

# PENNSYLVANIA BULLETIN

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**Part I**

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January—December 2018

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

**No. 530, January 2019**

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

## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

### **How to Find Rules and Regulations**

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

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

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

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.

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### Printing Format

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

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

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

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

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

*Court Rules in Titles 201—246 of the Pennsylvania Code*

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

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

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

### Fiscal Notes

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

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

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2019.

### 210 Pa. Code (Appellate Procedure)

#### Proposed Rules

3 ..... 10

### 255 Pa. Code (Local Court Rules)

Unclassified ..... 12, 13, 14



# THE GOVERNOR

## GOVERNOR'S OFFICE

### Amendment to Proclamation of Disaster Emergency

December 21, 2018

*Whereas*, on January 10, 2018, I declared a disaster emergency due to the opioid crisis that is ravaging the country, including the Commonwealth of Pennsylvania and its citizens;

*Whereas*, my Proclamation of Disaster Emergency of January 10, 2018, was renewed by Amendment to Proclamation of Disaster Emergency (1st Amendment) on April 4, 2018, for an additional ninety days. The April 4, 2018, 1st Amendment would have automatically expired on July 3, 2018, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on June 28, 2018. The June 28, 2018, Amendment to Proclamation of Disaster Emergency (2nd Amendment) was set to expire by operation of law on September 26, 2018, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on September 24, 2018. The September 24, 2018, Amendment to Proclamation of Disaster Emergency (3rd Amendment) is set to expire by operation of law on December 23, 2018, unless further extended by my official renewal;

*Whereas*, the opioid crisis continues to be of such magnitude or severity that emergency action is necessary to protect the health, safety, and welfare of affected citizens in Pennsylvania;

*Whereas*, the opioid crisis continues to be a public health emergency in Pennsylvania contributing to addiction, overdose emergencies, and deaths; and

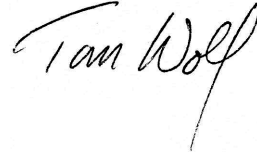
*Whereas*, investigations by the Opioid Unified Coordination Group indicate that additional resources of the Commonwealth may be needed to mitigate and contend with the magnitude and severity of this continuing and expanding disaster emergency.

*Now Therefore*, pursuant to the provisions of section 7301(c) of the Emergency Management Services Code, 35 Pa.C.S. § 7301(c), I do hereby order and direct as follows:

1. The Proclamation of Disaster Emergency of January 10, 2018, renewed by Amendments to Proclamation of Disaster Emergency dated April 4, 2018, June 28, 2018, and September 24, 2018, is renewed for an additional period of ninety days, and shall continue to apply to the Commonwealth of Pennsylvania.
2. All directives, authorized actions, and provisions of the January 10, 2018, Proclamation of Disaster Emergency, and the April 4, 2018, June 28, 2018, and September 24, 2018, Amendments to Proclamation of Disaster Emergency shall remain in full force and effect until either rescinded by me or terminated by operation of law ninety days following the effective date of this Proclamation Amendment.
3. This Proclamation Amendment shall take effect immediately.

THE GOVERNOR

*Given* under my hand and the Seal of the Governor, at the City of Harrisburg, this twenty-first day of December two thousand eighteen, the year of the commonwealth the two hundred and forty-third.

A handwritten signature in black ink that reads "Tom Wolf". The signature is written in a cursive style with a long, sweeping tail on the letter "f".

Governor

[Pa.B. Doc. No. 19-1. Filed for public inspection January 4, 2019, 9:00 a.m.]

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# THE GENERAL ASSEMBLY

## COMMISSION ON SENTENCING

### 2019 Public Meeting Schedule

The Commission on Sentencing (Commission) announces that the following dates have been selected for public meetings in the year 2019:

Wednesday, March 6, 2019	2 p.m. 6:30 p.m.	Meeting Dinner Meeting Harrisburg Hilton and Towers Hotel Harrisburg, PA
Thursday, March 7, 2019	9 a.m. 11 a.m.	Policy Committee Meeting Quarterly Commission Meeting Pennsylvania Judicial Center Harrisburg, PA
Wednesday, June 12, 2019	2 p.m. 6:30 p.m.	Meeting Dinner Meeting Harrisburg Hilton and Towers Hotel Harrisburg, PA
Thursday, June 13, 2019	9 a.m. 11 a.m.	Policy Committee Meeting Quarterly Commission Meeting Pennsylvania Judicial Center Harrisburg, PA
Wednesday, September 4, 2019	1 p.m.	Annual Planning Session The Hyatt Place Hotel 219 West Beaver Avenue State College, PA
Thursday, September 5, 2019	9 a.m. 11 a.m.	Policy Committee Meeting Quarterly Commission Meeting The Hyatt Place Hotel 219 West Beaver Avenue State College, PA
Wednesday, December 11, 2019	2 p.m. 6:30 p.m.	Meeting Dinner Meeting Harrisburg Hilton and Towers Hotel Harrisburg, PA
Thursday, December 12, 2019	9 a.m. 11 a.m.	Policy Committee Meeting Quarterly Commission Meeting Pennsylvania Judicial Center Harrisburg, PA

Meetings are open to the public. Questions regarding Commission meetings should be directed to Mark H. Bergstrom, Executive Director, (814) 863-4368, mhb105@psu.edu.

MARK H. BERGSTROM,  
*Executive Director*

[Pa.B. Doc. No. 19-2. Filed for public inspection January 4, 2019, 9:00 a.m.]

# THE COURTS

## Title 210—APPELLATE PROCEDURE

### PART I. RULES OF APPELLATE PROCEDURE

[ 210 PA. CODE CH. 3 ]

#### Proposed Amendment of Pa.R.A.P. 341

The Appellate Court Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.A.P. 341 governing final orders. 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 will neither constitute a part of the rules nor will be officially adopted by the Supreme Court.

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

Karla M. Shultz, Counsel  
Appellate Court Procedural Rules Committee  
Supreme Court of Pennsylvania  
Pennsylvania Judicial Center  
PO Box 62635  
Harrisburg, PA 17106-2635  
FAX: 717-231-9526  
appellaterules@pacourts.us

All communications in reference to the proposal should be received by February 22, 2019. 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 Appellate Court  
Procedural Rules Committee*

PATRICIA A. McCULLOUGH,  
Chair

#### Annex A

### TITLE 210. APPELLATE PROCEDURE

#### PART I. RULES OF APPELLATE PROCEDURE

##### ARTICLE I. PRELIMINARY PROVISIONS

##### CHAPTER 3. ORDERS FROM WHICH APPEALS MAY BE TAKEN

##### FINAL ORDERS

#### Rule 341. Final Orders; Generally.

(a) *General [ Rule ] rule.*—Except as prescribed in paragraphs (d) and (e) of this rule, an appeal may be taken as of right from any final order of a government unit or trial court.

(b) *Definition of [ Final Order ] final order.*—A final order [ is any order that ]:

- (1) disposes of all claims and of all parties; [ or ]
- (2) (Rescinded)[ . ];

(3) is entered as a final order pursuant to paragraph (c) of this rule[ . ]; or

(4) is an order pursuant to paragraph (f) of this rule.

(c) *Determination of finality.*—When more than one claim for relief is presented in an action, whether as a claim, counterclaim, cross-claim, or third-party claim or when multiple parties are involved, the trial court or other government unit may enter a final order as to one or more but fewer than all of the claims and parties only upon an express determination that an immediate appeal would facilitate resolution of the entire case. Such an order becomes appealable when entered. In the absence of such a determination and entry of a final order, any order or other form of decision that adjudicates fewer than all the claims and parties shall not constitute a final order. In addition, the following conditions shall apply:

(1) The trial court or other government unit is required to act on an application for a determination of finality under paragraph (c) within 30 days of entry of the order. During the time an application for a determination of finality is pending the action is stayed.

(2) A notice of appeal may be filed within 30 days after entry of an order as amended unless a shorter time period is provided in Pa.R.A.P. 903(c). Any denial of such an application shall be reviewable only for abuse of discretion pursuant to Chapter 15.

(3) Unless the trial court or other government unit acts on the application within 30 days of entry of the order, the trial court or other government unit shall no longer consider the application and it shall be deemed denied.

(4) The time for filing a petition for review will begin to run from the date of entry of the order denying the application for a determination of finality or, if the application is deemed denied, from the 31st day. A petition for review may be filed within 30 days of the entry of the order denying the application or within 30 days of the deemed denial unless a shorter time period is provided by Pa.R.A.P. 1512(b).

(d) *Superior Court and Commonwealth Court [ Orders ] orders.*—Except as prescribed by Pa.R.A.P. 1101 no appeal may be taken as of right from any final order of the Superior Court or of the Commonwealth Court.

(e) *Criminal [ Orders ] orders.*—An appeal may be taken by the Commonwealth from any final order in a criminal matter only in the circumstances provided by law.

##### (f) PCRA orders.

(1) An order granting, denying, dismissing, or otherwise finally disposing of a petition for post-conviction collateral relief shall constitute a final order for purposes of appeal.

(2) An order granting sentencing relief, but denying, dismissing, or otherwise disposing of all other claims within a petition for post-conviction collateral relief shall constitute a final order for purposes of appeal.

*Official Note: Related Constitutional and Statutory Provisions*—Section 9 of Article V of the Constitution of Pennsylvania provides that “there shall be a right of

appeal from a court of record or from an administrative agency to a court of record or to an appellate court.” The constitutional provision is implemented by 2 Pa.C.S. § 702, 2 Pa.C.S. § 752, and 42 Pa.C.S. § 5105.

*Criminal Law Proceedings—Commonwealth Appeals—*Orders formerly appealable under Pa.R.A.P. 341 by the Commonwealth in criminal cases as heretofore provided by law, but which do not dispose of the entire case, are now appealable as interlocutory appeals as of right under paragraph (d) of Pa.R.A.P. 311.

*Final Orders—Pre- and Post-1992 Practice—*The 1992 amendment generally eliminates appeals as of right under Pa.R.A.P. 341 from orders not ending the litigation as to all claims and as to all parties. Formerly, there was case law that orders not ending the litigation as to all claims and all parties are final orders if such orders have the practical consequence of putting a litigant out of court.

A party needs to file only a single notice of appeal to secure review of prior non-final orders that are made final by the entry of a final order, *see K.H. v. J.R.*, 826 A.2d 863, 870-71 (Pa. 2003) (following trial); *Betz v. Pneumo Abex LLC*, 44 A.3d 27, 54 (Pa. 2012) (summary judgment). Where, however, one or more orders resolves issues arising on more than one docket or relating to more than one judgment, separate notices of appeal must be filed. *Commonwealth v. C.M.K.*, 932 A.2d 111, 113 & n.3 (Pa. Super. 2007) (quashing appeal taken by single notice of appeal from order on remand for consideration under Pa.R.Crim.P. 607 of two persons’ judgments of sentence).

The 1997 amendments to paragraphs (a) and (c), substituting the conjunction “and” for “or,” are not substantive. The amendments merely clarify that by definition any order which disposes of all claims will dispose of all parties and any order that disposes of all parties will dispose of all claims.

*Rescission of subparagraph (b)(2)—*The 2015 rescission of subparagraph (b)(2) eliminated a potential waiver trap created by legislative use of the adjective “final” to describe orders that were procedurally interlocutory but nonetheless designated as appealable as of right. Failure to appeal immediately an interlocutory order deemed final by statute waived the right to challenge the order on appeal from the final judgment. Rescinding subparagraph (b)(2) eliminated this potential waiver of the right to appeal. If an order designated as appealable by a statute disposes of all claims and of all parties, it is appealable as a final order pursuant to Pa.R.A.P. 341. If the order does not meet that standard, then it is interlocutory regardless of the statutory description. Pa.R.A.P. 311(a)(8) provides for appeal as of right from an order that is made final or appealable by statute or general rule, even though the order does not dispose of all claims or of all parties and, thus, is interlocutory; Pa.R.A.P. 311(g) addresses waiver if no appeal is taken immediately from such interlocutory order.

One of the further effects of the rescission of subparagraph (b)(2) is to change the basis for appealability of orders that do not end the case but grant or deny a declaratory judgment. *See Nationwide Mut. Ins. Co. v. Wickett*, 763 A.2d 813, 818 (Pa. 2000); *Pa. Bankers Ass’n v. Pa. Dep’t. of Banking*, 948 A.2d 790, 798 (Pa. 2008). The effect of the rescission is to eliminate waiver for failure to take an immediate appeal from such an order. A party aggrieved by an interlocutory order granting or denying a declaratory judgment, where the order satisfies

the criteria for “finality” under *Pennsylvania Bankers Association*, may elect to proceed under Pa.R.A.P. 311(a)(8) or wait until the end of the case and proceed under subparagraph (b)(1) of this rule.

An arbitration order appealable under 42 Pa.C.S. § 7320(a) may be interlocutory or final. If it disposes of all claims and parties, it is final and, thus, appealable pursuant to Pa.R.A.P. 341. If the order does not dispose of all claims and all parties, that is, the order is not final, but rather interlocutory, it is appealable pursuant to Pa.R.A.P. 311. Failure to appeal an interlocutory order appealable as of right may result in waiver of objections to the order. *See* Pa.R.A.P. 311(g).

*Paragraph (c)—Determination of Finality—*Paragraph (c) permits an immediate appeal from an order dismissing less than all claims or parties from a case only upon an express determination that an immediate appeal would facilitate resolution of the entire case. Factors to be considered under paragraph (c) include, but are not limited to:

- (1) whether there is a significant relationship between adjudicated and unadjudicated claims;
- (2) whether there is a possibility that an appeal would be mooted by further developments;
- (3) whether there is a possibility that the court or government unit will consider issues a second time; and
- (4) whether an immediate appeal will enhance prospects of settlement.

The failure of a party to apply to the government unit or trial court for a determination of finality pursuant to paragraph (c) shall not constitute a waiver and the matter may be raised in a subsequent appeal following the entry of a final order disposing of all claims and all parties.

Where the government unit or trial court refuses to amend its order to include the express determination that an immediate appeal would facilitate resolution of the entire case and refuses to enter a final order, a petition for review under Chapter 15 of the unappealable order of denial is the exclusive mode of review to determine whether the case is so egregious as to justify prerogative appellate correction of the exercise of discretion by the lower tribunal. *See, e.g.*, Pa.R.A.P. 1311, Official Note. The filing of such a petition for review does not prevent the trial court or other government unit from proceeding further with the matter pursuant to Pa.R.A.P. 1701(b)(6). Of course, as in any case, the appellant could apply for a discretionary stay of the proceeding below.

Subparagraph (c)(2) provides for a stay of the action pending determination of an application for a determination of finality. If a petition for review is filed challenging denial, a stay or *supersedeas* will issue only as provided under Chapter 17 of these rules.

In the event that a trial court or other government unit enters a final order pursuant to paragraph (c) of this rule, the trial court or other government unit may no longer proceed further in the matter, except as provided in Pa.R.A.P. 1701(b)(1)—(5).

The following is a partial list of orders previously interpreted by the courts as appealable as final orders under Pa.R.A.P. 341 that are no longer appealable as of right unless the trial court or government unit makes an express determination that an immediate appeal would facilitate resolution of the entire case and expressly enters a final order pursuant to Pa.R.A.P. 341(c):

(1) an order dismissing one of several causes of action pleaded in a complaint but leaving pending other causes of action;

(2) an order dismissing a complaint but leaving pending a counterclaim;

(3) an order dismissing a counterclaim but leaving pending the complaint that initiated the action;

(4) an order dismissing an action as to less than all plaintiffs or as to less than all defendants but leaving pending the action as to other plaintiffs and other defendants;

(5) an order granting judgment against one defendant but leaving pending the complaint against other defendants; and

(6) an order dismissing a complaint to join an additional defendant or denying a petition to join an additional defendant or denying a petition for late joinder of an additional defendant.

The 1997 amendment adding subparagraph (c)(3) provided for a deemed denial where the trial court or other government unit fails to act on the application within 30 days.

**Paragraph (f)—PCRA Orders—A failure to timely file an appeal pursuant to paragraph (f)(2) shall constitute a waiver of all objections to such an order.**

#### EXPLANATORY COMMENT

The Appellate Court Procedural Rules Committee proposes to amend Pa.R.A.P. 341 to add new paragraph (f) to clarify the finality of resentencing orders resolving petitions filed pursuant to the Post Conviction Relief Act (PCRA), 42 Pa.C.S. §§ 9541—9546.

Pennsylvania Rule of Criminal Procedure 910 states: “An order granting, denying, dismissing, or otherwise finally disposing of a petition for post-conviction collateral relief shall constitute a final order for purposes of appeal.” Pa.R.Crim.P. 910. A question arose concerning the application of this rule and whether an order granting resentencing relief pursuant to the PCRA is final notwithstanding that resentencing has not occurred. In the absence of consensus within the Superior Court, see *Commonwealth v. Gaines*, 127 A.3d 15 (Pa. Super. 2015) (*en banc*), the Committee has discerned an emerging precedent among panel decisions that such an order is final notwithstanding resentencing. See, e.g., *Commonwealth v. Grove*, 170 A.3d 1127, 1138 (Pa. Super. 2017); *Commonwealth v. Watley*, 153 A.3d 1034, 1039 n. 3 (Pa. Super. 2016).

Accordingly, the Committee proposes to incorporate within Pa.R.A.P. 341 the language of Pa.R.Crim.P. 910 as new paragraph (f)(1) and codify *Grove, et al.* as new paragraph (f)(2). The Committee believes this approach hews more closely with *Commonwealth v. Bryant*, 780 A.2d 646, 648 (Pa. 2001) (applying similar procedure in capital cases) despite the cogently articulated policy arguments set forth in the dissenting opinion in *Gaines*.

The Committee invites all comments, concerns and suggestions regarding this proposal.

[Pa.B. Doc. No. 19-3. Filed for public inspection January 4, 2019, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### BUTLER COUNTY

#### Domestic Relations Fee Schedule; DRS MsD No. 051-18

##### Administrative Order of Court

*And Now*, this 17th day of December, 2018, upon its own motion, the Court hereby vacates the Administrative Order of Court entered on October 5, 2017 in which several Domestic Relations Section fees were established.

It is further ordered that, pursuant to the Pa. Rule of Civil Procedure § 1910.4 the Court hereby orders and directs that no fees shall be assessed by the Domestic Relations Section of the Court of Common Pleas of Butler County, Pennsylvania.

It is further ordered that this Administrative Order shall be effective immediately upon publication in the *Pennsylvania Bulletin*.

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

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

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

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

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

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

(f) Deliver a copy of this Administrative Order to the *Butler County Legal Journal* for publication as that organization deems appropriate.

*By the Court*

WILLIAM R. SHAFFER,  
*Administrative Judge*

[Pa.B. Doc. No. 19-4. Filed for public inspection January 4, 2019, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### DELAWARE COUNTY

#### Amendments to the Register of Wills and Clerk of Orphans' Court Division Fee Schedules; File No. 795-2018

##### Order

*And Now*, this 10th day of December, 2018, upon consideration of the Delaware County Register of Wills' and Clerk of Orphans' Court Division's common application to amend the register's and clerk's fee schedules to decrease the amount charged when obtaining a copy of certain records from the current such fees of three dollars (\$3.00) to one dollar (\$1.00) per page, it is hereby *Ordered* and *Decreed* that the fee schedules of the Delaware



County Register of Wills and Clerk of Orphans' Court Division previously adopted through such orders<sup>1</sup> *Shall* be *Amended* to reflect the following:

*Fees of Register of Wills*

Certification under an Act of Congress (Exemplification Certification) Each Additional Page—\$1.00

Certified copy of a Will Inventory, Appraisal and/or Account Per Page—\$1.00<sup>2</sup>

*Fees of Clerk of Orphans' Court Division*

Certified copies of Accounts Per Page—\$1.00<sup>3</sup>

Certified copies of Adjudications Per Page—\$1.00<sup>4</sup>

Certified copies of Decrees Per Page—\$1.00<sup>5</sup>

Exemplification of Record Per Page—\$1.00

The amendments directed immediately previously listed *Shall* each be *Effective February 1, 2019*.

Except to the extent amended to that previously set forth, the original fee schedule orders (Nos. 83 and 84-2007) dated January 31, 2007, and those subsequent, salient such orders (Nos. 785-2009, 786-2009, 467-2014, 638-2017, and 68-2018) *Shall* in *All* other material respects remain as past entered.

*By the Court*

KEVIN F. KELLY,  
*President Judge*

[Pa.B. Doc. No. 19-5. Filed for public inspection January 4, 2019, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### SUSQUEHANNA COUNTY

#### New Rules of the Criminal Division of the Court of Common Pleas; 2018-34 AD

##### Order

*Now*, this 6th day of December, 2018, it is ordered that, effective upon publication on the UJS Portal, Susquehanna County Rule of Criminal Procedure 576.1 Electronic Filing Legal Papers, is hereby Adopted:

<sup>1</sup> Per two (2) orders dated January 31, 2007, the Fees of the Register of Wills and Clerk of Orphans' Court Division were adopted by then President Judge Edward J. Zetuskys, Jr. See Orders dated January 31, 2007, Nos. 83 and 84—2007.

President Joseph P. Cronin, Jr. entered two (2) orders on December 7, 2009, the first directing the Orphans' Court Computerization Fee to be charged at a rate of fifteen dollars and fifty cents (\$15.50), while the second set the Register of Wills Automation Fee also at fifteen dollars and fifty cents (\$15.50). See Orders dated December 7, 2009, Nos. 785 and 786-2009.

On July 15, 2014, President Judge Chad F. Kenney amended President Judge Zetuskys's January 31, 2007, orders to reflect the JCS Fee as thirty-five dollars and fifty cents (\$35.50), effective August 8, 2014. See Order dated July 15, 2014, No. 467-2014.

This court on November 6, 2017, amended such order(s) of its predecessors directing in accordance with Acts 40 and 44 of 2017 the JCS Fee be set at forty dollars and twenty-five cents (\$40.25), as well as that the Register of Wills Automation Fee and the Orphans' Court Computerization Fee being increased to fifteen dollars and seven-fifty cents (\$15.75). See Order dated November 6, 2017, No. 638-2017.

On March 14, 2018, this court amended those past such order(s) of the prior president judges to include for purposes of both the Register of Wills and Orphans' Court Clerk Fee Schedules a Video Conference Technology Fee. See Order dated March 14, 2018, No. 68-2018.

<sup>2</sup> This one dollar (\$1.00) per page copying fee is in addition to the twenty dollar (\$20.00) certification cost.

<sup>3</sup> This one dollar (\$1.00) per page copying fee is in addition to the twenty dollar (\$20.00) certification cost.

<sup>4</sup> This one dollar (\$1.00) per page copying fee is in addition to the twenty dollar (\$20.00) certification cost.

<sup>5</sup> This one dollar (\$1.00) per page copying fee is in addition to the twenty dollar (\$20.00) certification cost.

#### Criminal Rule 576.1. Electronic Filing Legal Papers.

A. The electronic filing of motions and other legal papers in the Susquehanna County Court of Common Pleas—Criminal Division is authorized and specifically provided in this rule. Parties shall electronically file documents using the PACFile electronic filing system developed by the Administrative Office of Pennsylvania Courts. The application of general rules of court and court policies that implement the rules, shall continue to apply to all filings regardless of the method of filing.

B. *Legal papers Defined.* The "legal papers" which shall be filed electronically shall encompass all written motions, written answers and any notices or documents for which filing is required or permitted, including orders, exhibits and attachments except for the following:

1. Legal papers filed or authorized to be filed under seal;
2. Applications for a search warrant;
3. Applications for an arrest warrant;
4. Grand jury materials;
5. Subpoenas;
6. Wiretap Act, cell phone, tracker and Internet petitions.

C. All attorneys shall establish a PACFile account using the United Judicial System of Pennsylvania Web Portal. Parties who are proceeding without counsel are not required to establish a PACFile account and are not required to file legal papers using the electronic PACFile system.

D. Applicable filing fees shall be paid electronically through procedures established by the Clerk of Courts and at the same time and in the same amount as required by statute, court rule or order, or established by any e-published fee schedule.

E. Use of the PACFile system shall constitute the filer's certification that electronic notice and service of other documents through the PACFile system will be accepted by the filer. The submission of an electronic filing shall satisfy the service requirements of Pa.R.Crim.P. 576 on any attorney or party who established an account as provided in subsection C. Service of electronic filings on any party proceeding without counsel shall be made by the traditional methods required under Pa.R.Crim.P. 576.

F. Where an electronic filing cannot be submitted due to no fault of the filing party, traditional filing shall be accepted.

*By the Court*

JASON J. LEGG,  
*President Judge*

##### Order

*Now*, this 6th day of December, 2018, it is hereby Ordered that the previous Susquehanna County Rule of Criminal Procedure Criminal Rule 576.1 Electronic Filing Legal Papers., is hereby promulgated to become effective upon publication on the UJS Portal.

*By the Court*

JASON J. LEGG,  
*President Judge*

[Pa.B. Doc. No. 19-6. Filed for public inspection January 4, 2019, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### WASHINGTON COUNTY

#### Adoption of Local Rules; Rules of Civil Procedure; No. 2018-1

##### Order

And Now, this 13th day of December, 2018, it is hereby *Ordered, Adjudged, and Decreed* that the following Washington County Local Rules of Civil Procedure are hereby adopted, effective thirty (30) days after publication of this *Order* in the *Pennsylvania Bulletin*.

It is further *Ordered* that the following listed Washington County Local Rules of Civil Procedure are rescinded, effective thirty (30) days after publication of this *Order* in the *Pennsylvania Bulletin*:

1. L-1012-1;
2. L-1910.1 through L-1910.50;
3. L-1915.1;
4. L-1915.3;
5. L-1915.5;
6. L-1915.12 and L-1915.13;
7. L-1915.27 and L-1915.28;
8. L-1915.37;
9. L-1920.1 through L-1920.74; and
10. L-1930.4 through L-1930.8.

It is further *Ordered* that all other Washington County Local Rules of Civil Procedure shall remain effective and unchanged by this *Order*, including L-1915.29, L-1915.30, L-1915.31, L-1915.32, and L-1915.33.

This *Order* shall be processed in accordance with Pa.R.J.A. 103(d). The District Court Administrator is directed to do the following:

1. Publish the local rules on the Court's website to be incorporated into the set of local rules on the website within thirty (30) days after the publication of the local rules in the *Pennsylvania Bulletin*.

2. File one (1) copy of the local rules in the appropriate filing office(s) for public inspection and copying.

3. Cause a copy hereof to be published in the *Washington County Bar Journal* once a week for two successive weeks at the expense of the County of Washington.

By the Court

JOHN F. DiSALLE,  
*Judge*

#### ACTIONS FOR SUPPORT

##### Rule 1910.4. Commencement of Action. Fees.

Any statutorily authorized fee shall not be collected from a party otherwise obligated to pay such a fee in the following circumstances:

- (1) Where a party has been granted leave by the Court to proceed in forma pauperis;
- (2) Where the hearing officer or the Court finds that the party is financially unable to pay;
- (3) Where the party is a recipient of cash assistance from any state Department of Human Services;
- (4) Where any action requiring a fee is taken by the IV-D Attorney; or
- (5) Where the Court otherwise directs.

##### Rule 1910.5. Complaint. Order of Court. Continuances.

(a) Motions for continuances of proceedings before the hearing officer or a conference officer will be presented by the moving party to the judge to whom the case is assigned in motions court prior to the scheduled proceeding. The moving party shall file the order granting or denying the continuance in the Domestic Relations Section.

(b) A motion for a continuance shall set forth the following information:

1. A clear, concise and certain reason for the motion;
2. A statement that opposing counsel or the opposing party, if unrepresented, has no objection to the request for continuance, if applicable;
3. A statement of the number of prior continuances, if any; and
4. If another court appearance is the reason for the request, a copy of the notice or order of the conflicting proceeding shall be attached.

(c) The Notice of Presentation shall include the date of service of the motion upon the opposing counsel or the opposing party, if unrepresented, and the date of service of the motion upon the Domestic Relations Section.

##### Rule 1910.10.1. Hearing Procedure.

(a) The alternative hearing procedure of Pa.R.C.P. 1910.12 is adopted in all actions for support through the Domestic Relations Section.

(b) If the parties are unable to reach an agreement during the support conference the procedures of Pa.R.C.P. 1910.12(b)(1) shall be followed and an interim order of support entered pending hearing before the Hearing Officer.

##### Rule 1910.10.2. Alimony Pendente Lite.

A claim for alimony pendente lite shall be raised by filing a complaint with the domestic relations section pursuant to Pa.R.C.P. No. 1920.31(a)(2).

##### Rule 1910.12. Office Conference. Hearing. Record. Exceptions. Order.

(a) All exceptions must be filed with the Domestic Relations Sections Docket Clerk. Any party filing exceptions shall provide an original and two (2) copies of the exceptions at the time of filing. Further, the party filing exceptions shall provide to the Docket Clerk a receipt indicating that the \$50.00 deposit required by subsection (c) of this rule has been paid (subject to the provisions of Rule L-1910.4(b)) unless an attorney filing the exceptions on behalf of the party certifies in writing that no transcript is required.

(b) The party filing exceptions shall serve opposing counsel or the opposing party, if unrepresented, with copies of the exceptions by the end of the next business day following the filing of the exceptions.

(c) Any party filing exceptions shall order from the court reporter the transcript of testimony unless the attorney for the party filing exceptions certifies in writing that the transcript is not required. Any party ordering the transcript shall pay a deposit of \$50.00 to the Court Administrator for the court reporter before the transcript is prepared. The deposit shall be applied against the total cost of the transcript. The judge to whom the case is assigned shall not be provided with a copy of the transcript unless the same has been ordered and paid for in full by a party or counsel.

(d) Briefs in support and in opposition to the exceptions shall be filed with the Domestic Relations Section no later than the dates directed in the order of court setting the argument date on the exceptions. Each party filing a brief shall serve a copy of the brief on the opposing party and counsel not later than the end of the next business day following the filing of the brief with the Domestic Relations Section Docket Clerk. Every brief filed with the Domestic Relations Section shall contain an original and one (1) copy.

(e) If the party filing for exceptions fails to file a brief in support of those exceptions by the designated filing date, the responding party shall not be required to file a brief in opposition to those exceptions, but may file a brief if desired. However, if the responding party has filed exceptions in response to the other party's exceptions filing, the responding party shall file a brief in support of those cross or counter exceptions by the date directed in argument notice.

#### **Rule 1910.17.2. Consent Support Orders.**

(a) All consent support orders should be prepared on current forms provided by the Domestic Relations Section in conformance with the Pennsylvania Child Support System (PACSES).

(b) The order must be clear and concise and shall adhere to both procedural and substantive statutory and case law requirements.

(c) If a support action has not yet been initiated for the case for which the consent support order is being filed, the consent support order shall include along with filing the current intake information sheet and a properly completed complaint for support.

#### **Rule 1910.17.3. Marriage Settlement Agreements.**

In existing support cases where a marriage settlement agreement is signed following the entry of the support order which modifies the terms of the current support obligation, counsel for either party shall file the marriage settlement agreement and a copy of the divorce decree with the Domestic Relations Section. Upon filing of this marriage settlement agreement, a new order of support in conformance with the marriage settlement agreement and divorce decree shall be drafted by the Domestic Relations Section and forwarded to the Court for entry. If the marriage settlement agreement does not address arrears or resolve the issue of medical coverage, including medical expense reimbursement, for the involved dependents, the Domestic Relations Section will schedule a conference with the parties.

#### **Rule 1910.17.4. Stipulations Before the Divorce Master.**

In existing support cases where the parties enter into a stipulation before the Divorce Master following the entry of the support order which modifies the terms of the current support obligation, counsel for either party shall file the stipulation and a copy of the divorce decree with the Domestic Relations Section. Upon filing of this stipulation, a new order of support in conformance with that stipulation and divorce decree shall be drafted by the Domestic Relations Section and forwarded to the Court for entry. If the stipulation does not address arrears and medical coverage, including medical expense reimbursement, for the involved dependents, the Domestic Relations Section will schedule a Conference with the parties.

#### **Rule 1910.19. Support. Modification. Termination. Guidelines as Substantial Change in Circumstances.**

(a) The petitioner shall file an original and three (3) copies of the petition with the Domestic Relations Section Docket Clerk.

(b) The Domestic Relations Section shall not accept for filing a petition which seeks any of the following without leave of court:

(1) To modify an order that is on appeal to the court pursuant to a recommended order; or,

(2) To modify an order which has been entered within the past six (6) months.

(c) The Domestic Relations Section shall provide notice of the refusal to the party seeking the modification.

(d) A party whose petition has been refused may present to the judge to whom the case is assigned a motion to permit the filing of the modification, on forms provided by the Domestic Relations Section. Notice of presentment of the motion must be given to the opposing party in accordance with the applicable local rules of civil procedure.

(e) If leave of court is granted to file the petition for modification, the date of the first attempted filing shall be used as the filing date.

#### **Rule 1910.25.2. Civil Contempt. Office Conference. Agreement. Alternative Procedures Upon Failure to Agree.**

The alternate hearing procedure of Pa.R.C.P. 1910.25-4 is adopted in all civil contempt actions for support through the Domestic Relations Section.

#### **ACTIONS FOR CUSTODY, PARTIAL CUSTODY, AND VISITATION OF MINOR CHILDREN**

#### **Rule 1915.1. Scope.**

(a) These rules shall apply to actions for custody and partial custody of minor children and to modification of existing orders relating thereto as governed by the Pa.R.C.P. 1915.1—1915.25 and by reference, 1920.32.

(b) A copy of these rules shall be accessible by the public in the Washington County Law Library and on the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

#### **Rule 1915.3. Commencement of Action. Complaint. Order.**

(a) All actions raising custody, partial custody, or modification of an existing order for a minor child shall be commenced by the filing of a verified complaint or, in the case of a custody count in an action for divorce, a petition and a separate scheduling order as set forth in subsection (h) of this rule. The scheduling order shall be filed and processed in accordance with this rule.

(b) The moving party shall proceed to the Office of the Court Administrator—Civil Division with an original and two (2) copies of the complaint or petition and the separate scheduling order for an assignment of a date and a time for the Initial Custody Meeting. The Initial Custody Meeting shall be scheduled for a date and a time not later than forty-five (45) days after the filing of the complaint or petition. The Court Administrator shall present the complaint or petition to the judge to whom the case is assigned for signature and return the signed complaint or petition to the moving party, along with information about the Parenting Program. The moving party shall immediately file the complaint or petition



with the Prothonotary, and provide a copy of the scheduling order to the Office of the Court Administrator—Civil Division. A copy of the scheduling order will then be delivered by the moving party to Office of the Court Administrator—Civil Division. The moving party shall attach copies of each to the filed, time-stamped copies of the complaint or petition and serve the defendant(s) with the complaint or petition, the Parenting Program information and a copy of the Parent Plan form.

(c) The moving party shall file proof of service of the complaint or petition with the Washington County Prothonotary and provide a copy of the proof of service of the complaint or petition, the Parenting Program information, and a copy of the Parent Plan form to the Office of the Court Administrator—Civil Division prior to the Initial Custody Meeting.

(d) The presentation of the pleadings referred to in subdivision (a) shall be the responsibility of the moving party and if necessary, may be ex parte. The moving party shall be responsible for filing and serving the pleadings in accordance with Pa.R.C.P. 1930.4. The moving party shall ensure that a minimum of seven (7) days' notice of the meeting or conference or any other appropriate proceeding is afforded to any interested parties. In the event minimum notice cannot be afforded to any interested parties, the moving party shall immediately notify the Office of the Court Administrator—Civil Division.

(e) All appropriate costs and fees shall be paid at the time of filing.

(f) A duplicate copy of all other pleadings and documents shall be provided to the Office of the Court Administrator—Civil Division.

(g) *Custody Education Program.* As a prerequisite to court involvement, following the filing of a complaint or petition, all parties to the action are ordered to attend the mandatory Parenting Program, which has been approved, sanctioned, and authorized by the Court, prior to the Initial Custody Meeting. Failure of a party to attend the Parenting Program may result in sanctions being imposed, including, but not limited to, being prohibited from proffering evidence at the conference, or being held in contempt by the Court.

(h) Form copies of the complaint, petition, and separate scheduling order referenced in subdivision (a) shall be accessible to the public in the Office of the Court Administrator—Civil Division and on the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

#### **Rule 1915.5. Preliminary Objections. Discovery.**

(a) Objections to jurisdiction, venue, joinder of parties, and standing shall be filed and presented to the judge to whom the case is assigned. The Court shall order a briefing schedule and schedule argument on the objections.

(b) Discovery shall be permitted only by leave of court; however, nothing in these rules shall prohibit an agreement among the parties for discovery not otherwise authorized by these rules.

#### **Rule 1915.6. Intervenor.**

If a person has standing to pursue custody under 23 Pa. Con. Stat. §§ 5324 or 5325, but is not a party to an existing custody action, he or she may file a petition to intervene in accordance with the procedure set forth in Wash.L.R.C.P. 1932.

#### **Rule 1915.7. Custody Consent Agreement.**

(a) When parties have reached a consent agreement concerning custody of their minor child(ren) and the appointment of a child custody conference officer is unnecessary, the party (parties) may seek to have the consent agreement approved by the Court and may submit a proposed order of court by using the following procedure:

(1) a complaint in custody in substantial compliance with Pa.R.C.P. 1915.15(a) along with the proposed Custody Consent Agreement, signed by the parties and counsel, if any, and captioned as "Complaint for Custody/Proposed Custody Consent Agreement," shall be filed with the Prothonotary after paying the appropriate filing fees and costs;

(2) the complaint and the Custody Consent Agreement with proposed order attached shall be presented to the judge to whom the case is assigned for approval;

(3) if approved by the Court, the Custody Consent Agreement with signed order of court attached shall be filed with the Prothonotary; and

(4) if the agreement is not approved by the Court, the moving party shall pay any additional filing fees within thirty (30) days and prepare a scheduling order for an assignment of a date and a time for the Initial Custody Meeting in accordance with Wash.L.R.C.P. 1915.3(b). The failure to comply with this rule shall result in dismissal of the action without further notification to the parties.

(b) If the custody issue arises from a count in a divorce complaint or counterclaim, there is no need to draft and file a custody complaint as outlined in subsection (a) above or Wash.L.R.C.P. 1930.27(a). Rather, the parties should include the docket number for the divorce case on the proposed Order attached to the Custody Consent Agreement before presenting it to the judge to whom the case is assigned for review.

(c) When using these procedures, there is no condition precedent that the parties attend the Custody Education Program set forth in Wash.L.R.C.P. 1915.3(g).

#### **Rule 1915.8. Physical and Mental Examinations of Persons.**

All motions or petitions concerning the physical and/or mental examination of a person shall be presented directly to the judge to whom the case is assigned in accordance with Wash.L.R.C.P. 1932.

#### **Rule 1915.12. Contempt.**

(a) All petitions for contempt for failure to comply with an order related to custody shall be presented to the judge to whom the case is assigned. After consideration of the argument of the parties and the certification, the Court shall determine whether the petition is to be heard directly by the Court or by a child custody conference officer.

(b) If the Court chooses to hear the petition directly, a hearing on the matter shall be scheduled.

(c) If the Court chooses to refer the matter to a child custody conference officer, the petitioner shall present a copy of the executed order doing so to the Office of the Court Administrator—Civil Division so that the matter may be scheduled.

(d) Absent the specific approval of the Court, all contempt hearings conducted by a child custody conference officer shall be limited to one and one-half hours. During the course of that hearing, the child custody conference officer shall attempt to conciliate the matter. If the child

custody conference officer is unable to resolve the matter, he or she shall direct the parties to present evidence. The evidentiary portion of the proceeding shall be recorded.

(e) The child custody conference officer shall prepare a recommended order disposing of the contempt petition as well as a narrative report specifying the reasons in support of the recommendation. While only the former shall be filed with the Prothonotary, the latter shall be available for review in the Office of the Court Administrator—Civil Division.

(f) In the event that either party disagrees with the recommended order, that party may file exceptions with the Prothonotary within twenty (20) days after the recommended order is filed. Each exception shall set forth a separate objection precisely and without elaboration. Matters not covered by exceptions are deemed waived unless, prior to the entry of the final order, leave is granted to file exceptions raising those matters. If exceptions are filed, any other party may file exceptions within twenty (20) days of the date of service of the original exceptions.

(g) If no exceptions are filed within the twenty-day period, the recommended order shall become a final order of court.

(h) If exceptions are filed, the Court shall hear argument on them within forty-five (45) days of the date the last party files exceptions, and enter an appropriate final order within fifteen (15) days of argument.

**Rule 1915.13. Special Relief.**

Motions for special relief should be for matters of an emergency nature and shall be presented to the judge to whom the case is assigned. A complaint in custody must be filed prior to presentation of the motion. Other matters of a non-emergent nature shall be disposed of in accordance with Wash.L.R.C.P. 1932. A motion for special relief may be denied without a hearing.

**Rule 1915.26. Child Custody Conference Officer.**

The position of child custody conference officer is hereby established. The child custody conference officer shall be appointed by the Court and shall be a member in good standing of the Pennsylvania Bar. The child custody conference officer may act as a hearing officer when presiding over matters pursuant to Pa.R.C.P. 1915.4-2.

**Rule 1915.27. Assignment of Petitions to Modify.**

A petition to modify a custody order will be assigned to the child custody conference officer who handled the original custody complaint whenever possible.

**Rule 1915.28. Continuances.**

(a) A motion for a continuance of a proceeding before the child custody conference officers shall be presented to the judge to whom the case is assigned in Motions Court prior to the scheduled proceeding. The order granting or denying the continuance shall be filed with the Prothonotary, and copy contemporaneously provided to the Office of the Court Administrator—Civil Division.

(b) A \$50.00 fee will be charged for continuances except that a party who seeks and receives a continuance on the day of a scheduled meeting or conference the party will be charged a \$100.00 fee. The continuance fee shall be paid by the moving party to the Prothonotary at the time the order is filed.

(c) A motion for a continuance shall contain the following information:

1. a clear, concise, and certain reason for the motion;

2. whether the continuance is consented to by the opposing party;

3. a statement of the number of prior continuances, if any; and

4. if another court appearance is the reason for the request, a copy of the notice or order of the conflicting hearing shall be attached.

(d) The Notice of Presentation shall comply with Wash.L.R.C.P. 208.2 and 208.3(a).

**Rule 1915.4-3. Request for Trial De Novo and Pre-trial Conference.**

(a) A party may file a Request for a Trial De Novo and Pretrial Conference with the Prothonotary within twenty (20) days after the Recommended Order issued following the custody conciliation conference is mailed or received by the parties, whichever occurs first. The request must be presented to the judge to whom the case is assigned for the scheduling of the pretrial conference. The form of the scheduling Order may be found at the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

(b) A copy of the filed request with the scheduled pretrial conference date and time must be served on the other counsel, or if the party is a pro se litigant, the request must be served on the party. A copy must be delivered to the Office of the Court Administrator—Civil Division.

(c) A trial de novo will be scheduled, barring extenuating circumstances, within ninety (90) days of the request. The pretrial conference shall be held during the period between the request for trial de novo and the scheduled hearing. Any psychological reports ordered should be obtained during the same period and presented to the judge to whom the case is assigned, along with the parties' pretrial statements, at least five (5) days in advance of the pretrial conference.

**Rule 1915.4-4. Pre-trial Conference before the Court.**

(a) All parties shall be present at the judicial pretrial conference unless said required attendance is waived by way of Court Order. Failure of a party to appear at the judicial pretrial conference may result in the entry of a custody/visitation order by the Court. Any child for whom custody is sought shall not attend unless ordered to do so.

(b) The Court will attempt to obtain a consent agreement on any pending custody issues. Any agreement shall be reduced to writing and entered as an order of Court. Upon request, the judge to whom the case is assigned will meet privately with the parties' counsel in an attempt to better define the issues and settle the custody dispute.

**Rule 1915.37. Limited Representation in Custody.**

(a) Any individual who is referred under the Washington County Bar Association Limited Representation Custody Program to Southwestern Pennsylvania Legal Services or another participating member of the Washington County Bar Association for representation as a litigant in a custody action, shall be granted leave to proceed in forma pauperis. Counsel representing these individuals shall present to the Prothonotary a Praecepto to Proceed in Forma Pauperis which shall be endorsed by counsel and which shall have attached to it a Certificate of Eligibility. The Praecepto shall be in the format set forth on the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

(b) An attorney who provides representation to the litigant under the Washington County Bar Association Limited Representation Custody Program shall be permitted to enter a Limited Appearance. The Limited Appearance shall be set forth on the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

(c) Upon completion of the representation under the above described referral program, the attorney shall file a Praeceptum for Withdrawal of Limited Appearance. This praecipe shall be filed without leave of court. The litigant shall be given notice of the filing of the Praeceptum for Withdrawal of Limited Appearance five (5) days before the filing of the praecipe with the Prothonotary. The praecipe may contain information about another attorney who may be entering his/her appearance. The praecipe shall direct the Prothonotary to send all future notices directly to the client and shall set forth the client's last known address unless there is a substitute attorney. The Withdrawal of Appearance shall be in the attached format set forth on website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us).

### ACTIONS FOR DIVORCE OR ANNULMENT

#### Rule 1920.3. Commencement of Action.

(a) A duplicate copy of the complaint shall be filed with the Prothonotary who shall forward it to the Office of the Court Administrator—Civil Division. Upon receipt of the complaint, the Court Administrator shall assign the case to a judge pursuant to Wash.L.R.C.P. 200.1.

(b) A duplicate copy of other pleadings and other substantive documents shall be filed with the Prothonotary who shall forward it to the Office of the Court Administrator—Civil Division, specifically including petitions and orders to bifurcate proceedings.

(c) At the time of the filing of the complaint, the plaintiff will pay the non-refundable charge as set forth in the Custody/Divorce Fee Schedule, which is accessible to the public in the Prothonotary and on the website of the Twenty-seventh Judicial District at [www.washingtoncourts.us](http://www.washingtoncourts.us). Each item of relief requested in the original complaint or any future amended complaints shall be designated in a separate numbered count. The Prothonotary shall in the monthly report indicate the amount collected pursuant to this rule.

(d) When a request for appointment of a master in divorce or child custody conference officer is made, the request must be accompanied with proof of payment of the non-refundable master fee as set forth in the applicable fee schedule.

#### Rule 1920.32. Joinder of Related Claims. Custody. Hearing by Court.

(a) All complaints containing a custody count and all counts of custody filed separately must be accompanied with a proposed scheduling order if the moving party is seeking to have the custody count immediately addressed by the Court. The order shall be processed in accordance with Wash.L.R.C.P. 1915.3. If the moving party does not seek to have the custody count immediately addressed by the Court, the party may subsequently seek Court action on the custody count by presenting a scheduling order to the Office of the Court Administrator—Civil Division.

(1) The proposed scheduling order shall be in substantially similar form to that found on the Court's website at [www.washingtoncourts.us](http://www.washingtoncourts.us), or in the Washington County Law Library.

(b) The custody count shall follow the practice and procedures governing custody by filing a custody com-

plaint or petition and scheduling order at the divorce case number with the Prothonotary.

#### Rule 1920.33. Joinder of Related Claims. Distribution of Property. Enforcement.

(a) If a party fails to comply with the requirements of Pa.R.C.P. 1920.33 in a proceeding before a master in a divorce case, the master shall, except upon good cause shown, bar the offending party from offering any testimony or introducing any evidence in support of or in opposition to claims for the matters not covered therein.

(b) During a proceeding before a master in a divorce case, a party shall, except upon good cause shown, be barred from offering any testimony or introducing any evidence that is inconsistent with or which goes beyond the fair scope of the information set forth in the pre-trial statement.

#### Rule 1920.42. Affidavit and Decree under § 3301(c) or § 3301(d) of the Divorce Code. Notice of Intention to Request Entry of Divorce Decree in § 3301(c) and § 3301(d) Divorces. Counter-Affidavit.

(a) Where both parties have filed affidavits under § 3301(c) of the Divorce Code evidencing consent to the entry of a final decree, the plaintiff shall file with the Prothonotary a Praeceptum to Transmit Record indicating whether a marital settlement agreement should be incorporated or merged into the decree.

(b) If a complaint has been filed requesting a divorce on the grounds of irretrievable breakdown and the party has filed an affidavit under § 3301(d) of the Divorce Code, the averments of which the parties have either admitted or not denied, the parties shall file with the Prothonotary a Praeceptum to Transmit Record indicating whether a marital settlement agreement should be incorporated or merged into the decree.

*Note:* See requirements of Wash.L.R.C.P. 1920.73.

#### Rule 1920.43. Special Relief.

Requests for injunctive relief shall be presented to the judge to whom the case is assigned and not to the master in divorce. All motions must be presented to the judge to whom the case is assigned including motions to continue master's hearings.

#### Rule 1920.45. Counseling.

(a) The Office of the Court Administrator—Civil Division will maintain a list of counselors approved for use by the Court. The parties may agree to use the services of a counselor or agency not on the list approved by the Court.

(b) In the event the parties cannot agree on any or all of the following issues, the moving party shall petition the Court to determine:

(1) Which party shall pay for counseling or how the payments for counseling shall be apportioned;

(2) The counselor or agency to be utilized; and

(3) The number of counseling sessions pursuant to § 3302 of the Divorce Code.

#### Rule 1920.51. Hearing by the Court. Appointment of Master. Notice of Hearing.

(a) Any divorce case may be referred to a master appointed by the Court. The order appointing the master shall specify the matters which are referred to the master.

(b) If a party brings a motion to appoint a master, the motion and proposed order shall be in substantially the



same form as that found on the Court's website at [www.washingtoncourts.us](http://www.washingtoncourts.us), or in the Washington County Law Library. Proof of payment of the master fee shall accompany the motion and proposed order, unless the fee is waived by the Court.

(i) The motion and proposed order shall be delivered to the Office of the Court Administrator—Civil Division. The Court shall act upon the motion, and, if granted, the Court Administrator shall assign the master. The Office of the Court Administrator—Civil Division shall then contact the moving party to pick up the motion and order and file same with the Prothonotary.

(ii) The parties may jointly seek the appointment of a special master in appropriate cases by filing and presentation of a motion. The motion shall specify the payment terms of the special master, including the apportionment of the payment and the terms and conditions of the payment. The motion shall also address the provisions made by the parties for stenographic services and shall set forth the apportionment and terms and conditions of the payment for these services. The special master shall comply with the Pennsylvania Rules of Civil Procedure and the Local Rules of Civil Procedure. The moving party shall provide a copy of the motion and order to the Office of the Court Administrator—Civil Division.

(c) A master in divorce shall give counsel of record or a party who is not represented by counsel at least ten (10) days' notice before conducting any conference or hearing.

(d) At least ten (10) days prior to the first conference, both parties shall file a summary of assets and liabilities, a designation of the parties' incomes and support obligations and a proposal for a resolution of all issues.

(e) The statutory grounds for the divorce shall be specifically set forth in the motion for appointment and shall be consistent with the pleadings in the action.

(f) When the grounds for the divorce are based on Section 3301(c) of the Divorce Code, the movant shall have filed an Affidavit of Consent prior to or at the time of the presentation of the motion.

(1) When the grounds for the divorce are based on Section 3301(d) of the Divorce Code, at least one of the parties shall have filed a 3301(d) affidavit and shall have filed proof of service of a section 3301(d) counter affidavit upon the other party.

(2) Prior to the filing of a motion to appoint a master, the moving party shall file his or her inventory pursuant to Pa.R.C.P. 1920.33(a) & 1920.75.

(g) A copy of any order granting a continuance of a proceeding before a master must be provided by the moving party to the Office of the Court Administrator—Civil Division.

(1) A \$50.00 fee shall be charged for continuances; provided, however, that the fee shall be \$100.00 for a party who seeks and receives a continuance on the day of the proceeding before a master. The continuance fee shall be paid by the moving party to the Prothonotary upon the filing of the motion and order.

(2) A motion for continuance shall be set forth in writing and contain the following information:

- (i) A clear, concise, and certain reason for the request;
- (ii) A statement that opposing counsel or the opposing party, if unrepresented, has no objection to the request for continuance, if applicable;
- (iii) A statement of the number of prior continuances, if any; and

(iv) If another court appearance is the reason for the request, a copy of the notice or Order of the conflicting hearing shall be attached.

**Rule 1920.53. Hearing by Master. Report.**

Subject to the direction of the Court, the master shall have procedural and administrative control of the proceedings in regard to the detention of witnesses for examination and the general course of the proceedings. The master shall rule on objections to the competency or relevance of testimony, as well as the admissibility of evidence. If the master sustains the objection, the testimony shall not be heard or reported. Parties may file exceptions to the rulings of a master in accordance with Wash.L.R.C.P. 1920.55.

**Rule 1920.54. Hearing by Master. Report. Related claims.**

(a) The master shall subdivide the report into separate sections, one for each claim for relief raised in the proceedings.

(b) The master may afford the parties the opportunity to submit suggested findings of fact and/or conclusions of law within 30 days of the close of testimony.

(c) The master shall file the original and two copies of the report and recommendations with the Prothonotary who shall mail notice of the filing and a copy of the report and recommendations to counsel of record or to a party, if unrepresented.

(d) The master may file a preliminary report and recommendations concerning matters such as the basis for the divorce or the payment of counsel fees and expenses.

**Rule 1920.55.2. Report of the Master. Notice. Exceptions. Final Decree.**

(a) Exceptions to the report and recommendations of the master shall be filed with the Prothonotary and a copy shall be delivered to the Office of the Court Administrator—Civil Division. They shall then schedule argument on the exceptions or order that the matter will be decided on the briefs. The Prothonotary shall mail notices of the date and time of the argument on the exceptions, if one is scheduled, by first class mail to the counsel for the parties or to the parties if unrepresented.

(b) Exceptions may be filed to a preliminary master's report and recommendations only if the preliminary report and recommendations addresses the underlying basis for the divorce and must be limited to that issue only. In such a case, exceptions must be filed within twenty (20) days after the preliminary report and recommendations are mailed or received by the parties, whichever occurs first. No exceptions may be taken to any other issues included in the preliminary master's report and recommendations. Such issues will be included in the final master's report and recommendations, and parties may take exceptions thereto at that time.

(c) If exceptions are filed by a party, any other party may file exceptions within twenty (20) days of the date of service of the original exceptions.

(d) The excepting party must file its brief with the judge to whom the case is assigned no later than twenty (20) days before the scheduled argument, and the non-excepting party must file its brief no later than ten (10) days before the scheduled argument. If both parties file exceptions, the first party to file the exceptions must file its brief no later than twenty (20) days before the scheduled argument, and the opposing party must file its

brief no later than ten (10) days before the scheduled argument. The Court may order submission on the briefs or the parties may agree to submit to the Court on the briefs without argument.

(e) Oral arguments shall be restricted to issues addressed in the exceptions.

(f) The Judge may remand the case to the master for further review, hear argument, conduct an evidentiary hearing, or grant any other appropriate relief.

**Rule 1920.62. Proceedings by Indigent Parties.**

The procedures set forth in Wash.L.R.C.P. 240 are incorporated herein, and shall govern proceedings by indigent parties in divorce and annulment; provided, however, that the petition shall include a request that the Court require the other party to bear the costs of the action. In acting upon the petition, the Court may order the other party to pay all or part of such costs, or any other appropriate relief.

**Rule 1920.73. Notice of Intention to Request Entry of Divorce Decree. Praecepto to Transmit Record. Forms.**

When the grounds for divorce are based on § 3301(c) or § 3301(d) of the Divorce Code, the Praecepto to Transmit Record shall include the following:

6. Check applicable box:

(a) Section 3301(c) with incorporation of property/marital settlement Yes ( ) No ( )

(b) Section 3301(d) with incorporation of property/marital settlement Yes ( ) No ( )

**RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY**

**Rule 1930.4-1. Service of Original Process in Domestic Relations Matters.**

(a) The affidavit of service must set forth with particularity the pleadings, attachments and documents so served. In all domestic relations actions, including protection from abuse matters, the plaintiff shall serve the following notice to the defendant simultaneously with original process:

(Caption)

NOTICE

You are being served with original process in a domestic relations matter, and a proceeding has been, or may be scheduled, which could affect your rights. In the event a proceeding has been scheduled, you will be served with notice of the proceeding. If you are incarcerated and want to testify or present evidence, you must apply to the Court for a writ of habeas corpus ad testificandum to enable you to participate in the proceeding. The writ is available where an incarcerated individual wishes to testify as provided by statute or rule, as well as where the testimony is sought by another.

**IF YOU FAIL TO APPLY TO THE COURT FOR A WRIT, YOU MAY BE UNABLE TO PARTICIPATE IN ANY PROCEEDINGS WHILE INCARCERATED.**

(b) Proof of service shall be made that the notice in subsection (a) has been served in the manner set forth in Pa.R.C.P. 1930.4(h).

(c) Nothing contained in this rule shall alter, or otherwise modify, the rules governing the form of a complaint in an action for custody, partial custody, or visitation, complaint in divorce, or petition for protection from abuse.

(d) When service is made by registered or certified mail, restricted delivery, return receipt requested, the return receipt card shall be attached to the affidavit of service.

(e) When a special order for service is sought, a motion, or petition, shall be presented to the Court, setting forth what attempts have been made to serve the defendant, as well as the nature and extent of the good faith search to locate the defendant.

(f) The affidavit of service required under section 3301(d) of the Divorce Code may be served with the complaint.

**Rule 1930.8. Self-Represented Party. Entry of Appearance.**

All appearances in domestic relations matters shall be entered in accordance with Wash.L.R.C.P. 1012 or Pa.R.C.P. 1930.8, if applicable.

**Rule 1932. Motions.**

Motions practice in all domestic relations matters shall comport with Wash.L.R.C.P. 208.2 and 208.3 unless stated otherwise within this chapter.

**Rule 1933. Sanctions.**

The master in a divorce case, the hearing officer in an action for support, or a child custody conference officer in a child custody case may invoke appropriate sanctions for failure to comply with the Pennsylvania Rules of Civil Procedure or the Local Rules of Civil Procedure or for conduct which is vexatious or which unreasonably serves to delay proceedings or make them more complicated. Appropriate sanctions include, but are not limited to, one or more of the following: a negative inference may be drawn against the party; the meeting, conference, or hearing may be rescheduled with the assessment of a continuance fee; the party who fails to comply with the rules may be barred from offering any testimony or introducing any evidence on the issue at bar; or other sanctions reasonably designed to ensure compliance with these rules and respect for the proceedings may be imposed.

[Pa.B. Doc. No. 19-7. Filed for public inspection January 4, 2019, 9:00 a.m.]

**DISCIPLINARY BOARD OF  
THE SUPREME COURT**

**Notice of Suspension**

Notice is hereby given that Louis Alfred Piccone having been suspended from the practice of law by the United States Patent and Trademark Office; the Supreme Court of Pennsylvania issued an Order dated December 14, 2018 suspending Louis Alfred Piccone from the practice of law in this Commonwealth for a period of three years, effective January 13, 2019. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

JULIA M. FRANKSTON-MORRIS, Esq.,  
Secretary

[Pa.B. Doc. No. 19-8. Filed for public inspection January 4, 2019, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending December 25, 2018.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Corporate Applications Division, 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, contact the Corporate Applications Division at (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

### BANKING INSTITUTIONS

#### Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
12-20-2018	Citizens & Northern Corporation Wellsboro Tioga County	Filed
	Application for approval to acquire 100% of Monument Bancorp, Inc., Doylestown, and thereby indirectly acquire 100% of Monument Bank, Doylestown.	

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>	
12-20-2018	Citizens & Northern Bank Wellsboro Tioga County	Filed	
	Application for approval to merge Monument Bank, Doylestown, with and into Citizens & Northern Bank, Wellsboro.		
12-13-2018	Citizens Bank of PA Philadelphia Philadelphia County	1700 Walnut Street Philadelphia Philadelphia County	Opened
12-17-2018	Citizens Bank of PA Philadelphia Philadelphia County	106 Isabella Street Pittsburgh Allegheny County	Opened
12-17-2018	Citizens Bank of PA Philadelphia Philadelphia County	2753 West Main Street Norristown Montgomery County	Opened
12-19-2018	Covenant Bank Doylestown Bucks County	1500 East Lancaster Avenue Paoli Chester County	Approved
12-20-2018	Somerset Trust Company Somerset Somerset County	835 East Pittsburgh Street Greensburg Westmoreland County	Filed
12-20-2018	CNB Bank Clearfield Clearfield County	827 Hopkins Road Amherst Erie County, NY	Filed
12-20-2018	Republic First Bank Philadelphia Philadelphia County	90 Fifth Avenue New York New York County, NY	Filed

**Branch Discontinuances**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
12-05-2018	Citizens Bank of PA Philadelphia Philadelphia County	101 East Butler Street Mercer Mercer County	Closed
12-12-2018	Citizens Bank of PA Philadelphia Philadelphia County	214 South 20th Street Philadelphia Philadelphia County	Closed
12-14-2018	Citizens Bank of PA Philadelphia Philadelphia County	1250 Baltimore Pike Springfield Delaware County	Closed
12-14-2018	Citizens Bank of PA Philadelphia Philadelphia County	4112 Butler Street Pittsburgh Allegheny County	Closed
12-14-2018	Citizens Bank of PA Philadelphia Philadelphia County	15 South 52nd Street Philadelphia Philadelphia County	Closed
12-14-2018	Citizens Bank of PA Philadelphia Philadelphia County	540 East Ohio Street Pittsburgh Allegheny County	Closed
12-14-2018	Citizens Bank of PA Philadelphia Philadelphia County	2701 Ridge Pike Trooper Montgomery County	Closed

**Articles of Amendment**

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
12-21-2018	First Citizens Community Bank Mansfield Tioga County	Filed

Amendment to Article 9 of the institution's Articles of Incorporation provides for a change to the terms of the Bank's directors from a three-year term to a one-year term.

**CREDIT UNIONS**

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 19-9. Filed for public inspection January 4, 2019, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Applications, Actions and Special Notices****APPLICATIONS****THE CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT****APPLICATIONS FOR NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM (NPDES) PERMITS AND WATER QUALITY MANAGEMENT (WQM) PERMITS**

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



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

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

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

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

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

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

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

### **I. NPDES Renewal Applications.**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061034 (Sewage)	Waverly Township WWTP Lake Henry Drive Waverly, PA 18471	Lackawanna County Waverly Township	Tributary 28835 to Ackerly Creek (4-F)	No
PAS802206A-1 (Storm Water)	XPO Logistics Freight, Inc.— XAN 7649 Penn Drive Allentown, PA 18106	Lehigh County Upper Macungie Township	Iron Run (2-C)	Yes
PA0060887 (Sewage)	Mugg's Country Kitchen/ Lakeview True Value Hardware Route 6 Palmyra Hawley, PA 18428	Pike County Palmyra Township	Decker Creek (1-B)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0254029 (industrial)	Buffalo Township Municipal Authority at Freeport 707 Sarver Pike Road Sarver, PA 16055	Freeport Borough Armstrong County	Allegheny River (18-F)	Yes
PA0272604 (Sewage)	Paul Zentz SRSTP 11558 Route 62 Tidioute, PA 16351-5505	Warren County Limestone Township	Unnamed tributary to the Allegheny River (16-F)	Yes
PA0238759 (Sewage)	Nancy Jane Oesterling SFTF 454 Keck Road Butler, PA 16002-1098	Butler County Summit Township	Unnamed tributary to Bonnie Brook (20-C)	Yes

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

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

**PA0058041**, Sewage, SIC Code 4952, **Aqua Pennsylvania Wastewater Inc.**, 762 W Lancaster Avenue, Bryn Mawr, PA 19010. Facility Name: Possum Hollow Sewer System & STP. This existing facility is located in Limerick Township, **Montgomery County**.

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

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

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

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

Parameters	Mass Units (lbs/day)		Daily 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 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	117	175	XXX	20	30	40
Biological Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	175	263	XXX	30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light intensity (µw/cm <sup>2</sup> )	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Ammonia-Nitrogen	47	XXX	XXX	8.0	XXX	16
Total Phosphorus	Report	XXX	XXX	Report	XXX	Report

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

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

Sludge use and disposal description and location(s): Aerobically digested sludge is hauled-off site to Pottstown WWTP for further treatment and final disposal.

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

1. Stormwater prohibition
2. Notification of designation of responsible operator
3. Development of an O&M plan
4. Hauled-in waste restriction

5. Seasonal Fecal Coliform limitations
6. Solids management for non-lagoon system
7. Continuation of PMP for PCBs

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.

**PA0050644**, Industrial, SIC Code 4941, **Borough of East Greenville**, 206 Main Street, East Greenville, PA 18041. Facility Name: East Greenville Borough Water Filtration Plant. This existing facility is located in Upper Hanover Township, **Montgomery 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), Perkiomen Creek, is located in State Water Plan watershed 3-E and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD. Filter backwash 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
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	Report	Report	XXX	30.0	60.0	75
Aluminum, Total	Report	Report	XXX	4.0	8.0	10
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5

Sedimentation basin cleaning effluent 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
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	Report	Report	XXX	30.0	60.0	75
Aluminum, Total	Report	Report	XXX	4.0	8.0	10
Iron, Total	Report	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Turbidity (NTU)	XXX	XXX	XXX	100	XXX	100

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

1. Submission of updated PPC plan
2. Sedimentation Basin cleaning condition

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.

**PA0244171**, Industrial Waste, SIC Code 4952, **Lower Merion Township**, 75 East Lancaster Avenue, Ardmore, PA 19003-2376. Facility Name: Glanraffan Creek Passive Remediation Project. This existing facility is located in Lower Merion Township, **Montgomery County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for a passive treatment system designed to treat a groundwater seep from a former township landfill. The facility is located along Centennial Road and Glanraffan Creek. This permit addresses Lower Merion Township's requirement to implement the Glanraffan Creek TMDL issued by the U.S. Environmental Protection Agency on December 3, 2003.

The receiving stream(s), Glanraffan Creek, is located in State Water Plan watershed 3-F and is classified for warm water fish, migratory fish, aquatic life, water supply and recreation. The nearest downstream public water supply intake is located on the Schuylkill River.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.12 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	35	XXX	90
Acidity, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	XXX	Report
Alkalinity, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	XXX	Report
Iron, Total	XXX	XXX	XXX	1.5	XXX	3.7
Manganese, Total	XXX	XXX	XXX	2.0	XXX	5.0

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

1. Obtain Property Rights
2. Sludge Disposal

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

The EPA Waiver is in effect.

**PA0011681**, Industrial, SIC Code 4932, **PECO Energy**, 300 Front Street, W Conshohocken, PA 19428-2723. Facility Name: PECO W Conshohocken Gas Plant. This existing facility is located in West Conshohocken Borough, **Montgomery 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), Schuylkill River and Gulph Creek, is located in State Water Plan watershed 3-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001.

<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>	
Conductivity (µmhos/cm)	XXX	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
Total Residual Oxidants	XXX	XXX	XXX	0.2 Semi Avg	XXX	0.5
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	XXX	110

The proposed effluent limits for Outfall 002.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Oxidants	XXX	XXX	XXX	0.2	XXX	0.5
Conductivity (µmhos/cm)	XXX	XXX	XXX	Report	XXX	XXX
Apr 1 - Oct 31	XXX	XXX	XXX	XXX	XXX	110
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	XXX	110
Total Dissolved Solids	XXX	XXX	XXX	Report	XXX	XXX
Apr 1 - Oct 31	XXX	XXX	XXX	Report	XXX	XXX

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

1. Other Requirements
2. Property Rights
3. Sludge disposal
4. WQM Permit
5. BAT Guidelines

6. TDS Determination Forms from DRBC
7. Chemical Additives
8. Stormwater Requirements

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

The EPA Waiver is in effect.

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

**PA0041742**, Sewage, SIC Code 4952, **Nazareth Borough Municipal Authority Northampton County**, P.O. Box A, Nazareth, PA 18064-0450. Facility Name: Nazareth Borough WWTP. This existing facility is located in Lower Nazareth Township, **Northampton 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), Shoeneck Creek, is located in State Water Plan watershed 1-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 1.6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Quarterly</i>	<i>Average Monthly</i>	<i>Minimum</i>	<i>Average Quarterly</i>	<i>Average Monthly</i>	
Total Dissolved Solids	Report	XXX	XXX	1,000	XXX	1,000
Copper, Total	XXX	XXX	XXX	Report	XXX	XXX
Carbon Tetrachloride	XXX	XXX	XXX	Report	XXX	XXX
Dichlorobromomethane	XXX	XXX	XXX	Report	XXX	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.39	XXX	1.3
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	334	534	XXX	25.0	40.0	50
May 1 - Oct 31	200	307	XXX	15.0	23.0	30
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
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	400	600	XXX	30.0	45.0	60
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	72.1	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	60	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	20	XXX	XXX	1.5	XXX	3
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	41.4	XXX	XXX	Report	XXX	XXX
Cyanide, Free (µg/L)	XXX	XXX	XXX	9.2	XXX	23
Zinc, Total	XXX	XXX	XXX	0.21	XXX	0.42

Sludge use and disposal description and location(s): Biosolids are used for agricultural utilization at the Nazareth Borough Municipal Authority under Permit PAG-08 2205.



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

1. Wet Testing

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.

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

**NPDES Permit No. PA0232475**, CAFO, **Andrew A Reiff**, 8245 Buffalo Road, Mifflinburg, PA 17844-7856.

This existing facility is located in West Buffalo Township, **Union County**.

Description of size and scope of existing operation/activity: Swine (Grow—Finish): 684.89 AEU's.

The receiving stream, Rapid Run, is in watershed 10-C and classified for: High Quality—Cold Water and Migratory Fish.

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. PA0261955 A-1**, CAFO, **S & A Kreider & Son Inc.**, 761 Spring Valley Road, Quarryville, PA 17566-9773.

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

Description of size and scope of existing operation/activity: Dairy (Cows, Heifers, Calves): 4709.05 AEU's.

The receiving stream, Jackson Run, is in watershed 7-K and classified for: High Quality—Cold Water and Migratory Fish.

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.

**PAS803505**, Storm Water, SIC Code 5399, 5411, 7538, **HPT PSC Properties Trust**, 24601 Center Ridge Road, West Lake, OH 44145. Facility Name: Petro Stopping Center Carlisle. This existing facility is located in Middlesex Township, **Cumberland 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), Letort Spring Run, is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. Existing use: High Quality—Cold Water Fishes. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Quarterly	Daily Maximum	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	Report	Report	XXX
Benzene	XXX	XXX	XXX	0.005	0.010	0.015
Naphthalene	XXX	XXX	XXX	Report	Report	XXX

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

A. The permittee shall complete all Supplemental Reporting forms provided by the Department in this permit (or an approved equivalent), and submit the signed, completed forms to the Department on a quarterly basis with the DMR, in accordance with Part A. III. B. of this permit.

B. A record showing the dates when solids and petroleum products are removed from the separator and the location of the disposal site shall be kept for a period of at least 3 years. These records shall be made available upon request by DEP for inspection.

C. The number of discharges occurring from small Basin 1 and large Basin 2 during each month shall be reported in the comments area of the quarterly DMR. A record showing the dates when small Basin 1 and large Basin 2 discharges occur shall be kept for a period of at least 3 years. These records shall be made available upon request by DEP for inspection.

D. This permit does not authorize the discharge of any polluting substances resulting from an on-site spill. Such spills shall be controlled through proper implementation of a SPCC Plan.

E. This permit does not authorize any discharge (stormwater or non-stormwater) containing any pollutant that may cause or contribute to an impact on aquatic life or pose a substantial hazard to human health or the environment due to its quantity or concentration.

F. Best Management Practices (BMPs).

The permittee shall implement at least the following BMPs to remain in compliance with this permit.

1. Discourage “topping off” of fuel tanks.
2. Use dry cleanup methods with absorbent materials instead of hosing down work areas.
3. Minimize exposure of fuel areas to stormwater.
4. Cover roll-off containers.
5. Inspect and clean out stormwater catch basins or cleanouts on a regular basis.
6. Practice good housekeeping by promptly cleaning up leaks/spills and removing debris and trash from parking lot and adjacent areas.
7. Install and maintain absorbent booms or blankets in Basin 1.
8. Inspect oil/water separators after each rainfall exceeding 1/2” in 24 hours to insure petroleum product is being properly removed. Product shall not be allowed to accumulate in the separator in amounts in excess of the design limitations of the separator, or in a manner which adversely affects the separator’s operation.
9. Solids build-up in the oil/water separator shall be measured after each of the above rainfall events. When build-up exceeds either 1-foot depth or the design capacity of the oil/water separator, or otherwise hinders the separator’s operation, the solids shall be removed before the next rainfall.
10. Petroleum products and solids removed from the separator shall be handled and disposed of in a manner that will not violate the laws of the Commonwealth of Pennsylvania.
11. Annually inspect sediment levels in detention basins. Clean and remove sediment and debris from detention basins to maintain proper operation.
12. Remove floatables from basins to prevent accumulation.

G. Monitoring Requirements.

1. The permittee shall collect all samples from discharges resulting from a storm event that is greater than 0.1 inch in magnitude and that occurs at least 72 hours from the previously measurable (greater than 0.1 inch rainfall) storm event. The 72-hour storm interval is waived when the preceding storm did not yield a measurable discharge, or if the permittee is able to document that a less than 72-hour interval is representative for local storm events during the sample period.
2. The permittee shall collect all grab samples within the first 30 minutes of a discharge, unless the permittee determines that this is not possible, in which case grab samples must be collected as soon as possible after the first 30 minutes of a discharge.
3. When the discharge is unable to collect samples due to adverse climatic conditions, samples shall be collected directly from Basin 1.

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

The EPA Waiver is in effect.

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

**PAS806111**, Storm Water, SIC Code 4213, **Old Dominion Freight Line Inc.**, 500 Old Dominion Way, Thomasville, NC 27360-8923. Facility Name: Old Dominion Freight Line Inc. This proposed facility is located in Nottingham Township, **Washington County**.

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

The receiving stream(s), Unnamed Tributary of Chartiers Creek, is located in State Water Plan watershed 20-F and is classified for High Quality Waters—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 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	Daily Min XXX	XXX	10.0	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	30.0	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	30.0	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 Monthly</i>	<i>Daily Maximum</i>	
Oil and Grease	XXX	XXX	XXX	XXX	5.0	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	2.0	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	1.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	XXX	10.0	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	30.0	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	30.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	5.0	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	2.0	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	1.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	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 in effect.

**PA0254894**, Storm Water, SIC Code 5052, **Bognar & Co., Inc.**, 733 Washington Road, Pittsburgh, PA 15228-2022. Facility Name: Bognar Somerset Plant. This proposed facility is located in Black Township, **Somerset County**.

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

The receiving stream(s), Bromm Run and Laurel Run, is located in State Water Plan watershed 19-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 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>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30.0
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
					Daily Max	
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of 0 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>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
					Daily Max	

<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>	
Aluminum, Total	XXX	XXX	XXX	XXX	0.75 Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0 Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0 Daily Max	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0 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>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	30.0 Daily Max	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	XXX
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0 Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0 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>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Oil and Grease	XXX	XXX	XXX	XXX	30.0 Daily Max	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Mar 31	XXX	XXX	XXX	2,000 Geo Mean	XXX	XXX
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75 Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0 Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0 Daily Max	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0 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>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	30.0 Daily Max	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

## NOTICES

<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>	
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX

The proposed effluent limits for Outfall 003 are based on a design flow of 0 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>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Daily Max 0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max 3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max 1.0	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of 0 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>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	50.0
Aluminum, Total	XXX	XXX	XXX	XXX	Daily Max 0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max 3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max 1.0	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0 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>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Daily Max 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 Monthly</i>	<i>Daily Maximum</i>	
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max Report	XXX

The proposed effluent limits for Outfall 005 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	Report
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Daily Max 0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	Daily Max 3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Daily Max 1.0	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

The proposed effluent limits for Outfall 007 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX



The proposed effluent limits for Outfall 007 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

The proposed effluent limits for Outfall 009 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 009 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

The proposed effluent limits for Outfall 010 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 010 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

The proposed effluent limits for Outfall 011 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	7.0	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 011 are based on a design flow of 0 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)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Total Suspended Solids	XXX	XXX	XXX	XXX	50.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	30.0	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	0.75	XXX
Iron, Total	XXX	XXX	XXX	XXX	3.0	XXX
Manganese, Total	XXX	XXX	XXX	XXX	1.0	XXX

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

1. The permit contains a compliance schedule that is added as Part C.VI condition of the permit.

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

The EPA Waiver is not in effect.

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

**PA0027511**, Sewage, SIC Code 4952, **New Castle City Sanitary Authority**, 110 E Washington Street, New Castle, PA 16101-3815. Facility Name: New Castle WWTP. This existing facility is located in New Castle City, **Lawrence County**.

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

The receiving stream, the Mahoning River, is located in State Water Plan watershed 20-B 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 17 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	3,544	5,671	Inst Min XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	4,253	6,380	XXX	30	45	60
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	75,000	150,000	XXX	XXX	Report	XXX
		Daily Max			Daily Max	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	2,268	XXX	XXX	16	XXX	32
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Residual Chlorine (TRC)						
(Interim)	XXX	XXX	XXX	0.27	XXX	0.9
(Final)	XXX	XXX	XXX	0.10	XXX	0.33
Zinc, Total						
(Interim)	Report	XXX	XXX	Report	XXX	XXX
(final)	4.1	XXX	XXX	0.24	XXX	0.48

Sludge use and disposal description and location: Belt filtration followed by disposal in an approved landfill.

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

1. TRC Minimization
2. Annual, Chronic WET testing
3. Solids Handling
4. Federal Pretreatment Program
5. Toxics Reduction Evaluation for Zinc
6. Total Residual Chlorine Schedule of Compliance

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

The EPA Waiver is not in effect.

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

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

**WQM Permit No. 0618404**, Sewerage, **John L. Dietrich**, 3497 New Holland Road, Mohnton, PA 19540-8621.

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

Description of Proposed Action/Activity: Construction of a small flow single residence sewage system to serve their single family residence located on Locke Road.

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

**WQM Permit No. 6518406**, Sewage, **Hastings Richard**, P.O. Box 1466, Andover, OH 44003-1466.

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

Description of Proposed Action/Activity: Installation/construction of a SRSTP to abate an on-lot malfunction

**WQM Permit No. 9662S A-5**, Sewage, **Borough of Oakmont**, 767 Fifth Street, Oakmont, PA 15139-1524.

This existing facility is located in Oakmont Borough, **Allegheny County**.

Description of Proposed Action/Activity: The Borough proposes to increase the height of the existing above ground equalization tank to provide additional wet weather storage capacity.

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

**WQM Permit No. 2018406**, Sewage, **Vernon Township Sanitary Authority Crawford County**, 1320 Park Avenue, Meadville, PA 16335-3114.

This proposed facility is located in Meadville City, **Crawford County**.

Description of Proposed Action/Activity: Replacement of Roche Park pump stations and force main.

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

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

*Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD350011	San Cataldo Properties LLC 276 Drinker Turnpike Covington Twp, PA 18424-7828	Lackawanna	Covington Twp	UNT to Langan Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390040	New Tripoli Bank 6748 Madison St New Tripoli, PA 18066	Lehigh	N Whitehall Twp	UNT to the Mill Creek (CWF, MF, EV Wetlands)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD400024	PPL Electric Utilities Corp Colleen Kester 2 N 9th St Allentown, PA 18101-1139	Luzerne	Bear Creek Twp Hanover Twp	Solomon Creek (HQ-CWF, MF) Pine Creek (CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480069	Kenneth Snyder Spectrum Land Acquisitions Inc 3312 Seventh St Whitehall, PA 18052	Northampton	Bushkill Twp	Monocacy Creek (HQ-CWF, MF)
PAD480081	Ronald C Check Vertek Construction Management 7171 Airport Rd Bath, PA 18014	Northampton	Palmer Twp	Bushkill Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD050005	Municipal Authority of the Borough of Bedford 244 West Penn Street Bedford, PA 15522	Bedford	Bedford Borough Bedford Township	Raystown Branch of Juniata (TSF, MF) Cumberland Valley Run (WWF, MF) Shobers Run (HQ-CWF, MF)
PAD670030	Kurtz School LLC 5511 Norrisville Road White Hall, MD 21161	York	Hopewell Township	UNT Leibs Creek (HQ-CWF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140033	Weaver Family Farms 23 Weaver Farms Lane Port Matilda, PA 16870	Centre	Halfmoon Twp.	UNT Halfmoon Creek HQ-CWF, MF
PAD140040	University Area Joint Authority 1576 Spring Valley Road State College, PA 16801	Centre	College & Harris Twp.	Galbraith GAP, HQ-CWF UNT-Slab Cabin Run, CWF UNT-Spring Creek, CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD190004	Aqua Pennsylvania, Inc. 204 East Sunbury Street Shamokin, PA 17872	Columbia	Conyngham	South Branch Roaring Creek HQ-CWF, Little Catawassa Creek HQ-CWF, North Branch Shamokin Creek CWF

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

<i>Permit No.</i>	<i>Applicant &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAD110006	Jackson East Taylor Sewer Authority 2603 William Penn Avenue Johnstown, PA 15909	Cambria County	Jackson Township	Hinckston Run (CWF)
PAD650014	Westmoreland County Transit Authority 41 Bell Way Greensburg, PA 15601	Westmoreland County	North Huntingdon Township	UNT to Jacks Run (HQ-TSF); UNT to Brush Creek (TSF)

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

PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG136262	New Eagle Borough 157 Main Street New Eagle, PA 15067-1145	New Eagle Borough, Washington County	Y	N
PAG136368	Potter Township 206 Mowry Road Monaca, PA 15061-2224	Potter Township, Beaver County	Y	N

### **STATE CONSERVATION COMMISSION**

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

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



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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Scott Troutman (Reu-Hel Farms) 638 Railroad Road Mohrsville, PA 19541	Berks	609.8	553.58	Dairy/Ducks	NA	New

**PUBLIC WATER SUPPLY (PWS)  
PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

**Applications taken under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).**

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

**Permit No. 2218509**, Public Water Supply.  
 Applicant **Pine Manor LLC**  
 Municipality Londonderry Township  
 County **Dauphin**  
 Responsible Official Frank T. Perano, General Manager  
 P.O. Box 677  
 Morgantown, PA 19543 0677  
 Type of Facility Public Water Supply  
 Consulting Engineer James A. Cieri Sr, P.E.  
 James A. Cieri, PE  
 914 N Mountain Road  
 Harrisburg, PA 17112  
 Application Received: 11/5/2018  
 Description of Action Installation of a refurbished 12,000-gallon standpipe and a booster station.

**Permit No. 2818512**, Public Water Supply.  
 Applicant **Antrim Township**  
 Municipality Antrim Township  
 County **Franklin**  
 Responsible Official Rodney Eberly, Chairman  
 P.O. Box 130  
 Greencastle, PA 17225

Type of Facility Public Water Supply  
 Consulting Engineer Joseph M. McDowell, P.E.  
 Martin & Martin, Inc.  
 37 S Main Street, Suite A  
 Chambersburg, PA 17201  
 Application Received: 12/6/2018  
 Description of Action Upgrades to existing treatment  
 facilities including chlorination,  
 iron and manganese treatment,  
 and activated carbon filtration.

**Permit No. 3818502** MA, Public Water Supply.

Applicant **Richland Borough**  
 Municipality Richland Borough  
 County **Lebanon**  
 Responsible Official Perri Shanaman, Borough  
 Secretary  
 P.O. Box 676  
 5 Pine Street  
 Richland, PA 17087

Type of Facility Public Water Supply  
 Consulting Engineer Paul Lutzkanin, P.E.  
 Steckbeck Engineering &  
 Surveying Inc.  
 279 North Zinns Mill Road  
 5 Pine Street  
 Lebanon, PA 17042  
 Application Received: 12/12/2018  
 Description of Action The removal of interior  
 corrosion, cleaning and the  
 application of a seam sealer in  
 an existing finished water  
 storage tank.

**Permit No. 2118512**, Public Water Supply.

Applicant **Carriage House Tavern**  
 Municipality South Middleton Township  
 County **Cumberland**  
 Responsible Official Toannis A. PapaConstandina,  
 Owner  
 1582 Holly Pike  
 Carlisle, PA 17013

Type of Facility Public Water Supply  
 Consulting Engineer Craig J. Zack, P.E.  
 KPI Technology  
 143 Carlisle Street  
 Gettysburg, PA 17325  
 Application Received: 12/12/2018  
 Description of Action Installation of a nitrate removal  
 system.

**Permit No. 0518504**, Public Water Supply.

Applicant **Municipal Authority of the  
 Borough of Bedford**  
 Municipality Bedford Borough  
 County **Bedford**

Responsible Official Larry Johnson, Chairman  
 244 W Penn Street  
 Bedford, PA 15522  
 Type of Facility Public Water Supply  
 Consulting Engineer Timothy A. Cooper, P.E.  
 Stiffler McGraw & Associates Inc  
 19 N Juniata Street  
 Hollidaysburg, PA 16648  
 Application Received: 11/26/2018  
 Description of Action Replacement of distribution  
 system piping.

**WATER ALLOCATIONS**

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

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

**WA 38-599C**, Water Allocations. **Cornwall Borough  
 (PWS ID No. 7380007), Lebanon County.** The right to  
 purchase a maximum of 500,000 gallons per day (gpd),  
 based on a thirty (30) day average, from the City of  
 Lebanon Authority through an existing interconnection  
 located in Cornwall Borough, **Lebanon County.** Appli-  
 cant Address: Barbara Henry, Director, Water & Sewer  
 Department, Richland Borough, 44 Rexmont Road, Leba-  
 non, PA 17042. Consulting Engineer: Paul Lutzkanin,  
 P.E., Steckbeck Engineering & Surveying Inc., 279 North  
 Zinns Mill Road, Suite A, Lebanon, PA 17042. Application  
 Received: 12/14/2018.

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

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

Sections 302—305 of the Land Recycling and Environ-  
 mental Remediation Standards Act (act) (35 P.S.  
 §§ 6026.302—6026.305) require the Department to pub-  
 lish 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 remedia-  
 tion measures for the site and a description of the  
 intended future use of the site. A person who demon-  
 strates attainment of one or a combination of cleanup  
 standards or receives approval of a special industrial area

remediation identified under the act will be relieved of further liability for the remediation of the site for contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

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

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

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

**Lillian Wolf Property**, 717 North Hokendauqua Drive, Moore Township, **Northampton County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Lillian Wolf, 1063 Mosser Road, Apartment Q107, Breinigsville, PA 18031, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of heating oil from an aboveground storage tank. Future use of the site will be residential. Statewide Health remediation standards are planned for this site. The Notice of Intent to Remediate was published in *The Times News* on December 5, 2018.

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

**DDSP Small Arms Range Downgradient**, 2001 Normandy Drive, New Cumberland, PA 17070, Fairview Township, **York County**. Plexus-PARS JV, 5510 Cherokee Avenue, Alexandria, VA 22312, on behalf of Defense Logistics Agency, 8725 John J. Kingman Road, Suite 2639, Fort Belvoir, VA 22060-6221, submitted a Notice of Intent to Remediate concerning remediation of site soil contaminated with inorganics and nitroglycerin from a small arms range. The site will be remediated to the Residential Statewide Health Standard. The Notice of Intent to Remediate was published in the *Patriot News* on May 11, 2018.

## DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

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

**General Permit No. WMGR081SW002. TMS International LLC**, 1155 Business Center Drive, Suite 200, Horsham, PA 19044-3422. TMS International at West Mifflin, 516 Delwar Road, Pittsburgh, PA 15236. An application for a Determination of Applicability under residual waste General Permit WMGR081 for the processing and beneficial use of waste electronics in West Mifflin Borough, **Allegheny County**, was received on December 10, 2018 and deemed administratively complete by the Regional Office on December 13, 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.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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



Plan Approval/Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

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

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

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

### PLAN APPROVALS

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

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

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

**42-117B: Zippo Manufacturing Company** (401 Congress Street, Bradford, PA 16701), for the proposed construction of a computer numerical control (CNC) engraving cell in Bradford Township, **McKean County**. This is a State Only facility.

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

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

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

**17-00063E: Pennsylvania Grain Processing, LLC** (250 Technology Drive, Clearfield, PA 16830) for the increase of Volatile Organic Compounds (VOC) and hazardous air pollutants (HAPs) emission limits based on manufacturers data and recommendations, from the ethanol manufacturing process (Source ID P203) and the fermentation system (Source ID P204) for the sources at the existing ethanol production facility located in Clearfield Borough, **Clearfield County**.

The Department of Environmental Protection's (Department's) review of the information submitted by the company indicates that the air contamination sources for the proposed project will comply with all regulatory requirements, including monitoring, recordkeeping, and reporting requirements pertaining to air contamination sources and the emission of air contaminants including 25 Pa. Code Chapter 123 and the best available technology requirements (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed project.

The total combined emission of volatile organic compounds (VOCs) from the exhaust associated with the ethanol manufacturing sources (Source ID P203) shall not exceed 7.2 pounds per hour and 31.40 tons in any 12 consecutive month period at any time. The total combined emission of nitrogen oxides (NO<sub>x</sub>) from the exhaust associated with the ethanol manufacturing sources (Source ID P203) shall not exceed any of the following 0.060 pound per million Btu, 12.96 pounds per hour, and 56.76 tons in any 12 consecutive month period. The air contaminant emissions from the ethanol manufacturing sources shall not exceed the following when the emissions are controlled by only one of the RTOs (ID C203A or C203B): 6.48 pounds of NO<sub>x</sub> per hour, 8.17 pounds of CO per hour, 4.20 pounds of SO<sub>x</sub> per hour, 5.0 pounds of PM and PM<sub>10</sub> per hour, 5.0 pounds of VOCs per hour and 2.00 pounds of HAPs per hour. The potential emissions for this facility are as follows: 78.53 TPY of NO<sub>x</sub>, 86.61 TPY of CO, 31.91 TPY of SO<sub>x</sub>, 63.91 TPY of PM and PM<sub>10</sub>, 48.46 TPY of VOCs and 12.53 TPY of HAPs.

In addition to the emission limitations, the following is a brief description of the types of conditions the Department intends to place in the plan approval in order to ensure compliance with all applicable air quality regulatory requirements: the RTO's (IDs C203A and C203B) controlling emissions from the ethanol manufacturing sources shall achieve a destruction efficiency of no less than 98% (by weight) or have an outlet VOC concentration of no more than 10 ppmv; the RTO's are to be fired only on natural gas; RTO's shall be operated at a minimum of 1,600°F (IDs C203A and C203B) and 1,832°F (ID C204B) operating temperatures. The RTO's operating temperatures shall be continuously monitored and recorded.

The facility is a State Only facility. If the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 17-00063E, the applicant will subsequently apply for a State Only Operating Permit in accordance with 25 Pa. Code Subchapter F.

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.

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

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

**09-0230A: Veterinary Crematory Services** (387 Nina Way, Warminster, PA 18974) for the installation of a new 250 pound per hour, natural gas-fired animal crematory located in Warminster Township, **Bucks County**. This unit will be replacing an existing 200 pound per hour crematory unit. The new crematory shall be equipped with an afterburner and an opacity monitor. The facility is considered a natural minor facility based on its potential emissions. The plan approval will include monitoring, recordkeeping, and reporting requirements designed to address all applicable air quality requirements.

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

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

**48-00091B: Lower Mt Bethel Energy LLC** (6079 Depues Ferry Road, Bangor, PA 18013) submitted an application to the Department of Environmental Protection for a plan approval to modify two existing combustion turbines at the facility located in Lower Mt. Bethel Twp., **Northampton County**. The facility currently operates under Title V Operating Permit No. 48-00091. This plan approval will be incorporated into the Title V Operating Permit through an administrative amendment at a later date.

The modification includes replacing and upgrading rows of blades and vanes of the turbines. Also, LMBE is proposing to install Ultra Low NO<sub>x</sub> burners as part of the project. The Department's review of the information submitted by LMBE indicates that the proposed modifications will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the BAT requirements. The company shall comply with 123.31 for malodorous emissions. The company shall comply with 123.41 for visible emissions. The turbines will be subject to 40 CFR Part 60 Subpart KKKK requirements upon completion. NO<sub>x</sub> emissions shall not exceed 3.5 ppm at 15% O<sub>2</sub> calculated on a 3-hr rolling block average. VOC (as propane) emissions shall not exceed 2.0 ppm at 15% O<sub>2</sub>. SO<sub>2</sub> emissions shall not exceed 0.0027 lb/MMBtu. CEMS will continue to be used to measure NO<sub>x</sub> and CO emissions. The Plan approval and Operating Permit will include testing, monitoring, recordkeeping, and reporting requirements designed to keep the sources operating within all applicable air quality requirements. For further details, contact Ray Kempa at (570) 826-2511 within 30 days after publication date.

The Plan approval and Operating Permit will include testing, monitoring, record keeping, and reporting requirements designed to keep the sources operating within all applicable air quality requirements. For further details, contact Ray Kempa at (570) 826-2511 within 30 days after publication date.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the

information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No.: 48-00091B and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701, Phone 570-826-2511 within 30 days after publication date.

**35-00074A: Meadowbrook Energy LLC** (144 East Lackawanna Avenue, Suite 203, Olyphant, PA 18447) submitted an application to the Department of Environmental Protection for a proposed renewable natural gas (RNG) processing facility to be located in Dunmore Borough, **Lackawanna County**. This plan approval will be incorporated into State Only Permit through an administrative amendment at a later date.

Meadowbrook is proposing a high BTU RNG processing facility designed to process up to 16,000 SCFM of landfill gas. The plant is being designed as a "closed loop" system, controlled by two regenerative thermal oxidizer (RTO) units that will be used to process the tail gas to destroy VOCs, HAPs and to control odors, along with a bypass flare, small boiler and emergency generator.

The Department's review of the information submitted by Meadowbrook indicates that the proposed operation will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the BAT requirements. The company shall comply with 123.31 for malodorous emissions. The company shall comply with 123.13 for particulate emissions. The company shall comply with 123.41 for visible emissions. VOC emissions from the plant will remain under 50 TPY threshold limit, 12-month rolling sum. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. The emergency generator is subject to 40 CFR Part 60 Subpart JJJJ requirements.

The Plan approval and Operating Permit will include testing, monitoring, record keeping, and reporting requirements designed to keep the sources operating within all applicable air quality requirements. For further details, contact Ray Kempa at (570) 826-2511 within 30 days after publication date.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting



the comments, identification of the proposed permit No.: 35-00074A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701, Phone 570-826-2511 within 30 days after publication date.

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

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

**10-417A: Penn United Technology Inc.** (300 N. Pike Road, Cabot, PA 16023), for the proposed construction of a batch vapor degreasing unit using trichloroethylene solvent in Buffalo Township, **Butler County**. This is a State Only facility. The public notice is required for sources required to obtain a Plan Approval in accordance with 25 Pa. Code § 127.44. This plan approval will, in accordance with 25 Pa. Code § 127.450 or § 127.505, be incorporated into the State Only operating permit at a later date.

Plan approval No 10-417A is for the proposed construction of Batch Vapor Degreaser # 1 using trichloroethylene solvent. This Plan Approval will contain emission restriction, testing, recordkeeping, work practice standard and additional requirement conditions, which will satisfy the requirements of 25 Pa. Code § 127.12b (pertaining to plan approval terms and conditions) and will demonstrate Best Available Technology (BAT) for the source including, but are not limited to, the following:

- Source 101 (Batch Vapor Degreaser # 1):
- The maximum VOC emissions from the batch vapor degreaser shall not exceed 4.37 tons per year, on a twelve-month rolling sum. [This condition streamlines requirements outlined in 40 CFR 63.471 out of the plan approval.]
- Subject to 40 CFR 63 Subpart T (National Emission Standards for Halogenated Solvent Cleaning Test methods).
- The coil refrigeration temperature shall be monitored continuously.
- The relation between the coil refrigeration temperature and the center of the chilled blanket shall be determined during the first month of operation. [Compliance with this condition will show compliance with 40 CFR 63.463(e)(2)(i)—See EPA ADI Control Number: M020011]
- The operator shall maintain records sufficient to demonstrate compliance. The records shall include, at a minimum:
  - Visual observation of the boil sump site glass level is monitored on the first day of the month and filled to the upper level if necessary.
  - The coil refrigeration temperature shall be recorded daily and a record of the temperature shall be maintained for five years and made available to the Department upon

request. [Compliance with this condition will show compliance with 40 CFR 63.466(a)(1)—See EPA ADI Control Number: M020011]

- The Department will allow the use of other non-HAP solvents with the condition that the Department be notified in writing prior to use of a new solvent. The notification will include a technical data sheet for the new solvent. Degreaser operation during the use of non-HAP solvent, falls under 25 Pa. Code § 129.63.

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

In accordance with 25 Pa. Code § 127.44(f)(2), a 30-day comment period, from the date of publication, will exist for the submission of comments. Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to Regional Air Quality Program Manager, Pennsylvania Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335-3494 and must contain the name, address and telephone number of the person submitting the comments, identification of the proposed plan approval [10-417A] and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

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

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

**OP18-00042: The Pennovation Works** (3401 Grays Ferry Avenue, Philadelphia, PA 19146) for the operation of an educational facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include two (2) condensing boilers, six (6) forced air heaters, four (4) gas fired boilers, and one (1) hot water boiler all below 1.06 MMBtu/hr and firing natural gas. The facility includes one (1) 179 kilowatt fire pump and one (1) 1,115 kilowatt emergency generator, both firing diesel fuel.

The operating permit will be issued under the *Pennsylvania Code* Title 25, 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, comments, or request a public hearing on the above operating permit must submit the protest, comments, or public hearing request 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.

**OP18-000033: Catalent Pharma Solutions** (10381 Decatur Road, Philadelphia, PA 19154) for the operation of a clinical supply services facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) 300 kW, 500 kW, and 900 kW diesel emergency generators, as well as eight (8) natural gas-fired warm air furnaces rated from 0.3 to 0.35 MMBtu/hr.

The operating permit will be issued under the *Pennsylvania Code* Title 25, 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, comments, or request a public hearing on the above operating permit must submit the protest, comments, or public hearing request 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.

#### OPERATING PERMITS

##### **Intent to Issue Title V Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter G.**

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

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

**48-00003: Keystone Cement Company/East Allen Plant** (Route 329, P.O. Box A, Bath, PA 18014-0058). The Department intends to issue a renewal Title V Operating Permit for the operation of the Portland Cement manufacturing facility in East Allen Township, **Northampton County**. The facility is considered a major stationary source subject to Title V Operating Permit requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility consist of a Preheater/Precalciner & Kiln/SNCR & Ammon Injection System, Clinker Cooler System, Finishing Mills, and Boilers. The sources are controlled by baghouses. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds.

On April 23, 2016, the Pennsylvania Department of Environmental Protection (PADEP) published 25 Pa. Code §§ 129.96—129.100, Additional RACT Requirements for Major Sources of NO<sub>x</sub> and VOC, also known as Reasonably Available Control Technology (RACT) 2. Keystone Cement Company qualifies as a major source of NO<sub>x</sub> emissions because facility-wide potential NO<sub>x</sub> emissions are above the RACT 2 major source threshold (i.e., 100 tons per year). As a result, the NO<sub>x</sub>-emitting operations at the facility will be subject to the provisions of the RACT 2 rule. The NO<sub>x</sub> emitting sources at the facility are Source ID # 154—the Emergency Generator No. 2, and Source ID # 226—the Preheater/Precalciner & Kiln/SNCR & Ammon Injection System. The Presumptive RACT 2 requirements are included in the TV operating permit.

The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

**48-00004: Lehigh Cement Co, LLC, Lehigh Cement Facility** (Route 248 & Easton Road, Nazareth, PA 18064). The Department intends to issue a renewal Title V Operating Permit for the operation of the Portland cement manufacturing facility in Lower Nazareth Township, **Northampton County**. The facility is considered a major stationary source subject to Title V Operating Permit requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility consist of a Kiln System, Clinker Cooler, and Finishing Mills. The sources are controlled by baghouses. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds.

On April 23, 2016, the Pennsylvania Department of Environmental Protection (PADEP) published 25 Pa. Code §§ 129.96—129.100, Additional RACT Requirements for Major Sources of NO<sub>x</sub> and VOC, also known as Reasonably Available Control Technology (RACT) 2. Lehigh Cement Company qualifies as a major source of NO<sub>x</sub> emissions because facility-wide potential NO<sub>x</sub> emissions are above the RACT 2 major source threshold (i.e., 100 tons per year). As a result, the NO<sub>x</sub>-emitting operations at the facility will be subject to the provisions of the RACT 2 rule. The NO<sub>x</sub> emitting sources at the facility are Source ID # 142-1—Kiln System, the Hauck heater, and an emergency generator. The Presumptive RACT 2 requirements are included in the TV operating permit.

The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

**48-00005: Hercules Cement Co. LP, Stockertown Facility** (501 Hercules Drive, Stockertown, PA 18083-7009). The Department intends to issue a renewal Title V Operating Permit for the operation of the Portland cement manufacturing facility in Stockertown Borough, **Northampton County**. The facility is considered a

major stationary source subject to Title V Operating Permit requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code Chapter 127, Subchapter G.

The main sources at this facility consist of two (2) Preheater Kiln Systems, two (2) Clinker Cooler Systems, Finishing Mills, and Boilers. The sources are controlled by baghouses. These sources have the potential to emit major quantities of regulated pollutants above Title V emission thresholds.

On April 23, 2016, the Pennsylvania Department of Environmental Protection (PADEP) published 25 Pa. Code §§ 129.96—129.100, Additional RACT Requirements for Major Sources of NO<sub>x</sub> and VOC, also known as Reasonably Available Control Technology (RACT) 2. Hercules Cement Company qualifies as a major source of NO<sub>x</sub> emissions because facility-wide potential NO<sub>x</sub> emissions are above the RACT 2 major source threshold (i.e., 100 tons per year). As a result, the NO<sub>x</sub>-emitting operations at the facility will be subject to the provisions of the RACT 2 rule. The NO<sub>x</sub> emitting sources at the facility are Source ID # 102 and # 122, the Kiln Systems. The Presumptive RACT 2 requirements are included in the TV operating permit.

The proposed Title V Operating Permit shall include emission restrictions, work practice standards and testing, monitoring, recordkeeping, and reporting requirements to ensure compliance with all applicable Federal and State air quality regulations.

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

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

**36-05046: Columbia Gas Transmission Corp.** (TransCanada, 455 Racetrack Road, Washington, PA 15301) for operation of the Marietta natural gas compressor station in East Donegal Township, **Lancaster County**. The facility 2017 actual air emissions were 5.89 tons of CO, 5.24 tons of NO<sub>x</sub>, 0.14 ton of PM<sub>10</sub>, 0.02 ton of SO<sub>x</sub>, 0.05 ton of VOC, and 0 ton of total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR 60, Subpart GG—Standards of Performance for Stationary Gas Turbines.

**34-05002: Texas Eastern Transmission, LP** (P.O. Box 1642, Houston, TX 77251-1642) to issue a Title V Operating Permit renewal for Perulack Compressor Station located in Lack Township, **Juniata County**. The actual 2017 emissions from the facility were NO<sub>x</sub> 360 tons, CO 23 tons, SO<sub>x</sub> 2.7 tons, VOC 36.4 tons, and PM<sub>10</sub> 2.6 tons. The Title V Operating Permit will include emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Sources derived from 25 Pa. Code § 123 and § 127. The facility is subject to Federal 40 CFR regulations as follows: Dresser Clark and Solar gas

turbines are subject to Part 60 Subpart GG—Standards of Performance for Stationary Gas Turbines. Emergency Generators are subject to Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

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

**04-00702: United States Gypsum Company** (1 Woodlawn Rd., Aliquippa, PA 15001) In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department of Environmental Protection (DEP) is providing notice that it intends to issue a renewal Title V Operating Permit (TV-04-00702) to United States Gypsum Company (USG) for the operation of the Aliquippa Plant located in Aliquippa, **Beaver County**.

The facility's major sources of emissions include a board kiln/end seals, two kettles, two dryer mills, two ball mills, numerous miscellaneous material handling processes including screw conveyors, bins, and hoppers controlled by dust collectors, an end saw system, a natural gas-fired water heater, and fugitive emissions from paved and unpaved roads.

The Aliquippa Plant is a major facility subject to the operating permit requirements of Title V of the Federal Clean Air Act and 25 Pa. Code Chapter 127, Subchapters F (relating to operating permit requirements) and G (relating to Title V operating permit requirements). In 2017, USG reported emitting the following type and quantity of air contaminants (on an annual basis) from the Aliquippa Plant: 43.4 tons of carbon monoxide (CO), 42.7 tons of nitrogen oxides (NO<sub>x</sub>), 31.2 tons of particulate matter, 10-micron (PM<sub>10</sub>), 23.6 tons of particulate matter, 2.5-micron (PM<sub>2.5</sub>), 0.47 ton of sulfur oxides (SO<sub>x</sub>), 19.9 tons of volatile organic compounds (VOC), 2.26 tons of formaldehyde (a hazardous air pollutant or HAP), and 55,161.63 tons of greenhouse gases (GHGs).

The emission restrictions and testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 52, 60, 61, and 70, and 25 Pa. Code Article III, Chapters 121—145.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at the Department's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review must be made by calling 412-442-4000.

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

All requests for a public hearing, and all protests to a proposed action, shall be filed with the Department within 30 days of the date that notice of the proposed action was published under 25 Pa. Code § 127.424 (relating to public notice). A protest must include the name, address and telephone number of the person filing the



protest; identification of the proposed permit issuance being opposed (Title V Operating Permit 04-00702); and a concise statement of the objections to the permit issuance and the relevant facts upon which the objections are based.

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

Written comments, protests, and requests for a public hearing should be directed to Nicholas J. Waryanka, Air Quality Engineer, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. For additional information concerning the permit or the issuance procedure, contact Nicholas J. Waryanka at (412) 442-4172.

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**Intent to Issue Operating Permits under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**64-00015: Bedrock Quarries, Inc.** (2052 Lucon Road, Skippack, PA 19474-0196). The Department intends to issue a renewal State-Only Natural Minor Permit for the Bedrock Quarry located in Damascus Township, **Wayne County**. A rock crushing plant is operated at the quarry. The control device is a wet suppression system. The source is considered a minor emission source of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations

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

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

**28-03041: Spectrum Industrial Coatings, Inc.** (9226 Mountain Brook Road, St. Thomas, PA 17252) for a liquid painting facility in Saint Thomas Township, **Franklin County**. The annual emissions in year 2017 were 13.71 tons of VOC, and 0.48 ton of HAPs. The facility is subject to 25 Pa. Code §§ 129.52, 129.52d, and 129.63. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

**34-05004: Jay Fulkroad & Sons, Inc.** (198 Quarry Road, McAlisterville, PA 17049) for operation of a limestone crushing plant and two batch asphalt plants in

Fayette Township, **Juniata County**. The 2017 actual emissions of the facility were 0.2 ton of PM, 3.4 tons of CO, 1.02 ton of NO<sub>x</sub>, 0.7 ton of SO<sub>x</sub>, 0.3 ton of VOC, and 0.6 ton of total HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. The facility is subject to 40 CFR Part 60, Subpart I-Standard of Performance for Hot Mix Asphalt Facilities, and 40 CFR Part 60, Subpart OOO-Standards of Performance for Nonmetallic Mineral Processing Plants.

**28-03039: Warrior Roofing Manufacturing of PA, LLC** (323 Development Avenue, Chambersburg, PA 17201) for operation of a roofing felt paper manufacturing facility in Greene Township, **Franklin County**. The estimated potential facility emissions are 24.5 tons of CO, 11.5 tons of NO<sub>x</sub>, 4.9 tons of PM<sub>10</sub>, and 6.1 tons of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR Part 60, Subpart UU—Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture, and 40 CFR Part 63, Subpart AAAAAAA-National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing.

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

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

**65-00778: Three Rivers Marine & Rail Terminals, LLC** (2124 PA-906, Belle Vernon, PA 15012) Natural Minor Operating Permit is for a facility that stores, transfers, packages, and loads and unloads various products and is located in Rostraver Township, **Westmoreland County**. In accordance with 25 Pa. Code § 127.424 and § 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of loading and unloading operations of various materials. Emissions at the facility are primarily fugitive particulate matter (PM) emissions. No fuel-fired air contamination sources exist at this site. The facility is required to conduct daily surveys of the site to ensure compliance with fugitive and malodor emission requirements and maintain records of those surveys. Potential emissions at the facility are projected to be 48.6 tons per year (TPY) PM<sub>10</sub> and 7.6 TPY PM<sub>2.5</sub> with a combined material handling limit of two million tons per year. Actual emissions at the facility are projected to be 16.2 TPY PM and 2.6 TPY PM<sub>10</sub> based on anticipated amounts of material to be handled. The air quality permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Bradley Spayd, Air Quality Engineering Trainee, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments

must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00778) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Bradley Spayd, Air Quality Engineering Trainee, at the previously listed address. For additional information concerning the permit or the issuance procedure, contact Bradley Spayd at the previously listed address or phone at (412) 442-5227.

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

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481. Contact: David Balog, New Source Review Chief—Telephone: 814-332-6328.*

**10-00345: Allegheny Mineral Corp** (P.O. Box 1022, Kittanning, PA 16201-5022). The Department intends to renew a State Only operating permit for the Limestone processing facility located in Marion Township, **Butler County**. The significant sources are the stone crushing and sizing plant; storage piles; vehicle travel; vehicle loading; and a portable processing plant. The permit includes a 2,500,000 ton per year throughput restriction on material processed in the stone crushing and sizing plant. This facility is a Synthetic Minor. The potential emissions from the facility are as follows: 61.31 tpy PM; 18.69 tpy PM<sub>10</sub>; 1.27 tpy PM<sub>2.5</sub>; 3.24 tpy NO<sub>x</sub>; 0.01 tpy SO<sub>x</sub>; 1.03 tpy CO; and 0.40 tpy VOC. The conditions of the previous plan approvals and operating permit are incorporated into the permit. This facility is subject to the Federal regulation 40 CFR Part 60 Subpart OOO, the Standards of Performance for Non-metallic Mineral Processing Plants, for which the applicable requirements are included in the permit. Two diesel engines which power a portable processing plant on site are subject to 40 CFR Part 60 Subpart IIII, the Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. 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.

## 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*

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

**17160104 and NPDES PA0269778. Res Coal LLC** (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). Permit and NPDES revision to utilize existing discharge point 011 located on adjacent SMP No. 17990102, 6 Mile Road Operation, that currently discharges and will continue to discharge to Little Laurel Run on a bituminous surface and auger mine located in Decatur Township, **Clearfield County** affecting 91.4 acres. Receiving stream(s): Unnamed Tributary to Shimel Run, Shimel Run, Moshannon Creek, Little Laurel Run, and Laurel Run, classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: December 4, 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*

<i>Parameter</i>	<i>30-day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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.

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

**55180802. Paul C. Long, Jr.** (1310 Fair Oak Road, Selinsgrove, PA 17870). Commencement, operation, and restoration of a small noncoal industrial minerals surface mine permit (Shale) in Penn Township, **Snyder County** affecting 1.0 acre. Receiving stream(s): Penn Creek, classified for the following use(s): CWF, MF. Application received: December 7, 2018.

**08160301. Austin’s Excavating and Paving, Inc** (121 Talmadge Hill West, Waverly, NY 14892). Revision to mine above the regional water table at pit floor elevation 760 feet MSL and change post mining land use from open water impoundment to unmanaged natural habitat to a large noncoal surface mine permit in Athens Township, **Bradford County** affecting 61.0 acres. Receiving streams: Susquehanna River, classified for the following use(s): WWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: December 10, 2018.

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

**03180801 and NPDES Permit No. PAM318005. Rosebud Mining Company** (301 Market Street, Kittanning, PA 16201). Application for commencement, operation and restoration of noncoal surface mine, located in Bethel Township, **Armstrong County**, affecting 4.9 acres. Receiving streams: unnamed tributary to Allegheny River, classified for the following use: WWF. Buffalo Township Municipal Authority is the water supply intake within 10 miles downstream from the point of discharge. Application received: December 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:

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH* Alkalinity greater than acidity*		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 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. PA0279676 (GFCC No. 32-18-01), P&N Coal Co., Inc.**, P.O. Box 332, Punxsutawney, PA 15767, NPDES permit for reclamation of 6.9 acres of abandoned mine lands which includes 2,310 feet of abandoned highwall and daylighting of 11.5 acres of abandoned deep mine in Green and Cherryhill Townships, **Indiana County**, affecting 25.8 acres. Receiving streams: unnamed tributary to Two Lick Creek, classified for the following use: cold water fishes. This receiving stream is included in the Kiskiminetas-Conemaugh River TMDL. Application Received: October 10, 2018.

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

The following outfalls require a non-discharge alternative:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001—Treatment Pond 1 with associated infiltration gallery	Yes
002—Sediment Pond A with associated infiltration gallery	Yes

Waters entering the Outfall 001 and 002 infiltration systems must meet the following instantaneous limitations:

<i>Discharge Parameter</i>	<i>Limit (mg/l)</i>
Total Iron	7.0
Total Manganese	5.0
Total Suspended Solids	90.0
Total Aluminum	Report
Sulfate	Report
Temperature (°C)	Report
Specific Conductance (µmhos/cm)	Report

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

**NPDES No. PA0269875 (Government Financed Construction Contract (GFCC) No. 17-18-02), RES Coal LLC**, 51 Airport Road, Clearfield, PA 16830, new NPDES permit for reclaiming abandoned mine land in Chest Township, **Clearfield County** affecting 43.0 acres. Receiving stream(s): North Camp Run, classified for the following use(s): CWF. West Branch Susquehanna River Watershed TMDL. Application received: November 16, 2018. Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits previously described for coal mining activities.

The following outfall discharges to North Camp Run to Chest Creek to West Branch Susquehanna River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
001 (SPA)	Y

The following outfall discharges to North Camp Run to Chest Creek to West Branch Susquehanna River:

<i>Outfall No.</i>	<i>New Outfall (Y/N)</i>
002 (TBB)	Y

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.5
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		7.6	7.6	7.6
Alkalinity greater than acidity <sup>1</sup>				
Total Suspended Solids (mg/l)		35.0	70.0	90.0

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

**NPDES No. PA0278319 (GFFC No. 65-18-01), David L. Patterson**, 12 Shortcut Road, Smithfield, PA 15478, new NPDES permit for a GFCC in Loyalhanna Township, **Westmorland County**, affecting 50 acres. Receiving stream: Unnamed Tributaries to Kiskiminetas River, classified for the following use: WWF. This receiving stream is included in the Kiskiminetas-Conemaugh River Watersheds TMDL. Application received: September 5, 2018.

The following treated wastewater outfall discharges to unnamed tributary to Unnamed Tributaries to Kiskiminetas River:

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

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

The following stormwater outfalls discharge to unnamed tributary to Unnamed Tributaries to Kiskiminetas River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>TYPE</i>
001	Y	SWO
002	Y	SWO
004	Y	SWO

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

<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/l)	1.5	3.0	3.7
Manganese (mg/l)	1.0	2.0	2.5
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35	70	90
Osmotic Pressure (mOsm/kg)	50	50	50
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

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

**NPDES Permit No. PA0224987 on Surface Mining Permit No. 49080104. D. Molesevich & Sons Construction Co., Inc.**, (P.O. Box 121, Mt. Carmel, PA 17951), renewal of an NPDES Permit for an anthracite surface mine operation in Mt. Carmel Township, **Northumberland County**, affecting 423.0 acres. Receiving streams: Quaker and Coal Runs to Shamokin Creek, classified for the following use: cold water fishes and South Branch Roaring Creek, classified for the following use: HQ—cold water fishes. Application received: July 11, 2018.

Non-Discharge BMP's are in effect for all areas of this operation.

*Noncoal NPDES Draft Permits*

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

**NPDES Permit No. PA0594130 on Surface Mining Permit No. 5273SM2. Hanson Aggregates PA, LLC**, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for a granite gneiss quarry operation in Middletown and Thornbury Townships, **Delaware County**, affecting 247.3 acres. Receiving stream: Chester Creek, classified for the following uses: trout stocking and migratory fishes. Application received: January 19, 2018.

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

The following outfalls discharge to Chester Creek:

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	N	Pit Sump/Stormwater/Groundwaer
002	N	Stormwater
003	N	Stormwater
004	N	Inactive/Stormwater

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Discharge (Outfall 001)		2.0 MGD		
Total Suspended Solids Monitor		35.0	70.0	90.0
		Oil and Grease		

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

**NPDES Permit No. PA0611999 on Surface Mining Permit No. 7974SM2. Hanson Aggregates PA, LLC**, (7660 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for a argillite quarry operation in Nockamixon Township, **Bucks County**, affecting 83.5 acres. Receiving stream: Rapp Creek, classified for the following use: exceptional value. Application received: July 18, 2018.

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

The following outfall discharges to Rapp Creek:

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Pit Sump Discharge

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 <sup>1</sup> (S.U.)	6.0			9.0
Discharge (MGD)	MGD			
Total Suspended Solids		35.0	70.0	90.0
Turbidity NTU		40.0	80.0	100.0

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

**NPDES Permit No. PA0612880 on Surface Mining Permit No. 7874SM2. New Enterprise Stone & Lime Co., Inc., d/b/a Eastern Industries, Inc.**, (3912 Brumbaugh Road, New Enterprise, PA 16664), revised NPDES Permit for a Limestone quarry operation in North Whitehall Township, **Lehigh County**, affecting 272 acres. Receiving stream: Coplay Creek, classified for the following use: cold water and migratory fishes. Application received: May 29, 2018.

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

The following outfalls discharge to Coplay Creek:

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	N	TFO
002	Y	TFO (It's new to this permit. It was previously permitted under PA0594199)

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH <sup>1</sup> (S.U.)	6.0			9.0
Discharge (MGD)		1.4		
Total Suspended Solids		35.0	70.0	90.0
Oil and Grease (mg/l)			Monitor and Report	

<sup>1</sup> 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.

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### 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.

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#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E40-813. Earth Conservancy**, 101 South Main Street, Ashley, PA 18701, in City of Nanticoke, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To reestablish and maintain a 1,000-linear foot reach of Espy Run (CWF, MF) as part of a phased stream channel restoration project for the purpose of restoring Espy Run to its historic alignment. Work will include creating a 27-foot wide by 2-foot deep trapezoidal channel with 3:1 slopes impacting approximately 0.9 acre of wetlands. The

channel will be constructed to include an impervious liner, sand bedding material, and rip rap. This is the first phase of a larger project to restore Espy Run to its historical alignment.

The project is located south of Middle Road and west of Espy Street in the City of Nanticoke, Luzerne County. (Wilkes-Barre West & Nanticoke, PA Quadrangle, Latitude: 41° 11' 16.7352"; Longitude: -75° 59' 23.9352").

*Northcentral Region: Waterways & Wetlands Program Manager, 208 West Third Street, Williamsport, PA 17701, 570-327-3636.*

**E18-509. Liberty Truckstop, Inc.**, 2227 Scranton Carbondale Highway, Scranton, PA 18508. Avis Travel Plaza in Pine Creek Township, **Clinton County**, ACOE Baltimore District. (Jersey Shore, PA Quadrangle; Latitude: 41.18055556; Latitude 77.32583333).

To maintain 997 square feet (0.02 acre) of permanent fill, placed in a palustrine scrub-shrub (PSS) wetland for the purpose of a parking lot.

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

**E30-262, Kiewit Power Constructors**, 9401 Renner Boulevard, Lenexa, KS 66210, Cumberland Township, **Greene County**; Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain a temporary unloading facility along the Monongahela River (WWF) at the Hilltop Energy Center. For the purpose of unloading equipment required for the construction of 15 transmission line structures. Permanent impacts will include 3,000 square feet of dredging. Temporary impacts include 34,650 square feet of excavation for this construction an unloading ramp. No mitigation is proposed.

The project site is located at the Hilltop Energy Center (Carmichaels, PA USGS topographic quadrangle; N: 39°, 52', 55"; W: -79°, 55', 02.48"; Sub-basin 19B; USACE Pittsburgh District), in Cumberland Township, Greene County.

#### 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.*

**D11-122EA. Roger Adams, P.E.**, Acting Director, Bureau of Waterways Engineering and Wetlands, Pennsylvania Department of Environmental Protection, P.O. Box 8460, Harrisburg, PA 17105, Susquehanna Township, **Cambria County**, USACOE Pittsburgh District.

Project proposes to remove the remains of the abandoned West Branch Mill Dam to eliminate a threat to public safety and to restore approximately 700 feet of stream channel to a free-flowing condition. The project is located across the West Branch Susquehanna River (WWF, MF) (Barnesboro, PA Quadrangle, Latitude: 40.6808; Longitude: -78.8060).



## ACTIONS

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

## FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

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

## I. NPDES Renewal Permit Actions.

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed)</i>	<i>EPA Waived Y/N?</i>
PA0244031 (Sewage)	Chadds Ford Township Sewer Authority 10 Ring Road P.O. Box 816 Chadds Ford, PA 19317-0628	Delaware County Chadds Ford Township	Harvey Run 3-H	N
PA040321 A1 (Industrial)	ABB Installation Products, Inc. 131 Phoenix Crossing Bloomfield, CT 06002	Bucks County East Rockhill Township	Unnamed Tributary to East Branch Perkiomen Creek 3-E	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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0062944 (Sewage)	Daivd Randich SRSTP 618 Quaker Plain Road Bangor, PA 18013-5756	Northampton County Upper Mount Bethel Township	Unnamed Tributary of East Fork Martins Creek (1-F)	Yes

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0065242 (Sewage)	Limeport Village WWTF 7607 Chestnut Hill Church Road Coopersburg, PA 18036-3712	Lehigh County Lower Milford Township	Saucon Creek (2-C)	Yes
PA0070092 (Sewage)	Evergreen Village Evergreen Road East Stroudsburg, PA 18301	Northampton County Upper Mount Bethel Township	Unnamed Tributary to Allegheny Creek (1-F)	Yes
PA0060313 (Sewage)	Marcel Lakes WWTP Townsend Circle Road Dingmans Ferry, PA 18328	Pike County Delaware Township	Dingmans Creek (1-D)	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 &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0247197 IW	Lancaster City Water Bureau 120 N Duke Street Lancaster, PA 17602-1599	Lancaster City Lancaster County	Conestoga River in Watershed(s) 7-J	Y
PA0082741 IW	Elizabethtown Area Water Authority 211 W Hummelstown Street Elizabethtown, PA 17022-2079	Mount Joy Township Lancaster County	Unnamed Tributary of Conoy Creek in Watershed(s) 7-G	Y
PA0086151 SEW	PCS Chadaga MD Harmony Estates MHP 123 Gilpin Drive West Chester, PA 19382	North Middleton Township Cumberland County	UNT Conodoguinete Creek in Watershed 7-B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0218227 (Industrial)	Washington Township Municipal Authority WTP 1390 Fayette Avenue Belle Vernon, PA 15012-2535	Fayette County Fayette City Borough	Downers Run and Monongahela River (19-C)	Yes
PA0252662 (Industrial)	Central Indiana County Water Authority 30 East Wiley Street Homer City, PA 15748-1543	Indiana County Center Township	Yellow Creek (18-D)	Yes
PA0098795 A-1 (Industrial)	North Fayette County Municipal Authority P.O. Box 368 Dunbar, PA 15431-0368	Fayette County Dunbar Township	Youghiogheny River (19-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0025291 (Sewage)	Southwest Warren County STP 129 Main Street Tidioute, PA 16351-1011	Warren County Tidioute Borough	Allegheny River (16-F)	Yes
PA0032026 (Sewage)	Family Affair Campground 9640 Findley Lake Road North East, PA 16428-5330	Erie County North East Township	Unnamed Tributary of Sixteenmile Creek (15-A)	Yes

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

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

**NPDES Permit No. PA0276154**, Stormwater, SIC Code 3084, **Georg Fischer Harvel LLC**, 300 Kuebler Road, Easton, PA 18040.

This proposed facility is located in Forks Township, **Northampton County**.

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

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

**NPDES Permit No. PA0232963**, Industrial, SIC Code 4952, **American Truck Plazas, LLC**, 1460 N Ridge Road, Milton, PA 17847-7877.

This proposed facility is located in Turbot Township, **Northumberland County**.

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

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

**NPDES Permit No. PA0005011**, Industrial, SIC Code 4911, **GenOn Northeast Management Co.**, 1442 Power Plant Road, New Florence, PA 15944-9154.

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

Description of Existing Action/Activity: Issuance of an NPDES Permit for an existing discharge of treated industrial wastewater and stormwater runoff.

**NPDES Permit No. PA0098612**, Industrial, SIC Code 4911, **Ebensburg Power Co.**, 2840 New Germany Road, Ebensburg, PA 15931-3505.

This existing facility is located in Cambria Township, **Cambria County**.

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

### **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. 2301406**, Sewage, Transfer, **Jay G. Rattmann**, 1 John Meyer Circle, Glen Mills, PA 19342.

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

Description of Action/Activity: Transfer ownership from Maglione to Rattmann.

**WQM Permit No. 1599417**, Sewage, Amendment, **Kendal Crosslands Communities**, P.O. Box 100, Kennett Square, PA 19348.

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

Description of Action/Activity: Modifications of install new sludge tanks, headwork, fine screen, ultrasonic flow meter, bypass vault.

**WQM Permit No. WQG010049**, Sewage, Transfer, **Ms. Paige Hilberg**, 8 White Clay Drive, Landenberg, PA 19350-9308.

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

Description of Action/Activity: Transfer ownership.

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

**WQM Permit No. 3518405**, Sewage, SIC Code 4952, **Greenfield Township Sewer Authority**, P.O. Box 501, Carbondale, PA 18407-0501.

This existing facility is located in Greenfield Township, **Lackawanna County**.

Description of Proposed Action/Activity: Upgrades will be made to the existing WWTP, including: new influent screen, new splitter box to distribute flows evenly to the SBR reactors, and conversion to fine bubble aeration in the SBRs and aerobic sludge digester for enhanced oxygen transfer and energy conservation.

**WQM Permit No. 5217406**, Sewage, SIC Code 4952, **Pike County Environmental Enterprises LLC**, P.O. Box 297, Matamoras, PA 18336.

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

Description of Proposed Action/Activity: Documentation of as-built/as-operated WWTP treatment facilities and site conditions for an existing septage treatment facility to create the basis for future NPDES/WQM permit applications/actions and corrective actions for non-functional units. No changes in plant flows or loadings or existing unit operating modes.

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

**WQM Permit No. 3618401**, Sewerage, **Scott SRSTP**, 10 Stable Drive, Elverson, PA 19520.

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

Description of Proposed Action/Activity:

This General Permit approves construction/operation of sewage facilities consisting of:

- 1,000 gallon 2-compartment septic tank with effluent filter
- Ecoflo Coco Filter EC7-500-C-PDV
- Ultraviolet disinfection unit
- 4" diameter PVC outfall line to Pequea Creek

**WQM Permit No. 2218403**, Sewerage, **Lower Paxton Township Authority**, 425 Prince Street, Suite 139, Harrisburg, PA 17109.

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

Description of Proposed Action/Activity:

This permit approves the construction and operation of sewage facilities consisting of:

Replacement of about 8,400 linear feet of sewers in the mini basins BC-2A, 2B, 2C and 5B between manholes 128 to 815 on the Beaver Creek interceptor and between manholes 143 to 603 on Trunk M.

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

**WQM Permit No. 1489412 A-5**, Sewage, SIC Code 4952, **University Area Joint Authority**, 1576 Spring Valley Road, State College, PA 16801-8401.

This existing facility is located in Benner Township, **Centre County**.

Description of Proposed Action/Activity: Removal of existing 36-inch outfall pipe and construction/operation of a proposed open channel cascade aerated outfall.

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

**WQM Permit No. 6505411 A-2**, Sewage, SIC Code 4952, **Greater Greensburg Sewage Authority**, P.O. Box 248, Greensburg, PA 15601-0248.

This existing facility is located in City of Greensburg, **Westmoreland County**.

Description of Proposed Action/Activity: The Authority proposes to relocate approximately 600 LF of 8" sewer line along a UNT to Jacks Run as part of a flood protection project.

**IV. NPDES Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Individual Permits Issued.**

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

<i>NPDES Permit No.</i>	<i>Permittee Name &amp; 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>
PAI132274	Stroudsburg Borough 700 Sarah Street Stroudsburg, PA 18360	Stroudsburg Borough Monroe	Pocono Creek, Brodhead Creek, Unnamed Tributary to Brodhead Creek, McMichael Creek, and Unnamed Tributary of McMichael Creek/TSF, MF, and HQ-CWF	N	N

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

<i>NPDES Permit No.</i>	<i>Permittee Name &amp; 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>
PAI133543	Clay Township Lancaster County 870 Durlach Road Stevens, PA 17578	Clay Township Lancaster	Middle Creek and Indian Run/TSF, WWF, and MF	N	Y

**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 &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD090022	Bucks County Airport Authority 3879 Old Easton Road P.O. Box 1185 Doylestown, PA 18901-0077	Bucks	Milford Township	Unnamed Tributary to Unami Creek HQ-TSF



<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD510033	Department of the Navy Public Works Department Pennsylvania 4921 South Broad Street Philadelphia, PA 19112-1303	Philadelphia	City of Philadelphia	Schuylkill River CWF-MF Delaware Estuary WWF-MF
PAD510024	Sugarmill Development Associates, LP 1719 Rittenhouse Square Philadelphia, PA 19103	Philadelphia	City of Philadelphia	Delaware River WWF-MF

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

<i>Permit #</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD670016 Issued	PennDOT Engineering District 8-0 2140 Herr Street Harrisburg, PA 17103	York	Hopewell & Shrewsbury Townships	Deer Creek (CWF, MF) EV Wetlands
PAD670024 Issued	Jackson Township Sewer Authority 439 Roth Church Road Spring Grove, PA 17362	York	Jackson Township	Codorus Creek (WWF, MF)

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#### **VII. Approvals to Use NPDES and/or Other General Permits.**

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The EPA Region III Administrator has waived the right to review or object to this permit action under the waiver provision 40 CFR 123.23(d).

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#### **List of NPDES and/or Other General Permit Types.**

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PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

*General Permit Type—PAG-02*

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

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Middletown Township Delaware County	PAC230081	Middletown Township Sewer Authority 27 North Pennell Road P.O. Box 157 Lima, PA 19037	Chester Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Chadds Ford Township Delaware County	PAC230089	Rocco D'Antonio 116 Martins Run Media, PA 19063	Tributary No. 1 to Harvey Run WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Delaware County	PAC230079	Jason Guss 311 Howarth Road Media, PA 19063	Chrome Run TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510097	Brixmor Roosevelt Mall Owner LLC One Fayette Street Suite 150 Conshohocken, PA 19428-2064	Pennypack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510100	Trustees of the University of Pennsylvania Penn FRES 3101 Walnut Street Philadelphia, PA 19104	Lower Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510070	Philadelphia Housing Authority 3100 Penrose Ferry Road Philadelphia, PA 19145	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC130006	Adams Horse Track Brewer Adams 1227 Ben Salem Rd Lehighton, PA 18235	Carbon	East Penn Twp	UNT to Bergers Creek (TSF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC400102	Mark Luchi 120 Klingers Rd Crums, PA 18222	Luzerne	Butler Twp	Nescopeck Creek (CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC450008	Mt Effort Development Co LLC 3 Quail Run Boontown, NJ 07005	Monroe	Chestnuthill Twp	UNT to Sugar Hollow Creek (CWF, MF)

*Schuylkill Conservation District, 1206 AG Center Drive, Pottsville, PA 17901-9733.*

## NPDES

<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC540038	Frank Zukas Schuylkill Economic Development Corp 1 Progress Circle Ste 200 Pottsville, PA 17901	Schuylkill	Cass Twp	W Branch of Schuylkill River (CWF, MF)

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

*Facility Location:*

<i>Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Hamiltonban Township Adams County Issued	PAC010083	Sites-Bittinger LP 1270 Fairfield Road Gettysburg, PA 17325	Toms Creek (CWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Logan Township Blair County Issued	PAC070040	CW Park Hills Plaza LP Brixmor Property Group 1 Fayette St. Suite 150 Conshohocken, PA 19428	Mill Run (WWF, TSF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
Lower Paxton Township Dauphin County Issued	PAC220112	Eastern Communities LTD 7300 Derry Street Harrisburg, PA 17111	Beaver Creek (WWF, MF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
South Hanover Township Dauphin County Issued	PAC220065	Aikon LP 2524 Knob Hill Road York, PA 17403	UNT Swatara Creek (WWF) UNT Kellock Run (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Penn Township Lancaster County Issued	PAC360341	Pleasant View Retirement Community 544 North Penryn Road Manheim, PA 175454	Chiques Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Leacock Township Lancaster County Issued	PAC360320	Jacob Esh 3829 Old Philadelphia Pike Gordonville, PA 17529	Muddy Run (WWF, WWF) Watson Run (WWF, WWF)	Lancaster County Conservation District 1383 Arcadia Road, Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
North Codorus Township York County Issued	PAC670201	P.H. Glatfelter 96 South George Street York, PA 17401	Codorus Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Conewago Township York County Issued	PAC670231	PPL Electric Utilities Corp Two North Ninth Street GENNA4 Allentown, PA 18101-1179	Big Conewago Creek (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Peach Bottom Township York County Issued	PAC670199	PPL Electric Utilities Corp Two North Ninth Street GENNA4 Allentown, PA 18101	Fishing Creek (TSF, MF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430
Hellam Township & Wrightsville Borough York County Issued	PAC670155	Kinsley Properties II, LP 6259 Reynolds Mill Road Seven Valleys, PA 17360	Susquehanna River (WWF)	York County Conservation District 118 Pleasant Acres Road York, PA 17402 717.840.7430

*Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.*

<i>Facility Location &amp; Municipality</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Mifflin Twp 402 Cloverdale Blvd. Fort Walton Beach, FL 32547-1410	PAC190025	Augustine Disidoro Mifflin Twp 402 Cloverdale Blvd. Fort Walton Beach, FL 32547-1410	UNT-North Branch Susquehanna River	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102
Hemlock Twp. 2700 Saucon Valley Center Valley, PA 18034-8357	PAC190020	ALDI, Inc. Pennsylvania Hemlock Twp. 2700 Saucon Valley Center Valley, PA 18034-8357	Hemlock Creek Fishing Creek	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102
Hemlock Twp Montour Twp. Cooper Twp. Mahoning Twp. 4211 East Park Circle Harrisburg, PA 17111-2806	PAC190029	SUEZ Water PA, Inc. 4211 East Park Circle Harrisburg, PA 17111-2806	Montour Run & UNT's Sechler Run & UNT's, Hemlock Creek	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102
East Buffalo Township 4550 West Branch Hwy Lewisburg, PA 17837	PAC600038	Steven Wenger East Buffalo Township 4550 West Branch Hwy Lewisburg, PA 17837	UNT to Limestone Run WWF MF	Union County Conservation District Union County Government Center 155 N 15th St Lewisburg, PA 17837 (570) 524-3860

*General Permit Type—PAG-3*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Skippack Township Montgomery County	PAG030088	PA Department of Corrections SCI-Graterford P.O. Box 246 Graterford, PA 19426-0246	Unnamed Tributary to Perkiomen Creek 3-E	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970



*General Permit Type—PAG-4*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Concord Township Delaware County	PAG040056 A-2	Mr. Jay Rattmann 1 John Meyer Circle Glen Mills, PA 19342	Unnamed Tributary to West Branch Chester Creek 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
New Garden Township Chester County	PAG040202 A-1	Ms. Paige Hilberg 8 White Clay Drive Landenberg, PA 19350-9308	Unnamed Tributary to Broad Run 3-I	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 &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Doylestown Township Bucks County	PAG070006	Chalfont-New Britain Joint Sewer Authority 1645 Upper State Road Doylestown, PA 18901		Southeast Region Clean Water 484-250-5970

*General Permit Type—PAG-8*

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Site Name &amp; Location</i>	<i>Contact Office &amp; Phone No.</i>
Borough of Phoenixville Chester County	PAG080003	Borough of Phoenixville 351 Bridge Street Phoenixville, PA 19460	Borough of Phoenixville WWTP 17 South Second Ave Phoenixville, PA	Southeast Region Clean Water 484.250.5970

*General Permit—PAG-13*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Collingdale Borough Delaware County	PAG130120	Collingdale Borough 800 MacDade Boulevard Collingdale, PA 19023-3826	Unnamed Tributary to Darby Creek and Hermesprota Creek 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970

**PUBLIC WATER SUPPLY PERMITS**

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*

unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

## SAFE DRINKING WATER

**Actions taken under the Pennsylvania Safe Drinking Water Act (35 P.S. 721.1—721.17).**

*Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 1940.*

**Permit No. 1518519**, Public Water Supply.

Applicant **Keystone Motel & Owens Place**  
4880 West Lincoln Highway  
Parkesburg, PA 19365

Township West Sadsbury

County **Chester**

Type of Facility PWS

Consulting Engineer James R. Holley & Associates, Inc.  
18 George Street  
Suite 300  
York, PA 17401

Permit to Construct Issued December 5, 2018

**Permit No. 1518523**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Township East Whiteland

County **Chester**

Type of Facility PWS

Consulting Engineer Aqua Pennsylvania, Inc.  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Permit to Construct Issued December 14, 2018

**Permit No. 0918523**, Public Water Supply.

Applicant **Pennsylvania American Water Company**  
852 Wesley Drive  
Spring City, PA 19475

Township Lower Makefield

County **Bucks**

Type of Facility PWS

Consulting Engineer Pennsylvania American Water Company  
852 Wesley Drive  
Spring City, PA 19475

Permit to Construct Issued December 6, 2018

**Operations Permit No. 4617511** issued to: **Pennsylvania American Water**, 800 West Hershey Park Drive, Hershey, PA 17033, **PWS ID # 1460046**, Norristown Township, **Montgomery County** on December 10, 2018 for the operation of caustic soda feed facilities and a caustic soda pretreatment feed location approved under construction permit # 4617511.

**Operations Permit # 4617514** issued to: **Pottstown Borough Authority**, 100 East High Street, Pottstown, PA 19464, **PWS ID # 1460037**, Pottstown Borough, **Montgomery County** on December 14, 2018, for the

operation of the 676,800-gallon New Hanover Square Road storage tank approved under construction permit # 4605502.

**Operations Permit # 4616534** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 4616534**, Springfield Township, **Montgomery County** on December 7, 2018 for the operation of an on-site hypochlorite generation system at Flourtown Well Station approved under construction permit # 4616534.

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

**Permit No. 2520065**, **Operations Permit**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
1775 Main St.  
Honesdale, PA 18431

[Borough or Township] Palmyra Twp.

County **Pike**

Type of Facility PWS

Consulting Engineer Michael Bisignani, PE  
GHD, Inc.  
320 E. Second St.  
Bloomsburg, PA 17815

Permit to Operate Issued 12/11/2018

**Permit No. 3130313**, **Operations Permit**, Public Water Supply.

Applicant **Smith Partnership**  
Pine Point Plaza  
P.O. Box 70  
Albrightsville, PA 18210

[Borough or Township] Kidder Township

County **Carbon**

Type of Facility PWS

Consulting Engineer NA

Permit to Operate Issued 12/10/2018

**Permit No. 1318504MA**, Public Water Supply.

Applicant **Palmerton Municipal Authority**  
443 Delaware Avenue  
Palmerton, PA 18071

[Borough or Township] Palmerton Borough

County **Carbon**

Type of Facility PWS

Consulting Engineer Eric Snyder, P.E.  
Keystone Consulting Engineers, Inc.  
P.O. Box 639  
Kresgeville, PA 18333

Permit to Construct Issued December 13, 2018

**Permit No. 2350053**, **Operations Permit**, Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
1775 North Main St.  
Honesdale, PA 18431

[Borough or Township] Thornhurst Township

County **Lackawanna**  
 Type of Facility PWS  
 Consulting Engineer Douglas Berg, P.E.  
 Entech Engineering, Inc.  
 201 Penn St.  
 P.O. Box 32  
 Reading, PA 19603

Permit to Operate 11/27/2018  
 Issued

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

**Permit No. 0718501**, Public Water Supply.

Applicant **Williamsburg Municipal Authority**  
 Municipality Woodbury Township  
 County **Blair**  
 Responsible Official Joseph L. Lansberry, Borough Manager  
 305 East 2nd Street  
 Williamsburg, PA 16693

Type of Facility The Williamsburg Municipal Authority (Authority) has submitted an application for approval to make several upgrades to the water system and to extend the distribution system into a new service area. Proposed upgrades to the water system include constructing a new disinfection facility, constructing two water booster pump stations, and replacing several sections of existing water main in the Fayetteown and Sage Hill areas of Williamsburg. The Authority has also proposed to extend the distribution system into the Ridge Road area of Woodbury Township.

Consulting Engineer John C. Clabaugh, P.E.  
 Stiffler, McGraw and Associates, Inc.  
 1731 N. Juniata Street  
 Hollidaysburg, PA 16648

Permit to Construct 12/19/2018  
 Issued

**Operation Permit No. 0617520 MA** issued to: **The Caernarvon Township Authority (PWS ID No. 3060052)**, Caernarvon Township, **Berks County** on 12/18/2018 for facilities approved under Construction Permit No. 0617520 MA.

**Comprehensive Operation Permit No. 3066584** issued to: **Niagra Bottling LLC (PWS ID No. 3066584)**, Hamburg Borough, **Berks County** on 12/19/2018 for the operation of facilities submitted under Application No. 3066584.

**Comprehensive Operation Permit No. 4070019** issued to: **Roaring Spring Municipal Authority (PWS ID No. 4070019)**, Roaring Spring Borough, **Blair County** on 12/19/2018 for the operation of facilities approved under Construction Permit No. 0718503 MA.

**Operation Permit No. 0618526 MA** issued to: **Maz-zola's Pizza (PWS ID No. 3061001)**, Ruscombmanor

Township, **Berks County** on 12/18/2018 for facilities approved under Construction Permit No. 0618526 MA.

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

**Permit No. 1418501—Construction—Public Water Supply.**

Applicant **State College Borough Water Authority**  
 Township/Borough Ferguson Township  
 County **Centre County**  
 Responsible Official Mr. Brian Heiser  
 State College Borough Water Authority  
 1201 West Branch Road  
 State College, PA 16801

Type of Facility Public Water Supply—Construction  
 Consulting Engineer Chris Eckenrode, P.E.  
 Gwin Dobson & Foreman, Inc.  
 3121 Fairway Drive  
 Altoona, PA 16602

Permit Issued December 20, 2018  
 Description of Action Authorizes replacement of the well pumps, motors, and VFDs in the Nixon and Kocher Well Nos. 41, 43, 53, 71, 73, 78, and 79 and construction of a Pall Continuous Microfiltration Plant, including a 332,000-gallon clearwell, GAC units, Ultraviolet Disinfection, and chemical feed systems (gas chlorine pre and post disinfection, post fluoridation, citric acid/sodium hydroxide/sodium hypochlorite “clean-in-place” [CIP], sodium bisulfite CIP neutralization, and citric acid/sodium hydroxide post pH adjustment).

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

**Transfer of Operation Permit** issued to **John Triantafelov/Pennwood Estates MHC, LLC, PWSID No. 6430021**, Lackawannock Township, **Mercer County** on December 17, 2018. Action is for change in ownership; the potable water supplier will do business as Pennwood Estates MHC. The new permit number is 4389505-T2.

**Operation Permit** issued to **Aqua Pennsylvania, Inc., PWSID No. 627008**, Jenks Township, **Forest County**. Permit Number 2703502-MA3 issued December 19, 2018 for the operation of the 500,000 gallon clearwell. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on November 14, 2018.

**Transfer of Operation Permit** issued to **B. Lander Group, Inc., PWSID No. 6160831**, Salem Township, **Clarion County** on December 19, 2018. Action is for change in ownership; the potable water supplier will do business as Blue Collar Tavern. The new permit number is 1614502-T1.

**Operation Permit** issued to **Aqua Pennsylvania, PWSID No. 6200014**, Conneaut Lake Borough,



**Crawford County.** Permit Number 2017502 issued December 17, 2018 for the operation of the blended ortho/polyphosphate feed system at Lakeside Acres. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on November 28, 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.**

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

**WA 31-1002, Water Allocations. Dudley-Carbon-Coalmont Joint Municipal Authority (PWS ID No. 4310011), Huntingdon County.** The Dudley-Carbon-Coalmont Joint Municipal Authority requested the right to have Water Allocation Permit No. WA 31-1002 rescinded. This permit was issued by the Department on July 14, 1995, for the right to withdraw up to 72,000 gpd from Green Garden Spring in Carbon Township, Huntingdon County. The Department approved the request to have the permit rescinded. Permittee Contact: Chris Hamilton, Chairperson, Dudley-Carbon-Coalmont Joint Municipal Authority, P.O. Box 276, Dudley, PA 16634. Consulting Engineer: Charles J. Winslow III, P.E., CET Engineering Services, 321 Washington Street, Huntingdon, PA 16652. Permit Rescission Issued: 12/19/2018.

#### SEWAGE FACILITIES ACT PLAN DISAPPROVAL

**Plan Disapprovals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.**

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

##### Plan Location:

Borough or Township	Borough or Township Address	County
Reed Township	179 Rupp Road Halifax, PA 17052	Dauphin

*Plan Description:* The planning exemption for Rode Subdivision, DEP Code No. A3-22927-027-2E, APS Id 981293, consisting of one new single family residential lot, is disapproved. The proposed development is located on Brubaker Road. This plan is disapproved because the submission does not qualify as an exemption from the requirement to revise the Official Plan because the subdivision proposes the use of onlot sewage disposal systems and each lot of the subdivision does not have separate sites available for both a permittable primary soil absorption area or spray field and a replacement soil absorption area or spray field as per Chapter 71, Section 71.51(b)(1)(v).

## 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: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**13-17 East Green Street, 13-17 East Green Street, Hazleton City, Luzerne County.** Barry Isett & Associates, 100 West Broad Street, Hazleton, PA 18201, on behalf of City of Hazleton Redevelopment Authority, 40 North Church Street, Hazleton, PA 18201, submitted a Final Report concerning remediation of soil contaminated as the result historic automotive maintenance and waste oil disposal. The report is intended to document remediation of the site to meet Site-Specific Standards.

**Something Fishy, 511 East 21st Street, Northampton Borough, Northampton County.** Compliance Management International, on behalf Paul & Ethel Bahnick Irrevocable Agreement of Trust et al, 509 East 21st Street, Northampton, PA 18067, submitted a Final Report concerning remediation of site soil and groundwater contaminated as the result of a release of # 2 fuel oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Statewide Health Standards.

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

**Fairfield Auto Service/former Hiner's Garage, 207 West Main Street, Fairfield, PA 17320, Fairfield Borough, Adams County.** Blackrock Environmental, LLC, P.O.



Box 288, Nazareth, PA 18064, on behalf of Fairfield Auto Service, 207 West Main Street, Fairfield, PA 17320, submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with gasoline. The Report is intended to document remediation of the site to meet the Site-Specific Standard.

**Former Domestic Casting Co.**, 275 North Queen Street, Shippensburg, PA 17257, Shippensburg Township, **Cumberland County**. August Mack Environmental, Inc., 941 Wheatland Avenue, Suite 202, Lancaster, PA 17603, on behalf of Cumberland Area Economic Development Corporation, REC DC LLC, 53 West South Street, Suite 1, Carlisle, PA 17013, submitted a Final Report concerning remediation of site soil contaminated with PAHs and arsenic. The report is intended to document remediation of the site to meet the Site-Specific Standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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**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).**

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Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program man-

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

The Department has received the following plans and reports:

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

**Green Acres Mobile Home Park**, 8785 Turkey Ridge Road, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a revised Final Report concerning remediation of a release of kerosene to the soil. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on December 3, 2018.

**Green Acres Mobile Home Park**, 8700 Turkey Ridge Road, Upper Macungie Township, **Lehigh County**. Light-Heigel & Associates, 430 East Main Street, Palmyra, PA 17078, on behalf of Equity Lifestyle Properties, Inc., 2 North Riverside Plaza, Suite 800, Chicago, IL 60606, submitted a revised Final Report concerning remediation of a release of heating oil to the soil. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on December 3, 2018.

**Black 1H/2H Wellsite**, 84 Black Road, Springville Township, **Susquehanna County**. Civil & Environmental Consultants, 333 Baldwin Road, Pittsburgh, PA 15275, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a revised Final Report concerning remediation of a release of drilling mud to groundwater. The report documented remediation of the site to meet Statewide Health Standards and was approved by the Department on December 20, 2018.

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

**Rutter's Farm Store # 44**, 6040 Steltz Road, Glen Rock, PA 17327, Codorus Township, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of CHR Corp/Rutters Farm Stores, 2295 Susquehanna Trail, Suite C, York, PA 17404, submitted a Final Report concerning remediation of site soil contaminated with used motor oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard, and was approved by the Department on December 20, 2018.

### REGISTRATION FOR RESIDUAL WASTE GENERAL PERMITS

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**Registration(s) Approved Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); the Residual 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.**

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

**General Permit Application No. WMGR123NE006. Kendra II, LLC**, 93 Bronson Rd, Sweet Valley, PA 18656. Registration to operate under General Permit No. WMGR123 for the transfer and beneficial use of oil and gas liquid waste at the FAST Recycling Dimock Township facility located in Dimock Township, **Susquehanna County**. The registration was approved by the Regional Office on December 18, 2018.

Persons interested in viewing the general permit may contact the Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

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

**Permit Revoked 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 Regulations to Operate Solid Waste Processing or Disposal Area or Site.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.*

**Permit No. 300582. Warner Company**, Yellow Springs Road, P.O. Box 457, Devault, PA 19432-0457. This permit has been revoked in response to the permittee's request for final closure certification approval and revocation of permit number 300582 for the landfill at the former Cedar Hollow Quarry site (now known as the Atwater Village Development) a closed Class III residual waste landfill located in East Whiteland Township, Tredyffrin Township, **Chester County**. Final closure certification and revocation of permits were approved by the Southeast Regional Office on October 19, 2018.

Persons interested in reviewing the general permit may contact the Pennsylvania Department of Environmental Protection ("DEP") Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984.

#### AIR QUALITY

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

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

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

**GP5-33-169D: Alliance Petroleum Corp** (101 McQuiston Dr., Jackson Center, PA 16133) on December 14, 2018, for the re-authorization without modification due to the change in ownership from CNX Gas Company to Alliance Petroleum (BAQ-GPS/GP5) located at their facility in Gaskill Township, **Jefferson County**.

**GP19-61-223B: Schake Industries, Inc.** (3467 Route 257, Seneca, PA 16346) on December 18, 2018, for the authority to have Dry Abrasive Blasting Operations

(BAQ-GPS/GP19) located at their facility in Cranberry Township, **Venango County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) 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.*

**46-0026J: Global Packaging Inc.** (209 Bower Avenue, Oaks, PA 19456) On December 13, 2018 to install and operate one (1) ten-station flexographic printing press, with the VOC-laden exhaust routed through a permanent total enclosure to one of the two permitted regenerative thermal oxidizers at an existing State-Only facility located in Upper Providence Township, **Montgomery County**.

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

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

**AMS IP17-000185: Kinder Morgan Liquid Terminal—Philadelphia** (3300 North Delaware Avenue, Philadelphia, PA 19134) issued on December 17, 2018 for modification of marine loading operations at KMLT—Philadelphia. The following are the modifications incorporated into the Plan Approval.

- Upgrade the loading capabilities of the marine vapor combustion unit (MVCU) to allow the facility to load at each dock simultaneously.

- Upgrade the MVCU to be able to control Fuel Grade ethanol (FGE) or equivalent Volatile Organic Compounds (VOCs) that have a vapor pressure (vp) of 1.57 psi or greater at 60 degrees Fahrenheit. The MVCU was previously designed to control only organic with a true vp below 0.4 psia. The MVCU will continue not to load petroleum distillate with vapor pressures greater than 4 Reid Vapor Pressure (RVP). Uncontrolled marine loading of FGE or equivalent VOCs shall not exceed 10,000,000 gallons per rolling 12 month period.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

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

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

**15-0060G: Southeastern Chester County Refuse Authority** (219 Street Rd., West Grove, PA 19390-9230) On December 17, 2018 for the expansion of the landfill and installation of a gas collection system at their location in London Grove Township, **Chester County**.

**46-0296: Woot Services, LLC** (2455 Boulevard of the Generals, Norristown, PA 19403-3661) On December 17, 2018 for the modification of the existing plan approval to allow a change in the printing operations at the facility located in West Norriton Township, **Montgomery County**.



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

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

**36-03209A: Bareville Woodcraft Co.** (70 Farmland Road, Leola, PA 17540) on December 18, 2018, for the installation of a 4.97 MMBtu/hr wood fired boiler at the wood working facility located in Upper Leacock Township, **Lancaster County**. The plan approval was extended.

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

*Contact: Ed Orris, P.E., New Source Review Chief—Telephone: 412-442-4168.*

**42-011C: International Waxes—Farmers Valley Plant** (45 Route 446, Smethport, PA 16749) on December 17, 2018, effective December 30, 2018, has issued a plan approval extension for modification to existing coal fired boilers by adding natural gas firing capability and the construction of a new natural gas fired boiler in Keating Township, **McKean County**. This expires June 30, 2019. This is a Title V facility.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

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

**46-00240: JBS Souderton, Inc.** (249 Allentown Rd, Souderton, PA 18964) On December 17, 2018 for renewal of the State Only Operating Permit for an animal slaughtering, meat processing and meat packing plant, synthetic minor facility in Franconia Township, **Montgomery County**.

**23-00052: Crozer Chester Medical Center** (One Medical Center Boulevard, Upland, PA 19013-3995) On December 14, 2018 for the renewal of a State Only Operating Permit for their hospital in Upland Borough, **Delaware County**.

**23-00038: Delaware County Regional Water Quality Control Authority (DELCORA)** (P.O. Box 999, Chester, PA 19016) On December 17, 2018 for renewal of the Title V Operating Permit for its Western Regional Treatment Plant (WRTP), a wastewater treatment facility located in the City of Chester, **Delaware County**.

**09-00083: HOP Energy, LLC—dba Brinker's Fuels, Inc.** (445 North West Street, Doylestown, PA 18901) On December 14, 2018 for renewal of a Non-Title V Facility, State-Only, Natural Minor Permit for the operation of a bulk gasoline plant and storage tanks for gasoline, diesel, and home heating oil in Doylestown Borough, **Bucks County**.

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

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

**48-00067: New Enterprise Stone & Lime** (3912 Brumbaugh Road, New Enterprise, PA 16664-0077) The Department issued, on 12/20/18, a State-Only (Synthetic Minor) Operating Permit renewal for operation of a

crushing plant located in Lower Nazareth Township, **Northampton County**. The sources include a primary, secondary, and two tertiary crushers. Associated other sources include screening and conveying material. Control devices include a water spray system. 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 Elmerston Avenue, Harrisburg, PA 17110.*

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

**67-03035: Martin's Potato Chips, Inc.** (P.O. Box 28, Thomasville, PA 17364-0028) on December 13, 2018, for the snack food manufacturing facility located in Jackson Township, **York County**. The State-only permit was renewed.

**29-03008: Bluegrass Materials Co., Inc.** (10000 Beaver Dam Road, Cockeysville, MD 21030-2221) on December 11, 2018, for the stone crushing facility located in Bethel Township, **Fulton County**. The State-only permit was renewed.

**06-03028: Can Corporation of America** (326 June Avenue, Blandon, PA 19510-9566) on December 14, 2018, for the metal can manufacturing facility located in Muhlenberg Township, **Berks County**. The State-only permit was renewed.

**22-05057: Michels Corporation** (817 West Main Street, P.O. Box 128, Brownsville, WI 53006-1439) on December 13, 2018, for the cured-in-place pipe wetout operation facility located in West Hanover Township, **Dauphin County**.

**06-03061: IFS Industries, Inc.** (P.O. Box 1053, Reading, PA 19603-1053) on December 18, 2018, for the adhesive manufacturing facility located in Reading City, **Berks County**. The State-only permit was renewed.

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

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

**63-00872: RTS Packaging, LLC** (300 & Penn Central Railroad, Charleroi, PA 15022) on December 18, 2018, the Department of Environmental Protection (DEP) authorized a renewed State-Only Operating Permit for a facility that manufactures paperboard partitions and is located in Charleroi Borough, **Washington County**. The permit includes operating requirements, monitoring requirements, and recordkeeping requirements for the site.

**SOOP-03-00125: Peoples Natural Gas Company LLC** (1201 Pitt Street, Pittsburgh, PA 15221-2029) State Only Operating Permit administration amendment issuance date effective December 17, 2018, for their Valley Compressor Station located in Cowanshannock, **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.*

**24-00131: SGL Carbon Corp.** (900 Theresia St., Saint Marys, PA 15857-5030). On December 17, 2018, the Department issued a State Only Natural Minor Operat-

ing Permit for the graphite product manufacturing facility located in the City of Saint Marys, **Elk County**. The facility's primary emission sources include natural gas combustion sources, a 9.9 MMBtu/hr natural gas boiler, chemical vapor deposition reactors, machining operations, a maintenance shop, the special impregnation process, solvent degreasers, two (2) natural gas-fired emergency power generators, graphitization and purification furnaces, and a V.O.G. furnace. The potential emissions of the primary pollutants from the facility are as follows: 5.80 TPY (tons per year) NO<sub>x</sub>, 4.68 TPY CO, 25.98 TPY VOC, 1.26 TPY total HAPs, 0.79 TPY HCl, 0.10 TPY HF, 0.25 TPY Cl, 15.04 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.03 TPY SO<sub>x</sub>; thus, the facility is a natural minor. One emergency generator is subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary Reciprocating Internal Combustion Engines. The other emergency generator is subject to 40 CFR 60 Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**43-00309: Bucks Fabricating, Inc.** (3547 Perry Hwy., Hadley, PA 16130), on December 13, 2018, the Department issued the renewal of the State-Only Operating Permit of a facility that manufactures detachable work truck bodies and roll-off containers located in Sandy Creek Township, **Mercer County**. Permitted sources at the facility include two paint booths, two dryers, hand-wiping operations, paint mixing and spray gun cleaning operations, an emergency generator, and miscellaneous heating emissions. The facility is subject to a VOC restriction of 30 tons per 12-month rolling period, which was established through a plan approval. In this renewal, 25 Pa. Code § 129.52d (Control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coating) is incorporated in the operating permit, replacing § 129.52 (Surface coating processes). The § 129.52d applies to the two paint booths, hand-wiping operations, and paint mixing and spray gun cleaning operations. Applicability determination showed that the newly promulgated 25 Pa. Code § 129.63a (Control of VOC emissions from industrial cleaning solvents) does not apply to the facility's hand-wiping operations. A previously permitted steam cleaning machine is removed from the operating permit.

**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) 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.*

**15-00046: Sunoco Pipeline, L.P.** (1824 Horseshoe Pike, Honey Brook, PA 19344) for an Administrative Amendment to State Only (Synthetic Minor) Operating Permit No. 15-00046 for its Icedale Pump Station facility, which is located in West Brandywine Township, **Chester County**. The Administrative Amendment addresses Sunoco Pipeline, L.P.'s concerns regarding the applicability of certain provisions of 40 C.F.R. Part 63, Subpart BBBBBB, and corrects certain conditions and references in the recently-renewed State Only Operating Permit

(SOOP) to make the requirements consistent for all of the storage tanks, including as follows:

- Clarification that the terms "equipment" and "in gasoline service," as used in the SOOP, are as defined in 40 C.F.R. Part 63, Subpart BBBBBB, has been added.
- The requirement to fill the storage tanks to the point of refloating the floating roof has been revised to not apply when the storage tanks are storing petroleum distillates.
- Requirements to maintain records of information relating to periods when the internal floating roof of storage tank 4 is supported by its leg supports or other support devices have been added.
- A requirement to submit a report detailing any defect(s) observed during internal floating roof maintenance inspections for storage tank 4 each time the tank is emptied and degassed, or within 10 years of previous such inspections, has been added.

The Administrative Amendment is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450.

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

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

**36-05134: Eurofins Lancaster Lab, Inc.** (2425 New Holland Pike, P.O. Box 12425, Lancaster, PA 17605-2425) on December 11, 2018, for the laboratory facility located in Upper Leacock Township, **Lancaster County**. The Title V permit underwent a minor modification to incorporate the requirements of GP1-36-05134A: to update the MACT 5D requirements, and to incorporate NSPS Dc requirements.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

### *Coal Permits Issued*

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

**Permit No. 11120202 and NPDES No. PA0269085. Maple Coal Co.,** 254 Interpower Drive, Colver, PA 15927, permit renewal for the continued operation and restoration of a bituminous surface mine in Barr &



Blacklick Townships, **Cambria County**, affecting 48.0 acres. Receiving streams: Elk Creek to North Branch of Blacklick Creek to Blacklick Creek to Conemaugh River, classified for the following uses: cold water fishes; trout stocked fishes; warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 15, 2018. Permit issued: December 17, 2018.

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

**17020110 and NPDES PA0243311. RAMM Coal, Inc.** (1092 Spruce Hill Road, Rockton, PA 15856). Permit renewal for continued operation and restoration of a bituminous surface coal and auger mine located in Sandy and Brady Townships, **Clearfield County** affecting 145.3 acres. Receiving stream(s): Unnamed Tributary to LaBorde Branch and LaBorde Branch, classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: August 14, 2018. Permit issued: December 14, 2018.

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

**63070202 and NPDES Permit No. PA0251119. BOCA Coal, Inc.** (5312 Thoms Run Road, Bridgeville, PA 15017). Permit renewal issued for continued mining to an existing bituminous surface mine, located in Union and South Park Townships, **Washington and Allegheny Counties**, affecting 98.9 acres. Receiving streams: unnamed tributaries A & B to Piney Fork. Application received: August 28, 2017. Renewal permit issued: December 14, 2018.

**02090201 and NPDES Permit No. PA0251909. Coal Valley Sales, LLC** (111 Freeport Road, Pittsburgh, PA 15215). Permit renewal issued for continued mining to an existing bituminous surface mine, located in West Deer and Indiana Townships, **Allegheny County**, affecting 260.6 acres. Receiving streams: unnamed tributary to Little Deer Creek. Application received: October 22, 2015. Renewal permit issued: December 15, 2018.

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

**Permit No. 54970204R4. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of an existing anthracite coal refuse reprocessing operation in Frailey and Reilly Townships, **Schuylkill County** affecting 280.0 acres, receiving stream: Coal Run, Middle Creek and Gebhard Run. Application received: June 9, 2017. Renewal issued: December 19, 2018.

**Permit No. 54970204C11. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), correction of an existing anthracite coal refuse reprocessing operation to update the post-mining land use and the permit boundary in Frailey and Reilly Townships, **Schuylkill County** affecting 280.0 acres, receiving stream: Coal Run, Middle Creek and Gebhard Run. Application received: June 9, 2017. Renewal issued: December 19, 2018.

**Permit No. PAM112086R. Jeddo-Highland Coal Company**, (46 Public Square, Suite 600, Wilkes-Barre, PA 18701), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 54970204 in Frailey and Reilly Townships, **Schuylkill County**, re-

ceiving stream: Coal Run, Middle Creek and Gebhard Run. Application received: June 9, 2017. Renewal issued: December 19, 2018.

*Noncoal Permits Issued*

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

**Permit No. 44930301 and NPDES No. PA0595985. Glenn O. Hawbaker Inc.**, 711 East College Avenue, Bellefonte, PA 16823, renewal of NPDES permit, located in Armagh Township, **Mifflin County**, affecting 173.8 acres. Receiving stream: unnamed tributary to Honey Creek, classified for the following use: high quality cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 18, 2018. Permit issued: December 18, 2018.

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

**PAM618073. Robert E. & Ruth Ann Watson** (38881 Armstrong Road, Centerville, PA 16404) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 20982801 in Bloomfield Township, **Crawford County**. Receiving streams: Unnamed tributary to Oil Creek. Application received: October 30, 2018. Permit Issued: December 13, 2018.

**PAM618074. B & P Slag Corp.** (1504 Highland Avenue, New Castle, PA 16105) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 37022802 in North Beaver Township, **Lawrence County**. Receiving streams: Mahoning Run. Application received: November 13, 2018. Permit Issued: December 13, 2018.

**PAM618076. Three Rivers Aggregates, LLC** (1807 Shenango Road, New Galilee, PA 16141) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 37982803 in Pulaski Township, **Lawrence County**. Receiving streams: Deer Creek. Application received: November 12, 2018. Permit Issued: December 13, 2018.

**PAM618072. Elden L. Miller** (36867 Riceville Road, Centerville, PA 16404) General NPDES Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 20992803 in Bloomfield Township, **Crawford County**. Receiving streams: Unnamed tributary to Oil Creek. Application received: October 29, 2018. Permit Issued: December 13, 2018.

**25002805. Rohrer-Blum** (8847 Hatch Hollow Road). Final bond release for a small industrial minerals surface mine in Amity Township, **Erie County**. Restoration of 5.0 acres completed. Receiving streams: Unnamed tributary to Alder Run. Application Received: October 26, 2018. Final bond release approved: December 11, 2018.

**McKissick Trucking, Inc.** (P.O. Box 62, Venus, PA 16364). Final bond release for a small industrial minerals surface mine in Pinegrove Township, **Venango County**. Restoration of 3.0 acres completed. Receiving streams: East Sandy Creek. Application Received: October 26, 2018. Final bond release approved: December 11, 2018.

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

**Permit No. 66172801. Meshoppen Stone, Inc.**, (P.O. Box 127, Meshoppen, PA 18630), commencement, operation and restoration of a quarry operation in Tunkhannock Township, **Wyoming County** affecting 5.0 acres,

receiving stream: Tunkhannock Creek. Application received: July 21, 2017. Permit issued: December 14, 2018.

**Permit No. PAM117031. Meshoppen Stone, Inc.,** (P.O. Box 127, Meshoppen, PA 18630), General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 66172801 in Tunkhannock Township, **Wyoming County**, receiving stream: Tunkhannock Creek. Application received: July 21, 2017. Permit issued: December 14, 2018.

**Permit No. 09890303C5 and NPDES Permit No. PA0594661. Naceville Materials,** (350 South Main St., Suite 207, Doylestown, PA 18091), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Plumstead Township, **Bucks County**, receiving stream: unnamed tributary to North Branch Neshaminy Creek. Application received: March 25, 2016. Renewal issued: December 19, 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.*

**63184003. SAExploration** (13645 N. Promenade Blvd., Stafford, TX 77477). Blasting activity permit for the construction of the Waynesburg III 3D, located in East Finley and Richhill Townships, **Washington and Greene Counties** with an expiration date of November 30, 2019. Blasting permit issued: December 19, 2018.

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

**Permit No. 36184142. Keystone Blasting Service,** (15 Hopeland Road, Lititz, PA 17543), construction blasting for Leon Stoltzfus road widening in Salisbury Township, **Lancaster County** with an expiration date of December 30, 2018. Permit issued: December 14, 2018.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

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

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

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

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

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

**E39-549A. South Whitehall Township,** 4444 Walbert Avenue. South Whitehall Township, **Lehigh County**, Army Corps of Engineers Baltimore District.

To amend Permit No. E39-549 to authorize the modification and maintenance of the following water obstruction and encroachments within the floodway/floodplain of Jordan Creek (TSF, MF) associated with the Jordan Creek Greenway Trail Project:

1. Construction of a 150 linear foot elevated boardwalk impacting a de minimus area of PEM wetland equal to 0.02 acre;
2. Placement of fill in the floodway/floodplain of Jordan Creek (TSF, MF) for an additional 245 linear foot segment of pedestrian walking trail;
3. Construction of two additional stormwater outfall structures to Jordan Creek (TSF, MF). The outfalls will consist of an 18-inch HDPE pipe with concrete headwall and riprap apron.

E39-549 authorized the construction and maintenance of the following water obstructions and encroachments within the floodway of Jordan Creek (TSF, MF) associated with the Jordan Creek Greenway Trail Project:

1. A 10-foot wide single-span, prefabricated pedestrian bridge with concrete abutments, having a 120-foot span and a 6-foot underclearance, across Jordan Creek (TSF, MF);
2. Fill in various locations within the floodway of Jordan Creek (TSF, MF) for the construction of a 9,700-linear foot segment of the pedestrian trail;



3. Four outfall structures to Jordan Creek (TSF, MF). The stormwater outfalls each consist of an 18-inch HDPE pipe with a concrete headwall and riprap apron.

The project is located along the north side of Jordan Creek (Allentown West and Cementon, PA Quadrangle; Latitude 40° 37' 44.2"; Longitude 75° 34' 12.3").

**E39-562. Lower Macungie Township**, 3400 Brookside Road, Macungie, PA 18062-1427, Lower Macungie Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Spring Ridge Crossings Park Project:

1) A 6-foot wide, 811-linear foot section of asphalt walking trail within the 100-year floodplain of Little Lehigh Creek (HQ-CWF, MF) resulting in 446 ft<sup>3</sup> of fill within the floodplain.

2) A 6-foot wide, 438-linear foot section of asphalt walking trail within the 100-year floodplain of Little Lehigh Creek (HQ-CWF, MF) resulting in 97 ft<sup>3</sup> of cut within the floodplain.

3) A 6-foot wide, 248-linear foot section of asphalt walking trail within the 100-year floodway of Little Lehigh Creek (HQ-CWF, MF) resulting in 27 ft<sup>3</sup> of fill within the floodway.

4) A 6-foot wide, 108-linear foot section of asphalt walking trail within the 100-year floodway of Little Lehigh Creek (HQ-CWF, MF) resulting in 78 ft<sup>3</sup> of fill within the floodplain.

5) A 6-foot wide, 25-linear foot section of asphalt walking trail within the 100-year floodplain of Little Lehigh Creek (HQ-CWF, MF) resulting in 16 ft<sup>3</sup> of fill within the floodplain.

The project begins directly northeast of the intersection of Brookside Road and Princeton Road and terminates approximately 0.1 mile southwest of the intersection of Wild Cherry Lane and Valley Stream Lane (Allentown West, PA Quadrangle Latitude: 40° 32' 27.75" Longitude: -75° 32' 48.55") in Lower Macungie Township, Lehigh County.

**E48-440. Wildlands Conservancy**, 3701 Orchid Place, Emmaus, PA 18049. Lower Mount Bethel Township, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain a stream and floodplain restoration project along 4,600 linear feet of the Oughoughton Creek (CWF) with work consisting of the installation of approximately seventeen (17) single rock vane weirs, three (3) saw-tooth stone deflectors, floodway grading, gravel bar removal, erosion repair, rock toe/riprap bank stabilization, and riparian restoration spanning six (6) designated reaches of watercourse, totaling approximately 2,180 linear feet of permanent stream impacts.

The project begins approximately 2,400 feet downstream of Miller Road Bridge and terminates approximately 700 feet downstream of Martins Belvidere Highway. (Bangor, PA and Belvidere, NJ USGS Quadrangles; Latitude: 40° 48' 34.1"; Long: -75° 07' 26.3".) Subbasin 1F.

**E48-444. County of Northampton**, 669 Washington Street, Easton, PA 18042. Plainfield & Bushkill Townships, **Northampton County**, Army Corps of Engineers Philadelphia District.

To construct and maintain the following water obstruction and encroachments associated with the Twin Rivers Trail, Gap 9A project consisting of a 10-foot wide trail with a crushed stone surface:

1. A stream crossing of a tributary to Bushkill Creek (Stream P3-A) (HQ-CWF, MF) consisting of a 24-foot-long, 12-foot by 4-foot concrete box culvert with concrete headwalls, with the invert depressed 6-inches below streambed elevation.

2. A stream crossing of a tributary to Bushkill Creek (Stream P-5) (HQ-CWF, MF) consisting of dual 20-foot-long, 24-inch diameter HDPE culvert with concrete headwalls, with the invert depressed 6-inches below streambed elevation.

3. A stream crossing of a tributary to Bushkill Creek (Stream P-6) (HQ-CWF, MF) consisting of a 14-foot-long, 11-foot by 3-foot concrete box culvert with concrete headwalls, with the invert depressed 6-inches below streambed elevation.

4. A stream crossing of a tributary to Bushkill Creek (Stream P-9) (HQ-CWF, MF) consisting of a 14-foot-long, 6-foot by 3-foot concrete box culvert with concrete headwalls, with the invert depressed 6-inches below streambed elevation.

5. Two (2) trail crossings impacting a de minimus area of EV wetlands equal to 0.02 acre within the Bushkill Creek Watershed (HQ-CWF, MF).

The project begins at Henry Road (Wind Gap, PA Quadrangle; Latitude: 40.7777°; Long: -75.2839°) and follows State Route 33 for approximately 1.6 miles to Main Street (Wind Gap, PA Quadrangle; Latitude: 40.7651°; Long: -75.2718°) in Plainfield and Bushkill Townships, Northampton County. Subbasin 1F.

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

**E67-938: PA Department of Transportation, Engineering District 8-0**, 2140 Herr Street, Harrisburg, PA 17103-1699 in Hopewell and Shrewsbury Townships, **York County**, U.S. Army Corps of Engineers Baltimore District.

To remove existing structures and to (1) relocate 446 linear feet of Deer Creek (CWF, MF) and 70 linear feet of UNT Deer Creek (CWF, MF), (2) to construct a 432-linear foot 11-foot × 12-foot box culvert in Deer Creek (CWF, MF), and (3) Construct a bridge over Deer Creek (CWF, MF) for the purpose of improving transportation safety and roadway standards in Hopewell and Shrewsbury Townships, York County (39° 46' 25.2", -76° 39' 59.3"). The project proposes to permanently impact 948 linear feet of stream channel and 0.71 ac. of floodway and temporarily impact 70 linear feet of stream channel. No wetland impacts are proposed. The permit was issued on December 18, 2018.

#### 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.*

**D65-032EA. Chris Kerr**, Resident Manager, Municipal Authority of Westmoreland County, P.O. Box 730, Greensburg, PA 15601, **Westmoreland County**, USACOE Pittsburgh District.

Project proposes to breach and remove Furnace Run Dam to eliminate a threat to public safety and restore the stream to a free-flowing condition. The project is located in the Furnace Run watershed (EV) (Ligonier, PA Quadrangle, Latitude: 40.2095; Longitude: -79.1796).

**D65-184EA. Chris Kerr**, Resident Manager, Westmoreland County Municipal Authority, P.O. Box 730, Greensburg, PA 15601, **Westmoreland County**, USACOE Pittsburgh District.

Project proposes to remove the Upper Borough Reservoir Dam to eliminate a threat to public safety and restore the stream to a free-flowing condition. The project is located in the Furnace Run watershed (EV) (Ligonier, PA Quadrangle, Latitude: 40.2085; Longitude: -79.1789).

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

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

ESCGP-2 # ESX13-073-0016—Renewal—Mahoning—Yeo  
Applicant Hilcorp Energy Co.  
Contact Stephanie McMurray  
Address 111 Travis Street  
City Houston State TX Zip Code 77002  
County Lawrence  
Township(s) Pulaski and Mahoning Township  
Receiving Stream(s) and Classification(s) Coffee Run (WWF)

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

ESCGP-3 # ESX3-29-131-18-001  
Applicant Name Appalachia Midstream Services, LLC  
Contact Person Scott Kinter  
Address 400 IST Center, Suite 404  
City, State, Zip Horseheads, NY 14845  
County Wyoming  
Township(s) Windham Twp.

Receiving Stream(s) and Classification(s) Primary Watershed(s): (1) UNT to Little Mehoopany Creek (CWF, MF), and (2) UNT to Sugar Run Creek (CWF, MF).  
Secondary Watershed(s): (1) Little Mehoopany Creek (CWF, MF), and (2) Sugar Run Creek (CWF, MF).

ESCGP-2 # ESG29-115-18-0058  
Applicant Name SWN Production Company, LLC  
Contact Person Nicki Atkinson  
Address 917 State Route 92 North  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna  
Township(s) Jackson Twp.  
Receiving Stream(s) and Classification(s) Unnamed tributary to Salt Lick Creek (HQ, CWF-MF) and an Unnamed tributary to Lewis Creek (CWF-MF)

ESCGP-2 # ESG29-115-18-0060  
Applicant Name SWN Production Company, LLC  
Contact Person Nicki Atkinson  
Address 917 State Route 92 North  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna  
Township(s) New Milford Twp.  
Receiving Stream(s) and Classification(s) Salt Lick Creek (HQ-CWF, MF)

ESCGP-2 # ESG29-015-18-0037 (01)  
Applicant Name Repsol Oil & Gas USA, LLC  
Contact Person Lance Ridall  
Address 337 Daniel Zenker Drive  
City, State, Zip Horseheads, NY 14845  
County Bradford  
Township(s) Troy Twp.  
Receiving Stream(s) and Classification(s) UNT to North Branch Sugar Creek (TSF, MF).  
Secondary: North Branch Sugar Creek.

ESCGP-2 # ESG29-035-18-0004  
Applicant Name Frontier Natural Resources, Inc.  
Contact Person James Schmidt  
Address 301 North Spring Street, Suite 102  
City, State, Zip Bellefonte, PA 16823  
County Clinton  
Township(s) West Keating Twp.  
Receiving Stream(s) and Classification(s) Primary Watershed(s): UNTs to Birch Island Run (HQ-CWF).  
Secondary Watershed(s): Birch Island Run (HQ-CWF).

[Pa.B. Doc. No. 19-10. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Application for Reimbursement for Certified Host Municipality Inspectors under Act 101 (Section 1102), the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, and Act 108 (Section 304), the Hazardous Sites Cleanup Act of 1988

The Department of Environmental Protection (Department) hereby announces the submission deadline for 2018 Host Municipality Inspector Program (Program) reimbursement applications. Reimbursements are available to municipalities under the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. §§ 4000.101—4000.1904) and the Hazardous Sites



Cleanup Act (Act 108) (35 P.S. §§ 6020.101—6020.1305). Municipalities include cities, boroughs, incorporated towns, townships and home rule municipalities.

Reimbursements are allocated from the Recycling Fund authorized under Act 101 for municipal waste facilities, or from the Hazardous Sites Cleanup Fund under Act 108 for hazardous waste facilities. Reimbursements are available to any municipality that has a municipal waste landfill, resource recovery facility, or commercial hazardous waste storage, treatment and disposal facility located within its geographic borders. Upon application from any host municipality, the Department shall award reimbursements for authorized costs incurred for the salary and expenses of up to two certified Host Municipality Inspectors. The reimbursement shall not exceed 50% of the approved costs of salaries and expenses. Reimbursement is available only for Host Municipality Inspectors trained and certified by the Department.

Questions regarding the Program and the grant application should be directed to Timothy Gilbert, Bureau of Waste Management, at [timgilbert@pa.gov](mailto:timgilbert@pa.gov) or (717) 787-2553. Additional information is also available on the Department's web site at [www.dep.pa.gov](http://www.dep.pa.gov) (search term: "Host Municipality Inspector").

Applications must be submitted by March 31, 2019, through the Department of Community and Economic Development's Electronic Single Application for Assistance at <https://www.esa.dced.state.pa.us/Login.aspx>. Applications submitted after the deadline or through a different delivery method will not be considered.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 19-11. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at <http://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 TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download TGDs. When this option is not

available, persons can order a paper copy of any of the Department's draft or final TGDs 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 TGDs*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should call the contact person whose name and phone number is listed with each document.

#### *Draft TGD: New Guidance*

*DEP ID:* 383-4200-002. *Title:* Soil Erosion and Sedimentation Control Manual for Agricultural Operations. *Description:* Sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402) and the Erosion and Sediment Control regulations of the Department in 25 Pa. Code § 102.4(a) (relating to erosion and sediment control requirements) require all agricultural operations to minimize accelerated erosion and sedimentation to the waters of this Commonwealth by implementing appropriate Best Management Practices. Those operations that plow or till 5,000 or more square feet, including no-till, or that have Animal Heavy Use Areas that are 5,000 or more square feet in total, are required to have a written Agricultural Erosion and Sedimentation Control Plan (Ag E&S Plan). The purpose of this guidance is to further explain the requirements of an Ag E&S Plan under 25 Pa. Code § 102.4(a).

*Written Comments:* Interested persons may submit written comments on this draft TGD by March 6, 2019. All comments, including comments submitted by e-mail must include the originator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments can also be submitted to Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

*Contact:* Questions regarding this TGD should be directed to Jill Whitcomb at [jiwhitcomb@pa.gov](mailto:jiwhitcomb@pa.gov) or (717) 783-5205.

*Effective Date:* Upon publication as Final in the *Pennsylvania Bulletin*.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 19-12. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Ambulatory Surgical Facilities; Requests for Exceptions

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

<i>Facility Name</i>	<i>Regulation and relating to</i>
Ambulatory Endoscopic Surgical Center of Bucks County	28 Pa. Code § 551.3 (relating to definitions), specifically subparagraph (ii) of the definition of “classification levels,” regarding Class B facilities PS III patients
Endoscopy Associates of Valley Forge	28 Pa. Code § 553.31(a) (relating to administrative responsibilities)
	28 Pa. Code § 559.2 (relating to director of nursing)
Lifeline Valley Access Center	28 Pa. Code § 551.21(d)(3) (relating to criteria for ambulatory surgery)
	28 Pa. Code § 551.3
	28 Pa. Code § 553.31(a)
Spring Ridge Plastic Surgery	28 Pa. Code § 559.3(c) (relating to nursing personnel)
Treose Specialty Care Surgical Center, LLC	28 Pa. Code § 551.21(d)
Wellspan Health and Surgery Center	28 Pa. Code § 551.21(d)(2)
	28 Pa. Code § 553.3(8)(iii) (relating to governing body responsibilities)
	28 Pa. Code § 553.3(8)(v)

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
Secretary

[Pa.B. Doc. No. 19-13. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals).

<i>Facility Name</i>	<i>Regulation and relating to</i>
Geisinger Jersey Shore Hospital	28 Pa. Code § 107.26(b)(3) (relating to additional committees)
UPMC Pinnacle Carlisle	28 Pa. Code § 107.26(b)(3)
UPMC Pinnacle Hanover	28 Pa. Code § 107.26(b)(3)
UPMC Pinnacle Lancaster	28 Pa. Code § 107.26(b)(3)
UPMC Pinnacle Lititz	28 Pa. Code § 107.26(b)(3)
	28 Pa. Code § 138.18 (relating to EPS studies)
	28 Pa. Code § 138.2 (relating to definitions)
UPMC Pinnacle Memorial	28 Pa. Code § 107.26(b)(3)

The following hospitals have filed requests for exceptions under 28 Pa. Code § 153.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition (Guidelines)*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>FGI Guidelines Section and relating to</i>	<i>Year</i>
Mercy Fitzgerald Hospital	2.2-3.4.2.2(2)(a) (relating to space requirements)	2018
Penn Highlands DuBois	2.6-3.1.2.1(3) (relating to space requirements regarding area)	2018
Reading Hospital	2.1-3.2.2.2(3) (relating to space requirements regarding accommodations for written or electronic documentation)	2018
	2.1-3.2.2.2(5) (relating to space requirements regarding hand-washing stations)	2018
Saint Vincent Hospital	2.2-3.3.6.11(2) equipment and supply storage	2014
Surgical Specialty Center at Coordinated Health	2.1-2.3.2.2(2)(b) (relating to space requirements regarding clearances)	2018
	2.1-2.3.3.1 (relating to airborne infection isolation rooms)	2018
	2.1-2.3.7.1 (relating to single patient examination or treatment rooms)	2018
Waynesboro Hospital	2.1-3.2.2.2(2)(a)(i) (relating to space requirements regarding clearances)	2018

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, fax (717) 772-2163, ra-paexcept@pa.gov. Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address. Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 19-14. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Rare Disease Advisory Council Meeting

The Department of Health will hold a public meeting of the Rare Disease Advisory Council on Tuesday, January 8, 2019, from 10 a.m. to 3 p.m. This meeting will be held at the Giant Community Center, 2nd Floor, 2300 Linglestown Road, Harrisburg, PA 17110. The purpose of the meeting is to receive the reports of subcommittees, 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 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,  
*Secretary*

[Pa.B. Doc. No. 19-15. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Special Pharmaceutical Benefits Program Advisory Council Public Meeting

The Statewide Special Pharmaceutical Benefits Program (SPBP) Advisory Council, established by the Department of Health (Department) to aid in the carrying out of its Federal grant responsibilities under section 2616 of the Ryan White Comprehensive AIDS Resource Emergency Act of 1990 (42 U.S.C.A. § 300ff-26), will hold a public meeting on Thursday, January 24, 2019, from 10 a.m. to 12 p.m. at the Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

The SPBP Advisory Council will provide program guidance and recommendations to the Department's SPBP in regard to the following: drug formulary; covered lab services; drug utilization review; clinical programs; eligibility; and program management.

For additional information, or persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so should contact John Haines, Special Pharmaceutical Benefits Program, Bureau of Communicable Diseases, Department of Health, Room 611, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (800) 922-9384, or

for speech or hearing impaired persons contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

This meeting is subject to cancellation without prior notice.

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 19-16. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Traumatic Brain Injury Advisory Board Meeting

The Traumatic Brain Injury Advisory Board (Board), established under section 1252 of the Federal Traumatic Brain Injury Act of 1996 (42 U.S.C.A. § 300d-52), will hold a public meeting on Friday, February 1, 2019, from 10 a.m. to 3 p.m. The meeting will be held in the large conference room of the Community Center, 2nd Floor, Giant Food Store, 2300 Linglestown Road, Harrisburg, PA 17110.

Currently in this Commonwealth, nearly 250,000 individuals are living with brain injury. On average, 8,600 residents of this Commonwealth sustain long term disabilities from brain injury. The Department of Health's (Department) Head Injury Program (HIP) strives to ensure that eligible individuals who have a traumatic brain injury receive high quality rehabilitative services aimed at reducing functional limitations and improving quality of life. The Board assists the Department in understanding and meeting the needs of persons living with traumatic brain injury and their families. This quarterly meeting will provide updates on a variety of topics including the number of people served by HIP. In addition, meeting participants will discuss budgetary and programmatic issues, community programs relating to traumatic brain injury and available advocacy opportunities.

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, contact Nicole Johnson, Division of Community Systems Development and Outreach, (717) 772-2763, or for speech and/or hearing-impaired persons, contact V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984.

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 19-17. Filed for public inspection January 4, 2019, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Payments for Nursing Facility Services Provided by County Nursing Facilities; County Nursing Facility Safety Net Payments

This announcement provides advance notice that the Department of Human Services (Department) intends to

continue to make county nursing facility safety net payments to qualifying county nursing facilities in Fiscal Year (FY) 2018-2019.

#### *Background*

In FY 2016-2017 the Department began making safety net payments to qualifying county nursing facilities to recognize and encourage their historical roles as critical safety net providers for the Medical Assistance (MA) population in this Commonwealth. The Department continued those payments in FY 2017-2018 and intends to continue the payments for FY 2018-2019.

Beginning with FY 2017-2018, the Department modified the criteria to qualify for the safety net payment to exclude those county nursing facilities located in a geographic zone where the Department's managed care program, Community HealthChoices (CHC), is in operation during the entire fiscal year. County nursing facilities located in a geographic zone where CHC is not in operation or in operation for only part of the fiscal year continue to be eligible for this payment. The Department intends to maintain the same criteria for FY 2018-2019.

The Department also intends to maintain the same basic payment methodology including providing a payment adjustment for those facilities that will transition to the CHC program during FY 2018-2019. The payment methodology for FY 2018-2019 is as follows:

#### *Proposed Payment*

##### *Qualification*

To qualify for a safety net payment the facility must be a county nursing facility both during the period for which the payment is being made and at the time the payment is made. County nursing facilities located in a geographic zone where the CHC program will be in operation for the entire 2018-2019 fiscal year are not eligible for this payment.

##### *Calculation of Safety Net Payment*

The Department will calculate each qualifying county nursing facility's safety net payment by calculating a per diem portion of the payment and a Medicare differential portion of the payment. A qualifying county nursing facility's total safety net payment is the sum of the two amounts calculated for the facility as adjusted in paragraph c. rounded to the nearest dollar.

##### *a. Per Diem Portion*

The per diem portion of the safety net payment will be calculated using each qualifying facility's paid MA facility days and therapeutic leave days based on each qualifying facility's paid MA facility days and therapeutic leave days identified in the preliminary annual Medicare upper payment limit demonstration calculated as of October 2, 2018.

Each facility's per diem portion of the safety net payment will be determined by:

(1) Dividing the funds allocated to safety net payments by the total paid MA facility days and therapeutic leave days for all qualifying county nursing facilities and multiplying that amount by 80% to determine a safety net per diem for the rate year.

(2) Multiplying the safety net per diem by the qualifying county nursing facility's paid MA facility days and therapeutic leave days to determine the facility's per diem portion of the safety net payment rounded to the nearest dollar.



### b. Medicare Differential Portion

The Medicare differential portion of the safety net payment will be determined by:

(1) Calculating for each qualifying county nursing facility the estimated difference between what Medicare would pay for the nursing facility services and what Medicaid would pay for FY 2018-2019 excluding any anticipated safety net payments and prior to any adjustments for the transition to the CHC program as demonstrated in the preliminary annual Medicare upper payment limit demonstration calculated as of October 2, 2018.

(2) Summing the differences calculated in b.(1).

(3) Multiplying the total from b.(2) by 20%.

(4) Multiplying the product calculated in b.(3) by a ratio determined by dividing the difference for each qualifying county nursing facility as determined in b.(1) by the sum of the differences for all qualifying county nursing facilities to establish each facility's Medicare differential portion of the safety net payment rounded to the nearest dollar.

### c. Adjustment for CHC

For a county nursing facility located in a county in which the CHC program will be in operation for part of FY 2018-2019, the sum of the two amounts calculated for the facility under subsections (a) and (b) will be multiplied by 0.5 to determine a facility's annual safety net payment for FY 2018-2019. This adjustment is necessary to account for the estimated reduction in MA days of care paid through the MA Fee-for-Service Program due to implementation of the CHC managed care program in the county for half of the fiscal year.

### Centers for Medicare & Medicaid Services

The Department will submit a State Plan Amendment (SPA) to the Centers for Medicare & Medicaid Services (CMS). If CMS approves the SPA, the total funds will consist of both State and Federal funding.

### Fiscal Impact

The fiscal impact of this change is estimated at \$108.966 million (\$52.031 million in State funds).

### Public Comment

Interested persons are invited to submit written comments regarding these payments to the Department of Human Services, Office of Long-Term Living, Bureau of Policy and Regulatory Management, Attention: Marilyn Yocum, P.O. Box 8025, Harrisburg, PA 17105-8025. Comments received within 30 days will be reviewed and considered for any subsequent revision of the notice.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

TERESA D. MILLER,  
*Secretary*

**Fiscal Note:** 14-NOT-1297. (1) General Fund; (2) Implementing Year 2018-19 is \$52,031,000; (3) 1st Succeeding Year 2019-20 through 5th Succeeding Year 2023-24 are \$0; (4) 2017-18 Program—\$1,099,000,000; 2016-17 Program—\$1,082,000,000; 2015-16 Program—

\$968,083,000; (7) Long-Term Care; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 19-18. Filed for public inspection January 4, 2019, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meeting: Thursday, January 10, 2019—Council meeting at 10 a.m.

The meeting will be held at 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability who wish to attend should contact Reneé Greenawalt at (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,  
*Executive Director*

[Pa.B. Doc. No. 19-19. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### American General Life Insurance Company (SERFF # LTCG-131751689); Rate Increase Filing for LTC Forms 64028-PA and C12277-PA

American General Life Insurance Company is requesting approval to increase the premium 25% on 327 policyholders with Series 64028-PA and C12277-PA.

Unless formal administrative action is taken prior to March 21, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, [jlaverty@pa.gov](mailto:jlaverty@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-20. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Renewal of Designation as a Certified Reinsurer

TransRe London Limited has applied for renewal of its designation as a certified reinsurer in this Commonwealth. The application was received on December 19, 2018, and was made under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1(a)) and 31 Pa. Code § 161.3a (relating to requirements for certified reinsurers).

Persons who wish to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include 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 Kimberly A. Rankin, Director, Bureau of Company Licensing and Financial Analysis, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, [krankin@pa.gov](mailto:krankin@pa.gov). Comments received will be forwarded to the applicant for appropriate response.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-21. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Geisinger Health Plan (GSHP-131745058); Small Group HMO—Transitional Filing; Rate Filing

Geisinger Health Plan submitted a rate filing with no rate increase to the premium rates for its Small Group HMO Transitional Plans. The filing will affect approximately 2,885 members and will be effective June 1, 2019.

Unless formal administrative action is taken prior to March 21, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (click on the "Consumers" tab, then under "Resources" click on "Product Notices").

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-22. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Geisinger Quality Options (GSHP-131744945); Small Group PPO—Transitional Filing; Rate Filing

Geisinger Quality Options submitted a rate filing with no rate increase to the premium rates for its Small Group PPO Transitional Plans. The filing will affect approximately 10,813 members and will be effective June 1, 2019.

Unless formal administrative action is taken prior to March 21, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (click on the "Consumers" tab, then under "Resources" click on "Product Notices").

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-23. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Brian T. Hurley; License Denial Appeal; Doc. No. AG18-12-006

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Brian T. Hurley has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code Chapter 56 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing telephone conference initiated by this office is scheduled for January 30, 2019, at 9:30 a.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before January 28, 2019. A hearing shall occur on February 13, 2019, at 9:30 a.m. in the Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102.

Protests, petitions to intervene or notices of intervention, if any, must be filed on or before January 16, 2019, with the Hearings Administrator, Administrative Hearings Office, Capitol Associates Building, Room 200, 901 North Seventh Street, Harrisburg, PA 17102. Answer to protests, petitions to intervene or notices of intervention, if any shall be filed on or before January 28, 2019.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing, should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-24. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Keystone Health Plan East (INAC-131750260); Small Group HMO Quarterly Filing; Rate Filing

Keystone Health Plan East submitted a rate filing to decrease the premium rates for its Small Group HMO Plans. The filing proposes a rate decrease of 2.74% and will affect approximately 111,774 members. The proposed rate decrease will generate an annualized revenue loss of approximately \$18.9 million and will be effective April 1, 2019.

Unless formal administrative action is taken prior to March 21, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (click on the "Consumers" tab, then under "Resources" click on "Product Notices").

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-25. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### QCC Insurance Company, Inc. (INAC-131750255); Small Group PPO Quarterly Filing; Rate Filing

QCC Insurance Company, Inc. submitted a rate filing to decrease the premium rates for its Small Group PPO Plans. The filing proposes a rate decrease of 0.62% and will affect approximately 69,125 members. The proposed rate decrease will generate an annualized revenue loss of approximately \$2.9 million and will be effective April 1, 2019.

Unless formal administrative action is taken prior to March 21, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at [www.insurance.pa.gov](http://www.insurance.pa.gov)

(click on the "Consumers" tab, then under "Resources" click on "Product Notices").

A copy of the filing is also available for public inspection, by appointment, during normal working hours at the Department's regional office in Harrisburg.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, [rmathur@pa.gov](mailto:rmathur@pa.gov) within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-26. Filed for public inspection January 4, 2019, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Review Procedure Hearing; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P.L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). The administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The following hearing will be held in the Administrative Hearings Office, Room 200, Capitol Associates Building, 901 North Seventh Street, Harrisburg, PA 17102.

Appeal of Paul D. Solomon, Jr.; State Farm Mutual Automobile Insurance Company; File No. 18-118-230807; Doc. No. P18-12-010; January 31, 2019, 9:30 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 19-27. Filed for public inspection January 4, 2019, 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  
December 20, 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-2018-2640827*

#### Tentative Order

*By the Commission:*

The Commission's regulations at 52 Pa. Code § 54.40(a) state that an Electric Generation Supplier (EGS) license will not be issued or remain in force until the licensee furnishes a bond or other security approved by the Commission. In addition, 52 Pa. Code § 54.40(d) states that the maintenance of an EGS license is contingent on the licensee providing proof to the Commission that a

bond or other approved security in the amount directed by the Commission has been obtained.

Each EGS must file an original bond, letter of credit, continuation certificate, amendment, or other approved financial instrument with Rosemary Chiavetta, Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120 prior to the EGS's current security expiration date. Each financial instrument must be an original document that displays a "wet" signature or digital signature, preferable in blue ink, and displays a "raised seal" or original notary stamp. The name of the principal on the original financial instrument must match exactly with the name that appears on the EGS's license issued by the Commission.

Failure to file 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 December 11, 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.

*Supplier Table—List of Electric Generation Suppliers*

<i>Docket Number</i>	<i>Company Name</i>	<i>Financial Security Expiration Date</i>	<i>Commission Approved Amount</i>
A-110173*	AMERICAN POWERNET MANAGEMENT, LP	12/2/19	No
A-2018-2642212	NABA ENERGY, INC.	11/30/2018	Yes
A-2010-2151569	PLATINUM ADVERTISING II, LLC	12/1/2018	Yes
A-2017-2583954	PROSPECT ENERGY, LLC	11/28/2018	Yes
A-2009-2150016	RELIABLE POWER ALTERNATIVES CORPORATION	12/1/2018	Yes
A-2010-2211708	ROSENTHAL ENERGY ADVISORS, INC.	11/30/2018	Yes
A-2016-2524863	SUNSTAR C&E SERVICES, LLC	12/7/2018	Yes
A-2013-2392573	US ENERGY CONSULTING GROUP, LLC	12/11/18	Yes
A-2013-2346222	US GRID ENERGY, LLC	12/7/2018	Yes

\*Taking title to electricity

As part of its EGS license validation procedures, the Commission's Bureau of Technical Utility Services sent a 90-day Security Renewal Notice Letter to 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, the Department of Revenue—Bureau of Corporation Taxes, all electric distribution companies, all of the Electric Generation Suppliers in the Supplier Table and publish a copy of this Tentative Order 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. 19-28. Filed for public inspection January 4, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant by January 22, 2019. 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-2018-3001014. Mildred Transit Corp** (45 East City Avenue # 382, Bala Cynwyd, Montgomery County, PA 19004) in paratransit service from points in the City and County of Philadelphia to the correctional facilities at SCI Chester and SCI Phoenix, and return. *Attorney:* Kenneth Mirsky, Esquire, 2033 Walnut Street, Philadelphia, PA 19103.

**A-2018-3005882. Family First Care, LLC** (3939 Germantown Avenue, Philadelphia County, Philadelphia, PA 19140) in paratransit service between points in the City and County of Philadelphia.

**A-2018-3006169. Anba Bola, LLC** (4011 Germantown Pike, Collegeville, Montgomery County, PA 19426) in paratransit service, from points in the Counties of Montgomery, Bucks and Delaware, and the City and County of Philadelphia, to points in Pennsylvania, and return.

**A-2018-3006423. Bey, Inc.** (8125 Frankford Avenue, Philadelphia, Philadelphia County, PA 19136) in limousine service from points in the Borough of Bensalem, Bucks County, to points in Pennsylvania, and return;

excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2018-3006532. James L. Gingery, t/a J.G. Transport** (30 Mechanic Street, Apartment A, Milroy, Mifflin County, PA 17063) in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, between points in Pennsylvania.

**A-2018-3006536. Spaulding Sole Savers, LLC** (231 Gary Avenue, Lebanon, Lebanon County, PA 17046) in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lebanon County, to points in Pennsylvania, and return.

**Application of the following for amendment to the certificate of public convenience approving the operation of motor vehicles as common carriers for transportation of persons as described under the application.**

**A-2018-3005777. Kenneth Joseph Strauch, t/d/b/a The Limo Guy of Northeast Pennsylvania** (121 Hemlock Drive, Clarks Summit, PA 18411) in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Luzerne, Monroe, Pike, Susquehanna, Wayne and Wyoming to points in Pennsylvania, and return.

**Applications of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle as described under each application.**

**A-2018-3006523. Ramses R. Kaddis** (7132 Falstaff Road, Tobyhanna, Monroe County, PA 18466) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-00122261, persons upon call or demand.

**A-2018-3006565. Robert Eugene Duffy, Sr.** (49 Summer Street, Salunga, Lancaster County, PA 17538) discontinuance of service and cancellation of his certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-29. Filed for public inspection January 4, 2019, 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 January 21, 2019, 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.

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**Pennsylvania Public Utility Commission; Bureau of  
Investigation and Enforcement v. Benjamin Leo  
Fisher, t/a Ben the Mover Guy;  
Docket No. C-2018-3004930**

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 Benjamin Leo Fisher, t/a Ben the Mover Guy, (respondent) is under suspension effective September 14, 2018 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 4331 Pine Street, # 1F, Philadelphia, PA 19104.
3. That respondent was issued a Certificate of Public Convenience by this Commission on June 01, 2017, at A-8919458.
4. That respondent has failed to maintain evidence of Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

*Wherefore*, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919458 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the

statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 9/26/2018

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of

insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions, you may call 717-783-3847.

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**Pennsylvania Public Utility Commission; Bureau of  
Investigation and Enforcement v. 3 T Solutions,  
LLC; Docket No. C-2018-3005554**

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 October 11, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 2337 North Third Street, 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 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: 11/8/2018

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint



by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions, you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of  
Investigation and Enforcement v. Kevin Andrew  
Dinger, t/a Dinger Trucking;  
Docket No. C-2018-3005878**

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 Kevin Andrew Dinger, t/a Dinger Trucking, (respondent) is under suspension effective October 29, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 726 Humpback Road, Brookville, PA 15825.

3. That respondent was issued a Certificate of Public Convenience by this Commission on June 27, 2017, at A-8919971.

4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8919971 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: 11/8/2018

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If



your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: RA-PCCmplntResp@pa.gov

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 P.O. Box 3265  
 Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions, you may call 717-783-3847.

\_\_\_\_\_  
**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Tiller Well Services, LLC, t/a TWS Trucking;**  
**Docket No. C-2018-3005941**

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 Tiller Well Services, LLC, t/a TWS Trucking, (respondent) is under suspension effective November 03, 2018 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 402 Pecan Court, Bullard, TX 75757.

3. That respondent was issued a Certificate of Public Convenience by this Commission on October 03, 2013, at A-8915794.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8915794 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: 11/13/2018

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
P.O. Box 3265  
Harrisburg, PA 17105-3265

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of

insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions, you may call 717-783-3847.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-30. Filed for public inspection January 4, 2019, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Transfer of Stock

**A-2018-3006627, A-2018-3006628, A-2018-3006629 and A-2018-3006630. Ironton Telephone Company.** Joint application for all approvals required under 66 Pa.C.S. (relating to Public Utility Code) for the transfer of greater than 20% voting stock of Ironton Telephone Company together with ITC Global Networks, LLC, Service Electric Telephone Company, LLC and Ironton Long Distance to transferee Patricia Stewart.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before January 22, 2019. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, P.O. Box 3265, Harrisburg, PA 17105-3265, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Joint Applicants:* Ironton Telephone Company; ITC Global Networks, LLC; Service Electric Telephone Company, LLC; Ironton Long Distance

*Through and By Counsel:* James H. Lister, Esquire, Elisabeth H. Ross, Esquire, Birch Horton Bittner & Cherot, PC, 1100 Connecticut Avenue, NW, Suite 825, Washington, DC 20036

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 19-31. Filed for public inspection January 4, 2019, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Service of Notice of Motor Carrier Application in the City of Philadelphia

The following permanent authority application to render service as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than January 22, 2019. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business address of the respective applicant or attorney, or both.

**Doc. No. A-18-12-06. Lazaras, LLC** (1728 Cobbs Creek Parkway, Philadelphia, PA 19142): An application for a medallion taxicab certificate of public convenience to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* Danielle Friedman, Esq., 2301 Church Street, Philadelphia, PA 19124.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 19-32. Filed for public inspection January 4, 2019, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Access to Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

This notice is provided to direct the public to the State Conservation Commission's (Commission) Facility Odor Management Program webpage or to the Commission's office to obtain information relating to Odor Management Plans submitted for Commission action under 3 Pa.C.S. §§ 501–522 (relating to nutrient management and odor management).

The Commission's Odor Management Program Public Noticing webpage, accessed through the Commission's general web site at <http://www.pda.state.pa.us/sec> (select "Plants, Land & Water," then "State Conservation Commission," then "Odor Management Program," then "Odor Management Program Public Notices"), provides the public with the name, address, animal equivalent units, animal type, Odor Site Index score and submission type for the various Odor Management Plans (OMP) under review by the Commission. This listing of plans under review can also be accessed by contacting the Commission's office in Harrisburg at (717) 787-8821. The Com-

mission will not take an action on a submitted OMP until it has been noticed on this list for a minimum of 21 days.

All Commission actions on submitted OMPs will be published in the *Pennsylvania Bulletin*.

Persons wishing to view or obtain a copy of submitted OMPs are directed to submit a Right-To-Know request to the Department of Agriculture (Department) to arrange access to the plans currently under review.

Persons wishing to comment on an OMP under review by the Commission are invited to submit a written statement outlining their comments on the OMPs to the Commission's Odor Management Program within 21 days from the OMP notice date provided on the Commission's listing of OMPs under review on the Odor Management Program Public Notices webpage. Persons with a question relating to the submission of comments on an OMP under review may contact the Commission office by phone to discuss the process for the submission of comments. Comments should include the name, address and telephone number of the writer, and a concise statement to inform the Commission of the exact basis of the comments and the relevant facts upon which they are based. Comments may be submitted, in writing, to the State Conservation Commission, Department of Agriculture, ATTN: Odor Management Program Coordinator, 2301 North Cameron Street, Room 311, Harrisburg, PA 17110.

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

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 19-33. Filed for public inspection January 4, 2019, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Actions Taken at December Meeting

As part of its regular business meeting held on December 6, 2018, in Harrisburg, PA, the Susquehanna River Basin Commission (Commission) approved or tabled the applications of certain water resources projects, and took additional actions, as set forth in the following Supplementary Information.

The business meeting was held on December 6, 2018.

For further information contact Ava Stoops, Administrative Specialist, (717) 238-0423, fax (717) 238-2436, [srbcs@srbcs.net](mailto:srbcs@srbcs.net). Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788. Also see the Commission web site at [www.srbcs.net](http://www.srbcs.net).

#### *Supplementary Information*

In addition to the actions taken on projects identified in the previous summary and the listings as follows, the following items were also presented or acted upon at the business meeting: 1) adopting the independent financial audit report for fiscal year 2018; 2) approval of several grant agreements; 3) adoption of a resolution urging President Trump and the United States Congress to



provide full funding for the National Groundwater and Streamflow Information Program, thereby supporting the Susquehanna Flood Forecast & Warning System; 4) adopting a resolution approving a consumptive use mitigation project located in Lancaster County and approving the signing of a water supply agreement with the Lancaster County Solid Waste Management Authority; 5) adopting a resolution deferring updates to the Comprehensive Plan for the Water Resources of the Susquehanna River Basin until 2021; 6) approving a request for waiver of 18 CFR 806.31 (relating to term of approvals); and 7) approving a settlement with EQT Production Company for \$120,000.

*Project Applications Approved*

The Commission approved the following project applications:

1. Project Sponsor and Facility: City of Aberdeen, Harford County, MD. Modification to extend the approval term of the surface water withdrawal approval (Docket No. 20021210) to be coterminous with a revised Maryland Department of the Environment State Water Appropriation and Use Permit for the Aberdeen Proving Ground-Aberdeen Area.

2. Project Sponsor and Facility: City of Aberdeen, Harford County, MD. Modification to extend the approval term of the consumptive use approval (Docket No. 20021210) to be coterminous with a revised Maryland Department of the Environment State Water Appropriation and Use Permit for the Aberdeen Proving Ground-Aberdeen Area.

3. Project Sponsor and Facility: Adams & Hollenbeck Waterworks, LLC (Salt Lick Creek), New Milford Township, Susquehanna County, PA. Application for renewal of surface water withdrawal of up to 0.720 mgd (peak day) (Docket No. 20141209).

4. Project Sponsor and Facility: ARD Operating, LLC (Pine Creek), Watson Township, Lycoming County, PA. Application for renewal of surface water withdrawal of up to 0.720 mgd (peak day) (Docket No. 20141201).

5. Project Sponsor and Facility: Bloomfield Borough Water Authority, Bloomfield Borough, Perry County, PA. Application for groundwater withdrawal of up to 0.055 mgd (30-day average) from Perry Village Well 2.

6. Project Sponsor and Facility: Denver Borough Authority, Denver Borough, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.098 mgd (30-day average) from Well 2 (Docket No. 19890104).

7. Project Sponsor and Facility: Denver Borough Authority, Denver Borough, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.092 mgd (30-day average) from Well 3 (Docket No. 19890104).

8. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.045 mgd (30-day average) from Well 10 (Docket No. 19890101).

9. Project Sponsor and Facility: East Cocalico Township Authority, East Cocalico Township, Lancaster County, PA. Application for renewal of groundwater withdrawal of up to 0.059 mgd (30-day average) from Well 9 (Docket No. 19890101).

10. Project Sponsor and Facility: Eclipse Resources-PA, LP (Pine Creek), Gaines Township, Tioga County, PA. Application for surface water withdrawal of up to 3.000 mgd (peak day).

11. Project Sponsor and Facility: Masonic Village at Elizabethtown, West Donegal Township, Lancaster County, PA. Modification to increase consumptive use by an additional 0.055 mgd (peak day), for a total consumptive use of up to 0.230 mgd (peak day) (Docket No. 20030811).

12. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Seeley Creek), Wells Township, Bradford County, PA. Application for renewal of surface water withdrawal of up to 0.750 mgd (peak day) (Docket No. 20141212).

13. Project Sponsor and Facility: Repsol Oil & Gas USA, LLC (Wyalusing Creek), Stevens Township, Bradford County, PA. Application for renewal of surface water withdrawal of up to 1.500 mgd (peak day) (Docket No. 20141213).

14. Project Sponsor and Facility: Schuylkill Energy Resources, Inc., Mahanoy Township, Schuylkill County, PA. Application for renewal of groundwater withdrawal of up to 5.000 mgd (30-day average) from Maple Hill Mine Shaft Well (Docket No. 19870101).

15. Project Sponsor and Facility: Schuylkill Energy Resources, Inc., Mahanoy Township, Schuylkill County, PA. Application for renewal of consumptive use of up to 2.550 mgd (peak day) (Docket No. 19870101).

16. Project Sponsor and Facility: SWEPI, LP (Cowanesque River), Nelson Township, Tioga County, PA. Application for renewal of surface water withdrawal of up to 0.533 mgd (peak day) (Docket No. 20141211).

17. Project Sponsor and Facility: Tenaska Resources, LLC (Cowanesque River), Westfield Township, Tioga County, PA. Application for renewal of surface water withdrawal of up to 0.400 mgd (peak day) (Docket No. 20141214).

*Project Applications Tabled*

The Commission tabled action on the following project applications:

1. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Beech Mountain Well 1.

2. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.144 mgd (30-day average) from Beech Mountain Well 2.

3. Project Sponsor: Aqua Pennsylvania, Inc. Project Facility: Beech Mountain System, Butler Township, Luzerne County, PA. Application for groundwater withdrawal of up to 0.124 mgd (30-day average) from Beech Mountain Well 3.

*Project Involving a Diversion*

The Commission approved the following project application involving a diversion:

1. Project Sponsor and Facility: City of Aberdeen, Harford County, MD. Modification to extend the approval term of the out-of-basin diversion approval (Docket No. 20021210) to be coterminous with a revised Maryland Department of the Environment State Water Appropriation and Use Permit for the Aberdeen Proving Ground-Aberdeen Area.



*Commission-Initiated Project Approval Modifications*

The Commission approved the following project approval modifications:

1. Project Sponsor and Facility: Fox Hill Country Club, Exeter Borough, Luzerne County, PA. Conforming the grandfathering amount with the forthcoming determination for a groundwater withdrawal of up to 0.125 mgd (30-day average) from the Halfway House Well (Docket No. 20020605).

2. Project Sponsor and Facility: Norwich Pharmaceuticals, Inc., Town of North Norwich, Chenango County, NY. Conforming the grandfathering amount with the forthcoming determination for groundwater withdrawals of up to 0.106 mgd (30-day average) from Well 1 and up to 0.082 mgd (30-day average) from Well 2 (Docket No. 20050902).

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* December 19, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 19-34. Filed for public inspection January 4, 2019, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following list of projects from October 1, 2018, through October 31, 2018.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Approvals by Rule Issued Under 18 CFR 806.22(f):*

1. Inflection Energy (PA), LLC; Pad ID: Hillegas Well Pad, ABR-201308017.R1; Upper Fairfield Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 11, 2018.

2. Inflection Energy (PA), LLC; Pad ID: Bennett Well Pad, ABR-201308015.R1; Eldred Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 19, 2018.

3. Cabot Oil & Gas Corporation; Pad ID: PavelskiJ Pad 1, ABR-201810001; Gibson Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: October 19, 2018.

4. Repsol Oil & Gas USA, LLC; Pad ID: DCNR 594 (200), ABR-201810002; Liberty Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: October 22, 2018.

5. Chief Oil & Gas LLC; Pad ID: HEMLOCK RIDGE ESTATES UNIT PAD; ABR-201810003; McNett Township, Lycoming County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: October 24, 2018.

6. ARD Operating, LLC; Pad ID: Lycoming H&FC Pad F; ABR-201309015.R1; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: October 26, 2018.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* December 19, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 19-35. Filed for public inspection January 4, 2019, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) approved by rule the following list of projects from November 1, 2018, through November 30, 2018.

For further information contact Jason E. Oyler, General Counsel, (717) 238-0423, Ext. 1312, fax (717) 238-2436, joyler@srbc.net. Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### *Supplementary Information*

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

#### *Approvals by Rule Issued Under 18 CFR 806.22(f):*

1. Cabot Oil & Gas Corporation; Pad ID: FoltzJ P1, ABR-201311002.R1; Brooklyn Township, Susquehanna County, PA; Consumptive Use of Up to 4.2500 mgd; Approval Date: November 9, 2018.

2. Repsol Oil & Gas USA, LLC; Pad ID: DCNR 594 (02-201), ABR-201811001; Liberty Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: November 13, 2018.

3. Cabot Oil & Gas Corporation; Pad ID: AckerC P1, ABR-201311004.R1; Bridgewater Township, Susquehanna County, PA; Consumptive Use of Up to 4.2500 mgd; Approval Date: November 13, 2018.

4. Repsol Oil & Gas USA, LLC; Pad ID: CLDC (02 177), ABR-201811002; Ward Township, Tioga County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: November 19, 2018.

5. Cabot Oil & Gas Corporation; Pad ID: AndersonR P1, ABR-201311009.R1; Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 4.2500 mgd; Approval Date: November 19, 2018.

6. Chesapeake Appalachia, LLC; Pad ID: Pond Family; ABR-201811004; Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: November 21, 2018.

7. Cabot Oil & Gas Corporation; Pad ID: PowersM P1, ABR-201811003; Auburn Township, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: November 26, 2018.

8. SWEPI, LP; Pad ID: Sherman 492W, ABR-201310001.R1; Sullivan Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: November 30, 2018.

9. Range Resources—Appalachia, LLC; Pad ID: State Game Lands 075A—East Pad, ABR-201311005.R1; Pine Township, Lycoming County, PA; Consumptive Use of Up to 1.0000 mgd; Approval Date: November 30, 2018.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* December 19, 2018

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 19-36. Filed for public inspection January 4, 2019, 9:00 a.m.]

