box 127, Meshoppen, PA 18630), Renewal of NPDES permit for discharge of treated mine drainage in Ransom and Newton Townships, **Lackawanna County**, receiving stream: Keyser Creek. Application received: December 18, 2017. Renewal issued: May 23, 2018.

Permit No. 45020301C7 and NPDES Permit No. PA0224235. H & K Group, Inc., (P.O. Box 196, Skip-pack, PA 19474), Renewal of NPDES permit for discharge of treated mine drainage in Smithfield Township, **Monroe County**, receiving stream: Marshalls Creek. Application received: December 28, 2017. Renewal issued: May 24, 2018.

**ACTIONS ON BLASTING ACTIVITY
APPLICATIONS**

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

Blasting Permits Issued

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

63184006. Hilltop Energy, Inc. (6978 Lindentree Road NE, Mineral City, OH 44656). Blasting activity permit located in Robinson Township, **Allegheny County** with an expiration date of December 1, 2018. Blasting permit issued: May 21, 2018.

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

Permit No. 06184103. J Roy's, Inc., (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Advance Disposal Landfill in Cumru Township, **Berks County** with an expiration date of May 16, 2019. Permit issued: May 18, 2018.

Permit No. 15184105. J Roy's, Inc., (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Marsh Lea in Upper Uwchlan Township, **Chester County** with an expiration date of May 11, 2019. Permit issued: May 18, 2018.

Permit No. 15184106. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Estates of London Grove in New London Township, **Chester County** with an expiration date of May 14, 2019. Permit issued: May 18, 2018.

Permit No. 23184102. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for The Ardrossan Farm Phase II in Radnor Township, **Delaware County** with an expiration date of May 14, 2019. Permit issued: May 18, 2018.

Permit No. 48184107. Brubacher Excavating, Inc., (825 Reading Road, Bowmansville, PA 17507), construction blasting for Majestic Lot 5 in the City of Bethlehem, **Northampton County** with an expiration date of April 9, 2019. Permit issued: May 22, 2018.

Permit No. 15184107. American Rock Mechanics, Inc., (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Estates of London Grove in New London and London Grove Townships, **Chester County** with an expiration date of May 14, 2019. Permit issued: May 23, 2018.

Permit No. 58184103. DW Drilling & Blasting, (2042-B S. Brentwood Boulevard, Suite 115, Springfield, MO 65804) construction blasting for Diaz M Pad 1 in Springville Township, **Susquehanna County** with an expiration date of May 18, 2019. Permit issued: May 23, 2018.

Permit No. 66184102. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construction blasting for Energy Service South 2B WL in Mehoopany Township, **Wyoming County** with an expiration date of October 31, 2018. Permit issued: May 23, 2018.

Permit No. 66184103. Hayduk Enterprises, Inc., (257 Riverside Drive, Factoryville, PA 18419), construc-

tion blasting for Randy Warnis dwelling in Braintrim Township, **Wyoming County** with an expiration date of October 31, 2018. Permit issued: May 23, 2018.

Permit No. 06184104. Schlouch, Inc., (P.O. Box 69, Blandon, PA 19510), construction blasting for Hamburg Commerce Lot 3 in Perry Township, **Berks County** with an expiration date of May 7, 2019. Permit issued: May 24, 2018.

Permit No. 22184102. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Woodland Hills in Middletown Borough, **Dauphin County** with an expiration date of May 16, 2019. Permit issued: May 24, 2018.

Permit No. 22184103. M & J Explosives, LLC, (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Stray Winds 5C in Lower Paxton Township, **Dauphin County** with an expiration date of May 16, 2019. Permit issued: May 24, 2018.

Permit No. 22184104. M & J Explosives, LLC, (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Stray Winds 9B in Lower Paxton Township, **Dauphin County** with an expiration date of May 16, 2019. Permit issued: May 24, 2018.

Permit No. 36184121. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Rapho, Mt. Joy and West Hempfield Townships, **Lancaster County** with an expiration date of May 23, 2019. Permit issued: May 24, 2018.

Permit No. 45184101. Explosive Services, Inc., (7 Pine Street, Bethany, PA 18431), construction blasting for Migliaccio Pool in Jackson Township, **Monroe County** with an expiration date of May 17, 2019. Permit issued: May 24, 2018.

**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, P.O. 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.

E09-1019, Buckingham Township, P.O. Box 413, 4613 Hughesian Drive, Buckingham, PA 18912, Buckingham Township, **Bucks County**, ACOE Philadelphia District.

To construct and maintain a water treatment facility for arsenic removal for Potable Water Source CS-4. The project is mandated by PA DEP Safe Drinking Water Program and associated with the existing Cold Spring Water System Heartstone Facility. The Proposed project will impact approximately 0.023 acre of wetlands.

The site is located near the intersection of SR 413 and Cold Spring Creamery Road (Buckingham, PA USGS map Lat; 40.35085; Long: -75.09690).

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)).

E23-542, Merion Golf Club, 450 Ardmore Avenue, Ardmore, PA 19003, Haverford Township, **Delaware County**, ACOE Philadelphia District.

To install, rehabilitate and maintain new and existing water obstructions and encroachments at the Merion Golf Club. The proposed work consists of the installation of new irrigation lines crossing UNT Cobbs Creek at hole Nos. 2, 4, 5, 8, 11; to replace the existing bridge at hole No. 4; to replace the existing pump house at hole No. 9 and to rehabilitate the existing stream retaining wall at holes 11 and 13.

The site is located at 450 Ardmore Avenue, near the intersection of Ardmore and Hollands Avenues (Lansdowne/Norristown PA USGS map; Latitude: 39.9980; Longitude -75.3116).

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

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

E39-558, Upper Macungie Township, 8330 Schantz Road, Upper Macungie Township, **Lehigh County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an Contech pedestrian bridge having a span of 70-feet, a width of 6-feet and an underclearance of approximately 6.7-feet over Schaefer Run (HQ-CWF, MF). The project is located along Wentz Road approximately 670 feet from the intersection of Avocet Drive (Allentown, PA Quadrangle Latitude: 40°32'05"; Longitude: -75°38'18") in Upper Macungie Township, Lehigh County. Subbasin: 2C.

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

E38-204: PennDOT Engineering District 8-0, 2140 Herr Street, Harrisburg, PA 17103 in Heidelberg Township, **Lebanon County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structure and to (1) install and maintain a 18 foot x 9.5 foot box culvert with 1-foot uniform depression with scour protection in East Branch Hammer Creek, (CWF, MF) with R-8 riprap scour protection, (2) install 2 outfalls with diameters of 36-inches and 24 inches and, (3) relocated a swale for the purpose of improving roadway safety along SR 2009 in Heidelberg Township, Lebanon County (40.2963; -76.2939). Issued May 24, 2018.

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

E41-692, Tim Mahaffey, 932 Clark Hill Road, Jersey Shore, PA 17740. Property located at 4729 North Rt 44 Highway in Watson Township, **Lycoming County**, ACOE Baltimore District (Barbours, PA Quadrangles N: 41° 15' 0" W: -77° 19' 29°).

Tim Mahaffey has applied for a Small Projects—Joint Permit to construct, operate and maintain an existing dwelling along Pine Creek in Watson Township, Lycoming County. The work involves the removal and regrading of approximately 1,450 cubic yards of soil material from the floodway of Pine Creek.

Project floodway impacts shall include and be limited to a total of 17,424 square feet of permanent floodway impacts. A total of one (1) permanent floodway impact is proposed to Pine Creek (HQ-CWF, EV). Project water-course impacts shall include and be limited to a total of 0.40 acre (17,424 square feet) of permanent floodway impacts. There are no stream or wetland impacts being proposed.

This project proposes to have the following impacts:

FLOODWAY IMPACT TABLE:

| <i>Resource Name</i> | <i>Municipality</i> | <i>Activity</i> | <i>Chapter 93</i> | <i>Listed Trout</i> | <i>Impact Length Temp. (LF)</i> | <i>Impact Area Temp. (SF)</i> | <i>Impact Length Perm. (LF)</i> | <i>Impact Area Perm. (SF)</i> | <i>Lat. Long.</i> |
|----------------------|---------------------|--------------------------|-------------------|---------------------|---------------------------------|-------------------------------|---------------------------------|-------------------------------|------------------------|
| Pine Creek | Watson | Excavation from Floodway | HQ-CWF, EV | None | | | | 17,424 | 41.250095 77.325132 |
| | | | | TOTAL | | | | 17,424 | |

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

E4129-119: ARD Operating, LLC, 33 West Third Street, Suite 300, Williamsport, PA 17701, Gamble Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) two 6-inch gas pipelines, a 12-inch water pipeline, and a timber mat bridge impacting 12,688 square feet of palustrine emergent (PEM) wetland and 12,365 square feet of floodway of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'15"N 76°59'09"W).

The project will result in a total of 0.29 acre of wetland impacts and 12,365 square feet of floodway impacts all for the purpose of installing natural gas gathering line, water line, and access roadway for Marcellus well development.

E5729-092: Chief Oil and Gas, LLC, 1720 Sycamore Road, Montoursville, PA 17754 Elkland Township, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

1. A temporary road crossing using timber mats and a 12 inch diameter temporary waterline impacting 426 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°33'33"N, 76°40'37"W);

2. A temporary road crossing using timber mats and a 12 inch diameter temporary waterline impacting 29 linear feet of an unnamed tributary to Elk Creek (EV), 72 linear feet of an unnamed tributary to Elk Creek (EV), 77 linear feet of Elk Creek (EV), and 99 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Shunk, PA Quadrangle 41°33'34"N, 76°40'35"W).

The project will result in approximately 178 linear feet of temporary stream impacts and 525 square feet of temporary wetland impacts for the purpose of installing a temporary waterline for Marcellus Shale gas development in Elkland Township, Sullivan County.

E4129-114: Seneca Resources Corporation, 5800 Corporate Drive, Suite 300, Pittsburgh, PA 15237, 17701, Eldred, Gamble, & Hepburn Townships, **Lycoming County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A 16-inch water pipeline over an existing culvert impacting 2 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'36"N 76°58'00"W);

2) A 16-inch water pipeline and cribbing over an existing culvert impacting 3 linear feet of West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'24"N 76°57'59"W);

3) A 16-inch water pipeline and cribbing over an existing culvert impacting 2 linear feet of West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'23"N 76°58'00"W);

4) A 16-inch water pipeline and cribbing over an existing culvert impacting 4 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'10"N 76°58'00"W);

5) A 16-inch water pipeline over an existing culvert impacting 3 square feet of a palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°24'09"N 76°58'00"W);

6) A 16-inch water pipeline impacting 2 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'05"N 76°57'57"W);

7) A 16-inch water pipeline through a 20-inch casing impacting 2 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'02"N 76°57'58"W);

8) A 16-inch water pipeline through a 20-inch casing and cribbing impacting 7 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°23'59"N 76°57'59"W);

9) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 21 linear feet of an unnamed tributary to West Branch Murray Run (EV) and 1,474 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°23'58"N 76°57'58"W);

10) A 16-inch water pipeline over an existing culvert impacting 3 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°23'45"N 76°58'28"W);

11) A 16-inch water pipeline over an existing culvert impacting 2 linear feet of an unnamed tributary to Miller Run (EV) (Bodines, PA Quadrangle 41°23'43"N 76°58'31"W);

12) A 16-inch water pipeline over an existing culvert impacting 2 linear feet of an unnamed tributary to Miller Run (EV) (Bodines, PA Quadrangle 41°23'40"N 76°58'30"W);

13) A 16-inch water pipeline and cribbing over an existing culvert impacting 3 linear feet of Miller Run (EV) (Bodines, PA Quadrangle 41°23'26"N 76°58'31"W);

14) A 16-inch water pipeline and cribbing over an existing culvert impacting 5 linear feet of an unnamed tributary to Mill Creek (EV) (Bodines, PA Quadrangle 41°23'02"N 76°58'32"W);

15) A 16-inch water pipeline over an existing culvert impacting 6 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°22'50"N 76°59'03"W);

16) A 16-inch water pipeline over an existing culvert impacting 10 square feet of palustrine emergent (PEM) wetland (Bodines, PA Quadrangle 41°22'46"N 76°59'17"W);

17) A 16-inch water pipeline through a 20-inch casing and cribbing impacting 16 linear feet of Mill Creek (EV) (Trout Run, PA Quadrangle 41°22'42"N 77°00'21"W);

18) A 16-inch water pipeline and a timber mat bridge impacting 1,890 square feet of palustrine emergent (PEM) wetland (Trout Run, PA Quadrangle 41°22'42"N 77°00'25"W);

19) A 16-inch water pipeline and cribbing over an existing culvert impacting 3 linear feet of an unnamed tributary to Mill Creek (EV) and 9,161 square feet of adjacent floodway (Trout Run, PA Quadrangle 41°22'50"N 77°00'36"W);

20) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 14 linear feet of an unnamed tributary to Mill Creek (EV) and 8,769 square feet of adjacent floodway (Trout Run, PA Quadrangle 41°22'53"N 77°00'43"W);

21) A 16-inch water pipeline through a 20-inch casing and a timber mat bridge impacting 15 linear feet of an unnamed tributary to Mill Creek (EV) (Trout Run, PA Quadrangle 41°22'52"N 77°01'03"W);

22) A 16-inch water pipeline through a 20-inch casing and a timber mat bridge impacting 19 linear feet of an unnamed tributary to Mill Creek (EV) (Trout Run, PA Quadrangle 41°22'41"N 77°01'30"W);

23) A 16-inch water pipeline through a 20-inch casing and a timber mat bridge impacting 16 linear feet of an unnamed tributary to Mill Creek (EV) (Trout Run, PA Quadrangle 41°22'33"N 77°01'41"W);

24) A 16-inch water pipeline and a timber mat bridge impacting 227 square feet of a palustrine emergent (PEM) wetland (Trout Run, PA Quadrangle 41°22'32"N 77°01'43"W);

25) A 16-inch water pipeline and a timber mat bridge impacting 729 square feet of a palustrine emergent (PEM) wetland (Trout Run, PA Quadrangle 41°22'30"N 77°01'46"W);

26) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 19 linear feet of an unnamed tributary to Mill Creek (EV) (Trout Run, PA Quadrangle 41°22'30"N 77°01'47"W);

27) A 16-inch water pipeline and a timber mat bridge impacting 34 linear feet of an unnamed tributary to Mill Creek (EV) (Cogan Station, PA Quadrangle 41°22'24"N 77°01'42"W);

28) A 16-inch water pipeline and a timber mat bridge impacting 25 linear feet of an unnamed tributary to Mill Creek (EV) (Cogan Station, PA Quadrangle 41°22'16"N 77°01'28"W);

29) A 16-inch water pipeline and a timber mat bridge impacting 32 feet of an unnamed tributary to Mill Creek (EV) and 1,702 square feet of adjacent palustrine emergent (PEM) wetlands (Cogan Station, PA Quadrangle 41°22'14"N 77°01'22"W);

30) A 16-inch water pipeline and a timber mat bridge impacting 35 linear feet of an unnamed tributary to Mill Creek (EV) (Cogan Station, PA Quadrangle 41°22'10"N 77°01'15"W);

31) A 16-inch water pipeline and a timber mat bridge impacting 32 linear feet of an unnamed tributary to Mill Creek (EV) (Cogan Station, PA Quadrangle 41°22'05"N 77°01'16"W);

32) A 16-inch water pipeline and a timber mat bridge impacting 758 square feet of a palustrine emergent (PEM) wetland (Cogan Station, PA Quadrangle 41°22'02"N 77°01'21"W);

33) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 16 linear feet of an unnamed tributary to Mill Creek (WWF) (Cogan Station, PA Quadrangle 41°22'34"N 77°02'23"W);

34) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 25 linear feet of an unnamed tributary to Mill Creek (WWF) (Cogan Station, PA Quadrangle 41°20'18"N 77°01'53"W);

35) A 16-inch water pipeline through a 20-inch steel casing and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Mill Creek (WWF) and 588 square feet of adjacent palustrine emergent (PEM) wetland (Cogan Station, PA Quadrangle 41°20'14"N 77°00'42"W);

36) A 16-inch water pipeline and a timber mat bridge impacting 80 square feet of a palustrine scrub-shrub (PSS) wetland (Cogan Station, PA Quadrangle 41°20'14"N 77°00'41"W);

37) A 16-inch water pipeline through a 20-inch casing, cribbing, and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Mill Creek (WWF) (Cogan Station, PA Quadrangle 41°19'53"N 77°00'06"W);

38) A 16-inch water pipeline over an existing culvert impacting 2 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'41"N 76°57'54"W);

39) A 16-inch water pipeline impacting 417 square feet of floodway of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°24'39"N 76°57'59"W);

40) A 16-inch water pipeline over an existing culvert impacting 2 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°23'53"N 76°58'03"W);

41) A 16-inch water pipeline through a 20-inch casing and cribbing impacting 6 linear feet of an unnamed tributary to West Branch Murray Run (EV) (Bodines, PA Quadrangle 41°20'14"N 77°00'41"W).

The project will result in a total of 407 linear feet of stream impacts, 18,347 square feet of additional floodway impacts, and 0.17 acre of wetland impacts all for the purpose of installing a water pipeline and temporary access roadway for Marcellus well development.

ENVIRONMENTAL ASSESSMENTS

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

EA29-003: USDA—Natural Resources Conservation Service, 359 East Park Drive, Suite 2, Harrisburg, PA 17111-2747, Belfast Township, **Fulton County**, U.S. Army Corps of Engineers Baltimore District.

To construct earthen embankments, placing fill in or inundating 0.12 acre of Palustrine Emergent (PEM) wetland, all for the purpose of creating a net gain of .88 acre of PEM wetland under the national Wetland Reserve Program (WRP). The project is located in Belfast Town-

ship, Fulton County (Latitude: 39.864533; Longitude: -78.097676). Issued May 24, 2018.

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 3, 400 Market Street, P.O. Box 8460, Harrisburg, PA 17105-8460.

D46-003EA. Sister Maryann McKeogh, Sisters of the Holy Family of Nazareth, 310 North River Road, Des Plaines, Illinois 60016-1211, Upper Dublin Township, **Montgomery County**, USACOE Philadelphia District.

Project proposes to remove the Loch Lindon Dam for the purpose of eliminating a threat to public safety and restoring approximately 400 feet of stream channel to a free-flowing condition. The proposed restoration project includes construction of grade control and instream log habitat structures. A portion of the former impoundment will be converted to a wetland by constructing a non-jurisdictional dam to bisect the reservoir. The project is located across Honey Run (TSF, MF) (Ambler, PA Quadrangle, Latitude: 40.1546; Longitude: -75.2079).

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, P.O. 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.

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

ESCGP-2 # ESX18-019-0006—Sculptor Lateral 12 Inch and Meter Station
Applicant ETC Northeast Field Services LLC
Contact Mr. Tom Glisson
Address 6051 Wallace Road Extension 3rd Floor
City Wexford State PA Zip Code 15090
County Butler Township Allegheny
Receiving Stream(s) and Classification(s) Trib 49131
North Branch of Bear Creek

ESCGP-2 # ESX18-031-0001—Windy Oakland Pipeline Project
Applicant Stonehenge Laurel Gathering, LLC
Contact Mr. Patrick Redalen
Address 11400 Westmoor Circle, Suite 200A
City Westminster State CO Zip Code 80021
County Clarion Township(s) Perry
Receiving Stream(s) and Classification(s) UNT to Clarion River (CWF), UNT to Allegheny River (WWF), UNT to Dunlap Creek (WWF)

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

ESCGP-2 # ESX29-115-18-0039
Applicant Name Appalachia Midstream Services LLC
Contact Person Scott Kinter
Address 400 IST Center, Suite 404
City, State, Zip Horseheads, NY 14845
County Susquehanna
Township(s) Auburn
Receiving Stream(s) and Classification(s) UNT to Little Meshoppen Ck (CWF-MF)

ESCGP-2 # ESG29-081-18-0013
Applicant Name Regency Marcellus Gas Gathering LLC
Contact Person Nicholas Bryan
Address 101 W Third St
City, State, Zip Williamsport, PA 17701
County Lycoming
Township(s) Penn
Receiving Stream(s) and Classification(s) UNT to Big Run (CWF); UNT to Beaver Run (CWF)
Secondary—Big Run (CWF); Beaver Run (CWF)

ESCGP-2 # ESX29-115-18-0028
Applicant Name SWN Production Co LLC
Contact Person Nicki Atkinson
Address 917 SR 92 N
City, State, Zip Tunkhannock, PA 18657
County Susquehanna
Township(s) Liberty
Receiving Stream(s) and Classification(s) UNT to Snake Ck (CWF-MF)

ESCGP-2 # ESX29-115-18-0006
Applicant Name Chief Oil & Gas LLC
Contact Person Jeffrey Deegan
Address 1720 Sycamore Rd
City, State, Zip Montoursville, PA 17754
County Susquehanna
Township(s) Springville
Receiving Stream(s) and Classification(s) Pond Brook (CWF-MF)

ESCGP-2 # ESX29-115-14-0039(01)
Applicant Name Chief Oil & Gas LLC
Contact Person Jeffrey Deegan
Address 1720 Sycamore Rd
City, State, Zip Montoursville, PA 17754
County Susquehanna
Township(s) Springville
Receiving Stream(s) and Classification(s) White Ck (CWF-MF)

ESCGP-2 # ESG29-081-17-0049
Applicant Name Inflection Energy PA LLC
Contact Person Gregg Saunders
Address 101 W Third St 5th Fl
City, State, Zip Williamsport, PA 17701
County Lycoming
Township(s) Upper Fairfield
Receiving Stream(s) and Classification(s) UNT to Loyalsock Ck (EV)
Secondary—Loyalsock Ck (EV)

ESCGP-2 # ESX29-015-18-0006
 Applicant Name Chief Oil & Gas LLC
 Contact Person Jeffrey Deegan
 Address 1720 Sycamore Rd
 City, State, Zip Montoursville, PA 17754
 County Bradford
 Township(s) Asylum
 Receiving Stream(s) and Classification(s) UNT to
 Susquehanna River (WWF, MF)
 Secondary—Susquehanna River

ESCGP-2 # ESX29-015-18-0020
 Applicant Name Chief Oil & Gas LLC
 Contact Person Jeffrey Deegan
 Address 1720 Sycamore Rd
 City, State, Zip Montoursville, PA 17754
 County Bradford
 Township(s) Leroy
 Receiving Stream(s) and Classification(s) UNT to
 Towanda Ck (WWF, MF); UNT to McCraney Run
 (EV, MF)
 Secondary—Towanda Ck & McCraney Run

ESCGP-2 # ESX29-015-18-0015
 Applicant Name Chief Oil & Gas LLC
 Contact Person Jeffrey Deegan
 Address 1720 Sycamore Rd
 City, State, Zip Montoursville, PA 17754
 County Bradford
 Township(s) Overton
 Receiving Stream(s) and Classification(s) UNT to Mill Ck
 (EV, MF); UNT to Sugar Run (EV, MF)
 Secondary—Mill Ck and Schrader Ck

ESCGP-2 # ESX29-131-18-0005
 Applicant Name SWN Production Co LLC
 Contact Person Nicki Atkinson
 Address 917 SR 92 N
 City, State, Zip Tunkhannock, PA 18657
 County Wyoming
 Township(s) Tunkhannock
 Receiving Stream(s) and Classification(s) Billings Mill
 Brook (CWF); UNT to Tunkhannock Ck (CWF)
 Secondary—Tunkhannock Ck (TSF)

**STORAGE TANKS
 SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101—6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.

| <i>SSIP Permit No.</i> | <i>Applicant Name & Address</i> | <i>County</i> | <i>Municipality</i> | <i>Tank Type</i> | <i>Tank Capacity</i> |
|------------------------|---|---------------|---------------------|---|-------------------------|
| 18-20-003 | LORD Corporation 601 South Street Saegertown, PA 16433 Attn: Drew Howard | Crawford | Saegertown Borough | 2 ASTs storing hazardous substances | 75,000 gallons total |

SPECIAL NOTICES

Final State Water Quality Certification

Required by Section 401 of the Clean Water Act for the Equitrans Expansion Project Amendment

Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222, Dana Drake, PE (412) 442-4149.

WQ05-001-A1, Equitrans, LP (Applicant), 625 Liberty Ave., Suite 1700, Pittsburgh, PA 15222. Equitrans Expansion Project Amendment, in Franklin and Jefferson Townships, **Greene County**, ACOE Pittsburgh District. The proposed project amendment starts at near Crayne School Rd, located in Franklin Township Greene County, PA (Mather, PA Quadrangle N: 39° 54' 44.83"; W: 80° 05' 36.06") and ends at Equitrans' existing Jefferson Compressor Station, in Jefferson Township, Greene County, PA. (Mather, PA Quadrangle N: 39° 54' 36.03"; W: 80° 04' 31.69").

The previously referenced information relates to a proposed amendment to the Equitrans Expansion Project (EEP or Project) which was previously reviewed under file number WQ05-001, the history of which is detailed as follows:

On October 27, 2015, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A.

§ 717f) seeking a certificate of public convenience and necessity to construct and operate its EEP (FERC Docket No. CP16-13-000). This application may be viewed on FERC's web site at www.ferc.gov (search eLibrary; Docket Search; CP16-13).

On October 28, 2015, Applicant requested a State water quality certification from the Department of Environmental Protection (Department), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in this Commonwealth through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

On July 18, 2017, State water quality certification was granted.

The previously approved Project (DEP File # WQ05-001) was described as follows:

The H-318 Pipeline segment of the EEP Project, as proposed, includes approximately 4.6 miles, of 20-inch pipeline for the purpose of transporting natural gas from the EQT Gathering, LLC (EQT Gathering) Applegate Gathering system located in Forward Township, Allegheny County, PA to Equitrans' existing H-148 pipeline, in Union Township, Washington County, PA. This portion of the project also involves the installation of permanent aboveground facilities at the existing Applegate Site and new Hartson Launcher/Receiver Facilities which include

approximately 0.48 acre of disturbance. The H-318 Pipeline portion of the EEP Project, as proposed, will require approximately 74.1 acres of earth disturbance, and impacts to 80 linear feet of Lobbs Run—WWF (aka S-BB1), 106 linear feet of UNT to Lobbs Run—WWF (aka S-BB1(a)), 99 linear feet of UNT to Lobbs Run—WWF (aka S-BB2), 891 linear feet of Monongahela River—WWF (aka S-BB5), 75 linear feet of Bunola Run—WWF (aka S-BB4), 16 linear feet of Bunola Run—WWF (aka S-BB4 (for workspace)), 75 linear feet of Kelly Run—WWF (aka S-BB3), with a total of 1,342 linear feet of stream impacts to WWF, 1.5 acre of floodway, 0.01 acre of temporary wetland impacts to W-BB3 (PEM), 0.014 acre of temporary wetland impacts to W-BB10 (PFO), 0.016 acre of temporary wetland impacts to W-BB9 (PFO), 0.041 acre of permanent wetland impacts to W-BB3 (PEM), 0.372 acre of permanent wetland impacts to W-BB7 (PEM) for which a Joint Permit Application has been submitted, 0.070 acre of permanent wetland impacts to W-BB6 (PEM), 0.01 acre of permanent wetland impacts to W-BB12-WP (PFO/PSS). Temporary impacts to wetlands on the H-318 pipeline segment of EEP total 0.10 acre, while permanent impacts total 0.51 acre, of that total the H-318 pipeline segment will require permanent impacts converting a total 0.028 acre of PSS or PFO wetland to PEM wetland.

The H-316 Pipeline segment of the EEP Project, as proposed, includes approximately 2.9 miles, of 30-inch pipeline for the purpose of transporting natural gas from the proposed Redhook Compressor Station located in Franklin Township, Greene County, PA to Equitrans' existing H-302 pipeline for delivery to Texas Eastern infrastructure located in Jefferson Township, Greene County, PA or south on Equitrans' existing H-302 pipeline to the proposed Mountain Valley Pipeline (MVP) located in West Virginia (WV). This portion of the project also involves the installation of permanent aboveground facilities at the new H-302 Tap and Launcher/Receiver Facility which includes approximately 0.11 acre of disturbance. The above ground facilities will be located within the same project footprint of the proposed H-316 pipeline construction. The H-316 pipeline portion of the EEP Project, as proposed, will require approximately 56 acres of earth disturbance, and impacts to 118 linear feet of S-AA3 (UNT to South Fork Tenmile Creek—WWF), 106 linear feet of UNT to South Fork Tenmile Creek—WWF (aka S-AA4), 80 linear feet of UNT to UNT 23572 to South Fork Tenmile Creek—WWF (aka S-AA8), 189 linear feet of UNT to UNT 23572 to South Fork Tenmile Creek—WWF (aka S-AA9), 81 linear feet of UNT to South Fork Tenmile Creek—WWF (aka S-AA10), 113 linear feet of UNT to Ruff Creek—WWF (aka S-AA11), 75 linear feet of Ruff Creek—WWF (aka S-AA12), 147 linear feet of UNT to South Fork Tenmile Creek—WWF (aka S-AA13), 83 linear feet of UNT to South Fork Tenmile Creek—WWF (aka S-AA14), 123 linear feet of South Fork Tenmile Creek—WWF (aka S-AA15), 6 linear feet of UNT to UNT 26514 South Fork Tenmile Creek—WWF (aka S-AA24), 9 linear feet of UNT to UNT 26514 South Fork Tenmile Creek—WWF (aka S-AA23), 7 linear feet of UNT to UNT 26514 South Fork Tenmile Creek—WWF (aka S-AA22), 4 linear feet of UNT to UNT 26514 South Fork Tenmile Creek—WWF (S-AA21), 2.5 linear feet of UNT to UNT 26514 to South Fork Tenmile Creek—WWF (aka S-AA20), 12 linear feet of UNT to South Fork Tenmile Creek—WWF (aka S-AA17), 2.5 linear feet of UNT to UNT 26514 to South Fork Tenmile Creek—WWF (aka S-AA18), with a total of 1,158 linear feet of stream impacts to WWF, 2.75 acres of floodway, 0.035 acre of temporary wetland impacts to W-AA4 (PEM), 0.023 acre

of temporary wetland impacts to W-AA8 (PEM), 0.0007 acre of temporary wetland impacts to W-AA10 (PEM), 0.059 acre of permanent wetland impacts to W-AA4 (PEM), 0.074 acre of permanent wetland impacts to W-AA7 (PEM), and 0.0007 acre of permanent wetland impacts to W-AA10 (PEM). Temporary impacts to wetlands on the H-316 pipeline segment of EEP total 0.06 acre, while permanent impacts total 0.13 acre.

The Redhook Compressor Station is a proposed natural gas compressor station facility which will be located in Franklin Township, Greene County, PA. The Project, as proposed, will require approximately 17.25 acres of earth disturbance and will not impact any wetlands or streams. A proposed permanent access road for the Redhook Compressor Station is anticipated to permanently impact 0.25 acre of floodway for stream UNT to UNT 81118 to South Fork Tenmile Creek—WWF (aka S-N2).

The M-80 Pipeline segments of the EEP Project is located in the same right-of-way as H-158 pipeline, and as proposed, includes an approximately 1,175 feet extension, of 6-inch pipeline (M-80 pipeline) and a 12-inch pipeline (H-158 pipeline) located in Franklin Township, Greene County, PA. The pipeline currently moves gas to the existing Pratt Compressor station, but will be required to be extended to move gas to the aforementioned proposed Redhook Compressor Station located in Franklin Township, Greene County, PA. The M-80 Pipeline portion of the EEP Project, as proposed, will require approximately 11.47 acres of earth disturbance, and impacts to 105 linear feet of UNT 81118 to South Fork Tenmile Creek—WWF (aka S-AA1) and 165 linear feet of UNT to South Fork Tenmile Creek—WWF (S-AA2), with a total of 270 linear feet of stream impacts to WWF, with a total of 270 linear feet of stream impacts to WWF, 2.25 acres of floodway, and no temporary or permanent wetland impacts.

The H-158 Pipeline segment of the EEP Project is located in the same right-of-way as M-80 pipeline, and as proposed, includes an approximately 1,175 feet extension, of 12-inch pipeline located in Franklin Township, Greene County, PA. The pipeline currently moves gas to the existing Pratt Compressor station, but will be required to be extended to move gas to the proposed Redhook Compressor Station located in Franklin Township, Greene County, PA. The H-158 Pipeline portion of the EEP Project, as proposed, will be installed within the same construction right-of-way as M-80, so will not require any additional acres of disturbance. Impacts from this segment are coupled with and are referenced in the discussion of the M-80 pipeline segment aquatic resource impacts.

The H-305 Pipeline segment of the EEP Project, as proposed, includes an approximately 504 feet extension, of 24-inch pipeline for the purpose of transporting natural gas from the proposed Redhook Compressor Station to Equitrans' existing H-305 pipeline located at the existing Braden Run Interconnect with Texas Eastern in Franklin Township, Greene County, PA. The H-305 Pipeline portion of the EEP Project, as proposed, will require approximately 0.28 acre of earth disturbance, and impacts to 167 linear feet of UNT to UNT 81118 to South Fork Tenmile Creek—WWF (aka S-N1), 0.36 acre of floodway, and no temporary or permanent wetland impacts.

The project will cumulatively impact 2,937 linear feet of stream, 7.11 acres of floodways of associated watercourses, 0.16 acre of temporary wetland impacts and 0.64 acre of permanent wetland impacts.

By order issued October 13, 2017, in Docket No. CP16-13-000 (Order), the Federal Energy Regulatory Commission (FERC) authorized Equitrans, LP to construct and operate its proposed EEP subject to conditions specified in the Order. The Project includes the construction of pipeline, compression and ancillary facilities.

The currently proposed project amendment (WQ05-001-A1) was filed with FERC on November 9, 2017, as part of an implementation plan for the EEP. This proposed project amendment includes the elimination of the aforementioned H-318 pipeline segment in Washington and Allegheny Counties, and the modification for the H-316 pipeline segment in Greene County.

On December 15, 2017, Applicant requested a State water quality certification from the Department, as required by Section 401 of the Clean Water Act (33 U.S.C.A § 1341), to ensure that the construction, operation and maintenance of the project amendment will protect water quality in this Commonwealth through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The applicant proposes to eliminate the aforementioned H-318 pipeline 3.8-mile-long 20-inch pipeline, which has not been constructed, from the original project that received conditional State water quality certification. The H-318 Pipeline segment of the EEP starts Applegate Gathering system located in Forward Township, Allegheny County, PA (Glassport, PA Quadrangle N: 40° 15' 15.28"; W: 79° 57' 45.02") and ends at Equitrans' existing H-148 pipeline, in Union Township, Washington County, PA. (Monongahela, PA Quadrangle N: 40° 14' 27.04"; W: 79° 55' 16.43"). This pipeline proposed 74.1 acres of earth disturbance, and impacts to 80 linear feet of S-BB1 (Lobbs Run—WWF), 106 linear feet of S-BB1(a) (UNT to Lobbs Run—WWF), 99 linear feet of S-BB2 (UNT to Lobbs Run—WWF), 891 linear feet of S-BB5 (Monongahela River—WWF), 75 linear feet of S-BB4 (Bunola Run—WWF), 16 linear feet of S-BB4 (for workspace) (Bunola Run—WWF), 80 linear feet of S-BB3 (Kelly Run—WWF), with a total of 1,347 linear feet of stream impacts to WWF, 1.5 acre of floodway, 0.010 acre of temporary wetland impacts to W-BB3 (PEM), 0.041 acre of permanent wetland impacts to W-BB3 (PEM), 0.372 acre of permanent wetland impacts to W-BB7 (PEM) for which a Joint Permit Application was issued, and 0.070 acre of permanent wetland impacts to W-BB6 (PEM).

The applicant proposes to remove from the aforementioned H-316 route a 0.9-mile-long segment of 30-inch pipeline, which has not been constructed, from the original project that received State water quality certification. The segment is located from Crayne School Rd, in Morgan Township Greene County, PA (Mather, PA Quadrangle N: 39° 54' 44.83"; W: 80° 05' 36.06") and ends at Equitrans existing H-302 pipeline, in Jefferson Township, Greene County, PA. (Mather, PA Quadrangle N: 39° 54' 01.56"; W: 80° 05' 14.36"). This segment included approximately 22 acres of earth disturbance, and impacts to 161 linear feet of South Fork Tenmile Creek (WWF) and unnamed tributaries of South Fork Tenmile Creek (WWF) (aka S-AA17, S-AA18, S-AA-10, S-AA20, S-AA21, S-AA22, S-AA-23, S-AA24), 0.06 acre of floodway, 0.001 acre of temporary Palustrine Emergent Wetland impacts, and 0.001 acre of permanent Palustrine Emergent Wetland impacts.

The applicant proposes to re-route the H-316 pipeline 1.1 mile, of 30-inch pipeline for the purpose of transporting natural gas from the approved Redhook Compressor Station to the existing Jefferson Compressor Station, for delivery to Texas Eastern or south on Equitrans' H-302 pipeline to Mountain Valley Pipeline. The proposed H-316 Pipeline re-route starts at the H-316 natural gas pipeline near Crayne School Rd, located in Morgan Township Greene County, PA (Mather, PA Quadrangle N: 39° 54' 44.83"; W: 80° 05' 36.06") and ends at Equitrans' existing Jefferson Compressor Station, in Jefferson Township, Greene County, PA. (Mather, PA Quadrangle N: 39° 54' 36.03"; W: 80° 04' 31.69"). The H-316 Pipeline Re-route, as proposed, will require approximately 19 acres of earth disturbance, and impacts to 113.7 linear feet of South Fork Tenmile Creek (WWF), 0.405 acre floodway, 0 acre of temporary wetland impacts, and 0.07 acre of permanent Palustrine Emergent Wetland impacts.

No changes in footprint or impacts are proposed for the previously approved Redhook Compressor Station, H-305, H-158 or M-80 pipelines.

With the removal of H-318, inclusion of the H-316 re-route and modifications, the project will cumulatively impact 1,443 linear feet of stream, 5.9 acres of floodways of associated watercourses, 0.06 acre of temporary wetland impacts and 0.20 acre of permanent Palustrine Emergent Wetland impacts.

The Department published notice of its proposed State water quality certification in the *Pennsylvania Bulletin* on February 10, 2018 (48 Pa.B. 885) and received 0 comments from the public.

The Department certifies to Applicant that the construction, operation and maintenance of the Project will not violate applicable State water quality standards set forth in 25 Pa. Code Chapter 93, provided Applicant complies with the permitting programs, criteria and conditions established pursuant to State law:

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

Erosion and Sediment Control Permit—Applicant shall obtain and comply with the Department's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment issued under Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17), and all applicable implementing regulations (25 Pa. Code Chapter 102).

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

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

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

Inspection—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be available for inspection by the Department during such inspections of the Project.

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

Correspondence—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Program Manager, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222.

Reservation of Rights—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

Other Laws—Nothing in this State Water Quality Certification shall be construed to preclude the institution of any legal action or relieve Applicant from any responsibilities, liabilities or penalties established under any applicable Federal or State law or regulation.

Severability—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Any person aggrieved by this action may file a petition for review under Section 19(d) of the Federal Natural Gas Act (15 U.S.C.A. § 717r(d)), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 within 30 days of publication of this notice, or within 30 days of receipt of written notice of this action, whichever occurs first. Important legal rights are at stake, so you should show this document to a lawyer at once.

**Proposed State Water Quality Certification
Required by Section 401 of the Clean Water Act for
the Line N to Monaca Pipeline**

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

WQ05-022, National Fuel Gas Supply Corporation (Applicant), 1100 State Street, Erie, PA 16501. Line N to Monaca Pipeline Project (Project), in Center and Potter Townships, **Beaver County** and Buffalo Township, **Washington County**, Pittsburgh ACOE District. The proposed project starts at Applicant's existing Line N pipeline in Center Township (Aliquippa, PA Quadrangle N: 40° 36' 58.39"; W: 80° 18' 8.94") and ends at the Shell Chemical Appalachia, LLC (Shell) Pennsylvania Chemical Project facility (Shell Facility) (Beaver, PA Quadrangle N: 40° 39' 45.88"; W: 80° 20' 20.23"). Additional work is located at Applicant's existing Buffalo Compressor Station in Buffalo Township, Washington County (Washington West, PA Quadrangle N: 40° 9' 25.47"; W: 80° 20' 38.92").

On March 23, 2018, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under the prior notice provisions set forth in 18 CFR 157.205, 157.208, 157.210 and 157.211 for authorization to construct and operate its Project (FERC Docket No. CP18-135-000). The Applicant's submission may be viewed on FERC's web site at www.ferc.gov (search eLibrary; Docket Search; Docket No. CP18-135-000).

On March 26, 2018, Applicant requested a State water quality certification from the Department of Environmental Protection (Department), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in this Commonwealth through compliance with State water quality standards and associated State law requirements, which are consistent with the requirements of the Clean Water Act.

The Project, as proposed, includes an approximately 4.5 miles long, 12-inch diameter pipeline for the purpose of transporting natural gas from Applicant's existing Line N transmission pipeline in Center Township at the proposed interconnect to a proposed metering and regulating (M&R) station located at the Shell Facility in Potter Township. The Project, as proposed, also includes installation of a new mainline valve adjacent to the interconnect in Center Township; and installation of a pipeline heater, pressure control worker monitor setup (single run with manual bypass), measurement, and a regulation building at Applicant's existing Buffalo Compressor Station in Buffalo Township. The Project, as proposed, will require approximately 80.5 acres of earth disturbance, and impacts to 770 linear feet of streams classified as Warm Water Fishes (WWF), including unnamed tributaries (UNTs) to Raccoon Creek, Shafers Run, UNTs to Shafers Run, and UNTs to Poorhouse Run; 1.65 acre of floodway; and 0.03 acre of temporary palustrine emergent wetland impacts.

The Department is proposing to issue a State water quality certification to Applicant for the Project that will require compliance with the following State water quality permitting programs, criteria and conditions established under State law to ensure the Project does not violate applicable State water quality standards:

1. *Discharge Permit*—Applicant shall obtain and comply with a Department National Pollutant Discharge Elimination System (NPDES) permit for the discharge of

water from the hydrostatic testing of the pipeline under Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001), and all applicable implementing regulations (25 Pa. Code Chapter 92a).

2. *Erosion and Sediment Control Permit*—Applicant shall obtain and comply with the Department's Chapter 102 Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment issued under Pennsylvania's Clean Streams Law and Storm Water Management Act (32 P.S. §§ 680.1—680.17), and all applicable implementing regulations (25 Pa. Code Chapter 102).

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

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

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

6. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of the Department to determine compliance with this State Water Quality Certification, including all required State water quality permits and State water quality standards. A copy of this certification shall be available for inspection by the Department during such inspections of the Project.

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

8. *Correspondence*—All correspondence with and submittals to the Department concerning this State Water Quality Certification shall be addressed to the Department of Environmental Protection, Southwest Regional Office, Dana Drake, P.E., Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

9. *Reservation of Rights*—The Department may suspend or revoke this State Water Quality Certification if it determines that Applicant has not complied with the

terms and conditions of this certification. The Department may require additional measures to achieve compliance with applicable law, subject to Applicant's applicable procedural and substantive rights.

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

11. *Severability*—The provisions of this State Water Quality Certification are severable and should any provision of this certification be declared invalid or unenforceable, the remainder of the certification shall not be affected thereby.

Prior to issuance of the final State water quality certification, the Department will consider all relevant and timely comments, suggestions or objections submitted to the Department within 30 days of this notice. Comments should be directed to Dana Drake, PE, Waterways and Wetlands Program Manager, at the previously listed address or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD). Comments must be submitted in writing and contain the name, address and telephone number of the person commenting and a concise statement of comments, objections or suggestions on this proposal. No comments submitted by facsimile will be accepted.

[Pa.B. Doc. No. 18-887. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability for Public Comment on Draft Revision to the Partnership for the Delaware Estuary's Comprehensive Conservation and Management Plan

Under section 320 of the Clean Water Act (33 U.S.C.A. § 1330), the United States Environmental Protection Agency (EPA) is authorized to convene management conferences to protect water quality in estuaries of National significance. In 1996, the Partnership for the Delaware Estuary (PDE) was created and established as 1 of 28 National estuary programs in the United States. A primary purpose of the Delaware Estuary Program is to develop and subsequently implement a Comprehensive Conservation and Management Plan (CCMP) to protect the Delaware Estuary. The PDE coordinates the efforts of a group of core partners to protect and enhance the Delaware Estuary through the CCMP. The Department of Environmental Protection is a core partner, along with the New Jersey Department of Environmental Protection, Delaware Department of Natural Resources, Delaware River Basin Commission, Philadelphia Water Department and the EPA (Regions 2 and 3). The core partners serve as active members on various committees, including the steering committee, estuary implementation committee, and science and technology advisory committee that serve in a guidance capacity for the estuary program. Partners also coordinate their annual objectives and priorities to support CCMP implementation.

The original CCMP, written in 1996, was created to guide the efforts of environmental agencies and organizations in the CCMP region to protect the Delaware Estuary. It served the estuary for over 20 years and this is the first revision to that plan. The draft CCMP is streamlined into 39 strategies organized into 3 areas of focus: clean waters; strong communities; and healthy habitats. The CCMP lays out goals and strategies for continuing the Delaware Estuary's recovery over the next 10 years.

The PDE invites comments on the revised draft CCMP through July 20, 2018. The PDE will be holding an informational webinar on the Revised CCMP on Monday, June 11, 2018, at 12 p.m. Individuals can register at www.DelawareEstuary.org/our-plan. The webinar will also be recorded and made available on the PDE's web site after June 11, 2018.

For more information, to review the draft revised CCMP and to submit comments visit www.DelawareEstuary.org/our-plan. Interested persons are invited to submit comments using the web site or by e-mail to CCMP@DelawareEstuary.org. Individuals who are unable to submit comments through the online form or e-mail should mail written comments to Emily Baumbach, Partnership for the Delaware Estuary, Inc., 110 South Poplar Street, Suite 202, Wilmington, DE 19801.

For further information or questions, contact Rhonda Manning, Department of Environmental Protection, Compaacts and Commissions Office, (717) 772-4472.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-888. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at <http://www.elibrary.dep.state.pa.us/dsweb/HomePage>. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

The following is the current list of recent changes to the Air Quality Permit Exemptions. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

Final Technical Guidance—Substantive Revision

DEP ID: 275-2101-003. *Title:* Air Quality Permit Exemptions. *Description:* Consistent with the provision of 25 Pa. Code § 127.14 (relating to exemptions), the Department may determine sources or classes of sources which may be exempt from the plan approval and permitting requirements of 25 Pa. Code Chapter 127 (relating to construction, modification, reactivation and operation of sources). In accordance with 25 Pa. Code § 127.14(d), the Department is finalizing an amendment to the Air Quality Permit Exemptions.

The Department published a notice at 47 Pa.B. 733 (February 4, 2017) opening a public comment period for Technical Guidance Document No. 275-2101-003, entitled "Air Quality Permit Exemptions." The comment period ended on June 5, 2017. The Department published a second notice at 48 Pa.B. 1902 (March 31, 2018) opening a second public comment period for Technical Guidance Document No. 275-2101-003 on Category Nos. 35 and 38 under 25 Pa. Code § 127.14(a)(8); Category No. 16 under 25 Pa. Code § 127.14(a)(9); and Category No. 40 under the Trivial Activities provision. The comment period ended on May 15, 2018. The Department has prepared a Comment and Response Document which is available on the Department's web site. At this time the Department is finalizing only the revisions to Category Nos. 35 and 38; under 25 Pa. Code § 127.14(a)(9), Category No. 16; and under the Trivial Activities provision, Category No. 40 of Technical Guidance Document 275-2101-003. Any other revisions to the technical guidance document will be finalized at a later date.

Contact: Questions regarding this technical guidance document should be directed to Naishadh Bhatt, (717) 787-2856 or nabhath@pa.gov or Frank Zarefoss, (717) 787-4325 or fzarefoss@pa.gov.

Effective Date: August 8, 2018

Rescission of Technical Guidance

DEP ID: 270-0810-006. *Title:* Guidance for Performing Single Stationary Source Determination for Oil and Gas Industries. *Description:* The Department is rescinding this technical guidance document due to the issuance of the United States Environmental Protection Agency Final Rule entitled "Source Determination for Certain Emission Units in the Oil and Natural Gas Sector," 81 FR 35622 (June 3, 2016).

Contact: Questions regarding this technical guidance document should be directed to Frank Zarefoss, (717) 787-4325 or fzarefoss@pa.gov.

Effective Date: August 8, 2018

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-889. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Issuance of General Plan Approval and/or General Operating Permit No. 5A for Unconventional Natural Gas Well Site Operations or Remote Pigging Stations (BAQ-GPA/GP-5A); Modified General Plan Approval and/or General Operating Permit No. 5 for Natural Gas Compressor Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5)

In accordance with section 6.1(f) of the Air Pollution Control Act (35 P.S. § 4006.1(f)) and 25 Pa. Code Chapter 127, Subchapter H (relating to general plan approvals and operating permits), the Department of Environmental Protection (Department) has issued the General Plan Approval and/or General Operating Permit No. 5A for Unconventional Natural Gas Well Site Operations and Remote Pigging Stations (BAQ-GPA/GP-5A) and modifications to General Plan Approval and/or General Operating Permit No. 5 for Natural Gas Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) with an effective date of August 8, 2018.

The Department published a notice regarding the availability of the proposed GP-5A and proposed revisions to GP-5 for public review and comment at 47 Pa.B. 733 (February 4, 2017). The public comment period was originally scheduled to close on March 22, 2017. However, due to increased public and legislative interest, the comment period was extended until June 5, 2017, at 47 Pa.B. 1235 (February 25, 2017). The Department prepared a comment and response document that summarizes the comments submitted to the Department from 9,357 individuals and organizations during the public comment period.

On March 31, 2018, the Department published a second notice of the availability of the proposed GP-5A and proposed revisions to GP-5 for public review and comment in full compliance with 25 Pa. Code § 127.612 (relating to public notice and review period). The notice was published at 48 Pa.B. 1902 (March 31, 2018), in six newspapers of general circulation and sent to nearby states and the United States Environmental Protection Agency. The public comment period ended on May 15, 2018. The Department prepared a comment and response document that summarizes the comments submitted to the Department from 32 individuals and organizations during the second public comment period.

Applicants may seek authorization to use GP-5A or GP-5 by submitting the General Permit application to the appropriate Department regional office. Applicants must receive the Department's written approval prior to constructing and/or operating sources under these General Permits. The newly revised general permits, GP-5 and GP-5A, will be required for new natural gas wells and new compression, processing and transmission stations along pipelines, respectively. The Department will publish notice of each authorization to use GP-5 or GP-5A in the *Pennsylvania Bulletin*.

A copy of the General Permits with related documents, including comment and response documents and Technical Support Document, can be obtained by contacting Frank Zarefoss, P.O. Box 8468, Harrisburg, PA 17105, (717) 787-4325 or fzarefoss@pa.gov. The documents are

available on the Department's web site at <http://www.dep.pa.gov/Business/Air/BAQ/Permits/Pages/GeneralPermits.aspx>.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-890. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Stream Evaluation of Logan Spring Run (Huntingdon County and Blair County), Bermudian Creek (Adams County) and Fishing Creek (Clinton County, Centre County, Union County and Lycoming County); Water Quality Standards Review

Under 25 Pa. Code § 93.4d (relating to processing of petitions, evaluations and assessments to change a designated use) the Department of Environmental Protection (Department) gives notice that an evaluation will be conducted on the Logan Spring Run basin, the Bermudian Creek basin and the Fishing Creek basin to determine the proper protected use designations in the Commonwealth's Water Quality Standards.

Logan Spring Run is a tributary to the Little Juniata River. The majority of the Logan Spring Run basin located in Warriors Mark Township, Huntingdon County. A small portion of the basin, the farthest downstream reaches, is located in Snyder Township, Blair County. The Logan Spring Run evaluation is being conducted as part of an NPDES permit renewal. Logan Spring Run is currently designated Warm Water Fishes, Migratory Fishes (WWF, MF).

Bermudian Creek is a tributary to Conewago Creek located in the lower Susquehanna River basin. The entire Bermudian Creek basin encompasses portions of Washington, Warrington and Franklin Townships, York County, as well as portions of Latimore, Huntingdon, Tyrone and Redding Townships, Adams County. The portion of the Bermudian Creek basin being evaluated is from the source to unnamed tributary (UNT) 08727. The Bermudian Creek evaluation is being conducted due to a potential inconsistency between the Fish and Boat Commission Wild Trout Waters classification and the current WWF, MF designation for portions of the basin.

Fishing Creek is a tributary to Bald Eagle Creek located in the West Branch Susquehanna River basin. The Fishing Creek basin encompasses portions of Lamar, Bald Eagle, Crawford, Logan, Greene and Castanea Townships, and Loganton and Mill Hall Boroughs, Clinton County; Gregg, Miles, Marion, Potter, Walker and Spring Townships, Centre County; Limestone and Washington Townships, Lycoming County; and Lewis Township, Union County. The Fishing Creek evaluation is being conducted in response to a rulemaking petition submitted to the Environmental Quality Board (Board) by the Lloyd Wilson Chapter of Trout Unlimited. The petition was accepted for further evaluation at the January 16, 1996, Board meeting. Preliminary evaluations were completed in 1997 and a draft evaluation report was composed, but final recommendations were never delivered to satisfy the rulemaking petition.

Persons who have technical data concerning the water quality, instream habitat or biological condition of these stream sections are encouraged to make it available to the Department for consideration in the assessment. These assessments may lead to recommendations to the Board for redesignation.

Data should be submitted to Mark Brickner, Division of Water Quality, Bureau of Clean Water, P.O. Box 8774, Harrisburg, PA 17105-8774, or mbrickner@pa.gov. Data should be submitted within 30 days of this notice. Questions concerning this evaluation can be directed to Mark Brickner at (717) 787-9637.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Mark Brickner directly at (717) 787-9637 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-891. Filed for public inspection June 15, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Payments

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2017-2018 disproportionate share hospital payments to certain Medical Assistance (MA) acute care general hospitals which, in partnership with an independent facility listed as a Cleft and Craniofacial Team by the American Cleft Palate-Craniofacial Association, provide surgical services to patients with cleft palate and craniofacial abnormalities. These payments are intended to promote access to inpatient hospital services for MA eligible and uninsured persons in this Commonwealth with cleft palate and craniofacial abnormalities. The Department is not otherwise changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 48 Pa.B. 1041 (February 17, 2018). The Department received no comments during the 30-day comment period and will implement the change as described in the notice of intent.

Fiscal Impact

The FY 2017-2018 impact, as a result of the funding allocation for these payments, is \$0.519 million (\$0.250 million in State general funds and \$0.269 million in Federal funds).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1241. (1) General Fund; (2) Implementing Year 2017-18 is \$250,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$450,970,000; 2015-16 Program—\$392,918,000; 2014-15 Program—\$564,772,000; (7) MA—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-892. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Additional Class of Disproportionate Share Payments

The Department of Human Services (Department) is announcing its intent to allocate funds for Fiscal Year (FY) 2017-2018 disproportionate share hospital (DSH) payments for qualifying Medical Assistance (MA) enrolled acute care general hospitals that promote access to comprehensive inpatient services for MA eligible persons by providing an adequate supply of health care professionals who have been trained in high volume MA enrolled hospital settings. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

Fiscal Impact

The FY 2017-2018 impact, as a result of the funding allocation for these payments, is \$54.398 million (\$26.209 million in State general funds and \$28.189 million in Federal funds) upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider comments received within 30 days in determining the final payment methodology for these payments.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1240. (1) General Fund;

(7) MA—Academic Medical Centers; (2) Implementing Year 2017-18 is \$1,000,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$21,181,000; 2015-16 Program—\$17,431,000; 2014-15 Program—\$17,431,000;

(7) MA—Fee-for-Service; (2) Implementing Year 2017-18 is \$23,709,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$450,970,000; 2015-16 Program—\$392,918,000; 2014-15 Program—\$564,772,000;

(7) MA—Physician Practice Plans; (2) Implementing Year 2017-18 is \$1,500,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$10,071,000; 2015-16 Program—\$9,571,000; 2014-15 Program—\$9,071,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-893. Filed for public inspection June 8, 2018, 9:00 a.m.]

**DEPARTMENT OF
HUMAN SERVICES**

Assisted Living Residences Per Bed Fee Adjustment

The purpose of this notice is to announce the adjustment of the assisted living residence per bed fee from \$75 to \$35 per bed in accordance with 55 Pa. Code § 2800.11(c)(2) (relating to procedural requirements for licensure or approval of assisted living residences; special care designation and dual licensure) which authorizes the Department of Human Services (Department) to adjust the fee annually at a rate not to exceed the Consumer Price Index.

The adjusted per bed fee of \$35 is effective July 1, 2018, for new and renewal applications submitted from this date and thereafter.

As of March 1, 2018, the Department received bed fees from 44 assisted living residences accounting for 2,688 beds. The Department anticipates the fee reduction will encourage growth in assisted living residences, which will increase the opportunity for consumers to age in place in the least restrictive setting of their choice.

Fiscal Impact

The Department estimates that revenues collected from bed fees will result in \$107,000 less revenue in Fiscal Year 2018-2019.

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).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1243. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 18-894. Filed for public inspection June 8, 2018, 9:00 a.m.]

**DEPARTMENT OF
HUMAN SERVICES**

Disproportionate Share Hospital Payments for Trauma Services

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2017-2018 trauma disproportionate share hospital payments to Medical Assistance enrolled acute care general hospitals qualifying as trauma centers. The Department is not otherwise changing the qualifying criteria or payment methodology for these payments.

The Department published notice of its intent to allocate funding for these payments at 47 Pa.B. 7773 (December 23, 2017). The Department received no public comments during the 30-day comment period and will implement the change as described in its notice of intent.

Fiscal Impact

The FY 2017-2018 impact, as a result of the funding allocation for these payments, is \$17.966 million (\$8.656 million in State general funds and \$9.310 million in Federal funds).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1242. (1) General Fund; (2) Implementing Year 2017-18 is \$8,656,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$8,656,000; 2015-16 Program—\$8,656,000; 2014-15 Program—\$8,656,000; (7) Trauma Centers; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-895. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Bureau of Maintenance and Operations; Access Route Approval

Under 75 Pa.C.S. § 4908 (relating to operation of certain combinations on interstate and certain other highways), the Department of Transportation approved on May 21, 2018, the following access routes for use by the types of truck combinations as indicated:

1. (X) 96" wide twin trailers (28 1/2' maximum length of each trailer).
2. (X) 102" wide 53' long trailer.
3. (X) 102" wide 48' long trailer.
4. (X) 102" wide twin trailers (28 1/2' feet maximum length—each).
5. (X) 102" wide maxi-cube.

| <i>Route Identification</i> | <i>Route Description</i> | <i>County</i> | <i>Length Miles</i> |
|-----------------------------|---|---------------|---------------------|
| SR 3006 (Cherry Lane) | From SR 412 (Main Street) to SR 2006 (Easton Road) | Northampton | 0.50 |
| SR 2006 (Easton Road) | From SR 3006 (Cherry Lane) to SEG 0060, Offset 1,225 feet | Northampton | 1.00 |

The County of Northampton approved the access routes within its respective jurisdiction. Questions should be directed to George Harpster at (717) 783-6473.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-896. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Findings

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)) establishing the Department of Transportation (Department), the Director of the Bureau of Project Delivery, as delegated by the Secretary of Transportation, makes the following written findings:

The Department is planning the following listed projects. Environmental and Section 4(f) Documentation have been developed for the following identified projects to evaluate the potential environmental impacts caused by these projects. The Section 4(f) documents also serve as the Section 2002 Evaluation. The approved documents are available in the CE/EA Expert System at <http://www.dotdom2.state.pa.us/ceea/ceeamain.nsf>. The environmental, economic, social and other effects of the proposed projects have been considered. Based upon studies, there is no feasible and prudent alternative to the use of the Section 2002 resources for the proposed identified projects, and all reasonable steps have been taken to minimize the effects.

• **SR 0145, Section 08B—Allentown City, Lehigh County.**

Project Description: The proposed project is a bridge replacement for the Wire Mills Bridge, which carries SR 0145, Section 08B over Little Lehigh Creek.

Environmental Documents: CE 1B Evaluation approved on March 28, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on March 9, 2018.

Proposed Use of Section 4(f)/2002 Resource: The project will require approximately 0.08 acre of right-of-way (ROW) from the 52-acre Fountain Park, a City of Allentown owned property, which qualifies as a Section 4(f)/Section 2002 resource.

• **SR 4067, Section A10—Washington Township, Westmoreland County.**

Project Description: The project proposes to replace the existing pipe culvert on SR 4067, Section A10 over an unnamed tributary (UNT) to Pine Run with a concrete box culvert. The project also includes updating guiderail, and milling and overlaying the approaches. Minor profile adjustments along the roadway approaches are also anticipated.

Environmental Documents: ED BRPA Reevaluation approved on March 22, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on March 16, 2018.

Proposed Use of Section 4(f)/2002 Resource: The proposed project will require approximately 0.06 acre of

ROW from the 42.22-acre Elbert N. Kunkle Park, a Washington Township owned property, which qualifies as a Section 4(f)/Section 2002 resource.

• **SR 2005, Section 01B—Clay Township, Huntingdon County.**

Project Description: The proposed project is a bridge restoration of SR 2005, Section 01B, over Three Springs Creek. Work will include deck replacement, roadway approach work, paving and guiderail updates.

Environmental Documents: ED BRPA approved on March 9, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on March 8, 2018.

Proposed Use of Section 4(f)/2002 Resources: The project requires approximately 0.014 acre of ROW from the 6.873-acre Three Springs Community Pool, which qualifies as a Section 4(f)/2002 resource.

• **SR 7046, Section 027—Lower Moreland Township and Bryn Athyn Borough, Montgomery County.**

Project Description: The proposed project is a bridge rehabilitation of a steel Pratt through truss on SR 7046, Section 027, over Pennypack Creek. The structure will be removed, repaired and reinstalled, and new concrete abutments and wing walls will be constructed.

Environmental Documents: CE BRPA Evaluation approved on March 8, 2018, and two forms of Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties, both approved on January 26, 2018.

Proposed Use of Section 4(f)/2002 Resources: The Fetter's Mill Village Historic District and Fetter's Mill are listed on the National Register of Historic Places (NRHP). Approximately 0.02 acre of ROW will be required from the historic district and approximately 0.004 acre of ROW will be required from Fetter's Mill.

• **SR 7023, Section 007—Aston Township, Delaware County.**

Project Description: The proposed project is the replacement of the existing bridge that carries SR 7023 (New Road) over the West Branch of Chester Creek. The structure will be replaced on the existing alignment, the abutments will be replaced, the instream pier will be removed, and minor approach work and guiderail updates will be completed.

Environmental Documents: CE 1b Reevaluation approved on February 20, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on June 12, 2017.

Proposed Use of Section 4(f)/2002 Resources: The project will require 0.03 acre of ROW from the 1.6-acre Robert Poore, Jr., Memorial Park, which qualifies as a Section 4(f)/2002 resource.

• **SR 0183, Section 07S—Jefferson Township, Berks County.**

Project Description: This project will involve safety improvements for the intersection of SR 0183 and SR 4016. The eastern leg of the intersection will be realigned, and the structure over a UNT to the Little Northkill Creek will be replaced. The intersecting roadways will be widened and a traffic signal will be installed. Slopes will also be cut to increase sight distances.

Environmental Documents: CE 1b Reevaluation approved on February 15, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 22, 2014.

Proposed Use of Section 4(f)/2002 Resources: The 59.33-acre William Potteiger Farm was determined to be eligible for listing on the NRHP. Approximately 0.581 acre of ROW will be required from the resource.

• **SR 9900, Section LBR—McIntyre Township, Lycoming County.**

Project Description: The project proposes to replace the SR 9900, Section LBR (T-665) bridge over Pleasant Stream with a prestressed concrete spread box beam on an improved alignment.

Environmental Documents: CE 1b Evaluation approved on February 15, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on February 14, 2018.

Proposed Use of Section 4(f)/2002 Resource: The proposed project requires approximately 0.02 acre of ROW for a channel easement from the 2,100-acre Loyalsock State Forest, which qualifies as a Section 4(f)/2002 resource.

• **SR 0425, Section 008—Lower Chanceford Township, York County.**

Project Description: The project proposes to replace the SR 0425, Section 008 bridge over Sawmill Run. The project also includes updating guiderail, improving drainage, and milling and overlaying the approaches. The new structure will be a precast concrete box culvert placed on an existing alignment.

Environmental Documents: ED BRPA Evaluation approved on February 12, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on January 23, 2018.

Proposed Use of Section 4(f)/2002 Resources: The 6.9-acre Tucquan Club Complex was determined eligible for the NRHP. Approximately 0.024 acre of ROW will be required from the resource.

• **SR 0663, Section MKM—Pottstown Borough, Montgomery County.**

Project Description: The proposed project involves the replacement of the SR 0663 (King Street), Section MKM bridge over Manatawny Creek. The proposed bridge will be wider and require work to be done on the wing walls.

Environmental Documents: CE 1b Evaluation approved on February 1, 2018, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on November 22, 2017, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on November 22, 2017.

Proposed Use of Section 4(f)/2002 Resource: The Pottstown Conservation District was determined to be eligible for listing on the NRHP. Approximately 0.006 acre of ROW will be required from the resource. The project will also require 0.15 acre of the 78-acre Memorial Park and 0.04 acre of the 3.06-acre Manatawny Green, which both qualify as Section 4(f)/Section 2002 resources.

• **SR 0015, Section 034—Huntingdon and Latimore Townships, Adams County and Franklin Township and Carroll Township, York County.**

Project Description: The scope of work is to eliminate left turn movements from the side roads onto SR 0015 at ten intersections, provide safe turn-around locations, and mill and resurface travel lanes. Work also includes lengthening of acceleration and deceleration lanes at the SR 0094 interchange.

Environmental Documents: CE 1b Evaluation approved on January 23, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on October 20, 2017.

Proposed Use of Section 4(f)/2002 Resource: The Smith Farm was determined to be eligible for listing on the NRHP. Approximately 0.446 acre of ROW will be required from the 128.8-acre resource.

• **SR 1005, Section 05B—South Woodbury Township, Bedford County.**

Project Description: The project consists of the replacement of the existing bridge carrying SR 1005, Section 05B over Beaver Creek. The structure will be replaced in the same location on the same alignment.

Environmental Documents: ED 2 Evaluation approved on January 16, 2018, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on January 3, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on January 3, 2018.

Proposed Use of Section 4(f)/2002 Resource: The South Morrison Cove Rural Historic District was determined eligible for listing on the NRHP. The South Cemetery Bridge and the David S. Koontz farm are considered contributing resources to the South Morrison Cove Rural Historic District. Approximately 0.21 acre of ROW will be required from the 82.77-acre David S. Koontz farm.

• **SR 3008, Section A00—City of Sharon, Mercer County.**

Project Description: This project on SR 3008, Section A00 will include the addition of crosswalks, landscaping and furnishings, ADA ramps and resurfacing as outlined in the recent Pennsylvania Community Transportation Initiative study. The island at Stambaugh and Euclid Avenues will be removed. Minor roadway widening, to even out lane widths near the high school and drainage improvements throughout existing sidewalks, will be brought up to current ADA standards.

Environmental Documents: CE 1b Reevaluation approved on January 9, 2018, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on July 25, 2016.

Proposed Use of Section 4(f)/2002 Resource: The Wilson House was determined to be eligible for listing on the NRHP. The project requires a sliver take from the Wilson House to accommodate the sidewalk and ADA ramp.

BRIAN G. THOMPSON, PE,
Director
Bureau of Project Delivery

[Pa.B. Doc. No. 18-897. Filed for public inspection June 8, 2018, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Public-Private Partnerships Board Meeting

The Public-Private Partnerships Board will hold a meeting on June 26, 2018, from 10 a.m. to 12 p.m. in PUC Hearing Room No. 1, Keystone Building, Harrisburg, PA. For more information, contact Kathryn Tartaglia, (717) 214-7222, katartagli@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-898. Filed for public inspection June 8, 2018, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Whitehall Township v. Department of Environmental Protection and Coplay Aggregates, Inc., Permittee; EHB Doc. No. 2018-056-M

Whitehall Township has appealed the issuance by the Department of Environmental Protection of NPDES Permit No. PA0225655 to Coplay Aggregates, Inc. for a facility located in Whitehall Township, Lehigh County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 18-899. Filed for public inspection June 8, 2018, 9:00 a.m.]

GAME COMMISSION

Central Susquehanna Wild Pheasant Recovery Area; Wild Pheasant Youth Hunt

Executive Order

Whereas, On March 28, 2017, the Pennsylvania Game Commission (Commission) amended 58 Pa. Code § 141.28 (relating to wild pheasant recovery areas) to allow the Director to authorize permit based, youth-only pheasant hunting opportunities in the Central Susquehanna Wild Pheasant Recovery Area (WPRAs); and

Whereas, Section 141.28 authorizes the Director to establish the number of hunting access permits to be issued, the manner of distribution for the hunting access permits to be raffled off by an eligible organization, the application deadline, the date, time and location for the random drawing, and the designation of one or more pheasant hunt zones within the WPRAs prior to the opening of the earliest established youth pheasant season; and

Whereas, Commission staff, in consultation with national and local representatives of Pheasants Forever, have determined that a youth wild pheasant hunt is feasible for the 2018/2019 hunting license year after review of wild pheasant population levels and pertinent logistical considerations.

Now Therefore, I, BRYAN J. BURHANS, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Game and Wildlife Code and regulations promulgated thereunder, do hereby order and direct the following:

1. *Permit Quota:* The limited youth pheasant hunting opportunity within the Central Susquehanna WPRAs will consist of a total of 48 hunting access permits. Distribution of these permits will be as follows:

a. A total of 3 Central Susquehanna WPRAs pheasant hunting access permits will be made available to the Pennsylvania Pheasants Forever Chapters (1 each) currently supporting a WPRAs within this Commonwealth for further distribution to eligible youth hunters. This will include the Cumberland Valley Chapter, Schuylkill County Chapter, and the Central Susquehanna Chapter. These permits shall be made available by each authorized Chapter through a random drawing process.

b. A total of 9 Central Susquehanna WPRAs pheasant hunting access permits will be made available to a random selection of supporting landowners within the Central Susquehanna WPRAs for further distribution to eligible youth hunters of their designation.

c. A total of 36 Central Susquehanna WPRAs pheasant hunting access permits will be made available to eligible youth hunters selected from the general public through a random drawing process more fully described in paragraph 2 below.

2. *Public Drawing:*

a. *Eligibility:* Applicants for the Central Susquehanna WPRAs pheasant hunting access permits must be between the ages of 12 and 16 years of age and possess a valid junior hunting license and a valid junior pheasant hunting permit issued under 58 Pa. Code § 147.316 (relating to application).

b. *Application:* Applications for the Central Susquehanna WPRAs pheasant hunting access permits shall be made through an online process developed by the PGC

through its website, and must be received by the close of business on Friday, August 3, 2018.

c. *Drawing*: The Commission will conduct the random drawing of successful applicants for the Central Susquehanna WPRP pheasant hunting access permits at its Harrisburg headquarters at 10:00 a.m. on Friday, August 17, 2018.

d. *Fee*: Participation in the public drawing and acquisition of Central Susquehanna WPRP pheasant hunting access permits by successful applicants will be free of charge.

3. *Pheasant Hunt*:

a. *Hunt Zone*: The Central Susquehanna WPRP pheasant hunt zone will consist of the current Central Susquehanna WPRP boundary set forth in 58 Pa. Code § 141.28(a)(2).

b. *Hunt Dates*: The Central Susquehanna WPRP pheasant hunt will be open to properly permitted youth hunters only on their assigned hunting date. The available dates are either Saturday, November 3, 2018 or Saturday, November 10, 2018.

c. *Bag Limit*: Each Central Susquehanna WPRP pheasant hunting access permit authorizes its holder to harvest 1 male ring-necked pheasant within the Central Susquehanna WPRP hunt zone on the permitted youth hunter's assigned hunting date.

d. *Hunt locations*: Distribution and assignment of hunting locations for permitted youth hunters within the Central Susquehanna WPRP pheasant hunt zone will be

facilitated by the Central Susquehanna Chapter of Pheasants Forever in coordination with participating landowners.

e. *Accompaniment*: Each permitted youth hunter shall be accompanied by an adult parent/guardian throughout the Central Susquehanna WPRP pheasant hunt as set forth in 34 Pa.C.S. § 2711(a)(8) (relating to unlawful acts concerning licenses).

f. *Mentorship*: Each permitted youth hunter will be paired with another permitted youth hunter and assigned to a mentor designated by the Central Susquehanna Chapter of Pheasants Forever. Hunt mentors are intended to serve as a guide to the youth hunters during their hunting activities as well as ensure safety during the hunt.

g. *Party Limit*: Each combined group of permitted youth hunters, parents/guardians and mentor shall not exceed the 6 person limit for small game hunting parties as set forth in 58 Pa. Code § 141.22(b)(5) (relating to small game).

4. This Order is effective immediately and shall expire on June 30, 2019.

Given under my hand and seal of the Pennsylvania Game Commission on this 21st day of May, 2018.

BRYAN J. BURHANS,
Executive Director

[Pa.B. Doc. No. 18-900. Filed for public inspection June 8, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulation. It is scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission's web site at www.irrc.state.pa.us.

| <i>Final Reg. No.</i> | <i>Agency/Title</i> | <i>Received</i> | <i>Public Meeting</i> |
|-----------------------|---|-----------------|-----------------------|
| 18-479 | Department of Transportation Access to and Occupancy of Highways by Driveways and Local Roads | 5/24/18 | 6/28/18 |

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-901. Filed for public inspection June 8, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Insurance Coverages or Risks Eligible for Export by the Insurance Commissioner

Under section 1604(2)(ii) of The Insurance Company Law of 1921 (40 P.S. § 991.1604(2)(ii)), the Insurance Commissioner declares the following insurance coverages to be generally unavailable in the authorized market at the present, and thus exportable, and hereby adopts the following export list. Accordingly, for those insurance coverages which are included on the export list, a diligent search among insurers admitted to do business in this Commonwealth is not required before placement of the coverages in the surplus lines market.

Export List

- Amusements
 - Amusement Parks and their Devices
 - Animal Rides
 - Recreational and Sporting Events
 - Special Short Term Events
 - Theatrical Presentations
- Aviation
 - Fixed Base Operations
 - Bridge and Tunnel Contractors (liability only)
 - Chemical Spray and/or Drift
 - Crane and Rigging Contractors (liability and physical damage only)
 - Crop Dusters (aircraft liability and aircraft hull coverage only)

Day Care Centers, including Sexual Abuse Coverage
 Demolition Contractors Liability
 Dog Bite Liability (monoline)
 Firework Sales/Manufacturing
 Flood Insurance
 Fuel and Explosive Haulers (excess auto liability and auto physical damage only)
 Guides and Outfitters (liability only)
 Hazardous Waste Haulers (excess auto liability and auto physical damage only)
 Hazardous Waste Storage and Disposal (liability only)
 Homeshare Business Multi-Peril Insurance (on-demand short-term)
 Hunting Clubs
 Kidnapping, Ransom and Extortion Insurance
 Liquor Liability (monoline)
 Medical Malpractice Liability with or without related General Liability Coverages
 Miscellaneous Errors and Omissions or Professional Liability except architects and engineers, medical malpractice, lawyers, personnel agencies, travel agents, real estate brokers and insurance agents and brokers
 Nightclubs
 Nursing Home Liability with or without other Affiliated Elder Care Services
 Paint and Coating Manufacturers—Liability
 Pest Control (Exterminators) Liability
 Pollution Liability and/or Environmental Impairment Coverage
 Products Liability (monoline) for the Manufacturing of:
 Aircraft and Component Parts
 Automotive and Component Parts
 Farm and Industrial Equipment
 Firearms
 Medical Equipment
 Petrochemicals
 Pharmaceuticals
 Products Recall (monoline) for the Manufacturing of:
 Aircraft and Component Parts
 Automotive and Component Parts
 Farm and Industrial Equipment
 Firearms
 Medical Equipment
 Petrochemicals
 Pharmaceuticals
 Railroad, including Consultants, Contractors and Suppliers
 Real-Estate Environmental Impairment Coverage
 Scrap Metal Dealers/Recycling Centers with Off-Site Disassembling (general liability only)
 Security/Detective/Patrol Agencies
 Tattoo Parlors
 Taxicab Liability
 Title Insurance Agents Errors and Omissions
 *Vacant Properties (excluding 1—4 family unit residential dwellings and individually owned residential units in larger residential buildings)

*denotes new or revised

This list becomes effective on the date of its publication in the *Pennsylvania Bulletin* and supersedes the list published at 47 Pa.B. 2854 (May 13, 2017), and shall remain in effect until superseded by a subsequent list as published in the *Pennsylvania Bulletin*.

Questions regarding the export list may be directed to Cressinda E. Bybee, Office of Corporate and Financial

Regulation, 1345 Strawberry Square, Harrisburg, PA 17120, (717) 783-2144, fax (717) 787-8557, cbybee@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-902. Filed for public inspection June 8, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P.L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held in Room 2026, Piatt Building, 301 5th Avenue, Pittsburgh, PA 15222.

Appeal of Richard Atkinson; Erie Insurance Exchange; File No. 18-198-221385; Doc. No. P18-03-021; July 26, 2018, 9 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at a hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 18-903. Filed for public inspection June 8, 2018, 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 Monday, June 18, 2018.

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. 18-904. Filed for public inspection June 8, 2018, 9:00 a.m.]

PENNSYLVANIA GAMING CONTROL BOARD

Sports Wagering in this Commonwealth

Order

And Now, this 30th day of May, 2018, by Order of the Pennsylvania Gaming Control Board ("Board"), notice is hereby given, and the Board hereby certifies pursuant to 4 Pa.C.S. § 13C11(b), that the Supreme Court of the United States, in the case of *Murphy, Governor of New Jersey, et. al. v. National Collegiate Athletic Assn., et. al.*, on May 14, 2018, issued an opinion striking down the Professional and Amateur Sports Protection Act (PASPA), 28 U.S.C. § 3701 et. seq. This decision permits the Commonwealth of Pennsylvania to establish and regulate sports wagering within its borders.

By the Board

DAVID M. BARASCH,
Chairperson

[Pa.B. Doc. No. 18-905. Filed for public inspection June 8, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed in the event that there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. 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 June 25, 2018. 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-2018-3000741. Manyi (7044 Wheeler Street, Philadelphia, PA 19142) in paratransit service, between points

in Chester, Delaware and Montgomery Counties, and the City and County of Philadelphia.

A-2018-3001369. Constable Transport Service, LLC (4340 Winfield Terrace, Bethlehem, Northampton County, PA 18045) in paratransit service, limited to the transportation of persons seeking mental health treatment using duly elected Pennsylvania State constables, from points in Bethlehem Township, Northampton County and within an airline distance of 90 statutory miles of the municipality, excluding points of origin in Bucks, Chester, Montgomery, Northumberland and Schuylkill Counties, to points in Pennsylvania and return. *Attorney:* Christina M. Mellott, 5010 East Trindle Road, Suite 202, Mechanicsburg, PA 17050.

A-2018-3002220. BGP, LLC, t/a PA Transportation Services (4329 Rexford Drive, Bethlehem, Northampton County, PA 18020) in paratransit service, between points in the Counties of Bucks, Lehigh, Montgomery and Northampton, and the City and County of Philadelphia to points in Pennsylvania, and return.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.*

A-2018-3001649. VIP Limousines, Inc. (2986 Pennview Avenue, Broomall, Delaware County, PA 19008) in limousine service, between points in Bucks, Chester, Delaware and Montgomery Counties, and from said counties, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority; which is to be a transfer of the rights from A-2016-2528734 issued to Avanti Car Service, LLC.

Application of the following for approval of the *additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under the application.*

A-2018-3002113. DZ Taxi, LLC, t/d/b/a Black Bear Car Service (804 Delaware Drive, Matamoras, PA 18336) in limousine service, from points in Pike County, to points in Pennsylvania, and return.

Application of the following for the approval of the *transfer of stock as described under the application.*

A-2018-3001727. Nasser Limousine Service, LLC (24 Hilltop Drive, Tunkhannock, PA 18657) a corporation of the Commonwealth for the approval of the transfer of 100% of issued and outstanding shares held by John Nasser to Nathan Edwards. *Attorney:* Gregory J. Pascale, Esquire, 240 Penn Avenue, Scranton, PA 18503.

Application of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under the application.*

A-2018-3002178. Children's Choice, Inc. (616 East 24th Street, Chester, Delaware County, PA 19013) discontinuance of service and cancellation of its certificate, to operate as a broker, to arrange for the transportation of persons between points in Pennsylvania.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-906. Filed for public inspection June 8, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

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 June 25, 2018, 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. American Luxury Limousine, Inc.; Docket No. C-2018-3000427

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 American Luxury Limousine, Inc., (respondent) is under suspension effective March 03, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 2659 South 67th Street, Philadelphia, PA 19142.
3. That respondent was issued a Certificate of Public Convenience by this Commission on March 21, 2002, at A-00118446.
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-00118446 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/4/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@puc.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility
Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of
Investigation and Enforcement v. All American
Logistics, LLC; Docket No. C-2018-3001131**

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 All American Logistics, LLC, (respondent) is under suspension effective April 02, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 122 The Hideout, Lake Ariel, PA 18436.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 28, 2017, at A-8919499

4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil

penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919499 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/18/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

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Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Nairn Transfer and Storage, LLC; Docket No. C-2018-3001309

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 Nairn Transfer and Storage, LLC, (respondent) is under suspension effective April 09, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 169 Hallman Road, Douglassville, PA 19518.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 01, 2018, at A-8919975.

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-8919975 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
 David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 4/24/2018

David W. Loucks, Chief
 Motor Carrier Enforcement
 Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
 Pennsylvania Public Utility Commission
 Bureau of Investigation and Enforcement
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
 Pennsylvania Public Utility Commission
 P.O. Box 3265
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound

by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. JL Leasing, Inc., t/a Hire A Hand Moving; Docket No. C-2018-3001575

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 JL Leasing, Inc., t/a Hire A Hand Moving, (respondent) is under suspension effective February 12, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 448 Wallace Avenue, Bensalem, PA 19020.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 13, 2015, at A-8917211.

4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8917211 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: 5/2/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

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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.

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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.

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ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-907. Filed for public inspection June 8, 2018, 9:00 a.m.]

**STATE CHARTER SCHOOL
APPEAL BOARD
Schedule of Meetings**

The State Charter School Appeal Board will meet as follows:

| | | |
|--------------------|--------|------------------|
| August 7, 2018 | 3 p.m. | Honors Suite |
| September 25, 2018 | 1 p.m. | Honors Suite |
| October 30, 2018 | 1 p.m. | Honors Suite |
| December 4, 2018 | 1 p.m. | Honors Suite |
| January 15, 2019 | 1 p.m. | Honors Suite |
| February 26, 2019 | 1 p.m. | Honors Suite |
| April 16, 2019 | 1 p.m. | Honors Suite |
| May 21, 2019 | 1 p.m. | Heritage Suite A |
| June 18, 2019 | 1 p.m. | Honors Suite |

Unless due and timely notice to the contrary is given, these meetings will be held as previously stated. The Honors Suite is on the First Floor, Department of Education Building, 333 Market Street, Harrisburg, PA. Heritage Suite A is off the lobby right past the security gates.

Persons with disabilities who require special accommodations to attend the meetings may contact Ernest Helling, Counsel to the Board, 9th Floor, 333 Market Street, Harrisburg, PA 17126-0333, (717) 787-5500 or the Pennsylvania AT&T Relay Service (800) 654-5984 at least 24 hours in advance so that arrangements can be made.

ALAINA C. KOLTASH,
Board Counsel

[Pa.B. Doc. No. 18-908. Filed for public inspection June 8, 2018, 9:00 a.m.]

STATE ETHICS COMMISSION

Gaming Act List; Correction

An error occurred in the notice published at 48 Pa.B. 3221 (May 26, 2018). The following heading and paragraphs were inadvertently deleted from the introductory text. This language was intended to appear immediately before the signature. The remainder of the notice was accurate as published.

List under 3 Pa.C.S. § 9311(b)(6)(xvii)

Under the act of October 28, 2016 (P.L. 913, No. 114), the Commission has responsibilities for biennially publishing a list of all employment positions within the State Horse Racing Commission with duties that would subject the individuals in those positions to the “revolving door/post-termination” restrictions in 3 Pa.C.S. § 9311(b)(6)(xiv) (relating to State Horse Racing Commission).

The aforesaid list is based in part upon information provided to the Commission.

[Pa.B. Doc. No. 18-909. Filed for public inspection June 8, 2018, 9:00 a.m.]
