

# 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 August 7, 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

#### Section 112 Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
8-3-2018	Financial Hybrid Opportunity Fund LLC Financial Hybrid Opportunity SPV I LLC FJ Capital Management LLC McLean, VA Application for approval to acquire more than 5% of the common stock of LINKBANCORP, Inc., Camp Hill.	Filed

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
7-11-2018	Bryn Mawr Trust Company Bryn Mawr Montgomery County	53 Hulfish Street Princeton Mercer County, NJ	Withdrawn
7-27-2018	Republic First Bank Philadelphia Philadelphia County	1400 Blackwood-Clementon Road Clementon Camden County, NJ	Opened
8-2-2018	Jersey Shore State Bank Williamsport Lycoming County	102 West Wellsboro Street Mansfield Tioga County	Approved
8-2-2018	Mid Penn Bank Millersburg Dauphin County	193 Market Street Pillow Dauphin County	Approved
8-2-2018	Somerset Trust Company Somerset Somerset Trust Company	82 West Fayette Street Uniontown Fayette County	Approved
8-6-2018	Republic First Bank Philadelphia Philadelphia County	305 East State Road and 717 Central Avenue Feasterville-Treose Bucks County	Filed

### CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 18-1265. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of September 2018

The Department of Banking and Securities (Department), under the authority in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of September 2018, is 5 1/2%.

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

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 2.94 to which was added 2.50 percentage points for a total of 5.44 that by law is rounded off to the nearest quarter at 5 1/2%.

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 18-1266. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

### Regional Housing Advisory Committee Meetings; 2019—2023 Consolidated Plan and 2019 Annual Action Plan

The Department of Community and Economic Development (Department) is preparing the Commonwealth's 2019—2023 Consolidated Plan and 2019 Annual Action Plan. Both documents must be submitted to, and approved by, the United States Department of Housing and Urban Development (HUD) for the Commonwealth to receive funding under HUD's housing and community development programs of Community Development Block Grant, HOME Investment Partnership Program, Emergency Solutions Grant Program, Housing Opportunities for People with AIDS and National Housing Trust Fund. The Consolidated Plan creates a unified strategy for these programs to address identified needs, as well as the necessary linkages for building successful neighborhoods and communities.

As part of the planning process, the Department conducts meetings across this Commonwealth to discuss regional needs for housing, homelessness, economic and community development issues, and develops goals for

the programs that may affect the method of distribution of Fiscal Years 2019—2023 funding. The first of these meetings are the Regional Housing Advisory Committee (RHAC) meetings.

#### *RHAC Meetings*

There are six RHACs across this Commonwealth comprised of appointed members. Meetings of these RHACs are open to the public under 65 Pa.C.S. §§ 701—716 (relating to Sunshine Act). These RHACs advise the Department regarding housing, homelessness, economic and community development needs as well as assist in fair housing planning. The RHAC meetings are open to the public and will take place electronically by a webinar or onsite at the Department of Community and Economic Development, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225 on the specified dates and times.

Southwest RHAC Meeting (Allegheny, Armstrong, Beaver, Bedford, Blair, Butler, Cambria, Fayette, Greene, Indiana, Somerset, Washington and Westmoreland Counties)

*Date:* Monday, August 27, 2018

*Time:* 10 a.m.

*Place:* Conference Room 4 West

To register for this session go to <https://copa.webex.com/copa/k2/j.php?MTID=tb1d8880b98f6c9527b5783789ab22cbb>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Southeast RHAC Meeting (Bucks, Chester, Delaware, Lancaster, Montgomery and Philadelphia Counties)

*Date:* Monday, August 27, 2018

*Time:* 1:30 p.m.

*Place:* Conference Room 4 West

To register for this training session go to <https://copa.webex.com/copa/k2/j.php?MTID=taa475144f89fecea59e01c30a61b8096>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Lehigh Valley RHAC Meeting (Berks, Lebanon, Lehigh, Monroe, Northampton, Northumberland, Snyder and Union Counties)

*Date:* Tuesday, August 28, 2018

*Time:* 1:30 p.m.

*Place:* Conference Room 4 W-1

To register for this session go to <https://copa.webex.com/copa/k2/j.php?MTID=t92d262da1f5b611798efe92d9f5837f3>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Northwest RHAC Meeting (Cameron, Centre, Clarion, Clearfield, Elk, Erie, Forest, Jefferson, Lawrence, McKean, Mercer, Potter, Venango and Warren Counties)

*Date:* Wednesday, August 29, 2018

*Time:* 1:30 p.m.

*Place:* Conference Room 4 West

To register for this training session go to <https://copa.webex.com/copa/k2/j.php?MTID=tcc206c464689e65df8320b97f4b07773>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Central RHAC Meeting (Adams, Cumberland, Dauphin, Franklin, Fulton, Huntingdon, Juniata, Mifflin, Perry and York Counties)

*Date:* Thursday, August 30, 2018

*Time:* 10 a.m.

*Place:* Conference Room 4 W-1

To register for this training session go to <https://copa.webex.com/copa/k2/j.php?MTID=t472594d66850a21092fb0e42cb35c227>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

Northeast RHAC Meeting (Bradford, Carbon, Clinton, Columbia, Lackawanna, Luzerne, Lycoming, Montour, Pike, Schuylkill, Sullivan, Susquehanna, Tioga, Wayne and Wyoming Counties)

*Date:* Thursday, August 30, 2018

*Time:* 1:30 p.m.

*Place:* Conference Room 4W-1

To register for this session go to <https://copa.webex.com/copa/k2/j.php?MTID=t03230b19d8b0411367ce27f87fc55515>. Once approved by the host, a confirmation e-mail will be sent with instructions for joining the session.

For assistance with any of the previously listed sessions, contact Jody Michael at (717) 720-7410 or [jmichael@pa.gov](mailto:jmichael@pa.gov).

Persons who wish to participate in the RHAC meetings must register in advance. Contact Megan Snyder at (717)

720-7404 to receive registration instructions for these Internet-based meetings at least 24 hours prior to the meeting date. During the meeting, if support is required, call (717) 720-7410.

Persons who have a disability or has limited English proficiency who wish to participate in RHAC meetings and require an auxiliary aid, service or other accommodation to participate should contact Megan Snyder, Department of Community and Economic Development, Center for Community Financing, Commonwealth Keystone Building, 400 North Street, 4th Floor, Harrisburg, PA 17120-0225, (717) 720-7404 or TDD (717) 346-0308, [megsnyder@pa.gov](mailto:megsnyder@pa.gov) at a minimum of 72 hours prior to the hearing to discuss how the Department may best accommodate their needs.

DENNIS M. DAVIN,  
*Secretary*

[Pa.B. Doc. No. 18-1267. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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

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

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

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

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

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

Persons wishing to comment on NPDES applications are invited to submit statements to the contact office noted before the application within 30 days from the date of this public notice. Persons wishing to comment on WQM permit applications are invited to submit statements to the office noted before the application within 15 days from the date of this public notice. Comments received within the respective comment periods will be considered in the final

determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and the relevant facts upon which it is based.

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

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

### I. NPDES Renewal Applications.

*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?
PA0233536 (Sewage)	David & Hope Finrock Subdivision 377 Seymour Hill Road Mansfield, PA 16933-8958	Tioga County Sullivan Township	Unnamed Tributary to Corey Creek (4-A)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0097306 (Industrial)	Robinson Township WTP Station Street Coraopolis, PA 15108	Allegheny County Robinson Township	Ohio River (20-G)	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.*

**PA0057002**, Industrial, SIC Code 4953, **Township of Haverford**, 2325 Darby Road, Havertown, PA 19083-2201. Facility Name: Haverford Township Landfill Leachate TP. This existing facility is located in Haverford Township, **Delaware County**.

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

The receiving stream, Darby Creek, is located in State Water Plan watershed 3-G 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 0.01 MGD.—Interim Limits.

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Daily Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Color (Pt-Co Units)	XXX	XXX	XXX	XXX	XXX	100
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	7.0
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.01 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Specific Conductance (µmhos/cm)	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX

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

- A. Acquiring Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Permits
- D. Applicable BAT if Developed
- E. Chlorine Optimization
- F. Small Stream Discharge

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.

**PA0244210**, Storm Water, SIC Code 2841, **Crystal Inc.**, 601 West Eighth Street, Lansdale, PA 19446. Facility Name: Crystal Inc. PMC. This existing facility is located in Lansdale Borough, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary (Pa. Stream Code 02889) to West Branch Neshaminy Creek, is located in State Water Plan watershed 2-F and is classified for Warm Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The nearest downstream public water intake is located on Neshaminy Creek.

The proposed effluent limits for Outfall 001 thru 004 are based on a stormwater discharge.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfite	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
MBAS	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Conditions
- Obtain Necessary Property Rights
- Proper Solids 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.

**PA0025488**, Sewage, SIC Code 4952, **Avondale Borough Chester County**, PO Box 247, Avondale, PA 19311-0247. Facility Name: Avondale Borough STP. This existing facility is located in Avondale Borough, **Chester 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 East Branch White Clay Creek, is located in State Water Plan watershed 3-I and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.4	XXX	0.8
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	104.0	167.0	XXX	25.0	40.0	50
May 1 - Oct 31	62.5	96.0	XXX	15.0	23.0	30
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	75.0	112.5	XXX	18.0	27.0	36
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Total Nitrogen	83.4	XXX	XXX	20.0	XXX	40
Ammonia-Nitrogen						
Nov 1 - Apr 30	15.0	XXX	XXX	3.6	XXX	7.2
May 1 - Oct 31	5.0	XXX	XXX	1.2	XXX	2.4
Total Phosphorus	8.0	XXX	XXX	2.0	XXX	4

Sludge use and disposal description and location(s): Disposed in DELCORA.

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

- No Stormwater
- Property Rights
- Sludge Disposal
- Chlorine Minimization
- Responsible Operator
- Average weekly
- Remedial Measures if Unsatisfactory Effluent
- Change of Ownership
- TMDL/WLA Analysis
- Certified Operator

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

The EPA Waiver is not in effect.

**PA0058556**, Industrial, SIC Code 4941, **Downingtown Municipal Water Authority Chester County**, 100 Water Plant Way, Downingtown, PA 19335-1951. Facility Name: Downingtown Municipal WTP. This existing facility is located in Downingtown Borough, **Chester County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.466 MGD.

<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	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.5	1.0	1.25

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	75
Total Dissolved Solids	XXX	XXX	XXX	1,000	2,000	2,500
Total Phosphorus	XXX	XXX	XXX	Report	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	10
Iron, Total	XXX	XXX	XXX	2.0	4.0	5
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

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

- Property Rights
- Proper Sludge Disposal
- WQM Permit
- BAT/BCT Reopener
- Sedimentation Basin Cleaning
- Chemical Additives Requirements

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

The EPA Waiver is in effect.

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

**PA0082511**, Sewage, SIC Code 8661, **Roxbury Holiness Camp Inc.**, PO Box 28, Roxbury, PA 17251-0028. Facility Name: Roxbury Holiness Camp. This existing facility is located in Letterkenny Township, **Franklin 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), Conodoguinet Creek, is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.03 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min Report Daily Min	XXX	Daily Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

Sludge use and disposal description and location(s): Sludge is hauled off site via a local septage hauler for treatment and disposal at a local WWTP.

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

**PA0083712**, Industrial, SIC Code 4941, **Bear Valley Franklin County PA Joint Authority**, 218 School House Road, Saint Thomas, PA 17252-9646. Facility Name: Broad Run Water Plant. This existing facility is located in Saint Thomas Township, **Franklin County**.

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

The receiving stream(s), Broad Run, is located in State Water Plan watershed 13-C and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.05 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</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
			Daily Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.37	XXX	1.22
Total Suspended Solids	Report	Report	XXX	30.0	60.0	75
Aluminum, Total	0.79	1.58	XXX	1.9	3.8	5.1
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5

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

The EPA Waiver is in effect.

**PA0080501**, Sewage, SIC Code 8211, **Tuscarora School District**, 100 W Seminary Street, Mercersburg, PA 17236-1217. Facility Name: Montgomery Elementary School. This existing facility is located in Montgomery Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary of West Branch Conococheague Creek, is located in State Water Plan watershed 13-C 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 0.00175 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
			Daily Min		Daily Max	
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
			Daily Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen				Geo Mean		
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6

Sludge use and disposal description and location(s): Sludge is hauled off site via a local septage hauler for disposal at a local WWTP.

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

The EPA Waiver is in effect.

**PA0247898**, Sewage, SIC Code 6552, **David Fite Realty**, 103 Fite Way, Suite D, Quarryville, PA 17566-9394. Facility Name: Commerce Commons Development. This existing facility is located in East Drumore Township, **Lancaster County**.

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

The receiving stream(s), South Fork Big Beaver Creek, is located in State Water Plan watershed 7-K 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 0.0186 MGD.

<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)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Nitrogen	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	12	XXX	24
May 1 - Oct 31	XXX	XXX	XXX	4.0	XXX	8.0
Total Kjeldahl Nitrogen	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Phosphorus	Report Total Mo	XXX	XXX	2.0	XXX	4.0
Total Phosphorus (Total Load, lbs) (lbs)	XXX	113 Total Annual	XXX	XXX	XXX	XXX

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

The EPA Waiver is in effect.

**PA0080438**, Sewage, SIC Code 4952, **Northern Lancaster County Authority**, 983 Beam Road, Denver, PA 17517-8946. Facility Name: Northern Lancaster County Authority Beam Road STP. This existing facility is located in Brecknock Township, **Lancaster 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), Muddy Creek, is located in State Water Plan watershed 7-J 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 0.45 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.36	XXX	1.2
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	93	150	XXX	25	40	50
May 1 - Oct 31	75	112	XXX	20	30	40
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	112	168	XXX	30	45	60
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	XXX
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	22	XXX	XXX	6.0	XXX	12
May 1 - Oct 31	7.5	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	7.5	XXX	XXX	2.0	XXX	4.0
Copper, Total	XXX	XXX	XXX	Report	XXX	XXX

*Effluent Limitations*

Parameter	Mass Units (lbs)		Minimum	Concentrations (mg/L)	
	Monthly	Annual		Monthly Average	Maximum
Ammonia—N	Report	Report	XXX	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX
Net Total Nitrogen	Report	8,219	XXX	XXX	XXX
Net Total Phosphorus	Report	1,096	XXX	XXX	XXX

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

The EPA Waiver is not in effect.

**PA0084174**, Sewage, SIC Code 3999, **Covance Research Products Inc.**, 310 Swamp Bridge Road, Denver, PA 17517-8723. Facility Name: Covance Research Products WWTP. This existing facility is located in West Cocalico Township, **Lancaster 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 Cocalico Creek, is located in State Water Plan watershed 7-J and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.05 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.2	XXX	0.8
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Zinc, Total	XXX	XXX	XXX	0.3	XXX	0.7
Hardness, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	XXX	XXX
Copper, Total	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	9.0
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4.0

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

The EPA Waiver is in effect.

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

**PA0024694 A-2**, Sewage, **Beaver Borough Municipal Authority**, 469 3rd Street, Beaver, PA 15009-2226. Facility Name: Beaver Borough STP. This existing facility is located in Beaver Borough, **Beaver County**.

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

The receiving stream Ohio River, is in State Water Plan watershed 20-G and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.045 MGD.

The permit requires UV monitoring in lieu of TRC effluent limitations because the gaseous chlorination system was replaced with UV disinfection.

Sludge use and disposal description and location(s): Sludge is aerobically digested, gravity thickened, dewatered and disposed at Joseph Brunner Inc. Landfill.

The EPA Waiver is not in effect.

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

**PA0271527**, Sewage, SIC Code 8800, **Garrett L. Carulli**, 2607 Old Fryburg Road, Lucinda, PA 16235. Facility Name: Garrett L. Carulli SRSTP. This proposed facility is located in Knox Township, **Clarion County**.

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

The receiving stream(s), Unnamed tributary to Mahles Run, is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	9.0	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	Daily Min XXX	10.0	Daily Max 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.

**PA0271624**, Sewage, SIC Code 8800, **Sean Gill**, 154 Quarry Road, Greenville, PA 16125. Facility Name: Sean Gill SRSTP. This proposed facility is located in Delaware Township, **Mercer County**.

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

The receiving stream, an Unnamed Tributary to the Lawango Run, is located in State Water Plan watershed 20-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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 DEP, 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.

**PA0271535**, Sewage, SIC Code 8800, **James Felmlee**, 193 Congress Street, Bradford, PA 16701. Facility Name: James Felmlee 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 domestic sewage from a single-family residence.

The receiving stream, South Branch Willow Creek, is located in State Water Plan watershed 16-B and is classified for high quality waters—cold water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	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	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0

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

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

- Requirement to submit an Annual Maintenance Report
- No stormwater admitted to the treatment system
- Aerobic tank pumping requirement
- Solids handling
- Abandonment of the treatment system (for public sewage)

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.

**PA0271446**, Storm Water, SIC Code 2951, **Russell Standard Corp**, 285 Kappa Drive, Pittsburgh, PA 15238. Facility Name: Russell Std Wheelertown Road Plant. The facility is located in Le Boeuf Township, **Erie County**.

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

The receiving stream, Unnamed Tributary to Wheeler Creek and Wheeler Creek, is located in State Water Plan watershed 16-A and is classified for warm water fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

The proposed effluent limits for Outfalls 002 and 003 are based on a design flow of N/A MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
pH (S.U.)	XXX	XXX	Report Inst Min	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Total Dissolved Solids Chloride	XXX	XXX	XXX	XXX	XXX	Report

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

- Stormwater Best Management Practices
- Solids Handling

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.

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

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

**WQM Permit No. 1518408**, Sewage, **Tredyffrin Township**, 1100 DuPortail Road, Berwyn, PA 19312.

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

Description of Action/Activity: Rehabilitation of Tredyffrin Township Station Avenue Pump Station.

**WQM Permit No. WQG02231810**, Sewage, **AG-RW Edgmont Owner LLC**, 25A Hanover Road, Suite 310, Florham Park, NJ 07932.

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

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

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

**WQM Permit No. WQG02071801**, Sewerage, **Martinsburg Municipal Authority**, 110 South Walnut Street, Martinsburg, PA 16662.

This proposed facility is located in North Woodbury and Taylor Townships and Martinsburg Borough, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of pump station and conveyance system to serve Oakview Estates.

**WQM Permit No. 0107402, Amendment No. 1**, Sewerage, **New Oxford Municipal Authority**, 409 Water Works Road, New Oxford, PA 17350-1511.

This proposed facility is located in New Oxford Borough, **Adams County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of modifications to increase organic treatment capacity.

**WQM Permit No. WQG01501801**, Sewerage, **Abram Beiler**, 1766 Valentine Road, Ickesburg, PA 17037.

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

Description of Size and Scope of Proposed Operation/Activity: Seeking permit approval for the construction/operation to serve their single family residence.

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

**WQM Permit No. WQG02651802**, Sewage, **Municipal Authority of Allegheny Township**, 101 S Leechburg Hill, Leechburg, PA 15656.

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

Description of Proposed Action/Activity: The applicant proposes to install 1,478 linear feet of 8" gravity sewer to replace the existing Pleasant View Pump Station located along Sunrise Drive.

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

**WQM Permit No. 1618409**, Sewage, **Knox Township Clarion County Municipal Authority**, PO Box 64, Lucinda, PA 16235.

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

Description of Proposed Action/Activity: Installation of a new sewer system and sewage treatment plant for the Village of Lucinda.

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### IV. NPDES Applications for Stormwater Discharges from MS4.

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

**PAI130506**, MS4, **Solebury Township Bucks County**, PO Box 139, Solebury, PA 18963-0139. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Solebury Township, **Bucks County**. The receiving stream(s), Lahaska Creek, Unnamed Tributary to Paunacussing Creek, and Aquetong Creek, is located in State Water Plan watershed 2-F and 2-E and is classified for Cold Water Fishes, Migratory Fishes, High Quality—Cold Water, and Migratory Fish, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be

extended at the discretion of DEP for one additional 15-day period. 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 for small MS4s, and is not in effect for large MS4s.

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390082	Signature Homes By JT Maloney PO Box 9 Center Valley, PA 18034	Lehigh	Lower Milford Twp	Saucon Creek (HQ-CWF, MF)

*Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450061	Buy The Load LLC PO Box 427 Pocono Summit, PA 18346	Monroe	Tobyhanna Twp	UNT to Upper Tunkhannock Creek (HQ-CWF, MF)

*Northampton County Conservation District, 14 Gracedale Ave.—Greystone Building, Nazareth, PA 18064-9211.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480066	Sal Checho 3 Twins Realty 287 Park Ave Bangor, PA 18013	Northampton	Plainfield Twp	Bushkill Creek (HQ-CWF, MF)

*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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360037	Galen Nolt 222 Little Britain Church Rd. Peach Bottom, PA 17563	Lancaster	Fulton Twp	Puddle Duck Creek (HQ-CWF, MF) Little Conowingo Creek (HQ-CWF, MF)

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

*Potter County Conservation District: 107 Market Street, Coudersport, PA 16915 (814) 274-8411, X 4.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD530003	Miller Group Holdings LP 3084 E. 2nd Street Coudersport, PA 16915	Potter	Sweden Twp	Trout Run HQ-CWF Nine Mile Run HQ-CWF

*Union County Conservation District: Union County Government Center, 155 North 15th Street, Lewisburg, PA 17837, (570) 524-3860.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD600003	Bernard Friesen 243 Red Ridge Rd Lewisburg, PA 17837	Union	White Deer and Kelly Twps	UNT to Spruce Run HQ, CWF, MF

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

*Elk County Conservation District, 850 Washington Street, St. Marys, PA 15857, 814-776-5373.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD240006	City of St. Marys 11 LaFayette Street St. Marys, PA 15857	Elk	City of St. Marys	Elk Creek CWF

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD240007	Highland Field Services LLC 5800 Corporate Drive Pittsburgh, PA 15237	Elk	Highland Township	UNT to Wolf run HQ-CWF

### 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.

### 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>
Dennis Zimmerman 55 Zimmerman Lane Beaver Springs, PA 17812	Snyder	25.8 Total 0 manure application	5.77	Ducks	NA	Renewal
Hard Earned Acres Robert Keefer 1317 Ritner Highway Shippensburg, PA 17257	Cumberland	1,098.1	1,423.5	Diary	NA	Renewal
Ryan Snyder Hog Farm, LLC 6 Snyder Lane Lewistown, PA 17044	Mifflin	120.9	726.90	Finisher Swine	NA	Renewal
Michael & Grace Martin 2050 Main St. Ephrata, PA 17522	Lancaster	82.3	128.61	Ducks	NA	R
Dwight Manbeck 917 Schwartz Valley Road Schuylkill Haven, PA 17972	Schuylkill	196.7	735.58	Finishing Hogs	N/A	New
Walton Farms Steve Walton 42 Walton Road Cochranville, PA 19330	Chester	1,166	1,666.13	Dairy	NA	Renewal
DL Rohrer Farm LLC 1728 Bridge Road Lancaster, PA 17602	Lancaster	726	579.05	Layers	NA	R
Longacre Farm Path Valley Road Dry Run, PA 17021	Franklin	69	568.87	Swine	NA	Renewal

<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>
Lester & Andrew Weaver 2560 Sunnyside Road Manheim, PA 17545	Lancaster	268.3	509.53	Dairy/Swine	NA	R

**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.**

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

**Application No. 0218525, Public Water Supply.**

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	City of McKeesport
Responsible Official	Michael Kukura, Resident Manager Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	Water system

Consulting Engineer	Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Application Received Date	July 24, 2018
Description of Action	Change in chlorine analyzer at the McKeesport water treatment plant.

**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.



tion and reuse plans for the site if the request is made within 30 days of the date specified as follows. During this comment period, the municipality may request that the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

**Janet Fourman Property**, 1040 Kathleen Street, Lebanon, PA 17046, North Lebanon Township, **Lebanon County**. Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of State Farm Insurance, P.O. Box 106169, Atlanta, GA 30348-6169, and Janet Fourman and Lydia Hidshman, 1040 Kathleen Street, Lebanon, PA 17046, submitted a Notice of Intent to Remediate site soil and groundwater contaminated with No. 2 fuel oil. The site will be remediated to the Residential Statewide Health Standard. Future use of the site will continue to be used for residential purposes. The Notice of Intent to Remediate was published in the *Lebanon Daily News* on July 20, 2018.

#### RESIDUAL WASTE GENERAL PERMITS

**Application(s) Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**New General Permit Application No. WMGR160. Slate Belt Heat Recovery Center, LLC**, 435 Williams Court, Suite 100, Baltimore, MD 21220-2888; Site: 2100 Block of Penn Argyl Road, Pen Argyl, PA 18072. The Department received a new general permit application for the processing of biosolids by drying to produce Class A biosolids products for beneficial use as a fertilizer blending agent, soil conditioner, and/or renewable fuel product. The application was determined to be administratively complete on July 31, 2018.

Written comments concerning the application should be directed to Chris Solloway, Group Manager, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGR160NE001" in the

subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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

**Application(s) for Determination of Applicability received under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.**

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

**General Permit Application No. WMGM019SC001. EK Services, Inc.** has submitted an application for a Determination of Applicability under General Permit No. WMGM019 for its facility located at 260 Old York Road, New Cumberland, PA 17070 in Fairview Township, **York County**. This general permit authorizes the processing of concrete and asphalt for beneficial use as a roadway construction material; the processing of wood wastes and uncontaminated soil for beneficial use as mulch and topsoil; and the processing of leaf and yard waste for beneficial use as compost. This application was determined to be administratively complete on August 1, 2018.

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

#### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

Persons wishing to file a written protest or provide comments or additional information, which they believe should be considered prior to the issuance of a permit,

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

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

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

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

#### PLAN APPROVALS

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

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

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

**35-00074A: Meadowbrook Energy LLC** (1444 East Lackawanna Avenue, Olyphant, PA 18447) for the construction of a Renewable Natural Gas facility with controls at a facility to be located in Dunmore Borough, **Lackawanna County**.

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

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

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

**34-05002A: Texas Eastern Transmission, LP** (PO Box 1642, Houston, TX 77251) for an engine project at the Perulack Compressor Station located in Lack Township, **Juniata County**. The Plan Approval will authorize the following items:

1.) Retrofit the existing natural gas-fired Cooper Bessemer GMVA-8 engine (Source 031), as clean burn spark ignition engine (SI RICE), without increasing its rated 1,100 hp, to reduce NO<sub>x</sub>.

2.) Install Control ID C031, Oxygen Catalyst in the exhaust gas of Source 031 to directly reduce CO and indirectly reduce some VOC.

Source 031 is subject to 25 Pa. Code § 127.97(k), presumptive RACT requirements and alternative compliance schedule for NO<sub>x</sub> and VOC.

Review by the Department indicates that the air contamination source as reconstructed will comply with all regulatory requirements including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12 for VOC and CO.

The engine emission limits are to be revised as follows: NO<sub>x</sub> 3 g/hp-hr, VOC 1 g/hp-hr, and CO 0.5 g/hp-hr, during "normal operations". Exempt startup and shutdown periods will be limited to not greater than 30 minutes for each event. The emissions will decrease at the facility as a result of the changes described previously.

Based on these findings, the Department proposes to issue a plan approval for the proposed construction. Among other items, the conditions include 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, and 40 CFR Part 63 Subpart ZZZZ: National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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 a Title V Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

**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.*

**15-00031: Henry Company** (336 Cold Stream Road, Kimberton, PA 19442; Attn: Mr. Scott Morris) is a non-Title V, Synthetic Minor facility located in East Pikeland Township, **Chester County**. The facility was previously a Title V facility. The facility had applied for a minor modification to include a production limit and a VOC limit on the Seven (7) Mixers (Source ID 200) and to include a site-wide limit for VOC. The Seven (7) Mixers were previously subject to a limit of 75 TPY. The Seven

(7) Mixers are now subject to 20 TPY for VOC, with a production limit of 9,302,325 pounds per year. The site-wide emission limit for VOC has been reduced from 78.7 TPY to 24.9 TPY. As a result, the facility submitted a new Synthetic Minor Operating Permit application to become a Synthetic Minor facility. This Synthetic Minor Operating Permit does not allow for the installation of any new equipment, nor the modification of any existing equipment. Potential emissions from the facility are 9.92 TPY of NO<sub>x</sub>, 3.61 TPY of SO<sub>x</sub>, 8.25 TPY of PM, 6.18 TPY of CO, 24.9 TPY of VOC, and 0.16 TPY of HAP.

The operating permit will contain testing, monitoring, recordkeeping, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

**13-00009: Weatherly Casting and Machine Co.** (300 Commerce St, Weatherly, PA 18255-1200) The Department intends to issue a State-Only (Natural Minor) Operating Permit renewal for operation of an iron foundry located in Weatherly Borough, **Carbon County**. The sources include sand handling/casting shakeout process, mold coating process, inoculation, pouring/casting, induction furnace, sand reclamation, molding lines, annealing, and grinding. Sand reclamation systems, a molding line, grinding area, and casting shakeout are controlled by three dust collectors and a baghouse. 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.

**40-00050: Pioneer Aggregates/White Haven Red Rock Sales** (220 S River St, Plains, PA 18705-1137) The Department intends to issue a State-Only (Natural Minor) Operating Permit renewal for operation of a crushed and broken stone mining operation located in Dennison Township, **Luzerne County**. The sources include a jaw crusher and three cone crushers controlled by a water spray system. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

**67-05096: Blockhouse Furniture, Inc.** (3285 Farmtrail Road, York, PA 17406) for operation of their wood furniture manufacturing facility in Manchester Township, **York County**. The facility's potential emissions are estimated at 23.0 tons per year of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

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

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

**41-00050: Appellation Construction Services, LLC** (740 Fairfield Road, Montoursville, PA 17754) to issue a renewal of the State Only Operating Permit for the Williamsport Plant located in Woodward Township, **Lycoming County**. The facility is currently operating under State Only (Synthetic Minor) Operating Permit 41-00050. The facility's main sources include one shotblast metal cleaning operation, one Rotoblast metal cleaning operation, one metal surface coating operation and associated cleanup activities and miscellaneous space heaters. The facility has potential emissions of 0.32 TPY of CO; 0.39 TPY of NO<sub>x</sub>; 0.002 TPY of SO<sub>x</sub>; 15.30 TPY of PM/PM<sub>10</sub>; 2.86 TPY of VOCs; 2.86 TPY HAPs; 465 TPY GHGs. This renewal also accounts for a name change for the permittee from Appellation Pre Fab, LLC to Appellation Construction Services, LLC. The emission limits 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 Title 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

## 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 suffi-

cient 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.*

**30121301 and NPDES No. PA0236195. Consol Pennsylvania Coal Company LLC**, (1000 Consol Energy Drive, Canonsburg, PA 15317). To revise the permit for the Harvey Mine in Richhill, Center, and Morris Townships, **Greene County** and related NPDES permit for development mining only. Underground Acres Proposed 1,502.0, Subsidence Control Plan Acres Proposed 1,502.0. No additional discharges. The application was considered administratively complete on August 3, 2018. Application received: April 4, 2018.

**30141302 and NPDES No. PA0235474. AMD Reclamation, Inc./Dana Mining Company of Pennsylvania, LLC**, (966 Crafts Run Road, Maudsville, WV 26541). To renew the permit for the Steele Shaft Water Treatment Facility in Dunkard and Perry Townships, **Greene County** and related NPDES permit. No additional discharges. The application was considered administratively complete on August 6, 2018. Application received: March 12, 2018.

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

**Permit No. 56980103 and NPDES No. PA0234699. Wilson Creek Energy, LLC**, permit renewal for reclamation only of a bituminous surface and auger mine in Jenner and Lincoln Townships, **Somerset County** affecting 138 acres. Receiving streams: unnamed tributaries to Quemahoning Creek classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Quemahoning SWI. Application received: July 30, 2018.

**Permit No. 56980107 and NPDES No. PA0234877. Rosebud Mining Co.**, 301 Market Street, Kittanning, PA 16201, permit renewal for reclamation only of a bituminous surface and auger mine in Milford Township, **Somerset County** affecting 227 acres. Receiving streams: unnamed tributaries to/and Casselman River and South Glad Creek, classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 1, 2018.

**Permit No. 11850107 and NPDES No. PA0597341. Rosebud Mining Co.**, 301 Market Street, Kittanning, PA 16201, permit renewal for the continued operation and restoration of a bituminous surface mine in Portage Township, **Cambria County** affecting 85.7 acres. Receiving streams: unnamed tributary to/and Spring Run; unnamed tributary to/and Trout Run classified for the following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is Cambria Somerset Authority Little Conemaugh River SWI. Application received: August 1, 2018.

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

**16130103. Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242). Renewal of an existing bituminous surface mine in Monroe and Porter Townships, **Clarion County** affecting 34.0 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributary to Leatherwood Creek, unnamed tributary to West Fork of Leatherwood Creek, unnamed tributary to Licking Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: July 20, 2018.

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

**30100101 and NPDES Permit No. PAPA0251950. Border Energy, LLC** (966 Crafts Run Road, Maudsville, WV 26541). Revision application to change an outfall from a sedimentation pond to a treatment pond on an existing bituminous surface mine, located in Monongahela Township, **Greene County**, affecting 188.5 acres. Receiving streams: unnamed tributaries to Whiteley Creek, classified for the following use: WWF. Masontown Water Works, Carmichaels Municipal Authority and Southwestern PA Water Authority are potable water supply intakes within 10 miles downstream from the point of discharge. Application received: August 1, 2018.

*Noncoal Applications Received*

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

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

\* The parameter is applicable at all times.

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

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

**20072801. R. Hunter, Incorporated** (15428 Sheets Road, Guys Mills, PA 16327) Revision to add NPDES Permit No. PA0280623 in Steuben Township, **Crawford County**. Receiving streams: Unnamed tributary to Muddy Run, classified for the following uses: HQ-CWF. There are no potable surface water intakes within 10 miles downstream. Application received: July 31, 2018.

**62100801. William D. Jackson** (4034 Oil Creek Road, Spartansburg, PA 16434) Revision to add NPDES Permit No. PA0280631 in Spring Creek Township, **Warren County**. Receiving streams: Spring Creek, classified for the following uses: HQ-CWF. There are no potable surface water intakes within 10 miles downstream. Application received: August 1, 2018.

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

**14980301 and NPDES PA0237825. Graymont (PA) Inc.** (375 Graymont Road, Bellefonte, PA 16823). Renewal for an existing NPDES on a large noncoal surface mining site located in Spring Township, **Centre County** affecting 481.1 acres. Receiving stream(s): Logan Branch classified for the following use(s): CWF, MF. Application received: June 29, 2018.

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

**Permit No. 7875SM2T. Holcim (US), Inc.**, (5160 Main Street, Whitehall, PA 18052), transfer of an existing quarry operation from Lafarge North America, Inc. in Whitehall Township, **Lehigh County** affecting 100.2 acres, receiving stream: Lehigh River, classified for the following uses: trout stocking and migratory fishes. Application received: July 11, 2018.

**Permit No. 64182503 and NPDES Permit No. PA0225924. Rutledge Unlimited, LLC**, (2495 Hancock Highway, Equinunk, PA 18417), commencement, operation and restoration of a bluestone quarry operation and NPDES permit for discharge of treated mine drainage in Damascus Township, **Wayne County** affecting 10.0 acres, receiving stream: unnamed tributary to Little Creek & North Branch Calkins Creek, classified for the following uses: high quality—cold water fishes and migratory fishes. Application received: July 26, 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:

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

\* The parameter is applicable at all times.

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

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

##### *Effluent Limits for Noncoal Mining Activities*

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

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

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

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

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

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

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

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

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA0214761 (Mining Permit No. 56841605), Croner, Inc.,** (1576 Stoystown Road P.O. Box 260, Frieders, PA 15541). A renewal to the NPDES permit for the Goodtown Preparation Plant in Brothersvalley Township, **Somerser County**. Surface Acres Affected 13.5. Receiving stream: Unnamed Tributary to Buffalo Creek, classified for the following use: CWF. Buffalo Creek TMDL. The application was considered administratively complete on April 2, 2018. Application received: April 2, 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.

Based on the hydrologic data and anticipated wastewater characteristics and flows described in the permit application and its supporting document and/or revisions, the following effluent limitations and monitoring requirements apply to the subject outfall. The permittee is authorized to discharge during the period from: Permit Effective Date through Permit Expiration Date.

*Outfall 003* discharges to: Unnamed Tributary of Buffalo Creek

The proposed effluent limits for *Outfall 003* (Lat: 39° 53' 17" Long: 78° 58' 44") are:

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

EPA Waiver not in effect.

**NPDES No. PA0235521 (Mining Permit No. 32011302), Rosebud Mining Company,** (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES permit for the Gillhouser Run Deep Mine in Buffington Township, **Indiana County**. Surface Acres Affected 24.4. Receiving stream: Little Yellow Creek, classified for the following uses: HQ CWF. Kiski-Conemaugh. The application was considered administratively complete on May 15, 2018. Application received: May 15, 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.

Based on the hydrologic data and anticipated wastewater characteristics and flows described in the permit application and its supporting document and/or revisions, the following effluent limitations and monitoring requirements apply to the subject outfall. The permittee is authorized to discharge during the period from: Permit Effective Date through Permit Expiration Date.

*Outfall 001* discharges to: Little Yellow Creek

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

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

EPA Waiver in effect.

**NPDES No. PA0041785 (Mining Permit No. 02841304), Tesone Land Company**, (8961 Conference Drive, Suite 1, Fort Myers, FL 33919). A renewal to the NPDES permit for the Allegheny Mine & Preparation Plant in Fawn Township, **Allegheny County**. Surface Acres Affected 8.2, Underground Acres Affected 2,900. Receiving stream: Lardintown Run, classified for the following use: TSF. The application was considered administratively complete on April 18, 2016. Application received: July 10, 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.

Based on the hydrologic data and anticipated wastewater characteristics and flows described in the permit application and its supporting document and/or revisions, the following effluent limitations and monitoring requirements apply to the subject outfall. The permittee is authorized to discharge during the period from: Permit Effective Date through Permit Expiration Date.

*Outfall 004* discharges to: Lardintown Run

The proposed effluent limits for *Outfall 004* (Lat: 40° 39' 40" Long: 79° 47' 51") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	Report	Report	-
pH	(S.U.)	6.0	-	-	9.0
Total Suspended Solids	(mg/l)	-	35	70	90
Total Dissolved Solids	(mg/l)	-	-	-	Report
Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	0.0	-	-	-
Iron	(mg/l)	-	1.7	3.4	4.3
Aluminum	(mg/l)	-	-	-	Report
Manganese	(mg/l)	-	1.1	2.3	2.8
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report

EPA Waiver is in effect.

**NPDES No. PA0215201 (Mining Permit No. 30960701), Emerald Contura, LLC**, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). A renewal to the NPDES permit for the Emerald Mine No. 1—CRDA No. 2 in Franklin Township, **Greene County**. Surface Acres Affected 176.8. Receiving stream: Smith Creek, classified for the following use: WWF. The application was considered administratively complete on June 15, 2018. Application received: June 15, 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.

Based on the hydrologic data and anticipated wastewater characteristics and flows described in the permit application and its supporting document and/or revisions, the following effluent limitations and monitoring requirements apply to the subject outfall. The permittee is authorized to discharge during the period from: Permit Effective Date through Permit Expiration Date.

*Outfall 011* discharges to: Unnamed Tributary to Smith Creek

The proposed effluent limits for *Outfall 011* (Lat: 39° 52' 57" Long: -80° 11' 54") are:

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

EPA Waiver not in effect. In Monongahela Watershed.

**NPDES No. PA0214949 (Mining Permit No. 32961302), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES permit for the Ondo Mine in Brush Valley Township, **Indiana County**, Kiski-Conemaugh. Surface Acres Affected 32.4, Underground Acres Affected 2,565.6. The application was considered administratively complete on February 5, 2018. Application received: February 5, 2018.

*Outfall N/A* discharges to: Ferrier Run

The proposed effluent limits for *Outfall N/A* (Lat: 40° 33' 40" Long: 79° 05' 21") are:

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

EPA Waiver not in effect.

**NPDES No. PA0379302 (Mining Permit No. 03851302), Rosebud Mining Company**, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES permit for the Rosebud No. 3 Mine in Perry Township, **Armstrong County**. Surface Acres Affected 40.3, Underground Acres Affected 3,070. Receiving stream: Unnamed Tributary to Allegheny River, classified for the following use: WWF. Receiving stream: Armstrong Run, classified for the following use: WWF. The application was considered administratively complete on April 28, 2017. Application received January 17, 2017.

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.

Based on the hydrologic data and anticipated wastewater characteristics and flows described in the permit application and its supporting document and/or revisions, the following effluent limitations and monitoring requirements apply to the subject outfall. The permittee is authorized to discharge during the period from: Permit Effective Date through Permit Expiration Date.

*Outfall 001* discharges to: Unnamed Tributary to Allegheny River

The proposed effluent limits for *Outfall 001* (Lat: 41° 02' 26" Long: 79° 39' 35") 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
Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	0.0	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Total Suspended Solids	(mg/l)	-	35	70	90
Iron	(mg/l)	-	1.78	3.46	4.45
Manganese	(mg/l)	-	1.42	2.84	3.55
Aluminum	(mg/l)	-	0.75	0.75	0.75



Outfall 003 discharges to: Armstrong Run

The proposed effluent limits for *Outfall 003* (Lat: 41° 00' 51" Long: 79° 37' 32") 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
Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Acidity, Total (as CaCO <sub>3</sub> )	(mg/l)	-	-	-	Report
Net Alkalinity, Total (as CaCO <sub>3</sub> )	(mg/l)	0.0	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Suspended Solids	(mg/l)	-	35	70	90
Iron	(mg/l)	-	1.66	3.32	4.15
Manganese	(mg/l)	-	1.12	2.24	2.80
Aluminum	(mg/l)	-	0.75	0.75	0.75

EPA Waiver is in effect.

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

**NPDES No. PA0212334 (Mining Permit No. 56920114), Mountaineer Mining Company**, 1010 Garrett Shortcut Road, Berlin, PA 15530. Renewal of an NPDES permit for coal surface mining in Southampton Township, **Somerset County**, affecting 278.5 acres. Receiving streams: unnamed tributaries to North Branch of Jennings Run, classified for the following use: cold water fishes. This receiving stream is included in the Wills Creek Watershed TMDL. Application received: March 13, 2018.

The following outfalls discharge to unnamed tributaries to North Branch of Jennings Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N
003	N
004	N
005	N
006	N
007	N
008	N
009	N
010	N
011	N
012	N
013	N
014	N
015	N

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

<i>Outfalls: (All Weather Conditions) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Osmotic Pressure (milliosmoles/kg)	50	50	50
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

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

**NPDES No. PA0262498 Mining Permit No. 56150102, PBS Coals, Inc.**, P.O. Box 260, Friedens, PA 15541, revised NPDES permit for a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 348.3 acres. Receiving streams: unnamed tributary to Glades Creek and Schrock Run, classified for the following uses: cold water fishes and warm water fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: March 19, 2018.

The following treated wastewater outfall discharges to Schrock Run:

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

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

<i>Outfalls: 004 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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 Schrock Run:

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

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

<i>Outfalls: 005 &amp; 010 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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 stormwater outfalls discharge to unnamed tributary to Glades Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
006	N
007	N
008	N
012	Y

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

<i>Outfalls: 006—008 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.5
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	1.5	1.8
Total Suspended Solids (mg/l)	35.0	70.0	90.0

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. PA0268933 (Mining Permit No. 56120201), Robindale Energy Services, Inc.**, 224 Grange Hall Road, Armagh, PA 15920, renewal of an NPDES permit for Coal Refuse Reprocessing in Conemaugh Township, **Somerset County**, affecting 65.0 acres. Receiving streams: Stonycreek River and unnamed tributary to/and Kaufman Run, classified for the following use: warm water fishes (Stonycreek River) and cold water fishes. The receiving streams are included in the Kiski-Conemaugh TMDL. Application received: June 4, 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 Stonycreek River

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

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

<i>Outfalls:</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
Aluminum (mg/l)	0.75	0.75	0.75

<i>Outfalls: 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
Osmotic Pressure (milliosmoles/kg)	Monitor Only		
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 found at 25 Pa. Code § 87.102(a) Group A, whichever is least stringent.

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

**NPDES No. PA0250121 (Mining Permit No. 02020201), Robindale Energy Services, Inc.**, 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, NPDES permit renewal for a surface coal refuse reprocessing site in Plum Borough, **Allegheny County** affecting 172 acres. Receiving stream(s): UNTs to Little Plum Creek and Little Plum Creek classified for the following use: WWF. Application received: July 6, 2017.

The following stormwater outfalls discharge to Little Plum Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
002 (SP-B); 003 (SP-C)	N	Stormwater Outfall

The proposed dry weather effluent limits for Outfalls 002 and 003 are as follows. Wet weather limits do not apply.

<i>Outfalls: 002 and 003 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	1.5	3.0	3.7
Total Manganese (mg/l)	1.0	2.0	2.5
Total Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	N/A	N/A	N/A
Sulfates (mg/L)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The following stormwater outfalls discharge to UNTs to Little Plum Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
007 (Pond E); 008 (Relocated D-1)	N	Stormwater Outfall

The proposed dry weather effluent limits for Outfall 007 are as follows. Wet weather limits do not apply.

<i>Outfalls: 007 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	1.5	3.0	3.7
Total Manganese (mg/l)	1.0	2.0	2.5
Total Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	N/A	N/A	N/A
Sulfates (mg/L)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The proposed dry weather effluent limits for *Outfall 008* are as follows. Wet weather limits do not apply.

<i>Outfalls: 008 Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Total Iron (mg/l)	1.5	3.0	3.7
Total Manganese (mg/l)	1.0	2.0	2.5
Total Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	Monitor & Report		
Sulfates (mg/L)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0262439 (Mining Permit No. 11070202), Ebensburg Power Company**, 2840 New Germany Road, Ebensburg, PA 15931. Renewal of an NPDES permit for coal surface mining in Nanty Glo Borough and Jackson Township, **Cambria County**, affecting 83.1 acres. Receiving stream: South Branch Blacklick Creek classified for the following use: cold water fishes. Application received: February 8, 2018.

The following outfalls discharge to South Branch Blacklick Creek.

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

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

The following limits apply to all discharges from stormwater outfall 003 discharging to South Branch Blacklick Creek.

<i>Discharge Parameter</i>	<i>Discharge Limitations (in mg/l)</i>			<i>Monitoring Requirements</i>	
	<i>Average Monthly</i>	<i>Maximum Daily</i>	<i>Instantaneous Maximum</i>	<i>Measurement Frequency</i>	<i>Sample Type</i>
Total Iron	3.0	6.0	7.0	2/Month (minimum)	Grab
Total Manganese	2.0	4.0	5.0	2/Month (minimum)	Grab
Total Suspended Solids	35.0	70.0	90.0	2/Month (minimum)	Grab
Aluminum	1.1	2.2	2.8	2/Month (minimum)	Grab

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. PA0269131 (Mining Permit No. 31120801), Robert B. Colton**, 11368 Old Town Road, Huntingdon, PA 16652, renewal of NPDES permit for small noncoal (industrial mineral) surface mine in Miller Township, **Huntingdon County**, affecting 4.3 acres. Receiving stream: unnamed tributary to Standing Stone creek, classified for the following use: high quality cold water fishes. This receiving stream is not included in any TMDL. Application received: July 26, 2018.

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

The following outfall requires a non-discharge alternative:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Sediment Pond with associated infiltration gallery	N

## FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

Persons with a disability who wish to attend the hearing and require an auxiliary aid, service or other accommodation to participate in the proceedings should

contact the specified program. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E39-549. South Whitehall Township**, 4444 Walbert Avenue, Allentown, PA 18104, in South Whitehall Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstruction and encroachments within the floodway of Jordan Creek (TSF, MF) associated with the Jordan Creek Greenway Trail Project:

1. Fill in various locations within the floodway of Jordan Creek (TSF, MF) for the construction of approximately 9,800 foot segment (Segments 46-51) of the pedestrian trail;
2. Six outfall structures to Jordan Creek (TSF, MF). The stormwater outfalls each consist of an 18-inch HDPE pipe with a concrete headwall and riprap apron.
3. A pedestrian boardwalk crossing through a de minimus amount of PEM wetlands equal to approximately 0.02 acre of wetlands.

The project is located along the north side of Jordan Creek (Allentown West and Cementon, PA Quadrangle

Latitude: 40.6278 N; Longitude: -75.5704 W) in South Whitehall Township, Lehigh County.

**E54-370. Schuylkill County Conservation District**, 1206 Ag Drive, Pottsville, PA 17901, in Tremont Township, **Schuylkill County**, U.S. Army Corps of Engineers, Baltimore District.

To authorize the following water obstruction and encroachments associated with the Lorberry AMD System Project:

1. To construct and maintain a 120-foot relocated section of Lorberry Creek (CWF, MF) consisting of a 6-foot bottom. The proposed stream channel dimensions consist of a 6-foot bottom, 2-foot depth, 3:1 side slopes and lined with R-5 riprap.

2. The abandonment of approximately 270 feet of Lorberry Creek (CWF, MF) as part of a stream relocation due to the construction of an aeration detention pond.

3. To construct and maintain an aeration pond that is approximately 43,750 square feet, of which 24,066 square feet will be constructed within the floodway of Lorberry Creek (CWF, MF).

4. To rehabilitate and maintain a 24-foot by 23-foot intake structure to accept the Rowe Tunnel discharge.

5. To construct and maintain a 103-foot long 12-inch SDR-35 pipeline. The proposed pipeline will have 73 feet within the floodway of Lorberry Creek, and a 30-foot crossing of the relocated section of Lorberry Creek.

6. To construct and maintain an 18-foot by 10-foot outfall to Lorberry Creek from the aeration pond.

7. To construct and maintain a 720-foot long 12-inch SDR-35 pipeline. The proposed pipeline will have 700 feet within the floodway of Lorberry Creek and a 20-foot crossing of Lorberry Creek.

8. To construct and maintain 2,808 square feet of treatment cells within the floodway of Lorberry Creek.

9. To construct and maintain an 18-foot by 10-foot outfall from the treatment cells to Lorberry Creek.

10. Removal of an existing pipeline consisting of 963 square feet of impact to the floodway of Lorberry Creek.

11. To modify and maintain an existing access roadway having a de minimus impact to PEM wetlands equal to approximately 0.01.

The project is located at the intersection of Loves Road and Molleystown Road (Pine Grove, PA Quadrangle Latitude: 40°35'36.989"; Longitude: -76°26'24.11") in Tremont Township, Schuylkill County.

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

**E21-467: Cumberland County**, 310 Allen Road, Suite 101 in Silver Spring Township, **Cumberland County**, U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to remove the existing structure and construct and maintain a three-span composite prestressed concrete spread box beam bridge structure with a span of 260 feet, an out-to-out width of 37.9 feet, and an average underclearance of 11.8 feet carrying Sample Bridge Road over Conodoguinet Creek (WWF) in Silver Spring Township, Cumberland County (Latitude: 40.255130, Longitude: -77.018468). The applicant also proposes Erosion and Sediment control measures including cofferdams and causeways. The purpose of the project

is to replace a structurally deficient structure and to improve roadway geometry. No wetland impacts are proposed.

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

**E0829-117: Chief Oil and Gas, LLC**, 1720 Sycamore Road, Montoursville, PA 17754 Overton Township, **Bradford County**, USACE Baltimore District.

To construct, operate, and maintain:

1) a permanent access road with two 15" SLCPP culverts impacting 54 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 5,879 square feet of its channel/floodway, 19 square feet of a Palustrine Emergent Wetland (EV), 1,528 square feet of a Palustrine Emergent Wetland (EV), and 24 square feet of a Palustrine Scrub Shrub Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'53", Longitude: -76°35'35");

2) a permanent access road with two 24" SLCPP culverts impacting 48 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 2,374 square feet of its channel/floodway, 9 linear feet of an adjacent unnamed tributary to Sugar Run (EV, MF) and 4,286 square feet of its channel/floodway, and 91 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'53", Longitude: -76°35'37");

3) a permanent access road with two 18" SLCPP culverts impacting 50 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 114 square feet of its channel/floodway, 9 linear feet of an adjacent unnamed tributary to Sugar Run (EV, MF) and 25 square feet of its channel/floodway, and 531 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'53", Longitude: -76°35'40");

4) a permanent access road with one 24" SLCPP culvert impacting 53 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 120 square feet of its channel/floodway, and 1,459 square feet of the floodway of an adjacent unnamed tributary to Sugar Run (EV, MF) (Overton, PA Quadrangle, Latitude: 41°35'54", Longitude: -76°35'56");

5) a permanent access road impacting 263 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'54", Longitude: -76°35'57");

6) a permanent access road with two 18" SLCPP culvert is impacting 9 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 2,785 square feet of its channel/floodway, and 48 linear feet of an adjacent unnamed tributary to Sugar Run (EV, MF) and 5,461 square feet of its channel/floodway (Overton, PA Quadrangle, Latitude: 41°35'54", Longitude: -76°35'59");

7) a permanent access road impacting 139 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'54", Longitude: -76°36'01");

8) a permanent access road with one 18" SLCPP culvert impacting 50 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 6,255 square feet of its channel/floodway, and 9 linear feet of an adjacent unnamed tributary to Sugar Run (EV, MF) and 1,690 square feet of its channel/floodway (Overton, PA Quadrangle, Latitude: 41°35'48", Longitude: -76°36'09");

9) a permanent access road with one 18" SLCPP culvert impacting 47 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 5,292 square feet of its channel/floodway, and 9 linear feet of an adjacent un-

named tributary to Sugar Run (EV, MF) and 1,059 square feet of its channel/floodway (Overton, PA Quadrangle, Latitude: 41°35'46", Longitude: -76°36'14");

10) a permanent access road impacting 211 square feet of the floodway of an unnamed tributary to Sugar Run (EV, MF) (Overton, PA Quadrangle, Latitude: 41°35'47", Longitude: -76°36'37");

11) a permanent access road impacting 2,513 square feet of the floodway of an unnamed tributary to Sugar Run (EV, MF) (Overton, PA Quadrangle, Latitude: 41°35'51", Longitude: -76°36'45");

12) a permanent access road impacting 3,071 square feet of a floodway of an unnamed tributary to Sugar Run (EV, MF) and 29 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'52", Longitude: -76°36'47");

13) a permanent access road impacting 4,409 square feet of a floodway of an unnamed tributary to Sugar Run (EV, MF) (Overton, PA Quadrangle, Latitude: 41°35'53", Longitude: -76°36'48");

14) a permanent access road impacting 911 square feet of a floodway of an unnamed tributary to Sugar Run (EV, MF) (Overton, PA Quadrangle, Latitude: 41°35'54", Longitude: -76°36'49");

15) a permanent access road and one 36" SLCPP culvert impacting 47 linear feet of an unnamed tributary to Sugar Run (EV, MF) and 518 square feet of its channel/floodway, and impacting 70 square feet of a Palustrine Forested Wetland (EV) (Overton, PA Quadrangle, Latitude: 41°35'56", Longitude: -76°36'50").

The project will result in 1,551 square feet (0.04 ac.) of permanent PEM wetland impacts, 1,030 square feet (0.02 ac.) of temporary PEM wetland impacts, 24 square feet (0.001 ac.) of PSS wetland conversion, and 70 square feet (0.002 ac.) of PFO wetland conversion, 297 linear feet (0.02 ac.) of permanent stream channel impacts, 145 linear feet (0.01 ac.) of temporary stream impacts, and 56,763 square feet (1.30 ac.) of floodway impacts, all for the purpose of installing a natural gas well pad and permanent access road for Marcellus Shale development in Overton Township, Bradford County.

**E5929-079: UGI Texas Creek, LLC**, One Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) An 8 inch diameter natural gas pipeline impacting 48 square feet of an exceptional value palustrine forested (EV-PFO) wetland, 17 linear feet of Salt Spring Run (HQ-CWF), and 21 square feet of an exceptional value palustrine forested (EV-PFO) wetland via horizontal direction drill (Liberty, PA Quadrangle 41°35'52"N, 77°01'12"W);

2) An 8 inch diameter natural gas pipeline impacting 500 square feet of an exceptional value palustrine forested (PFO) wetland via horizontal direction drill (Liberty, PA Quadrangle 41°35'53"N, 77°01'27"W);

3) A temporary road crossing using timber mats and an 8 inch diameter waterline impacting 11,625 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°35'45"N, 77°01'33"W);

4) A temporary road crossing using timber mats, an 8 inch diameter natural gas pipeline, and a 10 diameter waterline impacting 88 square feet of an exceptional

value palustrine forested (EV-PFO) wetland via conventional bore (Liberty, PA Quadrangle 41°35'15"N, 77°01'47"W);

5) A temporary road crossing using timber mats, an 8 inch diameter natural gas pipeline, and a 10 diameter waterline impacting 100 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF) via conventional bore (Liberty, PA Quadrangle 41°35'14"N, 77°01'49"W).

The project will result in 117 linear feet of temporary stream impacts and 12,282 square feet (0.28 acre) of temporary wetland impacts all for the purpose of installing a natural gas pipeline and a freshwater pipeline for Marcellus well development in Liberty Township, Tioga County.

**E5929-080: Rockdale Marcellus, LLC**, 4600 J. Barry Court, Suite 120, Canonsburg, PA 15317, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 1,744 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°35'26"N, 77°02'15"W);

2) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 784 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Liberty, PA Quadrangle 41°35'28"N, 77°02'08"W);

3) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 18 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF), 16 linear feet of another unnamed tributary to Salt Spring Run (HQ-CWF), and 688 square feet of an exceptional value palustrine forest (EV-PFO) wetland (Liberty, PA Quadrangle 41°35'29"N, 77°02'05"W);

4) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 6,704 square feet of an exceptional value palustrine forested/scrub shrud/emergent (EV-PFO/PSS/PEM) wetland (Liberty, PA Quadrangle 41°35'49"N, 77°01'35"W);

5) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 752 square feet of an exceptional value palustrine forested/scrub shrud/emergent (EV-PFO/PSS/PEM) wetland (Liberty, PA Quadrangle 41°35'54"N, 77°01'24"W);

6) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 14,592 square feet of an exceptional value palustrine forested/scrub shrud/emergent (EV-PFO/PSS/PEM) wetland (Liberty, PA Quadrangle 41°35'50"N, 77°01'21"W);

7) A temporary road crossing using timber mats and a 12 inch diameter waterline impacting 17 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF), 24 linear feet of another unnamed tributary to Salt Spring Run (HQ-CWF), 1,824 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41°35'46"N, 77°01'11"W).

The project will result in 75 linear feet of temporary stream impacts and 27,088 square feet (0.62 acre) of temporary wetland impacts all for the purpose of installing a freshwater pipeline in Liberty Township, Tioga County.

**EROSION AND SEDIMENT CONTROL PERMITS**

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance activities associated with either road maintenance or timber harvesting operations.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

A person wishing to comment on a proposed permit are invited to submit a statement to the appropriate Department regional office listed before the application within 30 days of this public notice. Comments reviewed within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses 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 relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department regional office during the 30-day public comment period.

Following the 30-day comment period, the appropriate regional office water management program manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board (Board).

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity, are on file and may be inspected at the appropriate regional office.

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

**Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402).**

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

*McKean County Conservation District, 17137 Route 6, Smethport, PA 16749, 814-887-4001.*

<i>ESCGP -2 No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water / Use</i>
ESG00083170001(1) Major Modification	National Fuel Gas Supply Corporation Wayne Graham 1100 State Street Erie, PA 16501	McKean	Hamlin, Wetmore, Sergeant, Jones & Shippen Townships	Glad Run HQ-CWF UNT Glad Run HQ-CWF Lanigan Brook CWF UNT Lanigan Brook CWF West Branch Clarion River CWF UNT West Branch Clarion River CWF UNT Windfall Run HQ-CWF Sicily Run CWF UNT Sevenmile Run HQ-CWF Sevenmile Run HQ-CWF UNT Martin Run HQ-CWF Warner Brook HQ-CWF Gum Boot Run HQ-CWF UNT Buck Run CWF UNT Doe Run HQ-CWF Doe Run HQ-CWF UNT County Line Run HQ-CWF County Line Run HQ-CWF Wellendorf Branch HQ-CWF East Branch Clarion River HQ-CWF

## 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.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PAR210036 Storm Water	A Jon Construction, Inc. 719 Old Marple Road Springfield, PA 19064	Delaware County Springfield Township	Unnamed Tributary to Hotland Run 3-G	Y
PA0011631A-1 Storm Water	WP Cromby, LLC 7397 Seneca Street East Aurora, NY 14052	Chester County East Pikeland Township	Schuylkill River 3-D	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0115207 (Sewage)	Orangeville Borough Wastewater Treatment Plant P.O. Box 176 Orangeville, PA 17859-0176	Columbia County Orangeville Borough	Fishing Creek (5-C)	Yes



<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0035815 (Sewage)	Bellefonte Koa Campground 2481 Jacksonville Road Bellefonte, PA 16823-9316	Centre County Marion Township	Unnamed Tributary of Nittany Creek (9-C)	Yes
PA0111431 (Industrial)	Knoebels Grove Park P.O. Box 317 391 Knoebels Boulevard Elysburg, PA 17824-0317	Columbia County Cleveland Township	Mugser Run and South Branch Roaring Creek (5-E)	Yes
<i>Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481.</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0100935 (Sewage)	Maple Winds MHP 223 North Broad Street Grove City, PA 16127	Mercer County Pine Township	Unnamed Tributary to the Wolf Creek (20-C)	Yes
<i>Central Office: Bureau of Clean Water, P.O. Box 8774, Harrisburg, PA 17105-8774 Phone: 717-787-8184.</i>				
<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0270776 (Pesticides)	DCNR Forest Pest Management Area P.O. Box 8552 Harrisburg, PA 17105-8552	Statewide	Statewide	Yes

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

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

**NPDES Permit No. PA0050776**, Sewage, **Coventry Terrace NHP LLC**, 524 Meadow Avenue Loop, Banner Elk, NC 28604-9443.

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

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

**NPDES Permit No. PA0244988**, Storm Water, **3714 Federal Mogul System Protection Technical Center**, 241 Welsh Pool Road, Exton, PA 19341-1316.

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

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

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

**PABIG4801. Robinson Septic Service**, Walker Township, **Centre County**. 306 Runville Road, Bellefonte, PA 16823 has applied for renewal of their approval to use their biosolids for beneficial use by land applications.

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

**NPDES Permit No. PA0232971**, Sewage, SIC Code 4952, **Franklin Township**, P.O. Box 85, Lairdsville, PA 17742-0085.

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

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

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

**NPDES Permit No. PA0255319**, Sewage, **South Franklin Township Washington County**, 100 Municipal Road, Washington, PA 15301.

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

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

**NPDES Permit No. PA0026026**, Sewage, **New Brighton Borough Sanitary Authority**, 610 3rd Avenue, New Brighton, PA 15066-1851.

This existing facility is located in New Brighton Borough, **Beaver County**.

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

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

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

**WQM Permit No. 1518405**, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010.

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

Description of Action/Activity: Installation of a membrane bioreactor system and associated upgrades.

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

**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:

This permit approves the construction of sewage facilities consisting of:

- 1,500-gal dual compartment septic tank with Zabel A300 effluent filter
- Ecoflo EC7-500P coco filter tank
- 1,000-gal dual compartment concrete tank which includes a Salcor 3G uv disinfection unit and pump for discharge to surface waters

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

**WQM Permit No. 1718402**, Sewage, SIC Code 4952, **Jesse H. Zimmerman**, 2641 Salem Road, West Decatur, PA 16878-9226.

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

Description of Proposed Action/Activity: New WQM permit for existing residential SFTF.

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

**WQM Permit No. 0418401**, Sewage, SIC Code 4952, **Rochester Area Joint Sewer Authority**, 395 Adams Street, Rochester, PA 15074-2128.

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

Description of Proposed Action/Activity: expansion and upgrade of sewage conveyance and treatment facilities.

**WQM Permit No. 3281205 A-17**, Industrial, SIC Code 4911, **Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748.

This existing facility is located in Center Township, **Indiana County**.

Description of Proposed Action/Activity: Addition of a pH adjustment system to the industrial wastewater treatment plant.

**WQM Permit No. 3218200**, Industrial, SIC Code 1222, **Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748-8009.

This proposed facility is located in Cherryhill Township, **Indiana County**.

Description of Proposed Action/Activity: Operation of an existing acid mine drainage treatment system for Dixon Run Mine No. 3.

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

**WQM Permit No. 4218402**, Sewage, **Keating Township McKean County**, P.O. Box 103, East Smethport, PA 16730-0103.

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

Description of Proposed Action/Activity: Collection system and pump stations.

#### **V. NPDES Waiver Stormwater Discharges from MS4 Actions.**

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

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 &amp; Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAI134809	Benner Township 1224 Buffalo Run Road Bellefonte, PA 16823-7002	Benner Township Centre	Unnamed Tributary of Spring Creek/CWF

**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.*

**NPDES**

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAI014616001	PennDot 6-0 7000 Geerdes Boulevard King of Prussia, PA 19406	Montgomery	Whitpain and East Norriton Townships	East Branch of Stony Creek, Tributary 00965 of Stony Creek, Central Branch Stony Creek, and an Unnamed Tributary to Central Branch Stony Creek TSF-MF
PAD230015	Southeastern Pennsylvania Transportation Authority (SEPTA) 1234 Market Street Philadelphia, PA 19107-3780	Delaware	Middletown Township and Chester Heights Borough	Chester Creek TSF-MF Rocky Run HQ-CWF-MF

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

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

**NPDES**

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390037	Alexander Tamerler 1628 Barkwood Dr. Orefield, PA 18069	Lehigh	Lower Milford Township	Unnamed Tributary to Unami Creek— HQ-TSF, MF

*Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347.*

**NPDES**

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450050	Greenview Management, LLC 862 Greenview Drive Stroudsburg, PA 18360	Monroe	Hamilton Township	UNT to McMichael Creek (HQ-CWF, MF) Appenzell Creek (HQ-CWF, MF)

*Pike County Conservation District, 556 Route 402, Suite 1, Hawley, PA 18428.*

*Wayne Conservation District, 925 Court Street, Honesdale, PA 18431.*

**NPDES**

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD520004	Pennsylvania Department of Transportation	Pike and Wayne	Palmyra and Green Townships and Sterling Township	Wallenpaupack Creek (HQ-CWF, MF); East Branch Wallenpaupack Creek (HQ-CWF, MF); Kleinhans Creek (HQ-CWF, MF) Sands Spring Creek (HQ-CWF, MF); EV Wetlands

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360031 Issued	EFP, LLC 77 Greely Road Yarmouth, ME 04096	Lancaster	Elizabeth Township	Furnace Creek (HQ-CWF) EV Wetlands
PAD500002 Issued	Mitchel R Smith & Kelsey L Smith 1276 Sandy Hollow Road New Bloomfield, PA 17068	Perry	Carroll Township	Sherman Creek Designated use (WWF) Sherman Creek Existing Use (HQ-WWF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140030	CA Student Living State College II, LLC 130 E. Randolph Street Suite 2100 Chicago, IL 60601	Centre	State College Boro	UNT-Thompson Run HQ-CWF, MF

*Columbia County Conservation District: 702 Sawmill Road, Suite 204, Bloomsburg, PA 17815, (570) 784-1310, X 102.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD190003	RFF Partners 216 Cemetery Rd Catawissa, PA 17820	Columbia	Cleveland Twp	UNT to Mugser Run

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

*McKean County Conservation District, 17137 Route 6, Smethport, PA 16749, 814-887-4001.*

*Mercer County Conservation District, 747 Greenville Road, Mercer, PA 16137, 724-662-2242.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD430001 Major Modification	Greenville-Reynolds Development Corp 301 Arlington Drive Greenville, PA 16125	Mercer	Pymatuning Township	Shenango River WWF
PAD420003	National Fuel Gas Distribution Corporation 1100 State Street Erie, PA 16501	McKean	Keating and Norwich Township	Potato Creek, UNT Potato Creek, Daly Brook

## **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 &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Yardley Borough Bucks County	PAC090183	ML7 Yardley Partners, L.P. 501 Madison Avenue 14th Floor New York, NY 10022-5616	Silver Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hilltown Township Bucks County	PAC090176	Steven Hassett 42 Cedar Road Chalfont, PA 18914-2714	Deep Run WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Doylestown Township Bucks County	PAC090178	The County of Bucks 55 East Court Street Doylestown, PA 18901-4318	Neshaminy Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510077	North Sixth Developers, LLC 29 Jasmine Way Sewell, NJ 08080-2589	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510084	BrightFields, Inc 801 Industrial Street Wilmington, DE 19801	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plymouth Township Montgomery County	PAC460273	Pennsylvania Turnpike Commission 700 South Eisenhower Boulevard Middletown, PA 17057	Plymouth Creek, Sawmill Run, and Stony Creek TSF-WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Norristown Borough Montgomery County	PAC460170	Norristown Center A & B LP 30 North Bacton Hill Road Frazer, PA 19355	Stony Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Worcester Township Montgomery County	PAC460204	The Meadowood Corporation 3205 Skippack Pike Worcester, PA 19490	Zacharias Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Whitpain Township Montgomery County	PAC460238	Peter Horgan 317 Newbury Court North Wales, PA 19454	Sandy Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Royersford Borough Montgomery County	PAC460239	Riverfront at Royersford LLC 155 Railroad Plaza Royersford, PA 19468	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Horsham Township Montgomery County	PAC460245	American Heritage Federal Credit Union 2060 Red Lion Road Philadelphia, PA 19115-1603	Pennypack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Nanticoke City Luzerne County	PAC400069	UGI Penn Natural Gas Inc Chris Langman 2525 N 12th St Ste 360 P.O. Box 12677 Reading, PA 19612-2677	Susquehanna River (WWF, MF)	Luzerne County Conservation District 570-674-7991
Upper Mount Bethel Twp Northampton County	PAC480060	Rick Fisher Upper Mount Bethel Twp 37 Ye Olde Hwy P.O. Box 520 Mount Bethel, PA 18434	Unnamed Tributary to the Delaware River (CWF, MF)	Northampton County Conservation District 610-829-6276
Allen Twp Northampton Boro Northampton County	PAC480056	Edward J Deichmeister 700 Sipos Dr Northampton, PA 18067	Dry Run (CWF, MF)	Northampton County Conservation District 610-829-6276

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

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Cumberland Township Adams County Issued	PAC010070	James F. Piet Woodhaven Building & Development, Inc. 4175 Hanover Pike Manchester, MD 21102	Willoughby Run (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Hopewell Township & Upper Mifflin Township Cumberland County Issued	PAC210075	Gary Graham P.O. Box 67676 Harrisburg, PA 17106	UNT Newburg Run (WWF) Peebles Run (WWF) Bore Mill Run (WWF) Three Square Hollow Run (WWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Upper Allen Township Cumberland County Issued	PAC210076	Belle Terre Apartments, LLC 613A Geneva Drive Mechanicsburg, PA 17055	Cedar Run (CWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Penn Township York County Issued	PAC670176	Paige Wingert Legacy 92, LLC 300 Fame Avenue Hanover, PA 17331-1582	Gitts Run (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.*

*Facility Location & Municipality*

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
W. Burlington Twp Bradford Cnty	PAC080024	Scott D. Warner 14 School House Drive Troy, PA 16947	Sugar Creek—TSF
			Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6

## NOTICES

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<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
College Twp Centre Cnty	PAC140046	Penn State University 139J Physical Plant University Park, PA 16802	Big Hollow—CWF Slab Cabin Run— CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Lawrence Twp Clearfield Cnty	PAC170018	Clearfield DPP, LLC 9010 Overlook Blvd Brentwood, TN 37027	Moose Cr—CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629
Graham Twp Clearfield Cnty	PAC170019	PennDOT District 2-0 70 PennDOT Dr. Clearfield, PA 16830	Moravian Run— CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629
Muncy Boro Lycoming Cnty	PAC410023	Muncy School District 206 Shearman St Muncy, PA 17756	West Branch Susquehanna River—WWF	Lycoming County Conservation District 542 County Farm Rd Ste 202 Montoursville, PA 17754 (570) 433-3003
White Deer and Kelly Twps Union Cnty	PAC600027	Jeff Snyder 5898 New Columbia Rd New Columbia, PA 17856	Little Buffalo— CWF, MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
Kelly Twp Union Cnty	PAC600030	Kevin Gessner 5627 Crossroads Dr Lewisburg, PA 17837	Buffalo Cr—CWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
White Deer Twp Union Cnty	PAC600031	Aaron Nolt Lewisburg, PA 17837	Little Buffalo Ck— CWF, MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
East Buffalo Twp Union Cnty	PAC600028	Bucknell University Kathy Monteiro Department of the Physical Plant Lewisburg, PA 17837	Miller Run—WWF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
City of Hermitage Mercer County	PAC430023	City of Hermitage 800 North Hermitage Road Hermitage, PA 16148	Hogback Run and UNT of Golden Run	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242

*Facility Location:  
Municipality &  
County*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
City of St. Marys Elk County	PAC240005	Custom Industrial Processing Inc 336 State Street St. Marys, PA 15857	Elk Creek CWF	Elk County Conservation District 850 Washington Street St. Marys, PA 15857 814-776-5373
Sharpsville Boro Mercer County	PAC430025	Sharpsville Borough 1 South Walnut Street Sharpsville, PA 16150	Shenango River WWF	Mercer County Conservation District 747 Greenville Road Mercer, PA 16137 724-662-2242
Porter Township Clarion County	PAC160015	PennDot District 10-0 2550 Oakland Avenue Indiana, PA 15701	Leatherwood Creek CWF	Clarion County Conservation District 217 S 17th Avenue Room 106A Clarion, PA 16214 814-297-7813
City of Meadville	PAC200048	Hasting Development, LLC P.O. Box 1567 Beaver Falls, PA 15010	French Creek WWF	Crawford County Conservation District 21742 German Road Meadville, PA 16335 814-763-5269
City of Meadville	PAC200052	Allegheny College 520 N Main Street Meadville, PA 16335	UNT to French Creek WWF	Crawford County Conservation District 21742 German Road Meadville, PA 16335 814-763-5269
Greenwood Township	PAC200050	Economic Progress Alliance of Crawford County	McMichael Run WWF	Crawford County Conservation District 21742 German Road Meadville, PA 16335 814-763-5269

*General Permit Type—PAG-03**Facility Location  
Municipality &  
County*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Coraopolis Borough Allegheny County	PAG036230	Hanson Aggregates BMC Inc. 819 Pennsylvania Avenue Coraopolis, PA 15108	Ohio River—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Somerset Township Somerset County	PAG036231	Growmark FS LLC 1694 N Center Avenue Somerset, PA 15501-7032	Unnamed Tributary to East Branch Coxes Creek—19-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
West Mead Township Crawford County	PAG038367	Meadville Redi Mix Concrete Inc. P.O. Box 418 19824 Cochran Road Meadville, PA 16335-0418	Unnamed Tributary to French Creek—16-D	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street, Meadville, PA 16335-3481 814.332.6942



*General Permit Type—PAG-13*

*Facility Location  
Municipality &  
County*

*Permit No.*

*Applicant Name & Address*

*Receiving  
Water/Use*

*Contact Office &  
Phone No.*

Douglass Township Montgomery County	PAG130095	Douglass Township Montgomery County 1320 E Philadelphia Avenue Gilbertsville, PA 19525	Unnamed Tributary to Minister Creek, Unnamed Tributary to West Branch Perkiomen Creek, Swamp Creek, Middle Creek, and Minister Creek—3-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Collier Township Allegheny County	PAG136204	Township of Collier 2418 Hilltop Road Presto, PA 15142-1120	Chartiers Creek, Thoms Run, Painters Run, Robinson Run, Pinkertons Run and their tributaries as well as to Scotts Run 20-F WWF & TSF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Sewickley Borough Allegheny County	PAG136165	Borough of Sewickley 601 Thorn Street P.O. Box 428 Sewickley, PA 15143	Hoeyes Run, Davies Run and Ohio River—20-G WWF	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Adams Township Butler County	PAG138301	Adams Township Butler County 690 Valencia Road Mars, PA 16046-3824	Unnamed Tributary to Breakneck Creek—20-C	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942

**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.**

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

**Permit No. 4418503 MA, Minor Amendment, Public Water Supply.**

Applicant	<b>Municipal Authority of the Borough of Lewistown</b>
Municipality	Lewistown Borough
County	<b>Mifflin</b>
Responsible Official	Craig Bubb, Superintendent 70 Chestnut Street Lewistown, PA 17004-2216
Type of Facility	The entry point will be relocated from immediately downstream of the two 557,000-gallon contact tanks to immediately downstream of the two 1.25 million-gallon finished water storage tanks, to provide for a third contact time segment.

Consulting Engineer John T. Mazich, P.E.  
Uni-Tec Consulting Engineers,  
Inc.  
2007 Cato Avenue  
State College, PA 16801

Permit to Construct 8/2/2018  
Issued

**Permit No. 0118502 MA, Minor Amendment, Public Water Supply.**

Applicant **Gettysburg Municipal Authority**

Municipality Gettysburg Borough

County **Adams**

Responsible Official Mark Guise, Manager  
601 E Middle Street  
Gettysburg, PA 17325-3307

Type of Facility Replacement of the Well No. 2  
vertical turbine style pump with  
a submersible pump.

Consulting Engineer Diana M. Young, P.E.  
Buchart-Horn, Inc.  
445 West Philadelphia Street  
York, PA 17401

Permit to Construct 8/2/2018  
Issued

**Permit No. 0618519, Public Water Supply.**

Applicant **New Morgan Borough Utilities Authority**

Municipality New Morgan Borough

County **Berks**

Responsible Official Margie Bishop, Borough  
Manager  
200 Bethlehem Drive  
Morgantown, PA 19543

Type of Facility The Authority will install sodium  
hydroxide and orthophosphate  
addition facilities for lead and  
copper corrosion control in  
accordance with the feasibility  
study approved by the  
Department on August 24, 2017.

Consulting Engineer Frederick E. Ebert, P.E.  
Ebert Engineering, Inc.  
4092 Skippack Pike  
Skippack, PA 19474

Permit to Construct 8/6/2018  
Issued

**Permit No. 4418505 MA, Minor Amendment, Public Water Supply.**

Applicant **Idle Acres Campground**

Municipality McVeytown Borough

County **Mifflin**

Responsible Official William Price, Owner  
120 Idle Acres  
McVeytown, PA 17051

Type of Facility Additional contact tanks and a  
flow restrictor will be installed to  
provide sufficient contact time to  
achieve 4-log treatment of the  
groundwater source.

Consulting Engineer Charles A. Kehew II, P.E.  
James R. Holley & Associates,  
Inc.  
18 South George Street  
York, PA 17401

Permit to Construct 8/2/2018  
Issued

**Operation Permit No. 2109505 MA** issued to: **Shippensburg Borough Authority (PWS ID No. 7210043)**, Shippensburg Borough, **Cumberland County** on 8/2/2018 for facilities submitted under Application No. 2109505 MA.

**Operation Permit No. 2817507 MA** issued to: **Shippensburg Borough Authority (PWS ID No. 7210043)**, Southampton Township, **Franklin County** on 8/2/2018 for facilities approved under Construction Permit No. 2817507 MA.

**Transferred Comprehensive Operation Permit No. 4340819** issued to: **Champion Modular, Inc (PWS ID No. 4340819)**, Susquehanna Township, **Juniata County** on 8/25/2018. Action is for a Change in Ownership for the operation of facilities previously issued to Excel Homes LLC.

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

**Permit No. 4189514-T5 & MA-GWR-T2—Operation—Public Water Supply.**

Applicant **Shover Investment Group 2, LLC**

Township/Borough Armstrong Township

County **Lycoming County**

Responsible Official Mr. Brad Shover  
Shover Investment Group 2, LLC  
225 Pine Hill Road  
Williamsport, PA 17701

Type of Facility Public Water Supply—Operation

Consulting Engineer N/A

Permit Issued August 7, 2018

Description of Action Authorizes the transfer of public  
water-supply permits:  
4189514-T5 & MA-GWR-T2 for  
operation of a community water  
system.

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

**Operations Permit** issued to: **Southwestern Pennsylvania Water Authority, P.O. Box 187, 1442 Jefferson Road, Jefferson, PA 15344, (PWSID # 5300017)** Jefferson Township, **Greene County** on July 12, 2018 for the operation of facilities approved under Construction Permit # 3013501WMP17.

**Operations Permit** issued to: **Southwestern Pennsylvania Water Authority, P.O. Box 187, 1442 Jefferson Road, Jefferson, PA 15344, (PWSID # 5300017)** Jefferson Township, **Greene County** on July 12, 2018 for the operation of facilities approved under Construction Permit # 3018502MA.

**Permit No. 6518510MA, Minor Amendment.** Public Water Supply.

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

[Borough or Township] North Huntingdon Township  
County **Westmoreland**  
Type of Facility Mountain Water Supply line  
Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
P.O. Box 853  
Latrobe, PA 15650

Permit to Construct July 31, 2018  
Issued

**Permit No. 6518514MA, Minor Amendment.** Public Water Supply.

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

[Borough or Township] North Huntingdon Township  
County **Westmoreland**  
Type of Facility Clay Pike waterline Phase II  
Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
P.O. Box 853  
Latrobe, PA 15650

Permit to Construct July 31, 2018  
Issued

**Permit No. 6518510MA-1, Minor Amendment.** Public Water Supply.

Applicant **Latrobe Municipal Authority**  
P.O. Box 88  
Latrobe, PA 15650

[Borough or Township] City of Latrobe and Derry Township  
County **Westmoreland**  
Type of Facility Sweeny water treatment plant  
Consulting Engineer Gibson-Thomas Engineering Co., Inc.  
1004 Ligonier Street  
P.O. Box 853  
Latrobe, PA 15650

Permit to Construct July 31, 2018  
Issued

**Permit No. 6318501MA, Minor Amendment.** Public Water Supply.

Applicant **Tri-County Joint Municipal Authority**  
26 Monongahela Avenue  
P.O. Box 758  
Fredericktown, PA 15333

[Borough or Township] East Bethlehem Township  
County **Washington**  
Type of Facility SR 0088 waterline

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

Permit to Construct July 31, 2018  
Issued

**Permit No. 0318501MA, Minor Amendment.** Public Water Supply.

Applicant **Kittanning Plumcreek Water Authority**  
274 Schall Road  
Kittanning, PA 16201

[Borough or Township] Kittanning Township  
County **Armstrong**  
Type of Facility SR 0422 waterline  
Consulting Engineer Bankson Engineers, Inc.  
267 Blue Run Road  
Cheswick, PA 15024

Permit to Construct August 6, 2018  
Issued

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

**Operation Permit** issued to **Camp Fitch YMCA, PWSID No. 6250802**, Springfield Township, **Erie County**. Permit Number 2516502 issued July 31, 2018 for the operation of the chlorine contact line to provide the required log inactivation. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 24, 2018.

**Operation Permit** issued to **Corner Water Supply & Service Corporation, PWSID 6160027**, Elk and Paint Townships, **Clarion County**. Permit No. 1615501-MA1 issued August 3, 2018 for the operation of the newly installed water softeners. This permit is issued in response to an operation inspection conducted by Department of Environmental Protection personnel on August 1, 2018 with supporting documentation on July 19, 2018.

#### WATER ALLOCATIONS

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

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

**WA 37-155A Water Allocations. PA American Water Company**, Shenango Township, **Lawrence County**. The permit grants the right to withdraw 10,000,000 gallons per day from the Shenango River and expand the existing distribution system in Shenango Township.

#### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

**Plan Disapprovals 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>
Fannett Township	P.O. Box 40 Dry Run, PA 17220	Franklin

*Plan Description:* The planning module for Wayne P. Crouse, Jr., DEP Code No. A3-28906-185-1, APS Id 973752, consisting of 1 new residential lot using an individual onlot sewage disposal system, is disapproved. The proposed development is located at Path Valley Road. This plan is disapproved because submission does not qualify as an exception to the requirement to revise your Official Sewage Facilities Plan because the subdivision proposes the use of onlot sewage disposal systems in an area within 1/4 mile of water supplies documented to exceed 5 PPM nitrate-nitrogen as per Chapter 71, Section 71.51(b)(1)(ii). Fannett Township's Official Plan also requires Component 2 Planning Modules with preliminary hydrogeologic evaluations in areas underlain by carbonate geology. The submission failed to label the soil profile excavations on Tract No. 5, and failed to provide soil profile descriptions for soil profile excavations shown on Tract No. 4. The submission failed to provide a Pennsylvania Natural Diversity Inventory Project Environmental Review Receipt and supporting documentation. The submission failed to include a municipal acknowledgement of the requested waiver of the planning requirements for the residual tract in accordance with Section K of the Component 1 Form. This project may be resubmitted for consideration as a Component 2 planning module.

## HAZARDOUS SITES CLEAN-UP UNDER THE ACT OF OCTOBER 18, 1988

### Public Notice of Proposed Consent Order and Agreement American Zinc and Chemical Site, Smith Township, Washington County

Under section 1113 of the Pennsylvania Hazardous Sites Cleanup Act (HSCA) (35 P.S. §§ 6020.101—6020.1305), notice is hereby given that the Department of Environmental Protection (Department) has entered into a proposed Consent Order and Agreement (CO&A) with Cyprus Amax Minerals Company, Bologna Coal Company, Smith Township, Washington County, Pennsylvania, and the Independence Conservancy. The CO&A includes provisions for the transfer of property between parties prior to, and following, the implementation of cleanup plan detailed designs at the former American Zinc and Chemical Company Smelter (Site). The Site is located in Smith Township, Washington County.

The terms of the settlement are set forth in the CO&A, which is available for review at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA. The Department will receive and consider comments relating to the CO&A for sixty (60) days from the date of this Public Notice. Comments may be submitted, in writing, to Terry Goodwald, Department of Environmental Protection, Hazardous Sites Cleanup, 400 Waterfront Drive, Pittsburgh, PA 15222. Further information may be obtained by contacting Mr. Goodwald at 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at 800-645-5984.

The Department has reserved the right to withdraw its consent to the CO&A if comments concerning the CO&A disclose facts or considerations which indicate that the CO&A is inappropriate, improper, or not in the public

interest. A person adversely affected by the settlement may file an appeal with the Pennsylvania Environmental Hearing Board.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

**J. Arnone Pad 1/J. Foltz Pad 2**, Zicks Hill Road, Brooklyn Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of a release of brine to the soil. The report is intended to document remediation of the site to meet Statewide Health Standards.

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

**Lanco Sheds, Incorporated**, 154 & 164 Orlan Road, New Holland, PA 17557, Earl Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Lanco Sheds, Inc., 150 Commerce Drive, New Holland, PA 17557; JaLyn Builders & Developers, 148 Brick Church Road, Leola, PA 17540; and Alert-All Corporation, 164 Orlan Road, New Holland, PA 17602; submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil, diesel fuel and lubricating oil. 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.*

**Wolfe Farm**, 348 Stark Road, Jackson Township, **Northumberland County**. Taylor GeoServices, Inc., 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of New Covenant Farm, 6427 State Route 25, Gratz, PA 17030, has submitted a Final Report concerning remediation of site soil contaminated with motor oil, hydraulic fluid, and antifreeze. The report is intended to document remediation of the site to meet the Statewide Health Standard.

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

**International Paper (South Yard—Iron)**, Bounded by East Lake Road, Downing Avenue, and East 10th Street, City of Erie, **Erie County**. Wood Environment & Infrastructure Solutions, Inc., 4600 J Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of Enterprise Development Center of Erie County, 1524 Enterprise Road, Corry, PA 16407, submitted a Baseline Remedial Investigation Work Plan concerning the remediation of site groundwater contaminated with iron. The report is intended to document remediation of the site to meet the Special Industrial Area Standard.

**Crompton Petrolia**, 100 Sonneborn Lane, Fairview Township, **Butler County**. Environmental Resources Management, Inc., 800 Cranberry Woods Drive, Suite 290, Cranberry Township, PA 16056, on behalf of Sonneborn, LLC, 100 Sonneborn Lane, Petrolia, PA 16050, submitted a Cleanup Plan concerning the remediation of soil contaminated with p-isopropyltoluene, acenaphthylene, benzo[g,h,i]perylene, carbazole, phenanthrene, benzene sulfonic acid (BSA), meta-benzene sulfonic acid (m-BDSA), arsenic, lead, mercury, para-phenol sulfonic acid (p-PSA), aluminum, beryllium, cobalt, iron, manganese, thallium, 1,2-dibromo-3-chloropropane, n-nitrosodi-n-propylamine and site groundwater contaminated with acetone, BSA, benzene, m-BDSA, 1,2-dichloroethane, p-PSA, 1,2-dichloropropane, aluminum, ethylbenzene, antimony, 2-hexanone, arsenic, p-isopropyltoluene, barium, naphthalene, beryllium, 1,2,3-trichlorobenzene, boron, 1,2,4-trichlorobenzene, cadmium, 1,2,4-trimethylbenzene, chromium, 1,3,5-trimethylbenzene, cobalt, 2,4-dinitrotoluene, copper, di-n-octyl phthalate, iron, phenanthrene, lead, manganese, mercury, nickel, selenium, silver, thallium, vanadium, zinc, bromodichloromethane, bromoform, bromomethane, carbon tetrachloride, chlorobenzene, chloroform, 1,2-dibromo-3-chloropropane, 1,2-dibromoethane, 1,4-dichlorobenzene, 1,1-dichloroethene, cis-1,3-dichloropropene, trans-1,3-dichloropropene, hexachlorobutadiene, methylene chloride, 1,1,1,2-tetrachloroethane, 1,1,2,2-tetrachloroethane, 1,1,2-trichloroethane, trichloroethene, 1,2,3-trichloropropane, vinyl chloride, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, bis[2-chloroethyl]ether, carbazole, 2-chlorophenol, chrysene, dibenz[a,h]-

anthracene, 3,3-dichlorobenzidine, 2,4-dichlorophenol, 2,4-dinitrophenol, hexachlorobenzene, hexachlorobutadiene, hexachlorocyclopentadiene, hexachloroethane, indeno[1,2,3-cd]pyrene, isophorone, 3-nitroaniline, 4-nitroaniline, nitrobenzene, 4-nitrophenol, n-nitrosodi-n-propylamine, n-nitrosodiphenylamine, pyrene, and resorcinol. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Parker Hannifin Corporation (201 Titusville Road)**, 201 Titusville Road, Borough of Union City, **Erie County**. AECOM Technical Services, Inc., 525 Vine Street, Suite 1800, Cincinnati, OH 45202, on behalf of Parker-Hannifin Corporation, 6035 Parkland Boulevard, Cleveland, OH 44124, submitted a Remedial Investigation/Risk Assessment Report concerning the remediation of site soil contaminated with benzo[a]pyrene, arsenic, chromium (VI), trichloroethylene and groundwater contaminated with 1,1,2-trichloro-1,2,2-trifluoroethane, 1,1-dichloroethane, cis-1,2-dichloroethane, benzene, trichloroethylene, and vinyl chloride. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**ARG Refinery**, 77 North Kendall Avenue, City of Bradford, **McKean County**. Wood Environmental & Infrastructure Solutions, Inc., 4600 J. Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of American Refining Group, 77 North Kendall Avenue, Bradford, PA 16701, submitted a Remedial Investigation Report concerning the remediation of site soil contaminated with 1,2,4-trimethylbenzene, benzene, toluene, total xylenes, 2-methylnaphthalene, benzo[a]anthracene, anthracene, chrysene, benzidine, dibenzo[a,h]anthracene, naphthalene, benzo[a]pyrene, dibenzofuran, fluorene, antimony, arsenic, iron, lead, manganese, thallium, mercury, zinc and site groundwater contaminated with 1,1-dichloroethane, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, 2-butanone (MEK), 2-hexanone, benzene, chloroform, cis-1,2-dichloroethene, ethylbenzene, isopropylbenzene, methyl tert-butyl ether, n-propylbenzene, tetrachloroethene, toluene, total xylenes, trichloroethene, vinyl chloride, 2-methylnaphthalene, benzidine, benzo[a]anthracene, benzo[a]pyrene, benzo[b]fluoranthene, bis[2-ethylhexyl]phthalate, dibenzofuran, indeno[1,2,3-cd]pyrene, naphthalene, pentachlorophenol, pyrene, aluminum, antimony, arsenic, barium, beryllium, cobalt, copper, iron, manganese, mercury, nickel (oxides), thallium, vanadium, and zinc. The report is intended to document remediation of the site to meet the Site-Specific Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental

media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

*Northeast Region: 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 and supplemental information documented remediation of the site to meet non-residential Statewide Health Standards and was approved by the Department on August 6, 2018.

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

**David Angstadt Property**, 539 Manatawny Road, Boyertown, PA 18512, Earl Township, **Berks County**. EnviroTrac Ltd, 8133 Easton Road, Suite 110, Ottsville, PA 18942, on behalf of David Angstadt, 539 Manatawny Road, Boyertown, PA 18512, submitted a Final Report concerning remediation of site soil contaminated with # 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on August 2, 2018.

**M&T Bank**, 248 North Mill Street, Birdsboro, PA 19508, Birdsboro Borough, **Berks County**. Center Point

Tank Services, Inc., 536 East Benjamin Franklin Hwy, Douglassville, PA 19518, on behalf of M&T Bank, One M&T Plaza, 345 Main Street, Buffalo, NY 14203, submitted a Final Report concerning remediation of soil and groundwater contaminated with No. 2 heating oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on August 3, 2018.

**PA Route 222 N at PA Route 61 N Exit Ramp**, PennDOT Road Section 0342, Reading, PA 19605, Muhlenberg Township, **Berks County**. JMT Environmental Technologies, 710 Uhler Road, Easton, PA 18040, on behalf of Unique Leasing, Inc., 8755 Highway 87 East, San Antonio, TX 78263, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on August 3, 2018.

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

**Seneca Resources Corporation Well Pad C09-G**, Cooks Run Road, Emporium, Shippen Township, **Cameron County**. ARM Group, Inc., 1129 West Governor Road, P.O. Box 797, Hershey, PA 17033, on behalf of Seneca Resources Corporation, 5800 Corporate Boulevard, Suite 300, Pittsburgh, PA 15237, has submitted a Final Report concerning remediation of site soil contaminated with brine. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on July 31, 2018.

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

**Interstate Chemical Company**, 2797 Freedland Road, City of Hermitage, **Mercer County**. Wood Environment & Infrastructure Solutions, Inc., 4600 J Barry Court, Suite 210, Canonsburg, PA 15317, on behalf of Interstate Chemical Company, 2797 Freedland Road, Hermitage, PA 16148, submitted a Risk Assessment Report concerning the remediation of site soil contaminated with 1,1,1-trichloroethane, 1,1,2,2-tetrachloroethane, cis-1,2-dichloroethene (DCE), tetrachloroethene (PCE), trichloroethene (TCE), toluene, ethylbenzene, methylene chloride, total xylenes, naphthalene; site groundwater contaminated with furfural, methanol, 2-propanol, n-butyl alcohol, 1,1,1-trichloroethane, cis-1,2-dichloroethene, 1,1-dichloroethane, ethylbenzene, 1,1-dichloroethene, methyl tert-butyl ether (MTBE), 1,2-dichloroethane, methylene chloride, 2-butanone (MEK), tetrachloroethene (PCE), 2-hexanone, toluene, 4-methyl-2-pentanone (MIBK), trans-1,2-dichloroethene, benzene, tetrahydrofuran, chlorobenzene, trichloroethene (TCE), chloroform, vinyl chloride, total xylenes, aniline, arsenic, ethylene glycol, formaldehyde, acetone, hexane, 2-methylnaphthalene, 4-chloroaniline, bis(2-ethylhexyl)phthalate, isophorone, 3&4 methylphenol, naphthalene, di-n-butylthallate, selenium, chromium (+6), mercury; and site surface water contaminated with cis-1,2-DCE, tetrachloroethene (PCE), trichloroethene (TCE), vinyl chloride, and methylene chloride. The Report was disapproved by the Department on July 24, 2018.

**NFG Midstream Clermont West Compressor Station**, 12753 Shawmut Grade Road, Jones Township, **Elk County**. Environmental Remediation and Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of National Fuel Gas Midstream Clermont, LLC, P.O. Box 2081, 1100 State Street, Erie, PA 16512, submitted a Final Report

concerning the remediation of site soil contaminated with 1,1 biphenyl, 1,3,4-trimethylbenzene, 1,3,5-trimethylbenzene, 2-methylnaphthalene, acenaphthene, aluminum, anthracene, barium, benzene, benzo[a]anthracene, benzo[a]fluoranthene, benzo[a]pyrene, benzo[g,h,i]perylene, boron, chlorides, chrysene, cumene, cyclohexane, ethylbenzene, ethylene glycol, fluoranthene, fluorene, indeno[1,2,3-c,d]pyrene, iron, lithium, manganese, naphthalene, phenanthrene, phenol, pyrene, sec-butyl benzene, selenium, tert-butyl benzene, toluene, vanadium, xylenes, and zinc. The Final Report demonstrated attainment of the Site-Specific Standard, and was approved by the Department on July 27, 2018.

#### HAZARDOUS WASTE TRANSPORTER LICENSE

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

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

#### *Renewal Applications Received*

**Allstate Power Vac, Inc.**, 928 E Hazelwood Avenue, Rahway, NJ 07065. License No. PA-AH 0339. Effective Aug. 07, 2018. (P. Arnt).

**South Park Motor Lines, Inc. DBA CAST Transportation**, 9850 Havana Street, Henderson, CO 80640. License No. PA-AH 0755. Effective Aug. 02, 2018. (P. Arnt).

#### *Hazardous Waste Transporter License Issued*

**Bradish Logistics Inc.**, 444 Willow Crossing Rd., Greensburg, PA 15601. License No. PA-AH 0873. Effective Aug. 03, 2018. (P. Arnt).

#### *Hazardous Waste Transporter License Reissued*

**Allstate Power Vac, Inc.**, 928 E Hazelwood Avenue, Rahway, NJ 07065. License No. PA-AH 0339. Effective Aug. 07, 2018. (P. Arnt).

**South Park Motor Lines, Inc. DBA CAST Transportation**, 9850 Havana Street, Henderson, CO 80640. License No. PA-AH 0755. Effective Aug. 02, 2018. (P. Arnt).

#### RESIDUAL WASTE GENERAL PERMITS

**Permit(s) Issued Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

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

**General Permit Application No. WMGR123SW026. Range Resources-Appalachia, LLC**, 3000 Town Center Blvd., Canonsburg, PA 15317. A registration for coverage under General Permit WMGR123 to construct and operate the Hopewell 20 Tank Pad for storage and reuse of oil and gas liquid waste at a facility located in Hopewell Township, **Washington County** was issued by Regional Office on August 3, 2018.

**General Permit Application No. WMGR123SW027. Range Resources-Appalachia, LLC**, 3000 Town Center Blvd., Canonsburg, PA 15317. A registration for coverage under General Permit WMGR123 to construct and operate the Hopewell 18 Tank Pad for storage and reuse of oil and gas liquid waste at a facility located in Hopewell Township, **Washington County** was issued by Regional Office on August 3, 2018.

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

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

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**Permit ID No. 301372. Mt. Carmel Stabilization Group, Inc.**, P.O. Box 458, 1611 College Dr., Mt. Carmel, IL 62863-2614; Site: Aleppo Township, **Greene County**. The application proposed to stabilize vertical drill cuttings for beneficial use at natural gas well sites for the construction of well pads, compressor stations, access roads and other drive surfaces or working pads. This application, originally published as a research and development project under WMGR097 on April 16, 2016, and reviewed as an application for a demonstration facility pursuant to 25 Pa. Code §§ 287.501—287.506, was withdrawn by Mt. Carmel Stabilization Group, Inc. on July 20, 2018.

Persons interested in reviewing the application file may contact Chris Solloway, Chief, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, 717-787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

#### AIR QUALITY

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

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

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

**GP14-09-0148: Naugle Funeral & Cremation Service, Ltd.** (135 West Pumping Station Road, Quakertown, PA 18951) On August 7, 2018 for a human crematory (one unit, 150 lb/hr) in Richland Township, **Bucks County**.

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

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

**AG5-66-00002A: UGI Energy Services, Inc.** (1 Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610) on August 2, 2018, for the construction and operation of a Natural Gas Compression Station at their facility in Northmoreland Township, **Wyoming County**.

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

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

**GP11-21-05049A: Pennsy Supply, Inc.** (P.O. Box 3331, 1001 Paxton Street, Harrisburg, PA 17105-3331) on July 31, 2018 for a portable diesel engine, under GP11, to power a shingle shredder at the stone quarry operation in Penn Township, **Cumberland County**. The general permit authorization was renewed.

**GP13-01-05026: York Materials Group, LLC** (950 Smile Way, York, PA 17404) on July 27, 2018 for their batch asphalt plant in Berwick Township, **Adams County**. The general permit authorization was renewed.

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

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

**GP3-40-011B: The H&K Group, Inc.** (P.O. Box 196, 2052 Lucon Road, Skippack, PA 19474) on August 1, 2018, for the construction and operation of a crushing operations at their Hazleton Materials, Weatherly, PA facility in Foster Township, **Luzerne 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.*

**GP9-11-00540: Cambria Somerset Authority** (110 Franklin Street, Suite 200, Johnstown, PA 15901) on August 02, 2018, to authorize the construction and operation of one (1) Cummins diesel emergency engine rated at 1,490 bhp, Model No. QST30/QST30-G5 NR2, at their East Taylor Township Pump Station located in East Taylor Township, **Cambria County**.

**GP9-11-00539: Cambria Somerset Authority** (110 Franklin Street, Suite 200, Johnstown, PA 15901) on August 02, 2018, to authorize the construction and operation of one (1) Cummins diesel emergency engine rated at 1,490 bhp, Model No. QST30/QST30-G5 NR2 at their Johnstown Pump Station located in Greene Township, **Greene County**.

**GP5-32-00421B: Alliance Petroleum Corporation** (4150 Belden Village Ave NW, Canton, OH 44718) on May 29, 2018, received renewal authorization under GP-5 for construction and/or operation of sources and controls associated with a natural gas production facility at its Campbell Compressor Station located in South Mahoning Township, **Indiana County**.

**GP5-63-00946E: Chevron Appalachia, LLC** (Chevron Appalachia, LLC, 700 Cherrington Parkway, Moon Township, PA 15108) on June 13, 2018, received renewal authorization for construction and/or operation of sources and controls associated with a natural gas production facility at its Deemston (Wicks) Compressor Station located in Deemston Borough, **Washington County**.

**GP3-56-00011D: New Enterprise Stone & Lime Co., Inc.** (P.O. Box 77, New Enterprise, PA 16664) on July 31, 2018, received authorization for construction and/or operation of a portable nonmetallic mineral processing plant at its Central City Quarry located in Shade Township, **Somerset County**.

**GP11-56-00011D: New Enterprise Stone & Lime Co., Inc.** (P.O. Box 77, New Enterprise, PA 16664) on July 31, 2018, received authorization for construction and/or operation of a nonroad Tier 4 certified diesel engine at its Central City Quarry located in Shade Township, **Somerset County**.

**GP14-32-00371A: Blairsville Wilbert Vault Company, Inc.** (6 Decker St., Blairsville, PA 15717) on May 24, 2018, received authorization for construction and/or operation of a previously installed Matthews International-Cremation Division IE43-PPII natural gas-fired human crematory incinerator with a maximum cremation rate of 150 lbs/hr at its facility Blairsville Borough, **Indiana County**.

**GP5-65-00974B: Keyrock Energy, LLC** (2800 Route 982, Mt. Pleasant, PA 15666) on June 6, 2018, received renewal authorization for construction and/or operation of sources and controls associated with a natural gas production facility at its Unity Compressor Station located in Unity Township, **Westmoreland County**.

**GP5-32-00386D: Alliance Petroleum Corporation** (4150 Belden Village Ave NW, Canton, OH 44718) on June 6, 2018, received renewal authorization under GP-5 for construction and/or operation of sources and controls associated with a natural gas production facility at its Malone Compressor Station located in Conemaugh Township, **Indiana County**.

**GP5-65-00943B: Kriebel Minerals, Inc.** (633 Mayfield Rd, Clarion, PA 16214) on July 18, 2018, received renewal authorization for construction and/or operation of sources and controls associated with a natural gas production facility at its Lynn Compressor Station located in Mount Pleasant Township, **Westmoreland County**.

**GP3-04-00743B: Bechtel Oil, Gas & Chemical Inc.** (300 Frankford Road, New Monaca, PA 15061) on July 31, 2018, to authorize and allow the installation and operation of a portable nonmetallic mineral processing plant consisting of three (3) crushers with three (3) integrated screens and associated conveyors located in Potter Township, **Beaver County**.

**GP11-04-00743B: Bechtel Oil, Gas & Chemical Inc.** (300 Frankford Road, New Monaca, PA 15061) on July 31, 2018, to allow the installation and operation of eight (8) nonroad diesel-fired engines of various capacities in conjunction with a portable nonmetallic mineral processing plant located in Potter Township, **Beaver County**.

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

*Contact: Roger Fey, Chief—Telephone: 215-823-7584.*

**OP17-000050: Cross Connect Solutions, Inc.** (1309 Noble St., Philadelphia, PA 19123) for the operation of a telecommunications facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) diesel-fired emergency generators rated at 1,120 horsepower (hp) and 1,109 hp. The limit for testing and tuning of the emergency generators has been changed from 30 minutes per week to 100 hours per calendar year.

The operating permit will be issued under the 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.

**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.*

**09-0024J: Waste Management of PA Inc.** (1000 Newford Mill Road, Morrisville, PA 19067-6702) On August 6, 2018 an extension to install and operate permanent landfill gas collection and treatment systems for the sale and for on-site use of landfill gas in engine Source ID C110 in Tullytown Township, **Bucks County**.

**46-0020J: Superior Tube Co, Inc.** (3900 Germantown Pike, Collegeville, PA 09426-3112) On August 1, 2018 an extension for the existing pickling and passivation operation which had an increase of the Hydrogen Fluoride (HF) emissions limit (Source ID No. 161) in Lower Providence Township, **Montgomery County**.

**46-0020K: Superior Tube Co Inc.** (3900 Germantown Pike, Collegeville, PA 09426-3112) On August 1, 2018 an extension to operate a new lubrication station (Source ID No. 170) in Lower Providence Township, **Montgomery County**.

**09-0237: TC Millwork Inc.** (P.O. Box 826, Bensalem, PA 19020-0626) On August 6, 2018 an extension for the installation and operation of two (2) spray booth operations, designated as Source ID 101 (Paint Spray Booth) and Source ID 102 (Adhesive Spray Booth) and associated filters, adhesives application area solvent clean-up, milling room and associated dust collector in Bensalem Township, **Bucks County**.

**46-0198P: Bloomer Chocolate Co.** (1101 Bloomer Drive, East Greenville, PA 18041-2140) On August 6, 2018 for the upgrade of the existing bean cleaning process (Source ID113 A), and installation or replacement of some process components and construction of an additional baghouse (Source ID C-113-2) in Upper Hanover Township, **Montgomery County**.

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

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

**06-05069AB: East Penn Manufacturing Co., Inc.** (P.O. Box 147, Lyon Station, PA 19536) on July 31, 2018, for the installation of battery manufacturing equipment controlled by baghouses, mist eliminators or filtration systems. The equipment will be installed in the Industrial Battery Manufacturing Facility located at East Penn's Lyon Station Plant in Richmond Township, **Berks County**. The plan approval was extended.

**06-05007P: Carpenter Technology Corp.** (P.O. Box 14662, Reading, PA 19612-4662) on July 31, 2018, to replace a steel coil cleaning line in their specialty steel alloy manufacturing facility located in the City of Reading, **Berks County**. The new line will include salt baths for descaling coils with a scrubber to control emissions; salt bath natural gas fired process heaters; HCl acid baths controlled by a scrubber; nitric and sulfuric acid baths controlled by a scrubber; rinse and coating tanks without controls; natural gas fired furnaces for drying coils; and a natural gas fired air makeup unit. Plan Approval 06-05007P also incorporates the requirements of 40 CFR 63 Subpart DDDDD for the facility. The plan approval was extended.

**36-05015H: Dart Container Corporation of PA** (60 East Main Street, Leola, PA 17540) on August 1, 2018, for the construction of new extrusion and thermoforming lines and construction of new equipment for the recycling of consumer EPS scrap at the facility located in Upper Leacock Township, **Lancaster County**. The plan approval was extended.

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

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

**19-00007B: Transcontinental Gas Pipe Line Company, LLC** (P.O. Box 1396, Houston, TX 77251-1396) on July 27, 2018, to extend the authorization to construct the sources pursuant to the plan approval an additional 180 days from August 1, 2018 to January 28, 2019, at their Compressor Station 517 located in Jackson Township, **Columbia County**. The plan approval has been extended.

**14-00002N: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) was issued an extension to the authorization from August 4, 2018 to January 31, 2019, to permit continued operation of Kiln No. 8 pending the completion of compliance evaluations for the source. The source is located at their Pleasant Gap plant in Spring Township, **Centre County**. The plan approval has been extended.

**14-00002P: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) was issued an extension to the authorization from August 4, 2018 to January 31, 2019, to permit continued operation of Kiln No. 8 pending the completion of compliance evaluations for the source. The source is located at their Pleasant Gap plant in Spring Township, **Centre County**. The plan approval has been extended.

**14-00002R: Graymont (PA), Inc.** (965 East College Avenue, Pleasant Gap, PA 16823) was issued an extension to the authorization that permits construction of the Lime Processing Project from July 30, 2018 to January 26, 2019, to facilitate shake-down. The construction and operations associated with this project is located at their Pleasant Gap plant in Spring Township, **Centre County**. The plan approval has been extended.

**60-00019A: Playworld Systems, Inc.** (1000 Buffalo Road, Lewisburg, PA 17837) on July 30, 2018, to extend the plan approval expiration date to February 3, 2019 to allow continued operation of a fluidized bed cleaning system at their Lewisburg Plant located in Buffalo Township, **Union County**.

**57-00006A: Dwight Lewis Lumber Company** (P.O. Box A, Hillsgrove, PA 18619) on August 1, 2018, to extend the plan approval expiration date to February 2, 2019 to

allow continued operation of a 6.04 MMBtu/hr biomass-fired boiler at its facility in Hillsgrove Township, **Sullivan 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.*

**65-00837B: Dominion Transmission, Inc.** (5000 Dominion Boulevard, Glenn Allen, VA 23060) on June 28, 2018, for plan approval extension pending issuance of a Title V operating permit for its Oakford Compressor Station located in Salem Township, **Westmoreland County**.

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

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

**OP17-000047: Department of Veteran's Affairs Medical Center and Nursing Home Care Unit** (3900 Woodland Avenue, Philadelphia, PA 19104) for the operation of a hospital and nursing home in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include: three (3) 29.4 MMBtu/hr Boilers with low NO<sub>x</sub> burners that can burn # 2 Oil or Natural Gas; one (1) 17.3 MMBtu/hr boiler that can burn # 2 Oil or Natural Gas; two (2) 7.94 MMBtu/hr Boilers that can burn # 2 Oil or natural gas; two (2) 0.491 MMBtu/hr Boilers firing natural gas; two (2) 2.25 MMBtu/hr hot water heaters firing natural gas; three (3) 2,000 kW emergency generators firing # 2 oil; two (2) 1,111 kW emergency generators firing # 2 oil; and one (1) 130 kW emergency generator firing # 2 oil.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**46-00190: Dickson Investment Hardware, Inc.** (386 East Church Road, King of Prussia, PA 19406) On August 6, 2018 issued for operation of two (2) burn off ovens at a manufacturing facility located in Upper Merion Township, **Montgomery County**.

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

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

**48-00096: Custom Laminating Corporation** (5000 River Road, Mt. Bethel, PA 19343-5610). On August 3, 2018, the Department issued a renewal State-Only (Synthetic Minor) Permit for this laminated plastics plate, sheet (except packaging), and shape manufacturing facility located in Mount Bethel, **Northampton County**. The main sources at this facility consists of surface treaters laminating lines, mixing process, and emergency generators. The control devices for the sources are baghouses. The sources are considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing,

monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**48-00097: Lamtec Corporation** (5010 River Road, Mt. Bethel, PA 19343-5610). On August 3, 2018, the Department issued a renewal State-Only (Synthetic Minor) Permit for this paper bag and coated and treated paper manufacturing facility located in Mount Bethel, **Northampton County**. The main sources at this facility consists of thirteen (13) laminated lines, mixing processes, and flexographic and ink jet printers. The control devices for the sources are baghouses. The sources are considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

**67-03008: Multi-Color Corp.** (405 Willow Springs Lane, York, PA 17402-8047) on July 31, 2018, for the printing facility located in East Manchester Township, **York County**. The State-only permit was renewed.

**22-03036: Alfa Laval, Inc.** (300 Chestnut Street, Lykens, PA 17048-1446) on August 2, 2018, for the fabricated metal products facility located in Lykens Borough, **Dauphin 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.*

**55-00017 Durabuilt Home, LLC** (P.O. Box 407, Selinsgrove, PA 17870-0407) on July 23, 2018, for their facility located in Monroe Township, **Snyder County**. The operating permit renewal includes emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations.

**60-00001: Bucknell University** (University Avenue, Physical Plant, Lewisburg, PA 17837) was issued a State Only (Synthetic Minor) operating permit on July 31, 2018, for operation of their university facility located in East Buffalo Township, **Union County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the renewal SMOP 60-00001.

**08-00047: Milan Energy, LLC** (N. Shore Place I, 358 N. Shore Dr., Ste. 201, Pittsburgh, PA 15212) on July 26, 2018 was issued a State only operating permit for the Milan Energy electric power generating facility located in Smithfield Township, **Bradford County**. The State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

**08-00049: Alpaca Energy, LLC** (N. Shore Place I, 358 N. Shore Dr., Ste. 201, Pittsburgh, PA 15212) on July 26,

2018 was issued a State only operating permit for the Alpaca Energy electric power generating facility located in Canton Township, **Bradford County**. The State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

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

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

**09-00184: Doylestown Hospital** (595 W. State Street, Doylestown, PA 18901) located in Doylestown Township, **Bucks County**. On July 24, 2018 the operating permit was amended in accordance with the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450 to incorporate requirements of Plan Approval 09-0184A for a 1,600 kW natural gas-fired cogeneration unit.

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

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

**36-05009: JL Clark LLC** (303 North Plum Street, Lancaster, PA 17602-2401) on July 31, 2018, for the decorative can manufacturing facility located in Lancaster City, **Lancaster County**. The Title V Permit underwent a significant modification in order to update source and control information, and to incorporate presumptive RACT 2 requirements.

**36-05107: Pepperidge Farm, Inc.** (2195 North Reading Road, Denver, PA 17517-9112) on July 31, 2018, for the commercial bakery located in East Cocalico Township, **Lancaster County**. The State-only permit was administratively amended in order to incorporate the requirements of Plan Approval No's: 06-05107D, 06-05107E and 06-05107F.

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

**V15-003: Newman and Company, Inc.** (6101 Tacony Street, Philadelphia, PA 19135) administratively amended on July 26, 2018 to incorporate a correction to Table A-1—Facility Equipment List. Source ID 007—Office Heater has been moved from heating units rated <250,000 BTU/hr into Group 01—Space Heaters, Water Heaters and Power Washers based on the heating capacity of the unit. There is no change to any of the listed applicable requirements for the unit.

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

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

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

**63-538: Dynamet, Inc.** (195 Museum Road, Washington, PA 15301) Per 25 Pa. Code § 127.449(i), this notice is for the de minimis emission increases at the Dynamet, Inc. Arden Facility located in Chartiers Township, **Washington County**, authorized on July 31, 2018. The list of de minimis increases for this facility includes the installation of a scrubber to control emissions from the wire cleaning line to replace the scrubbers destroyed in a fire.

**ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS**

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**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).**

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*Coal Permits Issued*

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

**11841301 and NPDES No. PA0001317. Arcelor Mittal Pristine Resources, LLC**, (129 Bethlehem Road, P.O. Box 36, Revloc, PA 15948). To renew the permit for the Cambria Slope Mine No. 33 in Cambria, Allegheny, Munster, Portage, Summerhill and Croyle Townships, **Cambria County**. The application was considered administratively complete on July 26, 2016. Application received: February 7, 2014. Permit issued: July 31, 2018.

**63091301 and NPDES No. PA0236004. Tunnel Ridge, LLC**, (2596 Battle Run Road, Triadelphia, WV 26059). To revise the permit for the Tunnel Ridge Mine in Donegal and West Finley Townships, **Washington County** and related NPDES permit. In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of sections 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341) and will not violate applicable Federal and State water quality standards. To revise the permit for the Tunnel Ridge Mine in Donegal Township, Washington County, ACOE Pittsburgh, (Claysville, PA and Valley Grove, WV Quadrangles, located approximately 40° 04' 46" N, -80° 29' 57"). This is a Chapter 105 Water Obstruction and Encroachment permit application (Stream Module 15), and 401 Water Quality Certification request, if applicable, submitted as part of the mining permit revision application to authorize the stream restoration to approximately 408 linear feet of unnamed tributary # 32469 to Middle Wheeling Creek and 407 linear feet of unnamed tributary # 32471 to Middle Wheeling Creek to restore and regrade the channels due to the affects from longwall mining. No Additional Discharges. The application was considered administratively complete on December 22, 2017. Application received: October 7, 2017. Permit issued: August 1, 2018.

**32850701 and NPDES No. PA0213683. Rosebud Mining Company**, (301 Market Street, Kittanning PA 16201). To renew the permit for the Clymer Refuse Disposal Site in Cherryhill Township, **Indiana County**. No Additional Discharges. The application was considered administratively complete on March 17, 2017. Application received: December 27, 2016. Permit issued: July 24, 2018.

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

**Permit No. 32170101 and NPDES PA0279595. Amerikohl Mining Inc.**, 202 Sunset Drive, Butler, PA 16001, commencement, operation and restoration of a bituminous surface mine in Burrell Township, **Indiana County**, affecting 157 acres. Receiving streams: unnamed tributaries to Toms Run and Roaring Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 22, 2017. Permit Issued: July 31, 2018.

The stream encroachment activity for Unnamed Tributary "C" to Toms Run is to mine through approximately the initial 90 feet of the stream to complete the coal removal and reduce water contact with the coal outcrop. Also, E & S controls will be established.

The stream encroachment activity for Unnamed Tributary "D" to Toms Run is to mine through approximately the initial 90 feet of the stream to complete the coal removal and reduce water contact with the coal outcrop. Also, E & S controls will be established.

In conjunction with this approval, the Department is granting 401 Water Quality Certification certifying that the approved activities will comply with the applicable provisions of section 301—303, 306 and 307 of the Federal Water Pollution Control Act (33 U.S.C.A § 1341) and will not violate applicable Federal and State water quality standards.

**Permit No. 32170101 and NPDES No. PA0279595 and General Permit GP-12—32170101, Amerikohl Mining, Inc.**, 202 Sunset Drive, Butler, PA 16001, revision of an existing bituminous coal surface mining site to obtain coverage for coal processing under air quality general permit GP-12 in Burrell and West Wheatfield Townships, **Indiana County**, affecting 157 acres. Receiving streams: unnamed tributaries to Toms Run and Roaring Run, all to the Conemaugh River, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 22, 2017. Permit Issued: July 31, 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 29.0 acres. Receiving streams: unnamed tributary to Brush Run. Application received: May 4, 2018. Permit Issued: August 1, 2018.

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

**17813093. Rosebud Mining Company** (301 Market Street, Kittanning, PA 16201). Permit renewal for reclamation only of a bituminous surface coal and auger mine and change in land use from forestland and pastureland

to industrial/commercial located in Lawrence Township, **Clearfield County** affecting 112.5 acres. Receiving stream(s): unnamed Tributaries to Wolf Run. There are no potable water supply intakes within 10 miles downstream. Application received: May 31, 2018. Permit issued: July 27, 2018.

*Noncoal Permits Issued*

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

**Permit No. 4275SM20A and NPDES Permit No. PA0125334, US Silica Company**, 12942 Oriskany Road, Mapleton Depot, PA 17052, renewal of an NPDES Permit, located in Brady Township, **Huntingdon County**. Receiving streams: unnamed tributary to Shaughnessy Run, Saddler Creek and unnamed tributary to Flush Run and Juniata River classified for the following uses: high quality—cold water fishes, cold water fishes, trout stocked fishes and warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: March 19, 2018. Permit Issued: July 31, 2018.

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

**25002803. Rodger E. Niemeyer, Sr.** (8939 Jones Road, Wattsburg, PA 16442). Final bond release for a small industrial minerals surface mine in Venango Township, **Erie County**. Restoration of 5.5 acres completed. Receiving streams: unnamed tributary to West Branch French Creek. Application Received: June 25, 2018. Final bond release approved: July 25, 2018.

**PAM618046. G. L. Carlson, Inc.** (P.O. Box 97, Turtlepoint, PA 16750) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 42092802 in Annin Township, **McKean County**. Receiving streams: unnamed tributary to the Allegheny River. Application received: July 2, 2018. Permit Issued: July 30, 2018.

**PAM618048. Beyond Corp., LLC** (2905 Hillsville Road, Edinburg, PA 16116) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 37082801 in Mahoning Township, **Lawrence County**. Receiving streams: Mahoning River. Application received: July 3, 2018. Permit Issued: July 30, 2018.

**PAM618047. William J. & Sue A. Thompson** (16521 Phelps Road, Linesville, PA 16424) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 20062806 in Conneaut Township, **Crawford County**. Receiving streams: unnamed tributary to Pymatuning Reservoir. Application received: July 2, 2018. Permit Issued: July 30, 2018.

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

**03010407 and NPDES Permit No. PA0250040. Stitt Coal Company, Inc.** (811 Garretts Run Road, Ford City, PA 16226). Permit renewal issued for commencement, operation and restoration of a large noncoal surface mine, located in Kittanning Township, **Armstrong County**, affecting 301.3 acres. Receiving streams: Garrets Run and unnamed tributaries. Application received: September 19, 2016. Permit issued: July 31, 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*

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

**08184104. Meshoppen Stone, Inc.** (P.O. Box 127, Meshoppen, PA 18630). Blasting for gas pad located in Tuscarora Township, **Bradford County** with an expiration date of May 21, 2019. Permit issued: May 22, 2018.

**08184105. M & J Explosives, LLC** (P.O. Box 1248, Carlisle, PA 17013). Blasting for well pad located in Overton Township, **Bradford County** with an expiration date of July 11, 2019. Permit issued: July 11, 2018.

**14184103. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for residential development located in Spring Township, **Centre County** with an expiration date of May 1, 2019. Permit issued: May 17, 2018.

**14184104. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for residential development located in College Township, **Centre County** with an expiration date of May 1, 2019. Permit issued: May 17, 2018.

**14184105. Wampum Hardware Company** (636 Paden Road, New Galilee, PA 16141). Blasting for highway/road project located in Potter Township, **Centre County** with an expiration date of December 31, 2019. Permit issued: May 31, 2018

**14184106. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for commercial development located in Haines Township, **Centre County** with an expiration date of December 30, 2018. Permit issued: May 24, 2018.

**14184107. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for residential development located in Benner Township, **Centre County** with an expiration date of December 30, 2018. Permit issued: June 13, 2018.

**14184111. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for residential development located in College Township, **Centre County** with an expiration date of July 30, 2019. Permit issued: July 30, 2018.

**18184101. Douglas Explosives, Inc.** (2052 Philipsburg-Bigler Highway, Philipsburg, PA 16866). Blasting for commercial development located in Greene Township, **Clinton County** with an expiration date of December 30, 2018. Permit issued: July 19, 2018.

**41184102. DW Drilling and Blasting, LLC** (2733 E. Battlefield, St 320, Springfield, MO 65804). Blasting for a water retention pond located in Plunketts Creek Township, **Lycoming County** with an expiration date of May 7, 2019. Permit issued: May 9, 2018.

**41184103. Maine Drilling & Basting, Inc.** (P.O. Box 1140, Gardiner, ME 04345). Blasting for well pad located in Gamble Township, **Lycoming County** with an expiration date of July 11, 2019. Permit issued: July 24, 2018.

**41184104. Valley Rock Solutions, LLC** (P.O. Box 246, Macungie, PA 18062). Blasting for well pad located in Gamble Township, **Lycoming County** with an expiration date of July 16, 2019. Permit issued: July 19, 2018.

**59184101. Brubacher Excavating, Inc.** (825 Reading Road, Bowmansville, PA 17507). Blasting for well pad located in Liberty Township, **Tioga County** with an expiration date of May 14, 2019. Permit issued: May 17, 2018.

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

**Permit No. 22184105. Maine Drilling & Blasting, Inc.**, (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Wellington Manor in Swatara Township, **Dauphin County** with an expiration date of July 28, 2019. Permit issued: July 31, 2018.

**Permit No. 49184103. Maurer & Scott Sales, Inc.**, (122 Thomas Street, Coopersburg, PA 18036), construction blasting for Aldi Project in Coal Township, **Northumberland County** with an expiration date of July 31, 2019. Permit issued: July 31, 2018.

**Permit No. 06184107. J Roy's, Inc.**, (P.O. Box 125, Bowmansville, PA 17507), construction blasting for Conestoga Landfill in New Morgan Borough, **Berks County** with an expiration date of July 13, 2019. Permit issued: August 2, 2018.

**Permit No. 38184115. Keystone Blasting Service**, (15 Hopeland Road, Lititz, PA 17543), construction blasting for Nelson Martin dwelling in Jackson Township, **Lebanon County** with an expiration date of December 30, 2018. Permit issued: August 2, 2018.

**Permit No. 67184113. Midstream Explosives, LLC**, (289 Southside Drive, Newville, PA 17241), construction blasting for Me2 Spread 4 in Fairview Township, **York County** with an expiration date of July 19, 2019. Permit issued: August 2, 2018.

**Permit No. 06184109. American Rock Mechanics, Inc.**, (7531 Chestnut Street, Zionsville, PA 18092), construction blasting for Hamburg Industrial Park in Perry Township, **Berks County** with an expiration date of July 30, 2019. Permit issued: August 3, 2018.

**Permit No. 09184106. Rock Work, Inc.**, (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Permit issued: Perry Farm in Warrington Township, **Bucks County** with an expiration date of August 30, 2019. Permit issued: August 3, 2018.

**Permit No. 46184108. Hayduk Enterprises, Inc.**, (257 Riverside Drive, Factoryville, PA 18419), construction blasting for R III in Cheltenham Township Sewer in Cheltenham Township, **Montgomery County** with an expiration date of December 31, 2018. Permit issued: August 3, 2018.

**Permit No. 48184110. Holbert Explosives, Inc.**, (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for Warehouse 899 Willowbrook Road, Allen Township, **Northampton County** with an expiration date of July 24, 2019. Permit issued: August 3, 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**

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

**E45-613. Rodney Stark**, 7788 Lake Shore Drive, Pocono Lake, PA 18347. Tobyhanna Township, **Monroe County**, Army Corps of Engineers Philadelphia District.

To construct and maintain an aluminum roll-in 96 square foot L-shaped dock supported by posts and flat pads which will rest on the bed of Arrowhead Lake (EV) and a 4-foot wide by 34-foot long flagstone walking path impacting approximately 136 square feet of wetlands. The project is located approximately 0.06 mile northeast of the Lake Shore Drive and Paiute Path intersection (Thornhurst, PA Quadrangle Latitude: 41° 9' 19.55"; Longitude: -75° 33' 49.20") in Tobyhanna Township, Monroe County. Subbasin 2A

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

To authorize the following water obstruction and encroachments within a tributary to the East Branch Saucon Creek (CWF, MF) with work consisting of a stream restoration and realignment within a 3,000-foot reach.

1. To construct and maintain 708 feet of stream work consisting of grading of the stream channel, step pools, cross vanes and placement of R-6 riprap. The channel will consist of a 10-foot bottom width, 2:1 side slopes and an average bed slope of 3 percent.

2. To maintain an existing stream enclosure consisting of replacement in-kind of 20-feet of the existing stream enclosure and removal of silt and debris.

3. To construct and maintain an endwall on the downstream end of dual 7-foot diameter culverts.

The project is located along Applebutter Road (Helltown, PA Quadrangle Latitude: 40°37'1.14"; Longitude: -75°19'19.86") in the City of Bethlehem, Northampton County. Subbasin 2C.

**E52-256. Pennsylvania Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512. Greene and Palmyra Townships, **Pike County**, Army Corps of Engineers Philadelphia District.

Authorize the following water obstructions and encroachments associated with roadway improvements along SR 0084, Section 450:

1. To remove the existing structures and to construct and maintain two road crossings carrying Eastbound and Westbound SR 0084 over Wallenpaupack Creek (HQ-CWF, MF), consisting of 2, 280-foot long three-span pre-stressed concrete bulb-tee beam bridges, both constructed with a 30-degree skew to the stream flow on concrete piers and abutments (S-SRC-03).

2. To remove an existing endwall from a stormwater outfall pipe and to construct and maintain a new concrete endwall with riprap outlet apron within the floodway of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF) (S-SRC-11).

3. To remove the existing structure and to construct and maintain a 103-foot long stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 24-inch diameter reinforced concrete pipe (RCP) connecting two EV wetlands (S-PIPE-02).

4. To remove the existing structure and to construct and maintain an in-kind stream enclosure at the same location of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 204-foot long, 36-inch diameter RCP depressed 6 inches below streambed elevation with concrete endwalls and riprap outlet apron (S-SRC-08A & S-SRC-08).

5. To repair and maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 590-foot long, 8-foot wide box culvert with concrete endwalls (S-SRC-10).

6. To repair and maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 328-foot long, 8-foot wide box culvert with concrete endwalls (S-SRC-13).

7. To remove an existing structure and to construct and maintain an in-kind stream enclosure at the same location of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 299-foot long, 24-inch diameter RCP to connect two EV wetlands with no open water component (S-PIPE-03).

8. To construct and maintain a 42-inch diameter RCP stormwater outfall within the floodway of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a pipe, concrete endwall, riprap outlet protection and minor grading within the stream channel to connect with the new pipe (S-SRC-44).

9. To maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 216-foot long, 42-inch diameter RCP with concrete endwalls which connects two EV wetlands with no open water component (S-PIPE-01 EB).

10. To maintain an existing stream enclosure of an unnamed tributary to Wallenpaupack Creek (HQ-CWF, MF), consisting of a 136-foot long, 42-inch diameter RCP which connects two EV wetlands with no open water component, replace the concrete endwalls in-kind, and to replace in-kind 40 l.f. of the existing stream enclosure. (S-PIPE-01 WB).

11. To remove an existing headwall and to construct and maintain a replacement concrete headwall at the south end of an existing stream enclosure of an unnamed tributary to Lake Wallenpaupack (HQ-CWF, MF) (S-SRC-14 EB).

12. To maintain an existing stream enclosure of an unnamed tributary to Lake Wallenpaupack (HQ-CWF, MF), consisting of a 195-foot long, 48-inch diameter CMP which connects two EV wetlands with no open water component (S-SRC-38).

13. To remove the existing structure and to construct and maintain a stream enclosure of an unnamed tributary to East Branch Wallenpaupack Creek (HQ-CWF, MF), consisting of a 337-foot long, 36-inch diameter RCP with concrete endwalls which connects two EV wetlands (S-JRG-05).

14. To maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 360-foot long, 42-inch diameter CMP with concrete endwalls (S-SRC-33).

15. To temporarily disturb 11 linear feet of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) to access an existing downstream stream enclosure for maintenance purposes (S-SRC-34).

16. To temporarily disturb 73 linear feet of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) to access and construct a proposed fill slope (S-SRC-35).

17. To repair and maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 314-foot long, 8-foot wide concrete box culvert with concrete endwalls (S-SRC-38 EB).

18. To repair and maintain an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), consisting of a 411-foot long, 8-foot wide concrete box culvert with concrete endwalls (S-SRC-38 WB).

19. To place and maintain riprap outlet protection within an unnamed tributary to Kleinhans Creek (HQ-CWF, MF), along with 24 square feet of temporary disturbance for access to the work area (S-SRC-30 EB).

20. To replace and maintain 10 linear feet of 36-inch diameter RCP and a concrete endwall at the downstream end of an existing stream enclosure of an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) (S-SRC-30 WB).

21. To construct and maintain a concrete endwall and riprap outlet protection within an unnamed tributary to Kleinhans Creek (HQ-CWF, MF) (S-SRC-29).

The overall improvements will permanently impact 0.01 acre of EV wetland and 5,670 square feet (1,350 l.f.) of stream channel and temporarily impact 0.38 acre of EV wetland along with 0.10 acre of wetland and 23,192 square feet (13,357 l.f.) of stream channel in Pike County. The proposed overall project is located along a 7-mile section of SR 0084, Section 450 starting approximately 0.5 mile west of the Wayne County line moving East to Exit 26 (Newfoundland and Promised Land, PA Quadrangles Latitude: 41° 20' 49"; Longitude: -75° 16' 18") in Greene and Palmyra Townships, Pike County.

**E54-368. Andrew Lehatto**, 301 Gay Street, Tamaqua, PA 18252. Tamaqua Borough, **Schuylkill County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a 12-foot wide single-span, steel beam, wood deck, concrete abutment pedestrian bridge, having a 30-foot span and a 4-foot underclearance across Owl Creek (HQ-CWF, MF). The project is located approximately 1.1 mile northeast of Route 309 and Owl Creek Road intersection. (Tamaqua Quadrangle Latitude: 40°47'26.98"; Longitude: -75°56'36.94"). Subbasin 3A.

**E64-309. Pennsylvania Department of Transportation, Engineering District 4-0**, 55 Keystone Industrial Park, Dunmore, PA 18512. Sterling Township, **Wayne County**, Army Corps of Engineers Philadelphia District.

Authorize the following water obstructions and encroachments associated with roadway improvements along SR 0084, Section 450:

1. To maintain the existing 42-inch diameter 317 l.f. RCP stream enclosure of a tributary to Wallenpaupack Creek (HQ-CWF, MF), by removing the existing headwall/endwall structures and to construct and maintain a new concrete headwall and endwall. The project also includes clean and maintain the existing stream enclosure (S-SRC-02)

The overall improvements will permanently impact 50 square feet (5 l.f.) of stream channel and temporarily impact 0.05 acre (2,476 sq. ft.) of wetlands and 1,417 square feet (345 l.f.) of stream channel in Wayne County. The proposed overall project is located along a 7-mile section of SR 0084, Section 450 starting approximately 0.5 mile west of the Wayne County line moving East to Exit 26 (Newfoundland and Promised Land, PA Quadrangles Latitude: 41° 20' 49"; Longitude: -75° 16' 18") in Greene and Palmyra Townships, Pike County. This application only covers the impacts in Sterling Township, Wayne County.

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

**E36-975: Hempfield School District**, 200 Church Street, Landisville, PA 17538 in East Hempfield Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore.

To install, operate, and maintain a 32-foot by 14-foot steel and wood pedestrian bridge across Swarr Run (CWF, MF) and to partially remove abutments from a former

crossing for the purpose of connecting existing cross-country trails at 330 Mumma Drive, Landisville (Latitude: 40.083504, Longitude: -76.411910) in East Hempfield Township, Lancaster County. The permit was issued on July 30, 2018.

**E29-104: PA-Department of Conservation and Natural Resources, Bureau of Forestry, 25185 Great Cove Road, McConnellsburg, PA 17233, in Todd Township, Fulton County, U.S. Army Corps of Engineers Baltimore.**

To remove an existing structure and to install and maintain a single span, con span arch culvert that spans 24' and is 27'-2" wide over a UNT to Licking Creek (CWF). The project is located on Tailgate Road east of the intersection of Tailgate Road and SR 0522 in Todd Township, Fulton County (Latitude 39.993087°, Longitude -77.965743°). The project will permanently impact 9,829 square feet of the stream and floodway. The purpose of the project is to improve the roadway to current safety standards. The permit was issued on July 30, 2018.

**E36-944: Forino Co., L.P., 555 Mountain Home Road, Sinking Spring, PA 19608, in Mount Joy Township, Lancaster County, U.S. Army Corps of Engineers Baltimore.**

To construct and maintain: 1) a 330-foot long by 70-foot wide road, permanently impacting 0.20 acre of exceptional value palustrine emergent wetlands. The crossing includes an 8 inch diameter, ductile iron water pipe; 2) an 18-inch diameter HDPE pipe outfall with R-4 rock riprap scour protection in an unnamed tributary to Donegal Creek (CWF, MF); 3) a 24.0-inch ADS pipe outfall with concrete headwall and rip rap apron in an unnamed tributary to Donegal Creek (CWF, MF); 4) to place and maintain fill in 0.01 acre of palustrine emergent wetlands; and 5) to temporarily impact 215 square feet of exceptional value palustrine emergent wetlands for the construction of onsite replacement wetlands. The project is located near the intersection of Merts Drive and Cloverleaf Road (Latitude 40°08'44", Longitude -76°33'47") in Mount Joy Township, Lancaster County. To compensate for the wetland impacts, the permittee is required to provide 0.39 acre of replacement wetlands onsite. The permit was issued on August 2, 2018.

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

**E42-378, National Fuel Gas Distribution Corporation, 1100 State Street, Erie, PA 16501. International Wax Distribution Lateral, in Norwich and Keating Townships, McKean County, ACOE Pittsburgh District (Smethport, PA Quadrangle; from N:41.754445°; W:78.391567°; to N:41.8609°; W:78.442156°)**

Construct, operate, and maintain a nine-mile, 6-inch diameter, steel natural gas pipeline and associated facilities from an existing Tennessee Gas Pipeline transmission line located in Norwich Township, McKean County (N:41.754445°; W:78.391567°) to the International Wax Farmer's Valley Facility in Keating Township, McKean County (N:41.8609°; W:78.442156°); crossing 31 wetlands and 43 streams (36 with drainage areas less than 100 acres) resulting in the following impacts:

1. 0.001 acre of permanent wetland fill;
2. 0.41 acre of permanent wetland vegetation conversion (0.04 ac PFO; 0.37 ac PSS);
3. 1.74 acre of temporary wetland impact during construction;

4. 1,636 linear feet of temporary stream impact;

5. and to mitigate for these impacts by enhancing 0.45 acre of PEM wetland to PFO/PSS at a site located within State Game Lands 062 (N:41.775652°; W:78.634874°).

#### 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.

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

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

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.*

ESCGP-2 # ESX12-007-0018 Renewal  
Applicant Name MarkWest Liberty Midstream & Resources LLC

Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317

County Beaver County  
Township(s) Independence Township  
Receiving Stream(s) and Classification(s) UNTs to Raccoon Creek (WWF)

ESCGP-2 # ESX16-125-0042 Modification  
Applicant Name MarkWest Liberty Midstream & Resources LLC

Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317

County Washington County  
Township(s) Jefferson and Smith Townships  
Receiving Stream(s) and Classification(s) UNTs to Raccoon Creek (WWF) and Harmon Creek (WWF)

ESCGP-2 # ESX18-125-0021  
Applicant Name MarkWest Liberty Midstream & Resources LLC

Contact Person Rick Lowry  
Address 4600 J. Barry Court, Suite 500  
City, State, Zip Canonsburg, PA 15317

County Washington County  
Township(s) Amwell Township  
Receiving Stream(s) and Classification(s) UNTs to Redd Run and Shipe Run (TSF)



ESCGP-2 # ESX13-129-0011 Renewal  
 Applicant Name Huntley & Huntley Energy Exploration, LLC

Contact Person Jennifer Hoffman  
 Address 501 Technology Drive, Suite 1200  
 City, State, Zip Canonsburg, PA 15317  
 County Westmoreland County  
 Township(s) Allegheny Township  
 Receiving Stream(s) and Classification(s) UNTs to Pine Run (WWF)

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

ESCGP-2 # ESX13-073-0003A-Neshannock LCED Well Pad

Applicant Hilcorp Energy Company  
 Contact Ms. Stephanie McMurray  
 Address 1111 Travis Street  
 City Houston State TX Zip Code 77002  
 County Lawrence Township(s) Neshannock  
 Receiving Stream(s) and Classification(s) Shenango River (WWF)

ESCGP-2 # ESG18-053-0001—Bobbs Creek 5236 Well Site

Applicant SWEPI LP  
 Contact Jason Shoemaker  
 Address 150 North Dairy Ashford E1296 E  
 City Houston State TX Zip Code 77079  
 County Forest Township(s) Kingsley  
 Receiving Stream(s) and Classification(s) UNT to Bobbs Creek (HQ-CWF), Tionesta Creek (CWF) and UNT to Tionesta Creek (CWF)

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

ESCGP-2 # ESX29-115-18-0049

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) Transue Ck (CWF-MF) and UNT thereto

ESCGP-2 # ESX29-115-18-0011

Applicant Name Chief Oil & Gas LLC  
 Contact Person Jeffrey Deegan  
 Address 1720 Sycamore Rd  
 City, State, Zip Montoursville, PA 17754-9306  
 County Susquehanna  
 Township(s) Springville  
 Receiving Stream(s) and Classification(s) Thomas Ck (CWF-MF)

ESCGP-2 # ESX29-115-18-0050

Applicant Name UGI Energy Services LLC  
 Contact Person Michael Mara  
 Address One Meridian Blvd, Suite 2C01  
 City, State, Zip Wyomissing, PA 19610  
 County Susquehanna  
 Township(s) Auburn  
 Receiving Stream(s) and Classification(s) Dority Ck (CWF-MF)

ESCGP-2 # ESG29-081-18-0029

Applicant Name Regency Marcellus Gas Gathering LLC  
 Contact Person Nicholas Bryan  
 Address 101 W third St, 3rd Fl  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming  
 Township(s) Fairfield  
 Receiving Stream(s) and Classification(s) Mill Ck (TSF) Secondary—Loyalsock Ck (EV)

ESCGP-2 # ESG29-081-18-0028

Applicant Name Regency Marcellus Gas Gathering LLC  
 Contact Person Nicholas Bryan  
 Address 101 W third St, 3rd Fl  
 City, State, Zip Williamsport, PA 17701  
 County Lycoming  
 Township(s) Anthony  
 Receiving Stream(s) and Classification(s) UNT to Stony Gap Run (HQ-CWF)  
 Secondary—Stony Gap Run (HQ-CWF)

**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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
18-04-016	Valvoline LLC 100 Valvoline Way Lexington, KY 40509 Attn: Don Gebhardt	Beaver	East Rochester Borough	2 ASTs storing base oil	66,000 gallons total
18-42-016	American Refining Group 77 North Kendall Avenue Bradford, PA 16701 Attn: Daniel Rinfrette	McKean	City of Bradford	1 AST storing bright stock	342,641 gallons

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## SPECIAL NOTICES

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### Air Quality; Public Hearing on Air Quality Plan Approval

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

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

**09-0241: Richard E. Pierson Materials Corporation (R.E. Pierson)** (2105 N. Rockhill Road, Sellersville, PA 18960). Notice is hereby given under 25 Pa. Code §§ 127.44, 127.45 and 127.48 that the Department of Environmental Protection (Department) will hold a public hearing on Thursday September 20, 2018, at the Pennridge High School Auditorium (1228 North 5th Street, Perkasie, PA 18944) from 6 p.m. to 8 p.m.

The public hearing will be held to receive oral and written testimony regarding the Department's intent to issue Air Quality Plan Approval, No. 09-0241 to R.E. Pierson for the construction of a 1,000-ton per hour nonmetallic mineral processing plant equipped with a wet suppression system at the existing Hanson Quarry in East Rockhill Township, Bucks County.

Individuals who wish to provide testimony or have questions regarding the hearing, contact Virginia Cain, Environmental Community Relations Specialist at (484) 250-5808. The last day to pre-register to speak at the hearing will be at 3 p.m. on September 18, 2018. Registration will reopen at the hearing upon arrival.

Oral testimony will be limited to a maximum of 3 minutes per individual and two written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf; time may not be relinquished to others.

Persons unable to attend the hearing, may submit a written statement and exhibits within 10 days thereafter to James Rebarchak, Environmental Program Manager, Department of Environmental Protection, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401 or electronically to [ra-epseroaqpubcom@pa.gov](mailto:ra-epseroaqpubcom@pa.gov).

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations should contact Virginia Cain, Environmental Community Relations Specialist, at (484) 250-5808 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

The Air Quality Plan Approval application and draft Plan Approval are available for review, by appointment, at Department's Southeast Regional Office, 2 East Main Street, Norristown, PA 19401, (484) 250-5910.

There is a 30-day written comment period, which begins August 18, 2018, and ends September 17, 2018. It 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 including the condition number; and a concise statement regarding the relevancy of the information or objections to issuance of the proposed plan approval. These may also be submitted electronically at [ra-epseroaqpubcom@pa.gov](mailto:ra-epseroaqpubcom@pa.gov). Comments received in writing or delivered orally at the hearing carry equal weight with the Department and are given equal consideration.

## MUNICIPAL WASTE GENERAL PERMITS

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**Application(s) Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Central Office: Division of Municipal and Residual Waste, Rachel Carson State Office Building, 14th Floor, 400 Market Street, Harrisburg, PA 17105-8472.*

**New General Permit Application No. WMGM063. KDC Agribusiness Fairless Hills, LLC**, 1545 US Highway 206, Suite 100, Bedminster, New Jersey, 07921-2560; Site: 250 Canal Road, Falls Township, Pennsylvania, 19030-4306. The Department received an application for a new general permit for the processing of diverted bakery, produce, dairy, meat, meat trimmings, bone and seafood products that are diverted from disposal by supermarkets, food processing plants, whole food distributors, restaurants, commercial farms and other similar facilities (diverted grocery products) through aerobic digestion for beneficial use as a liquid fertilizer or animal feed, which can be further concentrated to generate a dry fertilizer, pet food or animal feed. The application was determined to be administratively complete on August 7, 2018.

Written comments concerning the application should be directed to Chris Solloway, Group Manager, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170, (717) 787-7381. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted by e-mail at [ra-epbenuseall@pa.gov](mailto:ra-epbenuseall@pa.gov). When submitting comment by e-mail, place "Comments on WMGM063" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to and approval or denial of the application.

[Pa.B. Doc. No. 18-1268. Filed for public inspection August 17, 2018, 9:00 a.m.]

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## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Climate Change Advisory Committee Meeting Cancellation

The Climate Change Advisory Committee (Committee) meeting scheduled for August 28, 2018, has been cancelled. The next Committee meeting is scheduled for Tuesday, October 23, 2018, and will begin at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the October 23, 2018, meeting can be directed to Kerry Campbell at [kcampbell@pa.gov](mailto:kcampbell@pa.gov) or (717) 772-5985. The agenda and meeting materials will be available on Committee's webpage at <http://www.dep.pa.gov> (select "Public Participation," then "Advisory Committees," then "Climate Change Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should con-

tact the Department of Environmental Protection (Department) at (717) 772-5985 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. 18-1269. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Storage Tank Advisory Committee Meeting Cancellation

The September 4, 2018, meeting of the Storage Tank Advisory Committee (Committee) is cancelled. The next meeting is scheduled for December 5, 2018, at 10 a.m. in

Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the December 5, 2018, meeting can be directed to Kris A. Shiffer at kshiffer@pa.gov or (717) 772-5809. The agenda and meeting materials will be available on the Committee's webpage at <http://www.dep.pa.gov> (select "Public Participation," then "Advisory Committees," then "Cleanup and Brownfields Advisory Committees," then "Storage Tank Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department of Environmental Protection (Department) at (717) 772-5809 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. 18-1270. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Ambulatory Surgical Facilities; Requests for Exceptions

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

<i>Facility Name</i>	<i>Regulation</i>
Ambulatory Care Specialists of Cranberry, LLC	28 Pa. Code § 551.21(d)(3) (relating to criteria for ambulatory surgery)
	28 Pa. Code § 559.2 (relating to director of nursing)
Bucks County Surgical Suites	28 Pa. Code § 551.21(d)(1)
Children's Dental Surgery	28 Pa. Code § 551.22(3)(ii) (relating to criteria for performance of ambulatory surgery on pediatric patients)
Children's Dental Surgery of Bethlehem	28 Pa. Code § 551.22(3)(i) and (ii)
Children's Dental Surgery of Malvern	28 Pa. Code § 551.22(3)(i) and (ii)
Fairgrounds Surgical Center	28 Pa. Code § 553.1 (relating to principle)
	28 Pa. Code § 563.1 (relating to principle)
	28 Pa. Code § 563.2 (relating to organization and staffing)
Leo R. McCafferty, M.D., Surgical Center, LLC	28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of "classification levels," regarding Class B facilities PS IIII patients
LVHN Children's Surgery Center	28 Pa. Code § 553.1
	28 Pa. Code § 555.1 (relating to principle)
	28 Pa. Code § 555.2 (relating to medical staff membership)
	28 Pa. Code § 555.3 (relating to requirements for membership and privileges)
	28 Pa. Code § 555.4 (relating to clinical activities and duties of physician assistants and certified registered nurse practitioners)
	28 Pa. Code § 563.1
	28 Pa. Code § 563.2
LVHN Surgery Center—Tilghman	28 Pa. Code § 553.1
	28 Pa. Code § 555.1
	28 Pa. Code § 555.2
	28 Pa. Code § 555.3

<i>Facility Name</i>	<i>Regulation</i>
	28 Pa. Code § 555.4
	28 Pa. Code § 563.1
	28 Pa. Code § 563.2
Main Line Vascular Institute, LLC	28 Pa. Code § 551.21(d)(3)
Peripheral Vascular Institute of Philadelphia, LLC	28 Pa. Code § 551.21(d)(3)
Surgery Center of Lancaster, LP	28 Pa. Code § 551.21, regarding CPT Codes 23472, 23472 and 27446
WellSpan Health and Surgery Center	28 Pa. Code § 553.1
	28 Pa. Code § 555.1
	28 Pa. Code § 555.3

The following ASF is requesting an exception under 28 Pa. Code § 571.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that ASFs must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition (Guidelines)*. The following list includes the citation to the section under the *Guidelines* to which the ASF is seeking exceptions, as well as the publication year of the applicable *Guidelines*.

<i>Facility Name</i>	<i>Guidelines Section and Relating to</i>
Greater Pittsburgh Surgery, LLC	3.7-3.3.1.2 (relating to operating rooms for surgical procedures)

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
Secretary

[Pa.B. Doc. No. 18-1271. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals).

<i>Facility Name</i>	<i>Regulation</i>
ACMH Hospital	28 Pa. Code § 117.52(a)(1) (relating to minimum requirements for sexual assault emergency services)
Allegheny General Hospital	28 Pa. Code § 107.61 (relating to written orders)
Bradford Regional Medical Center	28 Pa. Code § 109.2 (relating to director of nursing services)
	28 Pa. Code § 115.11 (relating to principle)
	28 Pa. Code § 117.21 (relating to staffing and organization)
Canonsburg Hospital	28 Pa. Code § 107.61
Clarion Hospital	28 Pa. Code § 107.64 (relating to administration of drugs)
Jefferson Hospital	28 Pa. Code § 107.61
West Penn Hospital	28 Pa. Code § 107.61

The following hospitals have filed requests for exceptions under 28 Pa. Code § 153.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>Guidelines Section</i>	<i>Year</i>
Forbes Hospital	2.2-2.6.9.4 (relating to staff accommodations)	2018
	2.2-2.6.10 (relating to support areas for families and visitors)	2018
Jefferson Health—Northeast	2.2-3.4.5.4 (relating to patient toilet rooms)	2014
Reading Hospital	3.1-7.2.2.2 (relating to ceiling heights)	2014
	3.2-6.2.3.2 (relating to waiting area seating)	2014
Washington Health System Greene	2.5-2.2.2.2 (relating to space requirements), regarding patient bedrooms	2014
	2.5-2.2.3.1(3) (relating to fences and walls serving a locked unit), regarding minimum heights	2014
	2.5-2.2.6.13(1) (relating to consultation room(s)), regarding minimum area	2014

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 18-1272. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.19(b) (relating to windows and windowsills):

Linden Hall  
114 Maiden Lane  
Kennett Square, PA 19348  
FAC ID # 908002

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department

and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 18-1273. Filed for public inspection August 17, 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 qualifying Medical Assistance (MA) enrolled acute care general hospitals to promote access to acute care services for MA eligible persons in less urban areas of this Commonwealth. 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. 2723 (May 5, 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 \$0.623 million (\$0.300 million in State general funds and \$0.323 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1263. (1) General Fund; (2) Implementing Year 2017-18 is \$300,000; (3) 1st Succeeding Year 2018-19 through 5th Succeeding Year 2022-23 are \$0; (4) 2016-17 Program—\$5,000,000; 2015-16 Program—\$0; 2014-15 Program—\$0; (7) Health Program Assistance and Services; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-1274. Filed for public inspection August 17, 2018, 9:00 a.m.]

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## 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 made to qualifying Medical Assistance (MA) enrolled acute care general hospitals that provide a high volume of services to MA and low-income populations. 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. 1785 (March 24, 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 \$1.645 million (\$0.792 million in State general funds and \$0.853 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1264. (1) General Fund; (2) Implementing Year 2017-18 is \$792,000; (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. 18-1275. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Additional Disproportionate Share Hospital Payment

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 qualifying acute care general hospitals that provide enhanced access to multiple types of medical care in economically distressed areas. 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. 2350 (April 21, 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 \$90.336 million (\$43.524 million in State general funds and \$46.812 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1262. (1) General Fund; (2) Implementing Year 2017-18 is \$43,524,000; (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) Medical Assistance—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-1276. Filed for public inspection August 17, 2018, 9:00 a.m.]

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## DEPARTMENT OF HUMAN SERVICES

### Medical Assistance Supplemental Payment

The Department of Human Services (Department) is providing final notice of its funding allocation for Fiscal Year (FY) 2017-2018 supplemental payments to qualifying acute care general hospitals (hospitals) that provide a high volume of services to Medical Assistance (MA) and low-income populations in medically underserved areas. These payments are intended to promote the hospitals' continued participation in the MA Program. 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. 1787 (March 24, 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 \$3.114 million (\$1.500

million in State general funds and \$1.614 million in Federal funds).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1261. (1) General Fund; (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; (7) Physician Practice Plans; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 18-1277. Filed for public inspection August 17, 2018, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Current Prevailing Wage Act Debarments

The following contractors have been determined to have intentionally violated the Pennsylvania Prevailing Wage Act (act) (43 P.S. §§ 165-1—165-17). This notice is published for the information and convenience of public bodies subject to the act. Under section 11(e) of the act (43 P.S. § 165-11(e)), no contracts for public work shall be awarded to these contractors, or either one of them, or any firms, corporations or partnerships in which either one of these contractors has an interest, for 3 years after the date listed.

<i>Contractor</i>	<i>Address</i>	<i>Date of Debarment</i>
Bentley Contracting, Inc. and Nicole Ofchinick, and Thomas Ofchinick, individually EIN # 38-3812778	244 Jacobs Way Greensburg, PA 15601  14 Daniel Street Greensburg, PA 15601	7/17/2018

W. GERARD OLEKSIK,  
*Secretary*

[Pa.B. Doc. No. 18-1278. Filed for public inspection August 17, 2018, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Gibraltar Rock, Inc. v. Department of Environmental Protection; EHB Doc. No. 2018-074-L

Gibraltar Rock, Inc. has appealed the renewal by the Department of Environmental Protection of NPDES Permit No. PA0224308 to Gibraltar Rock, Inc., in conjunction with the reissuance of Surface Mining Permit No. 46030301C2 and C3, for the Gibraltar Quarry operation located in New Hanover Township, Montgomery 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 busi-

ness 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. RENWARD,  
*Chairperson*

[Pa.B. Doc. No. 18-1279. Filed for public inspection August 17, 2018, 9:00 a.m.]

## ENVIRONMENTAL HEARING BOARD

### Paradise Watchdogs/Ban the Quarry and John C. Auman v. Department of Environmental Protection and Gibraltar Rock, Inc., Permittee; EHB Doc. No. 2018-075-L

Paradise Watchdogs/Ban the Quarry and John C. Auman have appealed the renewal by the Department of Environmental Protection of NPDES Permit No. PA0224308 to Gibraltar Rock, Inc., in conjunction with the reissuance of Surface Mining Permit No. 46030301C2 and C3, for the Gibraltar Quarry operation located in New Hanover Township, Montgomery 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. RENWARD,  
*Chairperson*

[Pa.B. Doc. No. 18-1280. Filed for public inspection August 17, 2018, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Richard Robert Berdy; License Denial Appeal; Doc. No. AG18-07-013

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Richard Robert Berdy has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code

II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for September 6, 2018, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before September 4, 2018. A hearing shall occur on September 20, 2018, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA.

Motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed on or before August 27, 2018, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to preliminary motions, protests, petitions to intervene or notices of intervention, if any shall be filed on or before September 4, 2018.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 18-1281. Filed for public inspection August 17, 2018, 9:00 a.m.]

## INSURANCE DEPARTMENT

### CMFG Life Insurance Company (CUNA-131583319); Proposed Rate Increase for LTC Form 2006-LTC-COMP(PA)

The CMFG Life Insurance Company is requesting approval to increase the premium 10% on 935 policyholders of the following individual LTC form: 2006-LTC-COMP(PA).

Unless formal administrative action is taken prior to November 1, 2018, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 18-1282. Filed for public inspection August 17, 2018, 9:00 a.m.]

## INSURANCE DEPARTMENT

### CMFG Life Insurance Company (CUNA-131583467); Proposed Rate Increase for Several LTC Forms

The CMFG Life Insurance Company is requesting approval to increase the premium 10% on 483 policyholders of the following individual LTC forms: 2002-LTC-FAC and 2002-LTCR-HCC.

Unless formal administrative action is taken prior to November 1, 2018, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 18-1283. Filed for public inspection August 17, 2018, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Pennsylvania Compensation Rating Bureau; Rule Filing for Rate and Rule Manual Revisions; Coal Hauling

On July 11, 2018, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing that proposes revisions to the Bureau's underwriting guide for classification code 810—Coal Trucking and classification code 811—Trucking, N.O.C.

Currently, truck delivery of unprepared coal is assigned to classification code 810 and truck delivery of prepared coal is assigned to classification code 811. This filing proposes to combine all coal hauling under classification code 810. The currently approved Bureau loss costs for classification codes 810 and 811 are \$3.77 and \$6.44, respectively.

The revised classification code 810 will continue to utilize code 0162 to designate the nonratable premium for coverage under the Federal Mine Safety and Health Act of 1977 (30 U.S.C.A. §§ 801—966).

The filing is available for review on the Bureau's web site at [www.pcrb.com](http://www.pcrb.com) in the "Filings" section.

Interested parties are invited to submit written comments, suggestions or objections to Dennis J. Sloan, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [desloand@pa.gov](mailto:desloand@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 18-1284. Filed for public inspection August 17, 2018, 9:00 a.m.]



## INSURANCE DEPARTMENT

### Pennsylvania Compensation Rating Bureau; Rule Filing for Rate and Rule Manual Revisions; Fence Erection Contractors and Kitchenware

On July 10, 2018, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing that proposes revisions to the Bureau's underwriting guide. The filing includes the following proposed changes:

- The reclassification of Fence Erection—Metal and Metal Fence Erection—by Specialist Contractor from classification code 658—Iron Erection or Installation—Ornamental or Non-Structural Only to classification code 651—Carpentry—Commercial Structures. The currently approved Bureau loss costs for classification codes 658 and 651 are \$8.48 and \$6.24, respectively.

- The reclassification of Kitchenware (Retail) from classification code 925—Hardware Store—Retail to classification code 928—Retail Store, N.O.C. The currently approved Bureau loss costs for classification codes 925 and 928 are \$1.62 and \$1.68, respectively.

- The reclassification of Kitchenware (Wholesale) from classification code 926—Hardware Store—Wholesale to classification code 924—Wholesale Store, N.O.C. The currently approved Bureau loss costs for classification codes 926 and 924 are \$2.35 and \$3.09, respectively.

The filing is available for review on the Bureau's web site at [www.pcrb.com](http://www.pcrb.com) in the "Filings" section.

Interested parties are invited to submit written comments, suggestions or objections to Dennis J. Sloand, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [desloand@pa.gov](mailto:desloand@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
Insurance Commissioner

[Pa.B. Doc. No. 18-1285. Filed for public inspection August 17, 2018, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

*Governor's Office*

Manual No. 210.3—Index of Issuances, Amended July 2, 2018.

Management Directive No. 505.21—Office Hours, Amended July 19, 2018.

Management Directive No. 505.35—Alternate Work Schedules, Dated July 25, 2018.

Management Directive No. 590.1—Labor Relations, Amended June 27, 2018.

Management Directive No. 590.3—Deduction of Union Dues, Amended June 27, 2018.

Management Directive No. 630.2—Reporting of Employee Liability Self Insurance Program Claims, Amended July 10, 2018.

Administrative Circular No. 18-10—Revenue Estimates, 2018-19 & 2019-20 Fiscal Years, Dated July 19, 2018.

LAURA CAMPBELL,  
Director  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 18-1286. Filed for public inspection August 17, 2018, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Electric Generation Supplier License Cancellation of a Company with an Expired Financial Security

Public Meeting held  
August 2, 2018

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

*Electric Generation Supplier License Cancellation of a  
Company with an Expired Financial Security;  
M-2018-2640827*

### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file proof to the Commission that the company has a bond or other approved security in the amount directed by the Commission may cause Commission staff to initiate a formal proceeding that may lead to

the following: cancellation of the company's electric supplier license, removal of the company's information from the Commission's website and notification to all electric distribution companies, in which the company is licensed to do business, of the cancellation of the license.

As of July 24, 2018, the EGS listed in the Supplier Table below has not provided proof to the Commission that it has a bond or other approved security in the amount directed by the Commission, to replace its expired financial security.

*Supplier Table—Electric Generation Supplier*

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount</i>
A-2011-2224523*	AMERIGREEN ENERGY, INC.	8/12/18	Yes

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to the entity in the Supplier Table above stating that original documentation of a bond, or other approved security, must be filed within 30 days prior to the entity's security expiration date. The company listed in the Supplier Table did not provide the required documentation.

Based on the above facts, we tentatively conclude that the EGS listed in the Supplier Table is not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for the company listed in the Supplier Table, without the necessity of a formal complaint, as being in the public interest; *Therefore,*

*It Is Ordered That:*

1. Cancellation of the Electric Generation Supplier License of the company listed in the Supplier Table is hereby tentatively approved as being in the public interest.

2. The Secretary serve a copy of this Tentative Order upon the Office of Consumer Advocate, the Office of Small Business Advocate, the Bureau of Investigation & Enforcement, Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, the Electric Generation Supplier in the Supplier Table and also cause a copy of this Tentative Order to be published in the *Pennsylvania Bulletin* with a 30-day comment period.

3. Absent the filing of adverse public comment or the filing of an approved security within 30 days after publication in the *Pennsylvania Bulletin*, the Bureau of Technical Utility Services shall prepare a Final Order for entry by the Secretary.

4. Upon entry of the Final Order described in Ordering Paragraph No. 3 above, the company listed in the Supplier Table will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Assessment Section of the Bureau of Administration, removed from the Commission's website, and notifications be sent to all electric distribution companies in which the Electric Generation Supplier is licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, the electric distribution company in which the Electric Generation Supplier is licensed to do

business, shall return the customers of the Electric Generation Supplier to default service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1287. Filed for public inspection August 17, 2018, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

**Implementation of Act 40 of 2017; Petition of Community Energy, Inc. for Clarification and/or Reconsideration; Petition of Cypress Creek Renewables, LLC for Clarification or Reconsideration; Petition of Exelon Generation Company, LLC and Constellation NewEnergy, Inc. for Clarification and/or Reconsideration; and Petition of American Municipal Power, Inc. for Rehearing and Reconsideration**

Public Meeting held  
August 2, 2018

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

*Implementation of Act 40 of 2017; Petition of Community Energy, Inc. for Clarification and/or Reconsideration; Petition of Cypress Creek Renewables, LLC for Clarification or Reconsideration; Petition of Exelon Generation Company, LLC and Constellation NewEnergy, Inc. for Clarification and/or Reconsideration; and Petition of American Municipal Power, Inc. for Rehearing and Reconsideration; M-2017-2631527*

### **Opinion and Order**

*By the Commission:*

Before the Pennsylvania Public Utility Commission (Commission) for consideration and disposition are the Petitions for Clarification and/or Reconsideration filed by Community Energy, Inc. and Community Energy Solar, LLC (Community Energy); Cypress Creek Renewables, LLC (Cypress Creek); Exelon Generation Company, LLC and Constellation NewEnergy, Inc. (Constellation); and American Municipal Power, Inc. (AMP). For the reasons expressed in this Opinion and Order we will grant, in part, and deny, in part, the Petitions for Clarification and Reconsideration.

### Background

Section 11.1 of Act 40 of 2017 amends the Administrative Code (Adm. Code), 71 P.S. §§ 1 et seq., by adding Section 2804 to the Adm. Code, 71 P.S. § 714, that amends the Alternative Energy Portfolio Standards Act (AEPS Act), 73 P.S. §§ 1648.1–1648.8, 66 Pa.C.S. § 2814, by establishing geographical limits on solar photovoltaic (solar PV) systems that qualify for the solar PV share requirement in Section 3 of the AEPS Act, 73 P.S. § 1648.3(b)(2). Act 40 became effective on October 30, 2017.

On December 21, 2017, the Commission adopted a Tentative Implementation Order (TIO) at the above referenced Docket seeking comments on proposed interpretations and implementation of Section 2804 of the Adm. Code.<sup>1</sup> In addition to the TIO, Chairman Gladys M. Brown and Vice Chairman Andrew G. Place issued a joint statement that presented supplemental interpretations of Section 2804(2)(i) and 2804(2)(ii) of the Adm. Code, as well as the status of banked solar PV alternative energy credits (SRECs) for comment. Written comments were to be submitted within 30 days of the publication of the TIO in the *Pennsylvania Bulletin*, February 5, 2018.<sup>2</sup>

On April 19, 2018, upon consideration of the comments, the Commission adopted the Joint Motion of Chairman Gladys M. Brown and Vice Chairman Andrew G. Place setting forth the Commission's interpretation and implementation of Act 40. On May 3, 2018, the Act 40 Final Implementation Order (FIO) was entered. On May 16, 2018, the Commission issued a Secretarial Letter providing additional procedural information regarding the Section 2804(2)(ii) of the Adm. Code, 71 P.S. § 714(2)(ii), contract approval process.

On May 11, 2018, Community Energy filed a joint Petition for clarification and/or reconsideration of the May 3, 2019 FIO. In an Order entered on May 17, 2018, the Commission granted the Joint Petition by Community Energy pending review of, and consideration on, the merits. In addition, the Commission stayed the 60-day period for electric distribution companies (EDCs) and electric generation suppliers (EGSs) to file a petition seeking qualification of credits under Section 2804(2)(ii) of the Adm. Code, 71 P.S. § 714(2)(ii).

On May 16, 2018, Cypress Creek filed a Petition for clarification or reconsideration of the Commission's FIO. Also, on May 16, 2018, Cypress Creek filed a Petition for a stay or supersedeas. On May 18, 2018, Constellation filed a joint Petition for clarification and/or reconsideration of the Commission's FIO. Also, on May 18, 2018, AMP filed a Petition for rehearing and reconsideration of the Commission's FIO. On May 29, 2018, the Mid-Atlantic Renewable Energy Coalition (MAREC) filed an Answer in support of the Joint Petition of Community Energy.

On May 31, 2018, the Commission issued a Secretarial Letter stating that the Order entered on May 17, 2018, granting the Joint Petition of Community Energy in accordance with Pa.R.A.P. 1701(b)(3) shall also apply to the petitions for clarification, reconsideration and/or rehearing filed by Cypress Creek, AMP, and Constellation, as well as MAREC's Answer. The Commission also stated that it will address the issues raised in these petitions in conjunction with its disposition of the petition of Commu-

nity Energy. Finally, the Commission noted that it will address Cypress Creek's Petition for stay in a subsequent order.

### Discussion

The Petitions filed by Community Energy, Cypress Creek and Constellation seek reconsideration or clarification of the Commission's FIO interpretation of the contract provisions under Section 2804(2)(ii) of the Adm. Code. MAREC's Answer supports the requests for reconsideration or clarification filed by Community Energy and Cypress Creek. The Petition filed by AMP seeks rehearing of reconsideration of the Commission's FIO interpretation of Section 2804(2)(i) of the Adm. Code. We will address the Community Energy, Cypress Creek and Constellation Petitions together and address the AMP Petition separately.

#### 1. Legal Standard

As noted by the Petitioners, the Commission's standard for granting clarification or reconsideration is set out in *Duick v. Pennsylvania Gas and Water Company*, 56 Pa. P.U.C. 553 (1982):

A Petition for Reconsideration, under the provisions of 66 Pa.C.S. § 703(g), may properly raise any matters designed to convince the Commission that it should exercise its discretion under this code section to rescind or amend a prior order in whole or in part. In this regard, we agree with the court in the *Pennsylvania Railroad Company* case, wherein it was stated that “[p]arties. . . cannot be permitted by a second motion to review and reconsider, to raise the same questions which were specifically decided against them. . . .” What we expect to see raised in such petitions are new and novel arguments, not previously heard, or considerations which appear to have been overlooked by the Commission.

*Duick*, 56 Pa. P.U.C. at 559 (quoting *Pennsylvania Railroad Co. v. Pennsylvania Public Service Commission*, 179 A. 850, 854 (Pa. Super. Ct. 1935)).

Under the standards of *Duick*, a petition for reconsideration may properly raise any matter designed to convince this Commission that we should exercise our discretion to amend or rescind a prior Order, in whole or in part. Such petitions are likely to succeed only when they raise “new and novel arguments” not previously heard or considerations which appear to have been overlooked or not addressed by the Commission. *Duick*, 56 Pa. P.U.C. at 559.

The Commission has held that a Petition for Clarification must meet the same standard as a Petition for Reconsideration. Petition of PECO Energy Company for Approval of its Revised POR Program, Docket No. P-2009-2143607 (Order entered August 24, 2010). Applying the above standards, we shall address the merits of the Petitioners.

#### 2. Positions of Community Energy, Cypress Creek and Constellation

##### a. Community Energy

Community Energy states that its affiliates have been the developers of certain solar PV installations in states outside of Pennsylvania, which were certified as AEPS Tier I solar PV AECs prior to October 30, 2017, but which it no longer owns, but for which it retains the rights to the AECs. Community Energy asserts that it has long term contracts with Pennsylvania EDCs and EGSs for the sale of AECs, which were effective prior to October 30,

<sup>1</sup> See Implementation of Act 40 of 2017, Tentative Implementation Order at Docket No. M-2017-2631527 (entered December 21, 2017).

<sup>2</sup> The TIO was published in the *Pennsylvania Bulletin* on January 6, 2018 at 48 Pa.B. 111.

2017. Community Energy Petition ¶ 1. Community Energy requests that the Commission clarify that all parties in the contractual chain from producer to the EDC and EGS acting in good faith within the boundaries of existing law should not have contracts nullified by a change in law. Community Energy asserts that these parties owning the AECs in the contractual chain of custody should be eligible to grandfather the AECs by a single petition, so long as the statutory criteria are otherwise met. Community Energy Petition ¶ 3.

Community Energy stated that the FIO did not address the situation, such as Community Energy's, where there might be more than one party in the chain from production to retirement of the AECs. Accordingly, Community Energy believes that it is appropriate for the Commission to clarify its FIO to address this situation. Community Energy Petition ¶ 4.

b. *Cypress Creek*

Cypress Creek states that, through its affiliates, it is the owner of eleven solar PV systems located outside of Pennsylvania, which, prior to the effective date of Act 40, were certified as authorized suppliers of PA SRECs for use by parties with an AEPS Act compliance obligation. Cypress Creek Petition ¶ 10. Cypress Creek also asserts that prior to the effective date of Act 40, its affiliated owners of the systems were all parties to contracts for the sale of SRECs for use in meeting the requirements of the AEPS Act. Cypress Creek goes on to assert that its generators entered into contracts for the sale of their PA SRECs with brokers or aggregators and that those brokers or aggregators may not have yet entered into contracts for the sale of all the Cypress Creek-generated PA SRECs to Pennsylvania load-serving entities. Cypress Creek Petition ¶ 12. Cypress Creek argues that the retagging of SRECs has implications for contracts requiring the delivery of PA SRECs, as it can no longer deliver the attribute required to satisfy the terms of the contract, with the only way to avoid contract termination is if contracting parties negotiate mutually satisfactory results. Cypress Creek asserts that this problem may likely impact the contracts between solar generators and EDCs/EGSs that the Commission explicitly intended to grandfather. Cypress Creek Petition ¶ 17.

Cypress Creek requests clarification of the FIO regarding the Commission's apparent limitation on the protections provided by Section 2804(2)(ii) of Act 40, to existing contracts with only a discrete subset of counterparties. Cypress Creek submits that otherwise qualifying contracts with other types of counterparties, including SREC brokers, should be protected by the Act's preservation of certifications until current contracts expire. Cypress Creek Petition ¶ 18. In support of its position, Cypress Creek states that SRECs may be contractually secured through direct, aggregator, broker or financial institution contracts, including a broker contract with generators like Cypress Creek's affiliates that may require a broker to deliver qualified AECs to an EDC or EGS. Cypress Creek posits that while a broker may or may not be assigned the ownership of a particular AEC, it is contractually obligated to provide a set number of AECs to the EGS or EDC during a specified time period. Cypress Creek Petition ¶ 22.

Cypress Creek argues that several legislators, through their comments, urged the Commission to preserve these contracts. In particular, Cypress Creek cites Senator Scavella as stating that "this [grandfathering] language was included only at the request of AEPS contract holders to further emphasize that contracts shall be allowed to

sunset." Cypress Creek also cites Representative Frankel as stating that "out-of-state facilities can maintain AEPS certification only until their current contract expires." Cypress Creek Petition ¶ 26.

Cypress Creek asserts that applying Act 40 in a way that undermines contracts that were entered into prior to passage of the Act would be a retroactive modification of existing contractual rights that is plainly illegal, especially without a clear and unambiguous directive from the General Assembly to mandate that result. Cypress Creek also asserts that arbitrarily limiting the grandfathering clause to only contracts with certain counterparties raises serious constitutional issues because it treats two sets of out-of-state contracts differently without any rational basis for doing so in violation of the Equal Protection Clause of the United States Constitution. Cypress Creek Petition ¶ 28. Cypress Creek goes on to assert that such disparate treatment, resulting in interfering with existing contracts would also violate the Contracts Clause of the United States Constitution.<sup>3</sup> Cypress Creek argues that if the FIO was interpreted to grandfather only a certain subset of contracts (those between an EDC/EGS and a solar system) this interpretation of Subsection 2804(2)(ii) would severely if not totally impair the value of the Cypress Creek pre-existing SREC contracts. Cypress Creek Petition ¶ 29.

Cypress Creek states that it is important to make clear that it does not oppose and in fact agrees with the Commission's interpretation and application of the Act to, on a going forward basis, close the state's borders to the use of out-of-state RECs as PA SRECs. Cypress Creek narrowly requests that the Commission clarify or modify the grandfathering provision to be interpreted as including all binding contracts for the sale and purchase of SRECs until contract expiration, and not just those contracts between an out-of-state system and an EDC or EGS. Cypress Creek Petition ¶ 30.

c. *Constellation*

Constellation states that ExGen provides wholesale power and risk management services to wholesale customers, including through participation in wholesale load procurements, in both regulated and restructured energy markets. Constellation Petition ¶ 2. Constellation also states that Constellation is an EGS in Pennsylvania and that its national retail energy platform offers its retail residential, commercial, industrial and public-sector customers electric and natural gas commodity, energy efficiency and load management solutions, and both grid-scale and behind-the-meter distributed energy resource development. As an active EGS in Pennsylvania, Constellation is subject to the AEPS Act requirements as amended by Act 40. Constellation Petition ¶ 3.

Constellation states that it supports the Commission's first requirement that maintained certification under Section 2804(2)(ii) is only available for contracts for SRECs generated by out-of-state facilities that were certified prior to October 30, 2017, the Act 40 effective date. Constellation, however, requests clarification regarding the contracts eligible for maintained certification under the Commission's second requirement for Section 2804(2)(ii). Constellation Petition ¶ 9.

<sup>3</sup> Cypress Creek cites *Nieves v. Hess Oil Virgin Island Corp.*, 819 F.2d 1237, 1243 (3d Cir. 1987) for the proposition that if a law operates as a "substantial impairment of a contractual relationship," then the law is invalid unless: (a) the State can provide a "significant and legitimate public purpose behind the regulation," and (b) the adjustment of the contracting parties' rights and responsibilities under the law is (i) based upon reasonable conditions, and (ii) is of a character appropriate to the public purpose justifying the legislation's adoption.

Constellation asserts that Community Energy's filing correctly acknowledges that there are often more than two parties and more than one contract involved in the SREC supply chain, and that any process to honor pre-existing SREC contracts must recognize the intricate wholesale market that lies between the facility at the beginning of the supply chain and the EDCs and EGSs at the end of the supply chain. Constellation Petition ¶ 10. Constellation posits that it is common practice for SRECs produced by solar facilities to be bought and sold many times before being acquired and retired by an EGS or EDC to meet current load. Constellation further posits that it is also common practice for aggregators to purchase SRECs pursuant to a contract under the premise that they can resell those SRECs to market participants. Constellation Petition ¶ 11. Constellation states that it and its affiliates take a portfolio approach to SREC procurement, contracting with many different parties to procure the SRECs necessary to meet the requirements of its wholesale default service supplier, EGS and on behalf of other entities such as EDCs. Constellation further states that it and its affiliates procure SRECs directly from certified out-of-state solar PV facilities and through contracts with intermediaries. Constellation Petition ¶ 12.

Constellation asserts that the language in Section 2804(2)(ii) supports the view that the appropriate focus should be on the facilities, not the EDC or EGS. Constellation asserts the statute expressly contemplates that facilities meeting the requirements in Section 2804(2)(ii) will maintain their certification and that the statute does not say that facilities meeting that criteria will be decertified and may then petition to be recertified or to have their SRECs retagged. Constellation Petition ¶ 13. Constellation acknowledges the footnote in the Commission's May 16, 2018 Secretarial Letter that provided guidance with respect to the "trail of contracts" that typically occurs throughout the lifetime of an SREC that would put entities at the very end of the supply chain in a position of having to potentially trace an SREC back to its origins. Constellation states that this guidance could be interpreted to require EGSs and EDCs to submit their contracts with an aggregator and the aggregator's contract with the entity from which it purchased the SRECs, and then the next entity, tracing the contract trail all the way back to the certified facility. Constellation argues that this "trail of contracts" is unnecessary, onerous and, in many cases, impossible. Constellation Petition ¶ 15. Constellation asserts that as each SREC has its own serial number and a state-specific certification, this information is enough to ensure that each SREC is only used once and there is not double counting and that this tracking system eliminates the need for demonstrating the contract path. Constellation Petition ¶ 16.

Constellation supports Community Energy's request that the Commission clarify that the grandfathering under Section 2804(2)(ii) is available for "all parties in the contractual supply chain from producer to the EDC and EGSs [and wholesale default service suppliers] acting in good faith within the boundaries of existing law." Constellation, however, offers additional proposals to help address the difficult question of how to recognize the full SREC supply chain. Constellation Petition ¶ 20. First, Constellation proposes that the Commission focus on the beginning of the supply chain and clarify that a certified out-of-state facility's SREC contracts entered into prior to October 30, 2017 will be honored under Section 2804(2)(ii) and extending the protection to all parties in the supply chain. Constellation asserts that this interpretation of Act 40 will allow for a thoughtful, deliberate "closing of

Pennsylvania's solar border" as opposed to the market uncertainty that would ultimately result if the Commission were to decertify hundreds of thousands of valid SRECs that have been purchased pursuant to negotiated contracts entered into before the effective date of Act 40. Constellation Petition ¶ 21.

Next, Constellation offers an alternative to address the supply chain issue that allows EGSs, EDCs and/or their wholesale suppliers be permitted to present contracts for the sale of SRECs commensurate with the filing entities' Pennsylvania load. Under this alternative, the supplier could only pursue the grandfathering of contracts commensurate with load served in Pennsylvania, but the supplier would decide which contracts (within its portfolio of SREC contracts) to bring forward. Constellation notes that this alternative offers a phased-in approach to Section 2804(2)(ii) that protects customers from higher prices. Constellation Petition ¶ 23. Constellation asserts that this approach recognizes that EDCs rely primarily on contracts with wholesale default service suppliers such as ExGen to fulfill a significant portion of the default service supply obligation, noting that EDCs generally require wholesale suppliers to provide electric generation supply bundled with the SRECs, Tier 1, and Tier 2 AECs required to satisfy the AEPS obligations for the electric generation provided. Constellation Petition ¶ 24. Finally, Constellation asserts that this alternative recognizes that EGSs generally purchase their SRECs from a number of sources, including aggregators, and that by allowing EGSs to present contracts commensurate with their Pennsylvania load, the Commission ensures that EGSs will not incur additional costs. Constellation Petition ¶ 25.

Constellation also raises some other issues relating to the implementation of Section 2804(2)(ii). First, Constellation requests that the Commission direct the AEC Program Administrator to re-tag SRECs in PJM-GATS from facilities that are subject to Section 2804(2)(ii). Constellation Petition ¶¶ 27—31. Next, Constellation requests that any confidential contracts filed redact the price per SREC as it asserts that this information is not relevant to a solar PV facility's eligibility status under Section 2804(2)(ii) or to any other determining factor in this proceeding. Constellation is also concerned that as these contracts have confidentiality provisions it will be onerous, if not impossible, to produce the contracts timely as each EGS and EDC might need to notify the transacting parties and afford them a reasonable time to respond. Constellation Petition ¶¶ 32—35. Finally, Constellation states that because of the uncertainty arising out of the implementation of Section 2804(2)(ii), it recommends that the Commission consider extending the AEPS compliance reporting due date. Constellation Petition ¶ 36.

### 3. *Disposition*

We find that Community Energy, Cypress Creek and Constellation have met the standards for granting a Petition for Clarification. All three parties have raised new and novel arguments about the implementation of Section 2804(2)(ii) of the Adm. Code, 71 P.S. § 714(2)(ii), that were not previously raised or considered by the Commission. This is evident by the fact that they seek further clarification of implementation and procedural issues initially addressed in the Commission's May 16, 2018, Secretarial Letter issued subsequent to the adoption of the FIO. Accordingly, we provide the following clarification as to the Implementation of Section 2804(2)(ii) as set forth below.

In the FIO, we stated the following regarding Sections 2804(2)(i) and (2)(ii):

For the reasons expressed in Section F.2. above, when reviewing the totality of comments described above, it becomes evident that Section 2804(1)(i), 2804(1)(ii), and 2804(1)(iii) explicitly describe the qualifications for Tier I Solar facilities after passage of Act 40; Section 2804(2)(i) clarifies that all Tier I Solar facilities certified before passage of Act 40 that are located within the geographic boundaries of Pennsylvania are to be held harmless from this legislation; and Section 2804(2)(ii) enjoins the legislation from breaching existing contracts from out-of-state Tier I Solar facilities which were entered into before passage to serve the AEPS Act needs of Pennsylvania entities.

FIO at 26. We went on to state that “we interpret this section to only permit out-of-state facilities that are (a) already certified as AEPS Tier I Solar Photovoltaic and that (b) have entered into a contract with a Pennsylvania EDC or EGS serving Pennsylvania customers, for the sale of solar credits, to maintain certification until the expiration of the contract.” FIO at 26-27. We further stated that “this maintained certification should only be applicable to the amount of credits contractually committed to by an out-of-state certified facility to an EDC or EGS.” FIO at 27.

a. *Section 2804(2)(ii) Clarification*

We agree with Community Energy, Cypress Creek and Constellation that further clarification is needed regarding the contracting parties covered by these statements regarding the implementation of Section 2804(2)(ii), which we provide here. However, we cannot adopt the position of Cypress Creek and Constellation that all contracts entered into by any out-of-state solar PV facility prior to October 30, 2017, qualify under Section 2804(2)(ii) as these parties suggest, as it would make this Section meaningless. To explain, we begin with the words of the statute. Section 2804(2) states as follows:

(2) Nothing under this section or section 4 of the “Alternative Energy Portfolio Standards Act” shall affect any of the following:

....

(ii) Certification of a solar photovoltaic system with a binding written contract for the sale and purchase of alternative energy credits derived from solar photovoltaic energy sources entered into prior to the effective date of this section.

A key phrase in this section is “for the sale and purchase of alternative energy credits.” Alternative energy credits (AECs) are defined in the AEPS Act and our regulations as “[a] tradable instrument that is used to establish, verify and monitor compliance with [the AEPS Act].” The definition goes on to state that “[a] unit of credit shall equal one megawatt hour of electricity from an alternative energy source.” See 73 P.S. § 1648.2 and 52 Pa. Code § 75.1. A solar photovoltaic system that produces electricity is an alternative energy source under the AEPS Act. See 73 P.S. § 1648.2 (definition of alternative energy source). Therefore, one megawatt hour of electricity produced by a solar photovoltaic system can produce one AEC, if it is used to meet the requirements of the AEPS Act and meets all the other requirements of the AEPS Act, as amended.

With that said, we find it significant that solar photovoltaic is an alternative or renewable energy source

in every state that has a renewable energy standard.<sup>4</sup> We also find it significant that many persons and entities, including Pennsylvania EGSs, buy and sell credits created by solar PV systems as a value-added service or product, to offset their carbon dioxide footprint, or to simply support solar PV development.<sup>5</sup> Accordingly, one megawatt of electricity generated from a solar PV system can be sold and used to satisfy any alternative or renewable standard requirement or can be sold as a product to any entity seeking to purchase it for their own purpose. As such, one megawatt hour of electricity from a solar PV can only become an AEPS Act AEC, if it is in the end used to establish, verify and monitor compliance with the AEPS Act. Otherwise, it is simply a product that can be bought and sold for any state renewable energy standard requirement or for any purpose by any person or entity that does not have a requirement to purchase such energy under such standards.

We find it significant that there are 5,094 out of 5,965 out-of-state solar PV facilities<sup>6</sup> that are certified in Pennsylvania as well as other states, indicating that a vast majority of these facilities can sell their solar credits to multiple entities for use in other states, not just Pennsylvania. We also find it significant that all of these solar PV facilities can sell their solar credits to other entities for uses other than to meet an alternative or renewable energy standard.

We also disagree with Cypress Creek’s characterization of comments submitted by Senator Scavello and Representative Frankel. Cypress Creek quotes Senator Scavello as stating that “this [grandfathering] language was included only at the request of AEPS contract holders to further emphasize that contracts shall be allowed to sunset.” Cypress Creek also cites Representative Frankel as stating that “out-of-state facilities can maintain AEPS certification only until their current contracts expire.” Cypress Creek posits these selective quotes as legislative support for its position that the Commission preserve all contracts. Cypress Creek Petition ¶ 26. We, however, find that based on the entirety of the comments submitted by Senator Scavello and Representative Frankel that their comments in fact support the Commission’s position as stated in the FIO. Senator Scavello’s entire comment on the contract provision was as follows:

On the language regarding contracts: This language was included only at the request of the AEPS contract holders to further emphasize that contracts shall be allowed to sunset. Most of these contracts are only 3—5 years and once those contracts sunset, they will not be renewed if the (solar system) distribution system is not within the geographical boundaries of the Commonwealth. *If the Commission finds that the language of the Act refers to “contracts” other than those used for AEPS compliance, then the purpose of Act 40 will be rendered useless.*

Senator Scavello’s December 27, 2017 Comments (emphasis in original). The last sentence in this comment, which Senator Scavello put in bold to provide further emphasis, clearly indicates his support for the Commission’s position.

<sup>4</sup> See for example Renewable Portfolio Standards (RPS) with Solar or Distributed Generation Provisions available at [http://nclarcen-prod.s3.amazonaws.com/wp-content/uploads/2017/02/RPS\\_carveout\\_4.pdf](http://nclarcen-prod.s3.amazonaws.com/wp-content/uploads/2017/02/RPS_carveout_4.pdf). See also, <http://www.ncl.org/research/energy/renewable-portfolio-standards.aspx>.

<sup>5</sup> See the National Renewable Energy Laboratory Status and Trends in the U.S. Voluntary Green Power Market (2016 Data), available at <https://www.nrel.gov/docs/fy18osti/70174.pdf>. For EGSs offering Renewable energy choices see PA PowerSwitch at <http://www.papowerswitch.com/>.

<sup>6</sup> See PJM-EIS Renewable Generators Registration in GATS report as of July 18, 2018 available at <https://www.pjm-eis.com/reports-and-events/public-reports.aspx>.

Regarding the Comment attributed to Representative Frankel, Cypress Creek conveniently left out the first part of the sentence, in which Representative Frankel stated that “[t]he Brown/Place supplemental interpretation would ensure that only in-state Alternative Energy Portfolio Standards (AEPS) certification are grandfathered in. . . .” This clearly indicates Representative Frankel’s support for the position expressed by Chairman Brown and Vice Chairman Place in their Joint Statement regarding the TIO. That Joint Statement had the following, regarding Section 2804(2)(ii):

*2804(2)(ii)*—Here we propose to interpret this section to only permit out-of-state facilities already certified as AEPS Tier I Solar Photovoltaic that have entered into a contract with a Pennsylvania electric distribution company, electric generation supplier serving Pennsylvania customers, load serving entity, electric cooperative, or municipal cooperative, for the sale of SRECs may maintain certification until the expiration of the contract.

This is the position adopted by the Commission in the FIO. Accordingly, we find that both Senator Scavella and Representative Frankel’s comments support the position adopted by the Commission.

Section 2804(2)(ii) specifically requires that the contract relate to the sale and purchase of AECs. Accordingly, in order to qualify under Section 2804(2)(ii), the sale and purchase of a solar PV credit must be connected, in some way, to use by an EDC or EGS for compliance with the AEPS Act before it can even be considered an AEC. As we stated in the FIO, Section 2804(2)(ii) only applies to the amount of credits committed to by an out-of-state certified facility to an EDC or EGS. See FIO at 27.

We recognize the industry practices described by Cypress Creek and Constellation that credits are bought and sold many times before being acquired and retired by an EGS or EDC to meet the AEPS Act requirements. We note, however, that such a practice, on its own, does not meet the requirements of Section 2804(2)(ii). Section 2804(2)(ii) has a predicate that only contracts entered into prior to the Act 40 effective date meet the exception provided. What Cypress Creek and Constellation describe, without more specific information, are new contracts for the sale and purchase of credits entered into after the effective date of Act 40. Cypress Creek acknowledges this when it states that its generators entered into contracts for the sale of their PA SRECs with brokers or aggregators and that “those brokers or aggregators *may not have yet entered into contracts* for the sale of all of Cypress Creek-generated PA SRECs to Pennsylvania load-serving entities.” Cypress Creek Petition ¶ 12 (emphasis added).

Constellation makes a similar acknowledgement when it states that “[i]t is common practice for aggregators to purchase SRECs pursuant to a contract under the premise that they can resell those SRECs to market participants.” Constellation Petition ¶ 11. Again, without more, we find that this is not enough to meet the Section 2804(2)(ii) requirement that only contracts entered into prior to the effective date of Act 40 qualify for the exception. Any sale of an AEC through a contract that was entered into after October 30, 2017, cannot qualify under Section 2804(2)(ii).

Based on this new information and the above analysis, we provide the following clarification as to the implementation of Section 2804(2)(ii). We will adopt a modified version of Community Energy’s proposal and Constellation’s second proposal. Specifically, we clarify that all

contracts with EGSs, EDCs and/or their wholesale suppliers, as well as any other entity holding contracts entered into prior to October 30, 2017, and within the chain of production of the solar AECs supplying those contracts may file a petition. Such Petitions may seek to have the AECs covered by the contracts with the EGS, EDC or their wholesale supplier certified for use by the EGS or EDC for compliance with the AEPS Act solar PV share requirement. We emphasize that only the AECs directly attributable to an EGS serving load in Pennsylvania, an EDC serving load in Pennsylvania or its wholesale supplier will be eligible to be used for the AEPS Act solar PV share requirement pursuant to Section 2804(2)(ii). To do otherwise would make Section 2804(2)(ii) meaningless by making the exception become the rule, in that it would permit the sale and purchase of all credits generated by out-of-state facilities eligible and include contracts not entered into prior to October 30, 2017.

#### b. Retagging of Credits

Regarding the request by Cypress Creek and Constellation to retag all out-of-state facilities from PA-NNNNNN-NSTI-I to PA-NNNNNN-SUN-I, we decline to do so as such an action would increase, not decrease confusion. We note that out-of-state solar PV facilities that were certified as an AEPS Act alternative energy system prior to October 30, 2017, now have two certification designations. These facilities have the SUN designation for all electric production reported prior to November 1, 2017 in GATS. All of these AECs continue to be eligible for use by EDCs and EGSs to meet their AEPS Act solar PV share requirement. See FIO at 29-30. These same facilities, along with any newly certified out-of-state facilities, have the NSTI designation that will apply to all electric production reported from November 1, 2017 and thereafter.

This NSTI designation signals to all market participants, and in particular EGSs and EDCs that purchase AECs for compliance, that these AECs cannot be used to meet their AEPS Act solar PV share requirement, unless they were bought through a contract that meets the Section 2804(2)(ii) exemption. As this exemption involves contracts that were entered into prior to October 30, 2017, the number of AECs eligible will be dictated by such contracts and only that number of qualifying AECs with the NSTI designation will be permitted by the AEC Program Administrator to be used by an EDC or EGS for compliance with the solar PV share requirement.

#### c. Confidentiality

Regarding Constellation’s request that parties filing contracts for approval be permitted to redact the price per SREC as it asserts that this information is not relevant to a solar PV facility’s eligibility status under Section 2804(2)(ii) or to any other determining factor in this proceeding, we will grant this request as modified herein. We find that to facilitate the filing of contracts by parties seeking to have the AECs associated with those contracts approved for use to meet the AEPS Act solar PV share requirement under Section 2804(2)(ii) that the parties may redact the price per credit in its filing. We note, however, that if the price per credit becomes an issue in the proceeding, then such information must be provided under appropriate confidentiality safeguards.

We also note that 52 Pa. Code § 5.41 requires that petitions must state clearly and concisely the interest of the petitioner in the subject matter, the facts and law relied upon and the relief sought. We strongly encourage that the petition clearly identify sections or portions of

any submitted contract that identify the relevant facts to support the petitioner's claims.

d. *Filing Deadline*

Regarding Constellation's request that more time may be needed by parties to secure confidentiality agreements related to contracts being filed for approval under Section 2804(2)(ii), we will revoke the requirement in the FIO that EDCs and EGSs seeking to qualify credits under Section 2804(2)(ii) file a petition within sixty days of the entry date of this Order. Parties are free to file a petition whenever they deem necessary to obtain the benefits of Section 2804(2)(ii). We note that Section 2804(2)(ii) only impacts credits generated on or after November 1, 2017, and that such credits are eligible for use by an EDC or EGS in the reporting period they were produced or the two immediately following reporting periods. See 52 Pa. Code § 75.69(a). Accordingly, depending on the length of the contract covered by Section 2804(2)(ii), associated credits have a useful life of at least two reporting periods after the present reporting period covering June 1, 2017 through May 31, 2018, decreasing the immediacy of the need to file petitions seeking such approval.

e. *True-up Period Extension*

Regarding Constellation's request that the Commission consider extending the AEPS Act compliance reporting due date, we will decline to establish a blanket extension. We will, however, entertain petitions filed by any EDC or EGS seeking to extend the AEPS Act true-up period beyond September 1, 2018, due to Act 40 and the Commission's implementation of that Act.

4. *Position of AMP*

AMP asserts that despite the lack of ambiguity of the plain language, the Commission, in an apparent attempt to add meaning to Act 40's Section 2804(2) that is not plainly stated, found in its FIO that Section 2804(2) contains vague and unclear language and relied on comments submitted by legislators to effectively rewrite the plain language of Act 40 to change "certification" to "facility" in Section 2804(2). AMP Petition ¶ 10. AMP argues that in doing so, the Commission erred by inferring intention into legislation when the plain meaning is clear in violation of the Rules of Statutory Construction that instruct the Commission to not disregard the letter of legislation. AMP Petition ¶ 11. AMP requests that the Commission revert to the TIO to recognize the certifications granted to out-of-state solar facilities by Pennsylvania prior to Act 40's enactment in accordance with the plain language of Act 40. AMP Petition ¶ 14.

Next AMP asserts that under the Rules of Statutory Construction, when interpreting legislative text, administrative agencies should presume against a retroactive effect unless the legislation specifically declares as much. AMP Petition ¶ 15. AMP argues that there is no declaration, express or even implicit, that Act 40 shall apply retroactively and that Act 40 clearly states that it does not become effective prior to October 30, 2017. AMP further asserts that the Commission rightly concluded in the TIO that facilities already certified on and prior to October 30 should retain their certification and that the Commission did not address the concerns of retroactive application on certification in the FIO. AMP Petition ¶ 16. AMP argues that the Commission should apply Act 40's border limitation on a prospective basis only. AMP Petition ¶ 18.

Finally, AMP asserts that the Commission's FIO runs afoul of the U.S. Constitution in its discrimination against out-of-state solar facilities, citing Article I, Section

8, clause 3 of the United States Constitution or the "commerce clause" allows Congress to regulate interstate commerce. AMP Petition ¶ 19. AMP asserts that state laws and regulations that discriminate against interstate commerce have been routinely struck down by the U.S. Supreme Court as a violation of the commerce clause, unless the state-administered discrimination is "demonstrably justified by a valid factor unrelated to economic protectionism. AMP Petition ¶ 20. AMP argues that the Commission's FIO confers economic benefits and disparately treats in-state solar facilities to the detriment of out-of-state facilities. AMP Petition ¶ 21. AMP argues that the Commission has failed to provide a valid reason for its discrimination against out-of-state solar facilities that does not rest on economic protectionism. AMP Petition ¶ 22. AMP asserts that the Commission should revert to the TIO to recognize the certifications granted to out-of-state solar facilities by Pennsylvania prior to Act 40's enactment. AMP Petition ¶ 23.

5. *Disposition*

We find that AMP has failed to meet the standards for granting a Petition for Rehearing and Reconsideration. AMP has not raised any new and novel arguments about the implementation of Section 2804(2) of the Adm. Code, 71 P.S. § 714(2), that were not previously raised or considered by the Commission. In fact, AMP's Petition is replete with references and reliance on the Commission's TIO. In the FIO, the Commission considered and explained why we adopted positions different from those proposed in the TIO. In fact, through their Joint Statement, Chairman Brown and Vice Chairman Place proposed, for stakeholder and Commission consideration, many of the positions adopted by the Commission in the FIO, after due consideration of the comments and issues, that are raised by AMP in its Petition. Accordingly, we deny AMP's Petition for rehearing and reconsideration.

*Conclusion*

For the reasons expressed in this Opinion and Order we will grant, in part, and deny, in part, the Petitions for Clarification and Reconsideration filed by Community Energy, Cypress Creek and Constellation. For the reasons expressed in this Opinion and Order we will deny the Petition for Rehearing and Reconsideration filed by American Municipal Power.

*Therefore,*

*It Is Ordered That:*

1. The Petition of Community Energy, Inc. and Community Energy Solar, LLC for Clarification and/or Reconsideration of the Commission's May 3, 2018, Final Implementation Order is granted, in part, and denied, in part, consistent with this Opinion and Order.

2. The Petition of Cypress Creek Renewables, LLC for Clarification or Reconsideration of the Commission's May 3, 2018, Final Implementation Order is granted, in part, and denied, in part, consistent with this Opinion and Order.

3. The Petition of Exelon Generation Company, LLC and Constellation NewEnergy, Inc. for Clarification and/or Reconsideration of the Commission's May 3, 2018, Final Implementation Order is granted, in part, and denied, in part, consistent with this Opinion and Order.

4. The Petition of American Municipal Power, Inc. for Rehearing and Reconsideration of the Commission's May 3, 2018, Final Implementation Order is denied consistent with this Opinion and Order.



5. The Commission hereby clarifies the interpretation and implementation of Section 2804(2) of the Administrative Code, 71 P.S. § 714, as set forth in this Opinion and Order.

6. A copy of this order be served on all jurisdictional electric distribution companies, all licensed electric generation suppliers, the Bureau of Investigation and Enforcement, the Office of Consumer Advocate, the Office of Small Business Advocate and any party that filed comments at this Docket.

7. The requirement that electric distribution companies and electric generation suppliers seeking to qualify credits under Section 2804(2)(ii) of the Administrative Code, 71 P.S. § 714(2)(ii), to file a Petition within sixty (60) days of the entry date of this Order is hereby rescinded.

8. A copy of this Opinion and Order shall be published in the *Pennsylvania Bulletin* and posted on the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov).

9. The Office of Competitive Market Oversight shall electronically send a copy of this Opinion and Order to all persons on the contact list for the Committee Handling Activities for Retail Growth in Electricity.

10. The contact persons for this Opinion and Order are Kriss Brown, Assistant Counsel, Law Bureau, [kribrown@pa.gov](mailto:kribrown@pa.gov), (717) 787-4518 and Darren Gill, Bureau of Technical Utility Services, [dgill@pa.gov](mailto:dgill@pa.gov), (717) 783-5244.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 18-1288. Filed for public inspection August 17, 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 September 4, 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-2018-3003396. Primary Choice Coordination, LLC** (275 East Street Road, Suite 10, Feasterville, Bucks County, PA 19053) in paratransit service, from points in

the City and County of Philadelphia, to points in Pennsylvania, and return.

**A-2018-3003506. Abbas Transportation Services, LLC** (1613 Borbeck Street, Philadelphia, PA 19111) in paratransit service, between points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia. *Attorney:* Mark Feinman, 8171 Castor Avenue, Philadelphia, PA 19152.

**A-2018-3003629. Red Letter Rides, LLC** (1925 Alfa Drive, Lancaster, Lancaster County, PA 17601) in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

**A-2018-3003835. L&P Care Ambulance, LLC, t/a Emergent Healthcare** (5245 Germantown Avenue, Suite B, Philadelphia, Philadelphia County, PA 19144) persons in paratransit service, in wheelchair and stretcher vans, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

**Applications of the following for *amendment to the contract carrier permit approving the operation of motor vehicles as contract carriers for transportation of persons as described under the application.***

**A-2018-3003857. Zenride, LLC** (122 Chestnut Street, Suite 300B, Philadelphia, Philadelphia County, PA 19106) for Coordinated Transportation Solutions, Inc. between points in Pennsylvania.

**Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.***

**A-2018-3003873. Jerwin Culmer, t/a Culmer Moving** (6730 McPherson Boulevard, Pittsburgh, Allegheny County, PA 15208) for the right to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**Applications of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.***

**A-2018-3003400. East Coast Touring Company of PA, Inc.** (701 Uhler Road, Easton, PA 18040) for the discontinuance of service and cancellation of its certificate, as a broker, to arrange for the transportation of persons between points in Pennsylvania.

**A-2018-3003796. Lisa Ann Thrush** (26 Carriage Drive, Gordonville, Lancaster County, PA 17529) to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 18-1289. Filed for public inspection August 17, 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 September 4, 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. Richard E. Kelly, Inc., t/a K & L Transport; Docket No. C-2018-3002792

#### 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 Richard E. Kelly, Inc., t/a K & L Transport, (respondent) is under suspension effective June 08, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 3316 Old Lincoln Highway, Treose, PA 19053.

3. That respondent was issued a Certificate of Public Convenience by this Commission on November 17, 1989, at A-00108660.

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-00108660 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: 6/19/2018

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](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of  
Investigation and Enforcement v. 809 Transport  
Corporation; Docket No. C-2018-3003232**

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 809 Transport Corporation, (respondent) is under suspension effective June 23, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 835 N Lacrosse St, Allentown, PA 18109.

3. That respondent was issued a Certificate of Public Convenience by this Commission on March 22, 2018, at A-8920708.

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-8920708 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: 7/10/2018

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](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Florian Pupaza, t/a North East Way; Docket No. C-2018-3003266**

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 Florian Pupaza, t/a North East Way, (respondent) is under suspension effective April 25, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 696 Candy Rd, Mohnton, PA 19540.

3. That respondent was issued a Certificate of Public Convenience by this Commission on June 24, 2014, at A-8916627.

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-8916627 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: 7/10/2018

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](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Bucks Charter and Events, LLC, t/a Bucks Charter and Events; Docket No. C-2018-3003312**

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 Bucks Charter and Events, LLC, t/a Bucks Charter and Events, (respondent) is under suspension effective May 21, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 441 Upper State Rd, Chalfont, PA 18914.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 01, 2017, at A-6420305.

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-6420305 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: 7/11/2018

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](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1290. Filed for public inspection August 17, 2018, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Telecommunications Services

**A-2018-3001076. Southern Light, LLC.** Application of Southern Light, LLC for approval to offer, render, furnish or supply telecommunications services to the public in this Commonwealth as a competitive local exchange carrier in the service territories of Verizon Pennsylvania, LLC (Verizon PA); Verizon North, LLC (Verizon North); The United Telephone Company of Pennsylvania, LLC, d/b/a CenturyLink; Commonwealth Telephone Company, d/b/a Frontier Communications Commonwealth Telephone Company; Frontier Communications of Pennsylvania, LLC; Frontier Communications of Breezewood, LLC; Frontier Communications of Canton, LLC; Frontier Communications of Lakewood, LLC; and Frontier Communications of Oswayo River, LLC.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities), on or before September 4, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Southern Light, LLC

*Through and By Counsel:* Anthony C. DeCusatis, Attorney, Morgan, Lewis & Bockius, LLP, 1701 Market Street, Philadelphia, PA 19103

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1291. Filed for public inspection August 17, 2018, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Wastewater Service and Transfer by Sale

**A-2018-3003517. SUEZ Water Pennsylvania, Inc.** Application of SUEZ Water Pennsylvania, Inc., under 66 Pa.C.S. §§ 1102(a) and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems), for: 1) approval of the transfer, by sale, of substantially all of the Township of Mahoning's assets, properties and rights related to its wastewater collection and conveyance system to SUEZ Water Pennsylvania, Inc.; and 2) the rights of SUEZ Water Pennsylvania, Inc. to begin to offer or furnish wastewater collection and conveyance service to the public in portions of the Townships of Mahoning, Cooper and Valley, Montour County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities), on or before Tuesday, September 4, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* SUEZ Water Pennsylvania, Inc.

*Through and By Counsel:* David P. Zambito, Esquire, Jonathan Nase, Esquire, Cozen O'Connor, 17 North Second Street, Suite 1410, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1292. Filed for public inspection August 17, 2018, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Wastewater Service and Transfer by Sale; Water Service and Transfer by Sale; Prehearing Conference

**A-2018-3003517. SUEZ Water Pennsylvania, Inc.** Application of SUEZ Water Pennsylvania, Inc., under 66 Pa.C.S. §§ 1102(a) and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems); for: 1) approval of the transfer by sale of substantially all of the Township of Mahoning's assets, properties and rights related to its wastewater collection and conveyance system to SUEZ Water Pennsylvania, Inc.; and 2) the rights of SUEZ Water Pennsylvania, Inc. to begin to offer or furnish wastewater collection and conveyance service to the public in portions of the Townships of Mahoning, Cooper and Valley, Montour County.

**A-2018-3003519. SUEZ Water Pennsylvania, Inc.** Application of SUEZ Water Pennsylvania, Inc., under 66 Pa.C.S. §§ 1102(a) and 1329; for: 1) approval of the transfer by sale of substantially all of the Township of Mahoning's assets, properties and rights related to its water distribution system to SUEZ Water Pennsylvania, Inc.; and 2) the rights of SUEZ Water Pennsylvania, Inc. to begin to offer or furnish water distribution service to the public in portions of the Townships of Mahoning, Cooper and Valley, Montour County.

#### Prehearing Conference

An initial in-person prehearing conference on the previously-captioned case will be held as follows:

*Type:* Initial in-person prehearing conference  
*Date:* Thursday, September 6, 2018  
*Time:* 2 p.m.  
*Location:* Hearing Room 4  
Plaza Level  
Commonwealth Keystone Building  
400 North Street  
Harrisburg, PA 17120  
*Presiding:* Administrative Law Judge Joel H. Cheskis  
P.O. Box 3265  
Harrisburg, PA 17105-3265  
(717) 787-1399  
Fax: (717) 787-0481

Persons with a disability who wish to attend the hearing should contact the Pennsylvania Public Utility Commission (Commission) to make arrangements for their special needs. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the scheduling office at the Commission at least 10 business days prior to the hearing to submit a request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

**A-2018-3003517 and A-2018-3003519—Applications of SUEZ Water Pennsylvania, Inc.**

Jonathan Nase, Esquire  
David P. Zambito, Esquire  
Cozen O'Connor  
17 North Second Street  
Suite 1410  
Harrisburg, PA 17101  
(717) 773-4191  
(717) 703-5892  
Accepts E-Service  
Representing SUEZ Water Pennsylvania, Inc.

Ryan M. Tira, Esquire  
McNerney Page Vanderlin & Hall  
433 Market Street  
Williamsport, PA 17701  
(570) 326-6555  
Representing SUEZ Water Pennsylvania, Inc.

Richard A. Kanaskie, Esquire  
Pennsylvania Public Utility Commission, Bureau of  
Investigation and Enforcement, Legal Technical  
Second Floor West  
400 North Street  
Harrisburg, PA 17120  
(717) 783-6184  
Accepts E-Service  
Representing Pennsylvania Public Utility Commission,  
Bureau of Investigation and Enforcement

Tanya J. McCloskey, Esquire  
Office of Consumer Advocate  
Forum Place, 5th Floor  
555 Walnut Street  
Harrisburg, PA 17101-1923  
(717) 783-5048  
Representing Office of Consumer Advocate

John R. Evans  
Office of Small Business Advocate  
300 North Second Street  
Suite 202  
Harrisburg, PA 17101  
(717) 783-2525  
Representing Office of Small Business Advocate

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1293. Filed for public inspection August 17, 2018, 9:00 a.m.]

**PENNSYLVANIA PUBLIC  
UTILITY COMMISSION**

**Water Service and Transfer by Sale**

**A-2018-3003519. SUEZ Water Pennsylvania, Inc.** Application of SUEZ Water Pennsylvania, Inc., under 66 Pa.C.S. §§ 1102(a) and 1329 (relating to enumeration of acts requiring certificate; and valuation of acquired water and wastewater systems), for: 1) approval of the transfer, by sale, of substantially all of the Township of Mahoning's assets, properties and rights related to its water distribution system to SUEZ Water Pennsylvania, Inc.; and 2) the rights of SUEZ Water Pennsylvania, Inc. to begin

to offer or furnish water distribution service to the public in portions of the Townships of Mahoning, Cooper and Valley, Montour County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities), on or before Tuesday, September 4, 2018. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* SUEZ Water Pennsylvania, Inc.

*Through and By Counsel for:* David P. Zambito, Esquire, Jonathan Nase, Esquire, Cozen O'Connor, 17 North Second Street, Suite 1410, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 18-1294. Filed for public inspection August 17, 2018, 9:00 a.m.]

**PHILADELPHIA  
PARKING AUTHORITY**

**Service of Notice of Dispatcher Application in the  
City of Philadelphia**

The following permanent authority applications to render dispatcher service in the City of Philadelphia has been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than September 4, 2018. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicant or attorney, or both.

**Doc. No. A-18-08-04. Medallion Radio Dispatch, Inc., d/b/a Germantown Taxicab** (800 Chestnut Street, Philadelphia, PA 19107): An application for a dispatcher certificate of public convenience to convey or transmit messages or communications to and from medallion taxicabs within the City of Philadelphia through the use of a centralized dispatch system that is in conformance with the PPA's rules and regulations. *Attorney for Applicant:* Nathan M. Butcher, Esq., 2000 Market Street, 20th Floor, Philadelphia, PA 19103.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 18-1295. Filed for public inspection August 17, 2018, 9:00 a.m.]



## PHILADELPHIA PARKING AUTHORITY

### Service of Notice of Motor Common Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as a common carrier in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than September 4, 2018. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

**Doc. No. A-18-08-01. Bhinder R.M., Inc.** (121 Kent Road, Upper Darby, PA 19082): An application for a medallion taxicab certificate of public convenience (CPC) to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Doc. No. A-18-08-02. Kaur Taxi, Inc.** (254 Rocklyn Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Doc. No. A-18-08-03. Mother & Son Trans, Inc.** (1204 Disston Street, Philadelphia, PA 19111): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Doc. No. A-18-08-04. Medallion Radio Dispatch, Inc., d/b/a Germantown Taxicab** (800 Chestnut Street, Philadelphia, PA 19107): An application for a dispatcher CPC to convey or transmit to and from medallion taxicabs messages or communications within the City of Philadelphia through the use of a centralized dispatch system that is in conformance with the PPA's rules and regulations. *Attorney for Applicant:* Nathan M. Butcher, Esq., 2000 Market Street, 20th Floor, Philadelphia, PA 19103.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 18-1296. Filed for public inspection August 17, 2018, 9:00 a.m.]

## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs v. Elaine Marie Licata, RN; File No. 16-51-10443; Doc. No. 0260-51-17

On June 12, 2018, Elaine Marie Licata, RN, Pennsylvania license No. RN257640L, last known of Follansbee, WV, had her registered nurse license placed on probation through her Ohio board probation and issued her a reprimand based on receiving disciplinary action by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 18-1297. Filed for public inspection August 17, 2018, 9:00 a.m.]

## STATE BOARD OF NURSING

### Bureau of Professional and Occupational Affairs v. Deborah Ann Martinez, RN; File No. 16-51-06420; Doc. No. 2185-51-16

On June 12, 2018, Deborah Ann Martinez, RN, Pennsylvania license No. RN553301, last known of San Antonio, TX, had her registered nurse license indefinitely suspended until at least the time as she proves that she is fit to practice and was assessed a \$500 civil penalty based on receiving disciplinary action by the proper licensing authority of another state and failing to report same to the State Board of Nursing (Board).

Individuals may obtain a copy of the adjudication by writing to Judith Pachter Schulder, Board Counsel, State Board of Nursing, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final Board decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

LINDA L. KMETZ, PhD, RN,  
*Chairperson*

[Pa.B. Doc. No. 18-1298. Filed for public inspection August 17, 2018, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under section 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

#### Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Daniel Yoder 172 Vonada Lane Aaronsburg, PA 16820	Centre County/ Haines Township	70.84	Veal	Existing	Rescind
J & L Groff Farms, LLC Lloyd Groff 2906 Dettinger Road Brogue, PA 17309	York County/ Chanceford Township	469.11	Broilers	Amended	Approved
Lime Valley Farms, Inc. Steve Good 1307 Lime Valley Road Lancaster, PA 17602	Lancaster County/ Strasburg Township	0	Broilers	New	Approved
S. & A. Kreider & Sons, Inc.— Main Farm Scott Kreider 761 Spring Valley Road Quarryville, PA 17566	Lancaster County/ East Drumore Township	2,602.3	Cattle	Amended	Approved
David D. Miller 879 Mill Road Punxsutawney, PA 15767	Jefferson County/ Gaskill Township	0	Veal	New	Approved
Jeffrey H. Zuck 135 Fox Road Lebanon, PA 17402	Lebanon County/ South Lebanon Township	285.7	Broiler	New	Approved
Matt Nolt 131 Krumstown Road Myerstown, PA 17067	Lebanon County/ Millcreek Township	410.24	Broilers	Amended	Approved
Dream Farms Allen W. Rice 13689 Dream Highway Newburg, PA 17240	Franklin County/ Lurgan Township	0	Cattle	New	Approved
Kevin Martin 288 Shartlesville Road Bernville, PA 19506	Berks County/ Jefferson Township	395	Broilers	New	Approved
David H. Martin 420 Nottingham Road Nottingham, PA 19362	Lancaster County/ Little Britain Township	69.62	Pullets	New	Approved

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Marvin Weaver— Church Road Farm 528 Church Road Selinsgrove, PA 17870	Snyder County/ Middlecreek Township	46.45	Broilers	Amended	Approved
Harold M. Barley, III Walnut Hollow Farms 230 Indian Run Road Millersville, PA 17551	Lancaster County/ Manor Township	38.3	Cattle	Existing	Rescind
Benjamin L. Zook 158 Brown Lane Rebersburg, PA 16872	Centre County/ Miles Township	73.58	Turkey/ Broiler	New	Approved

PATRICK McDONNELL,  
*Chairperson*

[Pa.B. Doc. No. 18-1299. Filed for public inspection August 17, 2018, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Actions Taken at June Meeting

As part of its regular business meeting held on June 15, 2018, in Baltimore, MD, the Susquehanna River Basin Commission (Commission) took the following actions: 1) approved or tabled the applications of certain water resources projects; and 2) took additional actions as set forth in the following Supplementary Information.

The business meeting was held on June 15, 2018.

For further information contact Gwyn Rowland, Manager, Governmental and Public Affairs, (717) 238-0423, Ext. 1316, fax (717) 238-2436, growland@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788. Also see the Commission's web site at [www.srbc.net](http://www.srbc.net).

#### Supplementary Information

In addition to the actions taken on projects identified in the previous summary and the listings as follows, the following items were also presented or acted upon at the business meeting: 1) election of the member from the State of New York as Chair of the Commission and the member of the Commonwealth as Vice Chair of the Commission for the period of July 1, 2018, to June 30, 2019; 2) adoption of Fiscal Year (FY) 2019 Regulatory Program Fee Schedule, effective July 1, 2018; 3) adoption of a current expense budget for July 1, 2019, to June 30, 2020; 4) adoption of a resolution authorizing a purchase approval threshold; 5) approval of an agreement, a grant amendment and a subcontract; 6) adoption of a records retention policy; 7) delegation of authority to the Executive Director to enter into certain settlement agreements to resolve violations of regulations or approval conditions; 8) adoption of the FY 2019—2021 Water Resources Program; 9) adoption of amendments to the Comprehensive Plan for the Water Resources of the Susquehanna River Basin; and 10) a report on delegated settlements with the following project sponsors, under Commission Resolution 2014-15: Briarwood Golf Club, in the amount of \$4,000; Sugar Hollow Water Services, in the amount of \$8,000; SWEPI, LP—Cowanesque River, in the amount of \$10,000; and Valley Green Golf Course, in the amount of \$1,500 with agreement to add a water source.

#### Project Applications Approved

The Commission approved the following project applications:

1. Project Sponsor and Facility: Brymac, Inc., d/b/a Mountain View Country Club (Pond 3/4), Harris Township, Centre County, PA. Surface water withdrawal of up to 0.240 mgd (peak day).

2. Project Sponsor and Facility: Dillsburg Area Authority, Franklin Township, York County, PA. Modification to increase groundwater withdrawal by an additional 0.099 mgd (30-day average), for a total groundwater withdrawal of up to 0.200 mgd (30-day average) from Well 3 (Docket No. 20081207).

3. Project Sponsor and Facility: Healthy Properties, Inc. (Sugar Creek), North Towanda Township, Bradford County, PA. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20140602).

4. Project Sponsor and Facility: LDG Innovation, LLC (Tioga River), Lawrenceville Borough, Tioga County, PA. Renewal of surface water withdrawal of up to 0.750 mgd (peak day) (Docket No. 20140604).

5. Project Sponsor and Facility: Lycoming Engines, a Division of Avco Corporation, City of Williamsport, Lycoming County, PA. Renewal of groundwater withdrawal of up to 1.440 mgd (30-day average) for groundwater remediation system (Docket No. 19880203).

6. Project Sponsor and Facility: Mountain Energy Services, Inc. (Tunkhannock Creek), Tunkhannock Township, Wyoming County, PA. Renewal of surface water withdrawal of up to 1.498 mgd (peak day) (Docket No. 20140606).

7. Project Sponsor and Facility: Niagara H2O Company (Susquehanna River), Towanda Township, Bradford County, PA. Application for surface water withdrawal of up to 1.500 mgd (peak day).

8. Project Sponsor and Facility: Northeast Marcellus Aqua Midstream I, LLC (Susquehanna River), Tunkhannock Township, Wyoming County, PA. Surface water withdrawal of up to 5.000 mgd (peak day).

9. Project Sponsor and Facility: Pennsylvania General Energy Company, LLC (Pine Creek), Watson Township, Lycoming County, PA. Renewal of surface water withdrawal of up to 0.918 mgd (peak day) (Docket No. 20140609).

10. Project Sponsor and Facility: Pro-Environmental, LLC (Martins Creek), Lathrop Township, Susquehanna County, PA. Renewal of surface water withdrawal of up to 0.999 mgd (peak day) (Docket No. 20140610).

11. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Fall Brook), Troy Township, Bradford County, PA. Renewal of surface water withdrawal of up to 0.176 mgd (peak day) (Docket No. 20140615).

12. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Unnamed Tributary to North Branch Sugar Creek), Columbia Township, Bradford County, PA. Renewal of surface water withdrawal of up to 0.926 mgd (peak day) (Docket No. 20140616).

13. Project Sponsor and Facility: Sugar Hollow Water Services, LLC (Bowman Creek), Eaton Township, Wyoming County, PA. Renewal of surface water withdrawal of up to 0.249 mgd (peak day) (Docket No. 20140612).

14. Project Sponsor and Facility: Susquehanna Gas Field Services, LLC, Meshoppen Borough, Wyoming County, PA. Renewal of groundwater withdrawal of up to 0.216 mgd (30-day average) from the Meshoppen Pizza Well (Docket No. 20140613).

15. Project Sponsor and Facility: Susquehanna Gas Field Services, LLC (Susquehanna River), Meshoppen Township, Wyoming County, PA. Renewal of surface water withdrawal of up to 1.650 mgd (peak day) (Docket No. 20140614).

16. Project Sponsor and Facility: Town of Vestal, Broome County, NY. Renewal of groundwater withdrawal of up to 1.440 mgd (30-day average) from Well 4-4 (Docket No. 19810508).

#### *Project Applications Tabled*

The Commission tabled action on the following project applications:

1. Project Sponsor: SUEZ Water Pennsylvania, Inc. Project Facility: Center Square Operation, Upper Allen Township, Cumberland County, PA. Application for groundwater withdrawal of up to 0.107 mgd (30-day average) from Well 1.

2. Project Sponsor: SUEZ Water Pennsylvania, Inc. Project Facility: Center Square Operation, Upper Allen Township, Cumberland County, PA. Application for renewal of groundwater withdrawal of up to 0.379 mgd (30-day average) from Well 2 (Docket No. 19861104).

3. Project Sponsor and Facility: Togg Mountain, LLC, Town of Fabius, Onondaga County, NY. Application for consumptive use of up to 0.485 mgd (peak day).

4. Project Sponsor and Facility: Togg Mountain, LLC (West Branch of Tioughnioga Creek), Town of Fabius, Onondaga County, NY. Application for surface water withdrawal of up to 2.200 mgd (peak day).

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* August 7, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 18-1300. Filed for public inspection August 17, 2018, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Commission Meeting

The Susquehanna River Basin Commission (Commission) will hold its regular business meeting on September 7, 2018, at 9 a.m. at the DoubleTree by Hilton Binghamton, North Riverside Room, 225 Water Street, Binghamton, NY 13901. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice.

For further information contact Gwyn Rowland, Manager, Governmental and Public Affairs, (717) 238-0423, Ext. 1316.

#### *Supplementary Information*

The business meeting will include actions or presentations on the following items: (1) informational presentation of interest to the upper Susquehanna River region; (2) release of proposed rulemaking and policies for public comment; (3) revisions to financial instruments and policies; (4) ratification/approval of contracts/grants; (5) a report on delegated settlements; (6) a proposed consumptive use mitigation project located in Conoy Township, Lancaster County, PA; and (7) Regulatory Program projects.

Regulatory Program projects and the consumptive use mitigation project listed for Commission action are those that were the subject of a public hearing conducted by the Commission on August 2, 2018, and identified in the notice for the hearing published at 83 FR 31439 (July 5, 2018).

The public is invited to attend the Commission's business meeting. Comments on the Regulatory Program projects and the consumptive use mitigation project were subject to a deadline of August 13, 2018. Written comments pertaining to other items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <http://www.srbcc.net/pubinfo/publicparticipation.htm>. The comments are due to the Commission on or before August 31, 2018. Comments will not be accepted at the business meeting noticed herein.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* August 3, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 18-1301. Filed for public inspection August 17, 2018, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following lists of projects from June 1, 2018, through June 30, 2018.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, [joyler@srbcc.net](mailto:joyler@srbcc.net). Regu-

lar mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

*Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

*Approvals by Rule Issued Under 18 CFR 806.22(f)*

1. BKV Operating, LLC, Pad ID: Plushanski Well Pad, ABR-201806001, Lemon Township, Wyoming County, PA; Consumptive Use of Up to 2.1000 mgd; Approval Date: June 7, 2018.

2. Cabot Oil & Gas Corporation, Pad ID: BishopB P1, ABR-201305013.R1, Springville Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 7, 2018.

3. Cabot Oil & Gas Corporation, Pad ID: HustonJ P1, ABR-201305014.R1, Brooklyn Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 7, 2018.

4. Cabot Oil & Gas Corporation, Pad ID: HouselR P1, ABR-201305015.R1, Lenox Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 7, 2018.

5. Cabot Oil & Gas Corporation, Pad ID: GillinghamR P1, ABR-201305017.R1, Forest Lake Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 7, 2018.

6. Repsol Oil & Gas USA, LLC, Pad ID: THORNE (07 080) G, ABR-201306005.R1, Apolacon Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: June 7, 2018.

7. Repsol Oil & Gas USA, LLC, Pad ID: TRAVER (07 081) E, ABR-201306006.R1, Choconut Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: June 7, 2018.

8. Repsol Oil & Gas USA, LLC, Pad ID: STICKNEY (07 087) A, ABR-201312004.R1, Choconut Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: June 7, 2018.

9. SWN Production Company, LLC, Pad ID: Heckman Camp (Pad F), ABR-201307001.R1, Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: June 7, 2018.

10. SWN Production Company, LLC, Pad ID: Whipple (Pad 14), ABR-201307003.R1, Herrick Township, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: June 7, 2018.

11. SWN Production Company, LLC, Pad ID: King N (Pad NW1), ABR-201307004.R1, Franklin Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: June 7, 2018.

12. Range Resources—Appalachia, LLC, Pad ID: Laurel Hill B Unit, ABR-201306004.R1, Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 1.0000 mgd; Approval Date: June 11, 2018.

13. Cabot Oil & Gas Corporation, Pad ID: ReynoldsR P1, ABR-201306008.R1, Jessup Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 21, 2018.

14. Cabot Oil & Gas Corporation, Pad ID: StarzecE P1, ABR-201306009.R1, Bridgewater Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: June 21, 2018.

15. SWN Production Company, LLC, Pad ID: TNT LTD PART WEST, ABR-201307002.R1, New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: June 21, 2018.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* August 7, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 18-1302. Filed for public inspection August 17, 2018, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Minor Modifications

The Susquehanna River Basin Commission lists the minor modification approved for previously approved projects from June 1, 2018, through June 30, 2018.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbcc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

*Supplementary Information*

This notice lists previously approved projects, receiving approval of minor modifications, described as follows, under 18 CFR 806.18 (relating to approval modifications) for the time period previously specified:

*Minor Modifications Issued Under 18 CFR 806.18*

1. Furman Foods, Inc., d/b/a Furmano's, Docket No. 20130608-2, Point Township, Northumberland County, PA; approval to add Wells H1, H2 and H4 as additional sources of water for consumptive use; Approval Date: June 20, 2018.

2. Furman Foods, Inc., d/b/a Furmano's, Docket No. 20120621-1, Point Township, Northumberland County, PA; approval to changes in the authorized water uses; Approval Date: June 20, 2018.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* August 7, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 18-1303. Filed for public inspection August 17, 2018, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Rescinded for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has rescinded the following projects from June 1, 2018, through June 30, 2018.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, being rescinded for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Rescinded ABR Issued*

1. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-04, ABR-20090901.R1, Shippen Township, Cameron County, PA; Rescind Date: June 26, 2018.

2. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-05, ABR-20100116.R1, Shippen Township, Cameron County, PA; Rescind Date: June 26, 2018.

3. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-07H, ABR-20100117.R1, Lumber Township, Cameron County, PA; Rescind Date: June 26, 2018.

4. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-09H, ABR-20091103.R1, Shippen Township, Cameron County, PA; Rescind Date: June 26, 2018.

5. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-12H, ABR-201011062.R1, Shippen Township, Cameron County, PA; Rescind Date: June 26, 2018.

6. Samson Exploration, LLC, Pad ID: Pardee & Curtin Lumber Co. C-17H, ABR-201108016.R1, Shippen Township, Cameron County, PA; Rescind Date: June 26, 2018.

7. SWEPI, LP, Pad ID: Benson 130D, ABR-20091012.R1, Richmond Township, Tioga County, PA; Rescind Date: June 27, 2018.

8. SWEPI, LP, Pad ID: Brumwell 657 revised, ABR-201401003, Richmond Township, Tioga County, PA; Rescind Date: June 27, 2018.

9. SWEPI, LP, Pad ID: Owlett 843R, ABR-201204007.R1, Middlebury Township, Tioga County, PA; Rescind Date: June 27, 2018.

10. SWN Production Company, LLC, Pad ID: Belcher, ABR-201011015.R1, Clifford Township, Susquehanna County, PA; Rescind Date: June 28, 2018.

11. SWN Production Company, LLC, Pad ID: CSB, ABR-201108013.R1, Cherry Township, Sullivan County, PA; Rescind Date: June 28, 2018.

12. SWN Production Company, LLC, Pad ID: McNamara Well Pad, ABR-201203011.R1, Silver Lake Township, Susquehanna County, PA; Rescind Date: June 28, 2018.

13. SWN Production Company, LLC, Pad ID: Shively Pad, ABR-201108011.R1, Lenox Township, Susquehanna County, PA; Rescind Date: June 28, 2018.

14. SWN Production Company, LLC, Pad ID: Stang Well No. 1, ABR-20090941.R1, Rush Township, Susquehanna County, PA; Rescind Date: June 28, 2018.

15. SWN Production Company, LLC, Pad ID: Tall Maples, ABR-201010056.R1, Elkland Township, Sullivan County, PA; Rescind Date: June 28, 2018.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* August 7, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 18-1304. Filed for public inspection August 17, 2018, 9:00 a.m.]

## THADDEUS STEVENS COLLEGE OF TECHNOLOGY

### Request for Bids

The Metals Fabrication and Welding Department at Thaddeus Stevens College of Technology is requesting bids for a new hydraulic plate shear with the capability to shear 3/8" thick x 120" long A36 carbon steel plates. The plate shear will have a heavy duty CNC programmable back gauge capable of a depth of 36. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,  
*President*

[Pa.B. Doc. No. 18-1305. Filed for public inspection August 17, 2018, 9:00 a.m.]









