

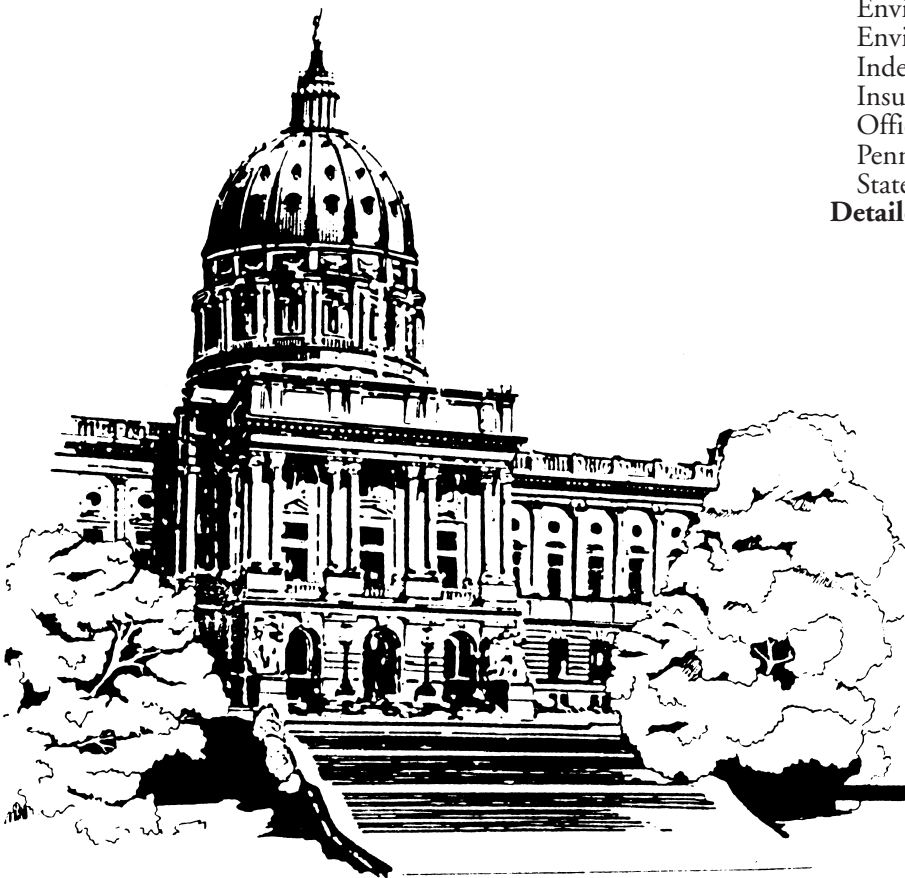
PENNSYLVANIA BULLETIN

Volume 48
Saturday, February 3, 2018 • Harrisburg, PA
Number 5
Pages 709—846

Agencies in this issue

The General Assembly
The Courts
Delaware River Basin Commission
Department of Banking and Securities
Department of Environmental Protection
Department of Health
Department of Revenue
Department of Transportation
Environmental Hearing Board
Environmental Quality Board
Independent Regulatory Review Commission
Insurance Department
Office of Attorney General
Pennsylvania Public Utility Commission
State Board of Nursing

Detailed list of contents appears inside.



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

No. 519, February 2018

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

CHANGE NOTICE/NEW SUBSCRIPTION

If information on mailing label is incorrect, please email changes to info@pabulletin.com or mail to:

FRY COMMUNICATIONS, INC.
Attn: *Pennsylvania Bulletin*
800 W. Church Rd.
Mechanicsburg, PA 17055-3198

CUSTOMER NUMBER (6 digit number above name on mailing label)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City) (State) (Zip Code)

TYPE OR PRINT LEGIBLY

PENNSYLVANIA



BULLETIN

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 4 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$82.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "*Fry Communications, Inc.*" Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198
(717) 766-0211 ext. 2340
(800) 334-1429 ext. 2340 (toll free, out-of-State)
(800) 524-3232 ext. 2340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.
Attn: *Pennsylvania Bulletin*
800 West Church Road
Mechanicsburg, Pennsylvania 17055-3198

Copyright © 2018 Commonwealth of Pennsylvania

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 West Church Road, Mechanicsburg, Pennsylvania 17055-3198.

CONTENTS

THE GENERAL ASSEMBLY

COMMISSION ON SENTENCING

Adoption of supplement to 7th edition amendment 4 sentencing guidelines	716
---	-----

THE COURTS

JUDICIAL SYSTEM GENERAL PROVISIONS

Amendments to rules of organization and procedure for the Disciplinary Board of the Supreme Court of Pennsylvania; order No. 83	727
Amendments to rules of organization and procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; order No. 84	727

PHILADELPHIA RULES

Philadelphia water liens filed pursuant to the Municipal Claim and Tax Liens Act; administrative order No. 02 of 2018	731
Rescission of Philadelphia criminal rule 576(f) and (h)(1)—(3); administrative doc. No. 01 of 2018	732

RULES OF CIVIL PROCEDURE

Proposed amendment of Pa. O.C. Rule 1.8 and Pa. O.C. Rule 10.1	728
--	-----

RULES OF CRIMINAL PROCEDURE

Order amending Rule 590 of the Rules of Criminal Procedure; No. 501 criminal procedural rules doc.	729
---	-----

EXECUTIVE AND INDEPENDENT AGENCIES

DELAWARE RIVER BASIN COMMISSION

Notices

Public hearing and business meeting	743
---	-----

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications	746
-------------------------------	-----

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices	747
Availability of technical guidance	823
Federal consistency under the Coastal Zone Management Act; maintenance dredging at Conneaut Harbor	824

DEPARTMENT OF HEALTH

Notices

Long-term care nursing facilities; requests for exception	824
Medical Marijuana Advisory Board meeting	824
Rare Disease Advisory Council meeting	825

DEPARTMENT OF REVENUE

Notices

Pennsylvania Fast Cash Bingo fast play game 5023 ..	825
Pennsylvania Moneycomb fast play game 5022	828
Pennsylvania Tic-Tac-Luck fast play game 5024	832

DEPARTMENT OF TRANSPORTATION

Notices

Transportation Advisory Committee meeting	837
---	-----

ENVIRONMENTAL HEARING BOARD

Notices

Waste Management of PA, Inc. v. Department of Environmental Protection; EHB doc. No. 2018-008-L	837
---	-----

ENVIRONMENTAL QUALITY BOARD

Proposed Rulemaking

Noncoal Mining Program fees	733
-----------------------------------	-----

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Notice of filing of final rulemaking	837
--	-----

INSURANCE DEPARTMENT

Notices

Application for approval to acquire control of Aetna, Inc. and its Pennsylvania domiciled insurance subsidiaries	838
Northwestern Long-Term Care Insurance Company (NWST-131323239); rate increase filing for various LTC forms	838
Rescission of Insurance Department notice 2018-01; notice 2018-02	838

OFFICE OF ATTORNEY GENERAL

Proposed Rulemaking

Unfair market trade practices; automotive industry trade practices; withdraw of proposed rulemaking	742
---	-----

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Notices

Act 13 of 2012; producer fees for calendar year 2017 ..	839
Electric generation supplier license cancellations of companies with an expired financial security or insufficient financial security amount	839
Pro forma intra-company changes	840
Service of notice of motor carrier applications	840
Service of notice of motor carrier formal complaints ..	841
Transfer by sale (2 documents)	845
Wastewater service	845
Water service (2 documents)	845, 846

STATE BOARD OF NURSING

Notices

Bureau of Professional and Occupational Affairs v. Donna J. Kerzan, RN; file No. 14-51-04129; doc. No. 2375-51-16	846
---	-----

Available Online at <http://www.pabulletin.com>

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

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the Pennsylvania Bulletin

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

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

Subscription Information: (717) 766-0211
General Information and Finding Aids: (717) 783-1530

Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish information except as provided by 1 Pa. Code § 3.44:

§ 3.44. General permission to reproduce content of Code and Bulletin.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the [Legislative Reference] Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.

List of Pa. Code Chapters Affected

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

4 Pa. Code (Administration)

Adopted Rules

1	210
6	212, 214
7a	217

Statements of Policy

9	37, 299, 522
---	--------------

10 Pa. Code (Banking and Securities)

Adopted Rules

1	389
102	389
202	389
203	389
204	389
205	389
206	389
207	389
208	389
209	389
210	389
211	389
301	389
302	389
303	389
304	389
305	389
401	389
404	389
501	389
504	389
513	389
601	389
602	389
603	389
604	389
605	389
606	389
609	389
610	389
701	389
901	389
1001	389

17 Pa. Code (Conservation and Natural Resources)

Proposed Rules

53	515
----	-----

25 Pa. Code (Environmental Protection)

Adopted Rules

208	251
-----	-----

Proposed Rules

77	733
901	255
902	255
903	255

31 Pa. Code (Insurance)

Proposed Rules

89	517
----	-----

37 Pa. Code (Law)

Proposed Rules

33	297
301	267, 742
311	267, 742

Statements of Policy

471	608
-----	-----

58 Pa. Code (Recreation)

Adopted Rules

801	21
802	21
803	21
1001	29

201 Pa. Code (Rules of Judicial Administration)

Adopted Rules

7	595
---	-----

204 Pa. Code (Judicial System General Provisions)

Adopted Rules

29	222
89	727
91	727
303	716

210 Pa. Code (Appellate Procedure)

Adopted Rules

1	461
5	461
7	461
9	461
11	461
13	461
15	461
17	461
19	461
21	461
25	461
27	461

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules

200	224, 475
1000	475
1900	477
1910	477
1915	477
1920	477
1930	477
1950	477
2020	475
Part II	483

Proposed Rules

Part II	486, 728
---------	----------

234 Pa. Code (Rules of Criminal Procedure)
Adopted Rules
1487, 490
4 224
5487, 729
Proposed Rules
4 496
5 507

246 Pa. Code (Minor Court Civil Rules)
Adopted Rules
200 511
249 Pa. Code (Philadelphia Rules)
Unclassified10, 227, 731, 732
255 Pa. Code (Local Court Rules)
Unclassified10, 227, 236, 249, 513, 596, 598

THE GENERAL ASSEMBLY

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

COMMISSION ON SENTENCING PART VIII. CRIMINAL SENTENCING [204 PA. CODE CH. 303]

Adoption of Supplement to 7th Edition Amendment 4 Sentencing Guidelines

On October 21, 2017, the Pennsylvania Commission on Sentencing published a proposed Supplement to the 7th Edition Amendment 4 Sentencing Guidelines in the *Pennsylvania Bulletin*, in accordance with 42 Pa.C.S.A. § 2155(a)(1), and held a public hearing on December 13, 2017 in Harrisburg, PA.

On December 14, 2017, the Pennsylvania Commission on Sentencing adopted the Supplement to 7th Edition Amendment 4 Sentencing Guidelines.

The 7th Edition Sentencing Guidelines, which the Commission adopted on September 13, 2012, apply to all offenses committed on or after the effective date of December 28, 2012. In order to address legislative mandates to provide sentencing enhancements, the Commission adopted four amendments to the 7th Edition Sentencing Guidelines.

- Amendment 1 was adopted on June 6, 2013 and became effective September 27, 2013. Two sentencing enhancements were provided: 1) murder in third degree of a person younger than age 13 and 2) related to criminal gang with conviction of a crime of violence as defined in 42 Pa.C.S. § 9714 or 35 P.S. § 780-113(a)(30). The amendment also addressed sentencing ranges based on newly enacted mandatory minimum sentences for offenders younger than age 18 convicted of murder 1 or murder 2.

- Amendment 2 of the 7th Edition Sentencing Guidelines was adopted on June 5, 2014 and became effective September 26, 2014. Two sentencing enhancements were provided: one related to child abuse and one related to arson.

- Amendment 3 of the 7th Edition Sentencing Guidelines was adopted on June 4, 2015 and became effective September 25, 2015. A sentencing enhancement for human trafficking was provided.

- Amendment 4 of the 7th Edition Sentencing Guidelines was adopted on June 1, 2017 and became effective January 1, 2018. Four sentencing enhancements were provided: 1) burglary of a home/person present and bodily injury crime is committed, attempted, or threatened; 2) related to persons not to possess, use, manufacture, control, sell, or transfer a firearm; 3) homicide by vehicle with conviction related to prohibiting text-based communications; and 4) aggravated assault of a vehicle with conviction relating to prohibiting text-based communications.

The Commission subsequently adopted a Supplement to Amendment 4 in response to concerns raised pertaining to violations of 35 P.S. § 780-113(a)(14) and (30) involving fentanyl and its derivatives and analogues. The Commission took no action in regard to violations of 35 P.S. § 780-113(a)(12) involving fentanyl and its derivatives

and analogues. Therefore, in this Supplement, offenses for 35 P.S. § 780-113(a)(14) and (30) were further subcategorized to include fentanyl and its derivatives and analogues, and offense gravity scores were assigned.

This Supplement to 7th Edition Amendment 4 Sentencing Guidelines, as adopted by the Commission, is summarized as follows and is included in Annex A.

PRESIDENT JUDGE SHEILA A. WOODS-SKIPPER,
Chair

Commentary on Annex A

This commentary provides selected highlights of the adopted Supplement to 7th Edition Amendment 4 Sentencing Guidelines. The only change is within § 303.15 Offense Listings, under 35 P.S. § 780-113(a)(14) and (30). Sections 303.1 through 303.14 and Sections 303.16 through 303.18 remain unchanged from 7th Edition Amendment 4 Sentencing Guidelines. Additionally, there are no modifications to all other offenses found in 303.15 under Pa.C.S.A. Titles 18, 23, 30, 42 and 75.

The adopted Supplement is set forth in Annex A.

Revisions to 303.1—Sentencing guideline standards

No changes.

Revisions to 303.2—Procedure for determining the guideline sentence

No changes.

Revisions to 303.3—Offense gravity score (general)

No changes.

Revisions to 303.4—Prior record score (categories)

No changes.

Revisions to 303.5—Prior record score (prior convictions)

No changes.

Revisions to 303.6—Prior record score (prior juvenile adjudications)

No changes.

Revisions to 303.7—Prior record score (guideline points scoring)

No changes.

Revisions to 303.8—Prior record score (miscellaneous)

No changes.

Revisions to 303.9—Guideline sentence recommendations (general)

No changes.

Revisions to 303.10—Guideline sentence recommendations (enhancements)

No changes.

Revisions to 303.11—Guideline sentence recommendations (sentencing levels)

No changes.

Revisions to 303.12—Guideline sentence recommendations (sentencing programs)

No changes.

Revisions to 303.13—Guideline sentence recommendations (aggravating and mitigating circumstances)

No changes.

Revisions to 303.14—Guideline sentence recommendations (economic sanctions)

No changes.

*Revisions to 303.15—Offense listing**18 Pa.C.S.A.*

No changes.

23 Pa.C.S.A.

No changes.

30 Pa.C.S.A.

No changes.

35 P.S.

§ 780-113(a)(14)*. Delivery by practitioner—fentanyl and its derivatives and analogues

§ 780-113(a)(30)*. Possession with intent to deliver—fentanyl and its derivatives and analogues.

42 Pa.C.S.A.

No changes.

75 Pa.C.S.A.

No changes.

Revisions to 303.16—Basic Sentencing Matrices

No changes.

Revisions to 303.17—Deadly Weapon Enhancement Matrices

No changes.

Revisions to 303.18—Youth, School, Youth and School Enhancement Matrices

No changes.

Resource Utilization

In accordance with 42 Pa.C.S.A. § 2153(a)(15), the Commission is mandated to determine resources required under current guidelines and resources that would be required to carry out the Supplement to 7th Edition Amendment 4. Amendment 3 is used as the base for comparison as Amendment 4 applies to offenses committed on or after January 1, 2018 and no data are available.

Changes to the sentencing guidelines may be in response to legislation enacted by the General Assembly or may be initiated by the Commission. The changes contained in the Supplement to Amendment 4 were initiated by the Commission in response to concerns raised by district attorneys, law enforcement, and other practitioners regarding fentanyl.

The Commission currently subcategorizes offenses under 35 Pa.C.S.A. § 780-113(a)(14), delivery by a practitioner, and § 780-113(a)(30), possession with intent to deliver, by type of drug and quantity of drug. In the Supplement to Amendment 4, the Commission further subcategorized these offenses to include fentanyl and its derivatives and analogues and assigned offense gravity scores.

The 7th Edition Sentencing Guidelines § 303.3(e) states: “if any mixture or compound contains any detectable amount of a controlled substance, the entire amount of the mixture or compound shall be deemed to be composed of a controlled substance. If a mixture or compound contains a detectable amount of more than one controlled substance, the mixture or compound shall be deemed to be composed entirely of the controlled substance which has the highest Offense Gravity Score.”

Therefore, when fentanyl or its derivatives or analogues is contained in a mixture or compound leading to a conviction under 35 Pa.C.S.A. § 780-113(a)(14) or § 780-113(a)(30), the offense gravity score for fentanyl applies since it is assigned a higher offense gravity score.

Fentanyl is not currently captured in the Commission’s sentencing data. Therefore, the Commission consulted with a number of resources, and obtained data compiled by the Philadelphia Field Division of the U.S. Drug Enforcement Administration (DEA). The DEA provided information on drug seizures in Pennsylvania that contained heroin, cocaine, fentanyl, fentanyl-related substances (FRS) or methamphetamine, or a combination of these drugs that were analyzed and reported to the National Forensic Laboratory Information System (NFLIS). For 2016, in these analyzed samples, heroin was present in 56% of the cases, which is comparable to percentage of sentences reported to the Commission for 35 Pa.C.S.A. § 780-113(a)(30) convictions in which heroin was present (59%).

Based on the 2016 and preliminary 2017 data received from the DEA Philadelphia Field Division, there has been a consistent increase in the percentage of samples containing fentanyl and FRS each quarter. In 2016 the percentage of cases which contained fentanyl or FRS increased each quarter (Q): Q1 = 7%; Q2 = 9%; Q3 = 15%; and Q4 = 22%. All indications are that the trend has continued in 2017, but these preliminary data are not yet published: Q1 = 27% and Q2 = 30%. At the same time, the percentage of samples containing heroin has declined, from 60% in the first quarter of 2016 to 50% in the last quarter of 2016.

This resource impact for the Supplement to Amendment 4 is based upon the disposition and duration of sentences reported to the Commission for calendar year 2016. The metrics were calculated for the guidelines in effect at the time and for the Supplement to Amendment 4. The impact represents the difference between the two and is presented as an increase or reduction to the utilization of Department of Corrections (DOC) resources on an annual basis. This simulation holds all other factors and conformity to the guidelines constant except the change being analyzed. It addresses minimum sentence imposed and does not take into account additional time served prior to parole or release.

35 Pa.C.S.A. § 780-113(a)(14) (delivery by a practitioner: fentanyl and its derivatives and analogues)

A total of six sentences (most serious offense in judicial proceeding) were reported in 2016 for delivery by a practitioner. None of the sentences involved heroin, cocaine, or methamphetamine. Therefore, no substantial change in resource utilization is expected for this new subcategorization of delivery by a practitioner for fentanyl.

35 Pa.C.S.A. § 780-113(a)(30) (possession with intent to deliver: fentanyl and its derivatives and analogues)

In 2016, 910 state incarceration sentences were reported for possession with intent to deliver heroin (2,817 total), 462 state incarceration sentences for cocaine (1,639 total), and 125 state incarceration sentences for methamphetamine (298 total). All are based on the most serious offense in a judicial proceeding. As noted, violations of this section are subcategorized, with offense gravity scores assigned based on the highest classified drug contained in the mixture or compound and the quantity of the mixture or compound. The average minimum sentences and percentage of sentences of state incarceration vary based on the type and quantity of drugs.

At a minimum, this resource utilization assumes 22% of sentences for possession with intent to deliver heroin, cocaine, or methamphetamine contain fentanyl and its derivatives and analogues. This percentage is based on the last published data (Q4 of 2016) by the DEA Philadelphia Field Division. To determine the number of state incarceration sentences and average minimum sentence, the comparable figures based on the new offense gravity score assignment were used. The resources required for sentences imposed in 2016 were 2,732 DOC beds per year. Replacement with the proposed Supplement for fentanyl and FRS would require 3,266 DOC beds per year. Therefore, the resources required to carry out this Supplement to the Sentencing Guidelines is, at minimum, an annual increase of 534 DOC beds per year.

However, as the increase in the percentage of cases containing fentanyl and FRS has continued in 2017, a

more likely resource utilization assumes 30% of sentences for possession with intent to deliver heroin, cocaine, or methamphetamine contain fentanyl and its derivatives and analogues. This percentage is based on the latest preliminary data (Q2 of 2017) by the DEA Philadelphia Field Division. As noted above, the resources required for sentences imposed in 2016 were 2,732 DOC beds per year. Replacement with the proposed Supplement for fentanyl and FRS would require 3,480 DOC beds per year. The resources required to carry out this supplement to the sentencing guidelines under this more likely scenario is an annual increase of 748 DOC beds per year.

Effective Date

The Supplement to 7th Edition Amendment 4 Sentencing Guidelines shall become effective June 1, 2018, unless disapproved by the General Assembly, pursuant to 42 Pa.C.S.A. § 2155(b).

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART VIII. CRIMINAL SENTENCING

CHAPTER 303. SENTENCING GUIDELINES

§ 303.15. Offense Listing.

* * * * *

DRUG ACT OFFENSES

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(1)	Manufacture/sale/delivery-adulterated controlled substance (1st off)	M	4	m
(a)(1)	Manufacture/sale/delivery-adulterated controlled substance (2nd/subsq off)	M	4	m
(a)(2)	Adulterate/misbrand-controlled substance (1st off)	M	4	m
(a)(2)	Adulterate/misbrand-controlled substance (2nd/subsq off)	M	4	m
(a)(3)	False/misleading advertisement (1st off)	M	4	m
(a)(3)	False/misleading advertisement (2nd/subsq off)	M	4	m
(a)(4)	Removal/disposal-detained substance (1st off)	M	5	m
(a)(4)	Removal/disposal-detained substance (2nd/subsq off)	M	5	m
(a)(5)	Adulterate/destroy label-controlled substance for sale (1st off)	M	4	m
(a)(5)	Adulterate/destroy label-controlled substance for sale (2nd/subsq off)	M	4	m
(a)(6)	Forge/counterfeit w/ mark/ID symbol (1st off)	M	5	m
(a)(6)	Forge/counterfeit w/ mark/ID symbol (2nd/subsq off)	M	5	m
(a)(7)	Place trademark on controlled substance to defraud (1st off)	M	5	m
(a)(7)	Place trademark on controlled substance to defraud (2nd/subsq off)	M	5	m
(a)(8)	Selling controlled substance w/ defrauded trademark (1st off)	M	5	m
(a)(8)	Selling controlled substance w/ defrauded trademark (2nd/subsq off)	M	5	m
(a)(9)	Selling trademark equipment to defraud (1st off)	M	5	m
(a)(9)	Selling trademark equipment to defraud (2nd/subsq off)	M	5	m
(a)(10)	Illegal sale of nonproprietary drug (1st off)	M	4	m

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(10)	Illegal sale of nonproprietary drug (2nd/subsq off)	M	4	m
(a)(11)	Illegal pharmacy operations (1st off)	M	5	m
(a)(11)	Illegal pharmacy operations (2nd/subsq off)	M	5	m
(a)(12)*	Acquisition of controlled substance by fraud-heroin (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-heroin (100-1000 g)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-heroin (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-heroin (10-<50 g)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-heroin (1-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-heroin (<1 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (>1000 pills)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (100-1000 g)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (100-1000 pills)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (50-<100 pills)	F	10	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (10-<50 g)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (10-<50 pills)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (1-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (1-<10 pills)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-other narcotics, Sched I & II (<1 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (100-1000 g)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (10-<50 g)	F	8	3
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (5-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (2-<5 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-cocaine (<2 g)	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (100-1000 g)	F	11	3

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (10-<50 g)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (2.5-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-methamphetamine (<2.5 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-PCP (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-PCP (100-1000 g)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-PCP (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-PCP (10-<50 g)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-PCP (2.5-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-PCP (<2.5 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (>1000 g)	F	13	3
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (100-1000 g)	F	11	3
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (50-<100 g)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (10-<50 g)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (2.5-<10 g)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-MDMA (<2.5 g)	F	6	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (>1000 lbs.)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (>5000 plants)	F	10	3
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (50-1000 lbs.)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (51-5000 plants)	F	8	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (10-<50 lbs.)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (21-<51 plants)	F	7	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (1-<10 lbs.)	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (10-<21 plants)	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (<1 lb.)	F	3	2
(a)(12)*	Acquisition of controlled substance by fraud-marijuana (<10 plants)	F	3	2
(a)(12)*	Acquisition of controlled substance by fraud-Sched I	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-Sched II	F	5	2

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(12)*	Acquisition of controlled substance by fraud-Sched III	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-Sched IV	F	5	2
(a)(12)*	Acquisition of controlled substance by fraud-Sched V	M	3	m
(a)(13)	Dispense drugs to dependent person (1st off)	M	4	m
(a)(13)	Dispense drugs to dependent person (2nd/subsq off)	M	4	m
(a)(14)*	Delivery by practitioner-heroin (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-heroin (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-heroin (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-heroin (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-heroin (1-<10 g)	F	7	2
(a)(14)*	Delivery by practitioner-heroin (<1 g)	F	6	2
<u>(a)(14)*</u>	<u>Delivery by practitioner-fentanyl and its derivatives and analogues (>=100 g)</u>	<u>F</u>	<u>14</u>	<u>3</u>
<u>(a)(14)*</u>	<u>Delivery by practitioner-fentanyl and its derivatives and analogues (50-<100 g)</u>	<u>F</u>	<u>13</u>	<u>3</u>
<u>(a)(14)*</u>	<u>Delivery by practitioner-fentanyl and its derivatives and analogues (10-<50 g)</u>	<u>F</u>	<u>11</u>	<u>2</u>
<u>(a)(14)*</u>	<u>Delivery by practitioner-fentanyl and its derivatives and analogues (1-<10 g)</u>	<u>F</u>	<u>10</u>	<u>2</u>
<u>(a)(14)*</u>	<u>Delivery by practitioner-fentanyl and its derivatives and analogues (<1 g)</u>	<u>F</u>	<u>9</u>	<u>2</u>
(a)(14)*	Delivery by practitioner-other narcotics Sched I & II (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (>1000 pills)	F	13	3
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (100-1000 pills)	F	11	3
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (50-<100 pills)	F	10	2
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (10-<50 pills)	F	8	2
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (1-<10 g)	F	7	2
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (1-<10 pills)	F	7	2
(a)(14)*	Delivery by practitioner-other narcotics, Sched I & II (<1 g)	F	6	2
(a)(14)*	Delivery by practitioner-cocaine (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-cocaine (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-cocaine (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-cocaine (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-cocaine (5-<10 g)	F	7	2
(a)(14)*	Delivery by practitioner-cocaine (2-<5 g)	F	6	2
(a)(14)*	Delivery by practitioner-cocaine (<2 g)	F	5	2

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(14)*	Delivery by practitioner-methamphetamine (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-methamphetamine (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-methamphetamine (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-methamphetamine (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-methamphetamine (2.5-<10 g)	F	7	2
(a)(14)*	Delivery by practitioner-methamphetamine (<2.5 g)	F	6	2
(a)(14)*	Delivery by practitioner-PCP (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-PCP (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-PCP (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-PCP (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-PCP (2.5-< 10 g)	F	7	2
(a)(14)*	Delivery by practitioner-PCP (<2.5 g)	F	6	2
(a)(14)*	Delivery by practitioner-MDMA (>1000 g)	F	13	3
(a)(14)*	Delivery by practitioner-MDMA (100-1000 g)	F	11	3
(a)(14)*	Delivery by practitioner-MDMA (50-<100 g)	F	10	3
(a)(14)*	Delivery by practitioner-MDMA (10-<50 g)	F	8	2
(a)(14)*	Delivery by practitioner-MDMA (2.5-< 10 g)	F	7	2
(a)(14)*	Delivery by practitioner-MDMA (<2.5 g)	F	6	2
(a)(14)*	Delivery by practitioner-marijuana (>1000 lbs.)	F	10	3
(a)(14)*	Delivery by practitioner-marijuana (>5000 plants)	F	10	3
(a)(14)*	Delivery by practitioner-marijuana (50-1000 lbs.)	F	8	2
(a)(14)*	Delivery by practitioner-marijuana (51-5000 plants)	F	8	2
(a)(14)*	Delivery by practitioner-marijuana (10-<50 lbs.)	F	7	2
(a)(14)*	Delivery by practitioner-marijuana (21-<51 plants)	F	7	2
(a)(14)*	Delivery by practitioner-marijuana (1-<10 lbs.)	F	5	2
(a)(14)*	Delivery by practitioner-marijuana (10-<21 plants)	F	5	2
(a)(14)*	Delivery by practitioner-marijuana (<1 lb.)	F	3	2
(a)(14)*	Delivery by practitioner-marijuana (<10 plants)	F	3	2
(a)(14)*	Delivery by practitioner-Sched I	F	5	2
(a)(14)*	Delivery by practitioner-Sched II	F	5	2
(a)(14)*	Delivery by practitioner-Sched III	F	5	2
(a)(14)*	Delivery by practitioner-Sched IV	F	5	2
(a)(14)*	Delivery by practitioner-Sched V	M	3	m
(a)(15)	Illegal retail sale-controlled substance (1st off)	M	4	m
(a)(15)	Illegal retail sale-controlled substance (2nd/subsq off)	M	4	m
(a)(16)	Simple possession (1st off)	M	3	m
(a)(16)	Simple possession (2nd/subsq off)	M	3	m
(a)(16)	Simple possession-GHB (1st off)	F	5	2
(a)(16)	Simple possession-GHB (2nd/sub off)	F	5	2
(a)(17)	Dispense drugs w/o label by practitioner (1st off)	M	4	m
(a)(17)	Dispense drugs w/o label by practitioner (2nd/subsq off)	M	4	m
(a)(18)	Illegal sale container (1st off)	M	4	m
(a)(18)	Illegal sale container (2nd/subsq off)	M	4	m
(a)(19)	Intentional unauthorized purchase (1st off)	M	5	m
(a)(19)	Intentional unauthorized purchase (2nd/subsq off)	M	5	m
(a)(20)	Divulging trade secret (1st off)	M	4	m

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(20)	Divulging trade secret (2nd/subsq off)	M	4	m
(a)(21)	Failure to keep records (1st off)	M	2	m
(a)(21)	Failure to keep records (2nd/subsq off)	M	2	m
(a)(22)	Refusal of inspection (1st off)	M	2	m
(a)(22)	Refusal of inspection (2nd/subsq off)	M	2	m
(a)(23)	Unauthorized removal of seals	M	5	m
(a)(24)	Failure to obtain license (1st off)	M	2	m
(a)(24)	Failure to obtain license (2nd/subsq off)	M	2	m
(a)(25)	Manufacture by unauthorized party	M	5	m
(a)(26)	Distribution by registrant of Schedule I or II	M	5	m
(a)(27)	Use of fictitious registration number	M	5	m
(a)(28)	Furnish false application material	M	5	m
(a)(29)	Production of counterfeit trademarks equipment	M	5	m
(a)(30)*	Possession with intent to deliver-heroin (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-heroin (100-1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-heroin (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-heroin (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-heroin (1-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-heroin (<1 g)	F	6	2
(a)(30)*	Possession with intent to deliver-fentanyl and its derivatives and analogues (>=100 g)	F	14	3
(a)(30)*	Possession with intent to deliver-fentanyl and its derivatives and analogues (50-<100 g)	F	13	3
(a)(30)*	Possession with intent to deliver-fentanyl and its derivatives and analogues (10-<50 g)	F	11	2
(a)(30)*	Possession with intent to deliver-fentanyl and its derivatives and analogues (1-<10 g)	F	10	2
(a)(30)*	Possession with intent to deliver-fentanyl and its derivatives and analogues (<1 g)	F	9	2
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (>1000 pills)	F	13	3
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (100-1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (100-1000 pills)	F	11	3
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (50-<100 pills)	F	10	2
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (10-<50 pills)	F	8	2
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (1-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (1-<10 pills)	F	7	2

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(30)*	Possession with intent to deliver-other narcotics, Sched I & II (<1 g)	F	6	2
(a)(30)*	Possession with intent to deliver-cocaine (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-cocaine (100-1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-cocaine (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-cocaine (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-cocaine (5-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-cocaine (2-<5 g)	F	6	2
(a)(30)*	Possession with intent to deliver-cocaine (<2 g)	F	5	2
(a)(30)*	Possession with intent to deliver-methamphetamine (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-methamphetamine (100-1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-methamphetamine (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-methamphetamine (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-methamphetamine (2.5-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-methamphetamine (<2.5 g)	F	6	2
(a)(30)*	Possession with intent to deliver-PCP (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-PCP (100-<1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-PCP (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-PCP (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-PCP (2.5-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-PCP (<2.5 g)	F	6	2
(a)(30)*	Possession with intent to deliver-MDMA (>1000 g)	F	13	3
(a)(30)*	Possession with intent to deliver-MDMA (100-1000 g)	F	11	3
(a)(30)*	Possession with intent to deliver-MDMA (50-<100 g)	F	10	3
(a)(30)*	Possession with intent to deliver-MDMA (10-<50 g)	F	8	2
(a)(30)*	Possession with intent to deliver-MDMA (2.5-<10 g)	F	7	2
(a)(30)*	Possession with intent to deliver-MDMA (<2.5 g)	F	6	2
(a)(30)*	Possession with intent to deliver-marijuana (>1000 lbs.)	F	10	3
(a)(30)*	Possession with intent to deliver-marijuana (>5000 plants)	F	10	3
(a)(30)*	Possession with intent to deliver-marijuana (50-1000 lbs.)	F	8	2
(a)(30)*	Possession with intent to deliver-marijuana (51-5000 plants)	F	8	2
(a)(30)*	Possession with intent to deliver-marijuana (10-<50 lbs.)	F	7	2
(a)(30)*	Possession with intent to deliver-marijuana (21-<51 plants)	F	7	2
(a)(30)*	Possession with intent to deliver-marijuana (1-<10 lbs.)	F	5	2
(a)(30)*	Possession with intent to deliver-marijuana (10-<21 plants)	F	5	2
(a)(30)*	Possession with intent to deliver-marijuana (<1 lb.)	F	3	2
(a)(30)*	Possession with intent to deliver-marijuana (<10 plants)	F	3	2
(a)(30)*	Possession with intent to deliver-Sched I (>=100 g)	F	7	2
(a)(30)*	Possession with intent to deliver-Sched I (<100 g)	F	5	2

<i>35 P.S. § 780-113</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(30)*	Possession with intent to deliver-Sched II	F	5	2
(a)(30)*	Possession with intent to deliver-Sched III	F	5	2
(a)(30)*	Possession with intent to deliver-Sched IV	F	5	2
(a)(30)*	Possession with intent to deliver-Sched V	M	3	m
(a)(31)	Possession-small amt. of marijuana (<=30 g/<=8 g hashish)	M	1	m
(a)(31)	Possession-small amt. of marijuana (<=30 g/<=8 g hashish): personal use	M	1	m
(a)(31)	Possession-small amt. of marijuana (<=30 g/<=8 g hashish): intent to distribute, not sell	M	1	m
(a)(31)	Possession-small amt. of marijuana (<=30 g/<=8 g hashish): distribution, not sale	M	1	m
(a)(32)	Possession-drug paraphernalia	M	1	m
(a)(33)	Possession w/ intent to deliver paraphernalia-under 18/3 yrs or more junior	M-2	4	m
(a)(33)	Possession w/ intent to deliver paraphernalia-not to a minor	M	3	m
(a)(34)	Place ad for sale of drug paraphernalia	M	1	m
(a)(34)	Place ad for sale of drug paraphernalia-GHB	F	5	2
(a)(35)(i)	Illegal sale of noncontrolled substance-intent to distribute	F	5	2
(a)(35)(ii)	Illegal sale of noncontrolled substance-represent as controlled substance	F	5	2
(a)(35)(iii)	Illegal sale of noncontrolled substance-distribute for redistribution	F	5	2
(a)(36)	Possession w/ intent to deliver-designer drugs	F	5	2
(a)(37)	Possession >30 doses-anabolic steroid (1st off)	M	4	m
(a)(37)	Possession >30 doses-anabolic steroid (2nd/subsq off)	M	4	m
(a)(38)(II)	Unlawful manufacture-methamphetamine (BI of child <18)	F-2	9	2
(a)(38)(I)	Unlawful manufacture-methamphetamine (child <18 present)	F-3	7	1
(a)(39)	Possess ephedrine, etc. w/ intent to manuf. methamphetamine (1st off)	M	2	m
(a)(39)	Possess ephedrine, etc. w/ intent to manuf. methamphetamine (2nd/subsq off)	M	2	m
(a)(40)	Retail sale-product containing ephedrine, etc. (1st off)	M	2	m
(a)(40)	Retail sale-product containing ephedrine, etc. (2nd/subsq off)	M	2	m

*=subcategorized offenses. See § 303.3(b).

m=other misdemeanor offense. See § 303.7(a)(5).

<i>35 P.S. § 780-113.1</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(1)(i)	Possess liquefied ammonia-purpose other than agriculture/industrial	M	3	m
(a)(1)(ii)	Possess liquefied ammonia-unapproved container	M	3	m
(a)(2)	Possess liquefied ammonia-intent to manuf controlled substance	F	5	2

<i>35 P.S. § 780-113.1</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(3)	Possess red phosphorous-intent to manuf controlled substance	F	5	2
(a)(4)	Possess esters/salts/etc. w/ intent to manuf controlled substance	F	5	2

<i>35 P.S. § 780-113.4</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
(a)(1)	Operate meth lab-create chemical reaction	F-2	7	2
(a)(3)	Operate meth lab-create chemical reaction (w/in 1000 ft. of school)	F-1	8	3
(b)(1)	Operate meth lab-stores/disposes substance used in manuf.	F-3	5	1

<i>35 P.S.</i>	<i>DESCRIPTION</i>	<i>STATUTORY CLASS</i>	<i>§ 303.3 OFFENSE GRAVITY SCORE</i>	<i>§ 303.7 PRIOR RECORD SCORE POINTS</i>
6018.101— 6018.1002	Solid Waste Management Act			
	Knowingly transports, etc. hazardous waste without permit	F-1	9	1
	Transports, etc. hazardous waste without permit	F-2	7	2
	Violation of Act, DER Order, etc.	M-3	1	m
691.1— 691.1001	Clean Streams Law			
	Violation of Act, DER Order, etc.	M-3	1	m
4001— 4015	Air Pollution Control Act			
	Knowingly releases hazardous air pollutant	F-1	9	1
	Violation of Act, DER Order, etc.	M-2	2	m
	Negligently releases hazardous air pollution	M-3	1	m

m=other misdemeanor offense. See § 303.7(a)(5).

* * * * *

[Pa.B. Doc. No. 18-173. Filed for public inspection February 2, 2018, 9:00 a.m.]

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 89]

Amendments to Rules of Organization and Procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; Order No. 84

By this Order, the Disciplinary Board of the Supreme Court of Pennsylvania is amending its Rules of Organization and Procedure to modify Rule § 89.206 regarding the procedure for transmitting the record to the Supreme Court.

The Disciplinary Board of the Supreme Court of Pennsylvania finds that:

(1) To the extent that 42 Pa.C.S. § 1702 (relating to rule making procedures) and Article II of the act of July 31, 1968 (P.L. 769, No. 240), known as the Commonwealth Documents Law, would otherwise require notice of proposed rulemaking with respect to the amendments adopted hereby, those proposed rulemaking procedures are inapplicable because the amendments adopted hereby relate to agency procedure and are perfunctory in nature.

(2) The amendments to the Rules of Organization and Procedure of the Board adopted hereby are not inconsistent with the Pennsylvania Rules of Disciplinary Enforcement and are necessary and appropriate for the administration of the affairs of the Board.

The Board, acting pursuant to Pa.R.D.E. 205(c)(12), orders:

(1) Title 204 of the *Pennsylvania Code* is hereby amended as set forth in Annex A hereto.

(2) The Secretary of the Board shall duly certify this Order, and deposit the same with the Administrative Office of Pennsylvania Courts as required by Pa.R.J.A. 103(c).

(3) The amendments adopted hereby shall take effect 30 days after publication in the *Pennsylvania Bulletin*.

*By the Disciplinary Board of the
Supreme Court of Pennsylvania*

JULIA M. FRANKSTON-MORRIS,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart C. DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

CHAPTER 89. FORMAL PROCEEDINGS

Subchapter D. ACTION BY BOARD AND SUPREME COURT

§ 89.206. Transmission of record to Supreme Court.

(a) *General rule.* Enforcement Rule 208(d)(2)(iii) provides that in the event that the Board shall determine that the matter should be concluded by probation, cen-

sure, suspension, disbarment, or by informal admonition, private reprimand, or public reprimand in cases where the respondent-attorney is unwilling to have the matter concluded by informal admonition, private reprimand, or public reprimand, the Board shall file its findings and recommendations, together with the briefs, if any, before the Board and the entire record, with the Supreme Court.

(b) *Procedure.* The Board Chair shall file the record, the briefs on exceptions and the briefs opposing exceptions, if any, **and** the finding and recommendations of the Board[, **and a statement of the Secretary of any expenses taxable under § 93.111 (relating to determination of reimbursable expenses)**] with the Supreme Court by means of Form DB-13 (Request for Supreme Court Action) and an appropriate letter of transmittal. Copies of such finding and recommendations[, **statement of taxable expenses,**] and letter of transmittal shall be served by the Office of the Secretary upon the participants.

[Pa.B. Doc. No. 18-174. Filed for public inspection February 2, 2018, 9:00 a.m.]

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 91]

Amendments to Rules of Organization and Procedure of the Disciplinary Board of the Supreme Court of Pennsylvania; Order No. 83

By this Order, the Disciplinary Board of the Supreme Court of Pennsylvania is amending its Rules of Organization and Procedure to modify Rule § 91.173 regarding the procedure for approval and termination of eligible institutions as depositories for trust accounts.

The Disciplinary Board of the Supreme Court of Pennsylvania finds that:

(1) To the extent that 42 Pa.C.S. § 1702 (relating to rule making procedures) and Article II of the act of July 31, 1968 (P.L. 769, No. 240), known as the Commonwealth Documents Law, would otherwise require notice of proposed rulemaking with respect to the amendments adopted hereby, those proposed rulemaking procedures are inapplicable because the amendments adopted hereby relate to agency procedure and are perfunctory in nature.

(2) The amendments to the Rules of Organization and Procedure of the Board adopted hereby are not inconsistent with the Pennsylvania Rules of Disciplinary Enforcement and are necessary and appropriate for the administration of the affairs of the Board.

The Board, acting pursuant to Pa.R.D.E. 205(c)(12), orders:

(1) Title 204 of the *Pennsylvania Code* is hereby amended as set forth in Annex A hereto.

(2) The Secretary of the Board shall duly certify this Order, and deposit the same with the Administrative

Office of Pennsylvania Courts as required by Pa.R.J.A. 103(c).

(3) The amendments adopted hereby shall take effect 30 days after publication in the *Pennsylvania Bulletin*.

*By the Disciplinary Board of the
Supreme Court of Pennsylvania*

JULIA M. FRANKSTON-MORRIS,
Secretary

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart C. DISCIPLINARY BOARD OF THE SUPREME COURT OF PENNSYLVANIA

CHAPTER 91. MISCELLANEOUS MATTERS

Subchapter H. FUNDS OF CLIENTS AND THIRD PERSONS; MANDATORY OVERDRAFT NOTIFICATION

§ 91.173. Approval and termination of Eligible Institutions.

(a) *Approval.* Enforcement Rule 221(h) provides that an Eligible Institution shall be approved as a depository for Trust Accounts if it shall file with the Board an agreement [**(in a form provided by the Board) in a form approved by the Board** in which the Eligible Institution agrees to **comply with IOLTA Regulations governing approved Eligible Institutions and to make a prompt report to the Lawyers Fund for Client Security Board under the circumstances described in § 91.174 (relating to reports of overdrafts).** Upon receiving a signed agreement from an Eligible Institution as required by this subsection, the Board shall report that fact to the Supreme Court with a recommendation that the Court enter an order approving the Eligible Institution as a depository for Trust Accounts.

(b) *Termination of approval.* Enforcement Rule 221(k) provides that a failure on the part of an Eligible Institution to make a report **to the Lawyers Fund for Client Security Board called for by this subchapter or to comply with IOLTA Regulations governing approved Eligible Institutions** may be cause for termination of its approval by the Supreme Court, but such failure shall not, absent gross negligence, give rise to a cause of action by any person who is proximately caused harm thereby. Upon learning that a financial institution has failed to make a report called for by this subchapter, the Board shall report that fact to the Supreme Court with a recommendation that the Court enter an order terminating the approval of the financial institution as a depository for Trust Accounts.

(c) *List of approved Eligible Institutions.* The Board will periodically publish in the *Pennsylvania Bulletin* a list of Eligible Institutions that are approved at the time as depositories for Trust Accounts under this subchapter. The current list shall also be published in the *Pennsylvania Code* as an appendix to this section.

[Pa.B. Doc. No. 18-175. Filed for public inspection February 2, 2018, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART II. ORPHANS' COURT RULES

[231 PA. CODE PART II]

Proposed Amendment of Pa. O.C. Rule 1.8 and Pa. O.C. Rule 10.1

The Orphans' Court Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa. O.C. Rule 1.8 and Pa. O.C. Rule 10.1, for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor be officially adopted by the Supreme Court. Additions to the text of the proposal are bolded and underlined; deletions to the text are bolded and bracketed.

The Committee invites all interested persons to submit comments, suggestions, or objections in writing to:

Orphans' Court Procedural Rules Committee

Supreme Court of Pennsylvania

Pennsylvania Judicial Center

PO Box 62635

Harrisburg, PA 17106-2635

FAX: 717-231-9526

orphanscourtproceduralrules@pacourts.us

All communications in reference to the proposal should be received by April 6, 2018. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

By the Orphans' Court

Procedural Rules Committee

WAYNE M. PECHT, Esq.,

Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART II. ORPHANS' COURT RULES

CHAPTER I. PRELIMINARY RULES

Rule 1.8. Forms.

(a) The forms approved by the Supreme Court for statewide practice and procedure before the Registers and courts shall be used exclusively **and accepted for filing** by all Registers and clerks; **provided, however, versions of a Supreme Court-approved form shall be acceptable for filing if identical in content and sequential ordering.** [**Where a Supreme Court-approved form exists, no other form shall be allowed or required by local rule or practice.**]

(b) The forms approved by the Supreme Court for statewide practice are set forth in an Appendix to these Rules. The forms may be revised and supplemented from time to time. The forms shall also be maintained for public access at the official website of the Administrative Office of Pennsylvania Courts.

(c) A court may require a legal paper to be accompanied by a cover sheet or checklist. A court that imposes such requirements must promulgate a local rule, numbered Local Rule 1.8(c), stating the requirements and setting forth the form of the cover sheet or checklist.

Note: Rule 1.8 is substantively similar to former Rule 1.3, but with some modifications.

Explanatory Comment: [Rule 1.8 has been modified from former Rule 1.3 by now mandating the exclusive use of statewide forms promulgated by the Supreme Court. Previously, forms approved or mandated for use pursuant to local rule could be accepted by the local register and clerk so long as the local register and clerk also permitted and accepted forms promulgated by the Supreme Court. Now, if the Supreme Court has promulgated or approved a form for use before the register or clerk, then such form is the only one that may be used by the applicant or petitioner and is the only one that can be accepted by the local register or clerk.]

The [mandatory] statewide forms are set forth in the Appendix attached hereto. The current website for electronic access to the forms is found at www.pacourts.us/forms under the For-the-Public category. The forms posted on the website are capable of on-line completion.

In 2018, Rule 1.8 was revised to permit versions of Supreme Court forms to be accepted for filing provided the replication was identical in content. This revision was intended to permit forms to differ stylistically as to format if content requirements do not differ. This revision was not intended to permit the re-ordering of content required by a form.

CHAPTER X. REGISTER OF WILLS

Rule 10.1. Forms.

The forms approved by the Supreme Court for statewide practice before the Register as set forth in the Appendix shall be used **exclusively and accepted for filing by all Registers; provided, however, versions of a Supreme Court-approved form shall be acceptable for filing if identical in content and sequential ordering.** [No other forms shall be allowed or required by local rule or practice in such instances.]

Note: Rule 10.1 is new, but is derived from former Rule 10.1.

Explanatory Comment: [Rule 10.1 has been modified from former Rule 10.1 by now mandating the exclusive use of statewide forms promulgated by the Supreme Court.]

In 2018, Rule 10.1 was revised to permit versions of Supreme Court forms to be accepted for filing provided the replication was identical in content. This revision was intended to permit forms to differ stylistically as to format if content requirements do not differ. This revision was not intended to permit the re-ordering of content required by a form. See Rule 1.8.

PUBLICATION REPORT

Proposed Amendment of Pa. O.C. Rule 1.8 & Pa. O.C. Rule 10.1

In 2006, when statewide forms for orphans' courts and registers of wills were adopted, the goal was to bring

uniformity to then-divergent, local practices. Pa. O.C. Rule 1.3 required that the statewide forms be accepted for orphans' court filings in addition to locally adopted forms. Pa. O.C. Rule 10.1 required that local register forms be "in substantially conformity" with the statewide forms.

In 2015, these rules were rescinded and replaced with Pa. O.C. Rule 1.8 and Pa. O.C. Rule 10.1. The new rules required that the statewide forms be used exclusively and prohibited any other forms allowed or required by local rule.

After the new rules were adopted, the Orphans' Court Procedural Rules Committee received a report from the Real Property, Probate and Trust Law Section of the Pennsylvania Bar Association of some filing offices refusing to accept third-party forms; instead, requiring the use of the statewide forms. This approach reportedly frustrated efforts to complete the necessary forms using estate administration software, which can prepopulate fields from stored data.

The Committee did not intend for Rule 1.8 and Rule 10.1 to displace the use of third-party forms, provided those forms contain the identical content as the statewide forms and present the information in the same order as the statewide forms. The exclusive use of statewide forms was intended to prohibit the promulgation of varying local forms. Non-substantive variations in style and format were not anticipated to cause the rejection of an otherwise compliant form for filing.

Accordingly, the Committee proposes amendments of Rule 1.8 and Rule 10.1 to eliminate non-substantive variations in style and format as the sole basis for rejection of an otherwise compliant filing. The Committee invites all comments, concerns, and suggestions regarding this proposal.

[Pa.B. Doc. No. 18-176. Filed for public inspection February 2, 2018, 9:00 a.m.]

Title 234—RULES OF CRIMINAL PROCEDURE

[234 PA. CODE CH. 5]

Order Amending Rule 590 of the Rules of Criminal Procedure; No. 501 Criminal Procedural Rules Doc.

Order

Per Curiam

And Now, this 18th day of January 2018, upon the recommendation of the Criminal Procedural Rules Committee; the proposal having been published before adoption at *See* 46 Pa.B. 3636 (July 9, 2016), and a Final Report to be published with this Order:

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Pennsylvania Rule of Criminal Procedure 590 is amended, in the following form.

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

Annex A

TITLE 234. RULES OF CRIMINAL PROCEDURE
CHAPTER 5. PRETRIAL PROCEDURES IN COURT CASES

PART H. Plea Procedures

Rule 590. Pleas and Plea Agreements.

* * * * *

(B) PLEA AGREEMENTS.

(1) [When] At any time prior to the verdict, when counsel for both sides have arrived at a plea agreement, they shall state on the record in open court, in the presence of the defendant, the terms of the agreement, unless the judge orders, for good cause shown and with the consent of the defendant, counsel for the defendant, and the attorney for the Commonwealth, that specific conditions in the agreement be placed on the record in camera and the record sealed.

(2) The judge shall conduct a separate inquiry of the defendant on the record to determine whether the defendant understands and voluntarily accepts the terms of the plea agreement on which the guilty plea or plea of nolo contendere is based.

(3) Any local rule that is inconsistent with the provisions of this rule is prohibited, including any local rule mandating deadline dates for the acceptance of a plea entered pursuant to a plea agreement.

(C) MURDER CASES.

* * * * *

Comment

* * * * *

The 1995 amendment deleting former paragraph (B)(1) eliminates the absolute prohibition against any judicial involvement in plea discussions in order to align the rule with the realities of current practice. For example, the rule now permits a judge to inquire of defense counsel and the attorney for the Commonwealth whether there has been any discussion of a plea agreement, or to give counsel, when requested, a reasonable period of time to conduct such a discussion. Nothing in this rule, however, is intended to permit a judge to suggest to a defendant, defense counsel, or the attorney for the Commonwealth, that a plea agreement should be negotiated or accepted.

Paragraph (B)(1) was amended and paragraph (B)(3) was added in 2018 to clarify that the intent of this rule is that a plea made pursuant to an agreement may be entered any time prior to verdict. Any local rule that places a time limit for the entry of such pleas prior to verdict is in conflict with this rule and therefore invalid.

Under paragraph (B)(1), upon request and with the consent of the parties, a judge may, as permitted by law, order that the specific conditions of a plea agreement be placed on the record in camera and that portion of the record sealed. Such a procedure does not in any way eliminate the obligation of the attorney for the Commonwealth to comply in a timely manner with Rule 573 and the constitutional mandates of Brady v. Maryland, 373 U.S. 83 (1963), and its progeny. Similarly, the attorney for the Commonwealth is responsible for notifying the cooperating defendant that the specific conditions to which the defendant agreed will be disclosed to third parties within a specified time period, and should afford the cooperating

defendant an opportunity to object to the unsealing of the record or to any other form of disclosure.

* * * * *

Official Note: Rule 319(a) adopted June 30, 1964, effective January 1, 1965; amended November 18, 1968, effective February 3, 1969; paragraph (b) adopted and title of rule amended October 3, 1972, effective 30 days hence; specific areas of inquiry in Comment deleted in 1972 amendment, reinstated in revised form March 28, 1973, effective immediately; amended June 29, 1977 and November 22, 1977, effective as to cases in which the indictment or information is filed on or after January 1, 1978; paragraph (c) added and Comment revised May 22, 1978, effective July 1, 1978; Comment revised November 9, 1984, effective January 2, 1985; amended December 22, 1995, effective July 1, 1996; amended July 15, 1999, effective January 1, 2000; renumbered Rule 590 and Comment revised March 1, 2000, effective April 1, 2001; amended September 18, 2008, effective November 1, 2008; Comment revised March 9, 2016, effective July 1, 2016; amended January 18, 2018, effective April 1, 2018.

Committee Explanatory Reports:

* * * * *

Final Report explaining the March 9, 2016 Comment revision concerning the Rule 705.1 restitution procedures published with the Court's Order at 46 Pa.B. 1540 (March 26, 2016).

Final Report explaining the January 18, 2018 amendments concerning plea agreement deadlines published with the Court's Order at 48 Pa.B. 730 (February 3, 2018).

FINAL REPORT¹

Amendment of Pa.R.Crim.P. 590
Plea Agreement Deadlines

On January 18, 2018, effective April 1, 2018, upon the recommendation of the Criminal Procedural Rules Committee, the Court amended Rule 590 (Pleas and Plea Agreements) to clarify that any time limitation short of the time of verdict for the entry of a guilty plea pursuant to an agreement is contrary to the provisions of Rule 590(B).

The Committee had been presented with a proposed local criminal rule that contained a time limitation prior to trial after which a defendant would not be permitted to enter a plea pursuant to an agreement. If this date is missed, the defendant is then required to enter an open plea or take a trial. Upon further investigation, the Committee discovered that several counties had local rules that contain similar restrictions.²

The Committee concluded that these provisions are in conflict with statewide Rule 590(B) that provides the procedures for the entry of pleas made pursuant to a plea agreement. Rule 590(B) provides:

(1) When counsel for both sides have arrived at a plea agreement, they shall state on the record in open court, in the presence of the defendant, the terms of the agreement, unless the judge orders, for good cause shown and with the consent of the defendant, counsel for the defendant, and the attorney

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

² It appears that most of these rules were in place prior to 2009 when Committee approval was required prior to a local rule being adopted.

ney for the Commonwealth, that specific conditions in the agreement be placed on the record *in camera* and the record sealed.

(2) The judge shall conduct a separate inquiry of the defendant on the record to determine whether the defendant understands and voluntarily accepts the terms of the plea agreement on which the guilty plea or plea of *nolo contendere* is based.

Statewide Rule 590(B) does not contain a temporal limit for the entry of a negotiated plea. The Committee considered the argument that the statewide rule does not prohibit deadlines because it is silent on the matter. However, the interpretation should be just the opposite. Because the statewide rule does not contain a time limitation on the entry of a plea, it is intended to remain open. The Committee concluded that the creation of such a deadline in a local rule constitutes an additional local requirement not contemplated by the statewide rule and creates an inconsistency with practice elsewhere in the Unified Judicial System.

The Committee appreciates that the main rationale of these local deadlines is to administer more effectively a court's trial caseload. The Committee also understands that the proponents of plea agreement deadlines believe they provide incentive for early resolution of cases by "holding the parties' feet to the fire" and eliminate those cases where parties wait to last minute to resolve cases. However, the timing of the plea does not necessarily reflect the diligence of the parties in working to reach an agreement. There are circumstances in which a negotiated plea may be entered late in a case, even during trial. Often, the manner in which evidence is presented at trial will alter the parties' positions with regard to agreeing to a plea. In an adversarial system, the prosecution and defense are in the best position to judge whether the interests of the Commonwealth and the victim, on the one hand, and the defendant, on the other, are best served by a negotiated plea.

An absolute bar on the acceptance of post-deadline agreements is counter-productive. While some "downtime" may result when a scheduled trial is resolved by a plea, it seems far less inefficient than forcing the parties into a trial that they are willing to forego for a negotiated plea. The Committee believes that a trial judge should exercise individualized consideration on the merits of a negotiated plea in determining whether to accept or reject it rather than reliance on a set deadline. Therefore, the Committee concluded that the prerogative of the parties to freely enter into a negotiated disposition of a case should not be summarily refused solely because of the timing of the presentation of the agreement to the court.

The Committee recognizes that there is no right to a plea bargain and a trial judge has a great amount of discretion in whether to accept a plea bargain. In response to an argument that the prohibition of a deadline impinges on the judge's discretion to accept a plea, the Committee concluded that the clarification that general deadlines are improper does not limit the proper exercise of a judge's discretion to accept a plea. Instead, the Committee believes that the rule change makes clear the decision to accept or reject a plea should be based on the circumstances of the individual case and should not be based solely upon the failure to meet an arbitrary deadline.

Although the Committee believes that such locally mandated deadlines already are in conflict with statewide Rule 590, the Committee concluded that some clarifica-

tion of this point would be beneficial. Therefore, Rule 590(B)(1) has been amended by the addition of a prefatory statement that a plea pursuant to an agreement may be entered any time prior to the verdict. The prohibition against plea entry deadlines is further elaborated in the Comment.

[Pa.B. Doc. No. 18-177. Filed for public inspection February 2, 2018, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Philadelphia Water Liens Filed Pursuant to the Municipal Claim and Tax Liens Act; Administrative Order No. 02 of 2018

Order

And Now, this 22nd day of January, 2018, it is hereby *Ordered and Decreed* as follows:

(1) effective January 22, 2018 and thereafter, the City of Philadelphia may electronically file and the Office of Judicial Records (formerly the "Prothonotary") shall receive, City of Philadelphia Water Liens which shall be indexed and searchable through the dockets maintained by the Office of Judicial Records and the First Judicial District of Pennsylvania; and

(2) effective January 22, 2018 the Office of Judicial Records shall assess and collect the filing fee required by its fee bill, 42 Pa.C.S. § 1725, as itemized in the Fee Schedule of the Office of Judicial Records which is available on the website of the First Judicial District at www.courts.phila.gov/pdf/prothyfees.pdf (see "Filing of a Lien as a First Filing"). Provided, however, that the filing fee may be added by the City of Philadelphia to the amount owed by the owner(s) of the real estate, shall be collected by the City of Philadelphia, and shall be paid to the Office of Judicial Records by the City of Philadelphia within ninety (90) days of the date the lien is marked satisfied.

It is further *Ordered and Decreed* that:

(a) the Office of Judicial Records shall migrate, as soon as practicable, all existing and unsatisfied Water Liens filed pursuant to the Municipal Claim and Tax Liens Act ("MCTLA"), 53 P.S. §§ 7101—7505, to the Banner case management system, and such liens shall be indexed and searchable through the dockets maintained by the Office of Judicial Records and the First Judicial District of Pennsylvania; and

(b) the Office of Judicial Records shall continue to maintain an in rem index, the form and location of which shall be within the discretion of the Office of Judicial Records.

This Order is issued in accordance with the Municipal Claim and Tax Liens Act ("MCTLA"), Act of May 16, 1923, P.L. 207, 53 P.S. §§ 7101—7505, Pa.R.C.P. No. 239 and the April 11, 1986 Order of the Supreme Court of Pennsylvania, Eastern District, No. 55 Judicial Administration. This Order shall be filed with the Office of Judicial Records in a docket maintained for Orders issued by the First Judicial District of Pennsylvania and shall be published in *The Legal Intelligencer*, and will be posted on the First Judicial District's website at <http://www.courts.phila.gov>. One certified copy of this Order shall be

filed with the Administrative Office of Pennsylvania Courts; two certified copies of this Order, and a copy on a computer diskette, shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. Copies shall be submitted to American Lawyer Media, the Jenkins Memorial Law Library, and the Law Library for the First Judicial District of Pennsylvania.

By the Court

HONORABLE JACQUELINE F. ALLEN,
Administrative Judge, Trial Division
Court of Common Pleas, Philadelphia County
First Judicial District of Pennsylvania

[Pa.B. Doc. No. 18-178. Filed for public inspection February 2, 2018, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Rescission of Philadelphia Criminal Rule 576(f) and (h)(1)—(3); Administrative Doc. No. 01 of 2018

Order

And Now, this 5th day of January 2018, it is hereby *Ordered* and *Decreed* that effective on January 6, 2018, subsections (f) and (h)(1) through (3) of Philadelphia Criminal Rule 576 Pilot Program: Electronic Filing and Service of Motions and Other Legal Papers are rescinded. All other provisions of Philadelphia Criminal Rule 576 remain in full force and effect.

By the Court

HONORABLE JACQUELINE F. ALLEN,
Administrative Judge, Trial Division
Court of Common Pleas
Philadelphia County

[Pa.B. Doc. No. 18-179. Filed for public inspection February 2, 2018, 9:00 a.m.]

PROPOSED RULEMAKING

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CH. 77]

Noncoal Mining Program Fees

The Environmental Quality Board (Board) proposes to amend Chapter 77 (relating to noncoal mining) to read as set forth in Annex A. This proposed rulemaking increases noncoal mining permit application fees and annual permit administration fees to provide funds necessary for the Department of Environmental Protection (Department) to administer the noncoal mine program.

This proposed rulemaking was adopted by the Board at its meeting on October 17, 2017.

A. *Effective Date*

This proposed rulemaking will be effective upon final publication in the *Pennsylvania Bulletin*.

B. *Contact Persons*

For further information, contact Thomas Callaghan, PG, Director, Bureau of Mining Programs, Rachel Carson State Office Building, 5th Floor, 400 Market Street, P.O. Box 8461, Harrisburg, PA 17105-8461, (717) 787-5015; or Joseph Iole, Assistant Counsel, Bureau of Regulatory Counsel, P.O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 787-7060. Information regarding submitting comments on this proposed rulemaking appears in Section J of this preamble. Persons with a disability may use the Pennsylvania AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This proposed rulemaking is available on the Department's web site at www.dep.pa.gov (select "Public Participation," then "Environmental Quality Board (EQB)").

C. *Statutory Authority*

This proposed rulemaking has been developed under the authority of sections 7(a) and 11(a) of the Noncoal Surface Mining Conservation and Reclamation Act (act) (52 P.S. §§ 3307(a) and 3311(a)), which authorize the Department to charge and collect a reasonable permit filing fee, which may not exceed the cost of reviewing, administering and enforcing the permit, and authorize the Board to promulgate regulations as it deems necessary to carry out the provisions and purposes of the act; section 6 of The Clean Streams Law (35 P.S. § 691.6), which authorizes the Department to charge and collect in accordance with its rules and regulations reasonable filing fees for applications filed and for permits issued; and section 1920-A of The Administrative Code of 1929 (71 P.S. § 510-20), which authorizes the Board to adopt rules and regulations necessary for the performance of the work of the Department.

D. *Background and Purpose*

The Department is the agency responsible for issuing, administering and enforcing permits for noncoal surface mining under the act. Under section 2 of the act (52 P.S. § 3302), the purpose of the act is:

to provide for the conservation and improvement of areas of land affected in the surface mining of noncoal minerals, to aid in the protection of birds and

wildlife, to enhance the value of the land for taxation, to decrease soil erosion, to aid in the prevention of the pollution of rivers and streams, to protect and maintain water supply, to protect land, to enhance land use management and planning, to prevent and eliminate hazards to health and safety and generally to improve the use and enjoyment of the lands.

The Department is also responsible for issuing, administering and enforcing permits under The Clean Streams Law (35 P.S. §§ 691.1—691.1001), the objective of which is "not only to prevent further pollution of the waters of the Commonwealth, but also to reclaim and restore to a clean, unpolluted condition every stream in Pennsylvania that is presently polluted." See section 4(3) of The Clean Streams Law (35 P.S. § 691.4(3)). The Department fulfills these responsibilities through its noncoal mine program and collects fees consistent with its statutory authority from noncoal mining permit applicants and permittees to cover the costs incurred by the Department to administer the noncoal mining program.

The Department implements the noncoal mining program through the review of permit applications for the various types of noncoal mining operations and the inspection of these operations to ensure operators' compliance with their permits. These operations range from small quarries that produce less than 2,000 tons of material per year to large quarries that produce millions of tons of aggregate per year. The Department issues permits for the term of the expected mining activity, which also varies from a few years to decades. Operators can request modifications of their permits if their plans change. The Department inspects permitted noncoal mines for compliance with their permits and environmental and safety laws and regulations, including the act, The Clean Streams Law, Chapter 77 and Chapter 209a (relating to surface mining).

The Department has funded the activities necessary to administer the noncoal mining program through permit application fees, annual administration fees and funds appropriated by the General Assembly annually from general tax revenue through the budget process. The Board promulgated the current noncoal mine permit application fees and annual permit administration fees in § 77.106 (relating to fees) at 42 Pa.B. 6536 (October 13, 2012). These fees were promulgated based on a cost analysis performed by the Department in 2009, which estimated the cost to administer the noncoal mine program to be \$2.5 million. The General Assembly has not appropriated any funds to the Department to administer the noncoal mine program since that time.

The Department is required to review the fees necessary to implement the noncoal mining program every 3 years under § 77.106(d) and recommend changes to the Board. In 2015, the Department completed an analysis of its costs to administer the noncoal mining program. To complete this analysis, the Department reviewed the time necessary to administer the noncoal mining program and the associated staff costs (salary and benefits) and overhead costs (offices, computers, other equipment, supplies, and the like). Following is a table from this 2015 analysis that includes a summary of the cost analysis showing revenues (permit and license fees, penalties and interest) and expenditures for the prior and future fiscal years at that point in time.

<i>Fiscal Year (FY)</i>	<i>Revenue</i>	<i>Program Costs</i>
FY-2 (2012-2013)	\$1,704,234.96	\$2,815,131.75
FY-1 (2013-2014)	\$2,452,449.76	\$3,019,992.63
Current FY (2014-2015)	\$2,500,000.00 (estimate)	\$3,100,000.00 (projected)
FY+1 (2015-2016)	\$2,500,000.00 (estimate)	\$3,200,000.00 (projected)
FY+2 (2016-2017)	\$2,500,000.00 (estimate)	\$3,300,000.00 (projected)
FY+3 (2017-2018)	\$2,500,000.00 (estimate)	\$3,400,000.00 (projected)

About 60% of the noncoal mining program costs are associated with inspections and enforcement. The remaining 40% is related to reviewing permit and license applications. The sources of revenue for the noncoal mining program for Fiscal Year (FY) 2013-14 were as follows:

<i>Category</i>	<i>Percentage</i>
Annual Administration Fees	56%
Permit Application Fees	17%
License Fees	9%
Civil Penalties	6%
Interest	12%

See the "3-Year Regulatory Fee and Program Cost Analysis Report to the Environmental Quality Board" presented at the May 20, 2015, meeting of the Board (available at <https://goo.gl/V1WszB>).

The Department's 2015 cost analysis is based on actual salaries for FY 2013-2014, which have increased since 2009. In addition, the cost of employee benefits (for example, health insurance, retirement, and the like) was estimated in 2009 to be approximately 40% of the employees' salaries. However, the actual cost for benefits for FY 2013-2014 was approximately 87% of salaries.

The Department concluded in its cost analysis that it would have insufficient funds to administer the noncoal mining program consistent with its statutory responsibilities without an increase in the permit application fees and annual permit administration fees. The Department has implemented measures to decrease costs for the noncoal mining program. For example, the noncoal mining program has partnered with the coal mining program to reduce overhead costs and has reduced its administrative costs to less than 5% of the total program costs. However, while the efficiencies have reduced the cost of administering the noncoal mining program, these efficiencies alone could not offset the projected shortfall in funding that was identified in the 2015 cost analysis. Based on the Department's cost analysis and recommendation, the Board is proposing to increase the noncoal mining fees in this proposed rulemaking.

Permit application fee

The Department is responsible for reviewing permit applications for noncoal mining operations and issuing permits consistent with the act and The Clean Streams Law. The permit application fees in this proposed rulemaking are based on the 2015 cost analysis. As part of that analysis, the Department reviewed the number of hours required to review permit applications and issue permits for each type of noncoal mining operation. The Department also reviewed the wage rate for the employees that conduct the permit reviews, along with the cost of employee benefits and associated overhead costs. The

workload analysis data the Department used in the development of this proposed rulemaking is included in a spreadsheet with multiple pages available on the Aggregate Advisory Board's webpage at <http://www.dep.pa.gov/Business/Land/Mining/BureauofMiningPrograms/Aggregate-Advisory-Board/Pages/2015.aspx> (under "Aggregate Advisory Board RLT Meeting Agenda (9-22-15) (PDF)" select "2015 Inspection Staff Analysis (XLSM)"). Workload data for the Department's review of permit applications (labeled "authorizations" in the spreadsheet) as well as its administration and enforcement of permits is included in this document.

The proposed increases for noncoal mining permit fee applications vary based on the nature of the permit application. The time required by the Department to review a permit application varies depending on the complexity of the proposed noncoal mining operation. For example, applications for large noncoal surface mining operations that propose to pump groundwater take significantly more time to review because of their potential hydrologic impact. Therefore, the proposed increase in the permit application fee for these operations is based on the time required for review of this type of operation. Similarly, if blasting is proposed, then the blasting inspector is involved in the review of the blast plan for the application. Therefore, the proposed increase in the application fee for review of blast plans is based on the cost to review those plans.

As part of the 2015 cost analysis, the Department determined that the time necessary to review new noncoal mining permit applications has increased because of the complexity of the new noncoal mining operations being proposed. Thus, although the Department has experienced a decrease in the total number of permit applications received, it has experienced an overall increase in its permitting workload for noncoal mining operations.

Annual administrative fee

In addition to the Department's review of permit applications, it routinely inspects noncoal mining operations for which permits have been issued and takes appropriate actions to ensure these operations comply with their permits, and statutory and regulatory requirements. The Department has established inspection frequencies based upon the type of noncoal mining permit issued and the status of activity being conducted (that is, active, inactive, startup, and the like). Activities conducted by a Department inspector include review of the permit file for the noncoal mining operation, review of submissions made by the permittee under the permit and verification of compliance through a site review.

The Department categorizes noncoal mining operations based on size. Small operations are those authorized to produce up to 10,000 tons per year and large operations

are those that produce more than this amount. The Department typically inspects large operations four times per year and small operations two times per year. For noncoal mining operations authorized by their permits to conduct blasting, the Department also conducts a blasting inspection each year.

The proposed increases in annual permit administration fees for noncoal mining operations are based on the Department's 2015 cost analysis for conducting inspections and taking actions necessary to ensure these operations comply with their permits. The Department provided its calculations for the annual administration fees to the Aggregate Advisory Board in 2016, available at http://files.dep.state.pa.us/Mining/BureauOfMiningPrograms/BMPPortalFiles/AAB/Agendas_and_Handouts/2016/January%202016%20Noncoal%20Admin%20Fee%20Phases.pdf.

Advisory board collaboration and outreach

The Department has presented revenue and cost data to the Pennsylvania Aggregate and Concrete Association periodically since the fee collections published at 42 Pa.B. 6536 began. In 2014, the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19b) was amended to create the Aggregate Advisory Board to advise the Department on matters pertaining to surface mining. See section 18(g.1) of the Surface Mining Conservation and Reclamation Act (52 P.S. § 1396.18(g.1)). The Aggregate Advisory Board reviewed the draft 2015 cost analysis at its initial meeting on May 13, 2015. In addition, the Department provided detailed data about the mining program's expenses and revenue at this meeting. The Aggregate Advisory Board conducted additional review of the cost and revenue data at its meeting on August 12, 2015.

By letter dated June 12, 2015, the Pennsylvania Concrete and Aggregate Association and the Pennsylvania Bluestone Association requested detailed information about the revenue and expenses for the coal mining and noncoal mining programs, including information on Federal grants provided the Department to implement Title V of the Surface Mining Control and Reclamation Act of 1977 (30 U.S.C.A. §§ 1251—1279). The Department posted data responding to this request on the Aggregate Advisory Board webpage and reviewed the data with the Aggregate Advisory Board's Regulatory, Legislative and Technical (RLT) Committee on September 22, 2015, and October 23, 2015. The data included the Department's Title V grant applications for the previous 5 years, the Federal Financial Reports for closing out its Title V grant for 5 years and the five most recent annual reports regarding the Department's administration of the Title V program. The Department also provided its workload analysis for the mining program, the total fees collected, the number and types of applications and inspections, and the hours worked by Department employees for the coal and noncoal mining programs. The Department also

reviewed the data, including additional revenue data, with the Aggregate Advisory Board at its November 10, 2015, meeting.

The Department posted additional data on the Aggregate Advisory Board webpage and reviewed the data with the RLT Committee at its January 19, 2016, meeting. The data included the Department's spend plan, which analyzed existing and projected revenue and expenses for the noncoal mining program. At this meeting, the Department introduced the concept of phasing in fee increases and presented a preliminary draft of the proposed revisions to § 77.106, which included a proposed fee schedule.

On February 18, 2016, the RLT Committee met to review the preliminary draft revisions to § 77.106. At a meeting of the full Aggregate Advisory Board on February 18, 2016, the Board discussed recommendations, but did not vote on a final recommendation. On May 4, 2016, the Aggregate Advisory Board met and referred the draft fee revisions to the RLT Committee for further review, with the intention of preparing a recommendation. The RLT Committee met on June 9, 2016, June 30, 2016, and July 18, 2016, and provided its recommendation to the Aggregate Advisory Board at the August 3, 2016, meeting. The RLT Committee recommended that the rulemaking proceed with the draft fee schedule as presented in January 2016, which phased in the proposed fee increases over 6 years, and adjusted the fee schedule annually after the phased increases are implemented based on an index from the United States Bureau of Labor Statistics. Further, this recommendation would coincide with continued collaboration with the Department on programmatic issues identified by the Aggregate Advisory Board. These issues are outlined in a Framework Document presented at the Board's meeting on August 3, 2016. By letter dated October 3, 2016, the Secretary of the Department sent notice to the Aggregate Advisory Board of the Department's "commitment to fully collaborate with the Aggregate Advisory Board on prioritizing and resolving the issues identified in the Framework Document."

As noted previously, on August 3, 2016, the Aggregate Advisory Board concurred with the Department's recommendation to move this proposed rulemaking forward for Board consideration. The data the Department provided to the Aggregate Advisory Board during the development of the noncoal fee rulemaking are available on the Aggregate Advisory Board's webpage at <http://www.dep.pa.gov/Business/Land/Mining/BureauofMiningPrograms/Aggregate-Advisory-Board/Pages/default.aspx>.

E. Summary of Proposed Regulatory Requirements

§ 77.106. Fees

Proposed amendments to subsection (e) increase noncoal mining permit application fees as summarized in the following table in three phases. The first phase would become effective on January 1 of the year following promulgation of the final-form rulemaking. The second and third phases would each become effective on January 1, 2 years after the prior phase becomes effective.

<i>Permit Application Fee Category</i>	<i>Current Fee</i>	<i>First Phase</i>	<i>Second Phase</i>	<i>Third Phase</i>
<i>Large Noncoal Surface Mining with Groundwater Pumping</i>				
Permit Application	\$22,225	\$22,450	\$25,525	\$29,500
Major Amendment	\$3,850	\$4,250	\$4,850	\$5,625
Minor Amendment	\$700	\$775	\$900	\$1,050
Transfer	\$900	\$975	\$1,125	\$1,300
<i>Large Noncoal Surface Mining without Groundwater Pumping</i>				
Permit Application	\$13,500	\$15,000	\$17,025	\$19,750
Major Amendment	\$1,600	\$1,775	\$2,000	\$2,350
Minor Amendment	\$700	\$775	\$900	\$1,050
Transfer	\$900	\$975	\$1,125	\$1,300
<i>Small Noncoal Surface Mining</i>				
Permit Application	\$525	\$600	\$675	\$775
Minor Amendment	\$175	\$200	\$225	\$250
<i>Underground Noncoal Mining</i>				
Permit Application	\$20,225	\$22,450	\$25,525	\$29,500
Major Amendment	\$2,650	\$2,950	\$3,350	\$3,900
Transfer	\$900	\$975	\$1,125	\$1,300
<i>Bonding Increment</i>	\$450	\$500	\$550	\$650
<i>Completion Report Application</i>	\$600	\$650	\$750	\$875
<i>Blast Plan</i>	\$475	\$550	\$675	\$775
<i>Notice of Intent to Explore</i>	\$60	\$65	\$75	\$85
<i>Pre-application</i>	\$3,375	\$3,750	\$4,250	\$4,950
<i>Permit Renewal</i>	—	\$175	\$200	\$225

Proposed amendments to subsection (f) increase noncoal mining annual permit administration fees as summarized in the following table. As with the permit application fees, these fees would be implemented in three phases. The first phase would become effective on January 1 of the year following promulgation of the final-form rulemaking. The second and third phases would each become effective on January 1, 2 years after the prior phase becomes effective.

<i>Annual Administrative Fee Category</i>	<i>Current Fee</i>	<i>First Phase</i>	<i>Second Phase</i>	<i>Third Phase</i>
Active Large Noncoal Surface Mining Permit	\$1,450	\$1,300	\$1,500	\$1,750
Active Large Noncoal Surface Mining Permit with Blasting	\$1,850	\$1,675	\$1,925	\$2,250
Active Small Noncoal Surface Mining Permit	\$200	\$400	\$450	\$500
Active Small Noncoal Surface Mining Permit with Blasting	\$300	\$550	\$625	\$700
Active Underground Noncoal Mining Permit	\$1,450	\$1,300	\$1,500	\$1,750
General Permit	\$200	\$400	\$450	\$500
All Noncoal Mining Permits—Not Started	\$100	\$125	\$150	\$175
All Noncoal Mining Permits—Inactive	\$100	\$125	\$150	\$175

Subsection (g) is proposed to be added as recommended by the Aggregate Advisory Board to provide for an ongoing fee adjustment factor. The Aggregate Advisory Board initially recommended annual adjustments, but subsection (g) proposes automatic adjustments every 2 years. The Department anticipates that the biennial adjustment is sufficient to keep the program fees on pace with inflation (or deflation) thereby potentially reducing the frequency of future fee-related rulemakings.

The first adjustment would be applied 2 years following the phase-in of the fees proposed in subsections (e) and (f). The adjustment would be based on the United States Bureau of Labor Statistics Employment Cost Index for State and Local Government Compensation or another

similar index if found to be more appropriate. Any adjustment to fees based on this index would be in increments of \$25. This subsection also includes the requirement to review fee adjustments with the Aggregate Advisory Board and to publish the final fee adjustments in the *Pennsylvania Bulletin*.

F. Benefits, Costs and Compliance

This proposed rulemaking updates the existing permit application and annual permit administrative fee schedules for noncoal mining operations to provide funding for the Department to carry out its responsibilities under the act. This proposed rulemaking will benefit the public and the noncoal mining operators by enabling the Department to provide timely review and effective oversight of

permitted noncoal mining operations to achieve the purposes of the act. While this proposed rulemaking will increase the cost of compliance with the act, the fee increases are proposed to be phased in over 6 years to allow the noncoal mine operators to plan for these increased costs.

Benefits

As described in the purpose of the act quoted in Section D of this preamble, the General Assembly explains the benefits achieved by the act, which are to ensure that noncoal mining operations conducted in this Commonwealth prevent pollution of Commonwealth rivers and streams, restore the land for future beneficial use, protect water supplies, as well as soil and wildlife resources, and eliminate health and safety hazards. See section 2 of the act. The Department is the agency responsible for administering the act to achieve these benefits. See section 7 of the act.

This proposed rulemaking is necessary to provide the Department with funding necessary to carry out the purposes of the act. Adequate and stable funding for the Department is critical to ensuring that noncoal mining operations are conducted consistent with the act to protect the natural resources of this Commonwealth, restore the land for future beneficial uses, and ensure the health and safety of the public. With these additional funds, the Department will be able to continue to review permit applications, inspect permitted operations and take appropriate actions to ensure compliance in a timely manner.

The Department's ability to fulfill its responsibilities under the act is essential to the vitality of noncoal mining in this Commonwealth because this activity can only occur consistent with the mandates of the act when the Department can properly issue and administer noncoal mining permits. Each year, the Department processes approximately 500 noncoal mining permits and conducts approximately 5,000 inspections of noncoal mining operations to ensure this industry can benefit this Commonwealth's economy while protecting its natural resources consistent with the act. The noncoal mining industry generates approximately \$20 billion dollars per year in this Commonwealth and consistently ranks among the top ten noncoal mineral producers in the United States.

Compliance costs

As shown in the previous tables, the proposed permit application fees and proposed annual permit administration fees for noncoal mining operations would increase incrementally over 6 years. For small noncoal surface mining operations, the proposed permit application fee will increase from the current \$525 to \$775, with a \$75 increase proposed for each of the first and second phases, and a \$100 increase proposed for the third phase. The annual administrative fee for these small noncoal operations is proposed to increase from \$200 to \$500, with a \$200 increase proposed in the first phase, and a \$50 increase proposed in each of the second and third phases.

The proposed increase in fees for small noncoal mining operations is attributable to several factors. The salary and benefit costs for Department staff in the noncoal mining program have increased between 2009 and 2015. In addition, the Department determined an average of 3 hours is needed to inspect a small noncoal mine operation, rather than the 2 hours estimated in the prior analysis. Finally, certain indirect costs and overhead costs were not accounted for in the prior cost analysis.

For large noncoal surface mining operations, as well as underground noncoal mining operations, the permit applications fees are also proposed to increase. For example, the permit application fee for large noncoal surface mining operations that require groundwater pumping is proposed to increase from \$20,225 to \$29,500, with a \$2,225 increase in the first phase, a \$3,075 increase in the second phase and a \$3,975 increase in the third phase. The annual permit administration fee for active large surface mining operations with blasting is proposed to increase from \$1,850 to \$2,250, with an actual decrease of \$175 in the first phase, an increase of \$75 above the current fee in the second phase, and a further increase of \$325 in the third phase.

As with the proposed increase in fees for small noncoal mining operations, the increases for the large noncoal surface mining operations and underground operations are attributable to several factors. As discussed in Section D of this preamble, the salary and benefit costs for Department staff in the noncoal mining program have increased between 2009 and 2015. The percent increase to annual administration fees for large noncoal operations was less than that for small noncoal operations because the Department determined that an average of 5 hours is needed to inspect the larger operations rather than the 7 hours used in the prior cost analysis.

The total increased costs to the industry for the fees in this proposed rulemaking is estimated to be about \$1.2 million when all phases of the proposed increases are implemented. Fee increases beyond that time would depend on the change in the United States Bureau of Labor Statistics index applied every 2 years.

Compliance assistance plan

Compliance assistance for this proposed rulemaking will be provided through routine interaction with the Aggregate Advisory Board, trade groups and individual applicants.

Paperwork requirements

No additional paperwork is required under this proposed rulemaking.

G. Pollution Prevention

The Pollution Prevention Act of 1990 (42 U.S.C.A. §§ 13101—13109) established a National policy that promotes pollution prevention as the preferred means for achieving state environmental protection goals. The Department encourages pollution prevention, which is the reduction or elimination of pollution at its source, through the substitution of environmentally friendly materials, more efficient use of raw materials and the incorporation of energy efficiency strategies. Pollution prevention practices can provide greater environmental protection with greater efficiency because they can result in significant cost savings to facilities that permanently achieve or move beyond compliance. This proposed rulemaking has minimal impact on pollution prevention since it is focused on establishing appropriate fees to cover the Department's costs to administer the act.

H. Sunset Review

The Board is not establishing a sunset date for this regulation, since it is needed for the Department to carry out its statutory authority. The Department will continue to closely monitor this regulation for its effectiveness and recommend updates to the Board as necessary.

I. *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on January 17, 2018, the Department submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the Senate and House Environmental Resources and Energy Committees. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey any comments, recommendations or objections to this proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must specify the regulatory review criteria in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b) which have not been met. The Regulatory Review Act specifies detailed procedures for review, prior to final publication of the rulemaking, by the Department, the General Assembly and the Governor of comments, recommendations or objections raised.

J. *Public Comments*

Interested persons are invited to submit to the Board written comments, suggestions, support or objections regarding this proposed rulemaking. Comments, suggestions, support or objections must be received by the Board by March 5, 2018.

Comments may be submitted to the Board online, by e-mail, by mail or express mail as follows.

Comments may be submitted to the Board by accessing eComment at <http://www.ahs.dep.pa.gov/eComment>.

Comments may be submitted to the Board by e-mail at RegComments@pa.gov. A subject heading of this proposed rulemaking and a return name and address must be included in each transmission.

If an acknowledgement of comments submitted online or by e-mail is not received by the sender within 2 working days, the comments should be retransmitted to the Board to ensure receipt. Comments submitted by facsimile will not be accepted.

Written comments should be mailed to the Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477. Express mail should be sent to the Environmental Quality Board, Rachel Carson State Office Building, 16th Floor, 400 Market Street, Harrisburg, PA 17101-2301.

PATRICK McDONNELL,
Chairperson

Fiscal Note: 7-523. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 25. ENVIRONMENTAL PROTECTION
PART I. DEPARTMENT OF ENVIRONMENTAL PROTECTION

Subpart C. PROTECTION OF NATURAL RESOURCES

ARTICLE I. LAND RESOURCES

CHAPTER 77. NONCOAL MINING

Subchapter C. PERMITS AND PERMIT APPLICATIONS

GENERAL

§ 77.106. Fees.

(a) **Payment.** A permit application for noncoal mining activities shall be accompanied by a nonrefundable payment for the permit application fee payable to the “Commonwealth of Pennsylvania.” The applicable permit application fee amount is specified in subsection (e). For purposes of this subsection, permit applications include all of the applications listed in subsection (e).

(b) **Assessment.** The Department will assess an annual administration fee for each permitted activity and facility. For licensed mine operators, this annual administration fee will be assessed annually, will be collected as part of the mine operator’s license renewal application and will include the appropriate annual administration fee for each of the licensee’s permitted facilities. If the permittee is not required to maintain a mining license, a notice of the annual administration fee will be sent to the permittee for all of the permittee’s permitted facilities and the fee must be paid within 30 days of receipt of the notice. The applicable fee amounts are specified in subsection (f).

(c) **Deposit of funds.** Fees collected under this section and all enforcement cost recovery funds will be deposited in the Noncoal Surface Mining Conservation and Reclamation Fund. The fees collected under this section will be used by the [department] **Department** for the purposes specified by the act.

(d) **Regulatory amendment.** At least every 3 years, the Department will recommend regulatory changes to the fees in this section to the EQB to address any disparity between the program income generated by the fees and program costs. The regulatory amendment will be based upon an evaluation of the program fees income and the Department’s costs of administering the program.

(e) The permit application fee schedule is as follows:

(1) <i>New permits</i>	<i>Fee</i>
Large Surface Mining Permit—Groundwater Pumping Authorized	\$20,225
Large Surface Mining Permit—No Groundwater Pumping	\$13,500
Small Surface Mining Permit	\$525
Underground Mining Permit	\$20,225

<i>(2) Major amendments</i>	<i>Fee</i>
Large Surface Mining Permit—Groundwater Pumping Authorized	\$3,850
Large Surface Mining Permit—No Groundwater Pumping	\$1,600
Underground Mining Permit	\$2,650
<i>(3) Minor Amendments</i>	<i>Fee</i>
Large Surface Mining Permit	\$700
Small Surface Mining Permit	\$175
<i>(4) Transfers</i>	<i>Fee</i>
Large Surface Mining Permit	\$900
Underground Mining Permit	\$900
<i>(5) Other Actions</i>	<i>Fee</i>
Bonding Increment	\$450
Completion Report Application	\$600
Blast Plan	\$475
Notice of Intent to Explore	\$60
Pre-applications	\$3,375

(f) The annual administration fee schedule will be as follows:

<i>Permit Category—Permit Status</i>	<i>Annual Fee</i>
Large Surface Mining Permit—Active	\$1,450
Large Surface Mining Permit—Active with Blasting	\$1,850
Small Surface Mining Permit—Active	\$200
Small Surface Mining Permit—Active with Blasting	\$300
Underground Mining Permit—Active	\$1,450
General Permit	\$200
All Permits—Not Started	\$100
All Permits—Inactive	\$100]

(e) *Permit application fee schedule.*

(1) Effective January 1, ____ (*Editor's Note: The blank refers to the year after which this proposed rulemaking is adopted.*), the permit application fee schedule is as follows:

<i>(i) New Permits.</i>	<i>Fee</i>
Large Surface Mining Permit—Groundwater Pumping Authorized	\$22,450
Large Surface Mining Permit—No Groundwater Pumping	\$15,000
Small Surface Mining Permit	\$600
Underground Mining Permit	\$22,450
<i>(ii) Major Amendments.</i>	<i>Fee</i>
Large Surface Mining Permit—Groundwater Pumping Authorized	\$4,250
Large Surface Mining Permit—No Groundwater Pumping	\$1,775
Underground Mining Permit	\$2,950
<i>(iii) Minor Amendments.</i>	<i>Fee</i>
Large Surface Mining Permit	\$775
Small Surface Mining Permit	\$200
<i>(iv) Transfers.</i>	<i>Fee</i>
Large Surface Mining Permit	\$975
Underground Mining Permit	\$975
<i>(v) Other Actions.</i>	<i>Fee</i>
Bonding Increment	\$500
Completion Report Application	\$650
Blast Plan	\$550

<u>Notice of Intent to Explore</u>	<u>\$65</u>
<u>Pre-applications</u>	<u>\$3,750</u>
<u>Renewal</u>	<u>\$175</u>

(2) Effective January 1, ____ (*Editor's Note: The blank refers to 3 years after the year in which this proposed rulemaking is adopted.*), the permit application fee schedule is as follows:

<u>(i) New Permits.</u>	<u>Fee</u>
<u>Large Surface Mining Permit—Groundwater Pumping Authorized</u>	<u>\$25,525</u>
<u>Large Surface Mining Permit—No Groundwater Pumping</u>	<u>\$17,025</u>
<u>Small Surface Mining Permit</u>	<u>\$675</u>
<u>Underground Mining Permit</u>	<u>\$25,525</u>
<u>(ii) Major Amendments.</u>	<u>Fee</u>
<u>Large Surface Mining Permit—Groundwater Pumping Authorized</u>	<u>\$4,850</u>
<u>Large Surface Mining Permit—No Groundwater Pumping</u>	<u>\$2,000</u>
<u>Underground Mining Permit</u>	<u>\$3,350</u>
<u>(iii) Minor Amendments.</u>	<u>Fee</u>
<u>Large Surface Mining Permit</u>	<u>\$900</u>
<u>Small Surface Mining Permit</u>	<u>\$225</u>
<u>(iv) Transfers.</u>	<u>Fee</u>
<u>Large Surface Mining Permit</u>	<u>\$1,125</u>
<u>Underground Mining Permit</u>	<u>\$1,125</u>
<u>(v) Other Actions.</u>	<u>Fee</u>
<u>Bonding Increment</u>	<u>\$550</u>
<u>Completion Report Application</u>	<u>\$750</u>
<u>Blast Plan</u>	<u>\$675</u>
<u>Notice of Intent to Explore</u>	<u>\$75</u>
<u>Pre-applications</u>	<u>\$4,250</u>
<u>Renewal</u>	<u>\$200</u>

(3) Effective January 1, ____ (*Editor's Note: The blank refers to 5 years after the year in which this proposed rulemaking is adopted.*), the permit application fee schedule is as follows:

<u>(i) New Permits.</u>	<u>Fee</u>
<u>Large Surface Mining Permit—Groundwater Pumping Authorized</u>	<u>\$29,500</u>
<u>Large Surface Mining Permit—No Groundwater Pumping</u>	<u>\$19,750</u>
<u>Small Surface Mining Permit</u>	<u>\$775</u>
<u>Underground Mining Permit</u>	<u>\$29,500</u>
<u>(ii) Major Amendments.</u>	<u>Fee</u>
<u>Large Surface Mining Permit—Groundwater Pumping Authorized</u>	<u>\$5,625</u>
<u>Large Surface Mining Permit—No Groundwater Pumping</u>	<u>\$2,350</u>
<u>Underground Mining Permit</u>	<u>\$3,900</u>
<u>(iii) Minor Amendments.</u>	<u>Fee</u>
<u>Large Surface Mining Permit</u>	<u>\$1,050</u>
<u>Small Surface Mining Permit</u>	<u>\$250</u>
<u>(iv) Transfers.</u>	<u>Fee</u>
<u>Large Surface Mining Permit</u>	<u>\$1,300</u>
<u>Underground Mining Permit</u>	<u>\$1,300</u>
<u>(v) Other Actions.</u>	<u>Fee</u>
<u>Bonding Increment</u>	<u>\$650</u>
<u>Completion Report Application</u>	<u>\$875</u>

<u>Blast Plan</u>	<u>\$775</u>
<u>Notice of Intent to Explore</u>	<u>\$85</u>
<u>Pre-applications</u>	<u>\$4,950</u>
<u>Renewal</u>	<u>\$225</u>

(f) Annual administration fee schedule.

(1) Effective January 1, ____ (Editor’s Note: The blank refers to the year after which this proposed rulemaking is adopted.), the annual administration fee schedule will be as follows:

<u>Permit Category—Permit Status</u>	<u>Annual Fee</u>
<u>Large Surface Mining Permit—Active</u>	<u>\$1,300</u>
<u>Large Surface Mining Permit—Active with Blasting</u>	<u>\$1,675</u>
<u>Small Surface Mining Permit—Active</u>	<u>\$400</u>
<u>Small Surface Mining Permit—Active with Blasting</u>	<u>\$550</u>
<u>Underground Mining Permit—Active</u>	<u>\$1,300</u>
<u>General Permit</u>	<u>\$400</u>
<u>All Permits—Not Started</u>	<u>\$125</u>
<u>All Permits—Inactive</u>	<u>\$125</u>

(2) Effective January 1, ____ (Editor’s Note: The blank refers to 3 years after the year in which this proposed rulemaking is adopted.), the annual administration fee schedule will be as follows:

<u>Permit Category—Permit Status</u>	<u>Annual Fee</u>
<u>Large Surface Mining Permit—Active</u>	<u>\$1,500</u>
<u>Large Surface Mining Permit—Active with Blasting</u>	<u>\$1,925</u>
<u>Small Surface Mining Permit—Active</u>	<u>\$450</u>
<u>Small Surface Mining Permit—Active with Blasting</u>	<u>\$625</u>
<u>Underground Mining Permit—Active</u>	<u>\$1,500</u>
<u>General Permit</u>	<u>\$450</u>
<u>All Permits—Not Started</u>	<u>\$150</u>
<u>All Permits—Inactive</u>	<u>\$150</u>

(3) Effective January 1, ____ (Editor’s Note: The blank refers to 5 years after the year in which this proposed rulemaking is adopted.), the annual administration fee schedule will be as follows:

<u>Permit Category—Permit Status</u>	<u>Annual Fee</u>
<u>Large Surface Mining Permit—Active</u>	<u>\$1,750</u>
<u>Large Surface Mining Permit—Active with Blasting</u>	<u>\$2,250</u>
<u>Small Surface Mining Permit—Active</u>	<u>\$500</u>
<u>Small Surface Mining Permit—Active with Blasting</u>	<u>\$700</u>
<u>Underground Mining Permit—Active</u>	<u>\$1,750</u>
<u>General Permit</u>	<u>\$500</u>
<u>All Permits—Not Started</u>	<u>\$175</u>
<u>All Permits—Inactive</u>	<u>\$175</u>

(g) The fees in subsections (e) and (f) will be adjusted by the Department every 2 years, beginning on January 1, ____ (Editor’s Note: The blank refers to 7 years after the year in which this proposed rulemaking is adopted.), based on the United States Bureau of Labor Statistics Employment Cost Index for State and Local Government Compensation, or an equivalent index recognized by the United States Department of Labor. The adjustment will be based upon the cost difference for the most recent 2-year period prior to the calculation. The fee schedule will be adjusted in increments of \$25. The Department will provide the proposed fee schedule to the Aggregate Advisory Board for review prior to publication. The final adjusted fee schedule will be effective upon publication in the *Pennsylvania Bulletin*.

[Pa.B. Doc. No. 18-180. Filed for public inspection February 2, 2018, 9:00 a.m.]

OFFICE OF ATTORNEY GENERAL**[37 PA. CODE CHS. 301 AND 311]****Unfair Market Trade Practices; Automotive Industry Trade Practices; Withdraw of Proposed Rulemaking**

The Office of Attorney General hereby withdraws the proposed rulemaking which would have amended the Unfair Trade Practices and Consumer Protection Law (73 P.S. §§ 201-1—201-9.3) regulations. Chapter 301 (relating to automotive industry trade practices) was proposed to be amended and Chapter 311 (relating to unfair market trade practices) was proposed to be added.

This proposed rulemaking was published at 48 Pa.B. 267 (January 13, 2018).

The public hearing scheduled for 10 a.m. on February 12, 2018, is hereby canceled.

Further information is available by contacting Joseph Betsko, Senior Deputy Attorney General, (717) 787-4530.

MICHELLE A. HENRY,
*First Deputy
Attorney General*

[Pa.B. Doc. No. 18-181. Filed for public inspection February 2, 2018, 9:00 a.m.]

NOTICES

DELAWARE RIVER BASIN COMMISSION

Public Hearing and Business Meeting

The Delaware River Basin Commission (Commission) will hold a public hearing on Wednesday, February 14, 2018. A business meeting will be held the following month on Wednesday, March 14, 2018. The hearing and business meeting are open to the public and will be held at the Washington Crossing Historic Park Visitor Center, 1112 River Road, Washington Crossing, PA.

Public hearing. The public hearing on February 14, 2018, will begin at 1:30 p.m. Hearing items subject to the Commission's review will include draft dockets for withdrawals, discharges and other water-related projects, as well as resolutions: (a) to adopt the Fiscal Year 2018—2020 Water Resource Program; (b) to clarify and restate the Commission's policy for the replacement of water consumptively used by electric generating or cogenerating facilities during critical hydrologic conditions; and (c) to reauthorize the Regulated Flow Advisory Committee's Subcommittee on Ecological Flows.

Written comments on matters scheduled for hearing on February 14, 2018, will be accepted through 5 p.m. on February 20, 2018. Time permitting, an opportunity for open public comment will be provided upon the conclusion of Commission business at the March 14, 2018, business meeting; note that this opportunity will not be offered upon completion of the public hearing.

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

1. *Coaldale-Lansford-Summit Hill Sewer Authority, D-1964-027 CP-3.* An application to renew the approval of the existing 1.65 million gallons per day (mgd) Coaldale-Lansford-Summit Hill Wastewater Treatment Plant (WWTP) and its discharge. No modifications to the existing WWTP are proposed. The WWTP will continue to discharge treated effluent to Panther Creek at River Mile 92.4—102.1—22.5—2.4 (Delaware River—Schuylkill River—Little Schuylkill River—Panther Creek), through Outfall No. 001, located in Coaldale Borough, Schuylkill County, PA.

2. *Lafarge North America, D-1975-115-3.* An application to renew the approval of an existing 1.644 mgd noncontact cooling water (NCCW) discharge from the applicant's cement manufacturing facility. NCCW will continue to be discharged to the Lehigh River at River Mile 183.66—23.7 (Delaware River—Lehigh River) through Outfalls Nos. 001 and 002, within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in Whitehall Township, Lehigh County, PA.

3. *Robesonia—Wernersville Municipal Authority, D-1988-023 CP-3.* An application to renew approval of the docket holder's existing 1.4 mgd WWTP and its discharge. The WWTP will continue to discharge treated effluent to Spring Creek, which is a tributary of Tulpehocken Creek, which is a tributary of the Schuylkill River, at River Mile 92.47—76.8—10.4—5.4 (Delaware River—Schuylkill River—Tulpehocken Creek—Spring Creek), in Heidelberg Township, Berks County, PA.

4. *Schuylkill County Municipal Authority, D-1991-016 CP-3.* An application to renew the approval of the existing Broad Mountain Water Filtration Plant (WFP). The WFP will continue to treat up to 4.42 mgd for public water supply and discharge up to 0.162 mgd of treated filter backwash. No modifications to the WFP are proposed. The treated filter backwash will continue to discharge to Wolf Creek at River Mile 92.47—125.15—4.0—0.5 (Delaware River—Schuylkill River—Mill Creek—Wolf Creek), through Outfall No. 001, located in Blythe Township, Schuylkill County, PA.

5. *Aqua New Jersey, Inc., D-1993-013 CP-4.* An application to renew the approval of an existing import project of up to 95.0 million gallons per month (mgm) from the Atlantic Basin from Wells Nos. 9A, 10, 12, 14, 16 and 18 to supply water to the applicant's public water supply distribution system. The application also requested to approve the withdrawal of up to 195.5 mgm of groundwater from Wells Nos. 3, 6, 7, 13, 15, 17 and 20 which are located within the Delaware River Basin. The project's existing groundwater withdrawals are approved by the New Jersey Department of Environmental Protection (NJDEP) and will continue to be regulated by NJDEP in accordance with the Administrative Agreement between the Commission and the State of New Jersey. The water supply system and wells are located in Gloucester Township, Camden County, NJ.

6. *East Vincent Township, D-1993-032 CP-4.* An application to renew the approval of the existing 0.325 mgd Veterans Center WWTP and its discharge. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to the Schuylkill River at River Mile 92.47—43.5 (Delaware River—Schuylkill River), through Outfall No. 001, in East Vincent Township, Chester County, PA.

7. *Lyons Borough Municipal Authority, D-1994-080 CP-4.* An application to renew the approval of an existing 0.375 mgd WWTP and its discharge. The WWTP has an average daily flow of 0.3 mgd. The WWTP will continue to discharge treated effluent to Sacony Creek, which is a tributary of Maiden Creek, itself a tributary of the Schuylkill River at River Mile 92.47—86.7—11.3—12.2 (Delaware River—Schuylkill River—Maiden Creek—Sacony Creek) through Outfall No. 001 in the Borough of Lyons, Berks County, PA.

8. *Aqua Pennsylvania, Inc., D-1997-003 CP-3.* An application to renew the approval of an existing groundwater withdrawal of up to 43.4 mgm from existing Wells Bubbling Springs Nos. 1 and 2 to supply the applicant's public water supply distribution system. The Bubbling Springs system is part of Aqua Pennsylvania's Main Division System. The requested allocation is not an increase from the previous allocation. The project wells are completed in the Conestoga Formation and Precam-

brian Gneiss. The project is located in the Commission's designated Southeastern Pennsylvania Ground Water Protected Area (GWPA) in the Schuylkill River Watershed in Whitmarsh Township, Montgomery County, PA.

9. *Jackson Township Authority, D-2007-004 CP-3*. An application to renew the approval of the applicant's existing 0.5 mgd WWTP and its discharge. The WWTP will continue to discharge treated effluent to an unnamed tributary (UNT) of Tulpehocken Creek, upstream of Blue Marsh Reservoir at River Mile 92.5—76.8—6.5—6.5—14.4—3.3—0.1 (Delaware River—Schuylkill River—Tulpehocken Creek—Blue Marsh Reservoir—Tulpehocken Creek—Owl Creek—UNT of Tulpehocken Creek) through Outfall No. 1, in Jackson Township, Lebanon County, PA.

10. *Schuylkill County Municipal Authority, D-2010-019 CP-3*. An application to renew the approval of the existing 1.0 mgd Deer Lake WWTP. No modifications to the WWTP are proposed. The WWTP will continue to discharge treated effluent to Pine Creek at River Mile 92.47—106.76—2.3 (Delaware River—Schuylkill River—Pine Creek), through Outfall No. 002, located in West Brunswick Township, Schuylkill County, PA.

11. *Schuylkill Valley Sewer Authority, D-2012-029 CP-2*. An application to renew the approval of the existing 0.55 mgd Schuylkill Valley Sewer Authority WWTP and its discharge. No modifications are proposed. The WWTP will continue to discharge treated effluent to the Schuylkill River at River Mile 92.47—121.0 (Delaware River—Schuylkill River), through Outfall No. 001, located in Blythe Township, Schuylkill County, PA.

12. *Lehigh Valley Zoo, D-2013-006 CP-2*. An application to renew the approval of the existing 0.021 mgd Lehigh Valley Zoo WWTP and its discharge. No modifications to the existing WWTP are proposed. The WWTP will continue to discharge treated effluent to Jordan Creek at River Mile 183.7—16.3—18.0 (Delaware River—Lehigh River—Jordan Creek), through Outfall No. 001, within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters. The project is located in North Whitehall Township, Lehigh County, PA.

13. *Schuylkill County Municipal Authority—Indian Run, D-2013-012 CP-2*. An application to renew the approval of the applicant's existing Indian Run WFP and its discharge of 0.187 mgd of filtration system backwash. Backwash will continue to be discharged to the West Branch Schuylkill River at River Mile 92.47—117.75—4.67 (Delaware River—Schuylkill River—West Branch Schuylkill River) through Outfall No. 001, in Branch Township, Schuylkill County, PA.

14. *Schuylkill County Municipal Authority—Mount Laurel, D-2013-013 CP-2*. An application to renew the approval of the existing Mount Laurel WFP and its discharge. The WFP will continue to treat up to 1.6 mgd for public water supply and discharge up to 0.072 mgd of treated filter backwash. No modifications to the WFP are proposed. The WFP will continue to discharge to Mud Run at River Mile 92.47—125.2—4.0—1.4—0.57 (Delaware River—Schuylkill River—Mill Creek—Stony Creek—Mud Run), through Outfall No. 001, in New Castle Township, Schuylkill County, PA.

15. *Pennsylvania Department of Environmental Protection, D-2015-021 CP-2*. An application to renew the approval of a groundwater and surface water withdrawal project to supply up to 46.5 mgm of groundwater from the proposed Quakake Mine Pool Well and surface water from

the Hazleton City Authority Water Department's (HCAWD) Raw Water Mixing Reservoir to be used to supply the applicant's firefighting efforts at the Jeanesville coal seam mine fire. The requested allocation is not an increase from the prior approval. The approval also will continue the temporary increase in HCAWD's allowable withdrawal from the Lehigh River from 2.5 mgd to 3.5 mgd for mine firefighting purposes only. The project is located in the Beaver Creek Watershed in Banks Township, Carbon County and Hazle Township, Luzerne County, PA within the drainage area of the section of the mainstem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters.

16. *Aqua Pennsylvania Wastewater, Inc., D-1986-042 CP-2*. An application to upgrade the docket holder's existing 1.8 mgd Media WWTP. The upgrades consist of replacing the existing biofilter/activated sludge treatment system with a Modified Ludzak Ettinger treatment system, along with headworks improvements and replacing the existing chlorine gas disinfection system with ultraviolet (UV) disinfection. The WWTP's average annual design flow will remain at 1.8 mgd; however, the maximum monthly flow will be increased from 1.8 mgd to 2.2 mgd after the upgrades are complete. The WWTP will continue to discharge treated effluent to Ridley Creek at River Mile 84.1—7.5 (Delaware River—Ridley Creek) in Upper Providence Township, Delaware County, PA.

17. *Upper Gwynedd Township, D-1991-088 CP-9*. An application to renew the approval of an expansion to the existing Upper Gwynedd Township WWTP and its discharge. The proposed expansion consists of: (a) improvements to flow metering, pumping, and UV disinfection; (b) the construction of a third clarifier; (c) an increase in the annual average flow from 5.7 mgd to 6.4 mgd; and (d) an increase in the hydraulic design capacity from 6.5 mgd to 7.5 mgd. The WWTP will continue to discharge to Wissahickon Creek, which is a tributary of the Schuylkill River, at River Mile 92.5—12.8—12.7 (Delaware River—Schuylkill River—Wissahickon Creek) in Upper Gwynedd Township, Montgomery County, PA. The application also requests a service area expansion to include areas in Upper Gwynedd Township that currently convey wastewater to the Towamencin Municipal Authority WWTP.

18. *Eagle Creek Hydro Power, LLC, D-2001-038 CP-3*. An application to modify an existing hydroelectric power project to include the construction and operation of a new 1.1 megawatt (MW) hydroelectric turbine (Swinging Bridge Unit No. 3) located at the Swinging Bridge Dam adjacent to the docket holder's existing operable 6.75 MW Swinging Bridge Unit No. 2 powerhouse, and inoperable Unit No. 1 powerhouse. The new turbine will utilize the minimum flow releases from the Swinging Bridge Reservoir bringing the total generating capacity of the Swinging Bridge Hydroelectric Project to 7.85 MW. No modifications to reservoir elevations or flows are proposed as a result of this project. The Swinging Bridge Dam is located at River Mile 261.1—11.9 (Delaware River—Mongaup River), in the towns of Lumberland and Forestburgh, Sullivan County, NY. The Swinging Bridge Hydroelectric Project consists of several reservoirs within the drainage area of the section of the nontidal Delaware River known as the Upper Delaware, which the Commission has classified as Special Protection Waters, in the towns of Bethel, Forestburgh, Highland, Lumberland and Thompson in Sullivan County, NY.

19. *Nazareth Borough Municipal Authority, D-2002-038 CP-3*. An application to renew the approval of the existing

1.6 mgd Nazareth Borough Municipal Authority WWTP and its discharge and to modify the effluent limits for the treated wastewater discharge from the WWTP. No modifications to the facility or its treatment processes are proposed. The WWTP will continue to discharge treated effluent to Shoeneck Creek, which is a tributary of Bushkill Creek, at River Mile 184.1—5.9—3.2 (Delaware River—Bushkill Creek—Shoeneck Creek) through Outfall No. 001, in Lower Nazareth Township, Northampton County, PA, within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware which the Commission has classified as Special Protection Waters.

20. *Lehigh County Authority—Wynnewood Terrace, D-2010-001 CP-4*. An application to upgrade the existing 0.06 mgd Wynnewood Terrace WWTP and its discharge. The upgrade consists of: (a) replacing the existing WWTP with a new WWTP which will include new headworks; (b) a new sequencing batch reactor (SBR) treatment system to replace the existing extended aeration treatment system; (c) a new UV disinfection system to replace the existing chemical disinfection; (d) new post-equalization and sludge handling; and (e) appurtenant improvements. The WWTP will remain at 0.06 mgd and will continue to discharge treated effluent to the Lehigh River at River Mile 183.7—28.1 (Delaware River—Lehigh River) within the drainage area of the section of the nontidal Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in North Whitehall Township, Lehigh County, PA.

21. *Tyler Hill Camp, Inc., D-2017-001-1*. An application to approve the existing 0.036 mgd Tyler Hill Camp WWTP and its related discharge. No modifications to the WWTP are proposed. The existing WWTP will continue to discharge to Laurel Lake which flows to a UNT to North Branch Calkins Creek at River Mile 295.8—0.7—4.0—1.2—0.3 (Delaware River—Calkins Creek—North Branch Calkins Creek—UNT North Branch Calkins Creek—Laurel Lake), through Outfall No. 001, located within the drainage area of the section of the nontidal Delaware River known as the Upper Delaware which the Commission has classified as Special Protection Waters, in Damascus Township, Wayne County, PA.

22. *Silver Run Electric, LLC, D-2017-008-1*. An application to approve a new electric substation and transmission line project known as the Silver Run Project (Project). Approximately 1.6 miles of the overhead transmission line crosses the Appoquinimink River Natural Area and the Augustine Wildlife Area in New Castle County, DE, which are designated in the Commission's Comprehensive Plan as recreation project areas. The Project is located in the Drawyer Creek—Appoquinimink River Watershed in New Castle County, DE, and the Mad Horse Creek—Delaware Bay Watershed in Lower Alloways Creek Township, Salem County, NJ.

23. *Radisson Valley Forge Hotel, D-2017-010-1*. An application to approve a groundwater withdrawal of up to 7.75 mgm from existing Wells Nos. 1 and 2 to supply potable water for the applicant's Valley Forge Casino Resort. The application includes the request to approve a groundwater withdrawal of up to 15.624 mgm from their geothermal Well No. 3 for heating and cooling purposes and the return of this NCCW back to the groundwater. The project wells are completed in the Ledger Formation. The project is located in the Commission's designated Southeastern Pennsylvania GWPA in the Trout Creek Watershed in Upper Merion Township, Montgomery County, PA.

24. *Lehigh County Authority—Sand Spring, D-2017-012 CP-1*. An application to renew the approval of the existing 0.035 mgd Sand Spring WWTP and its discharge, and to approve a WWTP upgrade project consisting of replacing the existing WWTP with a new WWTP. The project will include: (a) new headworks; (b) a new SBR treatment system to replace the existing extended aeration treatment system; (c) a new UV disinfection system to replace the existing chemical disinfection; (d) new post-equalization and sludge handling; (e) new effluent filtration; (f) a new outfall to replace the existing outfall at an adjacent location; and (g) appurtenant improvements. The WWTP will remain at 0.035 mgd and will continue to discharge treated effluent to a UNT of Coplay Creek, which is a tributary of the Lehigh River at River Mile 183.7—20.8—9.8—0.1 (Delaware River—Lehigh River—Coplay Creek—UNT Coplay Creek) within the drainage area of the section of the main stem Delaware River known as the Lower Delaware, which the Commission has classified as Special Protection Waters, in North Whitehall Township, Lehigh County, PA.

Public meeting. The public business meeting on March 14, 2018, will begin at 10:30 a.m. and will include: adoption of the minutes of the Commission's December 13, 2017, business meeting, and announcements of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required. The latter are expected to include a resolution authorizing the Commission to procure janitorial services based on a competitive bidding process.

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

There will be no opportunity for additional public comment for the record at the March 14, 2018, business meeting on items for which a hearing was completed on February 14, 2018, or a previous date. Commission consideration on March 14, 2018, of items for which the public hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an additional period for written comment on the item, with or without an additional hearing date, or they may take additional time to consider the input they have already received without requesting further public input. Any deferred items will be considered for action at a public meeting of the Commission on a future date.

Advance sign-up for oral comment. Individuals who wish to comment on the record during the public hearing on February 14, 2018, or to address the Commissioners informally during the open public comment portion of the meeting on March 14, 2018, as time allows, are asked to sign-up in advance through EventBrite, the online registration process recently introduced by the Commission. For assistance, contact Paula Schmitt at paula.schmitt@drbc.nj.gov.

Addresses for written comment. Written comment on items scheduled for hearing may be made through SmartComment, the web-based comment system recently introduced by the Commission, a link to which is provided at drbc.net. Although use of SmartComment is strongly preferred, comments may also be delivered by hand at the public hearing or by hand, United States Mail or private carrier to the Commission Secretary, P.O. Box 7360, 25

Cosey Road, West Trenton, NJ 08628. For assistance, contact Paula Schmitt at paula.schmitt@drbc.nj.gov.

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

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

PAMELA M. BUSH,
Secretary

[Pa.B. Doc. No. 18-182. Filed for public inspection February 2, 2018, 9:00 a.m.]

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 January 23, 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

Branch Applications

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-16-2018	Citizens Bank of Pennsylvania Philadelphia Philadelphia County	<i>To:</i> 4885 McKnight Road Pittsburgh Allegheny County <i>From:</i> 1000 Ross Park Mall Drive Pittsburgh Allegheny County	Effective

CREDIT UNIONS

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-8-2018	Hidden River Credit Union Pottsville Schuylkill County	538 Altamont Boulevard Frackville Schuylkill County	Opened
1-17-2018	Diamond Credit Union Pottstown Montgomery County	4453 North 5th Street Highway Temple Berks County	Approved

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
1-22-2018	Armco Credit Union Butler Butler County	<i>To:</i> 106 Petrolia Street Karns City Butler County <i>From:</i> 112 Petrolia Street Karns City Butler County	Approved

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 18-183. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications.

North Central 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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0229460 (Sewage)	Abbott Township Potter County 1431 Germania Road Galeton, PA 16922-9445	Potter County Abbott Township	Germania Branch (9-B)	Yes

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0114715 (Sewage)	Hemlock Municipal Sewer Cooperative PO Box 243 Bloomsburg, PA 17815-0243	Columbia County Hemlock Township	Fishing Creek (5-C)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed #)	EPA Waived Y/N?
PA0240001 (Sewage)	Clear Creek State Park 1347 Clear Creek Street Park Road Sigel, PA 15860-9502	Jefferson County Barnett Township	Clarion River (17-B)	Yes
PA0263991 (Sewage)	David & Janey Whitten SRSTP 1040 Abraham Hollow Road Youngsville, PA 16371	Warren County Pittsfield Township	Unnamed Tributary to the Brokenstraw Creek (16-B)	Yes

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

NPDES No. (Type)	Facility Name & Address	County & Municipality	Stream Name (Watershed No.)	EPA Waived Y/N?
PA0254851 (Industrial)	Ford City Municipal WTP Neale Avenue Ford City, PA 16226	Armstrong County Ford City Borough	Allegheny River (17-E)	Yes

II. NPDES Renewal Applications.

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

PA0255319, Sewage, **South Franklin Township**, 100 Municipal Road, Washington, PA 15301. Facility Name: South Franklin WWTP. This proposed facility is located in South Franklin Township, **Washington County**.

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

The receiving stream(s), Chartiers Creek, is located in State Water Plan watershed 20-F 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 0.15 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Weekly Average	Daily Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	31.3	46.9	XXX	25.0	37.5	50
Biochemical Oxygen Demand (BOD ₅)					Daily Max	
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids		Daily Max				
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	37.6	56.3	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)		Daily Max				
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
Ultraviolet light transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily 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>	
Ammonia-Nitrogen						
Nov 1 - Apr 30	13.1	XXX	XXX	10.5	XXX	21
May 1 - Oct 31	4.4	XXX	XXX	3.5	XXX	7
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	
					Daily Max	

The EPA Waiver is in effect.

PA0254185, Industrial, SIC Code 4953, **Reserved Environmental Services LLC**, 1119 Old State Route 119, Mt Pleasant, PA 15666-2719. Facility Name: Reserved Environmental Services New Stanton Plant. This existing facility is located in Hempfield Township, **Westmoreland County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of storm water and emergency overflows from a treated wastewater storage impoundment.

The receiving stream(s), Unnamed tributary to Belson Run, is located in State Water Plan watershed 19-D 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 Internal Monitoring Point 102 are for emergency overflows.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily 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
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	53.0	163.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Total Dissolved Solids	XXX	XXX	XXX	500.0	750.0	XXX
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	50	50	XXX
Oil and Grease	XXX	XXX	XXX	15	30	XXX
Acidity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX
Alkalinity, Total (as CaCO ₃)	XXX	XXX	XXX	Report	Report	XXX
Alkalinity, Total (as CaCO ₃)						
Effluent Net	XXX	XXX	0.0	XXX	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	0.75	0.75	XXX
Antimony, Total	XXX	XXX	XXX	0.0056	0.0112	XXX
Barium, Total	XXX	XXX	XXX	2.4	4.8	XXX
Boron, Total	XXX	XXX	XXX	1.6	3.2	XXX
Copper, Total	XXX	XXX	XXX	0.009	0.018	XXX
Iron, Dissolved	XXX	XXX	XXX	0.30	0.30	XXX
Iron, Total	XXX	XXX	XXX	1.5	3.0	XXX
Lead, Total	XXX	XXX	XXX	0.003	0.005	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Mercury, Total (µg/L)	XXX	XXX	XXX	0.05	0.10	XXX
Strontium, Total	XXX	XXX	XXX	4.0	8.0	XXX
Sulfate, Total	XXX	XXX	XXX	Report	Report	XXX
Uranium, Total (µg/L)	XXX	XXX	XXX	Report	Report	XXX
Thallium, Total (µg/L)	XXX	XXX	XXX	0.24	0.48	XXX
Zinc, Total	XXX	XXX	XXX	0.12	0.12	XXX
o-Cresol	XXX	XXX	XXX	0.561	1.92	XXX
2,4,6-Trichlorophenol	XXX	XXX	XXX	0.0014	0.0028	XXX
Acetone	XXX	XXX	XXX	3.5	7.0	XXX
Acetophenone	XXX	XXX	XXX	0.0562	0.114	XXX
Ethylbenzene	XXX	XXX	XXX	Report	Report	XXX
Benzene	XXX	XXX	XXX	0.001	0.002	XXX
BTEX, Total	XXX	XXX	XXX	0.1	0.2	XXX
Chloride	XXX	XXX	XXX	250.0	500.0	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX
2-Butanone	XXX	XXX	XXX	1.85	4.81	XXX
p-Cresol	XXX	XXX	XXX	0.16	0.32	XXX
Phenanthrene	XXX	XXX	XXX	0.001	0.002	XXX
Phenolics, Total (µg/L)	XXX	XXX	XXX	5.0	5.0	XXX
Pyrene	XXX	XXX	XXX	0.83	1.66	XXX
Pyridine	XXX	XXX	XXX	0.182	0.370	XXX
Toluene	XXX	XXX	XXX	Report	Report	XXX

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Xylenes, Total	XXX	XXX	XXX	Report	Report	XXX
Gross Alpha Radioactivity (pCi/L)	XXX	XXX	XXX	Report	Report	XXX
Radium-226 and Radium-228, Total (pCi/L)	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 are for storm water discharges and emergency overflows from IMP 102.

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	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

Outfall 003 is authorized to discharge uncontaminated storm water.

In addition, the permit contains the following major special conditions: requirements for storm water discharges and water quality limits below quantitation limits.

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

The EPA Waiver is in effect.

PA0031933, Industrial, SIC Code 4911, **NRG Power Midwest LP**, 121 Champion Way, Suite 200, Canonsburg, PA 15317-5817. Facility Name: Brunot Island Generating Station. This existing facility is located in the City of Pittsburgh, **Allegheny County**.

The following notice reflects changes to the notice published in the September 30, 2017 edition of the *Pennsylvania Bulletin*:

Outfall 002 effluent limits are modified to include interim limits for Total Residual Chlorine (one-year compliance schedule) and interim monitoring requirements for dissolved oxygen (two-year compliance schedule). All other limits at Outfall 002 remain unchanged.

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Maximum	
Dissolved Oxygen (Interim)	XXX	XXX	Report	XXX	XXX	XXX
(Final)	XXX	XXX	4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC) (Interim)	XXX	XXX	XXX	1.4	XXX	3.3
(Final)	XXX	XXX	XXX	0.5	XXX	1.6

PA0026981, Sewage, SIC Code 4952, **Pennsylvania-American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033. Facility Name: City of Duquesne STP. This existing facility is located in Duquesne City, **Allegheny 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), Thompson Run, is located in State Water Plan watershed 19-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 IMP 101 are based on a design flow of 2.0 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	4.0 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	417.0	626.0	XXX	25.0	37.5	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Fecal Coliform (No./100 ml)	500.0	751.0	XXX	30.0	45.0	60
Oct 1 - Apr 30	XXX	XXX	XXX	2,000.0 Geo Mean	XXX	10,000.0
May 1 - Sep 30	XXX	XXX	XXX	200.0 Geo Mean	XXX	1,000.0
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	Report

The proposed effluent limits for IMP 101 are based on a design flow of 2.0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

The EPA Waiver is not in effect.

PA0098124, Industrial, SIC Code 4911, **Duquesne Light Company**, 2825 New Beaver Avenue, N6-TNG, Pittsburgh, PA 15233. Facility Name: Elrama Ash Disposal Site. This existing facility is located in Union Township, **Washington 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, Monongahela River, is located in State Water Plan watershed 19-C 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 0.07448 MGD.—Interim 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
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Boron, Total	XXX	XXX	XXX	15.0	30.0	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.07448 MGD.—Final 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
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Boron, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0.02231 MGD.—Interim 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
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Boron, Total	XXX	XXX	XXX	1.8	4.5	XXX
Selenium, Total	XXX	XXX	XXX	0.006	0.015	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0.02231 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Boron, Total	XXX	XXX	XXX	Report	Report	XXX
Selenium, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0.00530 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Boron, Total	XXX	XXX	XXX	15.0	30.0	XXX

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

- Permittee shall notify the Department at least thirty days prior to the end of outfall relocation project construction.

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

The EPA Waiver is in effect.

In addition, the following will be removed from the permit based on new information provided by NRG:

- monitoring requirements and water quality limits for benzo(a)anthrene, benzo(a)pyrene, 3,4-benzofluoranthene, benzo(k)fluoranthene, chrysene, dibenzo(a,h)anthracene, hexachlorobenzene, indeno(1,2,3-cd)pyrene, and n-Nitrosodimethylamine at Outfall 001;

- the schedule of compliance for water quality limits at Outfall 001;
- the condition regarding water quality limits below target quantitation limits;
- hydrazine and ammonia-nitrogen at IMPs 201 and Outfall 001 consistent with NRG's prior cessation of hydrazine use;
- monitoring requirements for storm water at Outfall 005.

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

The EPA Waiver is in effect.

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

PA0070505, Industrial, SIC Code 2869, **Geo Specialty Chemicals Inc.**, 2409 N Cedar Crest Boulevard, Allentown, PA 18104-9733. Facility Name: Geo Specialty Chemicals Allentown Plant. This existing facility is located in South Whitehall Township, **Lehigh 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), Jordan Creek, is located in State Water Plan watershed 2-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 6 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			5.0			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.065	XXX	0.152
Color (Pt-Co Units) (Pt-Co Units)	XXX	XXX	XXX	100	200	250
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	1,100	2,200	XXX	22.0	44.0	55
May 1 - Oct 31	550	1,100	XXX	11.0	22.0	27

<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>	
Total Suspended Solids	1,250	2,500	XXX	25.0	50.0	62
Total Dissolved Solids	50,000	100,000	XXX	1,000.0	2,000.0	2,500
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	390	780	XXX	7.8	15.0	19
May 1 - Oct 31	130	260	XXX	2.6	5.2	6.5
Total Phosphorus	350	700	XXX	7.0	14.0	17
Sulfate, Total	25,000	50,000	XXX	500.0	1,000.0	1,250
Formaldehyde	XXX	XXX	XXX	0.050	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD (Stormwater).—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>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Formaldehyde	XXX	XXX	XXX	XXX	0.050	XXX

The proposed effluent limits for Internal Monitoring Point (IMP) 101 are based on a design flow of 2 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 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD ₅)	540	1,430	XXX	32.0	XXX	86.0
Total Suspended Solids	790	2,570	XXX	48.0	154.0	XXX

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

- 40 CFR 414 ELG's, waiver of monitoring for selected chemicals, chemical additives, and stormwater.

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

The EPA Waiver is not in effect.

PA0028576, Sewage, SIC Code 4952, **Abington Region WW Authority**, PO Box 199, Chinchilla, PA 18410-0199. Facility Name: Abington Region WW Authority. This existing facility is located in South Abington Township, **Lackawanna 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), Leggetts Creek, is located in State Water Plan watershed 5-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.34 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	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0 Inst Min	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	696	1,114	XXX	25	40	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	836	1,254	XXX	30	45	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
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Effluent Net	Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	217	XXX	XXX	7.8	XXX	15.6
May 1 - Oct 31	72	XXX	XXX	2.6	XXX	5.2
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	Total Mo	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Effluent Net	Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Copper, Total	Total Mo	0.45	0.90	XXX	0.016	0.032
			Daily Max		Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 3.34 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>	
Aluminum, Total	Report	XXX	XXX	Report	XXX	XXX
Iron, Total	Avg Qrtly	XXX	XXX	Avg Qrtly	XXX	XXX
Zinc, Total	Report	XXX	XXX	Report	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	Avg Qrtly	XXX	XXX	Avg Qrtly	XXX	XXX
Reproduction (TUc)	XXX	XXX	XXX	XXX	1.3	XXX
					Daily Max	
					1.3	XXX
					Daily Max	

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Effluent Net	XXX	Total Annual	XXX	XXX	XXX	XXX
		66,483				
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Total Annual	XXX	XXX	XXX	XXX
		Report				
		Total Annual				

Parameters	Mass Units (lbs/day)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Total Phosphorus (Total Load, lbs) (lbs) Effluent Net	XXX	8,310	XXX	XXX	XXX	XXX
		Total Annual				
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
		Total Annual				

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

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

- Whole Effluent Toxicity Testing
- Built-In Excess Hydraulic Capacity
- Chesapeake Bay Nutrient Requirements.

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

The EPA Waiver is not in effect.

Application No. PA0276081, Concentrated Animal Feeding Operation (CAFO), **Embrovac LLC (Embrovac LLC Farm)**, 1218 Cameron Drive, Manheim, PA 17545-8688.

Embrovac LLC has submitted an application for an Individual NPDES permit for a renewal of a CAFO known as Embrovac LLC Farm, located in West Penn Township, **Schuylkill County**.

The CAFO is situated near Unnamed Tributary to Middle Creek in Watershed 6-A. The CAFO is designed to maintain an animal population of approximately 443.80 animal equivalent units (AEUs) consisting of 125,000 layers and 12,500 roosters. Manure is stored in a covered storage barn. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

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

PA0012637, Industrial, SIC Code 2911, **Monroe Energy, LLC**, Trainer Refinery, 4101 Post Road, Trainer, PA 19061-5052. Facility Name: Trainer Refinery. This existing facility is located in Trainer Borough, **Delaware 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), Marcus Hook Creek, Stoney Creek, and Delaware River Estuary Zone 4, are located in State Water Plan watershed 3-G and are classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 65.77 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Quarterly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.16 Avg Mo	XXX	0.5
Temperature (deg F)	XXX	XXX	XXX	XXX	XXX	110
Heat Rejection Rate (MBTUs/day)	XXX	67,470	XXX	XXX	XXX	XXX
Total Suspended Solids Intake	XXX	XXX	XXX	Report Avg Mo	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Total Suspended Solids Effluent Net	16,460	32,920	XXX	30.0 Avg Mo	60.0	75
Total Dissolved Solids Intake	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Effluent Net	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Oil and Grease	8230	XXX	XXX	15 Avg Mo	XXX	30
Total Organic Carbon Effluent Net	XXX	XXX	XXX	XXX	XXX	5.0
Total Organic Carbon Intake	XXX	XXX	XXX	XXX	XXX	Report Report

The proposed effluent limits for Monitoring Point 101 are based on a design flow of 65.77 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 Quarterly</i>	<i>Daily Maximum</i>	
Aluminum, Total Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Aluminum, Total Intake	XXX	XXX	XXX	Report	Report	XXX
Cadmium, Total Intake	XXX	XXX	XXX	Report	Report	XXX
Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Cadmium, Total	XXX	XXX	XXX	Report	Report	XXX
Copper, Total Intake	XXX	XXX	XXX	Report	Report	XXX
Copper, Total	XXX	XXX	XXX	Report	Report	XXX
Copper, Total Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Iron, Total Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Iron, Total Intake	XXX	XXX	XXX	Report	Report	XXX
Lead, Total Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Intake	XXX	XXX	XXX	Report	Report	XXX
Lead, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 3.5 MGD.—Interim 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>	
Aluminum, Total	XXX	XXX	XXX	Report	Report	XXX
Selenium, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 3.5 MGD.—Final 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>	
Aluminum, Total	Report	135	XXX	Report	4.64	4.64
Selenium, Total	0.88	1.75	XXX	0.03	0.06	0.08

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 3.5 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>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Monitoring Point 201 are based on a design flow of 3.5 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>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	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			4.0			
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min	0.16	XXX	0.50
			XXX			
Biochemical Oxygen Demand (BOD ₅)	1,000	2,000	XXX	34.0	68.0	85
BOD, carbonaceous, 20 day, 20 C	1,500	XXX	XXX	XXX	XXX	XXX
Chemical Oxygen Demand (COD)	17,608	33,130	XXX	603.0	1,135.0	1,508
Total Suspended Solids	875	1,750	XXX	30.0	60.0	75
Total Dissolved Solids Intake	XXX	XXX	XXX	Report	Report	XXX
Total Dissolved Solids Effluent Net	29,190	58,380	XXX	1,000.0	2,000.0	2,500
Oil and Grease	438	876	XXX	15.0	30.0	30
Total Nitrogen	XXX	XXX	XXX	Report	Report	XXX
Ammonia-Nitrogen	1,020	2,040	XXX	35.0	70.0	87
Total Phosphorus	58	83	XXX	2.0	4.0	5
Chromium, Hexavalent	1.1	2.4	XXX	0.04	0.08	0.1
Chromium, Total	13	37	XXX	0.45	1.27	1.27
Cyanide, Free	XXX	XXX	XXX	Report	Report	XXX
Antimony, Total	XXX	XXX	XXX	Report	Report	XXX
Sulfide, Total	13	30	XXX	0.45	1.03	1.13
Phenolics, Total	11	34	XXX	0.38	1.16	1.16

The proposed effluent limits for Outfall 002 are based on a design flow of 36.17 MGD.—Interim 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>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.16	XXX	0.5
Heat Rejection Rate (MBTUs/day)	XXX	43,200	XXX	XXX	XXX	XXX
Total Organic Carbon Effluent Net Intake	XXX	XXX	XXX	XXX	XXX	5.0
Total Organic Carbon	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0432 MGD.—Final 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>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.02	XXX	0.05

The proposed effluent limits for Outfall 002 are based on a design flow of 36.17 MGD./0.0432 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 Quarterly</i>	<i>Daily Maximum</i>	
Aluminum, Total Effluent Net Intake	XXX	XXX	XXX	Report	Report	XXX
Cadmium, Total Intake Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Cadmium, Total	XXX	XXX	XXX	Report	Report	XXX
Copper, Total Intake Effluent Net	XXX	XXX	XXX	Report	Report	XXX
Silver, Total Intake Effluent Net	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 36.17 MGD./0.0432 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 Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0	XXX	XXX	9.0
Temperature (deg F)	XXX	XXX	XXX	XXX	XXX	110
Total Suspended Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Effluent Net	XXX	XXX	XXX	30.0	60.0	75
Intake	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Total Dissolved Solids						
Intake	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Effluent Net	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Mo	Report	XXX
Oil and Grease	XXX	XXX	XXX	15 Avg Mo	XXX	30

The proposed effluent limits for Outfall 003 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on an average stormwater flow—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average stormwater flow—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 007 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on an average stormwater flow—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>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 011 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 012 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 013 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 014 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 015 are based on an average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 69.27 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>	
Toxicity, Chronic—Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic—Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. BAT/ELG Reopener
- D. Chlorine Optimization
- E. TMDL/WLA Data
- F. 316 (a) Modification
- G. WQM Permits
- H. Stormwater Credits
- I. WETT Requirement
- J. Chemical Additives
- K. Heat Rejection Rate
- L. PCB/PMP Requirement
- M. Cooling water Intake
- N. Hydrostatic Discharge
- O. Stormwater Condition
- P. Schedule of Compliance

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.

PAS120001, Storm Water, SIC Code 2048, **Darling Ingredients Inc. (dba Bakery Feeds**, 4221 Alexandria Pike, Cold Spring, KY 41076-1821. Facility Name: Bakery Feeds Honey Brook Plant. This existing facility is located in Honey Brook Township, **Chester County**.

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

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

The proposed effluent limits for Outfall 001 are based on average stormwater flow—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	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	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for MP101 are based on average stormwater flow—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	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	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for MP201 are based on average stormwater flow—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>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Biochemical Oxygen Demand (BOD ₅)	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	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

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

- I. Stormwater outfalls and authorized non-stormwater discharges
- II. Best Management Practices
- III. Routine Inspections
- IV. PPC plan
- V. Stormwater Monitoring Requirements
- VI. Other Requirements
 - A. Property Rights
 - B. Sludge Disposal
 - C. TMDL/WLA Analysis
 - D. Lab Certification

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.

PA0070424, Sewage, SIC Code 4952, **Caernarvon Township Municipal Authority**, PO Box 291, Morgantown, PA 19543. Facility Name: Caernarvon Township STP. This existing facility is located in Caernarvon Township, **Berks 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), Conestoga River, 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 0.7 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily 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	9.0 Daily Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	146	234	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	175	263	XXX	30.0	45.0	60

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily 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>	
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
Ultraviolet light intensity (mW/cm ²)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	Total Mo	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX					
Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Total Mo					
Report	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	Total Mo					
Ammonia-Nitrogen						
Nov 1 - Apr 30	79	XXX	XXX	13.5	XXX	27
May 1 - Oct 31	26	XXX	XXX	4.5	XXX	9
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	Total Mo					
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	Total Mo					
Total Phosphorus	12	XXX	XXX	2.0	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	Total Mo					
Effluent Net	Report	XXX	XXX	XXX	XXX	XXX
Total Mo	Total Mo					

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs)						
Effluent Net	XXX	12,785	XXX	XXX	XXX	XXX
Total Annual						
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Annual						
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Annual						
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Annual						
Effluent Net	XXX	1,705	XXX	XXX	XXX	XXX
Total Annual						

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

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.

Application No. PA0266574, Concentrated Animal Feeding Operation (CAFO), **Lefever John R (John Lefever Farm CAFO)**, 1045 Holtwood Road, Quarryville, PA 17566.

Lefever John R has submitted an application for an Individual NPDES permit for a new CAFO known as John Lefever Farm CAFO, located in Drumore Township, **Lancaster County**.

The CAFO is situated near Unnamed Tributary to Fishing Creek in Watershed 7-K, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO will be designed to maintain an animal population of approximately 342 animal equivalent units (AEUs) consisting of 90,000 layers. Manure will be stored in a roofed solid manure storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

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

PA0110540, Industrial, SIC Code 2033, **Furman Foods Inc.**, PO Box 500, Northumberland, PA 17857-0500.

Facility Name: Northumberland Cannery. This existing facility is located in Point Township, **Northumberland County**.

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

The receiving streams, Unnamed Tributary of West Branch Susquehanna River and West Branch Susquehanna River, are located in State Water Plan watershed 10-D and are classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.16 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>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (SU)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	Report	110	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Iron, Total	XXX	XXX	XXX	1.5	3.0	3.7
Total Organic Halogens (TOX)	XXX	XXX	XXX	0.2	XXX	0.5

The proposed effluent limits for Outfall 002 are based on a design flow of 0.0 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>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report Daily Min	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0.0 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>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (SU)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	10.0	20.0	25
Total Suspended Solids	XXX	XXX	XXX	10.0	20.0	25
Oil and Grease	XXX	XXX	XXX	15.0	30.0	30
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		
Total Nitrogen	XXX	XXX	XXX	5.0	10.0	12.5
Total Phosphorus	XXX	XXX	XXX	0.5	1.0	1.25

The proposed effluent limits for Outfall 004 are based on a design flow of 0.85 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (SU)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Biochemical Oxygen Demand (BOD ₅)	337	674	XXX	75.0	150.0	188
Total Suspended Solids	337	674	XXX	75.0	150.0	188
Oil and Grease	XXX	XXX	XXX	15.0	XXX	30.0
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

The proposed monitoring requirements and effluent limits for implementation of the Chesapeake Bay Tributary Strategy are as follows for Outfall 004.

Parameters	Mass Units (lbs)		Monthly	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Monthly Average	Maximum	
Ammonia—N	Report	Report	XXX	Report	XXX	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX
Net Total Nitrogen*	Report	45,450	XXX	XXX	XXX	XXX
Net Total Phosphorus*	Report	1,624	XXX	XXX	XXX	XXX

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

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

- Chesapeake Bay Nutrient Requirements
- Chemical Additives
- Industrial Stormwater Requirements

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

The EPA Waiver is not in effect.

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

PA0210196-Amendment No. 1, Industrial, SIC Code 4953, **Seneca Landfill Inc.**, PO Box 1080, Mars, PA 16046-1080. Facility Name: Seneca Landfill. This existing facility is located at 421 Hartmann Road, Evans City, in Jackson Township, **Butler County**.

Description of Existing Activity: The application is for an amendment to an NPDES permit for an existing discharge of centralized waste treatment wastewater, to incorporate a proposed diffused outfall.

The receiving stream, Connoquenessing Creek, is located in State Water Plan watershed 20-C 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 0.144 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Quarterly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Mo	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	Report	Report	XXX	53.0 Avg Mo	163.0	163

<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 Quarterly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	Report	Report	XXX	50.2 Avg Mo	205.0	205
Total Dissolved Solids	XXX	Report	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	15 Avg Mo	XXX	30
Ammonia-Nitrogen	Report	XXX	XXX	35.0 Avg Mo	XXX	88
Antimony, Total	XXX	Report	XXX	0.206	0.249	0.515
Arsenic, Total	XXX	Report	XXX	0.104	0.162	0.26
Cadmium, Total (Interim)	0.015	0.03	XXX	0.016	0.032	0.04
(Final)	XXX	Report	XXX	0.0962	0.474	0.474
Chromium, Total	XXX	Report	XXX	3.07	15.5	15.5
Cobalt, Total	XXX	Report	XXX	0.124	0.192	0.31
Copper, Total (Interim)	0.17	0.33	XXX	0.18	0.38	0.45
(Final)	0.50	1.0	XXX	0.54	1.1	1.35
Lead, Total	0.18	0.37	XXX	0.2	0.4	0.5
Mercury, Total	XXX	Report	XXX	0.0007	0.0023	0.0023
Nickel, Total	XXX	Report	XXX	1.45	3.95	3.95
Silver, Total	XXX	Report	XXX	0.0351	0.12	0.12
Tin, Total	XXX	Report	XXX	0.12	0.41	0.41
Titanium, Total (as Ti)	XXX	Report	XXX	0.0618	0.095	0.15
Vanadium, Total	XXX	Report	XXX	0.0662	0.22	0.22
Zinc, Total	XXX	Report	XXX	0.42	0.5	1.05
o-Cresol	XXX	Report	XXX	0.561	1.92	1.92
2,4,6-Trichlorophenol	XXX	Report	XXX	0.106	0.155	0.265
Phenol	XXX	Report	XXX	1.08	3.65	3.65
Acetone	XXX	Report	XXX	7.97	30.2	30.2
Acetophenone	XXX	Report	XXX	0.0562	0.114	0.14
2-Butanone	XXX	Report	XXX	1.85	4.81	4.81
p-Cresol	XXX	Report	XXX	0.205	0.7	0.7
Pyridine	XXX	Report	XXX	0.182	0.37	0.455
Total Nitrogen (TKN)	XXX	Report	XXX	Report	XXX	XXX

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

- Stormwater Best Management Practices
- Chemical Additives

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.

PA0265381, Sewage, SIC Code 8800, **Bonnie Kingston**, PO Box 112, Edinboro, PA 16412-0112. Facility Name: Bonnie Kingston SRSTP. This proposed facility is located in Washington Township, **Erie County**.

Description of Proposed Activity: The application is for an NPDES permit for a new discharge of treated sewage from a single-family residence.

The receiving stream, an Unnamed Tributary of Little Conneauttee Creek, is located in State Water Plan watershed 16-A 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.

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

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.

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

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

WQM Permit No. 0917405, Sewage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

This proposed facility is located in Bensalem, Middletown, Northampton & L. Southampton Townships, **Bucks County**.

Description of Action/Activity: For relief sewer, addition of a 24" pipe to assist in conveying peak flows through the existing 54" diameter Neshaminy Interceptor. For the lining, cured in place liner installation within approximately 32,000 feet of existing Interceptor, sizes ranging from 30", 33", 36", 42" & 48" diameter pipes.

WQM Permit No. WQG02461716, Sewage, **East Norriton Township**, 2501 Stanbridge Street, East Norriton, PA 19401-1616.

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

Description of Action/Activity: Construction and operation of a raw sewage pumping station and 4" force main.

WQM Permit No. 1517407, Sewage, **Upper Uwchlan Township Municipal Authority**, 140 Pottstown Pike, Chester Springs, PA 19425.

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

Description of Action/Activity: Construction and operation of a grinder sanitary sewer pump station with force main.

WQM Permit No. 0911402, Sewage, Renewal, **Buckingham Township**, PO Box 413, 4613 Hughesian Drive, Buckingham, PA 18912.

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

Description of Action/Activity: Permit Renewal.

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

WQM Permit No. 6583401, Sewage, **Westmoreland County Municipal Authority**, PO Box 730, Greensburg, PA 15601.

This existing facility is located in Youngwood Borough, **Westmoreland County**.

Description of Proposed Action/Activity: extension of sewer line from Youngwood STP to New Stanton interceptor.

WQM Permit No. 0490403 A-3, Sewage, **Center Township Sanitary Authority**, 224 Center Grange Road, Aliquippa, PA 15001-1421.

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

Description of Proposed Action/Activity: Replacement of headworks facilities at the Elkhorn Run Sewage Treatment Plant.

WQM Permit No. 2677401-A1, Sewage, **Linden Hall Corp**, 432 Linden Hall Road, Dawson, PA 15428.

This proposed facility is located in Lower Tyrone Township, **Fayette County**.

Description of Proposed Action/Activity: Installation of a tablet dechlorination system.

WQM Permit No. 1117201, Industrial, **CPV Fairview LLC**, 50 Braintree Hill Office Park, Braintree, MA 02184.

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

Description of Proposed Action/Activity: Construction and operation of wastewater treatment facilities at the CPV Fairview Energy Center.

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

WQM Permit No. 1618401, Sewage, **Brooke Divins**, 620 Lenwood Road, Summerville, PA 15864.

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

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

WQM Permit No. 2018401, Sewage, **Union City DPP LLC**, 9010 Overlook Boulevard, Brentwood, TN 37027.

This proposed facility is located in Bloomfield Township, **Crawford County**.

Description of Proposed Action/Activity: Small Flow Treatment Facility.

IV. NPDES Stormwater Discharges from MS4 Permit Actions.

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

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s) / Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI136120	Upper Yoder Township Cambria County 110 Sunray Drive Suite 1 Johnstown, PA 15905-3008	Upper Yoder Township, Cambria	Unnamed Tributary to Mill Creek, Unnamed Tributary to Stonycreek River and Stonycreek River/WWF and HQ-CWF	N	N
PAI136140	Conemaugh Township 1120 Tire Hill Road Johnstown, PA 15905-7707	Conemaugh Township, Somerset	Bens Creek, Mill Creek, Unnamed Tributaries to Stonycreek River, and Unnamed Tributary of Ben Creek/CWF and HQ-CWF	N	N

PAI136150, MS4, **Plum Borough Allegheny County**, 4575 New Texas Road, Pittsburgh, PA 15239. 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 Plum Borough, **Allegheny County**. The receiving streams, Little Plum Creek, Unnamed Tributary to Thompson Run, Piersons Run, Unnamed Tributary of Haymakers Run, and Plum Creek, is located in State Water Plan watershed 18-A and 19-A and is classified for Warm Water Fishes, Trout Stocking, and High-Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plan with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)

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 412-442-4000.

The EPA waiver is in effect for small MS4s.

PAI136151, MS4, **Municipality of Monroeville**, 2700 Monroeville Boulevard, Monroeville, PA 15146. 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 Monroeville Borough, **Allegheny County**. The receiving streams, Leak Run, Abers Creek, Unnamed Tributary to Haymakers Run, Thompson Run, and Turtle Creek, is located in State Water Plan watershed 19-A and is classified for Warm Water Fishes, Trout Stocking, and High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The applicant has submitted the following plan with the application to reduce pollutant loads to impaired waters:

- A Pollutant Reduction Plan (PRP)

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 412-442-4000.

The EPA waiver is in effect for small MS4s, and is not in effect for large MS4s.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090014	Carversville Farm Foundation 6127 Mechanicsville Road Mechanicsville, PA 18934	Bucks	Solebury Township	Paunacussing Creek HQ-CWF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090012	Windy Springs Farm 1845 Myers Road Quakertown, PA 18951	Bucks	Milford Township	Unnamed Tributary to Licking Creek to Unami Creek HQ-TSF-MF
PAD150057	The Hankin Group 707 Eagleview Boulevard Exton, PA 19341	Chester	Uwchlan Township	Shamona Creek HQ-TS-MF Marsh Creek HQ-TSF-MF
PAD230022	WV—PP Towne Center, LP 940 West Sproul Road, Suite 301 Springfield, PA 19004-1255	Delaware	Middletown Township	Unnamed Tributary to Chester Creek TSF-MF Unnamed Tributary to Rocky Run HQ-CWF-MF
PAD510020	New Market West, LLC 2042-48 Arch Street, 2nd Floor Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Cobbs Creek WWF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400012	Misericordia University Mark Van Etten 301 Lake St Dallas, PA 18612	Luzerne	Dallas Twp	Toby Creek (CWF, MF)
PAD400018	PPL Electric Utilities Company Colleen Kester 2 North 9th St Allentown, PA 18101-1139	Luzerne	Rice Twp Wright Twp	Watering Run (CWF, MF) Bow Creek (HQ-CWF, MF) Big Wapwallopen Creek (CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450048	PPL Electric Utilities Company Colleen Kester 2 North 9th St Allentown, PA 18101-1139	Monroe	Pocono Twp Stroud Twp	Pocono Creek (HQ-CWF, MF) Cranberry Creek (HQ-CWF, MF) 2-UNTs to Pocono Creek (HQ-CWF, MF) Wigwam Run (HQ-CWF, MF) EV Wetlands (EV)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD060018	Berkshire Property Management Company, LLC 1501 Frush Valley Road Building 900 Reading, PA 19605	Berks	Maidencreek Township	Willow Creek (HQ-CWF, MF)
PAD670018 Renewal	Timothy F. Pasch 2645 Carnegie Road York, PA 17402	York	Dover Township	Fox Run (TSF)
PAD060015	STMA, LP 415 Ellis Woods Road Pottstown, PA 19465	Berks	Longswamp Township	Toad Creek Little Lehigh HQ/CWF

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

Clearfield County Conservation District: 650 Leonard Street, Clearfield, PA 16830, (814) 765-2629.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD170001	Houtzdale Municipal Authority 561 Kirk Street Houtzdale, PA 16651	Clearfield	Bigler Twp, Brisbin Boro, Gulich Twp, Houtzdale Boro, Ramey Boro, Woodward Twp	

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

Crawford County Conservation District, 21742 German Road, Meadville, PA 16335. 814-763-5269.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD200004	Conneaut Lake DPP, LLC 9010 Overlook Boulevard Brentwood, TN 37027	Crawford	Summit Township	UNT to Conneaut Lake HQ; WWF Inlet Run to Conneaut Lake HQ; WWF

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

PAG-12 CAFOs

CAFO Notices of Intent Received.

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

NPDES Permit No. PAG123664, CAFO, Martin Nelson W, 1850 Horseshoe Pike, Annville, PA 17003-8831.

This existing facility is located in Annville Township, **Lebanon County**.

Description of size and scope of existing operation/activity: Dairy (Heifers), Swine (Wean—Finish): 811.17 AEUs.

The receiving stream, Unnamed Tributary to Killinger Creek, is in watershed 7-D and classified for: Migratory Fishes and Trout Stocking.

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

NPDES Permit No. PAG123531, CAFO, Herman Zeager, 159 Yoder Road, Bainbridge, PA 17502-9597.

This existing facility is located in Conoy Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Swine (Grow—Finish): 803.36 AEUs.

The receiving stream, Snitz Creek, is in watershed 7-G and classified for: Warm Water Fishes.

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

NPDES Permit No. PAG123744, CAFO, Randy Brubaker, 1908 Valley Road, Manheim, PA 17545-9666.

This existing facility is located in Rapho Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Poultry (Broilers), Swine (Gestating Sows, Sows w/ Litters, and Boars): 737 AEUs.

The receiving stream, Unnamed Tributary of Brubaker Run, is in watershed 7-G and classified for: Migratory Fishes and Trout Stocking.

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

NPDES Permit No. PAG123755, CAFO, **Esbenshade Mills**, 220 Eby Chiques Road, Mount Joy, PA 17552-8800.

This existing facility is located in East Donegal Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Poultry (Layers): 2,835 AEU's.

The receiving stream, Unnamed Tributary to Susquehanna River, is in watershed 7-G and classified for: Migratory Fishes and Warm Water Fishes.

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

NPDES Permit No. PAG123757, CAFO, **Esbenshade Mills**, 220 Eby Chiques Road, Mount Joy, PA 17552-8800.

This existing facility is located in Mount Joy Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Poultry (Layers): 3,780 AEU's.

The receiving stream, Unnamed Tributary of Little Chiques Creek and Unnamed Tributary to Little Chiques Creek, is in watershed 7-G and classified for: Migratory Fishes and Trout Stocking.

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

NPDES Permit No. PAG123756, CAFO, **Esbenshade Mills**, 220 Eby Chiques Road, Mount Joy, PA 17552-8800.

This existing facility is located in Rapho Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Poultry (Layers): 2,852.6 AEU's.

The receiving stream, Chiques Creek, is in watershed 7-G and classified for: Migratory Fishes and Warm Water Fishes.

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

NPDES Permit No. PAG123659, CAFO, **Brookside Acres**, 159 Yoder Road, Bainbridge, PA 17502-9597.

This existing facility is located in Mount Joy Township, **Lancaster County**.

Description of size and scope of existing operation/activity: Swine (Grow—Finish): 681.6 AEU's.

The receiving stream, Unnamed Tributary to Conewago Creek, is in watershed 7-G and classified for: Migratory Fishes and Trout Stocking.

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

NPDES Permit No. PAG123774, CAFO, **Furnace Hill Holsteins**, 480 Schaeffer Road, Lebanon, PA 17042-9741.

This existing facility is located in South Lebanon Township, **Lebanon County**.

Description of size and scope of existing operation/activity: Dairy (Cows, Heifers, Calves), Horses, Goats, Poultry (Layers), Swine (Grow—Finish): 671.21 AEU's.

The receiving stream, Unnamed Tributary of Hammer Creek, is in watershed 7-J and classified for: Cold Water Fishes and Migratory Fishes.

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

NPDES Permit No. PAG123871, CAFO, **Hoover Landis S**, 1453 Diamond Station Road, Ephrata, PA 17522.

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

Description of size and scope of proposed operation/activity: Swine (Wean—Finish), Dairy (Veal), Poultry (Layers), Horses: 314.03 AEU's.

The receiving stream, Unnamed Tributary to Conestoga River, is in watershed 7-J and classified for: Migratory Fishes and Warm Water Fishes.

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

NPDES Permit No. PAG124845, CAFO, **Dale Maneval**, 11203 Route 35, Mt. Pleasant Mills, PA 17853-8476.

This existing facility is located in West Perry Township, **Snyder County**.

Description of size and scope of existing operation/activity: Maneval Poultry Operation is an existing poultry farm consisting of 20.8 acres of cropland, 16.9 acres of farmstead, and 38.3 acres of forestland. The farm currently consists of five boiler houses each holding 30,000 birds for a total of 150,000.

The receiving stream, Unnamed Tributary of Potato Valley Run, is in watershed 6-C and classified for: Cold Water Fishes and Migratory Fishes.

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

MS4 PAG-13 Notices of Intent Received.

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136289	Patterson Township 1600 19th Avenue Beaver Falls, PA 15010-5360	Patterson Township Beaver County	N	Y
PAG136151	Avalon Borough 640 California Avenue Pittsburgh, PA 15202	Avalon Borough Allegheny County	N	Y
PAG136151	Avalon Borough 640 California Avenue Pittsburgh, PA 15202	Avalon Borough Allegheny County	N	Y
PAG136154	Freedom Borough 901 3rd Avenue Freedom, PA 15042-1738	Freedom Borough Beaver County	Y	N
PAG136384	Smith Township Washington County 100 Courson Hill Road Washington, PA 15301	Smith Township Washington County	Yes	No
PAG136240	Heidelberg Borough Allegheny County 1631 E Railroad Street Carnegie, PA 15106-4026	Heidelberg Borough Allegheny County	N	Y
PAG136150	Millvale Borough Allegheny County 501 Lincoln Avenue Millvale, PA 15209-2647	Millvale Borough Allegheny County	N	Y
PAG136212	Chartiers Township Washington County 2 Buccaneer Drive Houston, PA 15342-1181	Chartiers Township Washington County	N	Y
PAG136282	South Fayette Township 515 Millers Run Road Morgan, PA 15064	South Fayette Township Allegheny County	N	Y
PAG136137	Dunbar Borough Fayette County 47 Connellsville Street Dunbar, PA 15431-1536	Dunbar Borough Fayette County	N	N
PAG136387	Gilpin Township Armstrong County 589 State Route 66 Leechburg, PA 15656	Gilpin Township Armstrong County	Y	N

NOTICES

773

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136238	Oakmont Borough Allegheny County 767 5th Street Oakmont, PA 15139-1524	Oakmont Borough Allegheny County	N	N
PAG136183	Port Vue Borough Allegheny County 1191 Romine Avenue Port Vue, PA 15133	Port Vue Borough Allegheny County	Y	N
PAG136153	Springdale Township Allegheny County PO Box 177 Harwick, PA 15049-0177	Springdale Township Allegheny County	N	N
PAG136383	West Brownsville Borough Washington County 100 Courson Hill Road Washington, PA 15301	West Brownsville Borough Washington County	Y	N
PAG136386	Parks Township Armstrong County 26 Jackson Avenue Vandergrift, PA 15690	Parks Township Armstrong County	Y	N
PAG136208	Ohio Township Allegheny County 1719 Roosevelt Road Pittsburgh, PA 15237-1050	Ohio Township Allegheny County	N	Y
PAG136276	East McKeesport Borough Allegheny County 907 Florence Avenue East McKeesport, PA 15035-0160	East McKeesport Borough Allegheny County	N	Y
PAG136165	Sewickley Borough Allegheny County PO Box 428 Sewickley, PA 15143-0428	Sewickley Borough Allegheny County	N	Y
PAG136263	Bradford Woods Borough Allegheny County 4908 Wexford Run Road Bradfordwoods, PA 15015-1326	Bradford Woods Borough Allegheny County	Y	Y
PAG136239	Forest Hills Borough Allegheny County 2071 Ardmore Boulevard Pittsburgh, PA 15221-4644	Forest Hills Borough Allegheny County	N	Y
PAG136191	Elizabeth Borough Allegheny County 206 S 3rd Avenue Elizabeth, PA 15037-1527	Elizabeth Borough Allegheny County	N	Y
PAG136278	Whitaker Borough Allegheny County 1500 Ardmore Boulevard Suite 407 Pittsburgh, PA 15221-4468	Whitaker Borough Allegheny County	N	Y
PAG136198	Trafford Borough Westmoreland County PO Box 196 Trafford, PA 15085-0196	Trafford Borough Westmoreland County	N	Y
PAG136138	Scott Township Allegheny County 301 Lindsay Road Carnegie, PA 15106	Scott Township Allegheny County	N	Y

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136131	Findlay Township Allegheny County 1271 Rte 30 Clinton, PA 15026	Findlay Township Allegheny County	N	Y
PAG136162	Coraopolis Borough Allegheny County 1012 5th Avenue Coraopolis, PA 15108-1804	Coraopolis Borough Allegheny County	N	Y
PAG136178	Hopewell Township Beaver County Municipal Bldg Aliquippa, PA 15001	Hopewell Township Beaver County	N	Y
PAG136155	Rochester Borough Sewer & Maintenance Authority PO Box 563 Rochester, PA 15074-0563	Rochester Borough Beaver County	N	Y
PAG136204	Collier Township Municipal Authority Allegheny County 2418 Hilltop Road Presto, PA 15142-1120	Collier Township Allegheny County	N	Y
PAG136144	Vanport Township 477 State Avenue Beaver, PA 15009-1536	Vanport Township Beaver County	N	Y
PAG136164	Irwin Borough 424 Main Street Irwin, PA 15642-3440	Irwin Borough Westmoreland County	N	Y
PAG136159	Brighton Township 1300 Brighton Road Beaver, PA 15009-9238	Brighton Township Beaver County	N	Y
PAG136266	Economy Borough Beaver County 2856 Conway Wallrose Road Baden, PA 15005-2306	Economy Borough Beaver County	No	No
PAG136128	Baldwin Borough 3344 Churchview Avenue Pittsburgh, PA 15227-4306	Baldwin Borough Allegheny County	N	Y
PAG136268	Green Tree Borough, 10 W Manilla Avenue Pittsburgh, PA 15220-3310	Green Tree Borough Allegheny County	N	Y

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act. Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 3417503, Minor Amendment, Public Water Supply.

Applicant **Juniata MHP, LLC**
Municipality Milford Township
County **Juniata**
Responsible Official Michael S. Geiser, Member
3215 Stein Lane
Lewisburg, PA 17837

Type of Facility Public Water Supply
Consulting Engineer Larry E. Cox, P.E.
Cox Engineering
175 Matamoras Road
Halifax, PA 17032

Application Received: 9/20/2017
Description of Action Construction of a new treatment building to house existing/relocated treatment, provide disinfection with GWR 4-Log inactivation of viruses and provide modifications to Well No. 1.

Permit No. 3617518 MA, Minor Amendment, Public Water Supply.

Applicant **West Earl Water Authority**
Municipality West Earl Township
County **Lancaster**
Responsible Official Phil Machonis, Chairman
157 West Metzler
PO Box 787
Ephrata, PA 17522-0787

Type of Facility Public Water Supply
Consulting Engineer Matthew D. Warfel
The ARRO Consulting, Inc.
108 West Airport Road
Lititz, PA 17543

Application Received: 12/18/2017
Description of Action Installation of THM removal system in the existing 400,000 gallon storage tank.

Permit No. 3617519 MA, Minor Amendment, Public Water Supply.

Applicant **Frogtown Café**
Municipality Martic Township
County **Lancaster**
Responsible Official Janie Barton, Owner
684 Maricsville Road
PO Box 2
Pequea, PA 17565

Type of Facility Public Water Supply
Consulting Engineer Mark L. Homan, P.E.
Becker Engineering LLC
111 Millersville Road
Lancaster, PA 17603

Application Received: 12/18/2017
Description of Action Installation of nitrate removal system.

Permit No. 3618501, Minor Amendment, Public Water Supply.

Applicant **Gap Brothers Holding, LLC**
Municipality Paradise Township
County **Lancaster**
Responsible Official Matthew Beiler, CFO
3105 Lincoln Hwy E
Paradise, PA 17562

Type of Facility Public Water Supply
Consulting Engineer Thomas J. Whitehill, P.E.
Whitehill Consulting Engineers
763 Conowingo Rd.
Quarryville, PA 17566

Application Received: 1/2/2018
Description of Action Installation of treatment facilities for treatment of radionuclides.

Permit No. 6717514, Public Water Supply.

Applicant **The York Water Company**
Municipality Springettsbury Township
County **York**
Responsible Official Mark S. Snyder, Engineering Manager
130 East Market Street
PO Box 15089
York, PA 17405-7089

Type of Facility Public Water Supply
Consulting Engineer Mark S. Snyder, P.E.
The York Water Company
130 East Market Street
PO Box 15089
York, PA 17405-7089

Application Received: 11/22/2017
Description of Action A chloramine booster station and a tank mixing system will be installed at the Longstown standpipe to ensure that proper disinfectant residuals are maintained throughout the eastern portions of the distribution system.

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

Application No. 1918501—Construction—Public Water Supply.

Applicant **Benton SR 118 DG, LLC (Dollar General Retail Store)**
Township/Borough Sugarloaf Township
County **Columbia County**
Responsible Official Mr. Steven E. Camp, Manager
361 Summit Boulevard
Suite 110
Birmingham, AL 35243

Type of Facility Public Water Supply

Consulting Engineer Mr. Michael J. Brunamonti, P.E.,
BCM Engineers
1001 Lackawanna Trail
Clark Summit, PA 18411

Application Received 01/11/2018

Description of Action Authorizes a transient
non-community water system to
serve the new Dollar General
Retail Store.

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

Permit No. 2618502, Public Water Supply.

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

[Township or Borough] South Huntingdon Township

Responsible Official William Castelli, Distribution
Facility Superintendent
Municipal Authority of
Westmoreland County
124 Park & Pool Road
New Stanton, PA 15672

Type of Facility Water system

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

Application Received Date January 8, 2018

Description of Action Painting and installation of a
mixing system at the
Reagantown # 1 water storage
tank.

Permit No. 2618503, Public Water Supply.

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

[Township or Borough] South Connellsville Borough

Responsible Official William Castelli, Distribution
Facility Superintendent
Municipal Authority of
Westmoreland County
124 Park & Pool Road
New Stanton, PA 15672

Type of Facility Water system

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

Application Received Date January 8, 2018

Description of Action Painting and installation of a
mixing system at the Gibson # 1
water storage tank.

Permit No. 3218501, Public Water Supply.

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

[Township or Borough] White Township

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

Type of Facility Water system

Consulting Engineer Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Application Received Date January 8, 2018

Description of Action Installation of a mixing system
in the proposed McHenry Hill
water storage tank.

Permit No. 0215531-A1, Public Water Supply.

Applicant **VA Pittsburgh Healthcare
System**
University Drive C
Pittsburgh, PA 15240

[Township or Borough] City of Pittsburgh

Responsible Official Barbara Forsha, Deputy Director
VA Pittsburgh Healthcare
System
University Drive C
Pittsburgh, PA 15240

Type of Facility Water system

Consulting Engineer Civil & Environmental
Consultants, Inc.
333 Baldwin Road
Pittsburgh, PA 15205

Application Received Date January 10, 2018

Description of Action Installation of an emergency
storage tank system.

MINOR AMENDMENT

Applications Received Under the Pennsylvania Safe Drinking Water Act.

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

Application No. 0418501MA, Minor Amendment.

Applicant **Brighton Township Municipal
Authority**
1300 Brighton Road
Beaver, PA 15009

[Township or Borough] Brighton Township

Responsible Official Bryan Dehart, Authority
Manager
Brighton Township Municipal
Authority
1300 Brighton Road
Beaver, PA 15009

Type of Facility Water system
 Consulting Engineer Lennon, Smith, Souleret Engineering, Inc.
 846 Fourth Avenue
 Coraopolis, PA 15108
 Application Received Date January 11, 2018
 Description of Action Installation of approximately 1,425 feet of 10-inch diameter and 3,350 feet of 12-inch diameter waterline (2018 Tuscarawas Waterline Project).

Application No. 0418502GWR, Minor Amendment.

Applicant **UMH Properties, Inc.**
 150 Clay Street
 Suite 450
 Morgantown, WV 26501
 [Township or Borough] Independence Township
 Responsible Official Jefferey V. Yorick, VP for Engineering
 UMH Properties, Inc.
 150 Clay Street
 Suite 450
 Morgantown, WV 26501

Type of Facility Water system
 Consulting Engineer UMH Properties, Inc.
 150 Clay Street
 Suite 450
 Morgantown, WV 26501
 Application Received Date January 11, 2018
 Description of Action Demonstration of 4-log treatment of viruses.

Application No. 6518501MA, Public Water Supply.

Applicant **Municipal Authority of Westmoreland County**
 124 Park & Pool Road
 New Stanton, PA 15672
 [Township or Borough] North Huntingdon Township
 Responsible Official William Castelli, Distribution Facility Superintendent
 Municipal Authority of Westmoreland County
 124 Park & Pool Road
 New Stanton, PA 15672
 Type of Facility Water system
 Consulting Engineer Gibson-Thomas Engineering Co., Inc.
 1004 Ligonier Street
 PO Box 853
 Latrobe, PA 15650
 Application Received Date January 19, 2018
 Description of Action Installation of approximately 2,925 feet of 30-inch diameter waterline.

Application No. 0218502MA, Public Water Supply.
 Applicant **Coraopolis Water and Sewer Authority**
 1012 Fifth Avenue
 Coraopolis, PA 15108
 [Township or Borough] Coraopolis Borough
 Responsible Official Raymond McCutcheon, Manager
 Type of Facility Water system
 Consulting Engineer Lennon, Smith, Souleret Engineering, Inc.
 846 Fourth Avenue
 Coraopolis, PA 15108
 Application Received Date January 22, 2018
 Description of Action Repairs to the Final Clearwell.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995 PREAMBLE 1

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

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.302—6026.305) require the Department to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent to Remediate is used to identify a site where a person proposes to, or has been required to, respond to a release of a regulated substance at a site. A person intending to use the background standard, Statewide health standard, the site-specific standard or intend to remediate a site as a special industrial area shall file a Notice of Intent to Remediate with the Department. A Notice of Intent to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site and a description of the intended future use of the site. A person who demonstrates attainment of one or a combination of cleanup standards or receives approval of a special industrial area remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

the person identified as the remediator of the site develop and implement a public involvement plan. Requests to be involved and comments should be directed to the remediator of the site.

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

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

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

Bethlehem Village Shoppes, 3650 Nazareth Pike, Bethlehem Township, **Northampton County**. Leidos Inc., 6310 Allentown Boulevard, Suite 110, Harrisburg, PA 17112, on behalf of Bethlehem Village Associates, c/o Danella Realty & Management Company, P.O. Box 1017, Blue Bell, PA 19422, submitted a Notice of Intent to Remediate. Chlorinated solvents associated with the former One Hour Express Dry Cleaners, including PCE and its breakdown compounds, were identified in the soil and groundwater at concentrations exceeding their respective MSCs. The anticipated future use of the site is for non-residential purposes. The proposed cleanup standard for the site is Site-Specific for soil and groundwater. The Notice of Intent to Remediate was published in *The Morning Call* on December 15, 2017.

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

Leighow Oil Company Tanker Spill, Intersection of State Route 11 and State Route 15, Shamokin Dam Borough, **Snyder County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Leighow Oil Company, 118 Eyer Road, Danville, PA 17821 has submitted a Notice of Intent to Remediate site soils contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Statewide Health Standards.

BH Transport, LLC Cleanup, Interstate 80 at MM 205W, White Deer Township, **Union County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of BH Transport, LLC, 29 Fenwick Street, Hartford, CT, 06114, has submitted a Notice of Intent to Remediate site soil contaminated with diesel fuel and motor oil. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Remediation was published in *The Daily Item* on January 9, 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.

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 request for registration for coverage under General Permit WMGR123 to construct and operated the Hopewell 20 tank pad for storage and reuse of oil and gas liquid waste at a facility located in Hopewell Township, **Washington County**. The application was received by the Department on November 15, 2017 and deemed administratively complete by the Regional Office on January 4, 2018.

General Permit Application No. WMGR123SW027. Range Resources-Appalachia, LLC, 3000 Town Center Blvd., Canonsburg, PA 15317. A request for registration for coverage under General Permit WMGR123 to construct and operated the Hopewell 18 tank pad for storage and reuse of oil and gas liquid waste at a facility located in Hopewell Township, **Washington County**. The application was received by the Department on December 19, 2017 and deemed administratively complete by the Regional Office on January 4, 2018.

DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Application(s) for Determination of Applicability administratively complete 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/or the Beneficial Use of Municipal Waste.

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

General Permit No. WMGM019SW005. A&S Landscaping, Inc., 2150 Washington Road, Canonsburg, PA 15317. A&S Landscaping Inc. Washington Road Facility, 2150 Washington Road, Canonsburg, PA 15317. A determination of applicability under a municipal waste general permit for the processing of waste concrete and asphalt to produce a roadway construction material and for the processing of wood waste, uncontaminated soil and leaf and yard waste to produce topsoil, landscaping mulch material and compost in North Strabane Township, **Washington County** was deemed administratively complete in the Regional Office on January 18, 2018.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments concerning the application should be directed to the Waste Management Program Manager, DEP Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. 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 De-

partment, the regulated community and the general public. This approach allows the owner or operator of a facility to submit permitting documents relevant to its application for all sources related to a facility or a proposed project, affords an opportunity for public input, and provides for a decision on the issuance of the necessary permits.

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

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

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

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

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

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

PLAN APPROVALS

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

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

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

43-270K: CCL Container (1 Llodio Drive, Hermitage, PA 16148), application received to replace an expired plan approval authorizing existing sources. Emissions from the facility will not increase as a result of this project. This existing non-Title V facility is located in Hermitage Township, **Mercer County**.

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

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

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

46-0008: Coopers Creek Chemical Corporation (884 River Road, West Conshohocken, PA 19428) for the installation of an additional still for the distillation of crude petroleum tar. This facility is a non-Title V facility, located in Upper Merion Township, **Montgomery County**. The facility currently brings in crude bituminous, which includes crude coal tar, as feedstock and distills it into coal tar distillate and refined coal tar pitch. Coopers Creek Chemical Corporation proposes to bring in crude petroleum tar as a new feedstock. To accommodate the new feed stock, Coopers Creek Chemical Corporation will be installing a new 12,000-gallon still and reconfiguring an existing condenser unit to accommodate material from the new still. The facility currently operates four (4) stills. Previously, the stills were not reflected as sources in Section D of the facility's State Only Operating Permit. Because the stills have a combustion component that results in emissions to the atmosphere, the existing stills, along with the new still, will now appear under Section D of the Plan Approval and the following amended State Only Operating Permit. To avoid being a major facility for NO_x, the facility has taken a restriction on the total heat input of all combustion sources at the facility. Total potential emissions from the facility are: 11.86 TPY for NO_x, 22.1 TPY for VOC, 6.5 TPY for CO, 3.84 TPY for SO_x, 0.66 TPY for PM, and 7.91 TPY for Total HAP. The Plan Approval will contain monitoring, recordkeeping, and operating conditions designed to keep the facility operating within the allowable emissions and all applicable air quality requirements.

46-0221B: Upper Moreland—Hatboro Joint Sewer Authority, (2875 Terwood Road, Willow Grove, PA 19090) located in Upper Moreland Township, **Montgomery County**. The Title V facility operates a sewage sludge incinerator and is subject to 40 CFR Part 62 Subpart LLL. The plan approval allows the replacement of three

odor control scrubbers # 1, # 2 and # 3 (C04, C05 and C06) with thermal and biological oxidation. The existing scrubbers (C04, C05 and C06) have an estimated H₂S removal efficiency of 98.6%, thus the emissions of H₂S are expected to decrease with all three proposed controls (C07, C08, C09) to 0.13 ppmv. However, Sulfur Dioxide (SO₂) emissions for source # 002 are expected to increase by 0.65 tpy since SO₂ is created when H₂S is oxidized during incineration. The SO₂ increase will be considered de minimis increase.

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

OPERATING PERMITS

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

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

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

46-00090: Tube Methods, Inc. (416 Depot Street, Bridgeport, PA 19405), located in Bridgeport Borough, **Montgomery County**. The last renewal of the Title V Operating Permit was issued on March 31, 2012. This proposed renewal of the Title V Operating permit does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The permit includes monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

19-00003: PA State System of Higher Education (400 E. 2nd St., Bloomsburg, PA 17815) a Title V operating permit renewal for the Bloomsburg University campus located in the Town of Bloomsburg, **Columbia County**. In accordance with 25 Pa. Code § 127.521, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 89.88 TPY of CO; 79.03 TPY of NO_x; 2.86 TPY of SO_x; 25.38 TPY of PM/PM₁₀; 5.53 TPY of VOCs; 3.17 TPY of total HAPs; and 100,969 TPY of CO₂e. The facility's sources include one biomass boiler, five natural gas-fired boilers, various emergency generator engines and miscellaneous combustions sources, which have the potential to emit carbon monoxide (CO), nitrogen oxides (NO_x), sulfur oxides (SO_x), particulate matter (PM/PM₁₀), volatile organic compounds (VOCs) and hazardous air pollutants (HAPs) emissions below the major emission thresholds. The emission limits and work practice standards along with testing, monitoring, recordkeeping 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 40 CFR Parts 52, 60, 63, 64, 68, 72, 73, 74, 75, 76, 96, 97, 98 and 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's

Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

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

54-00001: Guilford Mills LLC/Penn Dye & Finishing Plant (21157 Telegraph Road, Southfield, MI 48033). The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for this manufacturing of finishing plants, man-made, facility located in Pine Grove Borough, **Schuylkill County**. The main sources at this facility consists boilers, mix tanks, and mixing and finishing operations. The control devices consist of fume eliminators. The sources are considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed 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.

54-00069: Papettis Hygrade Eggs Products/Klingerstown (68 Spain Road, Klingerstown, PA 17941-9656). The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for this agriculture of poultry and eggs facility located in Hubley, **Schuylkill County**. The main sources at this facility consists of a boiler and spray dryer. The control device consists of a baghouse. The sources are considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

31-03033: Stone Valley Welding, LLC (11582 Guyer Road, Huntingdon, PA 16652) for operation of a roll-off waste container fabrication facility located in Jackson Township, **Huntingdon County**. The facility 2016 emissions were 13.74 tons of VOCs, and 2.69 tons of HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include 40 CFR Part 63 Subpart XXXXXX—National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories.

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

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

41-00046: Pennsylvania College of Technology (One College Avenue, Williamsport, PA 17701) to issue a renewal State Only Operating Permit for their campus located in Williamsport City, **Lycoming County**. The facility's main air contamination sources are natural gas/No. 2 fuel oil fired boilers, emergency generators and paint booths used for instructional purposes. The permittee has taken a restriction on the amount of No. 2 fuel oil permitted to be burned in order to become a synthetic minor facility. The operating permit will include emission limits and work practice standards along with monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. The facility has potential to emit under 3.06 tons per year (tpy) of particulate matter/particulate matter with an effective aerodynamic diameter of less than or equal to 10 micrometer, 36.94 tpy of nitrogen oxides, 20.88 tpy of carbon monoxide, 11.59 tpy of volatile organic compounds, 3.18 tpy of hazardous air pollutants and 90.14 tpy of sulfur oxides. The emission limits and work practice standards along with testing, monitoring, recordkeeping 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, as well as 40 CFR Parts 60, 63 and 98. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

59-00023: Buckheit Funeral Chapel, P.C. (637 South Main Street, Mansfield, PA 16933), for operation of their facility located in Richmond Township, **Tioga County**. The facility is currently operating under NMOP 59-00023. The facility's main source is one crematorium. This facility has the potential annual emissions 0.19 ton of carbon monoxide, 0.95 ton of nitrogen oxides, 0.01 ton of sulfur oxides, 1.85 ton of particulate matter, 0.02 ton of hazardous air pollutants, 0.05 ton of volatile organic compounds, and 1,116 tons of greenhouse gases. The emission restrictions, testing, monitoring, recordkeeping, reporting and work practice conditions of the NMOP have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

49-00058: Central Builders Supply Company (P.O. Box 152, Sunbury, PA 17801-0152), for renewal of their State Only Operating Permit for their Montandon sand and gravel plant located in West Chillisquaque Township, **Northumberland County**. The facility is currently operating under NMOP 49-00058. The facility's main source is one (1) sand and gravel processing plant. This facility has the potential annual emissions 1.17 ton of carbon monoxide, 5.43 tons of nitrogen oxides, 0.36 ton of sulfur oxides, 6.96 tons of particulate matter, 3.68 tons of particulate matter less than 10 microns, 0.98 ton of particulate matter less than 2.5 microns, 0.09 ton of hazardous air pollutants, and 0.48 ton of volatile organic compounds, and insignificant tons of greenhouse gases. No emission or equipment changes are being proposed by this action.

The emission restriction, testing, monitoring, recordkeeping, reporting, and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Part 60 and 25 Pa. Code Chapters 121—145. The proposed operating permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State air quality regulations. 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.

53-00016: Tennessee Gas Pipeline Company, LLC (1001 Louisiana Street, Suite 1000, Houston, TX 77002), the Department intends to issue a revised operating permit to the Tennessee Gas Pipeline Company, LLC/Ellisburg Booster Station facility located in Genesee Township, **Potter County**. The State Only operating permit for this facility was renewed on February 23, 2015. The State Only operating permit revision is proposed to incorporate the compliance requirements applicable to the facility's compressor engines when they operate for 24 hours or less per calendar year. There is not a physical change to the engines or their cleaning device because of this permit modification, or any changes to the sources' emissions. The revised operating permit will contain the above changes with the appropriate work practice requirements from 40 CFR Part 63 Subpart ZZZZ. Tennessee Gas Pipeline Company, LLC's representative to contact regarding this permit modification is Ms. Tameca Holmes, Air Permitting and Compliance, Kinder Morgan, 1001 Louisiana Street, Suite 1000, Houston, TX 77002, 713.420.5854. 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. Appointments to schedule a review must be made by calling 570-327-0550.

41-00011: John Savoy & Son, Inc. (PO Box 248, Montoursville, PA 17754) to issue a renewal State Only Operating Permit for their Montoursville Furniture Plant located in Montoursville Borough, **Lycoming County**. The facility is currently operating under State Only Operating Permit 41-00011. The facility's main sources include woodworking and surface coating operations. The facility has potential/actual emissions of 6.6 tons per year (TPY) of nitrogen oxides, 5.5 TPY of carbon monoxide, 21.3 TPY of particulate matter, 41.1 TPY of volatile organic compounds, and 7,855 TPY of greenhouse gases (carbon dioxide equivalents). No changes to equipment or emissions are being proposed as part of this operating permit renewal. The wood furniture manufacturing operations at the facility are subject to the VOC emission standards of 25 Pa. Code §§ 129.52 and 129.101—129.107. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

04-00496: Skyline Metals, LLC (3701 Duss Avenue, P.O. Box 153, Baden, PA 15005) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Skyline Metals, LLC to authorize the operation of their Slag Processing Plant located in Harmony Township, **Beaver County**.

The equipment includes: stationary crushing plant and magnetic separation plant, 800 millimeter jig, portable crushing plant powered by a 325 bhp non-road diesel engine, 800 millimeter jig, and a portable screening plant powered by an 80 bhp non-road diesel engine. Facility shall be limited to throughput of 600,000 tons per 12 month rolling total. The facility estimated potential emissions of: 11.36 tpy NO_x, 9.88 tpy CO, 3.23 tpy SO_x, 0.89 tpy VOC, 45.45 tpy PM, and 16.67 tpy PM₁₀. The proposed SOOP contains emission restriction, testing, monitoring, recordkeeping, reporting and work practice standards derived from the applicable requirements of 25 Pa. Code Chapters 121—145, 40 CFR Part 63, Subpart ZZZZ-National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR Part 89 Control of Emissions from New and In-Use Nonroad Compression-Ignition Engines.

A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed State Only Operating Permit (04-00496) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based.

Skyline Metals State Only Operating Permit application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Operating Permit for this facility are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Skyline Metals State Only Operating Permit application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed air Quality Operating Permit for this facility, a person may contact Thomas Kaminski at thkaminski@pa.gov or by calling 412.442.4097.

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

03-00188: Carson Industries, Inc. (189 Forman Road, Freeport, PA 16229) In accordance with 25 Pa. Code §§ 127.424 and 127.425 the Department of Environmental Protection (DEP) gives notice that they intend to issue a State Only Operating Permit (SOOP) renewal to Carson Industries, Inc. to authorize the operation of their specialty aluminum castings manufacturing operation located in South Buffalo Township, **Armstrong County**.

The facility consists of a melt furnace, sand system, grinding department, paint and coatings application, and general facilities heating. Annual potential emissions

were estimated to be of NO_x and CO are less than one ton each, and emission of PM, SO₂, and VOC are each less than one tenth of a ton. The proposed SOOP contains emission restriction, testing, monitoring, recordkeeping, reporting and work practice standards derived from the applicable requirements of 25 Pa. Code Chapters 121—145.

A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed State Only Operating Permit (03-00188) and a concise statement of the objections to the Operating Permit issuance and the relevant facts upon which the objections are based.

Carson Industries State Only Operating Permit application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Operating Permit for this facility are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Carson Industries State Only Operating Permit application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed air Quality Operating Permit for this facility, a person may contact Thomas Kaminski at thkaminskipa.gov or by calling 412-442-4097.

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

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

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

10-00021: Indspec Chemical Corporation (PO Box 307, 133 Main Street, Petrolia, PA 16050). The Department intends to issue a renewal of the operating permit as a State Only Operating Permit instead of a Title V Operating Permit for the facility located in Petrolia Borough, **Butler County**. Production has ceased for all organic resin products at this facility. The sources which remain are a gasoline storage tank and several tanks which have been emptied or will be emptied, emergency generators and emergency fire pump engines. The facility does not have a waste water treatment plant so the empty tanks may be used for storing storm water. The potential emissions of the sources are 6.27 TPY CO, 20.28 TPY NO_x, 0.65 TPY PM₁₀, 0.45 TPY PM_{2.5}, 0.54 TPY SO_x, and 1.89 TPY VOCs. The engines are subject to 40 CFR 63 Subpart ZZZZ. Three of the engines are subject to 40 CFR 60 Subpart IIII and GP-9. The engines are limited to 500 hours of operation and will normally only be used for emergency use. The applicable requirements of GP-2 are included in the permit.

10-00381: Mountain Gathering LLC, Forward Compressor Station (810 Houston Street, Fort Worth TX 76102). The Department intends to issue a State Operating Permit to operate a natural gas compressor station located in Forward Township, **Butler County**. The primary emissions are from the six 1,775 Hp compressor engines, two Triethylene Glycol dehydrators and reboilers, line heaters, condensate and water tanks, a gun barrel tank, and fugitive emissions at the facility. Con-

struction of this facility was authorized by Plan Approval Number: 10-0381B which was issued on December 13, 2013 and GP5-10-381A which was issued September 17, 2014. The conditions from the plan approval and GP have been incorporated into the Permit. Sources at this facility are subject to the following Federal emission standards:

40 CFR 60, Subpart JJJJ—Standards of performance for stationary spark ignition internal combustion engines.

40 CFR 60, Subpart OOOO—Standards of performance for crude oil and natural gas production, transmission and distribution.

40 CFR 63, Subpart HH—National emission standards for hazardous air pollutants from oil and natural gas production facilities.

Potential emissions from the facility are less than the Title V emission thresholds. Potential NO_x, CO, VOCs, SO_x, PM₁₀, PM_{2.5}, HAPs, and CO_{2e} emissions are: 58.41 TPY, 32.92 TPY, 38.0 TPY, 0.30 TPY, 4.43 TPY, 4.43 TPY, 3.91 TPY, and 49,067 TPY, respectively.

25-00958: Ridg-U-Rak Storage Systems/State Line Pkt. (12340 Gay Rd, North East, PA 16428). The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for the facility located in North East Township, **Erie County**. The primary sources at the facility include natural gas-fueled space heaters, a 3-stage surface preparation system, a dry-off oven, a powder cure oven, a fluidized cleaning system, and an emergency generator. Potential emissions are as follows: 12.21 TPY NO_x, 7.60 TPY CO, 0.05 TPY SO_x, 0.29 TPY VOC, and 0.17 TPY PM₁₀ and PM_{2.5}; thus, the facility is a Natural Minor. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

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

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

OP17-000033: Jerith Manufacturing Company, Inc. (14400 McNulty Road, Philadelphia, PA 19154) for the operation of an aluminum fencing manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) burners for parts washers at 4.8, 4.8, and 1.2 MMBtu/hr burning natural gas, six (6) drying/curing ovens at 5.4, 4.8, 2.88, 1.08, 0.84, and 0.84 MMBtu/hr burning natural gas, three (3) heat cleaning furnace with afterburner at 1.2, 1.2, and 0.29 MMBtu/hr or less burning natural gas, and three (3) warm air furnaces each 2.1 MMBtu/hr burning natural gas.

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

Persons wishing to file protest or comments on the above operating permit must submit the protest or comments within 30 days from the date of this notice. Any protests or comments filed with AMS must include a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based. Based upon the information received during the public comment period, AMS may modify the operating

permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

OP17-000070: HCP Inc. (833 Chestnut Street, Philadelphia PA, 19107) for a real estate office in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three natural gas or No. 2 oil fired boilers each rated at 6 MMBtu/hr or less, three (3) diesel fired emergency generators each rated at 2,000 kW, and one (1) diesel fired emergency generator rated at 750 kW.

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

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

S14-018: Philadelphia University (4201 Henry Lane, Philadelphia, PA 19144) for the operation of a university in the City of Philadelphia, **Philadelphia County** and to incorporate a responsible official change. The facility's air emission sources include twenty five (25) combustion units each firing natural gas and rated 1.7 MMBtu/hr or less, five (5) combustion units each firing No. 2 fuel oil and rated 1.6 MMBtu/hr or less, sixteen (16) combustion units each firing No. 2 fuel oil or natural gas and rated 5.3 MMBtu/hr or less, and four (4) diesel fueled emergency generators.

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

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

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.19a); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); The Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); and The Bituminous

Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.20a). Mining activity permits issued in response to such applications will also address the applicable permitting requirements of the following statutes: the Air Pollution Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).

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

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

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

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

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

Coal Applications Received

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

30010701 and NPDES No. PA0235440. Cumberland Contura, LLC, (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To renew the permit for the Cumberland Mine No. 2 Coal Refuse Disposal Facility in Whiteley Township, **Greene County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on January 18, 2018. Application received June 30, 2017.

56831602 and NPDES No. PA0214469. Reitz Coal Company, LLC, (509 15th Street, Windber, PA 15963). To renew the permit for the Reitz No. 4 Plant in Shade Township, Central City Borough, **Somerset County** and

related NPDES Permit for reclamation only. No additional discharges. The application was considered administratively complete on January 19, 2018. Application received June 19, 2017.

56950702 and NPDES No. PA0214914. PBS Coals, Inc., (1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541). To renew the permit for the Cambria Refuse Disposal Area in Stonycreek Township, **Somerset County** and related NPDES Permit for reclamation only. No additional discharges. The application was considered administratively complete on January 19, 2018. Application received July 7, 2017.

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

33180101 and NPDES Permit No. PA0280542. P. and N. Coal Company, Inc. (P.O. Box 332, Punxsutawney, PA 15767) Commencement, operation and restoration of a bituminous surface and auger mine in Rose & Clover Townships, **Jefferson County**, affecting 190.3 acres. Receiving streams: Rattlesnake Run, classified for the following uses: CWF; and Redbank Creek, classified for the following uses: TSF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 2, 2018.

61980103. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Revision to an existing bituminous surface mine to change the post-mining land use from unmanaged natural habitat to industrial/commercial on the Glenn H. McFadden property in Irwin Township, **Venango County**. Receiving streams: Unnamed tributaries to Scrubgrass Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 11, 2018.

61970101. Bedrock Mines, LP (111 Freeport Road, Pittsburgh, PA 15215). Revision to an existing bituminous surface mine to change the post-mining land use from unmanaged natural habitat to industrial/commercial on the Glenn H. McFadden property in Irwin Township, **Venango County**. Receiving streams: Unnamed tributaries to Scrubgrass Creek, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 11, 2018.

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

26870107 and NPDES Permit No. PA0589802. David L. Patterson, Jr. (12 Short Cut Road, Smithfield, PA 15478). Renewal application for reclamation only to an existing bituminous surface mine, located in Nicholson Township, **Fayette County**, affecting 100.2 acres. Receiving streams: unnamed tributaries to Jacobs Creek, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 19, 2018.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

Permit No. 01180301 and NPDES No. PA0279617. Specialty Granules, LLC, 1455 Old Waynesboro Road, Blue Ridge Summit, PA 17214, commencement, operation and restoration of a large noncoal (industrial minerals) operation in Hamiltonban Township, **Adams County**, affecting 112.3 acres. Receiving streams: unnamed tributaries to/and Toms Creek classified for the following use: High Quality, Cold Water Fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 5, 2018.

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

20800302 and NPDES Permit No. PA0280551. L. R. Glover (2188 Strong Road, Waterford, PA 16441) Revision to an existing large industrial mineral mine to add an NPDES permit in Bloomfield Township, **Crawford County**. Receiving streams: Little Federal Run, classified for the following statewide uses: HQ-CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 16, 2018.

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

26970401 and NPDES Permit No. PA0202100. Laurel Aggregates of Delaware, LLC (270 Lakewood Center, Morgantown, WV 26508). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Springhill Township, **Fayette County**, affecting 871.8 acres. Receiving streams: Rubles Run and unnamed tributaries to Rubles Run and Patterson Run, classified for the following use: HW-Q-CWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 17, 2018.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0249238 (Mining Permit No. 56020103), Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, renewal of a reclamation only for treatment of a post-mining discharge on a surface mine, in Jenner Township, **Somerset County**, affecting 172.7 acres. Receiving streams: unnamed tributary to/and Beam Run, classified for the following use: cold water fishes. This receiving stream is included in the Kiskiminetas-Conemaugh TMDL. Application received: January 5, 2018.

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

The following outfall discharges to unnamed tributaries to/and Beam Run.

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
002—Post Mining Water Treatment Outfall	N

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

<i>Outfall: 002 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)	1.7	3.4	4.2
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic Pressure (milliosmoles/kg)	50.0	50.0	50.0

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

*Operator requesting pH variance up to 10.0 standard units to adequately treat for high manganese concentrations.

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

NPDES No. PA 0257923 (Mining permit no. 17120103), Swisher Contracting, Inc., P.O. Box 1223, Clearfield, PA 16830, renewal of an NPDES permit for bituminous surface and auger coal mining in Bradford Township, **Clearfield County** affecting 199.9 acres. Receiving stream(s): Valley Fork to Roaring Run to Clearfield Creek, classified for the following use(s): CWF. Application received: November 21, 2017.

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

The following outfall(s) require a non-discharge alternative:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
010	N
011	N
012	N
013	N
014	N
015	N
016	N

There is no proposed surface discharge from the previously listed facilities to the receiving stream due to the implementation of Best Management Practices.

Noncoal NPDES Draft Permits

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

NPDES Permit No. PA0595276 on Surface Mining Permit No. 45900303. Middle Smithfield Materials, Inc., (P.O. Box 674, Bushkill, PA 18234), renewal of an NPDES Permit for a topsoil, sand and gravel quarry operation in Middle Smithfield Township, **Monroe County**, affecting 10.7 acres. Receiving stream: Suise Creek to Bushkill Creek, classified for the following use: HQ—cold water fishes. Application received: July 24, 2017.

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

The following outfall discharge to Suise Creek to Bushkill Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Stormwater

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids		35.0	70.0	90.0

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E15-893. Borough of Downingtown, Municipal Government Center, 4-10 West Lancaster Ave, Downingtown, PA 19335, Downingtown Borough, **Chester County**, ACOE Philadelphia District.

To relocate, construct and maintain approximately 2,530 LF. of an existing 15-inch Sanitary sewer line associated with 12 watertight Manholes, impacting temporary approximately 0.31 acre of wetland and 0.10 acre of the 100-year floodplain of Parke Run (WWF, MF).

The site is located on Bishop Shanahan High School property near the intersection of US-30 business and Woodbine Road (Downingtown, PA USGS map Lat: 40.010831; Long: -75.68849).

E09-1017. Richland Township, 1328 California Road, Suite A, Quakertown, PA 18951, Richland Township, **Bucks County**; ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated with the 5th Street Trail. Includes the construction of an 8-foot wide pedestrian walking trail over Beaver Run and four wetland crossings. The proposed project will have 19 linear feet of permanent waterway impact and 1935 square feet of permanent wetland impact and 4,416 square feet of temporary wetland impact.

The site is approximately at South 5th Street. The trail begins about 0.3 mile from the end of South 5th Street. (Quakertown Lat. 40° 25' 55"; Long. -75° 20' 21").

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

E07-467: PennDOT Engineering District 9-0, 1620 North Juniata Street in Tyrone Township, **Blair County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structure and to install and maintain a (1) 120-linear foot 12.5-foot × 3-foot box culvert with 1-foot uniform depression with R-4 and R-7 riprap scour protection in Sinking Run (CWF, MF) for the purpose of improving roadway safety along SR 2009 in Tyrone Township, Blair County (40.597°, -78.2172°).

E50-264: Southwest Madison Township, 94 Bristline Bridge Road, Loysville, PA 17047 in Southwest Madison Township, **Perry County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structure and to install and maintain a 40 linear foot 32-foot × 22-foot arch culvert in Laurell Run (HQ-CWF, MF), Existing Use (EV, MF) with R-8 and R-4 riprap scour protection in Southwest Madison Township (40.3171°, -77.3927°).

E06-721: PennDOT Engineering District 5-0, 1002 Hamilton Street, Allentown, PA 18101, in Maxatawny and Greenwich Townships, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To remove existing structures and to install and maintain the following for the purpose of improving transportation safety and roadway standards.

I-78 Section 12M Wetland Impacts

<i>Wetland</i>	<i>Activity</i>	<i>Location</i>	<i>Wetland Classification</i>	<i>Wetland Size (Ac)</i>	<i>Permanent Impact Area (Ac)</i>	<i>Temporary Impact Area (Ac)</i>
W2	Outlet Protection	Station 325+00	PFO/PSS/PEM	1.87	0.01	NA
W3	Fill	Station 333+00	PFO	0.11	0.11	NA
W4	Outlet Protection	Station 340+00 to Station 350+00	PEM	2.47	0.03	0.11
W5A	Fill	Station 346+50	PEM	0.01	0.01	NA
W5	Cut and Fill	Station 347+60 to Station 361+00	PEM	0.41	0.41	NA
W202	Channel Relocation	Station 348+50	PEM	0.11	0.002	NA
W201	Channel Relocation	Station 349+50 to Station 358+50	PEM	0.99	0.10	NA
W123	Fill	Station 361+00	PEM	0.03	0.03	NA
W124	Fill	Station 362+00	PEM	0.02	0.02	NA
W122	Fill	Station 365+00	PEM	0.05	0.05	NA
W121	Indirect	Station 365+50	PEM	0.005	0.005	NA
W6	Fill	Station 365+00 to Station 383+50	PEM	2.21	0.61	0.42
W10	Fill	Station 396+00 to Station 400+50	PEM	0.31	0.21	0.04
W10A	Fill	Station 401+50	PSS/PEM	0.06	0.01	0.01
W11	Fill	Station 402+50	PFO	0.53	0.04	NA

<i>Wetland</i>	<i>Activity</i>	<i>Location</i>	<i>Wetland Classification</i>	<i>Wetland Size (Ac)</i>	<i>Permanent Impact Area (Ac)</i>	<i>Temporary Impact Area (Ac)</i>
W11	Fill	Station 410+50 to Station 414+00	PEM	0.53	0.15	0.01
W11A	Fill	Station 415+00	PEM	0.12	0.05	0.04
W204	Outlet Protection	Station 440+50	PSS	0.22	0.02	NA
W15	Fill	Station 462+00	PEM	0.07	0.03	NA
W125	Fill	Station 465+00	PEM	0.001	0.001	NA
W17	Fill	Station 493+50 to Station 496+00	PEM	0.05	0.05	NA
W16	Fill	Station 496+00 to Station 497+00	PSS/PEM	0.34	0.03	NA
W17A	Fill	Station 497+00 to Station 500+50	PEM	0.13	0.13	NA
W17B	Fill	Station 501+00 to Station 503+00	PEM	0.08	0.08	NA
W101*	Fill	Station 580+00	PEM	0.01	0.01	NA
W205*	Channel Relocation	Station 689+50	PEM	0.04	0.04	NA
W19*	Fill	Station 690+50	PEM	0.28	0.05	0.03
W19A*	Fill	Station 692+00	PEM	0.19	0.06	0.07
W20*	Temporary Access	Station 720+50	PEM	1.18	NA	0.03
		TOTALS			2.35	0.76
X* =Exceptional Value Wetland						

Table 4— I-78 Section 12M Stream Impacts

<i>Stream</i>	<i>Activity</i>	<i>Approximate Location</i>	<i>Channel Relocation (LF)</i>	<i>Rock Channel (LF)</i>	<i>Fill (LF)</i>	<i>Bridge (LF)</i>
S1 Unnamed Tributary (UNT) to Maiden Creek	Pipe Liner Rock Channel	Station 301+49		55' R-5 and R-7 Material		
S3 UNT to Maiden Creek	New Bridge	Station 331+02				113 110 (wide)
S3A UNT to Maiden Creek	Stream Relocation	Station 331+50	102'			
S3 UNT to Maiden Creek	Stream Relocation	Station 348+00 to 360+00	1,222'			
S11 UNT to Maiden Creek	Stream Relocation	Station 471+40 to Station 474+45	320'			
S3C UNT to Maiden Creek	Pipe Liner Culvert Extension Rock Channel	Station 496+75		11' R-5 Material		
S12A UNT to Mill Creek	Fill	Station 578+50 to Station 579+52			102' R-8	
S14 UNT to Mill Creek	Culvert Extension Channel Realignment	Station 690+78	150'			
Totals			1,794'	66'	102'	113'

<i>Stream</i>	<i>Activity</i>	<i>Approximate Location</i>	<i>Pipe or Culvert Liner (LF)</i>	<i>Pipe or Culvert Replacement (LF)</i>	<i>Pipe or Culvert Extension (LF)</i>	<i>Rock Apron/ Scour Protection (LF)</i>
S1 Unnamed Tributary (UNT) to Maiden Creek	Pipe Liner Rock Channel	Station 301+49	125' 48" RCP			
S3 UNT to Maiden Creek	New Bridge	Station 331+02				
S6 UNT to Maiden Creek	Culvert Extension	Station 393+48			17' 6' Conc Box	5' R-6 Material
S18 UNT to Maiden Creek	Pipe Replacement Pipe Extension	Station 402+05		144' 48" RCP	51' 48" RCP	5' R-5 Material
S3 UNT to Maiden Creek	Outlet Protection	Station 429+00				10' R-4 Material
S10 UNT to Maiden Creek	Scour Protection Culvert Extension	Station 472+24			10' 6'5" RC Box	5' R-6 Material
S202 UNT to Maiden Creek	Pipe Replacement	Station 492+98		52' 18" RCP		15' R-4 Material
S3 UNT to Maiden Creek	Outlet Protection	Station 493+50				18' R-4 Material
S3C UNT to Maiden Creek	Pipe Liner Culvert Extension Rock Channel	Station 496+75	175' 48" Liner		10' 48" RCP	
S3 UNT to Maiden Creek	Culvert Extension	Station 508+75			56' 12' RC Box	TBD R-6 Material
S12 UNT to Mill Creek	Pipe Liner Culvert Extension	Station 578+90	168' 6' RC Box		90' 6'RC Box	74' R-6 Material
S12A UNT to Mill Creek	Fill	Station 578+50 to Station 579+52				10' R-6 Material
S201 UNT to Mill Creek	Culvert Extension	Station 629+98			89' 30" RCP	30' R-4 Material
S14 UNT to Mill Creek	Culvert Extension Channel Realignment	Station 690+78			137' 34.6" RC Arch	
<i>Totals</i>			<i>468'</i>	<i>196'</i>	<i>460'</i>	<i>172'+</i>

I-78 Section 12M Floodplain Impacts

<i>Watercourse</i>	<i>Approximate Location</i>	<i>Watercourse Classification</i>	<i>Permanent Impact Area Acre</i>	<i>Permanent Impact Area Square Feet</i>
S3 UNT to Maiden Creek	Station 329+00 RT	Perennial	0.15	6,534
	Station 331+50 RT		0.58	25,265
	Station 332+50 LT		0.31	13,504
	Station 337+00 LT		0.04	1,742
	Station 341+75 LT		0.02	871
	Station 369+00 LT		0.48	20,909
	Station 373+00 LT		0.20	8,712
	Station 387+00 LT		0.05	2,178
	Station 421+00 LT		0.01	436
	Station 423+00 LT		0.03	1,307
	Station 494+00 RT		0.03	1,307
	Station 509+00 LT		0.11	4,792
	Station 508+00 RT		0.14	6,098
S3B UNT to Maiden Creek	Station 511+00 LT		0.02	871
S6 UNT to Maiden Creek	Station 393+50 RT	Perennial	0.15	6,534
S9 UNT to Maiden Creek	Station 463+84	Perennial	0.09	3,920
S3C UNT to Maiden Creek	Station 496+75 LT	Perennial	0.06	2,614
S12 UNT to Mill Creek	Station 576+00 RT	Perennial	0.56	24,394
	Station 580+00 LT		0.24	10,454
S14 UNT to Mill Creek	Station 692+00 RT	Perennial	1.36	59,242
S15 Mill Creek	Station 718+00 RT	Perennial	0.07	3,049
Totals			4.70	204,732

Wetland mitigation of approximately 2.56 acres is proposed. The project is located on SR 0078 Section 01B in Maxatawny and Greenwich Townships, Berks County (Latitude: 40.576°; Longitude: -75.885°).

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

E57-137. Pennsylvania Department of Transportation, Engineering District 3-0, PO Box 218, Montoursville, PA 17754-0218. S.R. 0154 Section 065, Hoagland Branch Bridge Replacement, Fox Township, **Sullivan County**, ACOE Baltimore District (Shunk, PA Quadrangle N: 41° 32' 44"; W: -76° 44' 32").

PA DOT Engineering District 3-0 proposes to replace a single span steel stringer bridge with a single span precast concrete spread box beam bridge. The existing bridge has a span of 13.75 Ft., a skew of 87 degrees, an underclearance of 9.9 Ft., a low chord of 1,469.43 Ft. and a hydraulic opening of 136 Ft². The proposed bridge has a span of 22.65 Ft., a skew of 73 degrees, an underclearance of 9.73 Ft., a low chord of 1,469.50 Ft. and a hydraulic opening of 214 Ft². The proposed structure will be shifted approximately 7 Ft. upstream to better align the structure with the SR 4002 intersection. The project will not impact any jurisdictional wetlands and does not require mitigation. Hoagland Branch is classified as an Exceptional Value Stream by Title 25, Chapter 93 Water Quality Standards and a Class A Wild Trout Stream by PA Fish and Boat Commission.

E41-690. Water Works Transport, LLC, Borough of Muncy, 1912 John Brady Drive, Muncy, PA 17756. Water Works Hoagland Run Road Cleanup in Lycoming Township, **Lycoming County**, ACOE Baltimore District (Salladasburg, PA Quadrangles N: 41° 20' 30" W: -77° 07' 53").

Water Works Transport has applied for a Small Projects—Joint Permit to construct, operate and maintain a temporary treatment facility along Hoagland Run in Lycoming Township—Lycoming County. The permit is proposing the remediation of elevated concentrations of brine-related target compounds in surface water and groundwater caused by a tanker accident.

A cofferdam will be constructed along UNT to Hoagland Run to divert flow into the mainstem of Hoagland Run and isolate an existing downstream impoundment. Water will be pumped from this impoundment and sent to a treatment facility to remove brine-related compounds. Following successful cleanup, the cofferdam, pump system and treatment facility will be removed and normal flow restored to the UNT to Hoagland Run.

STREAM IMPACT TABLE:

Impact #	Resource Name	Municipality	Activity	Chapter 93	Listed Trout	Impact Length Temp. (LF)	Impact Area Temp. (SF)	Impact Length Perm. (LF)	Impact Area Perm. (SF)	Lat. Long.
2	UNT Hoagland Run	Lycoming	Cofferdam & Pump	HQ-CWF	Wild	9	30	0	0	41.34222 77.13139
5	UNT Hoagland Run	Lycoming	Pump, 3-inch Hose & dewater	HQ-CWF	Wild	357	4489	0	0	41.34167 77.13139
TOTAL						366	4519	0	0	

FLOODWAY IMPACT TABLE:

Impact #	Resource Name	Municipality	Activity	Listed Trout	Impact Length Temp. (LF)	Impact Area Temp. (SF)	Impact Length Perm. (LF)	Impact Area Perm. (SF)	Lat. Long.
1	Hoagland Run	Lycoming	4-inch Hose	Wild	0	25	0	0	41.34222 77.13167
2	UNT Hoagland Run	Lycoming	Cofferdam & Pump	Wild	0	84	0	0	41.34222 77.13139
3	UNT Hoagland Run	Lycoming	Pump & Berm	Wild	0	140	0	0	41.34222 77.13139
4	UNT Hoagland Run	Lycoming	4-inch Hose	Wild	0	30	0	0	41.34222 77.13167
6	UNT Hoagland Run	Lycoming	3-inch Hose	Wild	0	60	0	0	41.34194 77.13111
7	UNT Hoagland Run	Lycoming	Treatment Facility	Wild	0	1,090	0	0	41.34222 77.13139
TOTAL					0	1,429	0	0	

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

E04-363; Tri-State River Products, Inc.; Box 218, 334 Insurance Street, Beaver, PA 15009; Ambridge Borough, South Heights Borough, Hopewell Township, City of Aliquippa; **Beaver County;** ACOE Pittsburgh District.

The applicant is proposing to:

Dredge in the regulated waters of this Commonwealth for sand, gravel, and other minerals for the purposes of commercial exploitation in the following areas of the Ohio River (WWF): from Ohio River Mile 15.9 to Ohio River Mile 16.35, right and left descending banks (Upstream beginning point: Ambridge, PA Quadrangle N: 14.5 inches W: 15.0 inches; Latitude: 40° 34' 49", Longitude: -80° 14' 0". Downstream end point: Ambridge, PA Quadrangle N: 15.6 inches W: 15.3 inches; Latitude: 40° 35' 10", Longitude: -80° 14' 7"); and from Ohio River Mile 16.35 to Ohio River Mile 16.4, left descending bank (Upstream beginning point: Ambridge, PA Quadrangle N: 15.6 inches W: 15.3 inches; Latitude: 40° 35' 10", Longitude: -80° 14' 7". Downstream end point: Ambridge, PA Quadrangle N: 15.8 inches W: 15.4 inches; Latitude: 40° 35' 14", Longitude: -80° 14' 9") in the Boroughs of Ambridge and South

Heights, the Township of Hopewell and the City of Aliquippa, Beaver County. Dredging in this same area was originally permitted as E02-919-A18. In addition to mitigation that was previously authorized under E02-919-A18, the applicant is also proposing to elevate the river bottom in a selected area in order to improve river habitat, within the Montgomery Pool of the Ohio River.

Northwest District: Oil and Gas Program Manager, 230 Chestnut Street, Meadville, PA 16335, 814-332-6860.

E10-08-016, Mountain Gathering, LLC, 810 Houston St., Fort Worth, TX 76102. Prager Natural Gas Pipeline, in Summit Township, **Butler County,** ACOE Pittsburgh District, Saxonburg, PA Quadrangle N: 40°, 49', 29.75"; W: 79°, 49', 52.44".

The project consists of installation of a 6,698 ft. long, 10-inch natural gas pipeline that will be installed via open trench for the entire length. The proposed project impacts in Butler County include a total of 63 linear feet of temporary impacts and 12 linear feet of permanent impacts to UNT's of Coal Run WWF. The project also has 0.006 acre of permanent impacts to Palustrine Scrub Shrub (PSS), and 0.001 acre of permanent impact to Palustrine Emergent (PEM) wetland(s), and 0.049 acre of temporary impacts to Palustrine Emergent (PEM) wet-

land(s). One floodway will be impacted having 0.107 acre of temporary impacts and 0.0003 acre of permanent impacts.

For more detailed information regarding this proposed project, which is available in the PADEP regional office, please contact Craig Lobins at 814-332-6855 to request a file review.

E10-08-015, XTO Energy Inc., 190 Thorn Hill Road, Warrendale, PA 15086. Prager Temporary Waterline, in Summit Township, **Butler County**, ACOE Pittsburgh District, Saxonburg, PA Quadrangle N: 40°49', 21.64"; W: 79°50', 45.87".

The project consists of installation of a 6,731 ft. long, 10-inch steel water line that will be installed above ground for most of the proposed alignment. The proposed project impacts in Butler County include a total of 73 linear feet of temporary impacts to UNT's of Coal Run WWF. The project also has 0.044 acre of temporary impacts to Palustrine Emergent (PEM) wetland(s). One floodway will also be impacted having 0.328 acre of temporary impacts.

For more detailed information regarding this proposed project, which is available in the PADEP regional office,

please contact Craig Lobins at 814-332-6855 to request a file review.

ENVIRONMENTAL ASSESSMENTS

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

D45-003EA. Peter Marshall, Interim Borough Manager, Borough of East Stroudsburg, 24 Analomink Street, P.O. Box 303, East Stroudsburg, PA 18301, Smithfield Township, **Monroe County**, USACOE Philadelphia District.

Project proposes to rehabilitate Middle Dam. Construction will include installing articulated concrete block for overtopping protection, a stabilization berm, a drainage system, a new concrete spillway, and a new outlet structure. The project will impact approximately 0.52 acre of wetland (PSS and PFO). Applicant proposes to construct approximately 0.76 acre of wetland as compensatory mitigation for unavoidable impacts at two sites along Sambo Creek located approximately one mile upstream of Middle Dam. The dam is located across Sambo Creek (East Stroudsburg, PA Quadrangle; latitude: 41.0490, longitude: -75.1789).

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

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

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

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

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

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

I. NPDES Renewal Permit Actions

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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0244929 (Storm Water)	Waste Management of PA, Inc. 1000 New Ford Mill Road Morrisville, PA 19067	Bucks County Falls Township	Van Sciver Lake & UNT to Delaware River 2-E	Y
PA0243914 (Storm Water)	Delaware Valley Concrete Co. Inc. 248 E. County Line Road Hatboro, PA 19040	Montgomery County Plymouth Township	Schuylkill River 3-F	Y
PA040665 (Sewage)	Stone Barn Rentals 100 Stone Barn Drive Kennett Square, PA 19348	Chester County West Marlborough Township	East Branch White Clay Creek 3-I	N
PA0042021 (Sewage)	Milford-Trumbauersville Area Sewer Authority 1825 Rosenberger Road PO Box 126 Spinnerstown, PA 18968	Bucks County Milford Township	Unami Creek 3-E	Y
PA0011096 (Industrial)	Sunoco Partners Marketing & Terminals, L.P. 100 Green Street Marcus Hook, PA 19061-0426	Delaware County Marcus Hook Borough	Middle Creek and Delaware River Estuary Zone 4 3-G	Y
PA0244121 (Industrial)	Mr. Michael & Ms. Heather Longo 131 Shea Lane Glenmoore, PA 19343-9508	Chester County Upper Uwchlan Township	Unnamed Tributary Black Horse Creek 3-H	Y
PA0051292 (Industrial)	Municipal Authority of Borough of Morrisville 35 Union Street Morrisville, PA 19067	Bucks County Lower Makefield Township	Delaware River 2-E	Y
PA0057487 (Sewage)	Old Castle Lawn & Garden, Inc. 500 E. Pumping Station Road Quakertown, PA 18951	Bucks County Richland Township	Unnamed Tributary to Tohickan Creek 2-D	Y
PA0058131 (Sewage)	Mr. Warren A. Jeffries 1739 Pottstown Pike Glenmoore, PA 19343-2642	Chester County East Nantmeal Township	Beaver Run 3-D	Y
PA0055158 (Sewage)	Meadows Investments, LLC PO Box 187 Ottisville, PA 18942	Bucks County Nockamixon Township	Unnamed Tributary to Haycock Creek 2-D	Y
PA0027634 (Industrial)	PA American Water Company 800 W. Hershey Park Drive Hershey, PA 17033	Bucks County Lower Makefield Township	Brock Creek 2-E	Y
PA0046868 (Sewage)	Lower Moreland Township 640 Red Lion Road Huntingdon Valley, PA 19006	Montgomery County Lower Moreland Township	Unnamed Tributary to Southampton Creek 3-J	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0055174 (Industrial)	Buckeye Pipe Line Company, L.P.—Macungie Station 5131 Buckeye Road Emmaus, PA 18049	Lehigh County Lower Macungie and Upper Milford Townships	Unnamed Tributary to Swabia Creek (02C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0021695 SEW	Orbisonia & Rockhill Borough Joint Municipal Authority PO Box 346 Orbisonia, PA 17243-0346	Orbisonia Borough, Huntingdon County	Blacklog Creek in Watershed(s) 12-C	Y
PA0266566 SEW	Jackson Township Sewer Authority 439 Roth Church Road Spring Grove, PA 17362-8872	Jackson Township, York County	Codorus Creek in Watershed(s) 7-H	N

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0239828 (Industrial Waste)	Troyer Sand & Gravel 13021 Flatts Road Waterford, PA 16441-2809	Erie County Le Boeuf Township	Wheeler Creek (16-A)	Yes

Amplified Notice: A site inspection, during the draft comment period, verified the proposed water quality based limits for Aluminum, Hexavalent Chromium & Dissolved Iron are not applicable. The limitations were removed from the final permit.

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0238431 (Sewage)	Charles A Betts SFTF 1800 Weiler Road Warren, PA 16365-8514	Warren County Conewango Township	Morse Run (16-B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0042561 (Sewage)	Upper Stonycreek JMA STP PO Box 24 Hooversville, PA 15936-0024	Somerset County Shade Township	Stonycreek River (18-E)	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. PA0026468, Sewage, **Lower Bucks County Joint Municipal Authority**, PO Box 460, Levittown, PA 19058-0460.

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

Description of Action/Activity: The following notice reflects changes to the notice published in the October 14, 2017 edition of the *Pennsylvania Bulletin*.

Effluent limit for the Total Dissolved Solids has been revised from "Report" to 1,000 mg/l in the final permit.

NPDES Permit No. PA0036374, Sewage, **Upper Uwchlan Township Municipal Authority**, 140 Pottstown Pike, Chester Springs, PA 19425-9516.

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

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

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

NPDES Permit No. PA0209228, Sewage, SIC Code 4952, **Lycoming County Water & Sewer Authority**, PO Box 186, Montoursville, PA 17754-0186.

This existing facility is located in Fairfield Township, **Lycoming County**.

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

NPDES Permit No. PA0020567, Sewage, SIC Code 4952, **Northumberland Borough Northumberland County**, 175 Orange Street, Northumberland, PA 17857-1669.

This existing facility is located in Northumberland Borough, **Northumberland County**.

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

NPDES Permit No. PAR804890, Storm Water, SIC Code 4231, **Urs Flint Energy Service Inc.**, 6901 S Havana Street, Centennial, CO 80112-3805.

This existing facility is located in Montoursville Borough, **Lycoming County**.

Description of Existing Action/Activity: Termination of an NPDES Permit for an existing discharge of treated Storm Water.

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

NPDES Permit No. PA0028410, Sewage, SIC Code 4952, **Municipal Authority of the Borough of Baden**, 149 State Street, Baden, PA 15005-1937.

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

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

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

NPDES Permit No. PA0023167, Sewage, SIC Code 4952, **Kane Borough McKean County**, PO Box 79, Kane, PA 16735-0079.

This existing facility is located in Kane Borough, **McKean County**.

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

The Department proposes to issue the following permit by incorporating the results of a Water Effect Ratio (WER) into the calculation of the water quality based effluent limit (WQBEL) for Total Copper. The WER is a biological determination of a site-specific aquatic life criterion, determined by conducting toxicity testing on sensitive aquatic species using site or simulated site water and comparing it to testing performed using lab dilution water. The WER procedure recognizes that the physical and chemical characteristics of site water can influence the toxicity of a chemical on aquatic life.

On July 29, 2016, the Department received WER testing results for Copper from the Kane Borough Authority. Following review of the sampling protocol and study results, the EPA determined that the WER was approvable, and can be used to modify the subject NPDES permit Copper limit.

Alternate site-specific criteria for Copper have been developed by multiplying the fish and aquatic life Copper criterion contained in Ch. 93, Table 5, by the following WER. The WER acts as a multiplier in the calculation of the NPDES permit limits for Copper.

<i>Facility</i>	<i>Permit Number</i>	<i>Receiving Stream</i>	<i>Dissolved WER</i>
Kane Borough Authority	PA0023167	West Run	3.486

A Total Copper limit of 0.02 mg/l (monthly average) has been calculated, based on the site-specific criterion developed by means of the above referenced Water Effects Ratio (WER) process. Based on the discharge from the STP, the limit for Total Copper included in this NPDES Permit will be 0.02 mg/l (monthly average).

These changes will affect the Total Copper limits of the Pine Street STP Kane discharge only.

The proposal and related documents are on file and may be inspected and arrangements made for copying at the office indicated above.

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. 2317404, Sewage, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

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

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

WQM Permit No. 1505412, Sewage, Renewal, **London Britain Township**, PO Box 215, Kemblesville, PA 19347-0215.

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

Description of Action/Activity: Permit approval for the renewal of the Windsor Subdivision Wastewater Treatment Plant.

WQM Permit No. 4617403, Sewage, **Washington Street Associates, LP**, 2701 Renaissance Boulevard, 4th Floor, King of Prussia, PA 19406.

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

Description of Action/Activity: Construction and operation of sewer extension.

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

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

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

WQM Permit No. 0917403, Sewage, **Bedminster Municipal Authority**, 432 Elephant Road, Perkasio, PA 18944.

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

Description of Action/Activity Decommissioning the Deep Run WWTP diverting flow to Elephant Run WWTP for construction and operation of a sewage pump station and force main.

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

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

Description of Action/Activity: Design and install 2 new fine screens.

WQM Permit No. 0917404, Sewage, **Edward Haaz**, 1878 Sugar Bottom Road, Furlong, PA 18925.

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

Description of Action/Activity: Construction and operation of a small flow single residence sewage treatment plant.

WQM Permit No. 1598409, Sewage, Amendment 3, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Action/Activity: Installation of a fine screen equalization tank, disk filter and UV disinfection.

WQM Permit No. 1594418, Sewage, Renewal, **Kennett Township**, 801 Burrows Road, Chadds Ford, PA 19317.

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

Description of Action/Activity: Approval for renewal of WQM Part II permit to continue operation of the Ashford WWTP.

WQM Permit No. 1505412, Sewage, **London Britain Township**, P.O. Box 215, Kemblesville, PA 19347-0215.

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

Description of Action/Activity: Approval for the renewal of continued operation at the Windsor Subdivision Wastewater Treatment Plant.

WQM Permit No. 4600409, Sewage, Amendment, **Lower Moreland Township Municipal Authority**, 640 Red Lion Road, Huntingdon Valley, PA 19006.

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

Description of Action/Activity: Installation of a disc filters and related equipment for phosphorus removal.

WQM Permit No. 4688475, Sewage, Transfer, **MVD Entertainment Group**, 203 Windsor Road, Pottstown, PA 19464.

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

Description of Action/Activity: Transfer of ownership to continue operation of a small flow sewage treatment plant.

WQM Permit No. WQG010068, Sewage, **Barbara & Benjamin Walters**, 614 Mock Road, Pottstown, PA 19464.

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

Description of Action/Activity: Construction and operation of wastewater treatment facility.

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

WQM Permit No. 0117401 Sewerage, **Greater Gettysburg Development Co. LLC**, 601 Mason Dixon Road, Gettysburg, PA 17325-8642.

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

Description of Proposed Action/Activity:

This permit approves the construction/operation of:

1. Influent Pump Station (IPS) with two submersible Pentair Hydromatic Solids Handling Pumps, or equivalent, with each one capable of pumping 0.81 MGD at 65' TDH.
2. IPS Wet Well of 6' ID and effective volume of 740 gallons, precast RCC construction. Trash basket on SS guide rails, aluminum rectangular access hatch, vent pipe with bug screen, and quick connect/disconnect for pumps.
3. 6" diameter forcemain of ductile iron construction epoxy coated, approximately 254'.
4. Valve vault of 6' x 9' rectangular to house necessary valves and flow meter, with aluminum access ladder and hatch.
5. One aerated influent flow equalization of effective volume of 33,929 gallons with Roots URAI 33 or equivalent positive displacement blower of 7.5 HP to provide 65 scfm 6.6 psig. Two identical submersible Goulds 3887 or equivalent pumps, 70 gpm at 18' TDH, each being able to handle the entire flow.
6. Two anoxic tanks (one in each train) per Modified Ludzack Ettinger (MLE) process, each tank will have 15,499 gallons effective volume. The pumps will be submersible Goulds 3887 or equivalent to pump 70 gpm 5' TDH.
7. One aeration tank in each train with effective volume of 38,956 gallons each with fine bubble disc aerator. Two positive displacement Roots URAI 45 or equivalent blower of 15 HP. One DO probe in each tank, YSI IQ SensorNet FDO or equivalent.
8. One clarifier in each tank of 19,627 gallons and one solid pump of 1 HP WS_BF 3887BF or equivalent.
9. 2-cell tertiary mixed media filter system of total 40 sft surface area, each cell capable to filter entire 0.1 MGD flow. Two submersible Goulds 3887 or equivalent, 360 gpm 18.5' TDH will be used for backwash and two submersible Goulds 3887 or equivalent, 162 gpm 19' TDH pumps to pump the backwashed water from aerated mudwell to EQ tank.
10. Trojan UV3200K-PTP, or equivalent, open channel, two units in parallel, 4 lamps per unit. Post aeration by URAI 36 or equivalent, 5 HP blower which will also serve mudwell and clearwell. Ultrasonic flow meter will be installed.

11. One aerated sludge holding tank of 66,243 gallons effective volume.

Audible and visual alarms will be installed. Chemical feed system will be constructed to supply chemicals for phosphorus removal and pH control. A control building will be constructed. Emergency diesel generator will be provided in case of power failure to run at least 24 hours, the size of which is yet to determine.

WQM Permit No. 6717409 Sewerage, **York City Sewer Authority**, 345 E Market Street, York, PA 17403-5614.

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

Description of Proposed Action/Activity:

This permit approves the modification of sewage facilities consisting of:

The replacement of the existing interceptor between MH 8 and the headworks of the York STP with new, realigned 36" pipe.

WQM Permit No. 0610402 A-1, Sewerage, **Womelsdorf Sewer Authority**, 101 W. High Street, Womelsdorf, PA 19567-9792.

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

Description of Proposed Action/Activity:

This permit amendment approves the modification of sewage facilities consisting of:

Replacement of vortex grit removal unit with aerated grit removal system before the influent pump station.

WQM Permit No. 6717408, Sewerage, **Manchester Township Municipal Authority York County**, 3200 Farmtrail Road, York, PA 17406-5699.

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

Description of Proposed Action/Activity:

This permit approves the modification of sewage facilities consisting of:

The replacement of the existing 18" interceptor between MH 8A to MH 21 with new 30" pipe and the replacement of the existing 12" interceptor between MH 1 to MH 25 with new 18" pipe.

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

WQM Permit No. 3217401, Sewerage, SIC Code, **Burrell Township Sewer Authority**, 49 Willow Street, Black Lick, PA 15716.

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

Description of Proposed Action/Activity: Description of Proposed Action/Activity: Black Lick Wastewater Treatment Plant Replacement and Improvement Project. A new SBR Treatment Facility with Ultraviolet Disinfection will be constructed to replace the existing WWTP.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the sewage facilities plan revision has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 6369405 A-4, Sewerage, SIC Code 4952, **Peters Township Sanitary Authority Washington County**, 111 Bell Drive, McMurray, PA 15317-6403.

This existing facility is located in Peters Township, **Washington County**.

Description of Proposed Action/Activity: construction and operation of a sludge dewatering press.

V. NPDES Waiver Stormwater Discharges from MS4 Actions

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

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

NPDES

Waiver No.	Applicant Name & Address	Municipality, County	Receiving Water(s)/Use(s)
PAG132316	Glenburn Township P O Box 694 Dalton, PA 18414	Glenburn Township, Lackawanna	Ackerly Creek/TSF and MF

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

Southcentral Regional Office: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Phone: 717.705.4800.

NPDES

<i>Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG133691	Franklintown Borough York County 116 South Baltimore Street Franklintown, PA 17323	Franklintown Borough, York	Unnamed Tributary to North Branch Bermudian Creek/WWF and MF
PAG133726	Chanceford Township York County 51 Muddy Forks Creek Road Brogue, PA 17309	Chanceford Township, York	Unnamed Tributary to North Branch Muddy Creek and Pine Run/CWF and MF
PAG133665	Goldsboro Borough York County PO Box 14 Etters, PA 17319	Goldsboro Borough, York	Unnamed Tributary to Susquehanna River and Fishing Creek/WWF, TSF, and MF
PAG133607	PA State University 77 W Harrisburg Pike Middletown, PA 17057	Lower Swatara Township, Dauphin	Unnamed Tributary to Susquehanna River/WWF and MF
PAG133758	Perry Township Berks County 680 Moselem Springs Road Shoemakersville, PA 19555	Perry Township, Berks	Unnamed Tributary to Schuylkill River/WWF and MF
PAG133648	Pequea Township Lancaster County 1028 Millwood Road Willow Street, PA 17584-9375	Pequea Township, Lancaster	Unnamed Tributary of Conestoga River, Stehman Run, Conestoga River, Goods Run, Pequea Creek, and Unnamed Tributary to Conestoga River/WWF, TSF, and MF
PAG133508	Saint Lawrence Borough Berks County 3540 Saint Lawrence Avenue Reading, PA 19606-2372	Saint Lawrence Borough, Berks	Antietam Creek and Unnamed Tributary to Antietam Creek/CWF and MF
PAG133514	Marion Township Berks County 420 Water Street Stouchsburg, PA 19567-1616	Marion Township, Berks	Tulpehocken Creek/TSF and MF
PAG133663	Blair County 423 Allegheny Street Hollidaysburg, PA 16648	Hollidaysburg Borough, Blair	Unnamed Tributary to Brush Run/WWF and MF

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

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

NPDES

<i>Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG136300	Connellsville Township Fayette County 166 McCoy Hollow Road Connellsville, PA 15425-6400	Connellsville Township, Fayette	Connell Run, Whites Run, and Mounts Creek/WWF
PAG136317	Franklin Township 897 Route 288 Fombell, PA 16123-2115	Franklin Township, Beaver	Connoquenessing Creek/WWF
PAG136342	South Franklin Township 100 Municipal Road Washington, PA 15301-9000	South Franklin Township, Washington	Chartiers Creek/WWF
PAG136251	Youngstown Borough PO Box 56 Youngstown, PA 15696-0056	Youngstown Borough, Westmoreland	Nine Mile Run/Sawmill Run (WWF)
PAG136395	Oklahoma Borough 170 Thorn Street Apollo, PA 15613	Oklahoma Borough, Westmoreland	Unnamed Tributary to Beaver Run and Unnamed Tributary to Kiskiminetas River/WWF and TSF

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG136392	Franklin Township Sewer Authority Fayette County 353 Town Country Road Vanderbilt, PA 15486	Franklin Township, Fayette	Redstone Creek/WWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150020	Westbrook IP, LLC 540 White School Road Honey Brook, PA 19344	Chester	Honey Brook Township	Unnamed Tributary to West Branch of Brandywine Creek HQ-TSF-MF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD650006	RWS Development RC 284140 8958 Hill Drive North Huntingdon, PA 15642-3112	Westmoreland County	North Huntingdon Township	Stewartsville Road Run (HQ-TSF); UNT to Long Run (HQ-TSF)

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

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

List of NPDES and/or Other General Permit Types

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

*General Permit Type—PAG-02**Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401. Telephone 484-250-5160.*

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
City of Philadelphia Philadelphia County	PAC510055	LGN Management, LLC 333 Rose Street Williamsport, PA 17701	Lower Schuylkill River CWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Abington Township Montgomery County	PAC460055	Meinel Associates, LLC Attn: Steven Kozlowski 15125 Campus Drive Warminster, PA 18974	Pennypack Creek WWF/MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAC460160	Jon Roger Lee 2150 Old Morris Road Towamencin Township	Skippack Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Gwynedd Township Montgomery County	PAC460097	PRDC Properties Attn: Jon Thomas 740 Sansom Street Philadelphia, PA 19106	UNT to Wissahickon Creek TSF/MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Limerick Township Montgomery County	PAC460142	Theresa & Wayne Franks 48 Heffner Road Royersford, PA 19468	Landis Creek TSF/MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Dorrance Twp	ESG00079170003	Transcontinental Gas Pipe Line Company Joseph Dean Park Place Corporate Center Two 2000 Commerce Drive Pittsburgh, PA 15275	Little Wapwallopen Creek (CWF, MF) Big Wapwallopen Creek (CWF, MF)	Luzerne County Conservation District 570-674-7991
Braintrim Twp	PAC660003	Ken-Dra Realty, LLC 829 St 118 Sweet Valley, PA 18656	Susquehanna River (WWF, MF)	Wyoming County Conservation District 570-836-2589

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Germany Township Adams County Issued	PAC010042	Jeremy Williams Ultra Care Systems, LLC 460 Red Bridge Road Gettysburg, PA 17325	UNT Piney Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Mount Pleasant Township Adams County Issued	PAC010050	Thomas P. Gebhart 200 Wheatland Drive Gettysburg, PA 17325	Rock Creek (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
New Morgan Borough Berks County Issued	PAC060075	Rob Raquet Southern Berks Land Company, LP 200 Bethlehem Drive Morgantown, PA 19543	Conestoga River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Spring Township Berks County Issued	PAC060080	Metropolitan Development Group 1030 Reed Avenue Suite 100 Wyomissing, PA 19610	Tulpehocken Creek (WWF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
South Heidelberg Township Berks County Issued	PAC060097	AmeriGas Propane, L.P. 460 North Gulph Road King of Prussia, PA 19406	Cacoosing Creek (CWF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
Perry Township Berks County Issued	PAC060084	James Gaddy Core5 Industrial Partners 1230 Peachtree Street Northeast Suite 2560 Atlanta, GA 30309	UNT Schuylkill River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
Tulpehocken Township Berks County Issued	PAC060088	Eugene Martin 74 Wintersville Road Richland, PA 17087	UNT Little Swatara Creek (CWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
New Morgan Borough Berks County Issued	PAC060075	Southern Berks Land Company, LP 200 Bethlehem Drive Morgantown, PA 19543	Conestoga River (WWF, MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
Mechanicsburg Borough Cumberland County Issued	PAC210053	Mechanicsburg Area School District 100 East Elmwood Avenue 2nd Floor Mechanicsburg, PA 17055	UNT Cedar Run (CWF, MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013 (717) 240-7817
Mechanicsburg Borough Cumberland County Issued	PAC210053	Mechanicsburg Area School District 100 East Elmwood Ave 2nd Floor Mechanicsburg, PA 17055	UNT Cedar Run (CWF, MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Upper Paxton Township Dauphin County Issued	PAC220042	PPL Electric Utilities Corporation 2 North 9th Street Allentown, PA 18101	7 UNT Little Wiconisco Creek (WWF, MF) Little Wiconisco Creek (WWF, MF) Wiconisco Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
West Hanover Township Dauphin County Issued	PAC220058	Winslett Holding, LLC 700 Ayers Avenue Lemoyne, PA 17043	UNT Beaver Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Derry Township Dauphin County Issued	PAC220052	Hershey Medical Center 600 Centerview Drive Hershey, PA 17033	Swatara Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Hummelstown Borough Dauphin County Issued	PAC220064	2nd Street Realty Associates, LP 5 West Main Street PO Box 302 Hummelstown, PA 17036-1513	UNT Swatara Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Derry Township Dauphin County Issued	PAC220069	Hershey Developers, LLC 7360 Devonshire Heights Road Harrisburg, PA 17111	Swatara Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Derry Township Dauphin County Issued	PAC220070	Chocolate Avenue Hotel, LLC 1806 East Chocolate Avenue Hershey, PA 17033	Spring Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Jackson Township Dauphin County	PAC220071	Fox Run Farm & Retreat, LLC 1805 Mountain House Road Manheim, PA 17545	Armstrong Creek (CWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Borough of Waynesboro Franklin County Issued	PAC280048	Cold Springs Estates Cold Springs Builders, LLC 6100 Hess Benedict Road Waynesboro, PA 17268	UNT West Branch Antietam Creek (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
Colerain Township Lancaster County Issued	PAC360180	Samuel Blank 583 A Mount Pleasant Road Quarryville, PA 17566	UNT Ball Run (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361 Ext. 5
East Cocalico Township Lancaster County Issued	PAC360181	Stoney Pointe LLC 1737 West Main Street Ephrata, PA 17522	UNT Stony Run (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361 Ext. 5
Brecknock Township Lancaster County Issued	PAC360169	Luke Ulrich 150 Netzley Drive Denver, PA 17517	UNT Muddy Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 7117.299.5361 Ext. 5
Manheim Township Lancaster County Issued	PAC360162	JPM Development PO Box 291 Lititz, PA 17543	Little Conestoga Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 7117.299.5361 Ext. 5
Warwick Township Lancaster County Issued	PAC360188	Daniel Cicala 750 Lititz Pike Lititz, PA 17543	Bachman Run (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 7117.299.5361 Ext. 5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
East Hanover Township Lebanon County Issued	PAC380048	Jonathan Byler 201 Iron Valley Drive Lebanon, PA 17042	Racoon Creek (WWF, MF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
Union Township Lebanon County Issued	PAC380049	Lane Marshall 1 Garrison Road Annville, PA 17003	Aires Run (WWF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
South Annville Township Lebanon County Issued	PAC380051	Geralde Horst 870 Bender Lane Lebanon, PA 17042	Bachman Run (TSF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
Millcreek and Jackson Townships Lebanon County Issued	PAC380050	Matthew Nolt 131 Krumstown Road Myerstown, PA 17067	UNT Tulpehocken Creek (TSF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
Tyrone Township Perry County	PAC500008	Loysville Village Municipal Authority 607 Weavers Mill Road Loysville, PA 17047	Muddy Run (WWF)	Perry County Conservation District 31 West Main Street PO Box 36 New Bloomfield, PA 17068 717.582.8988, Ext. 4
City of York York County Issued	PAC670110	Real Services York, LLC John W. Woodard 736 West Market Street York, PA 17403	Codorus Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Jackson Township York County Issued	PAC670116	Jackson Heights, LP 160 Ram Drive Hanover, PA 17331	UNT to Codorus Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Carroll Township York County Issued	PAC670094	Musser Home Builders, Inc. Jeff Musser 10 Barrons Valley Road Dillsburg, PA 17019	Dogwood Run/CWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Manchester Township York County Issued	PAC670128	BAM Roosevelt Avenue, LLC Mayur Patel 4075 Linglestown Road Box 2227 Harrisburg, PA 17112	Willis Run/WWF, MF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Penn Township York County Issued	PAC670113	Philip Redding 230 Stock Street Hanover, PA 17331	Plum Creek/WWF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430
Fawn Township York County Issued	PAC670111	Dale Torbert 405 Throne Road Fawn Grove, PA 17321	Muddy Creek/TSF	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717-840-7430

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
East Buffalo Twp, Union Cnty	PAC00022	Bucknell University Angelo Vieceli Bucknell University Dept of the Physical Plant Lewisburg, PA 17837	UNT to West Branch of Susquehanna River WWF-MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
East Buffalo Twp, Union Cnty	PAC00023	Blaise Alexander Family LTD, Partnership Aubrey Alexander 10 Alexander Drive Muncy, PA 17756	Limestone Run WWF/MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860
Wayne Township, New Beaver Borough, Lawrence County	PAC370013(1)	Pennsylvania American Water Company David Kaufman 800 W Hershey Park Drive Hershey, PA 17033	Connoquenessing Creek WWF, Beaver River WWF, UNT to Beaver River WWF	Lawrence County Conservation District 430 Court Street New Castle, PA 16101 724-652-4512
Millcreek Township, Erie County	PAC250040	Millcreek Marketplace, LLC 2540 Village Commons Drive Erie, PA 16506	Walnut Creek CWF; MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Vernon Township, Crawford County	PAC200029	Crawford Business Centre, LLC 1001 State Street Suite 319 Erie, PA 16501	Van Horne Creek WWF	Crawford County Conservation District 21742 German Road Meadville, PA 16335 814-763-5269

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Perkiomen Township Montgomery County	PAG030071	SS Industries, LLC 105 G.P. Clement Drive Collegeville, PA 19426	Schoolhouse Run and Unnamed Tributary to Schoolhouse Run 3-E	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Upper Merion Township Montgomery County	PAR230042	GlaxoSmithKline, LLC 709 Swedeland Road King of Prussia, PA 19406	Schuylkill River 3-F	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Upper Merion Township Montgomery County	PAR230070	GlaxoSmithKline, LLC 709 Swedeland Road King of Prussia, PA 19406	Gulph Creek and Matsunk River 3-F	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Lower Swatara Township, Dauphin County	PAG033534	BBGY Inc. dba Boger Concrete Company 201 Iron Valley Drive Lebanon, PA 17042-8812	Buser Run in Watershed(s) 7-C	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Barr Township Cambria County	PAG036181	Bingaman & Son Lumber, Inc. 1195 Creek Mountain Road Kreamer, PA 17833	Unnamed Tributary to Moss Creek and Teakettle Run—18-D and 8-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Somerset Township Somerset County	PAR216101	New Enterprise Stone & Lime Co. Inc. 1715 Water Level Rd. Somerset, PA 15501	East Branch Coxes Creek—19-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Palmer Township Northampton County	PAG032240	Amazon.Com.DEDC, LLC P.O. Box 80842 Seattle, WA 98108	Shoeneck Creek—01F	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511

General Permit Type—PAG-4

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office & Phone No.</i>
Concord Township Delaware County	PAG040087	Stephen B. Washkalavitch 41 Locust Farm Thornton, PA 19373-1000	Unnamed Tributary to West Branch of Chester Creek 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Upper Pottsgrove Township Delaware County	PAG040224	Barbara & Benjamin Walters 41 Locust Farm Thornton, PA 19373-1000	Unnamed Tributary to Swamp Creek 3-E	DEP Southeast Regional Office Clean Water Program 2 E Main Street, Norristown, PA 19401 484.250.5970

General Permit Type—PAG-7

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Site Name & Location</i>	<i>Contact Office & Phone No.</i>
Schuylkill Township Chester County	PAG070005	Valley Forge Sewer Authority 333 Pawling Road Phoenixville, PA 19460	Valley Forge Sewer Authority 333 Pawling Road Phoenixville, PA 19460	Southeast Region Clean Water 484-250-5970
Ralpho Township, Northumberland County	PAG074830	Shamokin Coal Township Joint Municipal Authority 114 Bridge Street Shamokin, PA 17872	Shamokin Coal Township Joint Municipal Authority Ralpho Township, Northumberland County	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

*General Permit Type—PAG-10**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*

City of Philadelphia
Philadelphia
County

PAG100048

City of Philadelphia
Philadelphia Water Dept.
Aramark Tower, 5th Fl
1101 Market Street
Philadelphia, PA 19107

Schuylkill River
3-F

DEP Southeast
Regional Office
Clean Water Program
2 E. Main Street
Norristown, PA 19401
484.250.5970

*General Permit Type—PAG-13**Facility Location:
Municipality &
County**Permit No.**Applicant Name &
Address**Receiving
Water/Use**Contact Office &
Phone No.*

Jefferson Hills
Borough
Allegheny County

PAG136285

Jefferson Hills Borough
Allegheny County
925 Old Clairton Road
Jefferson Hills, PA
15025-3133

Lick Run, Lewis
Run, Unnamed
Tributary of
Monongahela River,
Beam Run,
Unnamed Tributary
to Peters Creek,
Lobbs Run,
Unnamed Tributary
to Beam Run,
Unnamed Tributary
to Lewis Run, Peters
Creek, Monongahela
River, Unnamed
Tributary of Lobbs
Run, and Unnamed
Tributary to Lick
Run—19-C

DEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412.442.4000

Windber Borough
Somerset County

PAG136340

Windber Borough
1401 Graham Avenue
Windber, PA 15963-1709

Paint Creek, Seese
Run, and Little
Paint Creek—18-E

DEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412.442.4000

McCandless
Township
Allegheny County

PAG136140

McCandless Township
9957 Grubbs Road
Wexford, PA 15090-9644

Pine Creek,
Rinaman Run,
Wexford Run,
Unnamed Tributary
to Ohio River, Little
Pine Creek,
Unnamed Tributary
to Little Pine Creek,
Unnamed Tributary
to Pine Creek, and
Girtys Run—20-G
and 18-A

DEP Southwest
Regional Office
Clean Water Program
400 Waterfront Drive
Pittsburgh, PA 15222-4745
412.442.4000

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Penn Hills Township Allegheny County	PAG136174	Municipality of Penn Hills 12245 Frankstown Road Penn Hills, PA 15235-3405	Unnamed Tributary to Quigley Creek, Thompson Run, Sandy Creek, Shades Run, Unnamed Tributary to Plum Creek, Unnamed Tributary to Thompson Run, Unnamed Tributary of Chalfant Run, Chalfant Run, Unnamed Tributary of Sandy Creek, Quigley Creek, Plum Creek, and Unnamed Tributary to Chalfant Run—18-A and 19-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Springdale Borough Allegheny County	PAG136163	Springdale Borough PO Box 153 325 School Street Springdale, PA 15144-0153	Riddle Run, Tawney Run, and Allegheny River—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Industry Borough Beaver County	PAG136325	Industry Borough PO Box 249 Industry, PA 15052-0249	Six Mile Run to Ohio River—20-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Sewickley Township Westmoreland County	PAG136365	Sewickley Township 2288 Mars Hill Road Irwin, PA 15642	Unnamed Tributary to Little Sewickley Creek and Sewickley Creek—19-D (TSF, WWF)	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Youngwood Borough Westmoreland County	PAG136145	Youngwood Borough Westmoreland County 17 S Sixth Street Youngwood, PA 15697	Unnamed Tributary to Jacks Run, Unnamed Tributary of Sewickley Creek, and Jacks Run—19-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Ben Avon Borough Allegheny County	PAG136292	Ben Avon Borough Allegheny County 7101 Church Avenue Ben Avon, PA 15202-1811	Ohio River, Unnamed Tributary to Ohio River, and Unnamed Tributary of Ohio River—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Cecil Township Washington County	PAG136202	Cecil Township Washington County 3599 Millers Run Road Suite 101 Cecil, PA 15321-1409	Unnamed Tributary to Chartiers Creek, Unnamed Tributary of Chartiers Creek, Millers Run, Unnamed Tributary to Millers Run, and Chartiers Creek—20-F	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Brackenridge Borough Allegheny County	PAG136148	Brackenridge Borough Allegheny County 1000 Brackenridge Avenue Brackenridge, PA 15014-1599	Allegheny River—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Hampton Township Allegheny County	PAG136281	Hampton Township Allegheny County 3101 McCully Road Allison Park, PA 15101-1331	Pine Creek, Willow Run, Cedar Run, McCaskin Run, Unnamed Tributary to Crouse Run, Unnamed Tributary to Willow Run, Unnamed Tributary to Gourdhead Run, Crouse Run, Unnamed Tributary to Little Pine Creek, Unnamed Tributary to Pine Creek, Montour Run, and Gourdhead Run—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Charleroi Borough Washington County	PAG136102	Charleroi Borough 4th & Fallowfield Avenue Charleroi, PA 15022	Maple Creek, Unnamed Tributary to Monongahela River, and Monongahela River—19-C	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Etna Borough Allegheny County	PAG136269	Etna Borough 437 Butler Street Etna, PA 15223-2126	Pine Creek and Little Pine Creek—18-A	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
Geistown Borough Cambria County	PAG136232	Geistown Borough 721 E Oakmont Boulevard Johnstown, PA 15904-1709	Sams Run and Falls Run—18-E	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000
New Stanton Borough Westmoreland County	PAG136227	New Stanton Borough PO Box 237 451 North Center Avenue New Stanton, PA 15672-0237	Wilson Run, Sewickley Creek—19-D	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

PUBLIC WATER SUPPLY PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Actions taken under the Pennsylvania Safe Drinking Water Act.

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

Permit No. 4617517, Public Water Supply.

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

Township Lower Merion

County **Montgomery**

Type of Facility PWS

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

Permit to Construct
Issued January 11, 2018

Permit No. 1517521, Public Water Supply.

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

Township Charlestown

County **Chester**

Type of Facility PWS

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

Permit to Construct
Issued January 18, 2018

Permit No. 2317507, Public Water Supply.

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

Township Havertown

County **Delaware**

Type of Facility PWS

Consulting Engineer Johnson, Mirmiran & Thompson
1600 Market Street, # 520
Philadelphia, PA 19103

Permit to Construct
Issued January 18, 2018

Operations Permit # 4617507 issued to **North Wales Water Authority**, 200 West Walnut Street, P.O. Box 1339, North Wales, PA 19445-0339, **PWS ID # 1460048**, Whitpain Township, **Montgomery County** on January 11, 2018 for the operation of Blue Bell Storage Tank-Rehabilitation facilities approved under construction permit # 4617507.

Operations Permit # 1516524 issued to **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1460073**, Schuylkill Township, **Chester County** on January 18, 2018 for the operation

of Additional Low Duty Pump at the Pickering West Water Treatment Plant facilities approved under construction permit # 1516524.

Operations Permit # 1517525 issued to **RJH Management Group, LLC**, P.O. Box Drawer S North East, MD 21901, **PWS ID # 1150065**, East Nottingham Township, **Chester County** on January 18, 2018 for the operation of Echo Valley MHP-Certification of 4-log Treatment of Viruses at Entry Point 101.

Operations Permit # 4616529 issued to **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1460028**, Upper Moreland Township, **Montgomery County** on January 11, 2018 for the operation of Ammonia Feed Equipment at Hatboro Well Station No. 9, approved under construction permit # 4616529.

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

Permit No. 6618501MA, Minor Amendment, Public Water Supply.

Applicant **Tunkhannock Borough Municipal Authority**
201 West Tioga Street
Tunkhannock, PA 18657

Municipality Tunkhannock Borough

County **Wyoming**

Type of Facility Public Water Supply

Consulting Engineer Edmund G. Slocum, P.E.
Milnes Engineering, Inc.
12 Frear Hill Road
Tunkhannock, PA 18657

Permit to Construct
Issued January 23, 2018

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

Permit No. 2917502, Public Water Supply.

Applicant **Fraternal Order of Eagles # 4274**

Municipality Licking Creek Township

County **Fulton**

Responsible Official Brandon Fletcher, FOE,
Secretary
5830 Lincoln Highway
Harrisonville, PA 17228

Type of Facility Fraternal Order of Eagles # 4274 has submitted an application to install new treatment facilities including an aeration filter, cartridge filter, arsenic removal system, chlorination dosing meter, chemical feed pump, 15-gallon chlorine solution tank, and two 120-gallon retention tanks to provide 4-log inactivation of viruses.

Consulting Engineer Joseph M. McDowell, P.E.
Martin & Martin, Inc.
37 S Main Street, Suite A
Chambersburg, PA 17201

Permit to Construct
Issued 1/8/2018

Permit No. 2117513 MA, Minor Amendment, Public Water Supply.

Applicant **Newville Borough Water & Sewer Authority**
Municipality **Newville Borough**
County **Cumberland**
Responsible Official **Fred A. Potzer, Borough Manager**
4 West Street
Newville, PA 17241

Type of Facility **The two (2) Roberts upflow clarifier and filtration units will be rehabilitated. The clarifier and filter basins and trough will be blast-cleaned and recoated. The clarifier and filter media will be replaced, and the filter surface wash nozzles and trough weir plates will be replaced.**

Consulting Engineer **Randolph S. Bailey, P.E.**
Wm. F. Hill & Assoc., Inc.
207 Baltimore Street
Gettysburg, PA 17325

Permit to Construct Issued **1/18/2018**

Permit No. 0617518 MA, Minor Amendment, Public Water Supply.

Applicant **D & S Enterprises, Inc.**
Municipality **Upper Tulpehocken Township**
County **Berks**
Responsible Official **Scott Powell, Owner**
136 Campsite Road
PO Box 337
Shartlesville, PA 19554

Type of Facility **A permit application was submitted on behalf of the PA Dutch Campground for the installment of a new sodium hypochlorite disinfection system and chlorine contact tanks in order to provide 4-log treatment of viruses at Entry Point Nos. 102 (Well No. 2) and 103 (Well No. 3).**

Consulting Engineer **John D. Brady, P.E.**
Entech Engineering Inc.
201 Penn Street
Reading, PA 19601

Permit to Construct Issued **1/18/2018**

Permit No. 0618502 MA, Minor Amendment, Public Water Supply.

Applicant **Tuck Me Inn**
Municipality **Marion Township**
County **Berks**
Responsible Official **Troy L. Fultz, Owner**
PO Box 2086
Reading, PA 19608

Type of Facility **This project consists of the installation of a flow restrictor and three 120-gallon chlorine contact tanks to replace the existing chlorine contact tanks that are leaking and in need of replacement and to provide 4-Log treatment of viruses.**

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

Permit to Construct Issued **1/18/2018**

Operation Permit No. 2814505 issued to: **Bear Valley Franklin County Pennsylvania Joint Authority (PWS ID No. 7280043)**, Peters Township, **Franklin County** on 1/5/2018 for facilities approved under Construction Permit No. 2814505.

Operation Permit No. 2817503 issued to: **Greencastle Area Franklin County Water Authority (PWS ID No. 7280014)**, Greencastle Borough, **Franklin County** on 12/21/2017 for facilities approved under Construction Permit No. 2817503.

Operation Permit No. 2117511 MA issued to: **State Correctional Institution at Camp Hill (PWS ID No. 7210046)**, Lower Allen Township, **Cumberland County** on 1/5/2018 for facilities approved under Construction Permit No. 2117511 MA.

Operation Permit No. 3060526 issued to: **Keystone Fire Company (PWS ID No. 3060526)**, Tulpehocken Township, **Berks County** on 12/20/2017 for facilities approved under Construction Permit No. 3060526.

Comprehensive Operation Permit No. 7300032 issued to: **Calamus Estates, LLP (PWS ID No. 7360032)**, Paradise Township, **Lancaster County** on 1/5/2018 for the operation of facilities submitted under Application No. 7300032.

Operation Permit No. 6717508 MA issued to: **Red Lion Area School District (PWS ID No. 7671303)**, Winterstown Borough, **York County** on 12/29/2017 for facilities at North-Hopewell-Winterstown Elementary School approved under Construction Permit No. 6717508 MA.

Operation Permit No. 2117505 MA issued to: **ReGENCY Woods MHP (PWS ID No. 7210057)**, Middlesex Township, **Cumberland County** on 1/5/2018 for facilities approved under Construction Permit No. 2117505 MA.

Operation Permit No. 6717501 issued to: **The York Water Company (PWS ID No. 7670100)**, Springfield Township, **York County** on 1/10/2018 for facilities approved under Construction Permit No. 6717501.

Operation Permit No. 4417504 issued to: **Municipal Authority of the Borough of Lewistown (PWS ID No. 4440010)**, Lewistown Borough, **Mifflin County** on 1/22/2018 for facilities submitted under Application No. 4417504.

Source Water Protection Program Approval issued to **Wernersville Municipal Authority**, 250 North Elm Street, Wernersville, PA 19565, **PWSID 3060076**, Borough of Wernersville, **Berks County** on January 19, 2018.

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

Permit No. 6514510-A1, Public Water Supply.

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

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

Type of Facility Wegley pump station
Consulting Engineer Gibson-Thomas Engineering Co., Inc.
1004 Ligonier Street
PO Box 853
Latrobe, PA 15650

Permit to Construct Issued January 22, 2018

Permit No. 3017509, Public Water Supply.

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

[Borough or Township] Cumberland Township
County **Greene**

Type of Facility Nemaacolin tank mixer
Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Permit to Construct Issued January 5, 2018

Permit No. 3017508, Public Water Supply.

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

[Borough or Township] Whiteley Township
County **Greene**

Type of Facility Nemaacolin tank mixer
Consulting Engineer Bankson Engineers, Inc.
267 Blue Run Road
Suite 200
Cheswick, PA 15024

Permit to Construct Issued January 5, 2018

Permit No. 0214527-A1, Public Water Supply.

Applicant **Wilksburg Penn Joint Water Authority**
2200 Robinson Boulevard
Pittsburgh, PA 15221

[Borough or Township] Penn Hills Borough
County **Allegheny**

Type of Facility Vacuum chlorination at the WTP

Consulting Engineer Hatch Chester
Gateway View Plaza
1600 West Carson Street
Pittsburgh, PA 15219

Permit to Construct Issued January 12, 2018

Permit No. 0217528, Public Water Supply.

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

[Borough or Township] Canton and North Franklin Townships
County **Washington**

Type of Facility Franklin/Malone tank, rechlorination station, pressure reducing vault and waterline

Consulting Engineer Gwin, Dobson & Foreman, Inc.
3121 Fairway Drive
Altoona, PA 16602

Permit to Construct Issued January 18, 2018

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 55650032**) Salem Township, **Westmoreland County** on January 18, 2018 for the operation of facilities approved under Construction Permit # 6514506-A1.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Dunbar Township, **Fayette County** on January 10, 2018 for the operation of facilities approved under Construction Permit # 2618501.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) Bullskin Township, **Fayette County** on January 4, 2018 for the operation of facilities approved under Construction Permit # 2613511.

Operations Permit issued to: **Murray Energy**, 46226 National Road, St. Clairsville, OH 43950, (**PWSID # 5300832**) Wayne Township, **Greene County** on January 12, 2018 for the operation of facilities approved under Construction Permit # Emergency.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (**PWSID # 5020039**) Baldwin Borough and the City of Pittsburgh, **Allegheny County** on January 12, 2018 for the operation of facilities approved under Construction Permit # 0215538.

Operations Permit issued to: **Pennsylvania American Water Company**, 800 West Hersheypark Drive, Hershey, PA 17033, (**PWSID # 5020039**) Union Township, **Washington County** on January 12, 2018 for the operation of facilities approved under Construction Permit # 0217503MA.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (**PWSID # 5260036**) South Connelville Borough, **Fayette County** on January 4, 2018 for the operation of facilities approved under Construction Permit # 2614511.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (PWSID # 5260036) South Huntingdon Township, **Westmoreland County** on January 4, 2018 for the operation of facilities approved under Construction Permit # 2614510.

Operations Permit issued to: **Municipal Authority of Westmoreland County**, 124 Park & Pool Road, New Stanton, PA 15672, (PWSID # 5260036) Bullsken, Upper Tyrone, Lower Tyrone, East Huntingdon and South Huntingdon Townships; **Fayette and Westmoreland Counties** on January 4, 2018 for the operation of facilities approved under Construction Permit # 2613515MA.

Operations Permit issued to: **Somerset Township Municipal Authority**, 2209 North Center Avenue, Somerset, PA 15501, (PWSID # 4560046) Somerset Township; **Somerset County** on January 16, 2018 for the operation of facilities approved under Construction Permit # 5616503MA.

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, (PWSID # 5020043) Ross Township, **Allegheny County** on January 22, 2018 for the operation of facilities approved under Construction Permit # 0217535.

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, (PWSID # 5020043) Pine Township, **Allegheny County** on January 22, 2018 for the operation of facilities approved under Construction Permit # 0217536.

Operations Permit issued to: **West View Water Authority**, 210 Perry Highway, Pittsburgh, PA 15229, (PWSID # 5020043) Franklin Park Borough, **Allegheny County** on January 22, 2018 for the operation of facilities approved under Construction Permit # 0217537.

Operations Permit issued to: **Center Township Water Authority**, 224 Center Grange Road, Aliquippa, PA 15001, (PWSID # 5040007) Potter Township, **Beaver County** on January 19, 2018 for the operation of facilities approved under Construction Permit # 0415504-A1-E3.

Permit No. 3217526MA, Minor Amendment. Public Water Supply.

Applicant	Indiana County Municipal Services Authority 602 Kolter Drive Indiana, PA 15701
[Borough or Township]	Cherry Hill Township
County	Indiana
Type of Facility	Water system
Consulting Engineer	Gibson-Thomas Engineering Co., Inc. 1004 Ligonier Street PO Box 853 Latrobe, PA 15650
Permit to Construct Issued	January 16, 2018

Permit No. 3017505MA, Minor Amendment. Public Water Supply.

Applicant	Southwestern Pennsylvania Water Authority PO Box 187 142 Jefferson Road Jefferson, PA 15344
-----------	---

[Borough or Township]	Franklin, Washington and Morris Townships
County	Greene
Type of Facility	Water system
Consulting Engineer	Bankson Engineers, Inc. 267 Blue Run Road Suite 200 Cheswick, PA 15024
Permit to Construct Issued	January 22, 2018

Permit No. 0417505GWR, Minor Amendment. Public Water Supply.

Applicant	Darlington Hill Corporation 498 Lisbon Road Darlington, PA 16115
[Borough or Township]	South Beaver Township
County	Beaver
Type of Facility	Lakeview Personal Care
Consulting Engineer	
Permit to Operate Issued	January 22, 2018

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

Operation Permit issued to **Mars Borough, PWSID No. 5100049**, Mars Borough, **Butler County**. Permit Number 1099501-MA2 issued January 22, 2018 for the operation of the Mars Borough WTP. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on January 8, 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.

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

WA45-89B, Water Allocation, **Borough of East Stroudsburg**, 24 Analomink Street, East Stroudsburg, PA 18301, **Monroe County**. This permit grants the right to divert up to 200,000,000 gallons per year, to be taken from Michael Creek while maintaining a pass-by flow into the main stem of Michael Creek of 165,000 gpd. Under this permit, the Borough is prohibited from diverting flow from Michael Creek from June 1st until after the close of Labor Day of each calendar year.

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

WA63-83C, Water Allocations. **Authority of the Borough of Charleroi**, 3 McKean Avenue, PO Box 211, Charleroi, PA 15344, Charleroi Borough, **Washington County**. The right to withdraw 9.0 million gallons of water per day, peak day, from the Monongahela River.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act (35 P.S. § 750.5).

Southwest Regional Office, Regional Water Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Telephone 412-442-4000.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Monongahela Township	128 Maple Ridge Road, Greensboro, PA 15338	Greene County

Plan Description: The approved plan provides for a privately owned small flow sewage treatment facility for 30-employees of a proposed gas fired power plant generating 1,050 gallons per day of sewage effluent. The proposed discharge is to the Monongahela River. A designated warm-water fishery. The Department's review of the sewage facilities update revision has not identified any significant environmental impacts resulting from this proposal. Any required NPDES Permits or WQM Permits must be obtained in the name of the developer.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 2

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

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

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

The Department has received the following plans and reports:

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

Bethlehem Village Shoppes, 3650 Nazareth Pike, Bethlehem Township, **Northampton County**. Leidos Inc., 6310 Allentown Boulevard, Suite 110, Harrisburg, PA 17112, on behalf of Bethlehem Village Associates, c/o Danella Realty & Management Company, P.O. Box 1017, Blue Bell, PA 19422, submitted a combined Remedial Investigation and Final Report concerning remediation of soil and groundwater contaminated with chlorinated solvents, including PCE and its breakdown compounds, associated with the former One Hour Express Dry Cleaners. The report is intended to document remediation of the site to meet non-residential, Site-Specific Standards.

Purtell Property, 14528 State Route 858, Apolaccon Township, **Susquehanna County**, Environmental Alliance, 5341 Limestone Road, Wilmington, DE 19808, on behalf of Leo Purtell, 14528 State Route 858, Little Meadows, PA 18830, submitted a Final Report concerning remediation of site soils and groundwater contaminated with # 2 fuel oil. The report is intended to document remediation of the site to meet residential Statewide Health Standards.

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

Leighow Oil Company Tanker Spill, Intersection of State Route 11 and State Route 15, Shamokin Dam Borough, **Snyder County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Leighow Oil Company, 118 Eyer Road, Danville, PA 17821 has submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standards.

BH Transport, LLC Cleanup, Interstate 80 at MM 205W, White Deer Township, **Union County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of BH Transport, LLC, 29 Fenwick Street, Hartford, CT 06114, has submitted a Final report concerning remediation of site soils contaminated with diesel fuel and motor oil. The report is intended to document remediation of the site to meet the Statewide Health Standard requirements.

Rich Oil Company Accident Intersection of Gray Hill Road & New Columbia Road, White Deer Township, **Union County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Rich Oil Company, Inc., P.O. Box 315, 1072 Point Township Drive, Northumberland, PA 17857, has submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Statewide Health Standard requirements.

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 Stan-

dards 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:

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

Range Resources Gulf 40 H Release Cleanup, 570 Water Trough Road, Snow Shoe Township, **Centre County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Range Resources—Appalachia, LLC, Northern Marcellus Shale Division, 80 Health Drive, Lock Haven, PA 17745, has submitted a Final Report concerning remediation of site soil contaminated with produced water. The Final Report demonstrated attainment of the Statewide Health Standard requirements and was approved by the Department on January 27, 2018.

Klingerstown Road, Jordan Township, **Northumberland County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Roy Adams and Sons, Inc., 7347 State Route 147, Sunbury, PA 17801, has submitted a Final Report concerning remediation of site

soil contaminated with diesel fuel and motor oil. The Final Report demonstrated attainment of the Statewide Health Standard requirements and was approved by the Department on January 11, 2018.

Keane Frac L.P.—Mansfield Facility, 14235 Route 6, Charleston Township, **Tioga County**. Keane Group Holdings, LLC, 2121 Sage Road, Suite 370, Houston, TX 77056, has submitted a Final Report concerning remediation of the site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard requirements and was approved by the Department on January 10, 2018.

Rich Oil Company Accident, Intersection of Gray Hill Road & New Columbia Road, White Deer Township, **Union County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Rich Oil Company, Inc., 1072 Point Township Drive, Northumberland, PA 17857, has submitted a Final Report concerning remediation of site soils contaminated with diesel fuel. The Final Report demonstrated attainment of the Statewide Health Standard requirements and was approved by the Department on January 17, 2018.

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

Brennan 2570, Chapel Fork Road, Hamilton Township, **McKean County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Catalyst Energy, Inc., 424 S. 27th Street, Suite 304, Port Allegany, PA 16066, submitted a Final Report concerning the remediation of site soil contaminated with Acenaphthene, Anthracene, Benzo[a]-anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, 1,1-Biphenyl, Chrysene, Fluoranthene, Fluorene, Ideno[1,2,3-cd]pyrene, 2-Methylnaphthalene, Phenanthrene, Phenol, Pyrene, Benzene, sec-Butylbenzene, Tert-Butylbenzene, Cyclohexane, Ethylbenzene, Isopropylbenzene, Naphthalene, Toluene, 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, and Total Xylenes. The Final Report demonstrated attainment of the Statewide Health Standard and was approved by the Department on January 22, 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.

Hazardous Waste Transporter License Reissued

Waste Management of PA, Inc., 782 Antrim Rd, Wellsboro, PA 16901. License No. PA-AH 0813. Effective Jan. 16, 2018.

Renewal Applications Received

Waste Management of PA, Inc., 782 Antrim Rd, Wellsboro, PA 16901. License No. PA-AH 0813. Effective Jan. 16, 2018.

**REGULATED MEDICAL AND
CHEMOTHERAPEUTIC WASTE TRANSPORTER
LICENSES**

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

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

New Applications Received

Biosan Disposal, LLC, 155 Great Arrow Ave., Buffalo, NY 14207. License No. PA-HC 0276. Effective Jan. 18, 2018.

**REGISTRATION FOR GENERAL
PERMIT—RESIDUAL WASTE**

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

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

General Permit Registration No. WMGR123NC003: Seneca Resources Corporation, 5800 Corporate Drive, Suite 300, Pittsburgh, PA 15237. Registration to operate under General Permit No. WMGR123NC003 for the beneficial use of oil and gas liquid waste for use as a water supply to develop or hydraulically fracture an oil or gas well. This permit registration is being transferred from EOG Resources Corporation to Seneca Resources Corporation. The registration was approved by Northcentral Regional Office on January 19, 2018.

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

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

Determination of Applicability issued under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and/or the Beneficial Use of Residual Waste Other Than Coal Ash.

Southwest Regional Office: Regional Solid Waste Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

General Permit No. WMGR038SW012. Dans Tire Service, LLC, 209 Hollow Road, P.O. Box 155, Dickerson Run, PA 15430-0155. A Determination of Applicability under General Permit WMGR038 for the processing, reuse and beneficial use of waste tires, which include

whole tires, tire chips, baled tires, tire shreds, and crumb rubber at a facility located in Braddock Borough, **Allegheny County** was issued by the Regional Office on January 19, 2018.

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

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

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

Permit ID No. 101534. Laurel Highlands Landfill, 260 Laurel Ridge Road, Johnstown, PA 15909. Renewal of Permit No. 101534 for operation of a municipal waste landfill in Jackson Township, **Cambria County** was issued in the Regional Office on January 19, 2018.

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.

GP10-46-0041: Alcom Printing Group Inc. (140 Christopher Lane, Harleysville, PA 19438) On January 19, 2018 for a non-heatset web offset lithographic printing press in Lower Salford Township, **Montgomery County**.

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

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

GP13-45-024A: Eureka Stone Quarry Inc (800 Lower State Road, Chalfont, PA 18914) on December 19, 2017 for the installation and operation of a hot mix asphalt plant at the Pocono Quarry site located in Hamilton Twp., **Monroe County**.

GP5-66-003A: Regency Gas Gathering LLC (101 West Third Street, Williamsport, PA 17701) on January 22, 2018, for the operation of two (2) Dehydration units at their Chapin Dehydration Station in Monroe Township, **Wyoming County**.

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.

GP1-22-03090A: Hershey Company (19 East Chocolate Avenue, Hershey, PA 17033-0819) on January 16, 2018, located in Derry Township, **Dauphin County**, for two existing natural gas-fired boilers, each 18.6 MMBtu/hr. under GP1. The boilers were permitted under a State-only permit and are being re-permitted under GP1.

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

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

GP5-41-02G: Regency NEPA Gas Gathering, LLC (101 West Third St., Williamsport, PA 17701) on December 29, 2017, for the continued operation of two 1,380 bhp Caterpillar model G3516ULB 4SLB natural-gas fired compressor engines with oxidation catalysts, six 2,370 bhp Caterpillar model G3608LE 4SLB natural-gas fired compressor engines with oxidation catalysts, one 25 MMscf/day dehydrator & 0.75 MMBtu/hr heater and One 125 MMscf/day dehydrator & 2.5 MMBtu/hr heater both controlled by one 8.5 MMBtu/hr Frederick Logan thermal oxidizer with a 3 MMBtu/hr burner, seven 300-gal oil tanks, one 0.95 MMBtu/hr odorant flare, and various fugitive emissions. Additionally, this authorization is for the construction and operation of three 8,820-gallon produced water tanks, one 21,000-gallon produced water tank, eight 300-gallon compressor oil tanks, one 4,000-gallon compressor oil tank, one 4,000-gallon engine oil tank, six 230-gallon methanol tanks, one 130-gallon methanol tank, two 520-gallon oily waste water tanks, one 2,900-gallon triethylene glycol tank, five 520-gallon triethylene glycol tanks, pigging operations, pneumatic devices, and various fugitive emissions pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Barto Compressor Station located in Penn Township, **Lycoming County**.

GP3-08-329F: Johnson Quarries, Inc. (PO Box 136, Orange Street, Le Raysville, PA 18829) on January 11, 2018, to authorize the construction and operation of a 2008 Tesab model 1012T Crusher, a 2003 Terex Pegson model 26X44 Crusher, a 2015 McCloskey model J50C Crusher, a 2006 Extec model E7 Scalper Screen, a 2008 Powerscreen Chieftain model 1400 Screen, a 2010 McCloskey model S190 Screen, a 2017 McCloskey model R155 Screen, and a 2011 Tesab model 80X42 Stacker pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at the Cobbs Corners Quarry located in Stevens Township, **Bradford County**.

GP3-08-329F: Johnson Quarries, Inc. (PO Box 136, Orange Street, Le Raysville, PA 18829) on January 11, 2018, to authorize the construction and operation of a 2008 440 bhp Caterpillar model C13 diesel-fired engine, a 300 bhp 2003 Caterpillar model C9 diesel-fired engine, a 350 bhp 2015 Caterpillar model C9 diesel-fired engine, a 100 bhp 2008 Deutz model TCD2012L04 2V diesel-fired engine, a 100 bhp 2006 Deutz model BF4M2012 diesel-fired engine, a 129 bhp 2010 Caterpillar model C4.4 diesel-fired engine, a 131 bhp 2017 Caterpillar model C4.4 diesel-fired engine, and a 70 bhp 2011 Deutz model TD2011L04I diesel-fired engine pursuant to the General Plan Approval and/or General Operating Permit for Diesel or No. 2 fuel-fired Internal Combustion Engines (BAQ-GPA/GP-9) to power portable non-metallic mineral processing plants at the Cobbs Corners Quarry located in Stevens Township, **Bradford 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.

GP1-63-01011A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 1, Suite 1600, Denver, CO 80202) on January 17, 2018, for

authorization to construct and/or operate two (2) 10.25 MMBtu/hr natural gas-fired regenerator heaters, two (2) 41.22 MMBtu/hr natural gas-fired HMO heaters, and one (1) 10.37 MMBtu/hr natural gas-fired HMO heater at the proposed Harmon Creek Gas Plant in Smith Township, **Washington County**.

GP5-63-01011A: MarkWest Liberty Midstream and Resources, LLC (1515 Arapahoe Street Tower 1, Suite 1600, Denver, CO 80202) on January 17, 2018, for authorization to construct and/or operate a new natural gas processing plant known as the Harmon Creek Gas Plant in Smith Township, **Washington County**. Sources include two (2) 200 MMscfd cryogenic processing plants, one (1) de-ethanization fractionation plant, one (1) plant flare, ten (10) electric driven compressors, and fugitive emissions from component leaks.

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

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

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

46-0005AS: Merck, Sharp & Dohme, Corp. (770 Sumneytown Pike, West Point, PA 19486-0004) on January 23, 2018 for the installation of a natural gas fired generator in Building 38 to upgrade the electric infrastructure and improve reliability in support of the operations in this building at an existing permitted facility in Upper Gwynedd Township, **Montgomery County**.

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

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

62-141H: National Fuel Gas Supply Corp, Roystone Compressor Station (6363 Main St., Williamsville, NY 14221), on January 16, 2018 issued a Plan Approval to replace existing in-stack flares in the dehydrator units (Source 049 & Source 050) with a new thermal oxidizer for RACT II compliance in Sheffield Township, **Warren County**. This is a Title V facility.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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.

28-05002J: Letterkenny Army Depot—US Department of Defense (One Overcash Avenue, Chambersburg, PA 17201) on January 18, 2018, to construct a new AP Rocket Motor Destruction (ARMD) Facility within the Letterkenny Munitions Center ammunition storage area, at the Letterkenny Army Depot in Greene/Letterkenny Townships, **Franklin County**. Air emissions from the ARMD will be controlled by a wet scrubber system, followed by an ADIOX packed bed scrubber tower absorption system. The plan approval was extended.

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

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

PA-03-00244A: Dominion Energy Transmission, Inc. (5000 Dominion Blvd, Glen Allen, VA 23060) on January 17, 2018, plan approval extension issuance to incorporate the new sources in the pending SOOP application until July 28, 2018, for their Rural Valley Compressor Station located in Valley Township, **Armstrong County**.

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

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.

07-05003: Norfolk Southern Railway Co. (200 North 4th Avenue, Altoona, PA 16601-6702) on January 10, 2018, for the Juniata Locomotive Shops facility located in Logan Township, **Blair County**. The Title V 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.

41-00013: JW Aluminum Company (2475 Trenton Ave., Williamsport, PA 17701) on January 18, 2018, for renewal of the Title V operating permit for their facility located in Williamsport, **Lycoming County**. The facility's sources include nineteen (19) storage tanks, fourteen (14) natural gas-fired heaters and boilers, eight (8) coil coating lines, eight (8) natural gas-fired process heaters and ovens, four (4) cold rolling mills, three (3) annealing ovens, two (2) parts washers, one (1) vegetable/animal fat application process, quality control laboratory operations, one (1) natural gas-fired emergency generator and a coating solutions storage. All applicable Federal and State regulations have been incorporated into the Title V operating permit renewal.

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

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

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

48-00031: Georgia Pacific Consumer Operations LLC (605 Kuebler Road, Easton, PA 18040-9282) The Department issued on 1/10/18, a State-Only (Natural Minor) Operating Permit renewal for operation of their nonfolding sanitary food container manufacturing facility located in Forks Township, **Northampton County**. The sources include two (2) natural gas-fired boilers, eleven (11) space heaters, two (2) natural-gas fired emergency engines, one (1) diesel-fired emergency engine, two (2) flexographic printing presses, two (2) extruders, and a cup forming and scrap paper collection process. The client had a change of ownership from Dixie to Georgia Pacific

Consumer Operations during the renewal process. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

48-00080: Belyea Company, Inc. (2200 Northwood Ave, Easton, PA 18045-2208) The Department issued on 1/18/18, a State-Only Operating Permit renewal for operation of their facility located in Palmer Township, **Northampton County**. The sources include a paint spray booth controlled by panel filters. The permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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.

67-03079: Hercon Pharmaceuticals, LLC (101 Sinking Spring Lane, Emigsville, PA 17318-0467) on January 17, 2018, for the pharmaceutical products manufacturing facility located in Manchester Township, **York County**. The State-only permit was renewed.

38-05004: Kountry Kraft, Inc. (PO Box 570, Newmanstown, PA 17073-0570) on January 17, 2018, for the wood kitchen cabinet manufacturing facility located in Millcreek Township, **Lebanon County**. The State-only permit was renewed.

06-03042: Fairmount Foundry, Inc. (Front & Pine Streets, PO Box 466, Hamburg, PA 19526-0466) on January 17, 2018, for the metal foundry located in Hamburg Borough, **Berks County**. The State-only permit was renewed.

22-05024: Milton S. Hershey Medical Center (PO Box 850, Hershey, PA 17033-0850) on January 17, 2018, for the medical center facility located in Derry Township, **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.

60-00023: Custom Container Solutions, LLC (391 Wolfland Road, Lewisburg, PA 17837) issued on January 10, 2018, for a State Only Operating Permit for the operation of sources at their Lewisburg facility located in West 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 permit.

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

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

30-00106: Equitrans, LP (625 Liberty Avenue, Suite 1700, EQT Plaza, Pittsburgh, PA 15222-3114) State Only Operating Permit Renewal issuance date January 23, 2018 for continued operation of their facility located in Franklin Township, **Greene County**.

03-00215: Allegheny Mineral Corporation (PO Box 1022, One Glade Park East, Kittanning, PA 16201) a State Only Operating Permit (SOOP) renewal to Allegheny Mineral Corporation to authorize the operation of their limestone preparation facility located in West Franklin Township, **Armstrong County**.

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

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

43-00259: Grove City Medical Center (631 N Broad St. Ext., Grove City, PA 16127-4603), on January 16, 2018, the Department issued the renewal of the State-Only Operating Permit of a healthcare institution located in Pine Township, **Mercer County** that operates boilers, water heaters, and a diesel-fired emergency generator. With PTEs of 13.287, 6.975, 0.973, 0.493, and 0.363 TPY for NO_x, CO, PM, SO_x, and VOC, respectively, the facility is Natural Minor for permitting purposes. In this renewal, revised and new provisions of 25 Pa. Code § 123.22 on sulfur emissions from use of fuel oils in combustion units are incorporated into the permit. This subjects the boilers to a more stringent sulfur content limit (500 ppm, 0.05%) for fuel oils and associated recordkeeping and reporting requirements. New requirements are also added for purposes of having clear and defined restrictions and recordkeeping requirements to demonstrate exemption of the boilers from 40 CFR 63 Subpart JJJJJJ, which pertains to NESHAP for Industrial, Commercial, and Institutional Boilers Area Source, and compliance of the emergency generator with the operating hours restrictions pursuant to 40 CFR 63 Subpart ZZZZ, which pertains to NESHAP for Stationary Reciprocating Internal Combustion Engines.

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

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

S15-010: Jowitt & Rodgers Company (9400 State Road, Philadelphia, PA 19114) for operation of an abrasive grinding wheel manufacturing facility located in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include the solvent cleaning of tools and molds, 10 curing ovens, 16 space heaters, a gas-fired steam cleaner, and wheel and segment blow-off, cutting, and grinding.

OP17-000063: Cramco, Inc. (2200 East Ann Street, Philadelphia, PA 19134) for the operation of a furniture manufacturing facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) wood fired Weiss steam boiler rated at 6.1 MMBtu/hr boiler with multicyclone, one (1) # 2 oil/natural gas fired York-Shipley steam boiler rated at 9.926 MMBtu/hr, one (1) natural gas fired laminating press thermal oil boiler rated at 1.183 MMBtu/hr boiler, one (1) natural gas fired paint strip Bayco oven rated at 350,000 Btu/hr oven with afterburner, one (1) natural gas fired curing oven rated at 2.5 MMBtu/hr, two (2) Nordson spray booths, one (1) Diemco spray booth, and one (1) Nordfab baghouse to control emissions from the Wood Department.

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

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

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

15-00104: Flowers Baking Company of Oxford, Inc. (700 Lincoln Street, Oxford, PA 19363) On January 23, 2018, for an administrative amendment to change in the Responsible Official from Dan Scott, President, to Shane Hodges, Director of Plant Operations in the Title V Operating Permit for the facility located in Oxford Borough, **Chester County**.

46-00267: Peak10 + ViaWest (1000 Black Rock Road, Collegeville, PA 19426) On January 23, 2018 for an Administrative Amendment to their State Only Operating Permit for a Change in Ownership of their Data Center from GlaxoSmithKline, LLC to Peak 10 + ViaWest for their location in Upper Providence Township, **Montgomery County**.

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

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

18-00013: UPMC Susquehanna (700 High Street, Williamsport, PA 17701) on January 3, 2018, was issued an amended State only operating permit to indicate a change of ownership for the Lock Haven Hospital, previously owned by Clinton Hospital Corp, which is located in the City of Lock Haven, **Clinton County**. The facility's main sources include three # 2 fuel oil/natural gas-fired boilers and four # 2 fuel oil-fired emergency generators. The amended State only operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

19-00007: Transcontinental Gas Pipe Line Company, LLC (PO Box 1396, Houston, TX 77251-1396) on January 9, 2018, was issued a revised Title V operating permit for their Jackson Compressor Station located in Jackson Township, **Columbia County** for incorporation of the terms and conditions of Plan Approval 19-00007A as well as the applicable RACT2 requirements of 25 Pa. Code §§ 129.96—129.100. The facility's main sources include five natural gas-fired combustion turbines. The Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

S15-010: Jowitt & Rodgers Company (9400 State Road, Philadelphia, PA 19114) for operation of an abrasive grinding wheel manufacturing facility located in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include the solvent cleaning of tools and molds, 10 curing ovens, 16 space heaters, a gas-fired steam cleaner, and wheel and segment blow-off, cutting, and grinding.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Issued

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

EnerCorp, Inc., GFCC No. 17-17-01, Cooper 2 Operation, Cooper Township, **Clearfield County** (Weber Run-Upper West Branch Watershed): A no-cost construction contract has been awarded to EnerCorp, Inc. that will result in the reclamation of approximately 10.9 acres of abandoned mine land, the reclamation of 1,175-feet of abandoned highwall and the recovery of approximately 48,000 tons of remaining coal reserves. The site will be reclaimed and regraded to approximate original contour. Alkaline addition in the form of waste lime will be added to the mining area. A total of at least 4,480 tons of alkaline waste lime will be placed on the site. The estimated value of the reclamation work is \$120,000 which will be done at no cost to the Commonwealth. The site is located approximately one mile northeast of the village of Grassflat on lands formerly mined and subsequently abandoned by Junedale Coal Company in the late 1950's. Blasting has been approved as part of the reclamation activities. Refuse reprocessing is prohibited at the site.

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

26980104 and NPDES Permit No. PA0202355. Gary Gioia Coal Company (319 Karen Drive, Elizabeth, PA 15037). Permit renewal issued for continued mining of an existing bituminous surface mine, located in Wharton Township, **Fayette County**, affecting 156.5 acres. Receiving streams: Big Sandy Creek and unnamed tributary to Big Sandy Creek. Application received: July 13, 2016. Renewal permit issued: January 19, 2018.

Noncoal Permits Issued

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

27910801. Robert A. Silvis Excavating (1047 Silvis Lane, Marienville, PA 16239). Final bond release for a small industrial minerals surface mine in Jenks Township, **Forest County**. Restoration of 4.0 acres completed. Receiving streams: Unnamed tributary to West Branch Millstone. Application Received: November 13, 2017. Final bond release approved: January 12, 2018.

43122801. H & H Materials, Inc. (190 Canon Road, Stoneboro, PA 16153). Final bond release for a small

industrial minerals surface mine in Lake Township, **Mercer County**. Restoration of 5.0 acres completed. Receiving streams: Unnamed tributary to Little Shenango River and Little Shenango River. Application Received: October 24, 2017. Final bond release approved: January 12, 2018.

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

Permit No. 58172510 and NPDES Permit No. PA0225738. Rock Lake, Inc., (3230 Creamton Drive, Lake Como, PA 18437), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in New Milford Township, **Susquehanna County** affecting 5.79 acres, receiving stream: unnamed tributary to Wellmans Creek Watershed to Meylert Creek Watershed. Application received: July 24, 2017. Permit issued: January 18, 2018.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

02184002. Advantage Blasting and Demolition LLC (2900 South Noah Drive, Saxonburg, PA 16056). Blasting Activity Permit for the demolition of the ice jam at Emsworth Lock and Dam, located in Neville Township, **Allegheny County** with an expiration date of December 31, 2018. Blasting permit issued: January 18, 2018.

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

Permit No. 22184101. M & J Explosives, LLC, (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Stray Winds 9A in Lower Paxton Township, **Dauphin County** with an expiration date of January 10, 2019. Permit issued: January 18, 2018.

Permit No. 36184101. Maine Drilling & Blasting, Inc., (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Peony Road Tract in West Lampeter Township, **Lancaster County** with an expiration date of January 12, 2019. Permit issued: January 18, 2018.

Permit No. 64184102. Holbert Explosives, Inc., (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for Buck Brussell in Damascus Township, **Wayne County** with an expiration date of January 10, 2019. Permit issued: January 18, 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, PO Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E35-466. Pennsylvania American Water Company, 800 West Hershey Park Drive, Hershey, PA 17033, in City of Scranton, **Lackawanna County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a utility line crossing of an Unnamed Tributary to Stafford Meadow Brook (HQ-CWF, MF) and adjacent EV wetlands consisting of a 60-LF, 42-inch diameter steel water main. The crossing will be installed via directional bore. The project is located directly southwest of Lake Scranton, approximately 1.1 mile southeast of the intersection of I-81 and the Scranton Expressway in the City of Scranton, Lackawanna County (Scranton, PA Quadrangle, Latitude: 41° 23' 25.71"; Longitude: -75° 38' 54.79"). Subbasin: 5A.

E40-803. Shawn M. Casey, 168 South Highland Drive, Pittston, PA 18640, Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain a 1,080 sq. ft. pile-supported dock and a 1,560 sq. ft. boathouse in the basin of Harveys Lake (HQ-CWF). The project is located at Lot # 5 along

Lakeside Drive (Harveys Lake, PA Quadrangle, Latitude: 41° 22' 25.86"; Longitude: -76° 2' 42.89").

E02-1315-A1. Millvale Borough, 501 Lincoln Avenue, Pittsburgh, PA 15209. Millvale Borough, **Allegheny County**, Army Corps of Engineers Pittsburgh District.

To amend Permit No. E02-1315 to remove the existing dock and to construct and maintain a new dock and supporting structure in the Allegheny River (WWF; N). The new dock will be 10 feet wide and approximately 247 feet long, requiring 10, 12-inch-diameter, 40-foot-long steel piles driven into the riverbed to anchor the dock in place. The new dock will have a 20-foot-long by 40-foot-wide aluminum framed access ramp equipped with marine-grade polyethylene plastic flotation and decking. The new ramp will be anchored to the existing steel hinges and concrete structure on shore.

The project is located approximately 2,150 feet upstream of the 31st Street Bridge along the back channel of Herrs Island of the Allegheny River (Pittsburgh East, PA Quadrangle Latitude: 40° 28' 9.35"; Longitude: -79° 58' 29.22").

E40-793. William M Watkins, 140 Lake Shore Drive, Montrose, PA 18801, in Harveys Lake Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To remove and existing dock and to construct and maintain a 2,175 sq. ft. pile-supported dock addition to the existing lakehouse/dock. The project is located at Pole 266 along Lakeside Drive (Harveys Lake, PA Quadrangle, Latitude: 41°21'15.57"; Longitude -76°2'32.59") in Harveys Lake Borough, Luzerne County. Subbasin 5B.

E40-801. Robert L Rathbone, Jr., 1238 Center Street, Nanticoke, PA 18643, in Nuangola Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To remove the existing unauthorized gravel driveway crossing of EV wetlands and to construct and maintain a 20-foot wide, 45-foot long gravel driveway crossing of a deminimus area of wetlands (EV) equal to 0.02 acre for the purpose of providing access to a single-family dwelling. The project is located on the south side of Ridge Street, approximately 0.5 mile northwest of the intersection of I-81 and Church Road (T-2047) (Wilkes-Barre West, PA Quadrangle Latitude: 41°9'12.43"; Longitude: -75°58'10.31") in Nuangola Borough, Luzerne County. Subbasin: 5B.

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

E67-935: Arwco Corporation, 1030 Wilson Avenue, Hanover, Pennsylvania 17331 in Heidelberg Township, **York County**, U.S. Army Corps of Engineers, Baltimore District.

To fill and maintain a 0.4 acre, abandoned open water quarry pit with clean fill located west of Glatco Lodge Road, north of its intersection with Moulstown Road (Hanover, PA Quadrangle, Latitude: 39°50'17", Longitude: -76°56'51") in Heidelberg Township, York County, in order to reclaim the mine area and convert the site to productive agricultural land. The permit was issued on January 11, 2018.

E21-460: Cumberland County, 1 Court House Square, Carlisle, PA 17013 in Middlesex Township, **Cumberland County**, U.S. Army Corps of Engineers, Baltimore District.

To remove existing structure and to install and maintain a 270 foot 11 5/8 inch × 35 foot, 3 span bridge over Conodoguinet Creek (WWF, MF) with R-8 riprap scour protection (40.2402, -77.1649) in South Middleton Township, Cumberland County. The permit was issued on January 12, 2018.

E22-640: Mr. Vittorio Mangine, 7 Cottage Court, Mechanicsburg, PA 17050-3171 in Jefferson Township, **Dauphin County**, U.S. Army Corps of Engineers, Baltimore District.

To install, operate and maintain a 20-foot by 10-foot single span steel beam bridge over the North Fork of Powell's Creek (CWF, MF) (Latitude: 40°29'42.5", Longitude: -76°43'29") allowing access to a private land parcel. The permit was issued on January 11, 2018.

E29-102: Plenary Walsh Keystone Partners, 2000 Cliff Mine Road, Park West Two, 3rd Floor, Pittsburgh, PA 15275 in Ayr Township, **Fulton County**, U.S. Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a single span, spread box beam bridge, having a total span of 37.5 feet, a width of 30.0 feet, and an underclearance of 4.89 feet, all over Spring Run (CWF-MF) (Latitude 39° 51' 34.6", Longitude -78° 02' 3.1"), temporarily impacting 0.01 acre of Palustrine Emergent (PEM) wetland, all along Cito Road (S.R. 1001) in Ayr Township, Fulton County. The project will permanently impact no wetlands and 0.11 acre of floodway. The purpose of the project is to improve the roadway to current safety standards. The permit was issued on January 11, 2018.

E38-203: Jackson Township, 60 North Ramona Road, Myerstown, PA 17067 in Jackson Township, **Lebanon County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain 1) a 28-foot, 6-inch long, 10-foot wide steel stringer bridge with a 3.35-foot under clearance over Tulpehocken Creek (TSF, MF); and 2) a 30-foot, 6-inch long, 10-foot wide steel stringer bridge with a 3.79-foot under clearance over Tulpehocken Creek (TSF, MF) for the purpose of completing a pedestrian path through the park. The project is near the intersection of Sterling Drive and South Fairlane Avenue (Latitude: 40° 22' 01"N; Longitude: 76° 19' 30"W) in Jackson Township, Lebanon County. No wetlands will be impacted by this project. The permit was issued on January 12, 2018.

E28-393: Borough of Mercersburg, 113 South Main Street, Mercersburg, PA 17236 in the Borough of Mercersburg, **Franklin County**, U.S. Army Corps of Engineers, Baltimore District.

Giving its consent to install and maintain: 1) 2—18-inch diameter stormwater outfalls with grouted riprap apron and 2) a 48 inch diameter stormwater outfall with grouted riprap apron in the floodway of Johnston Run (WWF, MF) (Latitude: 39.8341°, Longitude: -77.8996°). No wetlands will be affected by the project. The permit was issued on January 12, 2018.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

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

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-2 # ESX17-003-0007

Applicant Name Superior Appalachian Pipeline, LLC

Contact Person Art Smith

Address 4000 Town Center Blvd, Suite 220

City, State, Zip Canonsburg, PA 15317

County Allegheny County

Township(s) Indiana & Frazier Townships

Receiving Stream(s) and Classification(s) UNT to Little

Deer Creek (TSF), Little Deer Creek (TSF), UNT to

Long Run (CWF), Long Run (CWF)

ESCGP-2 # ESX17-059-0036

Applicant Name Rice Water Services, LLC

Contact Person Erin Debias

Address 2200 Rice Drive

City, State, Zip Canonsburg, PA 15317

County Greene County

Township(s) Richhill Township

Receiving Stream(s) and Classification(s) UNTs to South

Fork Dunkard (TSF) & South Fork Dunkard (TSF)

ESCGP-2 # ESX16-059-0062

Applicant Name Rice Midstream Services, LLC

Contact Person Erin Debias

Address 2200 Rice Drive

City, State, Zip Canonsburg, PA 15317

County Greene County

Township(s) Aleppo Township & Springhill Township

Receiving Stream(s) and Classification(s) UNTs to Penn-

sylvan Fork Fish Creek (WWF), Pennsylvania Fork

Fish Creek (WWF), UNTs to Coon Run (WWF), Coon

Run (WWF), UNTs to Harts Run (WWF), Harts Run

(WWF), & UNT to Knob Run (WWF)

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

ESCGP-2 # ESG17-047-0007—E09-U

Applicant Seneca Resources Corporation

Contact Douglas Kepler

Address 5800 Corporate Drive, Suite 300

City Pittsburgh State PA Zip Code 15237

County Elk Township(s) Jones

Receiving Stream(s) and Classification(s) UNT Maple Run

& Maple Run HQ EV

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

ESCGP-2 # ESG29-035-17-0005
 Applicant Name ARD Operating LLC
 Contact Person Stephen Barondeau
 Address 33 W Third St, Suite 200
 City, State, Zip Williamsport, PA 17701
 County Clinton
 Township(s) Grugan
 Receiving Stream(s) and Classification(s) UNTs to N Fork Tangascootack Ck (HQ-CWF)
 Secondary—North Fork Tangascootack Ck (HQ-CWF)

ESCGP-2 # ESX29-115-15-0019(02)
 Applicant Name Williams Field Services Co LLC
 Contact Person Kristy Grigas
 Address Park Place Corporate Center 2, 2000 Commerce Dr
 City, State, Zip Pittsburgh, PA 15275
 County Susquehanna
 Township(s) Lenox
 Receiving Stream(s) and Classification(s) Millard Ck (CWF-MF) and UNTs thereto; Tower Branch (CWF-MF) and UNTs thereto

ESCGP-2 # ESG29-081-17-0041
 Applicant Name Range Resources Appalachia LLC
 Contact Person Karl Matz
 Address 3000 Town Center Blvd
 City, State, Zip Canonsburg, PA 15317
 County Lycoming
 Township(s) Gamble
 Receiving Stream(s) and Classification(s) UNT to Mill Ck (EV); UNT to Mill Ck (WWF)
 Secondary—Mill Ck (EV); Mill Ck (WWF)

ESCGP-2 # ESG29-081-17-0046
 Applicant Name NFG Midstream Trout Run LLC
 Contact Person Michael Kasprzak
 Address 1100 State St
 City, State, Zip Erie, PA 16501
 County Lycoming
 Township(s) Gamble & Hepburn
 Receiving Stream(s) and Classification(s) Mill Ck (EV); Mill Ck (WWF)
 Secondary—Loyalsock Ck (EV)

ESCGP-2 # ESG29-081-17-0036
 Applicant Name Seneca Resources Corp
 Contact Person Doug Kepler
 Address 5800 Corporate Dr, Suite 300
 City, State, Zip Pittsburgh, PA 15237
 County Lycoming
 Township(s) Gamble, Hepburn & Eldred
 Receiving Stream(s) and Classification(s) W Branch Murray Run (EV); Miller Run (EV); Mill Ck (EV); Mill Ck (WWF)
 Secondary—Murray Run (EV); Loyalsock Ck (EV); Lycoming Ck (EV)

SPECIAL NOTICES

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

Under Act 181 of 1984, the Department of Environmental Protection solicits letters of interest from the landowner and licensed mine operators for the reclamation of abandoned strip mine projects identified as the Blair Project No. PBF 16850101.2, located in Porter Township, Clarion County; the Truittsburg Project No. PBF 16820107.5, located in Redbank Township, Clarion

County; and the Merola Project No. PBF 61820102.5, located in Irwin Township, Venango County.

The previously referenced projects require operation and maintenance of acid mine drainage treatment systems. Reclamation work may involve repair of existing passive treatment systems and access roads, monitoring and maintaining performance of passive treatment systems, water sampling, and other operation and maintenance functions as directed by the Knox District Mining Office.

Letters of interest must be received by Chris Yeakle, Watershed Manager, Department of Environmental Protection, P.O. Box 669, Knoxville, PA 16232, no later than 4 p.m. on February 28, 2018, to be considered. Telephone inquiries shall be directed to Chris Yeakle at (814) 797-1191.

[Pa.B. Doc. No. 18-184. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents are available on the Department of Environmental Protection's (Department) web site at www.elibrary.dep.state.pa.us. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final technical guidance documents are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft technical guidance documents.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download technical guidance documents. When this option is not available, persons can order a paper copy of any of the Department's draft or final technical guidance documents by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to Technical Guidance Documents

Following is the current list of recent changes. Persons who have questions or comments about a document should call the contact person who is listed with each document.

Final Technical Guidance

DEP ID: 562-2402-501. Title: Blaster's License Suspension and Revocation Procedure. Description: This guidance describes the procedure for the suspension, modification or revocation of a blaster's license. The substantive revisions made to this guidance explain the procedure for the suspension, modification or revocation of a blaster's license, with the goal of improving the efficiency and transparency of the process.

Contact: Richard Lamkie, (814) 472-1885, rlamkie@pa.gov.

Effective Date: February 3, 2018

Rescission of Technical Guidance

DEP ID: 563-2112-653. **Title:** Permitting Ventilation Boreholes for Underground Coal Mines. **Description:** Since the development of this guidance in 1998, the Department has restructured the application modules in a way that modules themselves assist the applicant in determining what information needs to be submitted for permitting boreholes. The rescission of this guidance document will not affect current procedures.

Contact: Gregory Shuler, (717) 783-1199, gshuler@pa.gov.

Effective Date: February 16, 2018

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-185. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Maintenance Dredging at Conneaut Harbor

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection (Department), Coastal Resources Management Program has received notice that the United States Army Corps of Engineers (USACE), Buffalo District is proposing to conduct maintenance dredging at Conneaut Harbor, Ashtabula County, OH.

USACE is proposing to dredge approximately 300,000 cubic yards of sediment from the inner and outer navigation channels at Conneaut Harbor. Testing of the grain size quality of the accumulated sediments conducted in 2016 has indicated that sediment is not suitable for nearshore placement. Sediment recovered during the proposed dredging activity will be placed at the existing open-lake disposal area located 4 miles from the West Breakwater Light at an azimuth of 314 degrees.

This project is subject to Department review for Federal consistency because it is a Federal agency activity and will have reasonably foreseeable effects on the Commonwealth's coastal resources or uses.

In accordance with National Oceanic and Atmospheric Administration (NOAA) regulations in 15 CFR Part 930, Subpart C (relating to consistency for Federal agency activities), USACE has determined that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Determination from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderson, Federal Consistency Coordinator, at (717) 772-2196 or RA-Fed_Consistency@pa.gov.

The Department will consider all comments received on or before February 20, 2018, before issuing a final Federal consistency concurrence or objection. Comments,

including comments submitted by e-mail, must include the originator's name and address. Comments submitted by facsimile will not be accepted. Commentators are encouraged to submit comments using the Department's eComment system at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments may be submitted by mail to the Policy Office, Department of Environmental Protection, 400 Market Street, Harrisburg, PA 17101.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 18-186. Filed for public inspection February 2, 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 § 205.32(b) (relating to janitor closet):

Dock Terrace
275 Dock Drive
Lansdale, PA 19446
FAC ID # 044402

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-paexception@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Acting Secretary

[Pa.B. Doc. No. 18-187. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Medical Marijuana Advisory Board Meeting

The Department of Health gives notice that the Medical Marijuana Advisory Board (Board) will meet on Wednesday, February 14, 2018, from 3 p.m. to 5 p.m. in Conference Room 129, Health and Welfare Building, 625 Forster Street, Harrisburg, PA. At this meeting, the Board will provide an update on its activities and offer discussion on various topics.

For additional information, including an alternative format of this notice (for example, large print, audiotope, Braille) or for persons with a disability who wish to attend the meeting who require an auxiliary aid, service or other accommodation to do so, contact Holli Senior, Special Assistant, Office of Medical Marijuana, 625 Forster Street, Room 628, Health and Welfare Building, Harrisburg, PA 17120, (717) 547-3047, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Acting Secretary

[Pa.B. Doc. No. 18-188. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF HEALTH

Rare Disease Advisory Council Meeting

The Department of Health will be holding a public meeting of the Rare Disease Advisory Council on Wednesday, February 7, 2018, from 10 a.m. to 3 p.m. This meeting will be held at the Dixon University Center, 2986 North Second Street, Administrative Building, Conference Room AB, Harrisburg, PA 17110-1201. The purpose of this meeting is to receive the reports of subcommittees, to continue discussions of the committee work and discuss promoting awareness of rare diseases and funding for treatment and research.

For additional information, or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact the Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-6214, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Acting Secretary

[Pa.B. Doc. No. 18-189. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Fast Cash Bingo Fast Play Game 5023

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue) the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Fast Cash Bingo (hereinafter “Fast Cash Bingo”). The game number is PA-5023.

2. *Definitions*:

(a) *Authorized Retailer* or *Retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play Area*: The area on a ticket which contains one or more play symbols.

(h) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *PRIZE*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *WINNING NUMBERS*: The area on the ticket containing the play symbols that, when matched against the corresponding play symbols found in the “YOUR BINGO CARD” area, determine whether a player wins a prize.

(k) *WINNING PATTERN*: A pattern created on a game ticket that determines whether the player is entitled to a prize when the player completes one of the patterns shown in the “WINNING PATTERNS” area by using the “WINNING NUMBERS” play symbols to match the corresponding squares in the “YOUR BINGO CARD” area.

(l) *WINNING PATTERNS*: The area on the ticket that shows a player the corresponding prize that can be won by creating a WINNING PATTERN as shown in the white spaces of each WINNING PATTERN.

(m) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *YOUR BINGO CARD*: The play symbols generated via Quick Pick that, when matched against the corresponding squares in the “WINNING NUMBERS” area and the patterns shown in the “WINNING PATTERNS” area, determine whether a player wins a prize.

3. *Price*: The price of a Fast Cash Bingo ticket is \$2.

4. *Description of the Fast Cash Bingo lottery game*:

(a) The Fast Cash Bingo lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Fast Cash Bingo tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Fast Cash Bingo is played by using the play symbols in the “WINNING NUMBERS” area to match the

corresponding play symbols within the “YOUR BINGO CARD” area. Players matching any “WINNING PATTERN,” as shown in the white spaces of any pattern in the “WINNING PATTERNS” area, will win the corresponding prize shown for that pattern. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Fast Cash Bingo game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Fast Cash Bingo game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Fast Cash Bingo game ticket and selecting the Fast Cash Bingo option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Pennsylvania Fast Cash Bingo ticket characteristics:*

(a) A Fast Cash Bingo ticket shall contain a “WINNING NUMBERS” area, a “YOUR BINGO CARD” area, a “WINNING PATTERNS” area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols:* Each Fast Cash Bingo ticket play area will contain a “WINNING NUMBERS” area and a “YOUR BINGO CARD” area. The play symbols located in the “WINNING NUMBERS” area and the “YOUR BINGO CARD” area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT).

(c) *Prizes:* The prizes, located in the “WINNING PATTERNS” area, that can be won in this game are: \$2, \$5, \$10, \$50, \$100 and \$10,000.

(d) A player can win up to one time on a ticket.

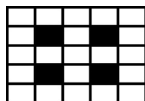
(e) *Approximate Number of Tickets Available for the Game:* Approximately 4,800,000 tickets will be available for sale for the Fast Cash Bingo lottery game.

6. *Prizes available to be won and determination of prize winners:*

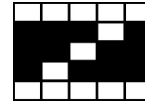
(a) All Fast Cash Bingo prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Fast Cash Bingo ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

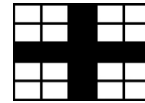
(c) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$10,000.



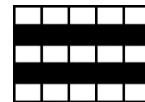
(d) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$100.



(e) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$50.



(f) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$10.



(g) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$5.



(h) Holders of tickets upon which the “WINNING NUMBERS” found in the “YOUR BINGO CARD” area create the “WINNING PATTERN” shown in the white spaces immediately below, on a single ticket, shall be entitled to a prize of \$2.



7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>Use The WINNING NUMBERS to Match The Corresponding Squares On YOUR BINGO CARD. When You Complete One Of The WINNING PATTERNS Below, Win Prize Shown For That Pattern. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets</i>
\$2 PATTERN	\$2	7.14	672,000
\$5 PATTERN	\$5	14.08	340,800
\$10 PATTERN	\$10	33.33	144,000
\$50 PATTERN	\$50	181.82	26,400
\$100 PATTERN	\$100	1,143	4,200
\$10,000 PATTERN	\$10,000	480,000	10

Note: Win a prize when the matching numbers on YOUR BINGO CARD create a WINNING PATTERN as shown in the white spaces below. You can only win one prize on YOUR BINGO CARD. Only the highest prize won on any of the WINNING PATTERNS will be paid.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on

account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) Pursuant to the preceding subsections, the retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the

sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Fast Cash Bingo lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Fast Cash Bingo lottery game tickets.

17. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Fast Cash Bingo or through normal communications methods.

19. *Applicability:* This notice applies only to the Fast Cash Bingo lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-190. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Moneycomb Fast Play Game 5022

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Moneycomb (hereinafter "Moneycomb"). The game number is PA-5022.

2. *Definitions:*

(a) *Authorized Retailer* or *Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play:* A chance to participate in a particular Fast Play lottery game.

(g) *Play Area:* The area on a ticket which contains one or more play symbols.

(h) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners).

(j) *PRIZE CELL:* A portion in the "YOUR HONEY-COMB" area that is colored black and contains a prize symbol.

(k) *Progressive Top Prize:* The top prize available for this game that begins with a minimum prize amount that grows at a pre-determined rate every time a ticket is

purchased, and then resets to the minimum prize amount whenever a top prize winning ticket is sold.

(l) *WINNING NUMBERS*: The symbols found in the "WINNING NUMBERS" area and generated via Quick Pick that, when matched against the symbols found in the "YOUR HONEYCOMB" area, determine whether a player wins a prize.

(m) *Winning Ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *YOUR HONEYCOMB*: The area of the ticket containing play symbols generated via Quick Pick that, when matched against the "WINNING NUMBERS" area, determine whether a player wins a prize.

3. *Price*: The price of a Moneycomb ticket is \$3.

4. *Description of the Moneycomb lottery game*:

(a) The Moneycomb lottery game is an instant win game printed from a Lottery Terminal. With the exception of the Progressive Top Prize amount, all prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Moneycomb tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Moneycomb is played by matching the play symbols in the "YOUR HONEYCOMB" area to the play symbols located in the "WINNING NUMBERS" area. A player matching all six (6) play symbols in the "WINNING NUMBERS" area with the same play symbols in the "YOUR HONEYCOMB" area, thus completely surrounding a "PRIZE CELL," wins the prize shown in the "PRIZE CELL." A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Moneycomb game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Moneycomb game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Moneycomb game ticket and selecting the Moneycomb option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Pennsylvania Moneycomb ticket characteristics*:

(a) A Moneycomb ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Each Moneycomb ticket play area will contain a "WINNING NUMBERS" area and a "YOUR HONEYCOMB" area. The play symbols located in the "WINNING SYMBOLS" area and the "YOUR HONEYCOMB" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22

(TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRTY), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORTY), 41 (FRYONE), 42 (FRYTWO), 43 (FRYTHR), 44 (FRYFOR), and 45 (FRYFIV).

(c) *Prize Symbols*: The prize symbols and their captions located in the "PRIZE CELLS" of the "YOUR HONEYCOMB" area are: \$3⁰⁰ (THR DOL), \$6⁰⁰ (SIX DOL), \$9⁰⁰ (NIN DOL), \$15⁰⁰ (FIFTN), \$30⁰⁰ (THIRTY), \$90⁰⁰ (NINETY), \$900 (NIN HUN), \$9,000 (NIN THO) and PROGRESSIVE (TOP PRIZE).

(d) *Prizes*: The prizes that can be won in this game are: \$3, \$6, \$9, \$15, \$30, \$90, \$900, \$9,000 and the Progressive Top Prize. The Progressive Top Prize amount starts at \$15,000 and increases by 15¢ every time a Moneycomb ticket is purchased. When Progressive Top Prize winning ticket is sold, the Progressive Top Prize resets to \$15,000.

(e) A player can win up to seven times on a ticket.

(f) *Approximate Number of Tickets Available for the Game*: Approximately 7,200,000 tickets will be available for sale for the Moneycomb lottery game.

6. *Prizes available to be won and determination of prize winners*:

(a) All Moneycomb prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "WINNING SYMBOLS" play symbols match all six play symbols surrounding a "PRIZE CELL" in the "YOUR HONEYCOMB" play area, and a prize symbol of PROGRESSIVE (TOP PRIZE) appears in that "PRIZE CELL," on a single ticket, shall be entitled to a prize of a "Progressive Top Prize." The amount won under this subsection is the amount of the Progressive Top Prize, determined by the Lottery Central Computer System, as of the time the winning ticket was purchased. The amount won will be a minimum of \$15,000.

(c) Holders of tickets upon which any of the "WINNING SYMBOLS" play symbols match all six play symbols surrounding a "PRIZE CELL" in the "YOUR HONEYCOMB" play area, and a prize symbol of \$9,000 (NIN THO) appears in that "PRIZE CELL," on a single ticket, shall be entitled to a prize of \$9,000.

(d) Holders of tickets upon which any of the "WINNING SYMBOLS" play symbols match all six play symbols surrounding a "PRIZE CELL" in the "YOUR HONEYCOMB" play area, and a prize symbol of \$900 (NIN HUN) appears in that "PRIZE CELL," on a single ticket, shall be entitled to a prize of \$900.

(e) Holders of tickets upon which any of the "WINNING SYMBOLS" play symbols match all six play symbols surrounding a "PRIZE CELL" in the "YOUR HONEYCOMB" play area, and a prize symbol of \$90⁰⁰ (NINETY) appears in that "PRIZE CELL," on a single ticket, shall be entitled to a prize of \$90.

(f) Holders of tickets upon which any of the "WINNING SYMBOLS" play symbols match all six play symbols surrounding a "PRIZE CELL" in the "YOUR HONEYCOMB" play area, and a prize symbol of \$30⁰⁰ (THIRTY) appears in that "PRIZE CELL," on a single ticket, shall be entitled to a prize of \$30.

(g) Holders of tickets upon which any of the “WINNING SYMBOLS” play symbols match all six play symbols surrounding a “PRIZE CELL” in the “YOUR HONEYCOMB” play area, and a prize symbol of \$15⁰⁰ (FIFTN) appears in that “PRIZE CELL,” on a single ticket, shall be entitled to a prize of \$15.

(h) Holders of tickets upon which any of the “WINNING SYMBOLS” play symbols match all six play symbols surrounding a “PRIZE CELL” in the “YOUR HONEYCOMB” play area, and a prize symbol of \$9⁰⁰ (NIN DOL) appears in that “PRIZE CELL,” on a single ticket, shall be entitled to a prize of \$9.

(i) Holders of tickets upon which any of the “WINNING SYMBOLS” play symbols match all six play symbols

surrounding a “PRIZE CELL” in the “YOUR HONEYCOMB” play area, and a prize symbol of \$6⁰⁰ (SIX DOL) appears in that “PRIZE CELL,” on a single ticket, shall be entitled to a prize of \$6.

(j) Holders of tickets upon which any of the “WINNING SYMBOLS” play symbols match all six play symbols surrounding a “PRIZE CELL” in the “YOUR HONEYCOMB” play area, and a prize symbol of \$3⁰⁰ (THR DOL) appears in that “PRIZE CELL,” on a single ticket, shall be entitled to a prize of \$3.

7. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>Use The WINNING NUMBERS To Match The Corresponding Honeycomb Cells on YOUR HONEYCOMB. When You Match All Six Numbers Around a PRIZE CELL, Win Prize Shown In That Cell. Win With:</i>	<i>Win:</i>	<i>Approximate Chances of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 7,200,000 Tickets</i>
\$3	\$3	8.93	806,400
\$3 × 2	\$6	33.33	216,000
\$6	\$6	33.33	216,000
\$3 × 3	\$9	45.45	158,400
\$6 + \$3	\$9	47.62	151,200
\$9	\$9	47.62	151,200
\$3 × 5	\$15	250	28,800
(\$3 × 3) + \$6	\$15	250	28,800
(\$3 × 2) + \$9	\$15	250	28,800
(\$6 × 2) + \$3	\$15	250	28,800
\$15	\$15	250	28,800
\$6 × 5	\$30	2,400	3,000
(\$6 × 3) + (\$3 × 4)	\$30	2,400	3,000
(\$9 × 3) + \$3	\$30	2,400	3,000
(\$9 × 2) + (\$6 × 2)	\$30	1,714	4,200
\$15 × 2	\$30	2,400	3,000
\$30	\$30	2,400	3,000
\$15 × 6	\$90	48,000	150
\$30 × 3	\$90	8,000	900
(\$15 × 5) + \$9 + \$6	\$90	4,000	1,800
(\$30 × 2) + (\$9 × 3) + \$3	\$90	8,000	900
\$90	\$90	8,000	900
\$900	\$900	80,000	90
\$9,000	\$9,000	360,000	20
PROGRESSIVE TOP PRIZE	\$15,000*	180,000	40

*PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$15,000. The PROGRESSIVE TOP PRIZE increases by 15¢ every time a ticket is purchased, and resets to \$15,000 whenever a top prize winning ticket is sold.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or a Fast Play ticket redeemed by a player in error.

9. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) Pursuant to the preceding subsections, the retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this subsection. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Progressive Top Prize Restrictions:*

(a) An amount of 15¢ from the sale of each Moneycomb ticket will be accumulated in the Progressive Top Prize pool.

(b) *Prize Amount:* The amount of the Progressive Top Prize at the time a ticket is purchased can only be verified through the Lottery's Central Computer System. Any advertisement or any materials describing the amount of the Progressive Top Prize are only valid as of the time they are posted. If any discrepancy exists between this notice and any material describing or advertising the Moneycomb game, this notice and the data contained in the Lottery's Central Computer System shall govern.

(c) The Progressive Top Prize and all other prizes are subject to availability at the time of purchase. The Lottery is not responsible for prizes that are not awarded due to technical issues. In the event of a Progressive Top Prize being reset without the actual sale of a Progressive Top Prize winning ticket, all prize money that had accumulated into the Progressive Top Prize pool (i.e. 15¢ from the sale of each ticket) shall be awarded as part of the next Progressive Top Prize won.

15. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Moneycomb lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

16. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

17. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Moneycomb lottery game tickets.

18. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

19. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Moneycomb or through normal communications methods.

20. *Applicability:* This notice applies only to the Moneycomb lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-191. Filed for public inspection February 2, 2018, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Tic-Tac-Luck Fast Play Game 5024

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Tic-Tac-Luck (hereinafter "Tic-Tac-Luck"). The game number is PA-5024.

2. *Definitions:*

(a) *Authorized Retailer or Retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar Code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *LINE:* A specific, pre-defined portion of the play area, which contains three play symbols and a prize symbol in a column or row, that when played according to the instructions, determine whether a player wins a prize. Each LINE is played separately.

(e) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(g) *Play:* A chance to participate in a particular Fast Play lottery game.

(h) *Play Area:* The area on a ticket which contains one or more play symbols.

(i) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(j) *PRIZE:* A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING SYMBOLS:* The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in any "LINE," determine whether a player wins a prize.

(l) *Winning Ticket:* A game ticket which has been validated and qualifies for a prize.

3. *Price:* The price of a Tic-Tac-Luck ticket is \$1.

4. *Description of the Tic-Tac-Luck lottery game:*

(a) The Tic-Tac-Luck lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Tic-Tac-Luck tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Tic-Tac-Luck is played by matching the play symbols in the "WINNING SYMBOLS" area to the play symbols located in each "LINE." A player matching all three play symbols in any "LINE" to any three of the "WINNING SYMBOLS" will win the prize shown for that "LINE." A bet slip is not used to play this game.

(c) Players can win the prize identified in section 7 (relating to prizes available to be won and determination of prize winners).

(d) A Tic-Tac-Luck game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer by verbally requesting a Tic-Tac-Luck game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Tic-Tac-Luck game ticket and select the Tic-Tac-Luck option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Tic-Tac-Luck ticket characteristics:*

(a) A Tic-Tac-Luck ticket shall contain a play area, the cost of the play, the date of sale, and a bar code. Each ticket consists of six "LINE" areas. Each "LINE" is played separately.

(b) *Play Symbols:* Each Tic-Tac-Luck ticket play area will contain a "WINNING SYMBOLS" area and six "LINE" areas. The play symbols located in the "WINNING SYMBOLS" area and each "LINE" area are: Bag of Money symbol, Ladybug symbol, Hat symbol, Calendar symbol, Stack of Coins symbol, Harp symbol, Ribbon symbol, Coin symbol, Pot of Gold symbol, Handful of Coins symbol, Balloons symbol, Four Leaf Clover symbol, Horseshoe symbol, Rainbow symbol, Boot symbol, Gold Nugget symbol, Music Notes symbol, Piggybank symbol, and a Purse symbol.

(c) *Prize Symbols:* The prize symbols and their captions located in the play area are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTN), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$2,500 (TWYFIVHUN).

(d) *Prizes:* The prizes that can be won in this game are: Free \$1 Fast Play Ticket, \$1, \$2, \$4, \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$500 and \$2,500. A player can win up to 1 time on a ticket.

(e) *Approximate Number of Tickets Available for the Game:* Approximately 2,400,000 tickets will be available for sale for the Tic-Tac-Luck lottery game.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a Lots O'Luck Second-Chance Drawing for which non-winning Tic-Tac-Luck Fast Play lottery game tickets may be eligible as provided for in section 9 (relating to second-chance drawing).

7. *Prizes available to be won and determination of prize winners:*

(a) All Tic-Tac-Luck prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Tic-Tac-Luck ticket is entitled only to the highest prize won by the winning combinations described below on each game ticket.

(c) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of

\$2,500 (TWYFIVHUN) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$2,500.

(d) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$500 (FIV HUN) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$500.

(e) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$100 (ONE HUN) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$40⁰⁰ (FORTY) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$15⁰⁰ (FIFTN) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$15.

(j) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$4⁰⁰ (FOR DOL) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$4.

(m) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three play symbols in the same "LINE," and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$2.

(n) Holders of tickets upon which any three of the "WINNING SYMBOLS" play symbols match all three

play symbols in the same "LINE," and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of \$1.

(o) Holders of tickets upon which any three of the "WINNING NUMBER" play symbols match all three play symbols in the same "LINE," and a prize symbol of FREE

(TICKET) appears in the "PRIZE" area for that "LINE," on a single ticket, shall be entitled to a prize of one Tic-Tac-Luck game ticket.

8. *Number and Description of Prizes and Approximate Chances of Winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>Match The Winning Symbols To The Symbols In Each LINE. When You Match All Three Symbols In Any LINE, Win Prize Shown For That Line. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets</i>
FREE	FREE \$1 TICKET	11.11	216,000
\$1	\$1	50	48,000
\$2	\$2	10.99	218,400
\$4	\$4	100	24,000
\$5	\$5	50	48,000
\$10	\$10	125	19,200
\$15	\$15	500	4,800
\$20	\$20	500	4,800
\$40	\$40	2,400	1,000
\$50	\$50	4,800	500
\$100	\$100	24,000	100
\$500	\$500	48,000	50
\$2,500	\$2,500	240,000	10

Each "LINE" is played separately.

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* Pennsylvania Lottery's Lots O'Luck Second-Chance Drawing (hereafter, the "Drawing"):

(a) *Qualifying Tickets:* Non-winning PA-1322 O'Lucky 7s (\$5) instant lottery game tickets and non-winning PA-5024 Tic-Tac-Luck (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry into the Drawing.

(b) *Participation and Entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <https://www.palottery.state.pa.us/Vip-players-club/Login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional website, available at <http://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(4) Only one claimant per entry allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing Description:*

(1) The Lottery will conduct one Lots O'Luck Second-Chance Drawing. All time references are Eastern Prevailing Time.

(2) *Entry Periods:* PA-1322 O'Lucky 7s instant lottery tickets go on sale on January 22, 2018 and PA-5024 Tic-Tac-Luck Fast Play lottery tickets go on sale on February 6, 2018. Due to the differences in launch dates, the entry periods for each game will be different.

(i) All PA-1322 O'Lucky 7s instant lottery ticket Drawing entries received after 11:59:59 p.m. January 21, 2018, through 11:59:59 p.m. March 22, 2018, will be entered into the Drawing, held between March 23, 2018 and April 3, 2018.

(ii) All PA-5024 Tic-Tac-Luck Fast Play lottery ticket Drawing entries received after 11:59:59 p.m. February 5, 2018, through 11:59:59 p.m. March 22, 2018, will be entered into the Drawing, held between March 23, 2018 and April 3, 2018.

(3) The entry periods for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the

Qualifying Ticket entered. The respective purchase prices and corresponding number of entries for Qualifying Tickets are as follows: PA-1322 O'Lucky 7s (\$5) = 5 entries; and PA-5024 Tic-Tac-Luck (\$1) = 1 entry.

(5) Players may review their entries for the Drawing via the Drawing's promotional website.

(d) *Prizes Available to be Won, Determination of Winners, and Odds of Winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e), or those mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c).

(3) The first entry selected from the total number of entries awarded in the Drawing will be a winning entry, and the entrant who submitted the winning entry shall be entitled to a prize of \$50,000.

(4) The second through the eleventh entries selected from the total number of entries awarded in the Drawing will be winning entries, and the entrants that submitted those winning entries shall each be entitled to a prize of \$5,000.

(5) The twelfth through the thirty-sixth entries selected from the total number of entries awarded in the Drawing will be winning entries, and the entrants that submitted those winning entries shall each be entitled to a prize of \$1,000.

(6) The number of winning entries to be selected for the Drawing will be posted to the Pennsylvania Lottery's publicly accessible website.

(7) The odds of an entry being selected in the Drawing depend upon the number of entries received for the Drawing.

(8) A computer generated randomizer will be used to select the winning entries for the Drawing.

(e) *Drawing Restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible cellular telephones or internet browsers, mobile lottery application failure, or other technical issues. If a Drawing entry is selected as a winner and disqualified or otherwise rejected during or following the Drawing, the Lottery will select another entry to replace the disqualified or otherwise rejected entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Pennsylvania Lottery, MARC Advertising, MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principle place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs, or any other cause beyond the control of the Pennsylvania Lottery that, in the Pennsylvania Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity, or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Pennsylvania Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) The payment of a prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same drawing will be disqualified and a replacement entry will be selected.

(14) Prizes are not transferrable.

(15) Other restrictions may apply.

10. *Ticket Responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket Validation and Requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by

the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing Law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Tic-Tac-Luck lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer Compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs.* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Tic-Tac-Luck lottery game tickets.

19. *Retailer Bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the Game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Tic-Tac-Luck or through normal communications methods.

21. *Applicability:* This notice applies only to the Tic-Tac-Luck lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 18-192. Filed for public inspection February 2, 2018, 9:00 a.m.]

**DEPARTMENT OF
TRANSPORTATION**

Transportation Advisory Committee Meeting

The Transportation Advisory Committee will hold a meeting on Monday, February 5, 2018, from 10 a.m. to 12 p.m. in Conference Room 8N1, Commonwealth Keystone Building, Harrisburg, PA. For more information contact Ellen E. Sweeney, PhD, (717) 787-2913, ellsweeney@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 18-193. Filed for public inspection February 2, 2018, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Waste Management of PA, Inc. v. Department of Environmental Protection; EHB Doc. No. 2018-008-L

Waste Management of PA, Inc. has appealed the issuance by the Department of Environmental Protection of NPDES Permit No. PA0244929 to Waste Management of PA, Inc. for the Bordentown Road facility located in Falls Township, Bucks County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 18-194. Filed for public inspection February 2, 2018, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Notice of Filing of Final Rulemaking

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission's web site at www.irrc.state.pa.us.

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
16A-6710	State Board of Occupational Therapy Education and Licensure Code of Ethics	1/18/18	2/22/18
7-520	Environmental Quality Board Disinfection Requirements Rule	1/22/18	2/22/18
7-529	Environmental Quality Board Gasoline Volatility Requirements	1/22/18	2/22/18
<i>Final-Omit Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
8-21	Department of General Services Committee on Construction Contract Documents	1/18/18	2/22/18
8-22	Department of General Services Selections Committee	1/18/18	2/22/18

<i>Final-Omit Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
8-23	Department of General Services Emergency Construction Repairs	1/18/18	2/22/18
8-25	Department of General Services Methods of Awarding Contracts	1/18/18	2/22/18
7-538	Environmental Quality Board Administration of the Land Recycling Program	1/22/18	2/22/18

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 18-195. Filed for public inspection February 2, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Application for Approval to Acquire Control of Aetna, Inc. and its Pennsylvania Domiciled Insurance Subsidiaries

CVS Health Corporation, a Delaware corporation, has filed an application to acquire control of Aetna, Inc. and its Pennsylvania domiciled insurance subsidiaries. The affected subsidiaries include Aetna Better Health, Inc., Aetna Health, Inc., Aetna Health Insurance Company, Aetna HealthAssurance Pennsylvania, Inc. and HealthAssurance Pennsylvania, Inc. The filing was received on January 16, 2018, and was made under the requirements of Article XIV of The Insurance Company Law of 1921 (40 P.S. §§ 991.1401—991.1413).

Persons wishing to comment on this acquisition are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of publication of this notice in the *Pennsylvania Bulletin*. Each written statement must include the name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Cressinda Bybee, Company Licensing Division, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, cbybee@pa.gov. Comments received will be part of the public record regarding the filing and will be forwarded to the applicant for appropriate response.

JESSICA K. ALTMAN,
Acting Insurance Commissioner

[Pa.B. Doc. No. 18-196. Filed for public inspection February 2, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Northwestern Long-Term Care Insurance Company (NWST-131323239); Rate Increase Filing for Various LTC Forms

Northwestern Long-Term Care Insurance Company is requesting an aggregate increase of 6.3% on 4,732 policy-

holders of the following individual LTC forms: RR.LTC. (0798), RR.LTC.ML. (0798), RS.LTC. (1101), RS.LTC.ML. (1101), RS.LTC. (0708), RS.LTC.ML. (0708), TT.LTC. (1010) and TT.LTC.ML. (1010).

Unless formal administrative action is taken prior to April 19, 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 (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 within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Acting Insurance Commissioner

[Pa.B. Doc. No. 18-197. Filed for public inspection February 2, 2018, 9:00 a.m.]

INSURANCE DEPARTMENT

Rescission of Insurance Department Notice 2018-01; Notice 2018-02

The Insurance Department hereby rescinds Notice 2018-01 entitled "Notice Concerning Proper Notice of Cancellation" published at 48 Pa.B. 578 (January 20, 2018).

JESSICA K. ALTMAN,
Acting Insurance Commissioner

[Pa.B. Doc. No. 18-198. Filed for public inspection February 2, 2018, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

**Act 13 of 2012; Producer Fees for Calendar Year
2017**

Average Annual Price of Natural Gas for
Calendar Year 2017:⁽¹⁾ \$3.11

Consumer Price Index (CPI), Urban Consumers,
PA, NJ, DE and MD:⁽²⁾ 0.8%

**Number of Spud Wells for Calendar
Years 2016 and 2017**

	2016	2017
Number of wells spud	503	786

CPI adjustment to spud well fees is applicable in 2017.
See 58 Pa.C.S. § 2302(c) (relating to unconventional gas
well fee).

**Unconventional Gas Well Fees for Calendar
Year 2017**

Year of Well ⁽³⁾	Horizontal	Vertical—Producing
Year 1	\$50,700	\$10,100
Year 2	\$40,500	\$8,100
Year 3	\$30,400	\$6,100
Year 4—10	\$20,300	\$4,100

⁽¹⁾ Source: www.business.directenergy.com

⁽²⁾ Source: www.bls.gov

⁽³⁾ Horizontal unconventional gas wells pay the yearly
fee upon spudding plus 2 subsequent years. Fees after the
first 3 years are based on production levels as defined in
58 Pa.C.S. § 2302(b.1). Vertical wells producing gas levels
above a 90,000 cubic foot average in any given month
during the current year are subject to 20% of the
applicable horizontal well fee.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-199. Filed for public inspection February 2, 2018, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

**Electric Generation Supplier License Cancellations
of Companies with an Expired Financial Security
or Insufficient Financial Security Amount**

Public Meeting held
January 18, 2018

Commissioners Present: Gladys M. Brown, Chairperson;
Andrew G. Place, Vice Chairperson; Norman J. Ken-
nard; David W. Sweet; John F. Coleman, Jr.

*Electric Generation Supplier License Cancellations of
Companies with an Expired Financial Security or
Insufficient Financial Security Amount; M-2017-2584781*

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 before the financial security's expiration
date may cause Commission staff to initiate a formal
proceeding that may lead to the following: cancellation of
each company's electric supplier license, removal of each
company's information from the Commission's website
and notification to all electric distribution companies, in
which each company is licensed to do business, of the
cancellation of the license.

As of January 9, 2018, each 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
bond as noted in the table below.

Supplier Table—List of Electric Generation Suppliers

Docket Number	Company Name	Financial Security Expiration Date	Commission Approved Amount
A-2017-2613121	AURORA ENERGY ADVISORS, LLC	December 12, 2017	Yes
A-2013-2345509	BKE MECHANICAL, INC.	December 24, 2017	Yes
A-2012-2331930	CHOOSE ENERGY, INC.	January 1, 2018	Yes
A-2011-2223825	CLEAR ENERGY SOLUTIONS, LLC	December 15, 2017	Yes

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount</i>
A-2013-2398398	NATIONAL POWER SOURCE, LLC	December 31, 2017	Yes
A-2013-2395993*	SUNWAVE GAS AND POWER PENNSYLVANIA, INC.	June 13, 2018	No

*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 each 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 each entity's security expiration date. None of the companies listed in the Supplier Table provided the required documentation.

Based on the above facts, we tentatively conclude that the EGSs listed in the Supplier Table are not in compliance with 52 Pa. Code § 54.40(a) and (d) and therefore it is appropriate to initiate the cancellation process for each EGS license of each 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 Licenses of each 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, all of the Electric Generation Suppliers 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, each 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 Suppliers are licensed to do business.

5. Upon entry of the Final Order described in Ordering Paragraph No. 3, each electric distribution company in which the Electric Generation Suppliers are licensed to do business, shall return the customers of the Electric Generation Suppliers to default service.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-200. Filed for public inspection February 2, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Pro Forma Intra-Company Changes

A-2018-2643865. Sprint Communications Company, LP. Application of Sprint Communications Company, LP for approval of pro forma intra-company changes.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: Sprint Communications Company, LP

Through and By Counsel: Michelle Painter, Esquire,
Sprint, 12502 Sunrise Valley Drive, Reston, VA 20196

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-201. Filed for public inspection February 2, 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. 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 February 20, 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-2018-2641022. Vandoren Boone, t/a B Line Van Services (5017 North Marvine Street, Philadelphia, PA

19141) in paratransit service, limited to transportation to correctional facilities and amusement parks, from points in the City and County of Philadelphia, to points in Pennsylvania, and return.

A-2018-2644131. Platinum Limousine Services, Inc. (3001 Vare Avenue, Philadelphia, Philadelphia County, PA 19145) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in Delaware County, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

Applications 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 each application.

A-2018-2643009. Quinn Moving, LLC (436 Powell Lane, West Chester, Chester County, PA 19380) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Chester, Delaware, Berks, Montgomery, Bucks and Philadelphia Counties.

A-2018-2643259. Kerb, Inc. (18580 Ventura Boulevard, Suite B, Tarzana, CA 91356) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Allegheny County, to points in Pennsylvania, and vice versa.

A-2018-2643816. Budd Van Lines, Inc. (24 Schoolhouse Road, Somerset, NJ 08873) household goods in use, between points in Pennsylvania.

A-2018-2644044. Reliable Moving and Removal, LLC (321 North 7th Avenue, Lebanon, Lebanon County, PA 17046) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

Application of the following for the approval of the transfer of stock as described under the application.

A-2018-2644081. Assured Claimant Transport Service, Inc. (469 East North Street, Carlisle, Cumberland County, PA 17013) for the approval of the transfer of 100 shares of the issued stock from Dennis G. McKendry (80 shares) and Karen McKendry (20 shares) to Michael D. Vishnesky. *Attorney:* Joseph G. Muzic, Jr., 212 North Queen Street, Lancaster, PA 17603.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-202. Filed for public inspection February 2, 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 February 20, 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. 3 T Solutions, LLC; Docket No. C-2017-2638119

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 3 T Solutions, LLC, (respondent) is under suspension effective December 04, 2017 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 3115 Braeburn Lane, Harrisburg, PA 17110.
3. That respondent was issued a Certificate of Public Convenience by this Commission on June 10, 2016, at A-8918837.
4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8918837 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: 12/19/2017

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. 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. TCB Express Corporation; Docket No. C-2018-2639880

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 TCB Express Corporation, (respondent) is under suspension effective December 15, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 3477 Corporate Parkway, Suite 100, Center Valley, PA 18034.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 16, 2017, at A-8919513.

4. That respondent has failed to maintain evidence of Liability insurance and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919513 for failure

to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/3/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint

by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. PTM Transportation, LLC; Docket No. C-2018-2640028

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 PTM Transportation, LLC, (respondent) is under suspension effective December 17, 2017 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 201 35th Street Unit # B, Ocean City, NJ 08226.

3. That respondent was issued a Certificate of Public Convenience by this Commission on February 10, 2014, at A-6915962.

4. That respondent has failed to maintain evidence of Bond 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-6915962 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,
David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 1/3/2018

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If

your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
P.O. Box 3265
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
P.O. Box 3265
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-203. Filed for public inspection February 2, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale

A-2018-2643451. PPL Electric Utilities Corporation. Application of PPL Electric Utilities Corporation for approval of the transfer by sale to the Borough of Denver of electric facilities located in the Borough of Denver, Lancaster County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel: Kimberly A. Klock, Senior Counsel, PPL Electric Utilities Corporation, Two North Ninth Street, Allentown, PA 18101-1179

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-204. Filed for public inspection February 2, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Wastewater Service

A-2018-2643837. Aqua Pennsylvania Wastewater, Inc. Application of Aqua Pennsylvania Wastewater, Inc. for approval to begin to offer, render, furnish and supply wastewater service to the public in an additional portion of Rice Township, Luzerne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: Aqua Pennsylvania Wastewater, Inc.

Through and By Counsel: Thomas T. Niesen, Esq., Thomas, Niesen and Thomas, LLC, 212 Locust Street, Suite 302, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-206. Filed for public inspection February 2, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale

A-2018-2643461. PPL Electric Utilities Corporation. Application of PPL Electric Utilities Corporation for approval of the transfer by sale to the Borough of Tamaqua of electric facilities located in the Borough of Tamaqua, Schuylkill County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: PPL Electric Utilities Corporation

Through and By Counsel: Kimberly A. Klock, Senior Counsel, PPL Electric Utilities Corporation, Two North Ninth Street, Allentown, PA 18101-1179

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-205. Filed for public inspection February 2, 2018, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Water Service

A-2018-2643835. Aqua Pennsylvania, Inc. Application of Aqua Pennsylvania, Inc. for approval to begin to offer, render, furnish and supply water service to the public in an additional portion of Rice Township, Luzerne County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: Aqua Pennsylvania, Inc.

Through and By Counsel: Thomas T. Niesen, Esq., Thomas, Niesen and Thomas, LLC, 212 Locust Street, Suite 302, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-207. Filed for public inspection February 2, 2018, 9:00 a.m.]

**PENNSYLVANIA PUBLIC
UTILITY COMMISSION**

Water Service

A-2018-2643439. Borough of Hanover. Application of the Borough of Hanover, York County for approval to begin to offer, render, furnish and supply water service to the public in an additional territory located in a portion of Heidelberg Township, York County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 20, 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 and at the applicant's business address.

Applicant: Borough of Hanover

Through and By Counsel: Paul J. Bruder, Jr., Esquire, Mette, Evans & Woodside, 3401 North Front Street, P.O. Box 5950, Harrisburg, PA 17110-0959

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 18-208. Filed for public inspection February 2, 2018, 9:00 a.m.]

STATE BOARD OF NURSING

**Bureau of Professional and Occupational Affairs v.
Donna J. Kerzan, RN; File No. 14-51-04129; Doc.
No. 2375-51-16**

On December 8, 2017, Donna J. Kerzan, RN, Pennsylvania license No. RN630560, last known of Tucson, AZ, had her registered nurse license indefinitely suspended until at least the time as she proves that she is fit to practice professional nursing in this Commonwealth with reasonable skill and safety and was assessed a \$500 civil penalty based on receiving disciplinary action by the proper licensing authority of another state and by committing fraud or deceit in securing her admission to the practice of nursing in this Commonwealth.

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. 18-209. Filed for public inspection February 2, 2018, 9:00 a.m.]
