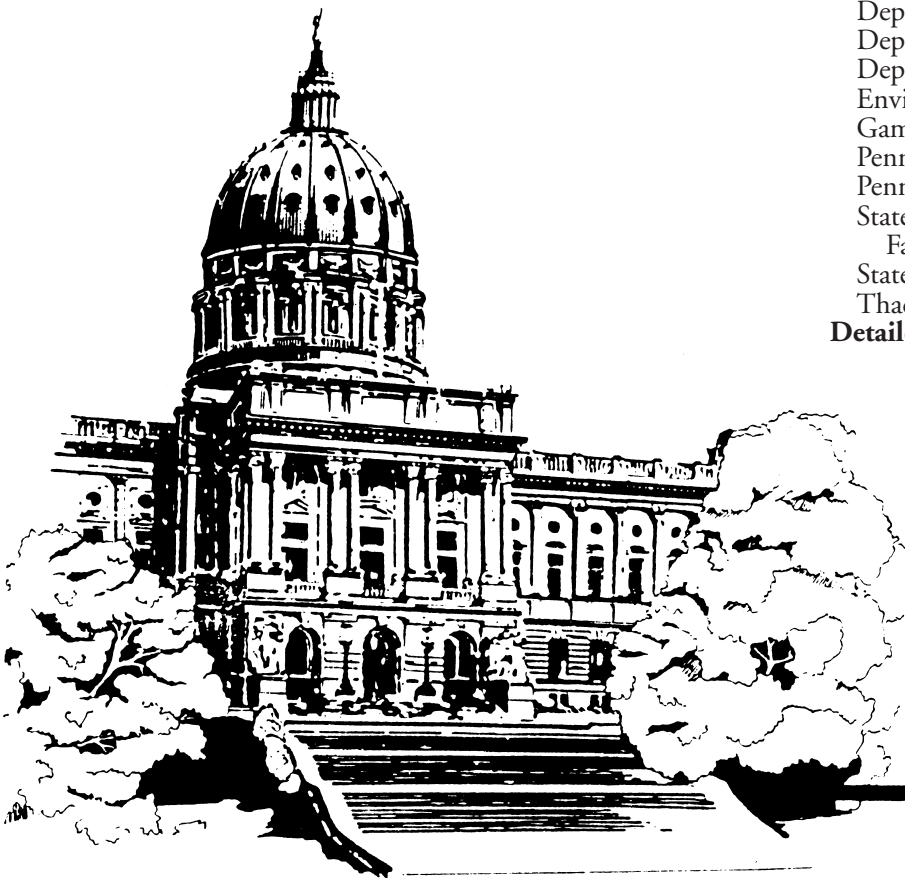


PENNSYLVANIA BULLETIN

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Department of Education
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State Board of Social Workers, Marriage and
Family Therapists and Professional Counselors
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Thaddeus Stevens College of Technology
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**Latest Pennsylvania Code Reporter
(Master Transmittal Sheet):**

No. 537, August 2019

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

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

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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List of Pa. Code Chapters Affected

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

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THE COURTS

Title 201—RULES OF JUDICIAL ADMINISTRATION

[201 PA. CODE CH. 1]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 100]

PART II. ORPHANS' COURT RULES

[231 PA. CODE CH. 1]

Title 246—MINOR COURT CIVIL RULES

PART I. GENERAL

[246 PA. CODE CH. 200]

Proposed Amendments of Pa.R.J.A. Nos. 101 and 103, Pa.R.C.P. Nos. 51 and 129, Pa.R.C.P.M.D.J. No. 201, and Pa. O.C. Rule 1.1

The Supreme Court of Pennsylvania is considering the amendment of Pennsylvania Rules of Judicial Administration 101 and 103, Pennsylvania Rules of Civil Procedure 51 and 129, Pennsylvania Rule of Civil Procedure before Magisterial District Judges 201, and Pennsylvania Orphans' Court Rule 1.1 to clarify the use of commentary in rulemaking and citation format for the reasons set forth in the accompanying publication report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any publication report accompanying the proposal has been prepared for the convenience of those using the rules. Such a report neither will constitute a part of the rules nor will be officially adopted by the Supreme Court.

Additions to the text of the proposal are bolded and underlined; deletions to the text are bolded and bracketed.

All interested persons are invited to submit comments, suggestions, or objections in writing to:

Daniel A. Durst, Chief Counsel
Rules Committees
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
FAX: 717-231-9541
RulesCommittees@pacourts.us

All communications in reference to the proposal should be received by November 15, 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. Receipt of all submissions will be acknowledged.

Annex A

TITLE 201. RULES OF JUDICIAL ADMINISTRATION

CHAPTER 1. GENERAL PROVISIONS

Rule 101. Title and citation of rules.

These rules shall be known as the Pennsylvania Rules of Judicial Administration and may be cited as "Pa.R.J.A. [No.] ____."

Rule 103. Procedure for adoption, filing, and publishing rules.

(a) *Notice of proposed rulemaking.*

(1) Except as provided in subdivision (a)(3), the initial [**recommendation of a proposed rule, or proposed amendment**] **proposal of a new or amended rule**, including [**the explanatory note**] **any commentary** that is to accompany the rule **text**, shall be distributed by the proposing Rules Committee to the *Pennsylvania Bulletin* for publication therein. The **proposal shall include a publication [notification shall contain] notice containing** a statement to the effect that [**comments**] **written responses** regarding the proposed rule or amendment are invited and should be sent directly to the proposing Rules Committee within a specified period of time, **and a publication report from the Rules Committee containing the rationale for the proposed rulemaking.**

(2) Written [**comments, suggestions or objections**] **responses** relating to the [**proposed rule or amendment**] **proposal** shall be sent directly to the proposing Rules Committee within a specified number of days after the publication of the rule or amendment in the *Pennsylvania Bulletin*, and any [**such commentary**] **written responses** shall be reviewed by the said Committee prior to action on the proposal by the Supreme Court. Any further proposals which are based upon the [**commentary**] **written responses** so received need not be, but may be, published in the manner prescribed in subdivision (a)(1).

(3) A proposed rule or amendment may be promulgated even though it has not been previously distributed and published in the manner required by subdivisions (a)(1) and (a)(2), where exigent circumstances require the immediate adoption of the proposal; or where the proposed amendment is of a typographical or perfunctory nature; or where in the discretion of the Supreme Court such action is otherwise required in the interests of justice or efficient administration.

(b) *Rules adopted by the Supreme Court.*

(1) Rules adopted **or amended** by the Supreme Court, **and any adoption report of the Rules Committee**, shall be filed in the office of the Prothonotary of the Supreme Court.

(2) After an order adopting a rule or amendment has been filed with the Prothonotary of the Supreme Court, the Prothonotary shall forward a certified copy of the order [**and**], rule or amendment, **and any adoption report** to:

(i) The publisher of the official version of Supreme Court decisions and opinions who shall cause it to be printed in the first available volume of the State Reports.

[(ii) The prothonotaries or clerks of all courts, which may be affected thereby, and thereupon the order and rule or amendment shall be published by such prothonotaries or clerks in the same manner as local rules adopted by such courts.

(iii) [(ii) The Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

[(iv)] (iii) The Administrative Office.

* * * * *

[Official Note:] Comment: Effective 2019, “rule” includes the rule text and any accompanying commentary such as a note or comment. Such commentary, while not binding, may be used to construe or apply the rule text. Pursuant to subdivision (a), rulemaking proposals published seeking written responses shall be accompanied by a publication report from the Rules Committee. A Rules Committee may also submit a report pursuant to subdivision (b) when the Supreme Court adopts a rulemaking proposal. Any statements contained in Rules Committees’ reports permitted by either subdivision (a) or (b) are neither part of the rule nor adopted by the Supreme Court.

* * * * *

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 100. RULES OF CONSTRUCTION

Rule 51. Title and Citation of Rules.

These rules shall be known as the Pennsylvania Rules of Civil Procedure and may be cited as “Pa.R.C.P. [No.] _____.”

* * * * *

Rule 129. Construction of Rules. Titles, Provisos, Exceptions and Headings. Use of [Notes and Explanatory Comments] Commentary.

(a) The title or heading of a rule may be considered in construing the rule.

(b) Provisos shall be construed to limit rather than to extend the operation of the clauses to which they refer.

(c) Exceptions expressed in a rule shall be construed to exclude all others.

(d) The title or heading prefixed to a chapter of rules shall not be considered to control but may be used in construing the rules.

(e) [**A note to a rule or an explanatory comment**] **Commentary** is not a part of the rule **text**, but may be used in construing the rule **text**.

Comment: Any statements contained in a report by the Civil Procedural Rules Committee and the Domestic Relations Procedural Rules Committee is for the benefit of those using the rules, but neither constitutes part of the rule nor is adopted by the Supreme Court. See Pa.R.J.A. 103, Comment.

* * * * *

PART II. ORPHANS’ COURT RULES

CHAPTER I. PRELIMINARY RULES

Rule 1.1. Short Title and Citation.

These Rules shall be known as the Pennsylvania **Rules of Orphans’ Court [Rules] Procedure**, shall be re-

ferred to individually herein as “Rule,” and cited as “[Pa.O.C. Rule] **Pa.R.O.C.P.** _____.”

* * * * *

TITLE 246. MINOR COURT CIVIL RULES

PART I. GENERAL

CHAPTER 200. RULES OF CONSTRUCTION; GENERAL PROVISIONS

Rule 201. Citation of Rules.

These rules may be cited as “Pa.R.C.P.M.D.J. [No.] _____.”

PUBLICATION REPORT

Proposed Amendment of Pa.R.J.A. Nos. 101 and 103, Pa.R.C.P. Nos. 51 and 129, Pa.R.C.P.M.D.J. No. 201, and Pa. O.C. Rule 1.1

The Supreme Court of Pennsylvania is considering the amendment of Pennsylvania Rule of Judicial Administration 103 and Pennsylvania Rule of Civil Procedure 129 to clarify the use of commentary in rulemaking and amendment of Pennsylvania Rule of Judicial Administration 101, Pennsylvania Rule of Civil Procedure 51, Pennsylvania Rule of Civil Procedure before Magisterial District Judges 201, and Pennsylvania Orphans’ Court Rule 1.1 concerning citation format.

Restyling and Rulemaking Guide

The Supreme Court is considering a restyling of its procedural rules in order to reduce the degree of textual and formatting variation and inconsistency both among the bodies of rules and within each body of rules. Efforts have been undertaken to prepare a “Style and Rulemaking Guide” (“Guide”) for the statewide procedural and evidentiary rules, similar in some aspects to the *Pennsylvania Code & Bulletin Style Manual* (5th ed. 2014). An approved Guide would be used for the complete restyling of each body of rules.

Restyling also presents an opportunity for renumbering the “domestic relations rules” in Chapters 1900—1950 of the Rules of Civil Procedure. Currently, those rules are bookended by other chapters, which limit expansion. Hence, those rules are numbered utilizing a hyphenated extension in addition to a decimal extension, e.g., Pa.R.C.P. No. 1910.16-4. It is proposed that these rules be removed and reestablished as an entirely separate body of procedural rules. The new body of rules would have a distinct citation format. Rules of Civil Procedure outside of current Chapters 1900—1950 that are used in “family law” proceedings will either be reproduced in the new body of rules or incorporated by reference. Readers are invited to submit written responses concerning the reestablishment of these rules.

Concerning the citation of rules, the number abbreviation, “No.,” is proposed to be eliminated from the citation of the Rules of Civil Procedure, the Rules of Civil Procedure Governing Actions and Proceedings before Magisterial District Judges, and the Rules of Judicial Administration. The use of “No.” is unique to these bodies of rules—no other procedural or evidentiary bodies of rules use that abbreviation. Its elimination will reduce variation in citation format.

Additionally, the Orphans’ Court Rules’ title and citation is another variation in description and citation format. Currently Pa. O.C. Rule 1.1 states: “These Rules shall be known as the Pennsylvania Orphans’ Court Rules, shall be referred to individually herein as ‘Rule,’ and cited as ‘Pa. O.C. Rule _____.’” The title of the

rules is proposed to be amended to contain “procedure” to be consistent with the other bodies of procedural rules. Second, the spaces in citation format are proposed to be eliminated because it can result in a fragmented citation appearing on two lines due to a word processor’s return function. As proposed, the title and citation would be amended to state: “These Rules shall be known as the Pennsylvania Rules of Orphans’ Court Procedure and shall be cited as ‘Pa.R.O.C.P. _____.’”

The proposed amendments to Pa.R.J.A. No. 101, Pa.R.C.P. No. 51, Pa. O.C. Rule 1.1, and Pa.R.C.P.M.D.J. 201 are set forth in the accompanying rule text. Notably, these rules illustrate the variation of phrasing among the procedural rules, even for the modest task of setting forth titles and citations.

Concerning the degree of uniformity among the bodies of rules, the Guide will address the differing numbering schemes for subparts and the use of subdivisions and paragraphs to describe subparts. It is proposed that these differences be eliminated in favor of complete uniformity. The subparts of some rules will be renumbered. For example, Pa.R.J.C.P. 1182(A)(3)(d) will be renumbered as Pa.R.J.C.P. 1182(a)(3)(iv). To aid users, tables will be developed indicating the new numbering.

Notes, Comments, and Reports

The work on the Guide also included a review of “notes,” “comments,” and “reports” because the usage varies significantly among the bodies of rules. Additionally, the varied use of such descriptors is a common source of confusion with readers. The cause of this confusion appears to be attributed to: 1) varied nomenclature; 2) inconsistent practices; and 3) dated understanding.

Nomenclature

A brief description of the understood meaning of “notes,” “commentary,” and “reports” from a drafting perspective may be helpful. First, some bodies of rules, such as the Rules of Civil Procedure, often use a “note” within rule text to refer or direct the reader to other authority helpful in applying a specific provision of a rule. The authority may be to other rules, statutes, or case law. Notes in this context may be interspersed within rule text, tend to be used sparingly, and contain little exposition apart from a citation to other authority. Yet, other bodies of rules, such as the Rules of Criminal Procedure, use a “note” to include dates of rulemaking history and citations to Rules Committees’ reports.

Second, “commentary” is more expansive than a note and follows the rule text. Commentary often contains information beneficial to understanding and applying (*i.e.*, construing) a rule; it lends context to the rule text.

Third, a “report” contains statements of a Rules Committee. Reports present the rationale for rulemaking and may identify particular issues or matters the Rules Committee considered during rulemaking. Often, reports are episodic with each rulemaking effort and become historical in nature. Reports accompany proposed rulemaking published for comment and may also be filed with the Supreme Court Prothonotary when new or amended rules are adopted. Reports are separate documents from the rule and are not reviewed or approved by the Court.

To synthesize terminology, it is proposed that all bodies of rules will use “Comment” to describe commentary. This naming convention will impact the Rules of Civil Procedure, including Domestic Relations, the Rules of Appellate Procedure, and the Rules of Civil Procedure Before

Magisterial District Judges; however, it will align those bodies with the current practice of the Rules of Criminal Procedure, the Rules of Juvenile Court Procedure, the Orphans’ Court Rules, and the Rules of Evidence. “Notes” currently placed within rule text are proposed to be relocated to the “Comment.” Additionally, “Publication Report” and “Adoption Report” would be used to describe the two types of Rules Committees’ reports. This naming convention will impact all the Rules Committee, but the descriptors are more apt and intuitive.

Practices

Currently, all bodies of rules, except the Rules of Civil Procedure, include the commentary within the “rule” following the rule text.¹ It is proposed that a “rule” adopted by the Supreme Court and entered on the docket will be comprised of two parts: 1) the rule text—that part which sets forth requirements; and 2) the commentary—that part which informs the application of the rule text. Commentary would be part of the rule, but not part of the rule text.

For the Rules of Civil Procedure, this proposal would require a change from a separate “Explanatory Comment” to a “Comment” following the rule text. Existing, reported “Explanatory Comments” of a historical nature would be gleaned for information to be included in the “Comment” when the rules are restyled.

The Rules Committees will continue with the current optional practice of filing a separate Rules Committee report containing rulemaking rationale when a proposal is adopted, *i.e.*, “Adoption Report.” However, these reports are not adopted by the Court.

To facilitate all of these changes, Rule of Judicial Administration 103 is proposed to be amended as follows. In subdivision (a)(1), the first aspect is recognition that a “rule” is comprised of rule text and any commentary accompanying the rule text, which would include notes and comments. The second aspect is a requirement that each proposal be accompanied by a publication report from the Rules Committee explaining the rationale for the proposal. This latter aspect is a codification of the current rulemaking process.

In subdivision (a)(2), “written comments, suggestions or objections” would be replaced with “written responses” to avoid potential confusion with “comments” used as a part of rules. Further, references to “commentary” have been replaced with “written responses.” Subdivision (b) would be amended to recognize that any Rules Committees’ reports might also be filed with the rules.

Subdivision (b)(2)(ii), which requires the Prothonotary of the Supreme Court to forward a certified copy a rulemaking order and rule to the all other prothonotaries and clerks for further publication, is proposed to be deleted. Elimination of this requirement would reflect current practice.

Understanding

A uniform approach to commentary and reports should resolve confusion, as well as assist users with a consistent understanding of their utility. The Rules of Civil Procedure attempt to address the utility of “notes” and “explanatory comments,” see Pa.R.C.P. No. 127 and 129, but those rules would benefit from clarification. Pa.R.C.P. No. 127 is based upon the “legislative intent controls” contained in the Statutory Construction Act of 1972. *See*

¹The Rules of Appellate Procedure previously used a mix of commentary and reports. Beginning in 2014, reports were discontinued and commentary used exclusively.

1 Pa.C.S. § 1921. The Act states that the objective of interpretation and construction of statutes is to ascertain and effectuate the intention of the General Assembly. *Id.* § 1921(a). Likewise, Pa.R.C.P. No. 127 states that the objective of interpretation and construction of rules is to ascertain and effectuate the intention of the Supreme Court. Pa.R.C.P. No. 127(a). As currently indicated, the means of determining this intent is to use notes and explanatory comments. See Pa.R.C.P. No. 129(e) & Explanatory Comment (1990).

Amendment of Pa.R.C.P. No. 129(e) is proposed to replace references to “note” and “explanatory comment” with “commentary” and to clarify that it is not part of the rule text. Additionally, the Explanatory Comment from 1990 containing, *inter alia*, quotation of *Laudenberger v. Port Auth. of Allegheny Cty.*, 436 A.2d 147, 151 (Pa. 1981) would be deleted and replaced with a new comment containing relevant information. To further clarify the purpose and limits of commentary and reports, the existing Comment to Pa.R.J.A. No. 103 would be revised.

Implementation

The restyling of the rules will be phased throughout all bodies of rules at anticipated six-month intervals beginning in 2020. Given the breadth of some revisions, a rescission and replacement of entire bodies of rules is under consideration, but not yet definitively decided. The revisions are not intended to be substantive so publication for comment prior to adoption is not contemplated. The proposed amendments concerning citations would be implemented through the restyling.

The proposed amendments of Pa.R.J.A. No. 103 and Pa.R.C.P. No. 129, if adopted following publication, would become effective prior to the restyling effort. As indicated in its Comment, the proposed amendment to Pa.R.J.A. No. 103 would be effective for all future rulemaking, including restyled rules.

All comments, concerns, and suggestions regarding this proposal are welcome.

[Pa.B. Doc. No. 19-1270. Filed for public inspection August 23, 2019, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

List of Financial Institutions

Notice is hereby given that pursuant to Rule 221(b), Pa.R.D.E., the following List of Financial Institutions have been approved by the Supreme Court of Pennsylvania for the maintenance of fiduciary accounts of attorneys. Each financial institution has agreed to comply with the requirements of Rule 221, Pa.R.D.E., which provides for trust account overdraft notification.

SUZANNE E. PRICE,
Attorney Registrar

Financial Institutions Approved as Depositories of Trust Accounts of Attorneys

Bank Code A.

595	Abacus Federal Savings Bank
2	ACNB Bank
613	Allegent Community Federal Credit Union
375	Altoona First Savings Bank

376	Ambler Savings Bank
532	AMERICAN BANK (PA)
615	Americhoice Federal Credit Union
116	AMERISERV FINANCIAL
648	Andover Bank (The)
377	Apollo Trust Company

Bank Code B.

558	Bancorp Bank (The)
485	Bank of America, NA
662	Bank of Bird in Hand
415	Bank of Landisburg (The)
642	BB & T Company
501	BELCO Community Credit Union
397	Beneficial Bank
652	Berkshire Bank
663	BHCU
5	BNY Mellon, NA
392	BRENTWOOD BANK
495	Brown Brothers Harriman Trust Co., NA
161	Bryn Mawr Trust Company (The)

Bank Code C.

654	CACL Federal Credit Union
618	Capital Bank, NA
16	CBT Bank, a division of Riverview Bank
136	Centric Bank
394	CFS BANK
623	Chemung Canal Trust Company
599	Citibank, NA
238	Citizens & Northern Bank
561	Citizens Bank, NA
206	Citizens Savings Bank
602	City National Bank of New Jersey
576	Clarion County Community Bank
660	Clarion FCU
591	Clearview Federal Credit Union
23	CNB Bank
354	Coatesville Savings Bank
223	Commercial Bank & Trust of PA
21	Community Bank (PA)
371	Community Bank, NA (NY)
132	Community State Bank of Orbisonia
647	CONGRESSIONAL BANK
380	County Savings Bank
617	Covenant Bank
536	Customers Bank

Bank Code D.

339	Dime Bank (The)
239	DNB First, NA
27	Dollar Bank, FSB

Bank Code E.

500	Elderton State Bank
567	Embassy Bank for the Lehigh Valley
541	ENTERPRISE BANK
28	Ephrata National Bank
601	Esquire Bank, NA
340	ESSA Bank & Trust

Bank Code F.

629	1st Colonial Community Bank
158	1st Summit Bank
31	F & M Trust Company—Chambersburg
658	Farmers National Bank of Canfield
205	Farmers National Bank of Emlenton (The)
34	Fidelity Deposit & Discount Bank (The)
343	FIDELITY SAVINGS & LOAN ASSOCIATION OF BUCKS COUNTY

583 Fifth Third Bank
 661 First American Trust, FSB
 643 First Bank
 174 First Citizens Community Bank
 191 First Columbia Bank & Trust Company
 539 First Commonwealth Bank
 504 First Federal S & L Association of Greene County
 525 First Heritage Federal Credit Union
 42 First Keystone Community Bank
 51 First National Bank & Trust Company of Newtown (The)
 48 First National Bank of Pennsylvania
 426 First Northern Bank & Trust Company
 604 First Priority Bank, a division of Mid Penn Bank
592 FIRST RESOURCE BANK
 657 First United Bank & Trust
 408 First United National Bank
 151 Firsttrust Savings Bank
 416 Fleetwood Bank
 175 FNCB Bank
 291 Fox Chase Bank
 241 Franklin Mint Federal Credit Union
 639 Freedom Credit Union
58 FULTON BANK, NA

Bank Code G.

499 Gratz Bank (The)
 498 Greenville Savings Bank

Bank Code H.

402 Halifax Branch, of Riverview Bank
 244 Hamlin Bank & Trust Company
 362 Harleysville Savings Bank
 363 Hatboro Federal Savings
 463 Haverford Trust Company (The)
 655 Home Savings Bank
 606 Hometown Bank of Pennsylvania
 68 Honesdale National Bank (The)
 350 HSBC Bank USA, NA
364 HUNTINGDON VALLEY BANK
 605 Huntington National Bank (The)
 608 Hyperion Bank

Bank Code I.

365 InFirst Bank
 557 Investment Savings Bank
 526 Iron Workers Savings Bank

Bank Code J.

70 Jersey Shore State Bank
 127 Jim Thorpe Neighborhood Bank
 488 Jonestown Bank & Trust Company
 659 JPMorgan Chase Bank, NA
72 JUNIATA VALLEY BANK (THE)

Bank Code K.

651 KeyBank NA
 414 Kish Bank

Bank Code L.

74 LAFAYETTE AMBASSADOR BANK
 554 Landmark Community Bank
 542 Linkbank
 78 Luzerne Bank

Bank Code M.

361 M & T Bank
 386 Malvern Bank, NA

510 Marion Center Bank
 387 Marquette Savings Bank
 81 Mars Bank
 43 Marysville Branch, of Riverview Bank
 367 Mauch Chunk Trust Company
 511 MCS (Mifflin County Savings) Bank
 641 Members 1st Federal Credit Union
 555 Mercer County State Bank
 192 Merchants Bank of Bangor
 610 Meridian Bank
 420 Meyersdale Branch, of Riverview Bank
294 MID PENN BANK
276 MIFFLINBURG BANK & TRUST COMPANY
 457 Milton Savings Bank
 614 Monument Bank, a division of Citizens & Northern Bank
596 MOREBANK, A DIVISION OF BANK OF PRINCETON (THE)
484 MUNCY BANK & TRUST COMPANY (THE)

Bank Code N.

433 National Bank of Malvern
 168 NBT Bank, NA
 347 Neffs National Bank (The)
434 NEW TRIPOLI BANK
 15 NexTier Bank, NA
 636 Noah Bank
 638 Norristown Bell Credit Union
 439 Northumberland National Bank (The)
 93 Northwest Bank

Bank Code O.

653 OceanFirst Bank
 489 OMEGA Federal Credit Union
 94 Orrstown Bank

Bank Code P.

598 PARKE BANK
 584 Parkview Community Federal Credit Union
 40 Penn Community Bank
 540 PennCrest Bank
 419 Pennian Bank
 447 Peoples Security Bank & Trust Company
 99 PeoplesBank, a Codorus Valley Company
 556 Philadelphia Federal Credit Union
 448 Phoenixville Federal Bank & Trust
 79 PNC Bank, NA
 449 Port Richmond Savings
 451 Progressive-Home Federal Savings & Loan Association
 637 Provident Bank
 456 Prudential Savings Bank
 491 PS Bank

Bank Code Q.

107 QNB Bank
 560 Quaint Oak Bank

Bank Code R.

452 Reliance Savings Bank
 220 Republic First Bank d/b/a Republic Bank
 628 Riverview Bank

Bank Code S.

153 S & T Bank
 316 Santander Bank, NA
 460 Second Federal S & L Association of Philadelphia
 646 Service 1st Federal Credit Union
 458 Sharon Bank

462	Slovenian Savings & Loan Association of Franklin-Conemaugh
486	SOMERSET TRUST COMPANY
633	SSB Bank
518	STANDARD BANK, PASB
440	SunTrust Bank
122	SUSQUEHANNA COMMUNITY BANK

Bank Code T.

143	TD Bank, NA
656	TIOGA FRANKLIN SAVINGS BANK
182	TOMPKINS VIST BANK
609	Tristate Capital Bank
640	TruMark Financial Credit Union
467	Turbotville National Bank (The)

Bank Code U.

483	UNB Bank
481	Union Building and Loan Savings Bank
634	United Bank, Inc.
472	United Bank of Philadelphia
475	United Savings Bank
600	Unity Bank
232	Univest Bank & Trust Co.

Bank Code V.

611	Victory Bank (The)
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Bank Code W.

119	WASHINGTON FINANCIAL BANK
121	Wayne Bank
631	Wells Fargo Bank, NA
553	WesBanco Bank, Inc.
494	West View Savings Bank
473	Westmoreland Federal S & L Association
476	William Penn Bank
272	Woodlands Bank
573	WOORI AMERICA BANK
630	WSFS (Wilmington Savings Fund Society), FSB

Bank Code X.**Bank Code Y.**

577	York Traditions Bank
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Bank Code Z.**PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.

*New**Name Change*

619	MB Financial Bank, NA—Change to 583 Fifth Third Bank
386	Malvern Federal Savings Bank—Change to Malvern Bank, NA
542	Stonebridge Bank—Change to 542 Linkbank

*Platinum Leader Change**Correction**Removal*

519	Beaver Valley Federal Credit Union
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[Pa.B. Doc. No. 19-1271. Filed for public inspection August 23, 2019, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Suspension

By Order of the Supreme Court of Pennsylvania dated August 6, 2019, Michael Evan Weintraub (# 78416), whose registered address is Toms River, NJ, is suspended from the practice of law in this Commonwealth for a period of six months, effective September 5, 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*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 19-1272. Filed for public inspection August 23, 2019, 9:00 a.m.]

SUPREME COURT

Financial Institutions Approved as Depositories for Fiduciary Accounts; No. 181 Disciplinary Rules Doc.

Order*Per Curiam*

And Now, this 8th day of August, 2019, it is hereby Ordered that the financial institutions named on the following list are approved as depositories for fiduciary accounts in accordance with Pa.R.D.E. 221.

FINANCIAL INSTITUTIONS APPROVED AS DEPOSITORIES OF TRUST ACCOUNTS OF ATTORNEYS

Bank Code A.

595	Abacus Federal Savings Bank
2	ACNB Bank
613	Allegent Community Federal Credit Union
375	Altoona First Savings Bank
376	Ambler Savings Bank
532	AMERICAN BANK (PA)
615	Americhoice Federal Credit Union
116	AMERISERV FINANCIAL
648	Andover Bank (The)
377	Apollo Trust Company

Bank Code B.

558	Bancorp Bank (The)
485	Bank of America, NA
662	Bank of Bird in Hand
415	Bank of Landisburg (The)
642	BB & T Company
501	BELCO Community Credit Union
397	Beneficial Bank
652	Berkshire Bank

663 BHCU
5 BNY Mellon, NA
392 BRENTWOOD BANK
495 Brown Brothers Harriman Trust Co., NA
161 Bryn Mawr Trust Company (The)

Bank Code C.

654 CACL Federal Credit Union
618 Capital Bank, NA
16 CBT Bank, a division of Riverview Bank
136 Centric Bank

394 CFS BANK

623 Chemung Canal Trust Company
599 Citibank, NA
238 Citizens & Northern Bank
561 Citizens Bank, NA
206 Citizens Savings Bank
602 City National Bank of New Jersey
576 Clarion County Community Bank
660 Clarion FCU
591 Clearview Federal Credit Union
23 CNB Bank
354 Coatesville Savings Bank
223 Commercial Bank & Trust of PA
21 Community Bank (PA)
371 Community Bank, NA (NY)
132 Community State Bank of Orbisonia
647 CONGRESSIONAL BANK
380 County Savings Bank
617 Covenant Bank
536 Customers Bank

Bank Code D.

339 Dime Bank (The)
239 DNB First, NA
27 Dollar Bank, FSB

Bank Code E.

500 Elderton State Bank
567 Embassy Bank for the Lehigh Valley
541 ENTERPRISE BANK
28 Ephrata National Bank
601 Esquire Bank, NA
340 ESSA Bank & Trust

Bank Code F.

629 1st Colonial Community Bank
158 1st Summit Bank
31 F & M Trust Company—Chambersburg
658 Farmers National Bank of Canfield
205 Farmers National Bank of Emlenton (The)
34 Fidelity Deposit & Discount Bank (The)
**343 FIDELITY SAVINGS & LOAN ASSOCIATION
OF BUCKS COUNTY**
583 Fifth Third Bank
661 First American Trust, FSB
643 First Bank
174 First Citizens Community Bank
191 First Columbia Bank & Trust Company
539 First Commonwealth Bank
504 First Federal S & L Association of Greene
County
525 First Heritage Federal Credit Union
42 First Keystone Community Bank
51 First National Bank & Trust Company of
Newtown (The)
48 First National Bank of Pennsylvania
426 First Northern Bank & Trust Company
604 First Priority Bank, a division of Mid Penn
Bank

592 FIRST RESOURCE BANK
657 First United Bank & Trust
408 First United National Bank
151 Firsttrust Savings Bank
416 Fleetwood Bank
175 FNCB Bank
291 Fox Chase Bank
241 Franklin Mint Federal Credit Union
639 Freedom Credit Union
58 FULTON BANK, NA

Bank Code G.

499 Gratz Bank (The)
498 Greenville Savings Bank

Bank Code H.

402 Halifax Branch, of Riverview Bank
244 Hamlin Bank & Trust Company
362 Harleysville Savings Bank
363 Hatboro Federal Savings
463 Haverford Trust Company (The)
655 Home Savings Bank
606 Hometown Bank of Pennsylvania
68 Honesdale National Bank (The)
350 HSBC Bank USA, NA
364 HUNTINGDON VALLEY BANK
605 Huntington National Bank (The)
608 Hyperion Bank

Bank Code I.

365 InFirst Bank
557 Investment Savings Bank
526 Iron Workers Savings Bank

Bank Code J.

70 Jersey Shore State Bank
127 Jim Thorpe Neighborhood Bank
488 Jonestown Bank & Trust Company
659 JPMorgan Chase Bank, NA
72 JUNIATA VALLEY BANK (THE)

Bank Code K.

651 KeyBank NA
414 Kish Bank

Bank Code L.

74 LAFAYETTE AMBASSADOR BANK
554 Landmark Community Bank
542 Linkbank
78 Luzerne Bank

Bank Code M.

361 M & T Bank
386 Malvern Bank, NA
510 Marion Center Bank
387 Marquette Savings Bank
81 Mars Bank
43 Marysville Branch, of Riverview Bank
367 Mauch Chunk Trust Company
511 MCS (Mifflin County Savings) Bank
641 Members 1st Federal Credit Union
555 Mercer County State Bank
192 Merchants Bank of Bangor
610 Meridian Bank
420 Meyersdale Branch, of Riverview Bank
294 MID PENN BANK
276 MIFFLINBURG BANK & TRUST COMPANY
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614 Monument Bank, a division of Citizens &
Northern Bank

596 MOREBANK, A DIVISION OF BANK OF PRINCETON (THE)
484 MUNCY BANK & TRUST COMPANY (THE)

Bank Code N.

433 National Bank of Malvern
 168 NBT Bank, NA
 347 Neffs National Bank (The)
434 NEW TRIPOLI BANK
 15 NexTier Bank, NA
 636 Noah Bank
 638 Norristown Bell Credit Union
 439 Northumberland National Bank (The)
 93 Northwest Bank

Bank Code O.

653 OceanFirst Bank
 489 OMEGA Federal Credit Union
 94 Orrstown Bank

Bank Code P.

598 PARKE BANK
 584 Parkview Community Federal Credit Union
 40 Penn Community Bank
 540 PennCrest Bank
 419 Pennian Bank
 447 Peoples Security Bank & Trust Company
 99 PeoplesBank, a Codorus Valley Company
 556 Philadelphia Federal Credit Union
 448 Phoenixville Federal Bank & Trust
 79 PNC Bank, NA
 449 Port Richmond Savings
 451 Progressive-Home Federal Savings & Loan Association
 637 Provident Bank
 456 Prudential Savings Bank
 491 PS Bank

Bank Code Q.

107 QNB Bank
 560 Quaint Oak Bank

Bank Code R.

452 Reliance Savings Bank
 220 Republic First Bank d/b/a Republic Bank
 628 Riverview Bank

Bank Code S.

153 S & T Bank
 316 Santander Bank, NA
 460 Second Federal S & L Association of Philadelphia
 646 Service 1st Federal Credit Union
 458 Sharon Bank
 462 Slovenian Savings & Loan Association of Franklin-Conemaugh
486 SOMERSET TRUST COMPANY
 633 SSB Bank
518 STANDARD BANK, PASB
 440 SunTrust Bank
122 SUSQUEHANNA COMMUNITY BANK

Bank Code T.

143 TD Bank, NA
656 TIOGA FRANKLIN SAVINGS BANK
182 TOMPKINS VIST BANK
 609 Tristate Capital Bank
 640 TruMark Financial Credit Union
 467 Turbotville National Bank (The)

Bank Code U.

483 UNB Bank

481 Union Building and Loan Savings Bank
 634 United Bank, Inc.
 472 United Bank of Philadelphia
 475 United Savings Bank
 600 Unity Bank
 232 Univest Bank & Trust Co.

Bank Code V.

611 Victory Bank (The)

Bank Code W.

119 WASHINGTON FINANCIAL BANK
 121 Wayne Bank
 631 Wells Fargo Bank, NA
 553 WesBanco Bank, Inc.
 494 West View Savings Bank
 473 Westmoreland Federal S & L Association
 476 William Penn Bank
 272 Woodlands Bank
573 WOORI AMERICA BANK
 630 WSFS (Wilmington Savings Fund Society), FSB

Bank Code X.**Bank Code Y.**

577 York Traditions Bank

Bank Code Z.**PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

IOLTA EXEMPTION

Exemptions are not automatic. If you believe you qualify, you must apply by sending a written request to the IOLTA Board's executive director: 601 Commonwealth Avenue, Suite 2400, P.O. Box 62445, Harrisburg, PA 17106-2445. If you have questions concerning IOLTA or exemptions from IOLTA, please visit their website at www.paiolta.org or call the IOLTA Board at (717) 238-2001 or (888) PAIOLTA.

FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.

*New**Name Change*

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*Platinum Leader Change**Correction**Removal*

519 Beaver Valley Federal Credit Union

[Pa.B. Doc. No. 19-1273. Filed for public inspection August 23, 2019, 9:00 a.m.]

PROPOSED RULEMAKING

DEPARTMENT OF EDUCATION

[22 PA. CODE CH. 711]

Charter Schools; Advance Notice of Proposed Rulemaking

Sections 1732-A(c) and 1751-A of the Public School Code of 1949 (School Code) (24 P.S. §§ 17-1732-A(c) and 17-1751-A) authorize the Department of Education (Department) to promulgate regulations relating to charter schools and to implement the Charter School Law (CSL) (24 P.S. §§ 17-1701-A—17-1751-A). Through this advance notice of proposed rulemaking (ANPR), the Department is announcing its intention to exercise this authority and submit a rulemaking that will propose amendments to 22 Pa. Code Chapter 711 (related to charter school and cyber charter school services and programs for children with disabilities).

A. Background and Purpose

The CSL was enacted in 1997. Apart from amendments enacted in 2001 to authorize the establishment of cyber charter schools, the CSL has remain largely unchanged since its enactment. Significant, sustained growth of the number of charter schools and cyber charter schools (collectively, charter school entities) and the number of students enrolled in charter school entities has led to an increased focus on the establishment, governance and operation of charter school entities across the Commonwealth.

Transparency and accountability in the establishment, governance and operation of charter school entities are vital to ensuring that constituencies impacting charter school entities—including charter school entities, the Boards of Trustees that govern charter school entities, the for-profit organizations that play a role in the management of charter school entities and authorizers of charter school entities—adhere to structural and operational norms that maintain the effectiveness of the CSL. To that end, the Department's proposed rulemaking will be a comprehensive package intended to ensure such transparency and accountability in implementation of the CSL's provisions related to the establishment of a charter school entity, the governance and operation of a charter school entity, and the closure of a charter school entity.

B. Specific Areas of Regulatory Effort

1. Application requirements

The CSL requires all charter school applicants to include certain information in applications to establish a charter school entity. See 24 P.S. §§ 17-1719-A and 17-1747-A. Through this ANPR, the Department is announcing its intention to develop a model application template to inform local authorizing decisions, and which would help ensure compliance with the requirements of the CSL. In this regard, the Department seeks input regarding how it may best ensure that charter school applicants demonstrate the net benefit that they will provide to the authorizing district's students; show capacity for implementing innovative educational practices that improve student learning; and meet the unique needs of authorizing districts.

2. Admissions policies

An applicant seeking to establish a charter school entity must provide information as to the applicant's admission policy and criteria for evaluating the admission of students. See 24 P.S. § 17-1719-A. Accordingly, the Department intends to require that charter school entities establish that their admissions policies are in compliance with section 1723-A of the CSL (24 P.S. § 17-1723-A), which provides that “[a] charter school shall not discriminate in its admission policies or practices on the basis of intellectual ability, . . . or athletic ability, measures of achievement or aptitude, status as a person with a disability, proficiency in the English language or any other basis that would be illegal if used by a school district.” The Department further intends to establish a process by which charter school entities shall demonstrate that they are implementing their admissions policies in accordance with the requirements of section 1723-A, especially as such policies relate to the admission of students with disabilities and students with limited English proficiency. Through its proposed rulemaking, the Department further intends to establish requirements to ensure that authorizing districts, or regional Local Education Agencies, remain involved in identifying and serving the needs of these students.

3. Accountability of Boards of Trustees

Accountability begins at the highest level of a charter school entity—the Board of Trustees. Therefore, the Department intends to establish rules governing conflicts of interest. The Department intends to preclude individuals with vested or familial interests in the actions of a charter school entity from serving on a charter school entity's Board of Trustees or participating in certain actions taken by the charter school entity, including the awarding of contracts in which a current or proposed Board member may have an interest.

4. Information related to charter school management companies

Charter school entities are publicly funded. Taxpayer funds distributed to charter school entities should be subject to the same transparency standards that apply to school districts. The Department's proposed rulemaking will establish requirements for strict oversight by the charter school entity and the relevant authorizer of the for-profit management companies doing business with a charter school entity. The Department will propose that management companies must: (1) submit to and make public annual audits; and (2) be precluded from engaging in transactions with any founder, incorporator or trustee of a charter school entity without public discussion, comment and arms-length approval by the charter school Board of Trustees. Further the Department intends to require charter school entities to adhere to public bidding requirements, as set forth in procurement rules applicable to local government units or 62 Pa.C.S. §§ 101—2311 (relating to Commonwealth Procurement Code), or both. Additionally, the Department intends to preclude transactions that disburse taxpayer funds to private interests without a good-faith return on the investment. The Department is particularly concerned about arrangements in which charter school entities lease space from foundations established solely to support the charter school entity and thereby receive reimbursement from the Commonwealth on behalf of these related entities. See 24 P.S. § 25-2574.3.

5. *Liability coverage*

Section 1719-A(17) of the CSL requires a charter school applicant to include in its application “[h]ow the charter school will provide adequate liability and other appropriate insurance for the charter school, its employees and the board of trustees of the charter school.” See 24 P.S. § 17-1719-A(17). Accordingly, the Department’s proposed rulemaking will seek to establish adequacy and propriety of insurance or other security for charter school entities.

6. *Fiscal and auditing standards*

A charter school entity is required to continuously meet generally accepted standards of fiscal management or audit requirements and maintain the ability to educate students and provide services to students and staff. See 24 P.S. §§ 17-1729-A(a)(3); 17-1741-A(3), (3)(ii); 17-1749-A(a)(1). Through the proposed rulemaking, the Department will seek to establish and define the “generally accepted standards of fiscal management or audit requirements” to which charter school entities must adhere.

7. *Funding for charter schools*

Under section 1725-A of the CSL (24 P.S. § 17-1725-A) a charter school entity may request that the Department redirect a school district’s subsidy when the charter school entity believes that the school district has failed to pay the charter school entity for the education of its resident students. The proposed rulemaking will seek to establish parameters and procedures for the administrative processes set forth in section 1725-A of the CSL. These parameters will work to ensure fairness and predictability for charter school entities and school districts and will establish timeframes and required documentation that must be adhered to and provided by each party to the process.

8. *Academic accountability*

The Department seeks comment on an accountability matrix to assist authorizers in evaluating whether a charter school entity is meeting the requirements for student performance set forth in 22 Pa. Code Chapter 4 (relating to academic standards and assessment). See 24 P.S. § 17-1729-A. The proposed accountability matrix will be developed to ensure equity and academic quality across the charter school sector and tie any further growth of the sector to academic quality and equity.

C. *Comments Requested by the Department*

The Department invites any person or entity to provide data, information and comment on the proposals discussed in Section B of this ANPR that would be helpful to the Department in preparing the proposed rulemaking.

The Department also seeks comment in the following areas:

- The proper standard of review of the Charter School Appeal Board (CAB) under section 1717-A(i)(6) of the CSL (24 P.S. § 17-1717-A(i)(6)).
- Whether the proposed rulemaking should include a process for the submission of amendments to a charter.
- Whether parameters should be defined related to the requirements for delivery of curriculum and instruction to students through the Internet and other electronic means, and the proper use of a cyber charter school’s physical facilities.
- Whether Chapter 711 should be amended to establish caseload requirements for special education teachers who provide special education supports and services to students with disabilities in charter school entities.
- Whether charter school entities should be subject to a law similar to the Financial Recovery Act (24 P.S. §§ 6-601-A—6-603-B).

This ANPR does not contain an exhaustive list of areas subject to the proposed rulemaking. The information received in response to this ANPR will be evaluated and will be used to refine the list of subject matters proposed to be regulated.

D. *How to Provide Data and Information*

Comments, data and analysis, and other information may be forwarded to the Office of the Secretary, 333 Market Street, 10th Floor, Harrisburg, PA 17126.

E. *Contact Persons*

Questions concerning the ANPR and the subsequent rulemaking may be addressed to Adam Schott, Special Assistant to the Secretary at adschott@pa.gov.

PEDRO A. RIVERA,
Secretary

[Pa.B. Doc. No. 19-1274. Filed for public inspection August 23, 2019, 9:00 a.m.]

STATEMENTS OF POLICY

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 69]

[M-2015-2518883]

Fixed Utility Distribution Rates

The Pennsylvania Public Utility Commission (Commission), on July 11, 2019, adopted a policy statement that is intended to identify factors the Commission will consider in determining just and reasonable distribution rates that promote the efficient use of electricity, natural gas or water, the use of distributed energy resources; and reduce disincentives for efficient use and resources to ensure adequate revenue to maintain the safe and reliable operation of fixed utility distribution systems.

Public Meeting held
July 11, 2019

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

*Fixed Utility Distribution Rates Policy Statement;
M-2015-2518883*

Final Policy Statement Order

By the Commission:

On May 23, 2018, the Pennsylvania Public Utility Commission (Commission) issued for comment a Proposed Policy Statement that identifies factors the Commission will consider in determining just and reasonable distribution rates that promote the efficient use of electricity, natural gas or water, and the use of distributed energy resources, as well as reduce disincentives for such efficient use and resources and ensure adequate revenue to maintain the safe and reliable operation of fixed utility distribution systems. The Proposed Policy Statement included the addition of a new section at Section 69.3303 that provides illustrations of possible distribution ratemaking and rate design options for electric distribution and natural gas distribution companies. With this Order the Commission adopts the Fixed Utilities Distribution Rates Policy Statement as set forth in Annex A to this Order.

Background

At the March 3, 2016 en banc hearing, the Commission sought information from interested parties on the efficacy and appropriateness of alternative rate methodologies, such as revenue decoupling. Invited participants, including researchers, energy companies and consumer advocates testified before the Commission, giving their views on three specific topics. These topics enquired: (1) whether revenue decoupling or other similar rate mechanisms can encourage energy utilities to better implement energy efficiency and conservation programs; (2) whether such rate mechanisms are just and reasonable and in the public interest; and (3) whether the benefits of implementing such rate mechanisms outweigh any associated costs. The following witnesses provided testimony at the hearing: Hough Gilbert Peach, PhD, H. Gil Peach & Associates, LLC; Eric Ackerman, Director of Alternative Regulation at Edison Electric Institute; Tanya J. McCloskey, Acting Pennsylvania Consumer Advocate; Paula

A. Strauss, Director of Regulatory Strategy and Support, NiSource, Inc.; Mark Newton Lowry, PhD, President of Pacific Economics Group, on behalf of Natural Resources Defense Council; Richard Sedano, Principal and US Programs Director of The Regulatory Assistance Project; Scott R. Koch, Financial Analyst, PPL Electric Utilities Corp. (PPL); Eric Miller, on behalf of the Keystone Energy Efficiency Alliance (KEEA), the Clean Air Council and Natural Resources Defense Council (NRDC); and David F. Ciarlone, PE, on behalf of the Industrial Energy Consumers of Pennsylvania.

Following the March 3rd hearing, the Commission allowed for any interested party to submit written comments under this docket by no later than March 16, 2016. The following parties submitted written comments and supplied additional input on the issue of revenue decoupling in Pennsylvania: Duquesne Light Company (Duquesne); PECO Energy Company (PECO); UGI Distribution Companies (UGI); Citizens' Electric Company of Lewisburg, PA and Wellsboro Electric Company (Citizens' and Wellsboro); Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company (collectively, FirstEnergy); Citizens for Pennsylvania's Future (PennFuture); KEEA; Energy Freedom Coalition of America; Environmental Defense Fund (EDF); Sierra Club; Pennsylvania Utility Law Project (PULP); AARP Pennsylvania; Northeast Energy Efficiency Partnerships; Citizen Power, Inc.; Office of Consumer Advocate (OCA); Office of Small Business Advocate (OSBA); Energy Association of Pennsylvania (EAP); National Association of Water Companies; Industrial Energy Consumers of Pennsylvania, Duquesne Industrial Intervenors, Met-Ed Industrial Users Group, Penelec Industrial Customer Alliance, Penn Power Users Group, Philadelphia Area Industrial Energy Users Group, PP&L Industrial Customer Alliance, and West Penn Power Industrial Intervenors (Industrials); and The Pennsylvania State University (PSU).

On March 2, 2017, the Commission issued a Tentative Order at the above-referenced Docket to continue the investigation by seeking comment on, and potential processes to advance, alternative rate methodologies that address issues each utility industry is facing. Specifically, the Commission sought comments on what alternative rate methodologies each electric distribution company (EDC), natural gas distribution company (NGDC), and water and wastewater utilities currently employ. In addition, the Commission sought comment on what alternative rate methodologies should be employed by each utility type, addressing the advantages, disadvantages, effects on low-income and income-challenged customers, efficiency programs, frequency of rate cases, interaction with existing rate mechanisms and methodology for implementation. Finally, the Commission noted that utilities had proposed alternative rate methodologies in base rate proceedings and sought comment on whether the Commission should adopt policy statements or rulemakings identifying guidelines for preferred alternative rate methodologies for each utility type and rate class.

The following parties filed written comments to the Tentative Order: AARP; Advanced Energy Economy Institute (AEEI); Alliance for Industrial Efficiency (AIE); American Council for an Energy-Efficient Economy (ACEEE); American Eagle Paper Mills, ArcelorMittal, E-Finity Distributed Generation, Cargill, Ecolab, Schneider Electric, Sheet Metal & Air Conditioning Contractors'

National Association of Pennsylvania, and Veola North America (collectively, CHP Advocates); Aqua Pennsylvania, Inc. (Aqua); The Bureau of Investigation and Enforcement (I&E); Valley Energy, Inc., Citizens' and Wellsboro (collectively, VCW); Columbia Gas of Pennsylvania, Inc. (Columbia); Duquesne; EAP; FirstEnergy; Industrials; KEEA; National Fuel Gas Distribution Corp. (NFG); NRDC; NRDC, Sierra Club, and Clean Air Council (collectively, Council); OCA; OSBA; PECO; Peoples Natural Gas Company LLC and Peoples TWP LLC (collectively, Peoples); Philadelphia Gas Works (PGW); PPL; PULP; and UGI Distribution Companies (UGI).

The following parties filed reply comments to the Tentative Order: AEEI; ACEEE; Columbia; Duquesne; EAP; FirstEnergy; KEEA; NFG; OCA; OSBA; PECO; Peoples; Pennsylvania-American Water Company (PAWC); PPL; PSU; and Strata Policy. The parties provided various comments on the appropriateness of alternative rate methodologies such as revenue decoupling, lost revenue adjustment, straight-fixed-variable pricing, cost trackers, choice of test years, multiyear rate plans, demand charges, standby and backup charges, and demand side management performance incentives.

On May 3, 2018, the Commission adopted the Motion of Vice Chairman Andrew G. Place that set forth the Fixed Utilities Distribution Rates Proposed Policy Statement at 52 Pa. Code §§ 69.3301—69.3303. On May 23, 2018, the Commission entered the Proposed Policy Statement Order at Docket No. M-2015-2518883 that described the various alternative rate methodologies in detail as well as seeking comments on the Proposed Policy Statement. Comments on the Proposed Policy Statement were due within 60 days of the publication in the *Pennsylvania Bulletin*, with reply comments due 90 days after publication. The Proposed Policy Statement was published in the June 23, 2018 *Pennsylvania Bulletin* at 48 Pa.B. 3739.

On June 28, 2018, Governor Wolf signed into law Act 58 of 2018, that amended Chapter 13 of the Pennsylvania Public Utility Code (Code), 66 Pa.C.S. §§ 1301 et seq., (relating to rates and distribution systems). Specifically, Act 58 added Section 1330, 66 Pa.C.S. § 1330 (relating to alternative ratemaking for utilities), that permits the Commission to approve an application by a utility to establish alternative rates and rate mechanisms. The Commission initiated an Act 58 implementation proceeding at Docket No. M-2018-3003269 on August 23, 2018.¹

On August 2, 2018, representatives of the Natural Resources Defense Council, Citizens for Pennsylvania's Future, PA Solar Energy Industries Association, Keystone Energy Efficiency Alliance, Clean Air Council and Philadelphia Solar Energy Alliance filed a joint request that the comment period deadline be extended by 60 days to October 22, 2018, noting the passage of Act 58 that addresses alternative ratemaking. On August 6, 2018, the AEEI filed a response to the above-referenced August 2, 2018 letter, indicating support for the 60-day extension to the comment deadline, also citing the passage of Act 58 as a reason. Finally, on August 9, 2018, the Pennsylvania Environmental Council filed a request that the comment period deadline be extended by 60 days, also noting the passage of Act 58 that addresses alternative ratemaking. On August 14, 2018, the Commission issued a Secretarial Letter granting the requests to extend the comment period by 60 days. Comments to the May 23, 2017 Proposed Policy Statement Order were due by October 22, 2018, with reply comments due by November 20, 2018.

¹ See Implementation of Act 58 of 2018 Alternative Ratemaking for Utilities, Tentative Implementation Order at Docket No. M-2018-3003269, entered August 23, 2018.

The following parties filed written comments to the Proposed Policy Statement Order: ACEEE; AEEI; AIE; Consumer Advisory Council to the Pennsylvania Public Utility Commission (CAC); Columbia; Council; Duquesne; EAP; EDF; FirstEnergy; Greenlots; Pennsylvania Energy Consumers Alliance, Met-Ed Industrial Users Group, Penelec Industrial Customer Alliance, Philadelphia Area Industrial Energy Users Group, PP&L Industrial Customer Alliance, and West Penn Power Industrial Intervenor (IA); Industrial Energy Consumers of Pennsylvania (IECPA); KEEA; The Coalition for Affordable Utility Services and Energy Efficiency in Pennsylvania, Tenant Union Representative Network and Action Alliance of Senior Citizens of Greater Philadelphia (Low Income Advocates); NRDC; OCA; OSBA; PAWC; the Pennsylvania Environmental Council (PEC); PECO; PPL; PSU; Sierra Club; and Sunrun, Inc. (Sunrun).

The following parties filed reply comments to the Proposed Policy Statement Order: AEEI, Duquesne, EAP, IA, KEEA, OCA, OSBA, PAWC, PECO, PPL, and PSU.

On April 25, 2019, the Commission adopted the Act 58 Implementation Order.² In the Act 58 Implementation Order the Commission stated the following:

The Commission recognizes that the proceeding at Docket No. M-2015-2518883 began prior to the passage of Act 58 and that both address policy considerations related to alternative ratemaking methodologies available to utilities. The Commission notes, however, that Act 58 and the proposed policy statement, while addressing utility alternative ratemaking, each have a different function in the process of establishing such rates for utilities. As will be discussed more fully below, Act 58 gave the Commission express statutory authority to approve alternative rate mechanisms for electric, natural gas, and water or wastewater utilities and what notices of such ratemaking requests are to be given to customers. While establishing the Commission's express statutory authority to approve alternative rate methodologies, Act 58 did not expressly determine which alternative rate methodologies, if any, are to be used by which utility.

On the other hand, the proposed policy statement is intended only to give guidance to fixed utilities and interested stakeholders on what is to be considered when investigating alternative ratemaking methodologies in a Section 1308 rate proceeding. While intending to assist utilities and stakeholders, the policy statement does not establish a binding norm, nor does it establish a predicate for the adoption of an alternative rate mechanism by any fixed utility. The Commission is continuing to review the comments submitted under Docket No. M-2015-2518883, as well as the comments submitted under [Docket No. M-2018-3003269] relating to the proposed policy statement and will consider how to proceed, taking into consideration what, if any, impact Act 58 has on the policy statement and how that policy statement will interact with Act 58.

Act 58 Implementation Order at 3-4.

Discussion

In the Proposed Policy Statement Order, the Commission found that a consistent theme expressed in the comments submitted under Docket No. M-2015-2518883 is that the Commission should not take a one-size-fits-all

² See Implementation of Act 58 of 2018 Alternative Ratemaking for Utilities, Implementation Order at Docket No. M-2018-3003269, entered April 25, 2019.

approach, with some parties suggesting that we establish guidelines.³ The Commission agreed with these parties that the type and extent of alternative ratemaking methodologies employed by each fixed utility should be developed in a transparent manner in accordance with each utility's unique circumstances. The Commission also agreed that establishing guidelines that each utility and stakeholder should consider in a Section 1308 rate proceeding would be helpful in determining if, the type or types of, and to what extent alternative ratemaking methodologies should be employed.⁴

A. Purpose and Scope

Initially, the Commission proposed a paragraph setting forth the purpose and scope of the Policy Statement. This paragraph was intended to establish what the Commission views as important policy initiatives that must be considered in designing and establishing rates for all classes of fixed utility customers. It was not intended to convey all policy initiatives that are to be considered, or that these policy initiatives are to be considered above all other ratemaking principles, but to identify these policy initiatives as important to the Commission.

1. Comments

The CAC supports the proposal that new rate designs be implemented in the context of a base rate case, must reflect traditional ratemaking principles, and must consider consumer impacts.⁵ IECPA notes that both Act 58 and the Proposed Policy Statement have specified that all alternative rate methodologies must still produce rates that are just and reasonable and both have provided clear policy objectives that alternative ratemaking mechanisms must achieve. IECPA states that it supports these clear delineations of policy goals and objectives but recommends that further concrete steps be taken and proposes that the Commission adopt the Performance Incentive Mechanism Design Process proposed by the Minnesota Office of Attorney General in a Minnesota Public Utility Commission proceeding.⁶

NRDC states that it supports the proposed policy goal of harmonizing utility ratemaking with the identified policy initiatives to ensure that future capital investments by utilities are not at odds with the initiatives. NRDC notes, however, that the Commonwealth will likely experience substantial growth in utility loads due to electric vehicles and other electrification initiatives and that rates should be designed to promote both.⁷ EDF recommends that the Commission provide more detailed direction to utilities on policy goals that future electricity rates are expected to advance and that the Commission initiate a separate proceeding on grid modernization as other states have done.⁸

PAWC asserts that the Act 58 legislative findings and declarations differ in material respects from the statement of purpose and scope that appears in the Proposed Policy Statement. PAWC notes that Section 1330 states that it is the "policy of the Commonwealth that utility

ratemaking should encourage and sustain investment. . . to enhance the safety, reliability or availability of utility infrastructure consistent with the efficient consumption of utility service." PAWC then asserts that the Proposed Policy Statement does not include such an affirmation and offers at least one stated purpose that, absent further elucidation that is not provided elsewhere in the Proposed Policy Statement, could be considered inconsistent with Act 58. While not directly identifying the inconsistency, PAWC implies in a footnote that the Proposed Policy Statement's purpose to avoid future capital additions, without more information, appears to PAWC to be in tension with the legislative findings and declarations of Act 58.⁹

Columbia, Duquesne, EAP, FirstEnergy, PECO and PPL state that Act 58 is much broader and includes mechanisms that support a wide variety of programs and policies, e.g., ones that increase security and resiliency, ensure adequate recovery for maintaining infrastructure, and support customer access to new technologies. Columbia, Duquesne, EAP, PECO and PPL recommend either a revision or reconciliation of the two proceedings in favor of the path set forth with the passage of Act 58. Columbia, Duquesne, EAP, PECO and PPL believe that capital investment or the transfer of that capital investment to innovative technologies should be entertained as better options available under Act 58 than strict avoidance of capital investment.¹⁰

NRDC agrees that when the Commission reviews utility rate requests, it may consider other applicable policy goals established by statute, regulation or case law in addition to those set forth in Act 58. NRDC also believes that the differences between the declaration of policy in Act 58 and the Proposed Policy Statement are not necessarily inconsistent, and that they can be harmonized by the Commission. NRDC further believes that it is important for the Commission to speak to the discrepancies directly and reconcile them clearly. NRDC suggests that the Proposed Policy Statement should endorse the goal of beneficial electrification of Pennsylvania's transportation and building sectors and encourage strategic utility investments that serve this purpose.¹¹

KEEA recommends that the Commission explicitly identify those policy initiatives it alludes to in the Proposed Policy Statement, while clarifying the policy statement's relationship with the policy goals articulated in Act 58. KEEA specifically requests that the Commission explicitly identify the Act 129 Energy Efficiency and Conservation Programs and the Alternative Energy Portfolio Standards as state programs that alternative ratemaking should promote. Next, KEEA recommends that the Commission indicate that its statement of purpose and scope in the Proposed Policy Statement will also serve as guidance for the implementation of Act 58.¹² AEEI is in broad agreement with the initial comments filed by KEEA. AEEI further states that the Proposed Policy Statement is complementary to the Act 58 Tentative Implementation Order but is sympathetic to suggestions to harmonize some of the language between the two.¹³

⁹ PAWC Comments at 8.

¹⁰ Columbia Comments at 4–6, Duquesne Comments at 4-5 and Reply Comments at 4-5, EAP Comments at 7-8 and Reply Comments at 3–8, FirstEnergy Comments at 3-4, PECO Comments at 3 and Exhibit A, and PPL Comments at 2–5 and Reply Comments at 2-3.

¹¹ NRDC Comments at 9–12.

¹² KEEA Comments at 6–8 and Reply Comments at 4.

¹³ AEEI Reply Comments at 1 and 3.

³ See Columbia Reply Comments at 2; Council Comments at 6-7; Duquesne Comments at 5 and Reply Comments at 8-9; EAP Comments at 3 and Reply Comments at 2-3; FirstEnergy Comments at 20; I&E Comments at 2, 8, 9; NFG Reply Comments at 2, 6; Industrials Reply Comments at 9; KEEA Reply Comments at 3-4; OSBA Comments at 11; Peoples Comments at 3-4 and Reply Comments at 3; PAWC Reply Comments at 1-2; PECO Comments at 3 and Reply Comments at 1, 3–6; PGW Comments at 1-2, 10; PPL Comments at 2 and Reply Comments at 2; PSU Reply Comments at 3-4, 10-11; UGI Comments at 4-5; and VCW Comments at 3 and Reply Comments at 1.

⁴ See Fixed Utility Distribution Rates Policy Statement, Proposed Policy Statement Order at Docket No. M-2015-2518883, entered May 23, 2018 (Proposed Policy Statement Order) at 26.

⁵ CAC Comments at 5.

⁶ IECPA Comments at 2–5.

⁷ NRDC Comments at 2–5.

⁸ EDF Comments at 1–13.

2. Disposition

To begin with, the Commission does not agree with the Commenters who assert that the passage of Act 58 supersedes or in any way prevents the Commission from promulgating a policy statement that addresses alternative rate mechanisms for fixed utilities. These Commenters cite to no statutory or case law to support this position. The basis for their assertion is that the Policy Statement conflicts with the policy declarations of Act 58, in that Act 58 is much broader and includes mechanisms that support a wide variety of programs and policies, e.g., ones that increase security and resiliency, insure adequate recovery for maintaining infrastructure, and support customer access to new technologies.¹⁴ Other Commenters assert that the phrase “avoid future capital investments” in the Policy Statement is inconsistent with a utility’s duty to provide safe and reliable service.¹⁵ These assertions are dubious in that they lack any recognition or sense of the context in which the purpose and scope of the Policy Statement was offered.

Specifically, we note that any assertion by a commenter that a Commission Policy Statement with the phrase “avoid future capital investment” is tantamount to the Commission abdicating its duty and responsibility to ensure that utilities provide safe and reliable utility service is simply nothing more than hyperbole and lacks credibility. As AEEI recognized, well-designed distribution rates can indeed avoid or defer certain capital investments, especially if used in conjunction with new ratemaking approaches that incentivize utilities to seek out non-traditional solutions to distribution system needs, such as non-wires alternatives.¹⁶

The Commission agrees with the Commenters who assert that the Policy Statement is complementary to Act 58, but may need to be harmonized with Act 58.¹⁷ To begin with, we note that the declaration of policy in Act 58, 66 Pa.C.S. § 1330(a), sets forth general utility regulatory principles such as safety, security, reliability, and availability of utility infrastructure. See 66 Pa.C.S. § 1330(a)(2). Act 58 also references general utility cost recovery principles consistent with the customers’ use of the utility’s infrastructure and the requirement that rates be just and reasonable. See 66 Pa.C.S. § 1330(a)(1).

While referencing these general utility principles, Act 58 also recognizes the changing environment in which utilities operate and how customers interact with and use the services provided by utilities. Specifically, Act 58 recognizes that “[i]nnovations in utility operations and information technologies are creating new opportunities for all customers, and [that] it is in the public interest for the commission to approve just and reasonable rates and rate mechanisms to facilitate customer access to these new opportunities.” 66 Pa.C.S. § 1330(a)(1). Finally, while Act 58 states that “utility ratemaking should encourage and sustain investment through appropriate cost-recovery mechanisms to enhance the safety, security, reliability or availability of utility infrastructure,” it also states that such enhancements must “be consistent with the efficient consumption of utility service.” 66 Pa.C.S. § 1330(a)(2).

While not using the exact terminology or phraseology found in Act 58, the Policy Statement’s purpose and scope contains these same principles and considerations. Both

address efficient use of utility services and promote access to innovations and technologies that facilitate such efficiencies. In particular, the Policy Statement has efficient use of utility service as being promoted by rate designs.¹⁸ Both address cost recovery to promote safe and reliable utility service and appropriate allocation of such costs through just and reasonable rates. With that said, the Commission agrees that as we now have Act 58, we should harmonize the language in the Policy Statement with that of Act 58.

The Commission finds that the changes to the purpose and scope of the Policy Statement appropriately address the concerns raised that the statement should be harmonized with the declaration of policy found in Act 58. Like the declaration of policy in Act 58, the purpose and scope of the Policy Statement begins with noting the impact that new technologies and information have in promoting the efficient use of utility services. The inclusion of ratemaking mechanisms in the purpose and scope aligns with the language used in Act 58 and clarifies that the Policy Statement is intended to recognize a broad scope of possible rate mechanisms and rate designs. We also make it abundantly clear that the purpose of the Policy Statement is to avoid future capital investments that become unnecessary due to new technologies and system efficiencies, including distributed energy resources, and the ability to collect more detailed information on the operation of distribution systems.

Finally, we recognize security as one of the purposes for the new ratemaking mechanisms or rate designs, as it was recognized in Act 58. We stress that the purpose and scope of the Policy Statement is intended to provide guidance on some of the issues that the Commission will consider when reviewing alternative ratemaking mechanisms and rate designs. It is not meant to be all encompassing or to replace, supersede or overturn well-established ratemaking law, regulation or principles.

B. Distribution Rate Considerations

Next, we address the guidelines for specific issues that the Commission will consider in reviewing the rates and proposed rate structures filed by fixed utilities. In the Proposed Policy Statement Order we noted that the utility landscape is evolving rapidly, none more rapidly than the electric industry. Increased penetration of distributed energy resources and electric vehicles present both a challenge and an opportunity for regulators and utilities. From a challenge perspective, the increased adoption of these technologies will likely work to decrease utilities’ distribution system capacity utilization, which is the ratio of peak demand to average demand, placing significant headwinds on distribution rates. However, the electricity industry has an opportunity to utilize the portfolio of new technologies such as advanced metering, advanced grid monitoring, energy efficiency, demand response and smart thermostats to better accommodate the evolving demand profiles created by this new energy landscape.

Accordingly, we highlighted that the Policy Statement includes a general provision related to the impact of capacity utilization. As a measure, capacity utilization can be used to judge the efficiency of an electric distribution system. We are interested in consideration of rates by our electric utilities which can work to increase distribution system capacity utilization to foster system efficiency and insulate customers from rate increases. We

¹⁴ See Columbia Comments at 4–6, Duquesne Comments at 4-5 and Reply Comments at 4-5, EAP Comments at 7-8 and Reply Comments at 3–8, FirstEnergy Comments at 3-4, PECO Comments at 3, and PPL Comments at 2–5 and Reply Comments at 2-3.

¹⁵ See PAWC Comments at 1–9.

¹⁶ AEEI Reply Comments at 3.

¹⁷ See KEEA Comments at 6–8 and Reply Comments at 4, and AEEI Reply Comments at 1 and 3.

¹⁸ While the Proposed Policy Statement did reference the avoidance of future capital investments as being promoted by rate designs, in this context such avoidance is due to efficiencies, not to prevent replacement or expansion of pipes or wires required for safe, secure and reliable utility service as some Commenters assert.

encouraged parties to comment on rate designs that can foster distributed energy adoption while also working to increase capacity utilization to potentially guide the Commission to more specific policy statement provisions.

1. Comments

CAC supports the inclusion of considerations on how the rates will impact low-income customers, how they impact customer rate stability principles, whether they include appropriate consumer protections, and whether the rates are understandable and acceptable to consumers. CAC suggests that we add specific language on how the rates improve affordability for low-income customers and how they decrease termination rates for low-income customers.¹⁹ IECPA suggests that the Commission adopt a Performance Incentive Mechanism Design Process that was proposed to the Minnesota Public Utilities Commission by the Minnesota Office of Attorney General for use in developing alternative ratemaking mechanisms.²⁰

OCA states that safeguards like the considerations enumerated in the proposed Section 69.3302 are required to ensure that consumers are protected. OCA also submits that utilities must provide sufficient information to satisfy the following filing requirements: (1) identification of the regulatory policy goals to be achieved by the alternative rates; (2) identification of the desired regulatory outcomes more efficiently or effectively than traditional base rate treatment; (3) identification of the specific metrics and reporting that will be used to measure the utility's performance; (4) identification of the tangible benefits to consumers, the costs to consumers, and other impacts on consumers; (5) identification of the consumer protections proposed for the mechanism; (6) presentation of the consumer education plan and the cost of the plan; and (7) information responsive to the topics and issues contained in the Proposed Policy Statement. OCA asserts that including these requirements will ensure that adequate information is available to consider any proposal.²¹

OSBA suggests that the fifth and sixth considerations should be modified to include cost-effective efficiency measures. OSBA further suggests that if the Commission were to delete Section 69.3303 the following consideration should be added: "How the rates impact the business risk faced by the utilities and how that reduced risk should be reflected in the allowed cost of capital." OSBA states that the factors enumerated under Section 69.3302 are critical and necessary for the Commission to evaluate whether the proposed rates are just, reasonable and in the public interest.²²

KEEA suggests that for the first consideration the Commission should include language that places an emphasis on long-term cost causation. Regarding the second consideration, KEEA requests that the Commission clarify whether the term "capacity utilization" is the same as, or similar to, the concept of "peak demand reduction." KEEA disagrees with the inclusion of the third consideration because it may implicate demand-like charges for residential customers. KEEA suggests that for the fourth consideration the Commission separate inter-class and intra-class cost shifting into two different considerations as intra-class cost shifting is a product of rate design and inter-class cost shifting is a product of cost-of-service studies. KEEA suggests that the Commission add a

caveat to the fifth consideration that it should not add additional disincentives for customer deployment of energy efficiency programs.²³

The Low Income Advocates support the inclusion of the considerations but propose changes. First, the Low Income Advocates suggest that any party to a rate case seeking to impose an alternative rate structure or design should be required to address these considerations, not just the utility. Second, the Low Income Advocates and OCA suggest that the fifth consideration should require a showing of how the rates encourage and incentivize efficiency programs. Lastly, the Low Income Advocates and OCA suggest that the seventh condition should recognize that the proponent of the alternative rate design should demonstrate that the design improves affordability for low-income customers and is designed to decrease termination rates for low-income customers.²⁴

PSU suggests that the first consideration should be modified to add a provision that cost of service studies that include load characteristics of distributed generation be required to justify allocations of costs and that the cost of service studies be required to provide substantial evidence that rates are non-discriminatory, just and reasonable. Regarding the fourth consideration, PSU suggests that the phrase "limit or" should be eliminated to make clear that rates should not move from current subsidies to larger subsidies. PSU also suggests that the Policy Statement should provide for periodic review of decoupling or any alternative rate regulation. Finally, PSU and AI suggest that subsection 69.3302(b) be modified to add a provision that requires an annual audit and review during each of the first five years of an alternative rate mechanism to ensure they are promoting infrastructure investment, efficiency and conservation, and reliability. PSU suggests that this review should be open for participation by all parties to the rate case and that after the first five years, such audits should occur over a reasonable interval determined by the Commission. Finally, PSU suggests that utilities should be required to give notice of any proposed alternative rate mechanism at least three months prior to filing the rate case.²⁵

Columbia states that the first consideration should ensure that it matches cost incurrence with recovery from the customer group that causes cost incurrence, and that the proposed rate design should be judged by the effectiveness in yielding authorized total revenue requirement, yielding the recovery of fixed cost through fixed recovery and variable cost through variable recovery. Regarding the fourth consideration, Columbia submits that additional consideration should be given to the fairness of the apportionment of total cost to the rate class based on cost incurrence to limit or eliminate inter-class cost shifting. Columbia suggests that the fifth consideration should be changed as follows: "How the rate design eliminates the inherent disincentive for a utility with volumetric distribution charges to offer an energy efficiency program," asserting that the goal of energy efficiency programs is to reduce customer consumption. Regarding the seventh consideration, Columbia asserts that it should be eliminated because it disregards the principle of fairness by shifting fixed cost recovery to higher use residential customers based solely on income.²⁶

Duquesne and FirstEnergy state that the factors listed step beyond the provisions of 66 Pa.C.S. § 1308 and attempt to impose narrow, subjective standards on utility

¹⁹ CAC Comments at 5-6.

²⁰ IECPA Comments at 3-5.

²¹ OCA Comments at 21.

²² OSBA Comments at 6 and Reply Comments at 3, 5.

²³ KEEA Comments at 10-18.

²⁴ Low Income Advocates Comments at 10-13, and OCA Reply Comments at 10.

²⁵ PSU Comments at 5-11, and AI Reply Comments at 9-10.

²⁶ Columbia Comments at 6-10.

ratemaking evaluation that are neither based on record evidence nor shown they are needed. Duquesne and FirstEnergy further state that 52 Pa. Code §§ 53.52 and 53.53 already identify a series of items that should be provided for the Commission to properly evaluate a requested change in terms and conditions of service and that most of the remaining items listed in the proposed Section 69.3302 are already addressed during the rate case proceeding, either in the initial filing or in subsequent data requests, evidentiary hearings or briefs, thereby making them unnecessary as a practical matter. FirstEnergy further states that the third consideration also conflicts with traditional ratemaking principles with respect to analysis of cost allocation.²⁷

PECO states that while it believes the factors identified highlight useful issues for consideration, PECO believes several revisions are appropriate to clarify the application of this section. PECO suggests that the Commission clarify that the guidelines under Section 69.3302 apply only to alternative rates and rate mechanisms that may be proposed in a Section 1308 proceeding. PECO notes that not all of the factors apply to every alternative rate or rate mechanism and suggests that the Commission revise Section 69.3302 to provide that the Commission may consider the listed factors in determining just and reasonable rates and eliminate the requirement that a utility address all of the factors. Finally, PECO states that the Proposed Policy Statement provides no guidance as to how customer acceptance could be established and recommends that factor 13 be removed and that the phrase “and comports with Pennsylvania law” also be removed as superfluous.²⁸

PPL states that while it appreciates the effort to raise awareness of some of the considerations, this section adds more confusion than clarity. PPL states that the considerations obligate a utility to develop evidence defending how, when, and where it addressed each of the 13 items either within or beyond the requirements in 52 Pa. Code §§ 53.52 and 53.53 (pertaining to the documentation required when filing a Section 1308 base rate case proceeding).²⁹

AEEI states that performance incentive mechanisms and performance-based rates, along with multi-year rate plans, can further align the financial interests of utilities with desired policy outcomes and customer benefits. AEEI further states that performance incentive mechanisms can incent desired utility activities such as (1) safety and reliability, (2) customer access to data, (3) energy efficiency, (4) peak load reduction, (5) third-party resource deployment, and (6) interconnection of distributed energy resources.³⁰

2. Disposition

To begin with, the Commission declines to adopt specific ratemaking mechanisms, rate designs, consumer protections or review procedures with this statement of policy as they fall outside the scope of this proceeding. In essence, these Commenters are seeking the adoption of binding norms but, as PSU points out, a statement of policy is not binding like a regulation.³¹ In addition, the purpose of this Policy Statement is to provide guidance on issues the Commission will consider when reviewing proposed alternative ratemaking mechanisms and rate designs. Accordingly, the Commission will not adopt any

of the specific ratemaking mechanisms, rate designs, consumer protections or review procedures as part of this proceeding. To do so would be contrary to the Commission’s intent to avoid a one-size-fits-all approach that limits the flexibility of the utilities, consumer advocates, stakeholders and the Commission to develop alternative ratemaking mechanisms and rate designs in a transparent manner in accordance with each utility’s unique circumstances.

The Commission also disagrees with Commenters who state that the factors listed step beyond the provisions of 66 Pa.C.S. § 1308 and attempt to impose narrow, subjective standards on utility ratemaking evaluation that are neither based on record evidence nor shown they are needed. We note that the considerations listed in Section 69.3302 in no way set standards; they simply identify issues the Commission will consider in a rate case. They neither establish the weight to be given to each consideration nor a particular outcome. The weight to be given and any outcome on any issue will be determined based on the substantial competent and credible evidence developed during the rate case proceeding. We also find it significant that, as Duquesne and FirstEnergy point out, 52 Pa. Code §§ 53.52 and 53.53 already identify a series of items that should be provided to the Commission in order for the Commission to properly evaluate a requested change in terms and conditions of service and that most of the remaining items listed in the proposed Section 69.3302 are already addressed during the rate case proceeding, either in the initial filing or in subsequent data requests, evidentiary hearings or briefs. As such, any burden that the Policy Statement may impose on a utility should be minimal and should serve to provide guidance to utilities and stakeholders on the issues and concerns they should focus their efforts on in developing and proposing alternative rate mechanisms and rate designs.

With that said, the Commission agrees with various Commenters that Section 69.3302 of the Policy Statement should be refined to better effectuate the Commission’s intent. Specifically, we revise Section 69.3302 to make it clear that this Policy Statement relates to alternative distribution ratemaking mechanisms and rate designs that promote the purpose and scope of the Policy Statement as well as the objectives of 66 Pa.C.S. § 1330 (relating to alternative ratemaking for utilities). We eliminate the reference to efficient use of electricity, natural gas or water, as well as to distributed energy resources to avoid unintentionally limiting the scope of the Policy Statement to just these considerations.

We make it clear that the Policy Statement is applicable to both alternative ratemaking mechanisms, such as revenue decoupling, straight fixed/variable and multiyear rate plans, as well as rate designs, such as demand charges and time-of-use rates. We disagree with OCA that the Policy Statement should focus only on ratemaking mechanisms.³² We find again that to limit the Policy Statement as proposed by OCA is contrary to our intent to avoid a one-size-fits-all approach and limit the flexibility of the utilities, consumer advocates, stakeholders and the Commission in developing or reviewing alternative ratemaking mechanisms and rate designs in a transparent manner in accordance with each utility’s unique circumstances. The intent is not only to provide guidance for alternative rates and ratemaking mechanisms identified in 66 Pa.C.S. § 1330, but also to provide guidance for other alternative rate designs and ratemaking mecha-

²⁷ Duquesne Comments at 5-6 and Reply Comments at 6, and FirstEnergy Comments at 5-7.

²⁸ PECO Comments at 4-5.

²⁹ PPL Comments at 5-6.

³⁰ AEEI Comments at 13.

³¹ PSU Reply Comments at 4-5.

³² OCA Reply Comments at 4-7.

nisms, noting that 66 Pa.C.S. § 1330(e) specifically does not limit the Commission's existing ratemaking authority.

Next, we change "will" to "may" to acknowledge that not all of the 14 considerations are applicable to all alternative ratemaking mechanisms or rate designs or to all utilities. This change also recognizes that each case is different in that the weight to be given and the outcome of each consideration will depend on the substantial competent and credible evidence developed during the rate case proceeding, as well as the purpose of the proposed alternative ratemaking mechanism and rate design.

We also remove the reference to acceptance by consumers and compliance with law in the thirteenth consideration. We agree with PECO that it is difficult to determine what acceptance means and that the phrase "and comports with Pennsylvania law" is superfluous as all rates must comply with the law.

Finally, we add a consideration that specifically relates to improvements in utility reliability. We find that the effectiveness of the statement of policy will be improved with the inclusion of utility reliability considerations. We agree with AEEI that in the context of performance incentive mechanisms, the Commission can consider the performance of reliability indices when designing rates. As such, we find it prudent to include the following provision under Section 69.3302(a) of the Policy Statement: "How the ratemaking mechanism and rate design will support improvements in utility reliability."

We decline to adopt other changes to the various considerations proposed by various Commenters. Their suggested changes attempt to steer the utilities, stakeholders and the Commission toward a specific result that limits flexibility in designing alternative ratemaking mechanisms and rate designs, which is contrary to the intent of the Policy Statement. We note that nothing, including this Policy Statement would preclude parties from raising these issues and concerns in a rate case proceeding.

C. *Illustration of Possible Distribution Ratemaking and Rate Design Options*

Finally, we proposed possible ratemaking and rate design options for electric and natural gas distribution companies. As previously noted, Section 69.3303 recognizes that the changing energy landscape necessitates rate designs that address a few first-order principles:

1. Policies must support the continued efficient use of all energy resources.
2. The evolution of a distributed energy environment requires substantial and well-targeted investment in distribution infrastructure.
3. Policies must encourage least-cost solutions, with cost recovery based on long-term cost causation.
4. Rate design should embrace, where feasible, the additional capabilities enabled by smart meter deployment.
5. Finally, as noted by the OCA, "costs are variable in the long run."³³ Therefore, it may be appropriate for energy utilities to design rates in a manner that minimizes the long-term costs of serving existing and new loads. Given the substantial and ongoing Long-Term Infrastructure Improvement Plan spending by the electric and natural gas utilities, a long-term approach to rate design may be appropriate.

³³ See OCA Reply Comments at 12.

Given these principles, the Commission noted that several new approaches in the electric industry could be advanced. These include, but are not limited to, performance-based incentive rate designs, performance incentive mechanisms, various levels of decoupling, and variations of demand-based and time-of-use pricing options, such as critical peak pricing.

Given current advanced metering constraints in the natural gas industry, models such as a weather normalization adjustment³⁴ or a revenue per customer adjustment,³⁵ if proposed and implemented with care, could balance utility and consumer needs by just and reasonable means that better ensure utility revenue recovery and system use. On the electric utility side, critical peak pricing and demand-based programs that use average usage over critical peak periods as demand-based billing determinants may offer a proper balance of these interests.

For these reasons, the Commission proposed the addition of the new Section 69.3303 to illustrate these principles for consideration. The inclusion of this section was not to signal, nor be interpreted as signaling, any predilection by the Commission to favor one proposal over another or any predetermination by the Commission that the proposal of one of these examples comes with any presumption of approval. We noted that, as evidenced in this proceeding, there are a variety of rate designs that address the needs of a changing utility landscape. We also felt it was important to note options that are grounded in ratemaking principles and may help customers and utilities move forward to minimize future long-term costs, allocate capital more efficiently, and achieve important policy objectives. Again, we noted that these guidelines were not meant to be the only issues the Commission will consider in any rate case, or that they are to be considered above all other ratemaking principles, but to identify these policy issues as important to the Commission. These guidelines are intended to ensure that these issues are considered and addressed to ensure that we have the most appropriate rates for the changing utility environment.

1. *Comments*

Comments on the section proposing illustrations of possible distribution ratemaking and rate design options were almost universally for eliminating it in its entirety. The primary reasons for eliminating the section is the fact that it causes confusion and, despite the disclaimers, suggests the Commission's preference for the illustrated rate designs.³⁶

2. *Disposition*

We agree with the Commenters who suggest that this Section be eliminated as it could cause more confusion than help to illustrate the issues to be considered. In addition, we agree that the illustrations, as written, improperly indicate a preferred outcome without having substantial competent evidence to support the outcome. Finally, we find that the illustrations could tend to limit the options available to utilities, which is contrary to the intent of the Policy Statement.

³⁴ Weather normalization adjustments have been implemented by both Columbia Gas of Pennsylvania, Inc. since 2012 and Philadelphia Gas Works since 2002. See Columbia Reply Comments at 3-4 and PGW Comments at 4.

³⁵ Revenue per customer adjustments have already been implemented in other states such as Ohio, Maryland, Massachusetts and Virginia; therefore, there is a history of experience from which to draw if proposing effective revenue per customer adjustments to benefit both customers and utilities. See Columbia Comments at 6.

³⁶ See CAC Comments at 6-9; NRDC Comments at 18-19; PAWC Reply Comments at 4-5; EAP Comments at 9-10 and Reply Comments at 6-7; Duquesne Comments at 6-7 and Reply Comments at 6; OCA Comments at 21-22 and Reply Comments at 7-9; Low Income Advocates Comments at 13-15; PPL Comments at 6; PSU Reply Comments at 6; and FirstEnergy Comments at 6-8.

Conclusion

The Commission finds that there are considerable shifts in the rate-setting environments for electric, natural gas, and water utilities. For evidence of such shifts, we need to look no further than the increased adoption of rooftop solar, increased investment in natural gas fueled microturbine combined heat and power units, and the significant movement toward consolidation in the water and wastewater industries. Based on the foregoing discussion, the Commission adopts this Policy Statement regarding Distribution Rates. We thank all the interested stakeholders for their helpful, thorough and informative comments on this important issue; *Therefore*,

It Is Ordered That:

1. The Final Policy Statement as set forth in Annex A is adopted.
2. The Law Bureau shall submit this Order and Annex A to the Governor's Budget Office for review of its fiscal impact.
3. The Law Bureau shall deposit this Order and Annex A with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.
4. The Final Policy Statement shall become effective upon publication in the *Pennsylvania Bulletin*.
5. A copy of this Order, together with Annex A, be served on all jurisdictional electric distribution companies, all jurisdictional natural gas distribution companies, all jurisdictional water and wastewater utilities, the Office of Consumer Advocate, the Office of Small Business Advocate, the Commission's Bureau of Investigation and Enforcement and all parties that filed comments under this docket.
6. The contact persons for this matter are Kriss Brown in the Law Bureau, (717) 787-4518, kribrown@pa.gov, Marissa Boyle, (717) 787-7237, maboyle@pa.gov, and Andrew Herster, (717) 783-5392, aherster@pa.gov in the Bureau of Technical Utility Services.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: Fiscal Note 57-322 remains valid for the final adoption of the subject regulations.

Statement of Commissioner Andrew G. Place

Before the Commission today is the Final Policy Statement Order in the above-captioned matter. Our review of the staff recommendation includes the extensive record of comments and reply comments to the Commission's Proposed Policy Statement regarding what future ratemaking policy should guide an evolving utility economic landscape—one that is driven by technological change, declining consumption, evolving policy and the need for utility resilience in light of potential physical and cyber threats.

In addition to setting forth the purpose and scope of the policy statement and the distribution rate considerations parties should address with any specific proposal, the Proposed Policy Statement listed a few illustrative rate design and ratemaking mechanism options. Many of the commenters expressed concern that inclusion of illustrative examples was expressing a clear preference for the stated approaches or precluded de facto consideration of other alternatives. Others emphasized the oft stated mantra that "One Size Doesn't Fit All." I want to be clear that it was not my intent to limit the options enumerated in Act 58, nor was it my intent to express a preference at the expense of other creative rate design or ratemaking

mechanisms. Rather, my intention was to provide options for the industry to consider as they address the evolving utility economic landscape.

That said, I continue to be interested in proposals that remove barriers and provide incentives to utilize energy efficiently, encourage development of cost-effective distributed energy resources (DERs), and encourage more efficient use of our energy distribution infrastructure. Currently, we are presented with opportunities to enable emerging technologies, such as energy efficiency and distributed energy systems in the form of solar photovoltaic facilities, batteries, fuel cells, Combined Heat and Power (CHP), and Electric Vehicles (EVs), all of which affect energy distribution systems in both a positive and negative manner.

For example, if EVs draw charging power directly from the grid during peak usage periods, costly investments on the distribution grid may well be required. Conversely, rate designs which encourage off-peak charging, could help improve capacity utilization, and lower overall rates. Similarly, DERs can produce power on-peak and provide other grid services, and help avoid some distribution and transmission investments, while DERs which produce energy off-peak may impose costs on the distribution grid. The point being is to provide proper price signals to encourage the former, and not the latter.

Similarly, customer-based energy efficiency and DER systems may reduce system throughput, thus reducing utility revenues. How do we remove utility disincentives to mitigate these impacts, while encouraging cost effective investments in these distributed technologies?

Despite these emerging technologies, rate design and ratemaking mechanisms have not evolved in Pennsylvania. Providing illustrative examples was intended to encourage innovation to help customers and utilities move forward to minimize future long-term costs, allocate capital more efficiently, and achieve important policy objectives. I hope that the Final Policy Statement, as written, can provide the important guidance to meet these stated policy objectives.

ANDREW G. PLACE,
Commissioner

Annex A

TITLE 52. PUBLIC UTILITIES
PART I. PUBLIC UTILITY COMMISSION
Subpart C. FIXED SERVICE UTILITIES
CHAPTER 69. GENERAL ORDERS, POLICY
STATEMENTS AND GUIDELINES ON FIXED
UTILITIES
DISTRIBUTION RATES—STATEMENT OF POLICY
§ 69.3301. Purpose and scope.

Federal and State policy initiatives promote the efficient use of electricity, natural gas and water through technologies and information, including distributed energy resources. The purpose of this policy statement is to invite the proposal, within a utility's base rate proceeding, of fixed utility distribution ratemaking mechanisms and rate designs that further promote these Federal and State policy objectives, the objectives of 66 Pa.C.S. § 1330 (relating to alternative ratemaking for utilities), and may include reducing disincentives for promoting these objectives, providing incentives to improve system economic efficiency, and avoiding unnecessary future capital investments while ensuring that fixed utilities receive adequate revenue to maintain the safe, secure and reliable opera-

tion of their distribution systems. At the same time, an alternative rate design methodology should reflect the sound application of cost of service principles, establish a rate structure that is just and reasonable, and consider customer impacts.

§ 69.3302. **Distribution rate considerations.**

(a) In determining just and reasonable alternative distribution ratemaking mechanisms and rate designs that promote the purpose and scope of this statement of policy and the objectives of 66 Pa.C.S. § 1330 (relating to alternative ratemaking for utilities), the Commission may consider, among other relevant factors, the following:

(1) How the ratemaking mechanism and rate design align revenues with cost causation principles as to both fixed and variable costs.

(2) How the ratemaking mechanism and rate design impact the fixed utility's capacity utilization.

(3) Whether the ratemaking mechanism and rate design reflect the level of demand associated with the customer's anticipated consumption levels.

(4) How the ratemaking mechanism and rate design limit or eliminate interclass and intraclass cost shifting.

(5) How the ratemaking mechanism and rate design limit or eliminate disincentives for the promotion of efficiency programs.

(6) How the ratemaking mechanism and rate design impact customer incentives to employ efficiency measures and distributed energy resources.

(7) How the ratemaking mechanism and rate design impact low-income customers and support consumer assistance programs.

(8) How the ratemaking mechanism and rate design impact customer rate stability principles.

(9) How weather impacts utility revenue under the ratemaking mechanism and rate design.

(10) How the ratemaking mechanism and rate design impact the frequency of rate case filings and affect regulatory lag.

(11) If or how the ratemaking mechanism and rate design interact with other revenue sources, such as Section 1307 automatic adjustment surcharges, 66 Pa.C.S. § 1307 (relating to sliding scale of rates; adjustments), riders such as 66 Pa.C.S. § 2804(9) (relating to standards for restructuring of electric industry) or system improvement charges, 66 Pa.C.S. § 1353 (relating to distribution system improvement charge).

(12) Whether the alternative ratemaking mechanism and rate design include appropriate consumer protections.

(13) Whether the alternative ratemaking mechanism and rate design are understandable to consumers.

(14) How the ratemaking mechanism and rate design will support improvements in utility reliability.

(b) In any distribution rate filing by a fixed utility under 66 Pa.C.S. § 1308 (relating to voluntary changes in rates) that proposes an alternative ratemaking mechanism and rate design, the fixed utility shall explain how these factors impact the distribution rates for each customer class.

[Pa.B. Doc. No. 19-1275. Filed for public inspection August 23, 2019, 9:00 a.m.]

NOTICES

BOARD OF COAL MINE SAFETY

Meeting Cancellation

The September 3, 2019, meeting of the Board of Coal Mine Safety (Board) is cancelled. The next regular meeting of the Board is scheduled for Tuesday, December 3, 2019, at 10 a.m. in Conference Rooms 1A and 1B, Department of Environmental Protection Cambria Office, 286 Industrial Park Road, Ebensburg, PA.

Questions concerning the December meeting should be directed to Margaret Scheloske at mscheloske@pa.gov or (724) 404-3143. The agenda and meeting materials will be available through the Public Participation tab on the Department of Environmental Protection's (Department)

web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Board of Coal Mine Safety").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Margaret Scheloske at (724) 404-3143 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 19-1276. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending August 13, 2019.

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, Bank Supervision or Credit Union and Trust Supervision (as applicable), 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, for banks (717) 783-8240 and for credit unions and trust companies (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

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
08-12-2019	LINKBANK West Chester Chester County Amendment to Article II of the institution's Articles of Incorporation provides for the main office of the bank to be relocated from 605 Willowbrook Lane, West Chester, Chester County, PA, to 3045 Market Street, Camp Hill, Cumberland County, PA. Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.	Effective
08-12-2019	FNCB Bank Dunmore Lackawanna County Amendment to Article II of the institution's Articles of Incorporation provides for the main office of the bank to be relocated from 102 East Drinker Street, Dunmore, Lackawanna County, PA, to 100 South Blakely Street, Dunmore, Lackawanna County, PA. Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.	Effective

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

[Pa.B. Doc. No. 19-1277. Filed for public inspection August 23, 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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0061310 (Sewage)	Marian High School STP 166 Marian Avenue (Hometown Section) Tamaqua, PA 18252-9789	Schuylkill County Rush Township	Little Schuylkill River (CWF) (3-A)	Yes

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0060186 (Sewage)	Elk Meadows Homeowners Association STP 160 Lake Drive Union Dale, PA 18470-7294	Susquehanna County Herrick Township	Unnamed Tributary of East Branch Tunkhannock Creek (HQ-CWF (existing use)) (4-F)	Yes
PA0062006 (Sewage)	Camp Kresge 382 Senator Raphael Musto Drive White Haven, PA 18661	Luzerne County Dennison Township	Nescopeck Creek (HQ-CWF, MF) (5-D)	Yes
PA0051896 (Stormwater)	Georgia-Pacific— Dixie Lehigh Valley 605 Kuebler Road Easton, PA 18040-9281	Northampton County Forks Township	Bushkill Creek (HQ-CWF, MF) (1-F)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA00265900 (SEW)	Larry & Jennifer Messner 1954 Bowmansville Road Adamstown, PA 19501	Lancaster County/ Adamstown Borough	Little Muddy Creek (7-J)	Y
PA0265942 (SW)	Schreiber Foods Inc. 208 Dykeman Rd Shippensburg, PA 17257-8700	Cumberland County/ Shippensburg Borough	UNT Middle Spring Creek (7-B)	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0115291 (Sewage)	Snydertown Borough Sewer System 61 S Main Street Sunbury, PA 17801-5675	Northumberland County Snydertown Borough	Shamokin Creek (WWF) (6-B)	Yes
PA0115215 (Industrial)	Lucas Trucking 9657 N. Route 220 Highway Jersey Shore, PA 17740-7897	Lycoming County Piatt Township	West Branch Susquehanna River (WWF) (10-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0094544 (Sewage)	Somerfield South Recreation Area 151 Tent Church Road Uniontown, PA 15401-6801	Somerset County Addison Township	Youghioghney River (WWF) (19-E)	Yes
PA0035483 (Sewage)	Camp Albryoca 2801 Greenville Road Meyersdale, PA 15552-8409	Somerset County Greenville Township	Unnamed Tributary to Little Piney Creek (CWF) (19-F)	Yes
PA0217387 (Industrial)	Messer, LLC Braddock Plant 1000 Washington Avenue Braddock, PA 15104	Allegheny County Braddock Borough	Monongahela River (WWF) (19-A)	Yes
PA0002593 (Industrial)	Summerill Tube Corp 220 Franklin Street Scottdale, PA 15683	Westmoreland County Scottdale Borough	Stauffer Run (WWF) (19-D)	No

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0103047 (Sewage)	Laughlin Builders SFTF 8333 Edinboro Road Erie, PA 16509	Erie County McKean Township	Unnamed Tributary to the Elk Creek (CWF, MF) (15-A)	Yes

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0240150 (Sewage)	Norwich Township STP 3853 West Valley Road Smethport, PA 16749	McKean County Norwich Township	Potato Creek (TSF) (16-C)	Yes
PA0210030 (Industrial)	Knox Township WTP P.O. Box 130 Knox Dale, PA 15847-0130	Jefferson County Knox Township	Indiancam Run (17-C)	Yes
PA0221091 (Industrial)	ELCAM Tool & Die 479 Buena Vista Highway Wilcox, PA 15870-2715	Elk County Jones Township	Unnamed Tributary to West Branch Clarion River (CWF) (17-A)	Yes

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

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

PA0244686, Sewage, SIC Code 8811, **Horvath Andrea**, 1021 Copeland School Road, West Chester, PA 19380-1829. Facility Name: Horvath SRSTP. This existing facility is located in East Bradford Township, **Chester County**.

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

The receiving stream(s), Broad Run (HQ-CWF, MF), is located in State Water Plan watershed 3-H and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0004 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report Annl Avg	XXX	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	Report	XXX	Report
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	XXX	XXX	XXX	20.0	XXX	40
May 1 - Oct 31	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	40.0	XXX	80
Ammonia-Nitrogen	XXX	XXX	XXX	30.0	XXX	60
Total Phosphorus	XXX	XXX	XXX	10.0	XXX	20

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

- A. AMR Submission
- B. DMR submission
- C. Septage and Scum Measurement
- D. Septic Tank Pumping
- E. Chlorine Optimization
- F. No Stormwater
- G. Acquire Necessary Property Rights
- H. Proper Sludge Disposal
- I. Phase Out When Municipal Sewers Available

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

The EPA Waiver is in effect.

PA0244210 A-1, Storm Water, SIC Code 2841, **Crystal Inc.**, 601 W 8th Street, Lansdale, PA 19446-1809. Facility Name: Crystal Inc. PMC. This existing facility is located in Lansdale Borough, **Montgomery County**.

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

The receiving stream, Unnamed Tributary to West Branch Neshaminy Creek (WWF, MF), is located in State Water Plan watershed 2-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 003 are based on an average flow of stormwater.—Limits.

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

The proposed effluent limits for Outfall 004 are based on an average flow of stormwater.—Limits.

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

The proposed effluent limits for Internal Monitoring Point 104 are based on an average flow of stormwater.—Limits.

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

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

- A. Stormwater Outfalls
- B. Best Management Practices
- C. Routine Inspections
- D. PPC Plan
- E. Stormwater Monitoring
- F. Chemical Additives Requirements

G. Acquire Necessary Property Rights

H. Proper Sludge Disposal

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

The EPA Waiver is in effect.

PA0036897, Sewage, SIC Code 4952, **South Coatesville Borough**, 136 Modena Road, Coatesville, PA 19320-4035. Facility Name: South Coatesville STP. This existing facility is located in South Coatesville Borough, **Chester County**.

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

The receiving stream(s), West Branch Brandywine Creek (WWF, MF), is located in State Water Plan watershed 3-H 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 .5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	79	127	XXX	25	40	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	95	143	XXX	30	45	60
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
Total Nitrogen	79	XXX	XXX	25	XXX	50
Ammonia-Nitrogen						
Nov 1 - Apr 30	67	XXX	XXX	21.0	XXX	42
May 1 - Oct 31	22	XXX	XXX	7.0	XXX	14
Total Phosphorus	6.4	XXX	XXX	2.0	XXX	4

The proposed effluent limits for Outfall 001 are based on a design flow of .5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Dissolved Solids	XXX	XXX	XXX	1,000 Avg Qrtly	2,000 Daily Max	2,500

Sludge use and disposal description and location(s): Sludge is transported by McGovern, Inc. to the DELCORE WWTP (NPDES Permit No. PA0027103).

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

I. Other Requirements

A. No Stormwater to Sanitary Sewer

B. Necessary Property Rights

C. Proper Sludge Disposal

D. Chlorine Minimization

E. Responsible Operator

F. DRBC Limits May be More Stringent

G. DRBC Docket

H. Fecal Coliform 10 Percent Rule

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

The EPA Waiver is not in effect.

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

PA0276227, Sewage, SIC Code 4952, **Hegins Hubley Authority**, 915 West Maple Street, Valley View, PA 17983-0144. Facility Name: Hegins Hubley Authority WWTP.

This proposed facility is located in Hubley Township, **Schuylkill County**.

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

The receiving stream, Deep Creek (CWF, MF), is located in State Water Plan watershed 6-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.6 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Weekly Average	Instant. Minimum	Average Monthly	Weekly Average	Instant. Maximum
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.35	XXX	1.16
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	125	200	XXX	25.0	40.0	50.0
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	150	225	XXX	30.0	45.0	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Net Total Nitrogen (lbs)	Total Annual 0	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	50	XXX	XXX	10.0	XXX	20.0
Ammonia Nitrogen (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Net Total Phosphorus (lbs)	Total Annual 0	XXX	XXX	XXX	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
Manganese, Total	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX

Sludge use and disposal description and location(s): Unknown at this time.

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

- Chesapeake Bay Nutrient Requirements
- Solids Management

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 in effect.

PA0029289, Sewage, SIC Code 4952, **Brodhead Creek Region Authority**, 410 Mill Creek Road, East Stroudsburg, PA 18301-1126. Facility Name: Brodhead Creek Regional Authority STP. This existing facility is located in Stroudsburg Borough, **Monroe 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), McMichael Creek (TSF, MF), is located in State Water Plan watershed 1-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 4.5 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Mercury, Total (ug/L)	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 4.5 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Mercury, Total (ug/L)	XXX	XXX	XXX	0.211	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 4.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 7.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	375	563	Inst Min XXX	10.0	15.0	20
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	375	563	XXX	10.0	15.0	20
Total Dissolved Solids	37,530	XXX	XXX	1,000	XXX	2,000
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	169	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	56.3	XXX	XXX	1.5	XXX	3
Nitrate as N						
May 1 - Oct 31	150	XXX	XXX	4.0	XXX	8
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	37.5	XXX	XXX	1.0	XXX	2

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>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

Sludge use and disposal description and location(s): Landfilled at Grand Central Landfill.

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

- Annual Wet testing, Solids Management, Requirements Applicable to Stormwater Outfalls

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.

PA0276235, Sewage, SIC Code 4952, **Bendel Daniel And Mary**, 1590 Canary Road, Quakertown, PA 18951. Facility Name: 6917 Old Grange Road. This proposed facility is located in Washington Township, **Lehigh County**.

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

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

The proposed effluent limits for Outfall 001 are based on an average design flow of .0004 MGD.—Limits.

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

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 in effect.

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

PA0081833, Sewage, SIC Code 4952, **Sk Part II Ltd**, 6085 Delta Road, Delta, PA 17314-9209. Facility Name: Peach Bottom Inn Motel. This existing facility is located in Peach Bottom Township, **York County**.

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

The receiving stream(s), Unnamed Tributary to Scott Creek (CWF (existing use)), is located in State Water Plan watershed 7-I and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .013 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. 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>	
Nitrate-Nitrite as N	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Nitrogen	XXX	Report Daily Max	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Phosphorus	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .013 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	Report
May 1 - Oct 31	Report	XXX	XXX	20.0	XXX	40.0

Sludge use and disposal description and location(s): Offsite disposal at another treatment facility.

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

- N/A

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.

PA0266477, Storm Water, SIC Code 5169, **American Rock Salt Company LLC**, 5520 Rt 63, Mt Morris, NY 14510. Facility Name: American Rock Salt Company LLC—Reading Salt Storage Facility. This facility is located in Reading City, **Berks County**.

Description of Activity: The application is for a new NPDES permit for an existing discharge of Stormwater Associated with Industrial Activity (and will replace existing coverage under the PAG-03 General Permit, NPDES Permit No. PAR323513).

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

The proposed effluent limits for Outfall 001:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	Report Inst Min	XXX	XXX	Report
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Osmotic Pressure (mOs/kg)	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	Report	XXX
Cyanide, Available	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX

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

- Part C. I. Stormwater outfalls and authorized non-stormwater discharges (standard)
- Part C. II. Best Management Practices (BMPs)
 - A. Pollution Prevention and Exposure Minimization (standard)
 - B. Good Housekeeping (standard)
 - C. Erosion and Sedimentation Controls (standard)
 - D. Spill Prevention and Responses (standard)
 - E. Sector—Specific BMPs (see PAG-03 NPDES General Permit Appendix K)
 - F. Site Specific BMPs
 - 1. Baseline BMPs
 - a. Good Housekeeping

Good housekeeping procedures are designed to maintain a clean and orderly environment. Often common sense housekeeping procedures are the most effective tool in preventing stormwater impacts. A clean and orderly work area will reduce the potential for impacts from the facility operations to stormwater.

The following is a list of ARSC practices:

- (1) All places of employment, passageways, storerooms, and service rooms are kept clean, orderly and in sanitary condition.
- (2) The site manager is responsible for proper housekeeping practices, and the site is subject to unannounced inspections from a member or ARSC management.
- (3) Means of egress are kept clear of tools, materials, and debris.
- (4) Equipment is visually checked and maintained on a daily basis.
- (5) Wherever possible, materials are stored inside to prevent exposure to weather conditions so as to avoid impacts to the extent possible.
- (6) Trash and rubbish are removed to dumpster on an as-needed basis.
- (7) Drip pans, absorbent pads, and/or other means are used under hose connections and in other situations where minor drips or spills are likely. This is done to maintain safe working conditions and to prevent the release of oil to the environment.

Incidental drips and spills of regulated substances will be cleaned up immediately using materials and supplies that are maintained on site.

b. Preventative Maintenance

The preventative maintenance program identifies areas and equipment that needs to be maintained to prevent as much as possible the possibility of stormwater impacts. Maintenance activities applicable to this facility include the following:

- (1) Replace or repair waste collection bins if damaged or leaking.
- (2) If indications of leaks, spills, or drips are evident anywhere in the facility, identify and correct the problem.

c. Visual Inspections

Routine facility inspections shall be conducted by facility personnel. If conditions are discovered which could impact stormwater quality, the Emergency Coordinator shall arrange for corrective action or designate an individual to make such arrangements. Records of corrective actions will be maintained by maintenance personnel.

d. Spill Prevention and Response

All employees should receive initial and refresher training in spill response and related environmental issues. All employees are responsible for the cleanup of any spill. Small, routine drips and spills may be cleaned by applying loose absorbent to the spill and then disposing of the absorbent properly.

If a discharge of a regulated substance occurs, the spill must be reported immediately to the Emergency Coordinator, who will implement appropriate measures to prevent adverse environmental impacts.

e. Runoff Management Practices

Runoff management practices prevent runoff from becoming impacted or treat stormwater runoff prior to off-site discharge. Runoff management practices in use at this facility include:

- (1) Grading and paving in operating areas to divert stormwater away from areas that could potentially impact stormwater and prevent mixing with runoff.
- (2) Parking areas are gravel, which allows stormwater to absorb into the ground and also minimizes erosion.

f. Employee Training

Environmental Awareness Training is provided to all ARSC employees on an annual basis. The training includes many environmental topics with focus on identification of the environmental impact that can be caused by improper management (i.e., storage, handling, and/or usage) of regulated substances. This training is intended to familiarize employees with requirements related to RCRA, DOT, SPCC, and PPC regulations.

g. Additional BMPs

The applicable BMPs and stormwater controls from the "Salt Institute Voluntary Salt Storage Guidelines for Distribution Stockpiles" have been incorporated into the facility's PPC Plan.

2. Stormwater Monitoring and Reporting

Stormwater monitoring and reporting will be conducted as required by NPDES Permit No. PA0266477 Part A.I. and Part C.V.

3. Implementation

The site is expected to maintain compliance with the BMPs discussed earlier by conducting periodic inspections and implementing actions to improve BMPs and preventative maintenance practices. A summary of the schedule for BMPs, such as inspections and training, is provided in Summary of BMP Scheduled table below.

Summary of BMP Schedule

<i>Task/Activity</i>	<i>Frequency</i>
BMP Implementation	Ongoing
Inspections	Quarterly
Good Housekeeping	Daily
Preventive Maintenance	Quarterly
Spill Prevention and Response	Quarterly
Sedimentation and Erosion Control	Quarterly
Runoff Management Practices	Quarterly
Employee Training	Annually
New Employees	When Hired
All Employees	Initial and Annual Refresher

Modifications to the current BMPs will be evaluated on a quarterly basis. Based on the findings and recommendations identified from the quarterly inspections, a schedule will be developed to implement maintenance activities. BMPs and maintenance activities proposed based on quarterly inspections are anticipated to be scheduled for implementation during the next quarter, weather permitting.

4. Stormwater Management

The goal of the Stormwater Management Program is to minimize the contact between the salt and rainwater, and contain and control all water from the stockpile area with the confines of the pad.

To minimize contact with precipitation, the stockpile is covered in sections by a waterproof tarp as salt is added to the pile. The seams are watertight and ballast bags are attached to the tarp from the top of the pile to the toe of the pile for resistance to high winds. The covering is properly maintained to prevent precipitation from contacting the salt.

At a minimum, the cover should be checked on a daily basis to ensure that it is in good condition, that there are no tears, that the seams are watertight, and that the pile is properly covered to prevent exposure of salt to precipitation.

The perimeter of the stockpile cover is sealed to the pad with ballast where needed to prevent washout of salt from the toe of the stockpile. The perimeter cover ballast is maintained until the stockpile is exhausted.

At a minimum, the perimeter of the stock pile should be checked on a daily basis to ensure the perimeter of the stockpile cover is sealed to the pad with ballast and that the perimeter is contained within the asphalt berm.

Dust emissions are curtailed at all points in the unloading system by controlling flow and drop and having the rock salt fall a minimum distance by adjusting the height of the radial stacker during unloading.

Trucks leaving the unloading area must be tarped by the drivers before departure.

5. Best Management Practices

a. Salt Handling

The facility was designed to minimize and control the generation of dust. The facility operates in a manner that is sensitive to other industrial, commercial, public, and government facilities and residential areas.

- (1) The permittee will avoid handling salt during winds.
- (2) The permittee will minimize the distance the salt must fall from stackers and front end loaders.
- (3) Roadways will be kept clean.
- (4) Salt will be contained with the confining berms of the site.
- (5) The stockpile will be covered to prevent precipitation contact except when receiving salt or loading out to customers.
- (6) Salt spilled by trucks, railcars or other vehicles will be cleaned up promptly.
- (7) Salt will be loaded into trucks within the pad area and loads will not exceed the legal or physical capacity of the truck.
- (8) All trucks must be tarped before leaving the site.
- (9) Salt deliveries to the site and shipments to customers will be scheduled when an employee is onsite to oversee the activities.
- (10) During loadout, the permittee will remove the covering just high enough to load out the day's shipment. This will minimize the moisture absorption by the salt and provide security to the cover if the wind direction shifts toward the working face.
- (11) The working face will be maintained perpendicular to the long axis of the pile by loading alternately left/right and right/left.
- (12) The permittee will avoid creating a horseshoe shaped working face that results from removing the center of the pile and leaving extended edges or aprons.
- (13) Chunks of salt that form as the crust of the pile breaks up will be crushed and blended into the pile and not allowed to accumulate.

b. General Maintenance.

General maintenance is very important to the environmental health of the facility.

(1) On site equipment, as well as trucks picking up salt loads, will be checked regularly for oil leaks. Oil spills will be cleaned up and reported to DEP per regulations.

(2) The asphalt pad will be inspected for settlement and cracks. Repairs will be made before stockpiling more salt on the area. We will reseal the pad periodically to ensure non-degradation of the low permeability of the pad and base. Expansion joints will be resealed when necessary.

(3) Visual inspections will be made of the storm water ditches and repaired promptly.

(4) Housekeeping is very important throughout the site.

- Part C III. Routine Inspections (standard)
- Part C IV. Preparedness, Prevention and Contingency (PPC) plan (standard)
- Part C V. Stormwater Monitoring Requirements (standard)
- Part C VI. Potential Pollution Reporting

In addition to the Potential Pollution Reporting required by Part A.III.C.3. of this permit, the permittee shall immediately notify the Department whenever a salt storage stockpile cover is not properly maintained to prevent

precipitation from contacting the salt and the permittee observes that stormwater runoff from the pile is causing or threatening pollution to a waterway of the Commonwealth, the permittee shall immediately notify the Department.

Oral notification to the Department is required as soon as possible, but no later than 4 hours after the permittee becomes aware of the discharge causing or threatening pollution.

- Part C VII. Other Requirements (standard)

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.

PA0255599, Sewage, SIC Code 8800, **Ihrig Jeffrey**, 320 Ross Road, Eighty Four, PA 15330. Facility Name: Jeffery Ihrig SRSTP. This proposed facility is located in North Strabane Township, **Washington County**.

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

The receiving stream(s), Unnamed Tributary of Chartiers Creek (HQ-WWF), 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.

Sludge use and disposal description and location(s): Other Sewage Treatment Plant.

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.

PA0203963, Industrial, SIC Code 3087, **Washington Penn Plastic Company, Inc.**, P.O. Box 236, Washington, PA 15301-0236. Facility Name: Washington Penn Plastic Performance Products Division. This existing facility is located in South Strabane Township, **Washington County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of treated sanitary wastewaters, contact cooling water, and storm water.

The receiving streams, Unnamed tributary of Chartiers Creek (HQ-WWF) and Unnamed tributary to Chartiers Creek (HQ-WWF), are located in State Water Plan watershed 20-F and are classified for High Quality Waters—Warm Water Fishes, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0021 MGD.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Daily Maximum	Instant. Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	Report
Total Residual Chlorine (TRC) (Interim)	XXX	XXX	XXX	0.5	XXX	1.25
Total Residual Chlorine (TRC) (Final)	XXX	XXX	XXX	0.043	XXX	0.139
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	20.0	XXX	40.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Report	XXX	Report
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	5.7	XXX	11.4
May 1 - Oct 31	XXX	XXX	XXX	1.9	XXX	3.8
Total Phosphorus	XXX	XXX	XXX	Report	XXX	Report

The proposed effluent limits for Outfall 002 are for storm water discharges and in-stream monitoring.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Daily Maximum	Instant. Maximum
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	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>	
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
Temperature (°F)						
Downstream Monitoring						
Jan 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Feb 1 - 28	XXX	XXX	XXX	Report	Report	XXX
Mar 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Apr 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Apr 16 - 30	XXX	XXX	XXX	Report	Report	XXX
May 1 - 15	XXX	XXX	XXX	Report	Report	XXX
May 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Jun 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Jun 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Jul 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Aug 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Aug 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Sep 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Sep 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Oct 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Oct 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Nov 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Nov 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Dec 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Jan 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Feb 1 - 28	XXX	XXX	XXX	Report	Report	XXX
Mar 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Apr 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Apr 16 - 30	XXX	XXX	XXX	Report	Report	XXX
May 1 - 15	XXX	XXX	XXX	Report	Report	XXX
May 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Jun 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Jun 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Jul 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Aug 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Aug 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Sep 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Sep 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Oct 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Oct 16 - 31	XXX	XXX	XXX	Report	Report	XXX
Nov 1 - 15	XXX	XXX	XXX	Report	Report	XXX
Nov 16 - 30	XXX	XXX	XXX	Report	Report	XXX
Dec 1 - 31	XXX	XXX	XXX	Report	Report	XXX
Hourly Temperature Change (°F/hr)						
Instream Monitoring	XXX	XXX	XXX	XXX	XXX	2.0

The proposed effluent limits for Internal Monitoring Point 102 are based on a design flow of 0.013 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. 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 (GPM)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (minutes)	XXX	XXX	XXX	XXX	XXX	Report
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)	XXX	XXX	XXX	XXX	XXX	110
Biochemical Oxygen Demand (BOD ₅)	XXX	2.82	XXX	Report	Report	XXX
Total Suspended Solids	XXX	2.06	XXX	Report	Report	XXX
Oil and Grease	XXX	3.15	XXX	Report	Report	XXX
Chromium, Hexavalent	XXX	XXX	XXX	Report	Report	XXX
Copper, Total (Interim)	XXX	XXX	XXX	Report	Report	XXX
Copper, Total (Final)	XXX	XXX	XXX	0.040	0.063	XXX
Iron, Dissolved (Interim)	XXX	XXX	XXX	Report	Report	XXX
Iron, Dissolved (Final)	XXX	XXX	XXX	0.344	0.536	XXX
Zinc, Total (Interim)	XXX	XXX	XXX	Report	Report	XXX
Zinc, Total (Final)	XXX	XXX	XXX	0.336	0.524	XXX
Acrolein (Interim)	XXX	XXX	XXX	Report	Report	XXX
Acrolein (Final)	XXX	XXX	XXX	0.003	0.003	XXX

Outfall 003 is authorized to discharge storm water that is not exposed to industrial activities.

Sludge use and disposal description and location(s): Contract hauling and disposal in Washington, PA.

In addition, the permit contains the following major special conditions: 1) a two-year compliance schedule for TRC at Outfall 001; 2) a three-year compliance schedule for total copper, dissolved iron, total zinc, and acrolein at Internal Monitoring Point 102; 3) requirements for storm water discharges associated with industrial activities; and 4) requirements for the approval and use of chemical additives.

NOTE: Effluent limits for acrolein are imposed because Washington Penn Plastic did not achieve the Department's minimum quantitation limits for the permit application's required analyses. The Department will allow Washington Penn Plastic to analyze new samples for acrolein during the 30-day draft permit comment period. If Washington Penn Plastic verifies that acrolein is not present in its wastewater discharges at the Department's quantitation limit, effluent limitations for acrolein may be removed prior to final permit issuance.

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.

PA0043729, Sewage, SIC Code 4952, **Hampton Township**, 3101 McCully Road, Allison Park, PA 15101-1331. Facility Name: Allison Park STP. This existing facility is located in Hampton Township, **Allegheny County**.

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

The receiving stream, Pine Creek (TSF), is located in State Water Plan watershed 18-A and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	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	0.5	XXX	0.93
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)						
Nov 1 - Apr 30	667.6	1,014.8	XXX	25	38	50
May 1 - Oct 31	400.6	614.2	XXX	15	23	30
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
		Daily Max				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
		Daily Max				
Total Suspended Solids	801.1	1,201.7	XXX	30	45	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1000
Ammonia-Nitrogen						
Dec 1 - Feb 28	120.2	181.5	XXX	4.5	6.8	9
Mar 1 - Nov 30	40.1	61.4	XXX	1.5	2.3	3
Ammonia-Nitrogen						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
		Daily Max				
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	

Sludge use and disposal description and location(s): All sludge is disposed of at a Municipal Landfill.

In addition, the permit contains the following special conditions:

- The Permittee is authorized to discharge uncontaminated storm water from the treatment plant site through Outfalls 101 and 102.

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.

PA0272442, Sewage, SIC Code 4952, 8800, **Anna D Clifton Estate**, 116 Allegheny Center Mall, Pittsburgh, PA 15212-5333. Facility Name: Anna D Clifton Estate SRSTP. This proposed facility is located in Conewango Township, **Warren County**.

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

The receiving stream is an Unnamed Tributary to the Allegheny River, located in State Water Plan watershed 16-B and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

Sewage sludge is anaerobically stored for offsite disposal.

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

The EPA Waiver is in effect.

PA0272400, Sewage, SIC Code 8800, **Frank R Palmiero**, 145 Cressingham Lane, Powell, PA 16351. Facility Name: Frank R Palmiero SRSTP located at 149 Farley Lane, Tidioute, PA. This proposed facility is located in Hickory Township, **Forest County**.

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

The receiving stream(s), Allegheny River (WWF), is located in State Water Plan watershed 16-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 .0005 MGD.—Limits.

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

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

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

The EPA Waiver is in effect.

PA0272451, Sewage, SIC Code 4952, 8800, **Jonathan Crumbacher**, 816 Hamburg Road, Fredonia, PA 16124-1818. Facility Name: Jonathan Crumbacher SRSTP. This proposed facility is located in Delaware Township, **Mercer County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.0005 MGD.

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

Off-site sludge disposal.

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

The EPA Waiver is in effect.

PA0272388, Sewage, SIC Code 8800, **Charles T Johnson**, 4297 Fox Hill Road, Russell, PA 16345-5515. Facility Name: Charles Johnson SRSTP. This proposed facility is located in Pine Grove Township, **Warren County**.

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

The receiving stream(s), Sulphur Spring Run (CWF), is located in State Water Plan watershed 16-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0004 MGD.—Limits.

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

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

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

The EPA Waiver is in effect.

PA0272418, Sewage, SIC Code 4952, 8800, **Austin Binkert**, 430 Meadville Road, Titusville, PA 16354. Facility Name: Austin Binkert SRSTP. This proposed facility is located in Plum Township, **Venango County**.

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

The receiving stream is an Unnamed Tributary to Sugar Creek, located in State Water Plan watershed 16-D and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

No sewage sludge treatment is proposed.

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

The EPA Waiver is in effect.

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

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

WQM Permit No. 2397407, Sewage, Amendment, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

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

Description of Action/Activity: Upgrades to Cheyney Road Pump Station.

WQM Permit No. 0919404, Sewage, **Hilltown Township Water & Sewer Authority**, 316 Highland Park Road, Sellersville, PA 18960.

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

Description of Action/Activity: Low pressure sewer system.

WQM Permit No. WQG02461911, Sewage, **Applewood Partners Inc.**, 123 Oxford Road, Lansdale, PA 19446.

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

Description of Action/Activity: Low pressure force main system.

WQM Permit No. WQG02461912, Sewage, **Lower Salford Township Authority**, 57 Main Street, Harleysville, PA 19438-2515.

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

Description of Action/Activity: 3" force main for Lower Salford Township Authority Jacob's Crossing.

WQM Permit No. 1509411, Sewage, Amendment, **West Vincent Township**, 729 St. Matthews Road, Chester Springs, PA 19425-3301.

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

Description of Action/Activity: Reducing permitted capacity from 49,963 gpd to 47,130 gpd.

WQM Permit No. 0919405, Sewage, **Bucks County Water & Sewer Authority**, 1275 Almshouse Road, Warrington, PA 18976.

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

Description of Action/Activity: Installation of approximately 1,350 feet of 10" diameter PVC sewer main by open trench excavation.

WQM Permit No. 4693203, Sewage, Amendment, **Campania International Inc.**, 2452 Quakertown Road, Suite 100, Pennsburg, PA 18073.

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

Description of Action/Activity: Modifications to the wastewater treatment plant.

WQM Permit No. 0919406, Sewage, **Yardley Borough Sewer Authority**, 56 South Main Street, Yardley, PA 19067.

This proposed facility is located in Yardley Borough, **Bucks County**.

Description of Action/Activity: Construction of approximately 6,350 LF of gravity sanitary sewer.

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

WQM Permit No. WQG01671902, Sewerage, **Ryan Renard**, 350 Mt. Zion Road, Dillsburg, PA 17019.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction of a single residence sewage treatment plant to serve residence on Franklin Church Road, York, PA 17019.

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

WQM Permit No. 3281205 A-18, Industrial, **Homer City Generation LP**, 1750 Power Plant Road, Homer City, PA 15748.

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

Description of Proposed Action/Activity: Coal desilting pond modifications to improve the management of excess runoff.

WQM Permit No. 3098405-A1, Sewage, **Rices Landing Borough**, 137 Main Street, Rices Landing, PA 15357.

This proposed facility is located in Rices Landing, **Greene County**.

Description of Proposed Action/Activity: Proposed construction of new mechanical screen and replacement of influent sewage pumps for existing Rices Landing Sewage Treatment Plant.

WQM Permit No. 0291406 A-1, Sewage, **PA American Water Co.**, 100 Atlantic Avenue, McKeesport, PA 15132-3807.

This existing facility is located in McKeesport City, **Allegheny County**.

Description of Proposed Action/Activity: rehabilitation of an existing sanitary sewage pumping station.

WQM Permit No. 6319409, Sewage, **Ihrig Jeffrey**, 320 Ross Road, Eighty Four, PA 15330.

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

Description of Proposed Action/Activity: Installation of a small flow sewage treatment plant to abate an existing on-lot malfunction.

WQM Permit No. WQG02651801-A1, Sewage, **Derry Township Municipal Authority**, P.O. Box 250, 5760 Route 982, New Derry, PA 15671.

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

Description of Proposed Action/Activity: Proposed construction of Pump Station, Force Main, and Sanitary Sewers to serve Keystone State Park and some existing residences with on-lot septic systems. Treatment to be provided at the existing New Alexandria STP.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a potential funding source.

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

WQM Permit No. 3796401 A-6, Sewage, **New Castle City Sanitary Authority Lawrence County**, 110 E Washington Street, New Castle, PA 16101-3815.

This existing facility is located in New Castle City, **Lawrence County**.

Description of Proposed Action/Activity: Renovation of headworks, clarifiers, anaerobic digesters; modification of activated sludge system; and construction of new anoxic tank at existing waste water treatment plant.

WQM Permit No. 4319410, Sewage, **Edward Turose**, 253 Oregon Road, Volant, PA 16156.

This proposed facility is located in Springfield Township, **Mercer County**.

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

IV. NPDES Individual Permit Applications for Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4s).

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

PAI132209, MS4, **Salisbury Township**, 2900 South Pike Avenue, Allentown, PA 18103. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Salisbury Township, **Lehigh County**. The receiving streams, Trout Creek (HQ-CWF, MF), Black River (CWF, MF), Cedar Creek (HQ-CWF, MF), Lehigh River (WWF, MF), Little Lehigh Creek (HQ-CWF, MF), Tributary 3423 to Trout Creek (HQ-CWF, MF), Tributary 3573 to Little Lehigh Creek (HQ-CWF, MF), and Tributary 3574 to Little Lehigh Creek (HQ-CWF, MF), are located in State Water Plan watershed 2-C and are classified as indicated above, as well as for aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

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

PAI132202, MS4, **Moore Township Northampton County**, 2491 Community Drive, Bath, PA 18014-8841. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Moore Township, **Northampton County**. The receiving streams, Monocacy Creek (HQ-CWF, MF), East Branch Monocacy Creek (HQ-CWF, MF), and Hokendauqua Creek (CWF, MF), are located in State Water Plan watershed 2-C and is classified for Cold Water Fishes, Migratory Fishes, High Quality—Cold Water, and Migratory Fish, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450097	The Shoppes At Turtle Walk LP 116 Turtle Walk Ln Bartonsville, PA 18321	Monroe	Hamilton Twp	UNT to Pocono Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480092	Bernard Brown MNB Properties LLC P.O. Box 1888 Bethlehem, PA 18016	Northampton	Bethlehem Twp	Monocacy 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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210023 Renewal	Westgate Development, LLC 10 Hidden Meadow Drive Mechanicsburg, PA 17050	Cumberland	South Middleton Township	Yellow Breeches Creek (HQ-CWF)
PAD670035	Pennsylvania Department of Transportation, District 8-0 2140 Herr Street Harrisburg, PA 17103	York	Manchester Township	UNT Codorus Creek (WWF, MF)

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 & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Stream Name</i>
PAD020025	Lucknow Highspire Terminals 900 South Eisenhower Boulevard Harrisburg, PA 17057	Allegheny County	Neville Township	Ohio River (WWF)
PAD020026	River Materials, Inc. 103 Yost Boulevard Suite 200 Pittsburgh, PA 15221	Allegheny County	City of McKeesport	Monongahela River (WWF)

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

Erie County Conservation District, 1927 Wager Road, Erie, PA 16509, 814-825-6403.

Butler County Conservation District, 120 Hollywood Drive, Suite 201, Butler, PA 16001, 724-284-5270.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD250004 Major Modification and Renewal	Scott's Development Company 2225 Downs Drive Erie, PA 16509	Erie	City of Erie	Lake Erie CWF, Presque Isle Bay WWF
PAD100006	PA DCNR P.O. Box 8551 Harrisburg, PA 17105	Butler	Worth Township, Muddy Creek Township	Muddy Creek WWF, Lake Arthur HQ-CWF

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

PAG-12 CAFOs

CAFO Notices of Intent Received.

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

NPDES Permit No. PAG123891, CAFO, S & J Farms LLC, 6470 Park Road, Orrstown, PA 17244.

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

Description of size and scope of proposed operation/activity: Poultry (Layers), Beef (Cows, Finishing, Calves): 707.00 AEU's.

The receiving stream, Unnamed Tributary to Paxton Run (WWF, MF), is in watershed 7-B and classified for: Migratory Fishes and Warm Water Fishes.

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

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.

NPDES Permit No.	Applicant Name & Address	Municipality, County	Waiver Application Submitted (Y/N)	Pollutant Reduction Plan Submitted (Y/N)
PAG136118	Pitcairn Borough 582 6th Street Pitcairn, PA 15140-1200	Pitcairn Borough Allegheny 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

Agricultural Operation Name and Address	County	Total Acres	AEU's	Animal Type	Special Protection Waters (HQ or EV or NA)	New or Renewal
Downs Racing LP— DBA—Mohegan Sun at Pocono Downs 1280 Highway 315 Wilkes-Barre, PA 18702	Luzerne	216	416.61	Horse	NA	Renewal
Four Winds Dairy LLC 400 VanEtten Road Ulysses, PA 16948	Potter	826.1	2,387.97	Dairy	Yes, HQ	Renewal
Arlin Weaver 201 Bullshead Road Newville, PA 17241	Cumberland	472.38	686.67	Swine/ Beef	NA	Renewal

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
Arlin Wadel 301 McCulloch Road Shippensburg, PA 17257	Cumberland	276.29	346.4	Layers/ Sheep	NA	Renewal

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

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

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

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

SAFE DRINKING WATER

Applications Received Under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17).

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

Application No. 6619503, Public Water Supply.

Applicant	Tunkhannock Hospital Company, LLC (Tyler Memorial Hospital) 5950 S.R. 6 Tunkhannock, PA 18657
Municipality	Tunkhannock Township
County	Wyoming
Responsible Official	Ann Marie Stevens, Chief Executive Officer
Type of Facility	Public Water Supply

Consulting Engineer	Francis Mark Voyack, P.E. Quad Three Group, Inc. 37 N. Washington Street Wilkes-Barre, PA 18701
Application Received Date	August 1, 2019
Description of Action	This application proposes Corrosion Control Treatment for lead under the Department's Lead and Copper Regulation, and treatment for iron and manganese using sequestration.

Application No. 4019509, Public Water Supply.

Applicant	Lakewood Senior Living—Drums, LLC (Fritzinger Senior Living Community # 1) 159 Old Turnpike Road Drums, PA 18222
Municipality	Butler Township
County	Luzerne
Responsible Official	David Stash, Maintenance Director
Type of Facility	Public Water Supply
Consulting Engineer	Francis Mark Voyack, P.E. Quad Three Group, Inc. 37 N. Washington Street Wilkes-Barre, PA 18701
Application Received Date	August 2, 2019
Description of Action	This application proposes Corrosion Control Treatment for copper under the Department's Lead and Copper Regulation, by addition of caustic soda.

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

Permit No. 6514509-A1, Public Water Supply.

Applicant	Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
[Township or Borough]	Washington Township
Responsible Official	John Ashton Municipal Authority of Westmoreland County 124 Park & Pool Road New Stanton, PA 15672
Type of Facility	Beaver Run system

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

Application Received Date July 5, 2019

Description of Action Amendments to the proposed Pleasant View pump station.

Application No. 5619505, Public Water Supply.

Applicant **Hooversville Borough**
50 Main Street
P.O. Box 176
Hooversville, PA 15936

[Township or Borough] Hooversville Borough

Responsible Official Kenneth Karashowsky
Council President
Hooversville Borough
50 Main Street
P.O. Box 176
Hooversville, PA 15936

Type of Facility Water system

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

Application Received Date August 1, 2019

Description of Action Construction of a pump station and an interconnection between Hooversville Borough and the Conemaugh Township Municipal Authority.

Permit No. 3218514-A1, Public Water Supply.

Applicant **Indiana County Municipal Services Authority**
602 Kolter Drive
Indiana, PA 15701

[Township or Borough] South Mahoning, Washington and Rayne Townships; and Marion Center Borough

Type of Facility Plumville water system

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

Application Received Date August 1, 2019

Description of Action Installation of waterline, a pressure reducing valve vault and a water storage tank with a mixing system.

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

Permit No. 4300501-MA2, Public Water Supply.

Applicant **Grove City Borough**

Township or Borough Grove City Borough

County **Mercer County**

Responsible Official Vance Oakes

Type of Facility Public Water Supply

Consulting Engineer Daniel Goncz
Gannett Fleming, Inc.
554 South Erie Street
Mercer, PA 16137

Application Received Date August 1, 2019

Description of Action Addition of bulk water filling station.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

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

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

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

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

Former Swan Electric Company, 490 High Street, Hanover, PA 17331, Hanover Borough, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Mr. Glenn Bange, 1281 Honda Road, Hanover, PA 17331 and Pinnacle Premier Properties, LLC, 7060 Division Highway, Narvon, PA 17555, submitted a Notice of Intent to Remediate site groundwater contaminated with petroleum hydrocarbons. The site will be remediated to the Residential Statewide Health Standard. Future use of the site is to be continued to be used as non-residential. The Notice of Intent to Remediate was published in the *The Evening Sun* on July 16, 2019.

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

Judy's Country Store, 13459 Berwick Turnpike, Gillett, Ridgebury Township, **Bradford County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of Judy's Country Store, 13459 Berwick Turnpike, Gillett, PA 16925, has submitted Notice of Intent to Remediate site soil contaminated with petroleum. The applicant proposes to remediate the site to meet the Statewide Health Standard. A summary of the Notice of Intent to Remediate was published in *The Daily Review* on July 13, 2019.

M & T Trucking Inc. Project, US Route 15N, north of Kripe Road, Liberty, Jackson Township, **Lycoming County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of M & T Trucking, Inc., 532 Peoria Road, Pavilion, NY 14525, has submitted a Notice of Intent to Remediate site soil contaminated with diesel fuel, motor oil and raw milk. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard for soil. A summary of the Notice of Intent to Remediate was published in *The Daily Item* on July 22, 2019.

S & R Transportation, LLC, Walnut Acres Road, Middleburg, Center Township, **Snyder County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of S & R Transportation, LLC, 4200 Eastern Ave, Kentwood, MI 49508, has submitted a Notice of Intent to Remediate site soil contaminated with diesel fuel. The applicant proposes to remediate the site to meet the Non-Residential Statewide Health Standard for Soil. A summary of the Notice of Intent to Remediate was published in *The Daily Item* on July 29, 2019.

DETERMINATION OF APPLICABILITY FOR RESIDUAL WASTE GENERAL PERMITS

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

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

General Permit Application No. WMGR096SE012. DC Ambler Properties, LLC, 254 South Main Street, Ambler, PA 19002. This application is for the determination of applicability (DOA) under General Permit No. WMGR096SE012 for the beneficial use of regulated fill by leaving 2-feet of cover across Parcel E, TPN 01-00-01157-40-8 at the DC Ambler Properties Site (Former Nicolet Industries Site) located in Ambler Borough, **Montgomery County**. The application for determination of applicability was accepted as administratively complete by the Southeast Regional Office on July 29, 2019. The 60-day notice requirement is waived.

Comments concerning the application should be directed to the Pennsylvania Department of Environmental Protection ("DEP") Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania AT&T Relay Service, (800) 654.5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and 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 Application No. 101541. Delaware Valley Recycling Inc., P.O. Box 323, Skippack, PA 19474-0323. This application is for the 10-year permit renewal to continue operation at the Delaware Valley Recycling (DVR) facility, an existing construction and demolition storage and processing facility located at 3107 South 61st Street, in the City and **County of Philadelphia**. The application was received by the Southeast Regional Office on July 24, 2019.

Comments concerning the application should be directed to the Waste Management Program Manager, Department of Environmental Protection (DEP) Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915. Persons interested in obtaining more information about the general permit application may contact the Southeast Regional Office by telephone at 484.250.5960. TDD users may contact the (DEP) through the Pennsylvania AT&T Relay Service, (800) 654.5984.

Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

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.

53-00018A: PA Pellets, LLC (958 State Route 49 West, Ulysses, PA 16948) for the modification of a three-pass rotary sawdust and woodchip dryer to replace the 45 million Btu per hour wood suspension burner with a 30 million Btu per hour natural gas-fired burner at PA Pellets' facility located in Ulysses Borough, **Potter County**. The Department of Environmental Protection's (Department) review of the information submitted by PA Pellets indicates that the air contamination source to be modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on this finding, the Department proposes to issue a plan approval for the proposed modification. The emissions from the proposed source included in this project will not exceed the following limits: 6.44 tons of nitrogen oxides (NO_x, expressed as NO₂) per year, 25.75 tons of carbon monoxide per year and 43.017 tons of volatile organic compounds per year. The facility is a State Only facility. If the Department determines that the sources are modified and operated in compliance with the plan approval conditions and the specifications of the application for Plan Approval 53-00018A, the requirements established in the plan approval will be incorporated into a State only operating permit pursuant to 25 Pa. Code § 127.421. 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.

18-00011L: Croda, Inc. (8 Croda Way, Mill Hall, PA 17751) for the revision of operating permit requirements to allow the transition from a Title V Operating Permit to a State Only Operating Permit for the Mill Hall Facility located in Bald Eagle Township, **Clinton County**.

The Department of Environmental Protection's (Department) review of the information submitted by Croda, Inc. indicates that the proposed operating permit revisions, including removal of major source/Title V requirements, revisions to emissions limitations for reactor vessel R-18, and a change in the frequency for sampling and analysis for the Super Refined Oils and Synthesis Area—General Products processes, will comply with all regulatory requirements pertaining to non-major air contamination sources including Best Available Technology, New Source Performance Standards, National Emissions Standards for Hazardous Air Pollutants, and 25 Pa. Code Chapters 121—145.

The facility is currently a major (Title V) facility. If the Department determines that the proposed revisions comply with all applicable air quality regulatory requirements, and the permittee complies with the terms and conditions of Plan Approval 18-00011L, the requirements established in the plan approval will be incorporated into a State Only Operating Permit 18-00011 pursuant to the provisions of 25 Pa. Code Chapter 127 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.

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.

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

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

41-00082: EPP Renewable Energy, LLC (1605 N Cedar Crest Blvd., Suite 509, Allentown, PA 18104) to issue a renewal Title V Operating Permit for their landfill gas to energy plant at the Lycoming County Landfill located in Brady Township, **Lycoming County**. The facility currently operates pursuant to TVOP 41-00082. The facility's main sources include four (4) 1,600 kW Caterpillar model G3520C landfill gas fired internal combustion engines. The facility has potential annual emissions of 249.00 tons per year of carbon monoxide, 86.24 tons per year of nitrogen oxides, 67.96 tons per year of sulfur oxides, 90.84 tons per year of particulate matter, 46.52 tons per year of volatile organic compounds, and 31.08 tons per year of formaldehyde. The terms and condition of Plan Approval 41-00082A are being incorporated into TVOP 41-00082. The emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 40 CFR Part 63 Subpart ZZZZ, 40 CFR Part 60 Subpart JJJJ, 40 CFR Part 60 Subpart WWW and 25 Pa. Code Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

56-00181: Southern Alleghenies Landfill, Inc. (625 Cherrington Parkway, Moon Township, PA 15108). 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 Title V Operating Permit (TVOP-56-000181) renewal to Southern Alleghenies Landfill, Inc. for the operation of a municipal solid waste landfill in Conemaugh Township, **Somerset County**, Pennsylvania.

The Southern Alleghenies landfill accepts municipal solid wastes, construction/demolition wastes, and approved residual and special handling wastes. The disposal capacity of the landfill is estimated at 23.9 million tons of waste. Sources and emissions at this facility consist of the landfill itself (consisting of disposal areas being constructed, disposal areas actively accepting waste, and closed disposal areas), roads, and earthmoving equipment.

This facility has the emissions of the following type and quantity of air contaminants (on an annual basis): 96.28 tons of carbon monoxide, 49.25 tons of nitrogen oxides, 26.71 tons of particulate matter, 19.07 tons of sulfur oxides, 10.61 tons of volatile organic compounds, and 5.40 tons of hazardous air pollutants. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 60, 40 CFR Parts 63 and 25 Pa. Code, Article III, Chapters 121—145.

Copies of the application, DEP's analyses 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 § 127.521(b) (relating to public notice). A protest must include the following: the name, address and telephone number of the person filing the protest; identification of the proposed permit issuance being opposed (Operating Permit TV- 56-000181); 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 Noor Nahar, Air Quality Engineering Specialist, Department of Environmental Protection, Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222.

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

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

20-00145: Vitro Flat Glass (5123 Victory Boulevard, Cochranon, PA 16314), the Department intends to issue the renewal of the Title V Operating Permit of a flat

glass-manufacturing facility located in Greenwood Township, **Crawford County**. Permitted sources at the facility include two glass melting furnaces, three gas-fired/oil-fired boilers, a gas-fired boiler, six emergency engines, warerooms, material handling operations, silos, a parts cleaner, and miscellaneous operations. The facility is Title V because of its potential to emit NO_x, PM₁₀, SO_x, and a single HAP. The facility has been subject to Federal and State regulations that include § 40 CFR 60 Subpart ZZZZ for engines, § 40 CFR 60 Subpart DDDDD for boilers, and RACT I (25 Pa. Code §§ 129.91—129.95). In this renewal, the subsequent NO_x stack test requirement for the glass melting furnaces is removed because compliance with applicable NO_x limits is currently demonstrated through quarterly CEMS reporting. As a major NO_x source, the facility is subject to RACT II (25 Pa. Code §§ 129.96—129.100) and applicable RACT II presumptive requirements are incorporated. Source test submittals for the glass melting furnaces' PM stack test requirement are revised based on Source Testing Section's latest instructions. A permitted source is updated to incorporate the control device authorized through a Request for Determination (RFD). An emergency engine that had been taken out of service is removed from the permit.

43-00196: In accordance with 25 Pa. Code §§ 129.96—129.100, the Pennsylvania Department of Environmental Protection (the Department) has made a preliminary determination to approve an alternate Reasonably Available Control Technology (RACT II) plan and seeks approval of an amendment to the State Implementation Plan (SIP) for the GE Transportation Grove City Engine

plant owned and operated by **Wabtec US Rail, Inc.**, in Pine Township, **Mercer County**. And in accordance with 25 Pa. Code § 127.521, the Department of Environmental Protection intends to revise a Title V Operating Permit for the facility. The facility is located at 1503 West Main Street Ext, Grove City, PA 16127. The facility's representative to contact concerning this application is Ms. Zambia Logero, EHS Manager. Her phone number is 724-450-8432.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into the revised operating permit (43-00196) for the facility. The relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal; this includes the provisions of the Department's presumptive RACT II requirements in accordance with 25 Pa. Code § 129.97, as they apply to existing sources at this facility.

The following is a summary of the proposed amendments to the RACT II determination for this facility that will be submitted to the EPA as a SIP revision:

<i>Source</i>	<i>RACT II Requirement</i>
Diesel Engine Test Cell # 1, Source 132A:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 413 tons per 12-month period. • Fuel combustion shall not exceed 2,007,537 gallons per 12-month period.
Diesel Engine Test Cell # 2, Source 132B:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 413 tons per 12-month period. • Fuel combustion shall not exceed 2,007,537 gallons per 12-month period.
Diesel Engine Test Cell # 3, Source 132C:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 435 tons per 12-month period. • Fuel combustion shall not exceed 1,829,089 gallons per 12-month period.
Diesel Engine Test Cell # 4, Source 132D:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 450.25 tons per 12-month period. • Fuel combustion shall not exceed 2,319,458 gallons per 12-month period.
Diesel Engine Test Cell # 5, Source 132E:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 36.88 tons per 12-month period. • Fuel combustion 132E shall not exceed 478,180 gallons per 12-month period.
Diesel Engine Test Cells 1—4 combined	<ul style="list-style-type: none"> • Fuel consumption shall not exceed 2,319,458 gal/yr based on a 12-consecutive month total for Diesel Engine Test Cells 1—4. • The NO_x emissions shall not exceed 450.25 tpy based on a 12-consecutive month total for Diesel Engine Test Cells 1—4. • The NO_x emissions shall not exceed 422.15 lb/hr based on a 30-consecutive calendar day rolling average for Diesel Engine Test Cells 1—4 combined.

Public hearing. If requested by September 23, 2019, a public hearing will be held at 10 a.m. on October 2, 2019, to accept oral comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held, if requested, at the DEP Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. To request a hearing, to register to speak at a hearing, or to inquire if a hearing will be held, please contact Tom Decker at 814-332-6615. The last day to pre-register to speak at a hearing, if one is held, will be September 23, 2019. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Please note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/Regional/NorthwestRegion/Community-Information/Pages/RACT-II.aspx>.

We ask that you contact Tom Decker, Environmental Community Relations Specialist at 814-332-6615 or monitor our website to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Tom Decker at least one week in advance of the hearing to reserve a time to present testimony.

Oral testimony will be limited to a maximum of 10 minutes per individual and 2 written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit 3 copies of a written statement and exhibits within 10 days thereafter to Eric A. Gustafson, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

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 Eric A. Gustafson, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. A 30-day comment period from August 24, 2019, will exist for the submission of comments, protests and information. Each submission must contain the following information: name, address and telephone number of the person submitting the comments; identification of the proposed permit number 43-00196; and concise statements regarding the relevancy of the information or objections to issuance of the permit or the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. Appointments for scheduling a review may be made by calling the Department at 814-332-6078.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodations to do so should contact Tom Decker, Environmental Community Relations Specialist, at 814-332-6615 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

24-00120: Dominion Transmission, Inc. (5000 Dominion Boulevard, Glen Allen, VA 23060-3308). The Department intends to renew a Title V Permit for the Ardell Natural Gas Compressor Station in Benezette Township, **Elk County**. The facility's emission sources include a 15,140 hp gas turbine, a 10,320 hp gas turbine, two 1,775 hp natural gas compressor engines, one 275 hp natural gas fueled emergency generator, 1 natural gas microturbine, 2 natural gas fueled boilers, 1 natural gas furnace, 2 natural gas space heaters, and storage tanks. The facility is a major facility due to its potential to emit CO and NO_x in quantities over the major source thresholds. Maximum Potential Emissions for the facility are calculated as follows: NO_x, 134.38 tpy; SO_x, 2.83 tpy; CO, 157.51 tpy; PM₁₀, 11.05 tpy; VOCs, 44.75 tpy; Any Single HAP, < 3 tpy; All Combined HAPs, 9.86 tpy; and CO_{2e}, 135,813 tpy. This facility is subject to 40 CFR Part 60 Subpart GG, Standards of Performance for Stationary Gas Turbines. It is also subject to 40 CFR Part 60 Subpart KKKK, Standards of Performance for Stationary Combustion Turbines. The 2 compressor engines and the emergency generator are subject to 40 CFR Part 63 Subpart ZZZZ, the NESHAP for Stationary RICE. The conditions of the previous plan approvals and operating permit are incorporated into the renewal permit as well as the applicable presumptive RACT II provisions of 25 Pa. Code §§ 129.97 and 129.100.

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

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

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

15-00074: R. A. Ferris & Co., Inc. (899 Fern Hill Road, West Chester, PA 19380) for renewal of a State-Only Operating Permit for crematories in West Goshen Township, **Chester County**. This Operating Permit contains all applicable State and Federal regulations applicable to the facility including emission limitations, operating restrictions, work practice, monitoring, and recordkeeping requirements designed to keep the facility operating within all applicable air quality requirements.

46-00276: UPV Cremation Services, Inc. (d/b/a Quad County Crematory, 222 Washington Street, East Greenville, PA 18401) located in East Greenville Borough, **Montgomery County**, for a renewal of State Only (Natural Minor) Operating Permit No. 46-00276. The only source of air emissions at the facility is a human crematory unit.

There have been no physical changes at the facility since the State Only Operating Permit (SOOP) was originally issued in 2014.

The renewal SOOP will include all monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

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

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

54-00019: Versum Materials US, LLC (P.O. Box 704, Bridgeport, NJ 08014-0704) The Department intends to issue a State-Only Operating Permit for operation of sources at an industrial gases manufacturing operation in Rush Township, **Schuylkill County**. The sources include two boilers, fluorine chemical processes, nitrogen trifluoride chemical processes, residual gas treatment operations, touch-up paint booths, and a degreaser. The fluorine and nitrogen trifluoride processes are controlled by scrubbers. The proposed permit contains all 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.

39-00033: Lutron Electronics Company, Inc. (7200 Suter Road, Coopersburg, PA 18036-1249). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the electrical equipment and supplies manufacturing facility in Lower Macungie Township, **Lehigh County**. The sources consist of a spray paint booth, two (2) wave solder fluxers, and clean-up operations. The spray booth is controlled by filters. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

45-00019: Haines & Kibblehouse, Inc., Locust Ridge Quarry (P.O. Box 196, 2052 Lucon Road, Skip-pack, PA 19474-0196). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the quarry operations in Tobyhanna Township, **Monroe**

County. The primary sources consist of crushers, screens, and conveyors. The control devices consist of a baghouse and water sprays. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

22-05054: Highspire Terminals DE LLC (900 South Eisenhower Blvd., Middletown, PA 17057) to issue a State Only Operating Permit for the gasoline/distillate terminal located in Lower Swatara Township, **Dauphin County**. The actual emissions from the facility in 2018 year are estimated at 0.3 tpy of NO_x, 0.1 tpy of CO, 0.1 tpy of SO_x and 33.2 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60 Subpart K—Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978, 40 CFR 60 Subpart Ka—Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984, 40 CFR 60 Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984, 40 CFR Part 60 Subpart XX—Standards of Performance for Bulk Gasoline Terminals, 40 CFR Part 63 Subpart BBBBBB—National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities and 40 CFR Part 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

07-03066: Team Ten LLC (1600 Pennsylvania Avenue, Tyrone, PA 16686) to issue a State Only Operating Permit for the American Eagle Paper Mill located in Tyrone Borough, **Blair County**. The potential emissions from the facility are estimated at 34.2 tons per year NO_x, 20.1 tons per year VOC, 12.5 tons per year CO, 6.1 tons per year PM, 2.3 tons per year SO_x, 1.4 ton per year HAPs, and 9.4 tons per year Ammonia. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping, and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.93—Presumptive RACT emission limitations, 25 Pa. Code § 129.63—Degreasing Operations, 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 60, Subpart Db—Standards of Performance for Industrial-Commercial-Institutional Steam Generating Units, 40 CFR Part 60, Subpart Dc—Standards of Performance for Small

Industrial-Commercial-Institutional Steam Generating Units, and 40 CFR Part 60, Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines.

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

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

41-00052: Hanson Aggregates Pennsylvania, LLC (7660 Imperial Way, Allentown, PA 18195-1040) for the Pine Creek Quarry located in Limestone Township, **Lycoming County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 0.03 TPY of carbon monoxide; 0.11 TPY of nitrogen oxides; 0.40 TPY of sulfur oxides; 15.64 TPY of particulate matter with an aerodynamic diameter of less than 10 micron; 0.20 TPY of volatile organic compounds and 126 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, as well as the Federal Standards of Performance for Nonmetallic Mineral Processing Plants, 40 CFR Part 60 Subpart OOO, Sections 60.670—60.676. The operating permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

49-00005: Hoeganaes Corp. (4330 Paradise Road, Watsonstown, PA 17777) to issue a renewal State Only Operating Permit for their Watsonstown Plant located Delaware Township, **Northumberland County**. The facility is currently operating under State Only Operating Permit 49-00005. The facility's main sources include two # 2-fuel-oil fired boilers, twenty five small # 2-fuel-oil fired space heaters, metal powder blending and bonding operations controlled by cartridge collectors and fabric collectors, metal powder manufacturing operations controlled by cartridge collectors, specialty blended metals processes controlled by cartridge collectors and fabric collector, AGM delivery system controlled by fabric collectors, distaloy screen system controlled by fabric collectors, a sample production process controlled by a cartridge collector, and a 50 kW diesel-fired emergency generator. The facility has potential emissions of 0.56 ton in any 12 consecutive month period (tpy) of carbon monoxide, 2.70 tpy of nitrogen oxides, 8.11 tpy of sulfur oxides, 0.02 tpy of volatile organic compounds, 17.28 tpy of particulate matter less than 10 microns in size, 17.06 tpy of particulate matter less than 2.5 microns in size, and 8,138 tpy of greenhouse gases (i.e. carbon dioxide equivalent). Revisions include incorporating sources and control device revisions determined to be of minor significance through the Request for Determination process. The boilers are subject to 40 CFR Part 63 Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources. The emergency engine is subject to 40 CFR Part 63 Subpart ZZZZ—National Emission Standards for Haz-

ardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Part 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

EQT Gathering, LLC (625 Liberty Avenue, Suite 1700, Pittsburgh, PA 15222-3114) for the Tioga Compressor Station located in Duncan Township, **Tioga County**. The facility's sources include two (2) natural gas-fired compressor engines, one (1) natural gas-fired emergency generator, one (1) dehydrator, eight (8) storage tanks and fugitive emissions. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 10.77 TPY of carbon monoxide; 24.14 TPY of nitrogen oxides; 0.10 TPY of sulfur oxides; 1.62 TPY of particulate matter; 18.56 TPY of volatile organic compounds; 8.13 TPY of volatile hazardous air pollutants and 28,959 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, 40 CFR Part 60 Subpart JJJJ Sections 60.4230 through 60.4248, Standards of Performance for Crude Oil and/or Natural Gas Production, Transmission or Distribution Facilities, 40 CFR Part 60 Subpart OOOO, Sections 60.5360 through 60.5430 as well as the National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 63 Subpart ZZZZ Sections 63.6580 through 63.6675. The operating permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

59-00019: Metalkraft Industries (P.O. Box 606, Wellsboro, PA 16901-0606) for their facility located in Charleston Township, **Tioga County**. This facility manufactures sintered metal parts. The facility's main sources include three (3) Sintering Furnaces. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue a renewal of an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 0.42 TPY of carbon monoxide; 0.51 TPY of nitrogen oxides; less than 0.10 TPY of sulfur oxides; 1.98 TPY of particulate matter; 0.03 TPY of volatile organic compounds; less than 0.10 TPY of volatile hazardous air pollutants and 600

TPY of greenhouse gases. The operating permit will include emission limits and work practice standards along with testing, monitoring, record keeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

Coal Applications Received

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

Permit No. 56890111 and NPDES No. PA0598577, Heritage Coal & Natural Resources, LLC, commencement, operation and restoration of a bituminous surface mine to change the land use from Woodland to Unmanaged Natural Habitat in Elk Lick Township, **Somerset County**, affecting 66.3 acres. Receiving streams: unnamed tributaries to/and Tub Mill Run; unnamed tributaries to/and Casselman River, classified for the following uses: cold water fishes & warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 30, 2019. Permit issued: August 9, 2019.

Permit No. 56990102 and NPDES No. PA0235105, Heritage Coal & Natural Resources, LLC, commencement, operation and restoration of a bituminous surface mine to change the land use from Woodland to Unmanaged Natural Habitat in Elk Lick Township, **Somerset County**, affecting 87.8 acres. Receiving streams: unnamed tributaries to/and Tub Mill Run; unnamed tributaries to/and Casselman River, classified for the following uses: cold water fishes & warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 30, 2019. Permit issued: August 9, 2019.

Permit No. 56040103. Fieg Brothers, P.O. Box 38, Berlin, PA 15530, permit renewal for reclamation only of a bituminous surface mine in Southampton Township, **Somerset County**, affecting 74.8 acres. Receiving stream: unnamed tributaries to North Branch Jennings Run classified for the following uses: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 2, 2019. Permit issued: August 9, 2019.

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

17170101. Swisher Contracting, Inc. (P.O. Box 1223, Clearfield, PA 16830). Permit revision to change land use from Forestland to Unmanaged Natural Habitat on a bituminous surface mine in Lawrence Township, **Clearfield County**, affecting 8.0 acres. Receiving stream(s): Unnamed Tributary to Wolf Run classified for the following use(s): CWF, MF and Unnamed Tributary to Lick Run classified for the following use(s): HQ-CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: June 27, 2019.

New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, 724-925-5500.

02823014 and NPDES Permit No. PA0617661. IREIT Pittsburgh Settlers Ridge, LLC (c/o Inland Real Estate Income Trust Inc., 2901 Butterfield Road, Oak Brook, IL 60523). Renewal application for continued treatment to an existing bituminous surface mine, located in Robinson Township, **Allegheny County**, affecting .321 acre. Receiving streams: Campbells Run, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: July 31, 2019.

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

54190101. Rausch Creek Coal Mining Branchdale, LLC (978 Gap Street, Valley View, PA 17983), commencement, operation and restoration of an anthracite surface mine operation in Reilly Township, **Schuylkill County** affecting 473.5 acres, receiving streams: Muddy Branch and unnamed tributary to Swatara Creek, classified for the following uses: cold water fishes and cold water and migratory fishes. Application received: July 16, 2019.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

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

4773SM4 and NPDES No. PA0115461. Hanson Aggregates Pennsylvania LLC (7660 Imperial Way, Allentown, PA 18195). Renewal for NPDES permit on a large noncoal surface mining site located in Liberty Township, **Tioga County** affecting 145.7 acres. Receiving stream(s): Bellman Run and Unnamed Tributary to Johnson Creek classified for the following use(s): CWF, MF. Application received: July 12, 2019.

PAM219011. Duffy, Inc. (P.O. Box 374, Smethport, PA 16749) coverage under General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on new Noncoal Permit No. 53192801 located in Roulette Township, **Potter County**. Receiving stream(s): Allegheny River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: July 18, 2019.

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

Permit No. 58160805. Jason A. McCarey, (290 Elk Manor Est., Uniondale, PA 18470), Stage I & II bond release of a quarry operation in Franklin Township, **Susquehanna County** affecting 2.0 acre on property owned by Karl Kail. Application received: August 2, 2019.

Permit No. 64030301C and NPDES Permit No. PA0224332. E.R. Linde Construction Corporation (9 Collan Park, Honesdale, PA 18431), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Palmyra Township, **Wayne County** affecting 94.3 acres, receiving stream: Middle Creek, classified for the following uses: high-quality—cold-water fishes and migratory fishes. Application received: August 1, 2019.

Permit No. 58170807. Susan L. English (16435 State Route 167), Stage I & II bond release of a quarry operation in Silver Lake Township, **Susquehanna County** affecting 5.0 acres on property owned by Susan L. English. Application received: August 7, 2019.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0214931 (Mining Permit No. 56743704), Robindale Energy Service, Inc. (224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920). A renewal to NPDES and revision to the mining activity permit for the Penn Pocahontas Coal Refuse Site in Brothersvalley Township, **Somerset County** for reclamation only. Surface Acres Affected 17.4. Receiving stream: Unnamed Tributary to Buffalo Creek, classified for the following use: CWF. TMDL. The application was considered administratively complete on July 22, 2016. Application received January 27, 2016.

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

Outfall 001 discharges to: Unnamed Tributary to Buffalo Creek.

The proposed effluent limits for Outfall 001 (Lat: 39° 53' 45" Long: 79° 01' 19") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	0.365	-
Iron	(mg/l)	-	1.2	2.4	3.0
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	1.9	2.4
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(s.u.)	6	-	-	9
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0	-	-	-
Osmotic Pressure	(mOs/kg)	-	60	119	149

EPA waiver is not in effect.

NPDES No. PA0236055 (Mining Permit No. 17101601), Victor, LLC (3056 Washington Avenue, P.O. Box 128, Clearfield, PA 16830). A renewal to the NPDES and mining activity permit for the Victor Tipple in Greenwood Township, **Clearfield County**. Surface Acres Affected 25.56. Receiving stream: West Branch Susquehanna River, classified for the following use: WWF. West Branch Susquehanna River TMDL. The application was considered administratively complete on September 12, 2017. Application received November 4, 2016.

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

Outfall 001 discharges to: West Branch Susquehanna River.

The proposed effluent limits for Outfall 001 (Lat: 40° 54' 39.5" Long: -78° 37' 34.8") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.75
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report

Outfall 002 discharges to: West Branch Susquehanna River.

The proposed effluent limits for Outfall 002 (Lat: 40° 54' 39.5" Long: -78° 37' 34.8") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.75
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	Report	-
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report

Outfall 003 discharges to: West Branch Susquehanna River.

The proposed effluent limits for Outfall 003 (Lat: 40° 54' 45.8" Long: -78° 37' 43") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.75
Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
pH	(s.u.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report

EPA waiver is not in effect.

NPDES No. PA0002275 (Mining Permit No. 03951601), Murray Keystone Processing, Inc. (46226 National Road, St. Clairsville, OH 43950). A renewal to the NPDES and mining activity permit for the Keystone Cleaning Plant in Plumcreek Township, **Armstrong County**. Surface Acres Affected 43. Receiving stream: Unnamed Tributary to Unnamed Tributary 46449 to Crooked Creek, classified for the following use: CWF. Crooked Creek Suspended Solids TMDL. The application was considered administratively complete on October 7, 2015. Application received June 23, 2015.

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

Outfall 001 discharges to: Unnamed Tributary to Unnamed Tributary 46449 to Crooked Creek.

The proposed effluent limits for Outfall 001 (Lat: 40° 39' 53.3" Long: -79° 20' 47.8") are:

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

EPA waiver is not in effect.

NPDES No. PA0235652 (Mining Permit No. 11051301), Rosebud Mining Company, (301 Market Street, Kittanning, PA 16201). A renewal to the NPDES and mining activity permit for the Cresson Mine in Cresson, Allegheny, Washington, and Munster Townships and Cresson and Sankertown Boroughs, **Cambria County**. Surface Acres Affected

73.9. Receiving stream: Unnamed Tributary 46125 to Little Conemaugh River, classified for the following use: CWF. Kiskiminetas-Conemaugh River TMDL. The application was considered administratively complete on January 17, 2017. Application received June 13, 2016.

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

Outfall 001 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for Outfall 001 (Lat: 40° 26' 31" Long: 78° 36' 12") are:

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

Outfall 002 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for Outfall 002 (Lat: 40° 26' 36" Long: 78° 36' 05") are:

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

Outfall 003 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for Outfall 003 (Lat: 40° 26' 32" Long: 78° 35' 53") are:

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

Outfall 004 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for Outfall 004 (Lat: 40° 26' 53" Long: 78° 35' 26") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Total Suspended Solids	(ml/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
pH	(SU)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report

Outfall 005 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for *Outfall 005* (Lat: 40° 26' 32" Long: 78° 35' 53") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	—	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Suspended Solids	(mg/l)	35.0	70.0	-	90.0
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	-
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
pH	(SU)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	Report	Report	-

Outfall 006 discharges to: Unnamed Tributary 46125 to Little Conemaugh River.

The proposed effluent limits for *Outfall 006* (Lat: 40° 26' 29" Long: 78° 36' 13") are:

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

EPA waiver is not in effect.

NPDES No. PA0235903 (Mining Permit No. 56081301), LCT Energy, LP (938 Mt. Airy Drive, Suite 200, Johnstown, PA 15904). A renewal to the NPDES and mining activity permit for the Brubaker Mine in Shade Township, **Somerset County**. Surface Acres Affected 41. Receiving stream: Unnamed Tributary to Hinson Run, classified for the following use: CWF. Kiski-Conemaugh Watershed TMDL. The application was considered administratively complete on September 5, 2017. Application received January 17, 2017.

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

Outfall 002 discharges to: Unnamed Tributary to Hinson Run.

The proposed effluent limits for *Outfall 002* (Lat: 40° 09' 12.3" Long: 78° 51' 23.8") are:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.5
Total Suspended Solids	(mg/l)	-	35	70	90
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Sulfate	(mg/l)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
pH	(SU)	6	-	-	9
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	Report
Osmotic Pressure	(mOs/kg)	-	-	-	Report

EPA waiver is not in effect.

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

NPDES No. PA0243612 (Mining Permit No. 17030115), Corey Lee Shawver DBA Hilltop Coal Company, 12 Dutchtown Road, Houtzdale, PA 16651, renewal of an NPDES permit for bituminous surface coal mining in Bigler Township, **Clearfield County** affecting 169.6 acres. Receiving stream(s): UNT to Japling Run and UNT to Muddy Run classified for the following use(s): CWF. This receiving stream is included in the Clearfield Creek TMDL. Application received: April 22, 2019.

The following outfall(s) discharge to Japling Run and UNT to Muddy Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001 (Treatment Basin 1)	N
002 (Treatment Basin 2)	N
003 (Treatment Basin 3)	N
004 (Treatment Basin 4)	N
005 (Sediment Pond A)	N
006 (Sediment Pond B)	N
007 (Sediment Pond C)	N
008 (Sediment Pond D)	N
009 (Sediment Pond E)	N
010 (Sediment Pond F)	N

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

<i>Outfalls: 001—004 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	2.0	4.0	5.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 005—010 (Dry Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)		Monitor Only	
Total Suspended Solids (µmg/l)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 005—010 (≤ 10-yr/24-hr Precip. Event)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Iron (mg/l)	N/A	N/A	7.0
Total Settleable Solids (µml/l)	N/A	N/A	0.5
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

Outfalls: 005—010 (>10-yr/24-hr Precip. Event)
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.
Alkalinity must exceed acidity at all times.

Noncoal NPDES Draft Permits

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

NPDES No. PA0256447 (Mining Permit No. 14060302), Glenn O. Hawbaker, Inc., 1952 Waddle Road, State College, PA 16803, renewal of an NPDES permit for Noncoal Surface Mine in Spring Township, **Centre County** affecting 23.3 acres. Receiving stream(s): Spring Creek classified for the following use(s): CWF. Application received: July 29, 2019.

The following outfall(s) discharge to Spring Creek:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
008	N
009	N
010	N

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

<i>Outfalls: 008, 009, 010</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Flow (gpm)	Monitor Only	Monitor Only	Monitor Only
pH (S.U.): Must be between 6.0 and 9.0 standard units.			

In addition, the proposed effluent limits for outfalls 008, 009, and 010 will include a yearly sample for the following:

<i>Parameter</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Oil and Grease (mg/l)	Monitor Only	Monitor Only	Monitor Only

NPDES No. PA0269859 (Mining Permit No. 53180801), Scott R. Fessenden, 2060 State Route 49 W, Ulysses, PA 16948, new NPDES permit on new noncoal mining permit in Allegany Township, **Potter County** affecting 5.0 acres. Receiving stream(s): Peet Brook classified for the following use(s): EV.

Non-discharge BMP's shall be in effect.

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

NPDES Permit No. PA0224693 on Surface Mining Permit No. 64080301. H & K Group, Inc. (P.O. Box 196, Skippack, PA 19474), renewal of an NPDES Permit for a sandstone, sand and gravel, mudstone and shale quarry (Atkinson Quarry) operation in Palmyra Township, **Wayne County**, affecting 79.2 acres. Receiving stream: unnamed tributary to Wallenpaupack Creek, classified for the following use: HQ—warm water and migratory fishes. Application received: July 13, 2018.

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

The following outfall discharges to unnamed tributary to Wallenpaupack Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
002	No	Storm Water Outfall

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

<i>Parameter</i>	<i>Minimum</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instantaneous</i>
		<i>Average</i>	<i>Maximum</i>	
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)		35.07	0.0	90.0
Turbidity (NTU)		40.0		
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Net Alkalinity (mg/L)	0.0			

¹ The parameter is applicable at all times.

NPDES Permit No. PA0594326 on Surface Mining Permit No. 39870302. H & K Group, Inc. (P.O. Box 196, Skippack, PA 19474), renewal of an NPDES Permit for a limestone, dolomite and sandstone quarry operation (A.B.E Materials—Allentown) in South Whitehall Township, **Lehigh County**, affecting 63.7 acres. Receiving stream: Jordan Creek, classified for the following uses: trout stocking & migratory fishes. Application received: August 25, 2018.

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

The following outfall discharges to Jordan Creek.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Treatment Facility Outfall

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</i>
pH ¹ (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Net Alkalinity (mg/L)	0.0			
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Flow (MGD)		0.05		

¹ The parameter is applicable at all times.

NPDES Permit No. PA0124028 on Surface Mining Permit No. 7675SM1. Pennsy Supply Inc., (2400 Thea Drive, Suite 3A, Harrisburg, PA 17110), renewal of an NPDES Permit for a limestone, dolomite and clay quarry operation (Fontana Quarry) in West Cornwall and South Annville Townships, **Lebanon County**, affecting 195.93 acres. Receiving streams: Bachman Run and unnamed tributary to Bachman Run, classified for the following uses: trout stocking & migratory fishes. Application received: June 4, 2018.

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

The following outfall discharges to Bachman Run and unnamed tributary to Bachman Run.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
001	No	Treatment Facility Outfall

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</i>
Flow (MGD)		6.0		
Total Residual Chlorine (mg/L)				Report
Total Suspended Solids (mg/L)		35.0	70.0	90.0
pH ¹ (S.U.)	6.0			9.0
Net Alkalinity ¹ (mg/L)	0.0			
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Oil & Grease (mg/L)				Report

¹ The parameter is applicable at all times.

<i>Outfall No.</i>	<i>New Outfall Y/N</i>	<i>Type</i>
002	No	Treatment Facility Outfall

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</i>
Flow (MGD)		6.0		
Total Suspended Solids (mg/L)		35.0	70.0	90.0
pH ¹ (S.U.)	6.0			9.0
Net Alkalinity ¹ (mg/L)	0.0			
Alkalinity, Total (as CaCO ₃) (mg/L)				Report
Acidity, Total (as CaCO ₃) (mg/L)				Report
Oil & Grease (mg/L)				Report

¹ The parameter is applicable at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments,

suggestions or objections within 30 days of the date of this notice as well as any questions to the office noted before an application. Comments should contain the name, address and telephone number of the person commenting, identification of the certification request to which the comments or objections are addressed and a concise statement of comments, objections or suggestions including the relevant facts upon which they are based.

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request

are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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

E3502119-003. Pa Department of Transportation, Eng District 4-0, 55 Keystone Industrial Drive, Dunmore, PA 18512, Dunmore Borough & Roaring Brook Township, **Lackawanna County**, Army Corps of Engineers, Baltimore District.

To authorize the following water obstructions and encroachments associated with bridge replacement project along Interstate 0084 Section 282:

1. To remove the existing Northbound-Westbound structure and to construct and maintain a 4-span composite steel plate girder bridge having a span of 63-foot and an underclearance of 76.3-foot over Roaring Brook (HQ-CWF, MF) (waterway WW-232; NB/WB Sta 637+70.74).

2. To remove the existing Southbound-Eastbound structure and to construct and maintain a 4-span composite steel plate girder bridge having a span of 63-foot and an underclearance of 76.3-foot over Roaring Brook (HQ-CWF, MF) (waterway WW-232; SB/EB Sta 637+42.15).

3. To remove the existing slope pipe and construct and maintain a slope pipe conveying 471 l.f. of a tributary Roaring Brook (HQ-CWF, MF) (waterway WW-230; SB/EB Sta 634+00).

4. To remove the existing structure and restore approximately 194 l.f. of natural channel of a tributary Roaring Brook (HQ-CWF, MF) (waterway WW-239; NB/WB Sta 640+50 Rt).

5. To remove the existing structure and to construct and maintain a 31 l.f. of 30" RCP stream crossing carrying Northbound-Westbound I-84 over a tributary Roaring Brook (HQ-CWF) and to extend the existing stream enclosure an additional 69 l.f. of 30" RCP pipe for a total enclosure length of approximately 175 l.f. (WW-239; NB/WB Sta 639+95- SB/EB Stat 638+04).

6. The project also proposes to install rock apron outlet protection in various locations impacting approximately 50 l.f. of tributary Roaring Brook (HQ-CWF, MF) (waterways WW-238, WW-249, WW-236).

7. (waterway 239).

The project also includes the impacts to PEM EV wetlands totaling 0.12 acre. The Permittee is required to provide 0.12 acre(s) of replacement wetlands.

The project is located along Interstate 84 Section 282 (Olyphant, PA Quadrangle, Latitude: 41° 23' 33.7"N; Longitude: -75° 35' 1.9"W) in Dunmore Borough & Roaring Brook Township, Lackawanna County.

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

E0804119-008 PA DOT Engineering District 3-0, 715 Jordan Ave., Montoursville, PA 17754. SR 0706, Section 034, Segment 0250, Offset 2539 through Segment 0260, Offset 0252, Slope Failure Restoration, Stevens Township, **Bradford County**, Baltimore ACOE (LeRaysville, PA Quadrangle N: 41° 46' 41"; W: -76° 08' 38").

PA DOT proposes to restore a roadway slope failure adjacent to Wyalusing Creek. The roadway failure will result in approximately 495 L.F. of R-8 Rip Rap Slope. The 1.5:1 side slope will be grouted to above the 100 year water surface elevation of Wyalusing Creek. The Rip Rap slope will restore the roadway side slope to Pre-Flood location. Approximately 304 L.F. of Wyalusing Creek will be shifted approximately 5 Ft. East. The project will utilize approximately 606 L.F. of temporary diversion to construct the Rip Rap slope. Approximately 400 L.F. of Temporary Access road will be constructed along the SR 0706 roadway side slope. The project will also replace 52 L.F. of 42 inch smooth lined plastic pipe with 54 L.F. of 48 inch corrugated metal pipe. The pipe is located within an Unnamed Tributary to Wyalusing Creek and has a drainage area of 163 acres. The area downstream of the pipe will be incorporated into the Rip Rap slope repair. A detour will be utilized to convey traffic during construction. The project not impact any jurisdictional wetlands. Wyalusing Creek is classified as a Warm Water Fishery by Title 25, Chapter 93 Water Quality Standards.

E1204219-002, DCNR Bureau of Forestry, District 13, Lumber Township, **Cameron County**, U.S. Army Corps of Engineers Baltimore District (Lock Haven Quadrangle; Latitude 41° 31' 29.569"N; 78° 8' 7.1421"W).

The applicant proposes to construct and maintain a pedestrian bridge across McNuff Branch (HQ-CWF) on the Bucktail Path State Forest hiking trail. The trail will have a permanent watercourse impact 240 square feet.

E1704219-001: Lori A. Snyder, Sandy Township, **Clearfield County**, U.S. Army Corps of Engineers Pittsburgh District (Sandy Quadrangle; Latitude 41° 10' 25"N; 78° 43' 57"W).

The applicant is proposing to construct a new house along Treasure Lake in Sandy Township. The project will result in 0.06 acre of permanent wetland impact. The wetland is not considered exceptional value and no known threatened or endangered species inhabit the resource. Mitigation for the impact will be accomplished through a contribution to the National Fish and Wildlife Foundation.

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

E0306119-002, PADOT Engineering District 10-0, 2550 Oakland Ave., Indiana, PA 15701. S.R. 0028 Section 112, in Boggs Township, **Armstrong County**, ACOE Pittsburgh District (Distant, PA Quadrangle N: 40°, 54', 17.2"; W: 79°, 22', 15.9").

This highway safety improvement project proposes the widening and realignment of S.R. 0028, Section 112. The applicant proposes:

1. To remove the existing outfall and to construct and maintain 20-LF of new outfall along STR-02, UNT Scrubgrass Creek (CWF).

2. To construct and maintain 760-LF of fill along STR-02 and to remove the existing structure and to

construct and maintain a 160-LF, 9-ft diameter reinforced concrete pipe on a new alignment.

3. To construct and maintain 76-LF of permanent fill along STR-03, UNT Scrubgrass Creek (CWF).

4. To construct and maintain 73-LF of permanent fill along STR-03A, UNT Scrubgrass Creek.

5. To permanently fill and maintain 2088-SF of wetland fill in WL-01 (PEM).

6. To temporarily impact 5-LF of STR-01A to facilitate the relocation of STR-02.

7. To construct and maintain 43-LF of permanent fill along STR-01B, UNT Scrubgrass Creek.

8. To construct and maintain 42-LF of permanent fill along STR-01, UNT Scrubgrass Creek.

9. To construct and maintain outfalls of various size resulting in 80-LF of impacts to STR-05, Scrubgrass Creek.

10. To remove the existing structure and to construct and maintain a 155-ft long concrete box culvert having a 16-ft wide by 7.5-ft high waterway opening and to construct and maintain 435-LF of fill along STR-05, Scrubgrass Creek (CWF).

11. To remove the existing structure and to construct and maintain a 421-ft long, 18-in diameter RCP carrying STR-04, UNT Scrubgrass Creek, under SR 0028.

12. To remove the existing structure and to construct and maintain a 221-ft long, 18-in diameter RCP carrying STR-06, UNT Scrubgrass Creek, under SR 0028.

13. To construct and maintain 1487-SF of permanent wetland fill in Wetland WL-02 (PEM).

14. To construct and maintain 3,324-SF of permanent wetland fill and 665-SF of temporary wetland impacts to Wetland WL-03 (PEM).

15. To remove the existing structure and to construct and maintain a two-span composite prestressed concrete PA bulb-tee bridge having two identical spans of 119.04-ft and a minimum underclearance of 32.2-ft on a new horizontal and vertical alignment over STR-07, Laurel Run (CWF). The existing culvert length of 75-ft is to be daylighted and the streambank restored.

16. To construct and maintain outfalls of various size along STR-07.

The applicant proposes to construct 0.191-ac of wetland onsite to mitigate for the loss of 0.158-ac of permanent wetland impacts. Various stream enhancements totaling 1,379-LF are proposed to offset the 1,304-LF of permanent stream loss/impact associated with the project.

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

E4129-130. NFG Midstream Trout Run, LLC, 1100 State Street, Erie, PA 16501. Alta Pipeline in McIntyre Township, **Lycoming County**, ACOE Baltimore District (Bodine, Liberty, Ralston & Trout Run, PA Quadrangles N: 41° 29' 43" W: -77° 0' 1").

NFG has applied for an Individual—Joint Permit to construct, operate and maintain 5.6-miles (21,376 ft) of one (1) 8-inch diameter and one (1) 12-inch flex steel natural gas pipeline in McIntyre Township—Lycoming County. Additionally, a 16-inch diameter temporary above ground waterline (TAGWL) will be installed aerially. The pipeline will be placed via open cut trenching.

This project crosses thirteen (13) watercourses and twenty-one (21) wetlands. Eight (8) stream crossings would qualify for the Chapter 105.12(a)(2) waiver since they have drainage areas of 100 acres or less.

A total of thirteen (13) temporary stream and twelve (12) permanent stream impacts are proposed to Frozen Run (HQ-CWF), UNT to Frozen Run (HQ-CWF) and UNT to Red Run (CWF). Project watercourse impacts shall include and be limited to a total of 6,006 SF (743 LF) of temporary stream impacts and 758 SF (64 LF) of permanent stream impacts.

A total of thirteen (13) temporary floodway and thirteen (13) permanent floodway impacts are proposed to Frozen Run, UNT to Frozen Run and UNT to Red Run. Project floodway impacts shall include and be limited to a total of 66,384 SF (1.5240 ac) of temporary floodway impacts and 7,835 SF (0.1799 ac) of permanent floodway impacts.

A total of twenty-one (21) temporary wetland and fifteen (15) permanent wetland impacts are proposed. Project wetland impacts shall include and be limited to a total of 20,675 SF (0.4746 acre) of temporary wetland impacts and 3,013 SF (0.0692 acre) of permanent wetland impacts.

Stream Impact Table:

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	40	41.49262° 77.00281°
UNT20-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	20			41.49262° 77.00281°
UNT20-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	43	129			41.49262° 77.00281°
UNT18-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	30	41.49512° 77.00009°

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<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT18-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	10			41.49512° 77.00009°
UNT18-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	48	144			41.49512° 77.00009°
UNT16-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	15	41.49599° 77.00018°
UNT16-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	4			41.49599° 77.00018°
UNT16-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	48	96			41.49599° 77.00018°
UNT15-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	10	41.49627° 77.00051°
UNT15-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	4			41.49627° 77.00051°
UNT15-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	88	176			41.49627° 77.00051°
UNT14-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	25	41.49658° 76.99876°
UNT14-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	10			41.49658° 76.99876°
UNT14-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	43	86			41.49658° 76.99876°
UNT11-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	157	471			41.49970° 77.00297°
UNT8-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	10	41.50190° 77.00602°
UNT8-2 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	4			41.50190° 77.00602°
UNT8-3 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	33	66			41.50190° 77.00602°
UNT1-1A UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	90	41.50278° 77.00638°
UNT1-2A UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	36			41.50278° 77.00638°
UNT1-3A UNT Frozen Run	McIntyre	Equipment Crossing	HQ-CWF	Wild	10	170			41.50278° 77.00638°
UNT1-4A UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	33	528			41.50278° 77.00638°

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
AP5S-1 Frozen Run	McIntyre	Trench	HQ-CWF	Wild			3	81	41.50917° 77.00440°
AP5S-2 Frozen Run	McIntyre	Trench	HQ-CWF	Wild			3	75	41.50917° 77.00440°
AP5S-3 Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	48			41.50917° 77.00440°
AP5S-4 Frozen Run	McIntyre	Equipment Crossing	HQ-CWF	Wild	10	250			41.50917° 77.00440°
AP5S-5 Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	32	800			41.50917° 77.00440°
AP3S-1 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			3	66	41.51503° 76.99720°
AP3S-2 UNT Frozen Run	McIntyre	Trench	HQ-CWF	Wild			3	72	41.51503° 76.99720°
AP3S-3 UNT Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	54			41.51503° 76.99720°
AP3S-4 UNT Frozen Run	McIntyre	Equipment Crossing	HQ-CWF	Wild	10	250			41.51503° 76.99720°
AP3S-5 UNT Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	32	768			41.51503° 76.99720°
AP2S-1 UNT Red Run	McIntyre	Trench	CWF	Wild			3	99	41.51502° 76.99264°
AP2S-2 UNT Red Run	McIntyre	Trench	CWF	Wild			3	48	41.51502° 76.99264°
AP2S-3 UNT Red Run	McIntyre	TAWGL	CWF	Wild	2	28			41.51502° 76.99264°
AP2S-4 UNT Red Run	McIntyre	Equipment Crossing	CWF	Wild	10	150			41.51502° 76.99264°
AP2S-5 UNT Red Run	McIntyre	Additional Workspace	CWF	Wild	32	960			41.51502° 76.99264°
AP1S-1 UNT Red Run	McIntyre	Trench	CWF	Wild			3	21	41.51412° 76.98314°
AP1S-2 UNT Red Run	McIntyre	Trench	CWF	Wild			3	21	41.51412° 76.98314°
AP1S-3 UNT Red Run	McIntyre	TAWGL	CWF	Wild	2	14			41.51412° 76.98314°
AP1S-4 UNT Red Run	McIntyre	Equipment Crossing	CWF	Wild	10	70			41.51412° 76.98314°
AP1S-5 UNT Red Run	McIntyre	Additional Workspace	CWF	Wild	32	160			41.51412° 76.98314°
UNT 1—1B UNT 1 Frozen Run	McIntyre	Trench	HQ-CWF	Wild			5	55	41.50415° 77.01062°
UNT 1—2B UNT 1 Frozen Run	McIntyre	TAWGL	HQ-CWF	Wild	2	20			41.50415° 77.01062°
UNT 1—3B UNT 1 Frozen Run	McIntyre	Equipment Crossing	HQ-CWF	Wild	10	100			41.50415° 77.01062°

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT 1—4B UNT 1 Frozen Run	McIntyre	Additional Workspace	HQ-CWF	Wild	38	380			41.50415° 77.01062°
TOTAL					743	6,006	64	758	

Wetland Impact Table:

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 68-1	McIntyre	Trench	PEM; EV	Wild			7	35	41.48120° 77.00263°
Wetland 68-2	McIntyre	TAWGL	PEM; EV	Wild	6	12			41.48120° 77.00263°
Wetland 68-3	McIntyre	Additional Workspace	PEM; EV	Wild	6	162			41.48120° 77.00263°
Wetland 67-1	McIntyre	Trench	PEM; EV	Wild			11	55	41.48418° 77.00294°
Wetland 67-2	McIntyre	TAWGL	PEM; EV	Wild	3	6			41.48418° 77.00294°
Wetland 67-3	McIntyre	Additional Workspace	PEM; EV	Wild	9	117			41.48418° 77.00294°
Wetland 6z	McIntyre	Equipment Crossing	PEM; EV	Wild	25	250			41.49224° 77.00241°
Wetland AP24W-1	McIntyre	Trench	PEM; EV	Wild			72	360	41.49592° 77.00064°
Wetland AP24W-2	McIntyre	TAWGL	PEM; EV	Wild	99	198			41.49592° 77.00064°
Wetland AP24W-3	McIntyre	Equipment Crossing	PEM; EV	Wild	182	1,820			41.49592° 77.00064°
Wetland AP24W-4	McIntyre	Additional Workspace	PEM; EV	Wild	94	2,820			41.49592° 77.00064°
Wetland AP24W-5	McIntyre	Additional Workspace	PEM; EV	Wild			72	576	41.49592° 77.00064°
Wetland 11z-1	McIntyre	Trench	PEM; EV	Wild			13	65	41.49532° 77.00034°
Wetland 11z-2	McIntyre	TAWGL	PEM; EV	Wild	25	50			41.49532° 77.00034°
Wetland 11z-3	McIntyre	Additional Workspace	PEM; EV	Wild	25	1,150			41.49532° 77.00034°
Wetland 12z-1	McIntyre	Trench	PEM; EV	Wild			26	130	41.49555° 77.00027°
Wetland 12z-2	McIntyre	TAWGL	PEM; EV	Wild	25	50			41.49555° 77.00027°
Wetland 12z-3	McIntyre	Additional Workspace	PEM; EV	Wild	25	650			41.49555° 77.00027°
Wetland AP23W-1	McIntyre	TAWGL	PEM; EV	Wild	15	30			41.49653° 77.00044°
Wetland AP23W-2	McIntyre	Equipment Crossing	PEM; EV	Wild	13	130			41.49653° 77.00044°
Wetland AP23W-3	McIntyre	Additional Workspace	PFO; EV	Wild	30	120			41.49653° 77.00044°
Wetland 8z-1	McIntyre	Trench	PFO; EV	Wild			38	190	41.49702° 77.00043°

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 8z-2	McIntyre	TAWGL	PFO; EV	Wild	55	110			41.49702° 77.00043°
Wetland 8z-3	McIntyre	Equipment Crossing	PFO; EV	Wild	37	999			41.49702° 77.00043°
Wetland 8z-4	McIntyre	Additional Workspace	PFO; EV	Wild	38	76			41.49702° 77.00043°
Wetland 8z-5	McIntyre	Additional Workspace	PFO; EV	Wild			44	352	41.49702° 77.00043°
Wetland AP22W-1	McIntyre	Equipment Crossing	PFO; EV	Wild	20	100			41.49737° 77.00136°
Wetland AP21W-1	McIntyre	Equipment Crossing	PFO; EV	Wild	20	180			41.49804° 77.00235°
Wetland AP21W-2	McIntyre	Additional Workspace	PFO; EV	Wild	33	99			41.49804° 77.00235°
Wetland AP21AW-1	McIntyre	Trench	PEM; EV	Wild			9	45	41.49844° 77.00228°
Wetland AP21AW-2	McIntyre	TAWGL	PEM; EV	Wild	18	36			41.49844° 77.00228°
Wetland AP21AW-3	McIntyre	Additional Workspace	PEM; EV	Wild	34	136			41.49844° 77.00228°
Wetland AP20W-1	McIntyre	Additional Workspace	PEM; EV	Wild	142	710			41.49828° 77.00258°
Wetland 25-1A	McIntyre	Trench	PEM; EV	Wild			5	25	41.50234° 77.00639°
Wetland 25-2A	McIntyre	TAWGL	PEM; EV	Wild	4	8			41.50234° 77.00639°
Wetland 25-3A	McIntyre	Equipment Crossing	PEM; EV	Wild	9	90			41.50234° 77.00639°
Wetland 25-4A	McIntyre	Additional Workspace	PEM; EV	Wild	8	264			41.50234° 77.00639°
Wetland 25-1B	McIntyre	Trench	PEM; EV	Wild			5	25	41.50261° 77.00644°
Wetland 25-2B	McIntyre	TAWGL	PEM; EV	Wild	6	12			41.50261° 77.00644°
Wetland 25-3B	McIntyre	Equipment Crossing	PEM; EV	Wild	3	30			41.50261° 77.00644°
Wetland 25-4B	McIntyre	Additional Workspace	PEM; EV	Wild	4	132			41.50261° 77.00644°
Wetland AP28W-1	McIntyre	Trench	PEM; EV	Wild			51	153	41.51450° 76.99886°
Wetland AP28W-2	McIntyre	Additional Workspace	PEM; EV	Wild	51	714			41.51450° 76.99886°
Wetland AP9W-1	McIntyre	Trench	PFO; EV	Wild			102	306	41.51499° 76.99762°
Wetland AP9W-2	McIntyre	Trench	PFO; EV	Wild			95	285	41.51499° 76.99762°
Wetland AP9W-3	McIntyre	TAWGL	PFO; EV	Wild	75	150			41.51499° 76.99762°
Wetland AP9W-4	McIntyre	Equipment Crossing	PFO; EV	Wild	90	900			41.51499° 76.99762°
Wetland AP9W-5	McIntyre	Additional Workspace	PFO; EV	Wild	94	1,222			41.51499° 76.99762°
Wetland AP9W-6	McIntyre	Additional Workspace	PFO; EV	Wild	100	1,900			41.51499° 76.99762°

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland AP29W-1	McIntyre	Trench	PEM; EV	Wild			20	60	41.51538° 76.99751°
Wetland AP29W-2	McIntyre	Trench	PEM; EV	Wild			20	60	41.51538° 76.99751°
Wetland AP29W-3	McIntyre	TAWGL	PEM; EV	Wild	20	40			41.51538° 76.99751°
Wetland AP29W-4	McIntyre	Equipment Crossing	PEM; EV	Wild	20	200			41.51538° 76.99751°
Wetland AP29W-5	McIntyre	Additional Workspace	PEM; EV	Wild	20	640			41.51538° 76.99751°
Wetland AP11W-1	McIntyre	Trench	PFO; EV	Wild			26	78	41.51560° 76.99729°
Wetland AP11W-2	McIntyre	Additional Workspace	PFO; EV	Wild	29	145			41.51560° 76.99729°
Wetland AP11W-3	McIntyre	Additional Workspace	PFO; EV	Wild	26	208			41.51560° 76.99729°
Wetland AP8BW-1	McIntyre	Trench	PEM; EV	Wild			34	102	41.51535° 76.99222°
Wetland AP8BW-2	McIntyre	Trench	PEM; EV	Wild			20	60	41.51535° 76.99222°
Wetland AP8BW-3	McIntyre	TAWGL	PEM; EV	Wild	20	40			41.51535° 76.99222°
Wetland AP8BW-4	McIntyre	Equipment Crossing	PEM; EV	Wild	20	200			41.51535° 76.99222°
Wetland AP8BW-5	McIntyre	Additional Workspace	PEM; EV	Wild	20	640			41.51535° 76.99222°
Wetland AP6W-1	McIntyre	Trench	PEM; EV	Wild			12	36	41.51491° 76.98804°
Wetland AP6W-2	McIntyre	Trench	PEM; EV	Wild			5	15	41.51491° 76.98804°
Wetland AP6W-3	McIntyre	Equipment Crossing	PEM; EV	Wild	2	16			41.51491° 76.98804°
Wetland AP6W-4	McIntyre	Additional Workspace	PEM; EV	Wild	12	240			41.51491° 76.98804°
Wetland AP15W-1	McIntyre	Equipment Crossing	PEM; EV	Wild	175	2,625			41.50258° 77.01952°
Wetland AP15W-2	McIntyre	Additional Workspace	PEM; EV	Wild	62	248			41.50258° 77.01952°
<i>TOTAL</i>					1,849	20,675	687	3,013	

<i>PEM</i>	1,202	14,466	382	1,802
<i>PSS</i>				
<i>PFO</i>	647	6,209	305	1,211

Floodway Impact Table:

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-1 UNT Frozen Run	McIntyre	Trench	Wild			133	665	41.49262° 77.00281°
UNT20-2 UNT Frozen Run	McIntyre	TAWGL	Wild	111	222			41.49262° 77.00281°

<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	175	7,525			41.49262° 77.00281°
UNT18-1 UNT Frozen Run	McIntyre	Trench	Wild			175	875	41.49262° 77.00281°
UNT18-2 UNT Frozen Run	McIntyre	TAWGL	Wild	170	340			41.49262° 77.00281°
UNT18-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	140	6,720			41.49262° 77.00281°
UNT18-1 UNT Frozen Run	McIntyre	Trench	Wild					41.49262° 77.00281°
UNT18-2 UNT Frozen Run	McIntyre	TAWGL	Wild					41.49262° 77.00281°
UNT18-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild					41.49262° 77.00281°
UNT16-1 UNT Frozen Run	McIntyre	Trench	Wild			34	170	41.49599° 77.00018°
UNT16-2 UNT Frozen Run	McIntyre	TAWGL	Wild	12	24			41.49599° 77.00018°
UNT16-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	48	96			41.49599° 77.00018°
UNT15-1 UNT Frozen Run	McIntyre	Trench	Wild			47	235	41.49627° 77.00051°
UNT15-2 UNT Frozen Run	McIntyre	TAWGL	Wild	54	108			41.49627° 77.00051°
UNT15-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	89	7,832			41.49627° 77.00051°
UNT14-1 UNT Frozen Run	McIntyre	Trench	Wild			117	585	41.49658° 76.99876°
UNT14-2 UNT Frozen Run	McIntyre	TAWGL	Wild	115	230			41.49658° 76.99876°
UNT14-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	127	5,461			41.49658° 76.99876°
UNT11-1 UNT Frozen Run	McIntyre	Trench	Wild			153	765	41.49970° 77.00297°
UNT11-2 UNT Frozen Run	McIntyre	TAWGL	Wild	150	300			41.49970° 77.00297°
UNT11-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	154	8,008			41.49970° 77.00297°
UNT8-1 UNT Frozen Run	McIntyre	Trench	Wild			131	655	41.50190° 77.00602°
UNT8-2 UNT Frozen Run	McIntyre	TAWGL	Wild	146	292			41.50190° 77.00602°
UNT8-3 UNT Frozen Run	McIntyre	Additional Workspace	Wild	107	4,387			41.50190° 77.00602°
UNT1-1A UNT Frozen Run	McIntyre	Trench	Wild			105	525	41.50278° 77.00638°
UNT1-2A UNT Frozen Run	McIntyre	TAWGL	Wild	103	206			41.50278° 77.00638°
UNT1-3A UNT Frozen Run	McIntyre	Equipment Crossing	Wild	33	330			41.50278° 77.00638°
UNT1-4A UNT Frozen Run	McIntyre	Additional Workspace	Wild	107	3,531			41.50278° 77.00638°
AP5S-1 Frozen Run	McIntyre	Trench	Wild			102	306	41.50917° 77.00440°

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<i>Resource Name</i>	<i>Muni.</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
AP5S-2 Frozen Run	McIntyre	Trench	Wild			101	303	41.50917° 77.00440°
AP5S-3 Frozen Run	McIntyre	TAWGL	Wild	100	200			41.50917° 77.00440°
AP5S-4 Frozen Run	McIntyre	Equipment Crossing	Wild	20	200			41.50917° 77.00440°
AP5S-5 Frozen Run	McIntyre	Additional Workspace	Wild	101	3,232			41.50917° 77.00440°
AP3S-1 UNT Frozen Run	McIntyre	Trench	Wild			57	171	41.51503° 76.99720°
AP3S-2 UNT Frozen Run	McIntyre	Trench	Wild			57	171	41.51503° 76.99720°
AP3S-3 UNT Frozen Run	McIntyre	TAWGL	Wild	62	124			41.51503° 76.99720°
AP3S-4 UNT Frozen Run	McIntyre	Equipment Crossing	Wild	29	290			41.51503° 76.99720°
AP3S-5 UNT Frozen Run	McIntyre	Additional Workspace	Wild	56	1,792			41.51503° 76.99720°
AP2S-1 UNT Red Run	McIntyre	Trench	Wild			108	324	41.51502° 76.99264°
AP2S-2 UNT Red Run	McIntyre	Trench	Wild			136	408	41.51502° 76.99264°
AP2S-3 UNT Red Run	McIntyre	TAWGL	Wild	90	180			41.51502° 76.99264°
AP2S-4 UNT Red Run	McIntyre	Equipment Crossing	Wild	17	170			41.51502° 76.99264°
AP2S-5 UNT Red Run	McIntyre	Additional Workspace	Wild	121	3,872			41.51502° 76.99264°
AP1S-1 UNT Red Run	McIntyre	Trench				159	477	41.51412° 76.98314°
AP1S-2 UNT Red Run	McIntyre	Trench				225	675	41.51412° 76.98314°
AP1S-3 UNT Red Run	McIntyre	TAWGL		199	398			41.51412° 76.98314°
AP1S-4 UNT Red Run	McIntyre	Equipment Crossing		32	320			41.51412° 76.98314°
AP1S-5 UNT Red Run	McIntyre	Additional Workspace		181	5,792			41.51412° 76.98314°
UNT 1—1B UNT 1 Frozen Run	McIntyre	Trench				105	525	41.50415° 77.01062°
UNT 1—2B UNT 1 Frozen Run	McIntyre	TAWGL		101	202			41.50415° 77.01062°
UNT 1—3B UNT 1 Frozen Run	McIntyre	Equipment Crossing		20	200			41.50415° 77.01062°
UNT 1—4B UNT 1 Frozen Run	McIntyre	Additional Workspace		100	3,800			41.50415° 77.01062°
TOTAL				3,070	66,384	1,945	7,835	

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.

D07-039EA. Richard Mingle, Chair, Hollidaysburg Borough Authority, 401 Blair Street, Hollidaysburg, PA 16648, Frankstown Township, **Blair County**, USACOE Baltimore District.

Project proposes to remove the Intake Dam to eliminate a threat to public safety and to restore approximately 120 feet of stream channel to a free-flowing condition. The project is located across Brush Creek (WWF, MF) (Frankstown, PA Quadrangle, Latitude: 40.4655; Longitude: -78.3637).

EROSION AND SEDIMENT CONTROL PERMITS

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

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

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

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

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

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

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

Southwest Region: Oil and Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

E30-07-016: EQT Production Company, 2400 Ansys Drive, Suite 200, Canonsburg, PA 15317.

To construct a 24-foot-wide by 1,700 long access road to access the Holt Well Pad. The access road will include the installation of a bridge across a UNT to Clawson Run, a Warm Water Fisheries, and permanent placements of fill within wetlands on site. The project is located within Gilmore Township, Greene County, Pittsburgh USACE District, (Wadestown Quadrangle, Latitude N 39.742343, Longitude W -80.313121). The installation of the bridge and access road permanently impacts approximately 0.04 acre of wetland, 0.208 acre of floodway, and 25 LF of stream.

	<i>Coordinates</i>	<i>Permanent Impact</i>	<i>Temporary Impact</i>
UNT to Clawson Run	39.742494, -80.313255	700 sq. ft. (25 LF)	12 sq. ft.
Floodway of UNT to Clawson Run	39.742782, -80.313642	2,734 sq.ft	6,810 sq. ft.
Floodway of Clawson Run	39.742528, -80.313221	4,443 sq.ft	6,359 sq. ft.
Wetland C2 (PFO)	39.742574, -80.313260	298 sq. ft.	-
Wetland C1 (PEM)	39.742657, -80.313324	763 sq. ft.	1,445 sq. ft.
Wetland A (PEM)	39.742301, -80.313182	521 sq. ft	3,808 sq. ft.
Wetland B2 (PSS)	39.742911, -80.313768	-	321 sq. ft.

E65-07-013: Chevron Appalachia, LLC 700 Cherrington Parkway, Coraopolis, PA 15108, Sewickley Township, **Westmoreland County**, ACOE Pittsburgh District.

Chevron Appalachia is proposing a 286-foot by 418 foot well pad extension and tank pad reclamation for oil and gas activity at the existing Basista—Dermotta Well Pad B (40.269439, -79.780153). The well pad expansion area and tank pad reclamation will result in the impact to wetlands found on the site. Three (3) Palustrine Emergent (PEM) wetlands, totaling 0.28 acre, will be filled due to the reclamation of the existing tank pad. Wetland mitigation is required for this project. Onsite mitigation will consist of approximately 0.3 acre of PEM wetland.

The project is located within the McKeesport USGS 7 1/2 Minute Quadrangle Map.

<i>Wetland Name</i>	<i>Location</i>	<i>Area of Permanent Impact (acres)</i>
W-01	40° 16 6.7, -79° 46 51.6	0.03
W-02	40° 16 7.1, -79° 46 47.5	0.15
W-03	40° 16 7.3, -79° 46 45	0.09

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 & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed)</i>	<i>EPA Waived Y/N?</i>
PA0043982 (Sewage)	Broad Run STP 1201 Sawmill Road Downingtown, PA 19335-3830	Chester County West Bradford Township	East Branch Brandywine Creek (WWF, MF) 3-H	Yes
PA0035297 (Storm Water)	Sunoco Partners Marketing & Terminals, LP 4041 Market Street Aston, PA 19014-3121	Delaware County Upper Chichester Twp	Dutton Run (Tributary to Baldwin Run) (WWF, MF) 3-G	Yes
PA0050393 A-1 (Sewage)	Worcester Township P.O. Box 767 1721 Valley Forge Road Worcester, PA 19490-07671	Montgomery County Worcester Township	Zacharias Creek 3-E	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0063231 (Sewage)	Lehigh Township Municipal Authority Pennsville WWTF Indian Trail Drive Walnutport, PA 18088	Northampton County Lehigh Township	Indian Creek (CWF, MF) (2-C)	Yes
PA0029190 (Sewage)	Monsignor McHugh School WWTP Route 390 Cresco, PA 18326	Monroe County Paradise Township	Unnamed Tributary to Paradise Creek (HQ-CWF/MF) (1-E)	Yes
PA0043206 (Sewage)	Trails End Camp WWTP 230 Trails End Road Honesdale, PA 18405	Wayne County Berlin Township	Unnamed Tributary to Beach Lake (HQ-CWF) (1-A)	Yes
PA0061611 (Sewage)	Westfall WWTP 155 Westfall Town Drive Matamoras, PA 18336	Pike County Westfall Township	Delaware River (WWF, MF) (1-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0208639 (Sewage)	Hartleton Borough Sewer System STP P.O. Box 31 Hartleton, PA 17829-0031	Union County Hartleton Borough	Cold Run (TSF) (6-A)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0217841 (Sewage)	Ryerson State Park STP 361 Bristoria Road Wind Ridge, PA 15380-1258	Greene County Richhill Township	North Fork Dunkard Fork (TSF) (20-E)	Yes
PA0096971 (Industrial)	West Carroll Township Water & Sewer Authority Bakerton System P.O. Box 328 Elmora, PA 15737-0328	Cambria County West Carroll Township	West Branch Susquehanna River (WWF, MF) (8-B)	Yes
PA0001775 (Sewage)	McFadden Machine Co. Inc. 160 Hill Road Blairsville, PA 15717-5917	Indiana County Black Lick Township	Unnamed Tributary to Muddy Run (CWF) (18-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0222488 (Sewage)	J&R Kabel SFTF 120 Winfield Road Sarver, PA 16055	Butler County Jefferson Township	Sarver Run (HQ-TSF) (18-F)	Yes
PA0100757 (Sewage)	Country Corner RV Park P.O. Box 850 Cochranton, PA 16314	Mercer County New Lebanon Borough	Mill Creek (CWF) (16-D)	Yes
PA0210013 (Sewage)	Cathleen M & Edward W Fisher SFTF 72 Birchwood Drive Transfer, PA 16154-2406	Mercer County Pymatuning Township	Unnamed Tributary to Shenango River (WWF) (20-A)	Yes

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

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

NPDES Permit No. PA0027294, Sewage, **Bristol Borough Water & Sewer Authority**, 250 Pond Street, Bristol, PA 19007.

This proposed facility is located in Bristol Borough, **Bucks County**.

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

NPDES Permit No. PA0050326, Industrial, **ArcelorMittal Plate LLC**, 900 Conshohocken Road, Conshohocken, PA 19428-1038.

This existing facility is located in Plymouth Township, **Montgomery County**.

Description of Action/Activity: Issuance of an NPDES permit for an existing discharge of treated industrial waste.

NPDES Permit No. PA0245119, Industrial, **Dunne Manning Realty LP**, 645 Hamilton Avenue, Suite 500, Allentown, PA 18101.

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

Description of Action/Activity: Issuance of an NPDES permit for a new discharge of treated groundwater from petroleum contaminated groundwater remediation system.

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. WQG02151908, Sewage, **East Whiteland Township**, 209 Conestoga Road, Frazer, PA 19355.

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

Description of Action/Activity: Installation of a new 10 inch diameter sewer extension from the pump station through a golf course site and existing sanitary sewers.

WQM Permit No. 0919402, Sewage, **Bedminster Municipal Authority**, 442 Elephant Road, Perkasio, PA 18944.

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

Description of Action/Activity: Installation of an influent screen at Pennland Farms WWTP.

WQM Permit No. 1509407, Sewage, Amendment, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3489.

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

Description of Action/Activity: 2 pump stations and to redirect the Elk Creek force main into the Big Elk collection system.

WQM Permit No. 1519403, Sewage, **East Marlborough Township**, 721 Unionville Road, Kennett Square, PA 19348-1530.

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

Description of Action/Activity: Construction and operation of a pump station to convey a design flow of 9,660 gpd through 3' force main.

WQM Permit No. 1593425, Sewage, Amendment, **West Goshen Sewer Authority**, 1025 Paoli Pike, West Chester, PA 19380.

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

Description of Action/Activity: Removal of existing valves, pipes pumps, controls emergency and fuel tank to be installed with new. The force main will be replaced also.

WQM Permit No. 4618413, Sewage, **Upper Gwynedd Township**, P.O. Box 1, West Point, PA 19486.

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

Description of Action/Activity: Construction of a 1.5 mgd ps, 6.0 mgd ps, and force main to divert wastewater from Towamencin Mun Auth WWTP to the Upper Gwynedd Twp WWTP.

WQM Permit No. 4619405, Sewage, **Upper Moreland-Hatboro Joint Sewer Authority**, 2875 Terwood Road, Willow Grove, PA 19090.

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

Description of Action/Activity: Installation of a new bypass high flow/wet weather flow pump station.

WQM Permit No. 2397407, Sewage, Amendment, **Concord Township**, 43 Thornton Road, Glen Mills, PA 19342.

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

Description of Action/Activity: Upgrades to Cheyney Road Pump Station.

WQM Permit No. 4619402, Sewage, **Aqua Pennsylvania Wastewater Inc.**, 762 W. Lancaster Avenue, Bryn Mawr, PA 19010-3402.

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

Description of Action/Activity: Upgrades to existing pump station to accommodate additional flow from a new development.

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

WQM Permit No. 1195401-A1, Sewage, **Jackson—East Taylor Sewer Authority**, 2603 William Penn Avenue, Johnstown, PA 15909.

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

Description of Proposed Action/Activity: Proposed construction of Pump Stations, Force Main, Sanitary Sewers, and Single Residence Grinder Pumps to serve existing residences in the Ford's Corner Area with on-lot septic systems. Treatment to be provided at the existing Johnstown STP.

The Pennsylvania Infrastructure Investment Authority (PENNVEST) which administers Pennsylvania's State Revolving Fund has been identified as a possible funding source. The Department's review of the Water Quality Management (Part II) Permit has not identified any significant environmental impacts resulting from this proposal.

WQM Permit No. 0274469 A-8, Sewage, SIC Code 4952, **Collier Township Municipal Authority Allegheny County**, 3300 Preble Avenue, Pittsburgh, PA 15233-1025.

This proposed facility is located in Pittsburgh City, **Allegheny County**.

Description of Proposed Action/Activity: Installation of a low-pressure sewer system to serve seven dwellings along Summer Drive.

WQM Permit No. 0219200, Industrial, SIC Code 4953, **Duquesne Light Co.**, 2825 New Beaver Avenue # N6-Tng, Pittsburgh, PA 15233-1003.

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

Description of Proposed Action/Activity: Installation of a stormwater conveyance to allow enhanced segregation of stormwater runoff from landfill leachate.

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

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

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI130501	East Coventry Township 855 Ellis Woods Road Pottstown, PA 19465-8151	East Coventry Township Chester County	Unnamed Tributaries to Schuylkill River (HQ-TSF, MF), Stony Run (HQ-TSF, MF) Schuylkill River (WWF, MF), Pigeon Creek (HQ-TSF, MF)/HQ-TSF, WWF and MF	N	Y
PAI130039	Penndel Borough 300 Bellevue Avenue Penndel, PA 19047	Penndel Borough Bucks County	Unnamed Tributary to Mill Creek (WWF, MF) and Neshaminy Creek (WWF, MF)	Y	Y

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI130524	East Brandywine Township 1214 Horseshoe Pike Downingtown, PA 19335-1132	East Brandywine Twp Chester County	Unnamed Tributary to East Branch Brandywine Creek (HQ-TSF, MF), Unnamed Tributary of Beaver Creek (CWF, MF), Unnamed Tributary to Culbertson Run (HQ-TSF, MF), Beaver Creek (CWF, MF), Culbertson Run (HQ-TSF, MF), and Unnamed Tributary to Beaver Creek (CWF, MF)/HQ-TSF, CWF, and MF	N	Y
PAI130079	Warwick Township 1733 Township Greene Jamison, PA 18929	Warwick Township Bucks County	Neshaminy Creek (WWF, MF), Unnamed Tributary to Little Neshaminy Creek (WWF, MF), and Unnamed Tributary to Neshaminy Creek, (TSF, MF)	Y	Y

V. NPDES Waiver Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4) Actions.

The following waiver applications have been approved for a 5-year period. The Department is issuing waivers for the following MS4s instead of NPDES permit coverage.

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

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG136370	Penn State Greater Allegheny 4000 University Drive McKeesport, PA 15132	McKeesport City, Allegheny	Unnamed Tributary to Crooked Run (WWF)/ WWF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150139	C. Edward Lawrie Revocable Living Trust 17 Regency Drive Christiana, PA 17509	Chester	East Nottingham Township	Little Elm Creek HQ-TSF-MF
PAD150129	101 Gordon Drive Partners, LLC 120 Pennsylvania Avenue Malvern, PA 19355	Chester	Uwchlan Township	Pine Creek HQ-TSF
PAD150108	McKee-Milford Associates, LP 940 West Sproul Road Springfield, PA 19064	Chester	Upper Uwchlan Township	Unnamed Tributary to Marsh Creek (POI 1-7) HQ-TSF
PAD460031	720 Spring Mill, LP P.O. Box 728 Conshohocken, PA 19428	Montgomery	Conshohocken Borough	Schuylkill River WWF-MF

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD510010 Phase 3B	City of Philadelphia, Division of Aviation (DOA) Philadelphia International Airport Terminal D, Third Floor Philadelphia, PA 19153	Philadelphia	City of Philadelphia	Pennypack Creek Poquessing Creek WWF-MF

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450079	Middle Smithfield Township 147 Municipal Drive East Stroudsburg, PA 18302	Monroe	Middle Smithfield Township	Pond Creek, HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD480098	Bethlehem Manor Village, LLC c/o Mr. David Harte 1177 N. Sixth Street Whitehall, PA 18052	Northampton	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD520021	Lehman Township 193 Municipal Drive Bushkill, PA 18324	Pike	Lehman Township	Little Bushkill Creek (EV, MF)

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140049 Renewal Previously PAI041413002	Anatoli and Irina Loutsik 9599 Thistle Ridge Lane Vienna, VA 22182	Centre	Patton Twp	UNT to Buffalo Run HQ-CWF

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD110006	Jackson East Taylor Sewer Authority 2603 William Penn Avenue Johnstown, PA 15909	Cambria County	Jackson Township	Hinkston Run (CWF & EV Wetlands)

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

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

List of NPDES and/or Other General Permit Types.

PAG-1	General Permit for Discharges from Stripper Oil Well Facilities
PAG-2	General Permit for Discharges of Stormwater Associated With Construction Activities
PAG-3	General Permit for Discharges of Stormwater From Industrial Activities
PAG-4	General Permit for Discharges from Small Flow Treatment Facilities
PAG-5	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-6	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)

PAG-7	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-8	General Permit for Beneficial Use of Non-Exceptional Quality Sewage Sludge by Land Application to Agricultural Land, Forest, a Public Contact Site or a Land Reclamation Site
PAG-8 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-8 General Permit Coverage
PAG-9	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-9 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-9 General Permit Coverage
PAG-10	General Permit for Discharges from Hydrostatic Testing of Tanks and Pipelines
PAG-11	General Permit for Discharges from Aquatic Animal Production Facilities
PAG-12	Concentrated Animal Feeding Operations (CAFOs)
PAG-13	Stormwater Discharges from Municipal Separate Storm Sewer Systems (MS4)
PAG-14	(To Be Announced)
PAG-15	General Permit for Discharges from the Application of Pesticides

General Permit Type—PAG-02

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

<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Northampton Township Bucks County	PAC090278	Northampton Township 55 Township Road Richboro, PA 18954-1592	Unnamed Tributary to Neshaminy Creek WF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Yardley Borough Bucks County	PAC090286	Yardley Borough Sewer Authority 56 South Main Street Yardley, PA 19067-1572	Buck Creek Brock Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Middletown Township Bucks County	PAC090272	U.S. Home Corporation d.b.a. Lennar 2465 Kuser Road, 3rd Floor Hamilton, NJ 08690	Mill Creek WWF-MF Unnamed Tributary to Queen Anne Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hilltown Township Bucks County	PAC090245	Coleman Investment Properties 31 Oak Avenue Chalfont, PA 18914	Mill Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Newtown Township Bucks County	PAC090251	Bucks County Community College 275 Swamp Road Newtown, PA 18940-4106	Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Makefield Township Bucks County	PAC090238	Deepak Patel 620 Leslie Lane Morrisville, PA 19067-4468	Jericho Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Falls Township Bucks County	PAC090279	38 Cabot Blvd, L.P. 110 Terry Drive Newtown, PA 18940	Unnamed Tributary to Queen Anne Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAC460338	Hatfield Township 1950 School Road Hatfield, PA 19440	West Branch of the Neshaminy WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Merion Township Montgomery County	PAC460337	Craft Custom Homes LLC 231 Redwood Road King of Prussia, PA 19406	Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAC460386	ARA Construction Corporation 7500 Energy Court Suite 1 Curtis Bay, MD 21226	Skippack Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Plymouth Township Montgomery County	PAC460347	Colonial School District 230 Flourtown Road Plymouth Meeting, PA 19462	Sawmill Creek WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Upper Providence Township Montgomery County	PAC460349	Catskill Farms, Inc. 42 Proctor Road Eldred, NY 12732-5204	Unnamed to Schuylkill River WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Hatfield Township Montgomery County	PAC460352	Naplin Six Limited Partnership 171 Corporate Drive Montgomeryville, PA 18936-3643	Tributary West Branch Neshaminy Creek WWF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Merion Township Montgomery County	PAC460387	Philadelphia Country Club 1601 Spring Mill Road Gladwyne, PA 19035	Sawmill Run Tributary to Schuylkill WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Towamencin Township Montgomery County	PAC460382	North Penn School District 401 East Hancock Street Lansdale, PA 19446-3960	Unnamed Tributary to Towamencin Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Lower Providence Township Montgomery County	PAC460353	Audubon Land Development 2620 Egypt Road Norristown, PA 19403	Schuylkill River WWF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
City of Philadelphia Philadelphia County	PAC510129	2010 Washington Avenue TH, LLC 1936 Washington Avenue Philadelphia, PA 19146-2831	Schuylkill River-City of Philadelphia Public Sewer CWF-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.

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC480077	Gregory Yocco MCS Industries Inc. 2280 Newlins Mill Rd Easton, PA 18045	Northampton	Palmer Twp	Schooneck Creek (WWF, MF)

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

Facility Location:

Municipality & County	Permit No.	Applicant Name & Address	Receiving Water/Use	Contact Office & Phone No.
Mount Joy Township Adams County Issued	PAC010114	The Links at Gettysburg, LLC 601 Mason Dixon Road Gettysburg, PA 17325	Lousy Run (WWF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Arendtsville Borough Adams County Issued	PAC010105	Upper Adams School District 161 North Main Street Biglerville, PA 17307-0847	Conewago Creek (CWF, MF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
Bethel Township Berks County Issued	PAC060218	Linford Snyder 90 Court Street Lebanon, PA 19507	UNT Stone Creek (CWF-MF)	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
Hampden Township Cumberland County Issued	PAC210132	New Sporting Hill Associates, L.P. 2700 Water Street P.O. Box 2886 York, PA 17405	UNT Cedar Run (CWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Lower Allen Township Cumberland County Issued	PAC210129	Verizon Wireless 4642 Jonestown Road Suite 200 Harrisburg, PA 17109	UNT Yellow Breeches (CWF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Silver Spring Township Cumberland County Issued	PAC210117	Escambia Properties, LLC 18 Sagecrest Circle Enola, PA 17025-1367	Conodoguinet Creek (WWF-MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
Derry Township Dauphin County Issued	PAC220162	Hummelstown F & S Sporting Association, Inc. P.O. Box 71 Hummelstown, PA 17036-0071	UNT Swatara Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
Earl Township Lancaster County Issued	PAC360435	SOCO Enterprises, LLC 1567 PA Route 422 Muncy, PA 17756	Mill Creek (CWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
East Earl Township Lancaster County Issued	PAC360447	Twin Springs, LLC 1647 Union Grove Road East Earl, PA 17519	Shirks Run (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Brecknock Township Lancaster County Issued	PAC360370	A&A Enterprises 1378 Reading Road Denver, PA 17517	Muddy Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
Caernarvon Township Salisbury Township Lancaster County Issued	PAC360374	Morgan Court Partners LP 7060 Division Highway Narvon, PA 17555	UNT Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
<i>Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.</i>				
<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Wysox Twp, Bradford Cnty	PAC080039	Andy Bishop JDS Holdings, LLC 1376 Leisure Drive Towanda, PA 18848	Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Standing Stone Twp, Bradford Cnty	PAC080041	Donald Rovenolt Rovendale Ag Barn Inc. 1300 Susquehanna Trail Watsontown, PA 17777	King Creek WWF UNT to Susquehanna River WWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Canton Twp, Bradford Cnty	PAC080042	Sean Wainwright Rockdale McCellus, LLC 4600 J Berry Court Suite 120 Canonsburg, PA 15317	Beech Flats Creek CWF UNT to Beech Flats Creek CWF	Bradford County Conservation District Stoll Natural Resource Ctr 200 Lake Rd Ste E Towanda, PA 18848 (570) 265-5539, X 6
Bradford Twp, Clearfield Cnty	PAC170023	PennDOT District 2-0 70 PennDOT Dr Clearfield, PA 16830	Sulpher Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629
Flemington Boro, Clinton Cnty	PAC180013	SEDA-COG Housing Development 201 Furnace Road Lewisburg, PA 17837-8043	UNT Bald Eagle Creek CWF-MF	Clinton County Conservation District 45 Cooperation Ln Mill Hall, PA 17751 (570) 726-3798

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<i>Facility Location & Municipality</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Bald Eagle Twp, Clinton Cnty	PAC180005 A-1 Major Amendment	Croda, Inc 8 Croda Way Mill Hall, PA 17751	UNT Bald Eagle Creek CWF-MF	Clinton County Conservation District 45 Cooperation Ln Mill Hall, PA 17751 (570) 726-3798

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

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Middlesex Township, Butler County	PAC100100	NWPA Development LP Mr. Chris Kaclik 1272 Mars-Evans City Road Evans City, PA 16033	UNT to Glades Run CWF	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
Plumcreek Township, Indiana County	PAC030020	Gerald Kimmel P.O. Box 310 Shelocta, PA 15774	UNT tributary to Crooked Creek CWF	Indiana County Conservation District 350 North 4th Street Indiana, PA 15701 724-471-4751

General Permit Type—PAG-3

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Merion Township Montgomery County	PAG030068 A-2	Amazon.com Services, Inc. Attn: Amazon.com NA Evn. Dept. P.O. Box 80848 Seattle, WA 98108-0842	Unnamed Tributary to Trout Creek (WWF, MF) 3-F	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Upper Gwynedd Township Montgomery County	PAG030092	Muller Streamline Co. Precision Tube Co. 287 Wissahickon Avenue North Wales, PA 19454	Wissahickon Creek (TSF, MF) 3-F	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
East Rockhill Township Bucks County	PAR210033 A-1	Oldcastle Infrastructure, Inc. 900 Ashwood Parkway Suite 900 Atlanta, GA 30338	Mill Creek (TSF, MF) 3-E	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970
Susquehanna Township, Juniata County	PAG033604	Champion Modular Homes 10642 S Susquehanna Trail Liverpool, PA 17045-8495	Susquehanna River (WWF, MF) in Watershed(s) 6-C	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Frankstown Township, Blair County	PAG033606	WATCO Mechanical Services 585 Berwind Road Hollidaysburg, PA 16648-0349	Brush Run (WWF, MF) in Watershed(s) 11-A	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Mechanicsburg Borough, Cumberland County	PAG033602	BWI 299 Mulberry Drive Mechanicsburg, PA 17050	Trindle Spring Run (CWF, MF) in Watershed(s) 7-B	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Littlestown Borough, Adams County	PAG033597	Edsal Sandusky Lee Corporation 80 Keystone Street Littlestown, PA 17340	Piney Creek (WWF, MF) in Watershed(s) 13-D	DEP—SCRO— Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110 717-705-4707
Paint Township Somerset County	PAG036143	Lee Concrete Products, Inc. 648 Seanor Road Windber, PA 15963-7204	Kaufman Run (CWF)—18-E	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-05

*Facility Location
Municipality &
County*

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Freedom Borough Beaver County	PAG056269	Ashland LLC 5200 Blazer Parkway Dublin, OH 43017	Ohio River (WWF)—20-G	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

General Permit Type—PAG-12

*Facility Location:
Municipality &
County*

<i>Facility Location: Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Jefferson Township, Berks County	PAG123888	Kevin Z Martin 288 Shartlesville Road Bernville, PA 19506	Watershed(s) 3-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707
Wayne Township, Schuylkill County	PAG122217	Dwight Manbeck 917 Schwartz Valley Road Schuylkill Haven, PA 17972	Watershed(s) 7-D	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707
Washington Township, Schuylkill County	PAG122218	Dale Stoltzfus Duck Farm 160 Farm View Road Schuylkill Haven, PA 17972	Watershed(s) 7-D	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4707

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General Permit Type—PAG-13

<i>Facility Location Municipality & County</i>	<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
Upper Darby Township Delaware County	PAG130003	Upper Darby Township 100 Garrett Rd Room 301 Upper Darby, PA 19082	Muckinipattis Creek (WWF, MF), Lewis Run (WWF, MF), Darby Creek (TSF, MF), Cobbs Creek (WWF, MF), Naylor's Run (WWF, MF), and Unnamed Tributary to Cobbs Creek (WWF, MF) 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Yeadon Borough Delaware County	PAG130128	Yeadon Borough P.O. Box 5187 Lansdowne, PA 19050-9187	Darby Creek (TSF, MF), Cobbs Creek (WWF, MF), and Unnamed Tributary to Cobbs Creek (WWF, MF) 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Aldan Borough Delaware County	PAG130009	Aldan Borough One W Providence Road Aldan, PA 19018-3909	Unnamed Tributary to Darby Creek (WWF, MF) 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Rutledge Borough Delaware County	PAG130177	Rutledge Borough 212 Unity Ter Rutledge, PA 19070-2130	Stoney Creek (WWF, MF) 3-G	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Kingston Township Luzerne County	PAG132218	Kingston Township 180 E Center Street Shavertown, PA 18708	Huntsville Creek (CWF, MF), Toby Creek (CWF, MF), and Unnamed Tributary to Toby Creek (CWF, MF)—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Dallas Township Luzerne County	PAG132323	Dallas Township 105 Lt Michael Cleary Drive Dallas, PA 18612	Unnamed Tributary to Huntsville Creek (CWF, MF), Toby Creek (CWF, MF), and Trout Brook (CWF, MF)—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511
Dallas Borough Luzerne County	PAG132234	Dallas Borough 25 Main Street Dallas, PA 18612	Unnamed Tributary to Huntsville Creek (CWF, MF), Toby Creek (CWF, MF), and Unnamed Tributary to Toby Creek (CWF, MF)—5-B	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511

*Facility Location
Municipality &
County*

Permit No.

Applicant Name & Address

*Receiving
Water/Use*

*Contact Office &
Phone No.*

Sharon City
Mercer County

PAG138343

Sharon City Mercer County
155 West Connelly Boulevard
Sharon, PA 16146-1717

Shenango River
(WWF), Unnamed
Tributary to
Pine Run
(WWF), and
Pine Run
(WWF)—20-A

DEP Northwest
Regional Office
Clean Water Program
230 Chestnut Street
Meadville, PA
16335-3481
814.332.6942

STATE CONSERVATION COMMISSION

NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES PERMITS FOR CAFOs

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

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

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

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

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

<i>Operator</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Flintrock Farms Dan Heller 16 East Brubaker Valley Rd. Lititz, PA 17543	Lancaster	51.6	650.5	Broilers/ Horses	NA	A
Joel H. Rutt 1178 White Oak Rd. Manheim, PA 17545	Lancaster	276	495.13	Swine/ Broiler/ Beef	NA	A

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).

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

Permit No. 2359008, Public Water Supply.

Applicant **PA American Water Company**
(Morgan Manor Tank)
800 W. Hershey Park Drive
Hershey, PA 17033

[Township or Borough] Scranton City
Lackawanna County

Responsible Official Mr. David Kaufman
Vice President, Engineering

Type of Facility Public Water Supply

Consulting Engineer Mr. Ralph R Wawrzyniakowski
PA American Water Company
852 Wesley Drive
Mechanicsburg, PA 17055

Permit Issued 07/26/2019

Permit No. 2450063, Public Water Supply.

Applicant **PA American Water Company**
800 W. Hershey Park Drive
Hershey, PA 17033

[Township or Borough] Coolbaugh Township
Monroe County

Responsible Official Mr. David Kaufman
Vice President, Engineering
800 W. Hershey Park Drive
Hershey, PA 17033

Type of Facility Public Water Supply

Consulting Engineer Richard Dudek, P.E.
PA-American Water Co.
852 Wesley Drive
Mechanicsburg, PA 17055

Permit Issued 07/19/2019

Permit No. 3540071, Public Water Supply.

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

[Township or Borough] East Union Township
Schuylkill County

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

Type of Facility PWS

Consulting Engineer Jonathan Morris, PE
GHD
1240 North Mountain Road
Harrisburg, PA 17112
(814) 643-8260

Permit Issued Date 07/29/2019

Permit No. 2408001, Operation Permit, Public Water Supply.

Applicant **Hazleton City Authority**
400 East Arthur Gardner
Parkway
Hazleton, PA 18201

Municipality City of Hazleton

County **Luzerne**

Type of Facility Public Water Supply

Consulting Engineer John G. Synoski, P.E.
Hazleton City Authority

Permit to Operate August 6, 2019
Issued

Permit No. 2451061, Operation Permit, Public Water Supply.

Applicant **Sringeri Vidya Bharati Foundation**
5 Yates Drive
East Brunswick, NJ 08816

Municipality Jackson Township

County **Monroe**

Type of Facility Public Water Supply

Consulting Engineer Christopher McDermott, P.E.
Reilly Associates
411 Main Street
Stroudsburg, PA 18360

Permit to Operate August 12, 2019
Issued

Permit No. 2359008, Public Water Supply.

Applicant **PA American Water Company**
(PEI Tank)
800 W. Hershey Park Drive
Hershey, PA 17033

[Township or Borough] Archbald Borough
Lackawanna County

Responsible Official Mr. David Kaufman
Vice President, Engineering

Type of Facility Public Water Supply

Consulting Engineer Mr. Ralph R Wawrzyniakowski
PA American Water Company
852 Wesley Drive
Mechanicsburg, PA 17055

Permit Issued 07/18/2019

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

Operation Permit No. 0618512 issued to: **New Morgan Borough Utilities Authority (PWS ID No. 3060803)**, New Morgan Borough, **Berks County** on 8/9/2019 for facilities approved under Construction Permit No. 0618512.

Operation Permit No. 5019502 issued to: **West Perry School District (PWS ID No. 7500307)**, Spring Township, **Perry County** on 8/7/2019 for facilities approved under Construction Permit No. 5019502.

Operation Permit No. 6719503 issued to: **Miller Group Holdings LP (PWS ID No. 6719503)**, Newberry Township, **York County** on 8/5/2019 for facilities approved under Construction Permit No. 6719503.

Operation Permit No. 0619504 MA issued to: **Kutztown Borough (PWS ID No. 3060041)**, Kutztown Borough, **Berks County** on 8/6/2019 for facilities approved under Construction Permit No. 0619504 MA.

Operation Permit No. 2919502 MA issued to: **McConnellsburg Borough Municipal Authority (PWS ID No. 4290005)**, Ayr Township, **Fulton County** on 8/7/2019 for facilities approved under Construction Permit No. 2919502 MA.

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

Operation Permit issued to **Saint Mary's Home of Erie, PWSID No. 6250098**, City of Erie, **Erie County**. Permit Number 2518505 issued August 7, 2019 for the operation of the Barclay Water Management—Ichlor Monochloramine Technology System as secondary disinfection. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 25, 2019.

Permit No. 2519501, Public Water Supply.

Applicant	Erie City Waterworks
Township or Borough	City of Erie
County	Erie
Type of Facility	Public Water Supply
Consulting Engineer	KLH Engineers
Permit to Construct Issued	August 7, 2019

Operation Permit issued to **PA American Water Company, PWSID No. 6370034-19E1**, Neshannock Township, **Lawrence County**. Permit Number 6370034-19E1 issued August 8, 2019 for the operation of the construction and operation of a trailer mounted chemical storage and feed system. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 25, 2019.

Operation Permit issued to **Aqua PA Inc., PWSID No. 6270008**, Jenks Township, **Elk County**. Permit Number 2703502-MA4 issued August 9, 2019 for the operation of the finished water storage tank known as the Town Tank. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 25, 2019.

Operation Permit issued to **Port Allegany Borough, PWSID No. 6420021**, Port Allegany Borough, **McKean County**. Permit Number 4273501-MA4 issued August 9, 2019 for the operation of the two renovated water storage tanks known as Tank 1 and Tank 2. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 2, 2019.

WATER ALLOCATIONS

Actions taken on applications received under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

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

WA52-411B, Water Allocation, **Municipal Authority of the Borough of Milford**, 151 Old Owego Turnpike, Milford, PA 18337, **Pike County**. This permit grants the Authority the right to withdraw up to 500,000 gallons per

day from springs (known as Springs 1 & 2) located approximately 0.5 mile northwest of Milford Borough in Milford Township, Pike County.

SEWAGE FACILITIES ACT PLAN APPROVAL

Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.

Southcentral Region: Water Management Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
South Heidelberg Township	555A Mountain Home Rd Sinking Spring, PA 19608	Berks

Plan Description: Approval is granted for a revision to the Official Plan for South Heidelberg Township, Berks County. The plan revision is entitled the Gray Fox Inn Property. The plan provides for the replacement of a malfunctioning on lot sewage disposal system with a small flow treatment facility on a 0.67-acre lot to serve a bar, restaurant and 4-room hotel. The property is located at 2142 South Galen Hall Road and the facility will discharge 1,140 gallons per day to an unnamed tributary to Little Cocalico Creek. Permits must be obtained in the name of the property owner. The Department's review of the official plan has not identified any significant impacts resulting from this proposal. The DEP Code Numbers for this plan are A3-06960-155-3s and Application No. 994632.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 2

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

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

assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Green Land Enterprises, 513 Freedom Street, East Freedom, PA 16637, Freedom Township, **Blair County**. Whispering Pines Environmental Recovery LLC, 2012 Whispering Pines Lane, Duncansville, PA 16635, on behalf of Green Land Enterprises, P.O. Box 444, Hollidaysburg, PA 16637 submitted a Final Report concerning remediation of site groundwater contaminated with diesel and No. 2 fuel oil. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

Judy's Country Store, 13459 Berwick Turnpike, Gillett, Ridgebury Township, **Bradford County**. Resource Environmental Management, Inc., 50 Maple Street, Montrose, PA 18801, on behalf of Judy's Country Store, 13459 Berwick Turnpike, Gillett, PA 16925, has submitted a Combined Site Characterization and Final Report concerning remediation of site soil contaminated with petroleum. The report is intended to document remediation of the site to meet the Statewide Health Standard.

U.S. Xpress, State Route 150, near the intersection with Laurel Run Road, Beech Creek, Bald Eagle Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of U.S. Xpress, 4080 Jenkins Road, Chattanooga, TN 37421, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel and antifreeze. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Destiny Transportation Project, Fort Jenkins Lane at Pleasant View Mobile Home Park, South Centre Township, **Columbia County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Destiny Transportation, Inc., 105 Commerce Drive, Chatsworth, GA 30705, has submitted a Final Report concerning site soil contaminated with diesel fuel and motor oil. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard for Soil.

M & T Trucking Inc. Project, US Route 15N, north of Kripe Road, Liberty, Jackson Township, **Lycoming County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of M & T Trucking, Inc., 532 Peoria Road, Pavilion, NY 14525, has submitted a Final Report concerning site soil contaminated with diesel fuel, motor oil and raw milk. The report is intended to

document remediation of the site to meet the Non-Residential Statewide Health Standard for Soil.

S & R Transportation, LLC, Walnut Acres Road, Middleburg, Center Township, **Snyder County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of S & R Transportation, LLC, 4200 Eastern Ave, Kentwood, MI 49508, has submitted a has submitted a Final Report concerning site soil contaminated with diesel fuel. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard for Soil.

Sandhoos, Inc. Tanker Spill, 125 Old Valley School Road, Danville, Valley Township, **Montour County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Sandhoos, Inc., 165 Lamont Drive, Cogan Station, PA 17728, has submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Non-Residential Statewide Health Standard for Soil.

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

EQT Hazel Stake 1, Round Top Road (Lat. 40 34 23.38 N Long. -79 04 49.66 W), Brush Valley Township, **Indiana County**. SE Technologies, LLC, 98 Vanadium Road, Building D, 2nd Floor, Bridgeville, PA 15017, on behalf of EQT Corporation, 625 Liberty Avenue, Homer City, PA 15222-3111, submitted a combined Remedial Investigation/Final Report concerning the remediation of site soil contaminated with Chloride, Aluminum, Barium, Boron, Lithium, Manganese, Selenium, Strontium, and Zinc. The report is intended to document remediation of the site to meet a combination of the Site-Specific and Statewide Health Standards.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of

reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

Former Tyler Pipe, 101 North Church Street, Macungie Borough and Lower Macungie Township, **Lehigh County**. Haley & Aldrich, 6500 Rockside Road, Suite 200, Cleveland, OH 44131, on behalf of McWane, Inc., 2900 Highway 280 South, Suite 250, Birmingham, AL 35223, submitted a remedial investigation report and risk assessment concerning remediation of site soils and groundwater contaminated at this former foundry operation. The report was approved by DEP on August 6, 2019.

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

Porlanick Tanker Accident Cleanup, PA SR 706, Stevens Township, **Bradford County**. Golder Associates Inc., 209 N Main Street, Suite 5, Horseheads, NY 14845, on behalf of Talisman Energy USA Inc., 50 Pennswood Place, Warrendale, PA 15086, submitted a Final Report concerning remediation of site soils contaminated with oil-based drilling mud. The report demonstrated attainment of The Statewide Health Standard and was approved by the Department on July 18, 2019.

Lenze Residence Abandoned Heating Oil UST Release, 15136 Bennetts Valley Highway, Penfield, Huston Township, **Clearfield County**. Environmental Remediation & Recovery, Inc., 4250 Rt 6N, Edinboro, PA 16412, on behalf of National Fuel Gas Distribution Corp., 1100 State Street, Erie, PA 16512, has submitted a Final Report concerning remediation of site soil contaminated with heating oil. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 5, 2019.

U.S. Xpress Diesel Fuel and Antifreeze Cleanup, State Route 150 near the intersection with Laurel Run Road, Beech Creek, Bald Eagle Township, **Clinton County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of U.S. Xpress, 4080 Jenkins Road, Chattanooga, TN 37421, submitted a Final Report

concerning remediation of site soil contaminated with diesel fuel and antifreeze. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 7, 2019.

Leighow Oil Company Vehicle Fluid Release, Intersection of SR 254 & SR 147, Milton, Turbot Township, **Northumberland County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of Leighow Oil Company, 118 Eyer Road, Danville, PA 17821, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel and used motor oil. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on August 5, 2019.

Showalter Transport, LLC Cleanup, State Route 35 near Sand Hill Road, Selinsgrove, Penn Township, **Snyder County**. Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of Showalter Transport, LLC, P.O. Box 209, McAllisterville, PA 17049, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel, motor oil and antifreeze. The report demonstrated attainment of Statewide Health Standard and was approved by the Department on July 19, 2019.

HAZARDOUS WASTE TRANSPORTER LICENSE

Actions on applications for Hazardous Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and regulations to transport hazardous waste.

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

Renewal Applications Received

Elliott Truck Line, Inc., P.O. Box 1, Vinita, OK 74301. License No. PA-AH 0355. Effective Aug 08, 2019.

Auchter Industrial Vac Service, Inc., 4801 S Wood Avenue, Linden, NJ 07036. License No. PA-AH 0444. Effective Aug 07, 2019.

First Piedmont Hauling, Inc., P.O. Box 1069, Chatham, VA 24531. License No. PA-AH S212. Effective Aug 07, 2019.

Transporter Licenses Reissued

Elliott Truck Line, Inc., P.O. Box 1, Vinita, OK 74301. License No. PA-AH 0355. Effective Aug 08, 2019.

Auchter Industrial Vac Service, Inc., 4801 S Wood Avenue, Linden, NJ 07036. License No. PA-AH 0444. Effective Aug 07, 2019.

First Piedmont Hauling, Inc., P.O. Box 1069, Chatham, VA 24531. License No. PA-AH S212. Effective Aug 07, 2019.

New Applications Received

John Brown Trucking, Inc., 8063 Southern Blvd., Youngstown, OH 44512. License No. PA-AH 0892. Effective Jul 08, 2019.

New Transporter Licenses Issued

John Brown Trucking, Inc., 8063 Southern Blvd., Youngstown, OH 44512. License No. PA-AH 0892. Effective Aug 07, 2019.

Transporter Licenses Voluntarily Terminated

Clean Harbors ES Industrial Services, Inc., 42 Longwater Drive, Norwell, MA 02061. License No. PA-AH 0583. Effective Aug 13, 2019.

**REGULATED MEDICAL AND
CHEMOTHERAPEUTIC WASTE TRANSPORTER
LICENSES**

Actions on applications for Regulated Medical and Chemotherapeutic Waste Transporter License received under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Act 93 of June 28, 1988 (P.L. 525, No. 93) and regulations to transport regulated medical and chemotherapeutic waste.

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

Renewal Applications Received

Advanced Disposal Services Western PA, Inc., 6330 Route 219, Brockway, PA 15824. License No. PA-HC 0199. Effective Aug 12, 2019.

Curtis Bay Energy, Inc., 1501 S. Clinton St., Baltimore, MD 21224. License No. PA-HC 0236. Effective Aug 01, 2019.

Transporter License Reissued

Advanced Disposal Services Western PA, Inc., 6330 Route 219, Brockway, PA 15824. License No. PA-HC 0199. Effective Aug 12, 2019.

Curtis Bay Energy, Inc., 1501 S. Clinton St., Baltimore, MD 21224. License No. PA-HC 0236. Effective Aug 01, 2019.

**HAZARDOUS WASTE TREATMENT, STORAGE &
DISPOSAL FACILITIES**

Permit Issued under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (35 P.S. §§ 6018.101—6018.1003) and Regulations to Operate a Hazardous Waste Treatment, Storage, or Disposal Facility.

Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401.

PAD096844311. Action Manufacturing Company—Atglen Facility, 500 Bailey Crossroads Road, Atglen, PA 19310-1623. This permit application under the Solid Waste Permit No. PAD096844311 is for the RCRA Class 3 Hazardous Waste Permit Modification of the existing RCRA Part B Permit for the acceptance, storage, processing and treatment of Net Explosive Waste (NEW) material received from Action's Bristol Facility to Atglen Facility located at 500 Bailey Crossroads Road in West Fallowfield Township, **Chester County**. The permit was issued by the Southeast Regional Office on August 8, 2019.

Persons interested in reviewing the permit modification 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.

MUNICIPAL WASTE GENERAL PERMIT

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

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

General Permit No. WMGM037 Base. The Department of Environmental Protection is proposing modifications to Municipal Waste General Permit WMGM037. This permit authorizes the processing and conversion of municipal waste to produce a fuel product. The proposed amendments include the re-organization and re-formatting of the general permit for overall clarity and ease of use.

Written comments concerning the proposed modifications should be directed to Chris Solloway, Group Manager, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGM037" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

General Permit No. WMGM039 Base. The Department of Environmental Protection is proposing modifications to Municipal Waste General Permit WMGM039. This permit authorizes processing and beneficial use of post-consumer asphalt shingles (tear-offs) and pre-consumer asphalt shingles (i.e., imperfections, tabs, trimming scraps, etc., generated in the manufacturing of new asphalt shingles and damaged, unused shingles) as an ingredient in hot-mix and cold-mix asphalt paving material, a component of a sub-base material, as dust control on rural roads when applied with a binder, and as a component or ingredient in fuel used in cement or lime manufacturing or in the generation of electricity or steam. The processing is limited to transferring, screening, shredding, grinding, sorting and magnetic removal of ferrous metal. The proposed amendments include the re-organization and re-formatting of the general permit for overall clarity and ease of use.

Written comments concerning the proposed modifications should be directed to Chris Solloway, Group Manager, Permits Section, Division of Municipal and Residual Waste, Bureau of Waste Management, P.O. Box 69170, Harrisburg, PA 17106-9170. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984. Comments may also be submitted via e-mail at ra-epbenuseall@pa.gov. When submitting comment via e-mail, place "Comments on WMGM039" in the subject line. Faxed comments will not be accepted. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and ap-

proval or denial of the application. For more information, contact the Division of Municipal and Residual Waste at 717-787-7381.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) issued under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003); and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities (25 Pa. Code § 287.611 (relating to authorization for general permit)).

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

General Permit No. WMGR031SC001. CRS-SPV, Inc., 569 Industrial Drive, Lewisberry, PA 17339, located in Fairview Township, **York County**. A minor permit modification was issued under General Permit WMGR031SC001 that approves the change of the permittee's ownership from Triangle Capital Corporation to Reprocessing Services, Inc. This permit modification was issued on August 6, 2019.

General Permit No. WMGR114SC001. CRS-SPV, Inc., 569 Industrial Drive, Lewisberry, PA 17339, located in Fairview Township, **York County**. A minor permit modification was issued under General Permit WMGR114SC001 that approves the change of the permittee's ownership from Triangle Capital Corporation to Reprocessing Services, Inc. This permit modification was issued on August 6, 2019.

General Permit No. WMGR133SC001. CRS-SPV, Inc., 569 Industrial Drive, Lewisberry, PA 17339, located in Fairview Township, **York County**. A minor permit modification was issued under General Permit WMGR133SC001 that approves the change of the permittee's ownership from Triangle Capital Corporation to Reprocessing Services, Inc. This permit modification was issued on August 6, 2019.

DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

Reissuance of Determination of Applicability for General Permit 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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.

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

General Permit No. WMGM061SC001B. York Reduction Systems, LP, 2651 Blackbridge Road, York, PA 17406. A reissuance of Municipal Waste General Permit WMGM061SC001 from Pure Recovery Group, Inc. to York Reduction Systems, LP and change in location from 613 Memory Lane, York, PA 17402 to 2650 Blackbridge Road, York, PA 17406, Manchester Township, **York County** was issued on August 5, 2019.

This general permit authorizes the processing of bulk ash residue or metal coated with ash residue from resource recovery facilities to recover metals and aggregate for use as a construction material.

AIR QUALITY

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

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

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

AG5-58-00006B: NG Advantage, LLC (480 Hercules Drive, Colchester, VT 05446) on August 12, 2019, for the operation of (1) Engine and truck load-out station, at the NG Advantage-Springville site in Springville Township, **Susquehanna County**.

GP3-58-009: Commonwealth Environmental Systems, LP (99 Commonwealth Road, Higin, PA 17938) on August 12, 2019, for the construction and operation of rock crushing operations at the Commonwealth Environmental Systems Landfill site at their facility in Foster Township, **Schuylkill County**.

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.

GP1-28-03021A: PA DPW, South Mountain Restoration Center (10058 South Mountain Road, South Mountain, PA 17261-0999) on August 9, 2019, for three NG/# 2 oil boilers, 37.5 MMBtu each, under GP1, at the South Mountain Restoration Center located in Quincy Township, **Franklin County**. The general permit authorization was renewed.

GP7-67-03082E: The YGS Group (3650 West Market Street, York, PA 17404) on August 7, 2019, for one new and one existing lithographic printing press, under GP7, at the printing facility located in West Manchester Township, **York 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.

46-0302: Susquehanna International Group, LLP (401 E. City Avenue, Bala Cynwyd, PA 19004) On August 6, 2019, for the operation and maintenance of three emergency generator sets (two existing, one new; each with a diesel fuel-fired engine) at its data center/headquarters at a non-Title V facility located in Lower Merion Township, **Montgomery County**.

09-0243: Gelest, Inc. (1 Progress Drive, Morrisville, PA 19067) On August 12, 2019 for installation of nine (9) new blenders to be located at a new non-Title V Facility located in Falls Township, **Bucks County**.

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

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

48-00031C: Georgia-Pacific Consumer Operations LLC (605 Kuebler Road, Easton, PA 18040-9281) issued on August 2, 2019 for the installation of new cup forming machines at the facility located in Forks Borough, **Northampton County**.

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

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

25-1058A: Francis V. Kloecker Funeral Home (2502 Sassafas Street, Erie, PA 16502) new plan approval issuance effective July 18, 2019, to install and initially operate a human crematory inside their existing funeral home, located in the City of Erie, **Erie County**. This is a State Only Facility.

43-372A: Integrated Fabrication & Machine (639 Keystone Road, Greenville, PA 16125) new plan approval issuance effective June 3, 2019, to install and initially operate 2 surface coating booths with panel filters in Hempfield Township, **Mercer County**. This is a State Only facility.

24-083Z: Mersen USA St Marys (215 Stackpole Street, St Marys, PA 15857) new plan approval issuance effective July 29, 2019, for installation and initial operation two excess air ovens and a shared oxidizer that will be controlled by an existing SO₂ scrubber, located in the City of St Marys, **Elk County**. This is a Title V facility.

37-371A: R.G. Coating (Route 551, Pulaski, PA 16153) new plan approval issuance effective July 29, 2019, to install and initially operate a proposed hot dip zinc galvanizing facility in Pulaski Township, **Lawrence County**. This is a State Only facility.

37-331D: RWE Holding, West Pittsburg Plant (535 Rundle Road, New Castle, PA 16101) new plan approval issuance effective July 29, 2019, for the proposed increase in production of anti-skid to 100,000 tpy (Source 102); increase processing rate of Coke Screening Operation (Source 104) to 50 tph; increase hours of operation and throughput for Source 107 to 3,000 hr/yr & 15,000 tpy; and the removal of Source 109 (Cummins Engine—305 hp), for an existing facility located in Taylor Township, **Lawrence County**. This is a State Only facility.

43-386A: Sandy Creek Monument & Cremation Company (312 West Park Street, Franklin, PA 16323) new plan approval issuance effective June 21, 2019, to install and initially operate a human crematory at their facility in Sandy Lake Borough, **Mercer County**. This is a State Only facility.

24-131U: SGL Carbon (900 Theresia Street, St Marys, PA 15857) new plan approval issuance effective July 3, 2019, to modify Source 7200 [Graphitization & Purifying Furnaces (5)]—a second power supply for Source 7200 is now authorized. This facility is located in the City of Saint Marys, **Elk County**. This is a State Only Facility.

42-117B: Zippo Manufacturing (33 Barbour Street, Bradford, PA 16701) new plan approval issuance effective June 5, 2019, for the proposed post construction approval of two computer numerical control (CNC) engraving cells at their existing facility located in Bradford Township, **McKean County**. This is a State Only Facility.

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.

09-0024J: Waste Management PA Inc (1000 New Ford Mill Rd., Morrisville, PA 19067-6702) On August 7, 2019, for the Valley Fill Expansion of the Tullytown Resource Recovery Facility located in Tullytown Borough, **Bucks County**.

09-0196K: Abington Reldan Metals LLC (550 Old Bordentown Rd., Fairless Hills, PA 19030-4510) On August 9, 2019, for the existing Acid Room NO_x Scrubber, which is being replaced with a new NO_x Scrubber, located in Falls Township, **Bucks 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.

67-05005J: Brunner Island, LLC (P.O. Box 221, York Haven, PA 17370-0221) on August 9, 2019, for the addition of contingent annual NO_x emission limits (TPY = tons during any consecutive 12-month period) at the Brunner Island Steam Electric Station located in East Manchester Township, **York County**. The plan approval was extended.

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

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

18-00011J: Croda, Inc. (8 Croda Way, Mill Hall, PA 17751) on August 2, 2019, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from August 8, 2019, to February 4, 2020, at their facility located in Bald Eagle Township, **Clinton County**. The plan approval has been extended.

49-00064B: Milton Sewer Regional Authority (5585 State Route 405, P.O. Box 433, Milton, PA 17847), on August 6, 2019, to extend the authorization to operate the sources pursuant to the plan approval an additional 180 days from September 12, 2019, to March 10, 2020, at their facility located in West Chilisquaque Township, **Northumberland County**. The plan approval has been extended.

41-00089A: James C. Maneval Funeral Home, Ltd (1000 Hill Alley, Jersey Shore, PA 17740) on August 7, 2019, to extend to authorization for the temporary operation of a human crematory pursuant to the plan approval an additional 180 days from August 17, 2019, to February 13, 2020, at their facility located in the borough of Jersey Shore, **Lycoming County**. The plan approval has been 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.

32-00055H: Homer City Generation, LP (1750 Power Plant Rd., Homer City, PA 15748) Extension effective August 28, 2019, to allow continued temporary operation of the boiler Unit 1 & 2 Novel Integrated Desulfurization ("NID") systems to control SO₂ emissions at Homer City Generating Station located in Black Lick and Center Townships, **Indiana County**.

04-00741A: ETC Northeast Field Services, LLC (6051 Wallace Road Ext, Suite 300, Wexford, PA 15090) On August 8, 2019, to allow continued temporary of the sources authorized at the Pike Compressor Station located in New Sewickley Township, **Beaver County**.

PA-11-00533B: Starprint Publication, Inc. (722 Dulancey Drive, Portage, PA 15946-6902) Plan Approval extension is issued for 180 days on August 9, 2019, to prepare and submit SOOP application to the Department for their Starprint Publication facility located in Portage Township, **Cambria County**.

30-00072E: Consol Pennsylvania Coal Company, LLC (1000 Consol Energy Drive, Canonsburg, PA 15317) plan approval extension effective on August 28, 2019, with expiration on February 28, 2020, for continued temporary operation of air contamination sources and controls associated with the Crabapple Overland Conveyor located in Richhill Township, **Greene County**.

30-00195A: Equitrans, LP (2200 Energy Drive, Canonsburg, PA 15317) Plan Approval Extension effective on August 28, 2019, with expiration on February 28, 2020, for continued temporary operation of air contamination sources and controls at the Jefferson Compressor Station located in Jefferson Township, **Greene County**.

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

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

10-028K: Armstrong Cement & Supply Corp. (100 Clearfield Road, Cabot, PA 16023) on July 18, 2019, has issued a plan approval extension for the installation and operation shakedown of a new SNCR system for the control of NO_x emissions from their existing No. 1 and No. 2 Kilns in Winfield Township, **Butler County**. This will expire on January 14, 2020.

25-069Q: BASF Corporation (1729 East Avenue, Erie, PA 16503) on July 30, 2019, has issued a plan approval extension to allow stack testing to be completed on 2 newly installed Cleaver Brooks natural gas fired 14 MMBtu/hr boilers in the City of Erie, **Erie County**. This will expire on January 31, 2020.

42-011C: International Waxes Plant (45 Route 446, Smethport, PA 16749) on June 28, 2019, issued a plan approval extension for the installation and operation of a new natural gas fired boiler with fuel oil backup, conversion of existing coal fired boilers to natural gas firing with fuel oil backup, and for adding fuel oil backup to an existing natural gas fired boiler. All actions will allow the permittee to comply with 40 CFR Part 63 DDDDD. The company needs more time to make these conversions now that a sufficient supply of natural gas via pipeline is available. This facility is in Keating Township, **McKean County**. This will expire on December 31, 2019.

43-034B: Lindy Paving—Wheatland Asphalt Plant (Wheatland, PA 16161) on June 20, 2019, transfer/minor amendment of plan approval issued due to a change in ownership of the asphalt plant from Dunbar Asphalt to Lindy Paving. The existing expiration date of September 30, 2019 was kept. This facility is located in Wheatland Borough, **Mercer County**.

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

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

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

46-00162: Hammond Lead Products, Inc. (10 South Grosstown Road, Pottstown, PA 19464) On August 6, 2019, for the renewal of a Title V Operating Permit for operation of a lead oxide manufacturing plant located in West Pottsgrove Township, **Montgomery County**.

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.

50-05001: Texas Eastern Transmission LP (5400 Westheimer Court, Houston, TX 77056-5353) on August 5, 2019, for the Shermansdale natural gas compressor station located in Carroll Township, **Perry County**. The Title V permit was renewed.

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.

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

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

39-00058: Packaging Corporation of America (7451 Cetronia Road, Allentown, PA 1106-9123) The Department issued, on 8/6/19, a State-Only (Synthetic Minor) Operating Permit renewal for operation of sources at corrugated and solid fiber boxes manufacturing facility in Upper Macungie Township, **Lehigh County**. The permit contains all 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.

45-00032: BioSpectra, Inc. (100 Majestic Way, Bangor, PA 18013-2860) The Department issued, on 8/6/19, a State-Only Operating Permit for operation of sources at medicinal and botanical manufacturing facility in Stroud Township, **Monroe County**. The sources include chemical dryers controlled by cyclones and baghouses. The permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

48-00026: Pan-Glo, A Division of R.T. Bundy Associates, Inc. (417 East Water Street, P.O. Box 150, Urbana, OH 43078) The Department issued, on 8/6/19, a State-Only Operating Permit for operation of sources at a pan repair service facility in Bethlehem City, **Northampton County**. The sources include a silicone spray and curing operation. The permit contains all 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.

39-00103: Bosch Rexroth Corporation (2315 City Line Road, Bethlehem, PA 18017-2131). On August 13, 2019 the Department issued a renewal State-Only Synthetic Minor Permit for Bosch, located in the City of Bethlehem, **Lehigh County**. Operations performed at this facility include the manufacturing, machining, and servicing of metal parts. The source is considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The 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.

39-00091: Service Tire Truck Centers, Inc., Bethlehem Plant (2255 Avenue A, Bethlehem, PA 18017-2107). On August 7, 2019, the Department issued a renewal State-Only (Natural Minor) Permit to operate a truck tire retreading process facility in Bethlehem City, **Lehigh County**. The sources consist of truck tire retreading process. The control devices consist of a rubber recovery cyclone. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

54-00068: Pleasant Valley Homes, Inc. (P.O. Box 88, Pine Grove, PA 17963). On August 6, 2019, the Department issued a renewal State-Only (Synthetic Minor) Permit for the manufacture of homes facility located in Pine Grove Township, **Schuylkill County**. The primary sources consist of adhesives, sealant, and miscellaneous VOC use. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

49-00053: Shumaker Industries, Inc. (P.O. Box 206, Northumberland, PA 17857), on July 19, 2019, issued State Only operating permit for their facility located in Northumberland Borough, **Northumberland County**. The facility's main sources include a shot blasting operation, a surface coating operation and one parts washer. The State Only operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

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.

46-00094: Highway Materials, Inc. (5100 Joshua Road, Plymouth Meeting, PA 19462) On August 7, 2019, for a Minor Operating Permit Modification, that authorizes the replacement of the current baghouse associated with the combination drum/batch HMA plant with a new baghouse, to State Only (Synthetic Minor) Operating Permit No. 46-00094 for the combination drum/batch hot mix asphalt (HMA) plant at its Plymouth Meeting Asphalt Plant facility, which is located in Whitemarsh Township, **Montgomery County**. The Minor Operating Permit Modification is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462.

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

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

16-00132: Clarion Boards LLC (P.O. Box 340, 143 Fiberboard Road, Shippensburg, PA 16254-0340). The Department on August 7, 2019, issued an administrative amendment of the Title V Operating Permit for the facility to incorporate the applicable requirements of plan approval 37-317C and change the ownership of the facility. The facility is located in Paint Township, **Clarion County**.

43-00319: Wheatland Tube Company Church Street Plant (700 S. Dock Street, Sharon, PA 16146-1836). The Department on August 5, 2019, issued an administrative amendment of the State Operating Permit for the facility to incorporate the applicable requirements of plan approval 37-317C and change the responsible official to Tim Feeney. The facility is located in Wheatland Borough, **Mercer County**.

10-00047: Callery Evans City Site (1424 Mars Evans City Road, Evans City, PA 16033-9360). The Department on August 6, 2019, issued an administrative amendment of the State Operating Permit for the facility to incorporate the change of responsible official to Ben Stewart—V.P. of Operations. The facility is located in Forward Township, **Butler County**.

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

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.

06-05050: Sunoco Pipeline L.P.—Montello Pump Station (525 Fritztown Road, Sinking Spring, PA 19608). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.001 tpy NO_x, 0.005 tpy CO and 0.014 tpy VOC resulting from the use of a temporary portable flare for maintenance activities at the Montello Pump Station located in Spring Township, **Berks County**. This is the first de minimis emissions increase at the facility during the term of the current operating permit.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

Coal Permits Issued

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

56773708. Miller Springs Remediation Management, Inc. (5 Greenway Plaza, Suite 110, Houston, TX 77046). To revise the permit for the Strayer Coal Refuse Disposal Area in Conemaugh and Stonycreek Townships, **Somerset County** for an additional borehole to pump water from Bird Mine No. 2 and two (2) discharge lines to Bird Mine Treatment Facility. Coal Refuse Disposal Acres Proposed 1.7. No discharges. The application was considered administratively complete on April 17, 2018. Application received January 31, 2018. Permit issued August 6, 2019.

65131301 and GP12-65131301-R6. LCT Energy, LP (938 Mt. Airy Drive, Suite 200, Johnstown, PA 15904). To revise the permit for the Rustic Ridge # 1 in Donegal Township, **Westmoreland County** for authorization for General Permit BAQ-GPA/GP12 that will process approximately 600,000 tons of raw coal per year. Approval is authorized under General Permit BAQ-GPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-65131301-R6. The application was considered administratively complete on August 17, 2018. Application received August 17, 2018. Permit issued August 6, 2019.

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

16140108. Ben Hal Mining Company (389 Irishtown Road, Grove City, PA 16127). Renewal of an existing bituminous surface mine in Elk Township, **Clarion County** affecting 14.8 acres. This renewal is issued for reclamation only. Receiving streams: Little Deer Creek and Little Paint Creek. Application received: June 3, 2019. Permit issued: August 2, 2019.

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. Permit issued: August 5, 2019.

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

Permit No. 54830109R7. Joe Kuperavage Coal Company (916 Park Avenue, Port Carbon, PA 17965), renewal of an existing anthracite surface mine operation in Blythe Township and New Philadelphia Borough affecting 495.5 acres, receiving stream: Schuylkill River. Application received: January 29, 2019. Renewal issued: August 9, 2019.

Permit No. PAM113064R. Joe Kuperavage Coal Company (916 Park Avenue, Port Carbon, PA 17965), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 54830109 in Blythe Township & New Philadelphia Borough, **Schuylkill County**, receiving stream: Schuylkill River. Application received: January 29, 2019. Renewal issued: August 9, 2019.

Permit No. 13980201R4. Rossi Excavating Company (10 Centtown Road, Beaver Meadows, PA 18216), renewal of an existing anthracite coal refuse reprocessing operation in Banks Township, **Carbon County**, receiving stream: Beaver Creek. Application received: November 26, 2018. Renewal issued: August 12, 2019.

Permit No. PAM113073. Rossi Excavating Company (10 Centtown Road, Beaver Meadows, PA 18216), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 13980201 in Banks Township, **Carbon County**, receiving stream: Beaver Creek. Application received: November 26, 2018. Renewal issued: August 12, 2019.

Noncoal Permits Issued

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

37070301. 422 Aggregates, LLC (223 Fourth Avenue, 4th Floor, Pittsburgh, PA 15222). Renewal of NPDES No. PA0258407, Slippery Rock Township, **Lawrence County**. Receiving streams: Unnamed tributary of Slippery Rock Creek and an unnamed tributary to Brush Run. Application received: May 15, 2019. Permit issued: August 2, 2019.

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

PAM214006. Glenn O. Hawbaker, Inc., 711 College Avenue, Bellefonte, PA 16823. Renew coverage under General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 08960301 located in Canton Township, **Bradford County**. Receiving stream(s): Unnamed Tributaries to Towanda Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: June 6, 2019. Permit issued: August 6, 2019.

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 uses): CWF, MF. Application received: December 7, 2018. Permit Issued: July 30, 2019.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

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

Permit No. 36194137. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Lincoln Christian Home in Ephrata Borough and Ephrata Township, **Lancaster County** with an expiration date of October 30, 2019. Permit issued: August 6, 2019.

Permit No. 36194139. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Holiday Inn Express in Rapho Township, **Lancaster County** with an expiration date of December 31, 2019. Permit issued: August 6, 2019.

Permit No. 46194108. Rock Work, Inc. (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for Meadows at Parkview in Montgomery Township, **Montgomery County** with an expiration date of July 30, 2020. Permit issued: August 6, 2019.

Permit No. 40194113. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Hanover 9 Warehouse in Hanover Township, **Luzerne County** with an expiration date of August 6, 2020. Permit issued: August 8, 2019.

Permit No. 54194104. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for New Castle Inc. in New Castle Township, **Schuylkill County** with an expiration date of August 6, 2020. Permit issued: August 8, 2019.

Permit No. 36194141. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Hometowne Square Phase III in Clay Township, **Lancaster County** with an expiration date of July 31, 2019. Permit issued: August 9, 2019.

Permit No. 36194138. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Bobby Rahall in West Earl Township, **Lancaster County** with an expiration date of November 30, 2019. Permit issued: August 12, 2019.

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.

E6602219-003. Lemon Township, **Tunkhannock Township Joint Municipal Sewer Authority**, 113 Tunkhannock Drive, Tunkhannock, PA 18657. Lemon and Tunkhannock Township, **Wyoming County**, Army Corps of Engineers Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with the Lake Carey Low Pressure Sewer System Project.

1. (Crossing 1) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 2 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.598670; Longitude: -75.933775)

2. (Crossing 2) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 2 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.598220; Longitude: -75.933967)

3. (Crossing 3) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 6 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.591132; Longitude: -75.930295)

4. (Crossing 4) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 2 linear feet of a UNT to Meade Brook (CWF, MF). (Tunkhannock Township) (Latitude: 41.589576; Longitude: -75.929110)

5. (Crossing 5) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 4 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.582454; Longitude: -75.925605)

6. (Crossing 6) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 4 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.603775; Longitude: -75.928429)

7. (Crossing 7) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 6 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.603440; Longitude: -75.927953)

8. (Crossing 8) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 3 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.601952; Longitude: -75.927379)

9. (Crossing 9) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 200 linear feet of Lake Carey (CWF, MF). (Tunkhannock Township) (Latitude: 41.588222; Longitude: -75.924229)

10. (Crossing 10) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 12 linear feet of Billings Mill Brook (CWF, MF). (Tunkhannock Township) (Latitude: 41.553724; Longitude: -75.921037)

11. (Crossing 11) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 20 linear feet of Kerns Glen Creek (CWF, MF). (Tunkhannock Township) (Latitude: 41.563892; Longitude: -75.917709)

12. (Crossing 12) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 30 linear feet of Billings Mill Brook (CWF, MF). (Tunkhannock Township) (Latitude: 41.580073; Longitude: -75.916678)

13. (Crossing 13) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 2 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.598200; Longitude: -75.933223)

14. (Crossing 14) a 1.25-inch diameter SDR-11 HDPE low pressure sewer pipeline crossing 2 linear feet of a UNT to Meade Brook (CWF, MF). (Lemon Township) (Latitude: 41.566323; Longitude: -75.915800)

The project begins on the north side of Lake Carey, approximately 0.15 mile south the intersection of Shore Drive and Mason Road (Tunkhannock, PA Quadrangle: Lat: 41.605094; Long: -75.930747), includes both sides of Lake Carey and ends approximately 0.06 mile southwest of the intersection of Whipporwill Road and PA State Road 1002 (Tunkhannock, PA Quadrangle: Lat: 41.582126; Long: -75.914874) in Lemon Township and Tunkhannock Township, Wyoming County. Subbasin 4F.

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

E0603219-004: City of Reading, 815 Washington Street, Reading, PA 19601 in Reading City, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To construct and maintain an (1) ADA-accessible concrete trail connecting the existing Angelica Park parking and boardwalk to Angelica Creek and (2) a pre-fabricated concrete slab ramp stream access impacting 162 square

feet of Angelica Creek (CWF-MF) and 418 square feet of the floodway of Angelica Creek. The project is located at 575 Saint Bernardine Street (Reading, PA Quadrangle, Latitude 40.312171, Longitude -75.927570). The purpose of the project is to construct an ADA-accessible access point to Angelica Creek. The permit was issued on August 9, 2019.

E22-654: Mr. Michael Cohen, 156 River Road, Dauphin, PA 17018 in Borough of Dauphin, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a 26-foot by 28-foot addition to an existing residence in the floodway of the Susquehanna River (WWF, MF) for the purpose of providing vehicle storage. The permit was issued on August 7, 2019.

E06-735: City of Reading, 815 Washington Street, Reading, PA 19601 in City of Reading, **Berks County**, U.S. Army Corps of Engineers Philadelphia District.

To remove the existing sewer line and install and maintain (1) a 42-inch force main and associated above ground vaults in and along 2,019 linear feet and permanently impacting 0.17 acre of the floodway of the Schuylkill River (WWF, MF), (2) a 42-inch force main and associated above ground vaults in and along and temporarily impacting 4.36 acres of the floodplain of the Schuylkill River (WWF, MF), (3) 42-inch force main in and across and permanently impacting 58 linear feet of Angelica Creek (CWF, MF) and its associated floodway, and (4) a 42-inch force main in and across and permanently impacting 0.01 acre of Exceptional Value (EV) Palustrine Emergent (PEM) wetland and temporary impacting 0.02 acre of EV PEM wetland. No wetland acreage is proposed to be lost and wetland replacement is not required. The project is located north of SR 422 and connects to the existing Waste Water Treatment Plant at Fritz Island (Latitude: 40.309531° N; Longitude: -75.921967° W) in the City of Reading, Berks County. The permit was issued on August 7, 2019.

E36-979: West Lampeter Township, 852 Village Road, Lampeter, PA 17537 in West Lampeter Township, **Lancaster County**, U.S. Army Corps of Engineers, Baltimore District.

To remove an existing structure and to install and maintain a 79-foot 5-inch long 12-foot by 6-foot precast concrete box culvert uniformly depressed 1.0-foot below the streambed with fish baffles, precast concrete end sections and 1.0-foot depressed riprap aprons at the upstream and downstream ends all in a UNT to Big Springs Run (WWF, MF) for the purpose of improving safety issues with the existing crossing and intersection. The project is located at the intersection of Gypsy Hill Road and Long Rifle Road (Conestoga, PA Quadrangle, Latitude 39.999383, Longitude -76.263793) in West Lampeter Township, Lancaster County. The permit was issued on August 12, 2019.

Susquehanna Township Authority, 1900 Linglestown Road, Harrisburg, PA 17110 in Susquehanna Township, **Dauphin County**, U.S. Army Corps of Engineers, Baltimore District.

To install and maintain an 8-inch PVC sanitary sewer impacting 1,650 feet of Slotznick Run (CWF, MF) for the purpose of providing service to the far southeast of Susquehanna Township. No wetland loss is proposed, and no wetland replacement is required. The project is located near 3100 Park Road, Harrisburg, PA 17111 (Harrisburg

East Quad, Latitude: 40.2702, Longitude: -76.8319) in Susquehanna Township, Dauphin County. The permit was issued on August 12, 2019.

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

E41-699. Prospect Rentals, LLC, 202 Prospect Street, Lock Haven, PA 17745. Prospect Rentals LLC, Pine Creek Lot, in Brown Township, **Lycoming County**, ACOE Baltimore District (Slate Run, PA Quadrangle Latitude: 41° 28' 39.7"; Longitude: -77° 30' 11.98").

To construct, operate and maintain three (3) access ramps to the creek that will re-grade a 0.04 acre portion of the Pine Creeks bank within the 100 year floodway. These access areas will lay the bank back to a 4:1 slope to create stable, maintainable access paths to Pine Creek. Approximately 155 cubic yards of soil will be excavated and removed from the 100 year floodway to complete this work. This project is located 0.25 mile north of Slate Run on SR 414, Turn left onto Tomb Lane. This permit was issued under Section 105.13(e) "Small Projects."

E19-325. Levi Beiler, 428 A Washingtonville Road, Bloomsburg, PA 17815. Beiler Bridge Crossing, in Madison Township, **Columbia County**, ACOE Baltimore District (Millville, PA Quadrangle; Latitude: 41° 4' 21.5"; Latitude 76° 36' 44.7").

To construct, operate and maintain a private bridge structure on Mud Creek with a span of 45 feet and a width of 16 feet. This structure shall be set on concrete abutments installed outside the normal top of bank and the foundation shall be 2 feet below existing ground elevations. This permit was issued under Section 105.13(e) "Small Projects." This permit also includes 401 Water Quality Certification. This project is located 2.25 miles west on SR 0254 from the intersection of SR 0044 and SR 0254 in Jersytown.

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

E02-1307-A1, County of Allegheny Dept. of Public Works, 501 County Office Building, 542 Forbes Avenue, Pittsburgh, PA 15219, Pitcairn Borough and Municipality of Monroeville, **Allegheny County**, Pittsburgh ACOE District.

Has been given consent to:

Amend Permit No. E02-1307 (which authorized the County of Allegheny Dept. of Public Works to operate and perform maintenance dredging to an existing 580 feet long by 110 to 160 feet wide, in-stream sediment basin, located within Turtle Creek (WWF). This permit also authorized a one-time dredging of an additional 420 feet upstream and 380 feet downstream of the in-stream sediment basin), to perform periodic maintenance dredging, to remove sediment from the Dirty Camp Run Debris Basin, the mouth of Dirty Camp Run and the approximately 500-foot reaches of the Turtle Creek immediately upstream and downstream of the in-stream Dirty Camp Run Debris Basin, for the purpose of reestablishing a portion of the COE prescribed Turtle Creek flood control project. The project will impact approximately 1,580 linear feet of stream channel. The project is located on the south side of Broadway Boulevard, approximately 500 feet southeast from the intersection of Broadway Boulevard and Wall Avenue (Braddock, PA Quadrangle N: 4.5

inches; W: 3.8 inches), in the Borough of Pitcairn and the Municipality of Monroeville, Allegheny County.

E11-361, Jackson East Taylor Sewer Authority, 2603 William Penn Avenue, Johnstown, PA 15909, Jackson Township, **Cambria County**, Pittsburgh ACOE District.

Has been given consent to:

Construct and maintain two (2) pump stations and approximately 21,500 linear feet of 8-inch diameter and 6-inch diameter gravity mains, 4,400 linear feet of a 2-inch diameter pressure sewer line and 2,750 linear feet of a 4-inch diameter force main under the bed and across the channel to Hinckston Run and Unnamed Tributaries to Hinckston Run (CWF) and across two wetland areas totaling approximately 0.10 acre for the purpose of connecting private residences along Ford's Corner Road, Garrison Road, and Whitetail Road into the public sanitary sewer system. Watercourse impacts include permanent impact to 27 LF of Hinckston Run, 11 LF to a UNT to Hinckston Run (UNT 1), 33 LF to a UNT to Hinckston Run (UNT 2), 20 LF to a UNT to Hinckston Run (UNT 3), and 2 LF to a UNT to Hinckston Run (UNT 4). Wetland impacts include 0.06 acre of permanent impact to PSS Wetlands, and 0.04 acre of permanent impact to PEM Wetlands. Additional impacts include 0.55 acre of permanent disturbance to the floodway of Hinckston Run, and 0.22 acre of permanent disturbance to UNT # 2 of Hinckston Run for the purpose of constructing new pump stations. To mitigate for these proposed impacts, the affected resources will be restored to existing conditions.

The project site is located at Fords Corner Road, Jackson Township, Nanty Glo, PA USGS topographic quadrangle; N: 40°, 27', 03"; W: -78°, 51', 46"; Sub-basin 18D; USACE Pittsburgh District), in Jackson Township, Cambria County.

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

E6206219-002, Brokenstraw Township Supervisors, 770 Rouse Avenue, Youngsville, PA 16371. Abraham Hollow Road Culvert and Stream Restoration, in Brokenstraw, **Warren County**, ACOE Pittsburgh District (Youngsville, PA Quadrangle N: 41°, 50', 23.4397"; W: -79°, 21', 39.4772").

To remove the existing structure carrying T-390 (Abraham Hollow Road) over a UNT to Brokenstraw Creek and construct and maintain a 70-foot long, 74-inch by 47-inch CMP pipe arch culvert and restore and maintain approximately 565 linear feet of stream channel along T-390 from the US Route 6 intersection (Youngsville, PA Quadrangle N: 41°, 50', 23.4397"; W: -79°, 21', 39.4772") in Brokenstraw Township, Warren County.

E2006119-001, PA Department of Transportation. District 1-0, 255 Elm Street, Oil City, PA 16301. SR 0006, Segment 0900, Offset 0114 Across French Creek, in Cambridge Springs Borough, **Crawford County**, ACOE Pittsburgh District (Cambridge Springs, PA Quadrangle N: 41°, 48', 17.7"; W: 80°, 06', 21.6").

To remove the existing structure and to construct and maintain a composite pre-stressed concrete bulb-tee beam bridge supported on integral abutments with two 105-foot spans, an out-to-out width of 42 feet, and a minimum underclearance of 22.4 feet across French Creek on S.R. 0006, Segment 0900, Offset 0114 (Cambridge Springs, PA Quadrangle N: 41°, 48', 17.7"; W: 80°, 06', 21.6") in Cambridge Springs Borough, Crawford County.

E0306119-001, PADOT, Engineering District 10-0, 2550 Oakland Ave., Indiana, PA 15701. SR 2066-152-0030-2024, in Parks Township, **Armstrong County**, ACOE Pittsburgh District (Vandergrift, PA Quadrangle N: 40°, 37', 09"; W: 79°, 32', 44").

To remove the existing structure and to construct and maintain a 73-foot, 5 9/16-inch long concrete box culvert having a 16.0-foot wide by 8.0-foot high (7.0-foot effective with baffles) waterway opening, place and maintain fill with rock slope protection along approximately 150 feet of the right bank upstream of the culvert for improvement to the roadway approach in/along UNT Carnahan Run (WWF), known locally as Stitts Run, and to realign approximately 60 feet of a small tributary to UNT Carnahan Run having a contributory drainage less than 100 acres on S.R. 2066, Section 152, Segment 0030, Offset 2024 approximately 200 feet south of the intersection of SR 2066 and SR 2058 (Stitts Run Road) (Vandergrift, PA Quadrangle N: 40°, 37', 09"; W: 79°, 32', 44") in Parks Township, Armstrong County. The project will result in a total of 249 feet of permanent impacts and 382 feet of temporary stream impacts to UNT Carnahan Run and a total of 60 feet of permanent and 88 feet of temporary impact to the tributary to UNT Carnahan Run.

E2506219-003, Erie Western Pennsylvania Port Authority, 1 Holland Street, Erie, PA 16507. East Dobbins Landing Seawall, in **Erie City**, Erie County, ACOE Pittsburgh District (Erie North, PA Quadrangle N: 42°, 8', 16"; W: 80°, 5', 26").

To construct and maintain a new 700-foot steel sheet pile seawall parallel to the existing and projecting 15-foot into the bay from the existing seawall to be backfilled and anchored including a 12-foot wide public access walkway along the full extent of the seawall permanently impacting less than 0.3 acre of Lake Erie along Dobbins Landing east of State Street (Erie North, PA Quadrangle N: 42°, 8', 16"; W: 80°, 5', 26") in Erie City, Erie County.

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

E0829-121: Appalachia Midstream, LLC, 400 IST Center, Suite 404, Horseheads, NY 14845, Overton Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 6 inch diameter natural gas line and a temporary timber mat bridge impacting 63,750 square feet (1.46 acre) of a Palustrine Scrub-Shrub Wetland (EV) (Overton, PA Quadrangle, Latitude: 41° 34' 40", Longitude: -76° 35' 12").

The project is a result of a missed wetland crossing under permit E0829-069 and will result in 63,750 square feet (1.46 acre) PSS wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Overton Township, Bradford County. The impacts will be mitigated by 55,616 square feet (1.27 acre) of on-site plantings and 12,510 square feet (0.29 acre) at the Elk East Mitigation Area.

E5929-089: SWEPI LP, 150 N. Dairy Ashford, E1296-E, Houston, TX 77079, Charleston Township, **Tioga County**, ACOE Baltimore District.

The partial restoration of a well pad impacting 35,220 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Jackson Summit, PA Quadrangle 41° 57' 47"N, 76° 59' 59"W). The impacts are a result from the previous well pad owner constructing the pad over the

forested wetland in Jackson Township, Tioga County. Along with the restoration of the 35,220 square feet (0.81 acre) of wetlands on-site, the permittee will provide 70,440 square feet (1.62 acre) of off-site compensatory mitigation at the Butters Mitigation Site (Blossburg, PA Quadrangle 41° 44' 55"N, 77° 03' 16"W).

E5929-090: SWEPI LP, 150 N. Dairy Ashford, E1296-E, Houston, TX 77079, Charleston Township, **Tioga County**, ACOE Baltimore District.

The removal of a well pad impacting 5,175 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Keeneyville, PA Quadrangle 41° 46' 08"N, 77° 17' 53"W). The impacts are a result from the previous well pad owner constructing the pad over the emergent wetland in Delmar Township, Tioga County. Along with the restoration of the 5,175 square feet (0.12 acre) of wetlands on-site, the permittee will provide 10,350 square feet (0.24 acre) of off-site compensatory mitigation at the Butters Mitigation Site (Blossburg, PA Quadrangle 41° 44' 55"N, 77° 03' 16"W).

ENVIRONMENTAL ASSESSMENTS

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

EA36-055: Manheim Township, 1840 Municipal Drive, Lancaster, PA 17601 in Manheim Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To regrade and maintain 1.) approximately 1,620 feet of Landis Run (WWF, MF) including the construction of floodplain benches on both sides of the watercourse; 2.) 57 feet of an unnamed tributary to Landis Run (WWF, MF); 3.) 58 feet of an unnamed tributary to Landis Run (WWF, MF); 4.) 35 feet of an unnamed tributary to Landis Run (WWF, MF); 5.) 41 feet of an unnamed tributary to Landis Run (WWF, MF); and 6.) 41 feet of an unnamed tributary to Landis Run (WWF, MF), impacting 0.15 acre of palustrine emergent/scrub shrub wetlands, all for the purpose of reducing sediment and nutrient loading to the streams. The project is located approximately 0.19 mile southwest of the intersection of East Delp Road and Valleybrook Drive (Latitude: 40° 05' 18" N; Longitude: 76° 17' 23.62" W) in Manheim Township, Lancaster County. No wetland loss is proposed and replacement is not required. The permit was issued on August 12, 2019.

EA36-054: Manheim Township, 1840 Municipal Drive, Lancaster, PA 17601 in Manheim Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To regrade and maintain approximately 1,567 feet of Bachman Run (TSF, MF) including the construction of floodplain benches on both sides of the watercourse, impacting 0.32 acre of palustrine emergent wetlands and 50 feet of an unnamed tributary to Bachman Run (TSF, MF), all for the purpose of reducing sediment and nutrient loading to the stream. The project is located approximately 0.20 mile south of the intersection of Petersburg Road and Fruitville Pike (Latitude: 40° 06' 05" N; Longitude: 76° 20' 01" W) in Manheim Township, Lancaster County. No wetland loss is proposed and replacement is not required. The permit was issued on August 12, 2019.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.

ESCGP-3 # ESG18-059-0023
Applicant Name EQM Gathering OPCO, LLC
Contact Person Tyler Conlon
Address 2200 Energy Drive
City, State, Zip Canonsburg, PA 15317
County Washington
Township(s) East Finley Township
Receiving Stream(s) and Classification(s) UNTs to Long Run (WWF), Long Run (WWF), UNTS to Enlow Fork (WWF), Enlow Fork (TSF), UNTs to Browns Creek (HQ-WWF), UNT to Short Creek (TSF)/South Fork Tenmile Creek (WWF), Enlow Fork (TSF)

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

ESCGP-3 # ESG080319006-00—Ralph Myers Welhead
Applicant XTO Energy Inc
Contact Ms. Melissa Breitenbach
Address 190 Thornhill Road
City Warrendale State PA Zip Code 15086
County Armstrong Township(s) Parks and Bethel
Receiving Stream(s) and Classification(s) Tributary 42857 to Guffy Run, Tributaries 42871, 42876, and 42877 to Carnahan Run

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

ESCGP-3 # ESG295919007-00
Applicant Name REPSOL Oil and Gas USA, LLC
Contact Person Lance Ridall
Address 337 Daniel Zenker Drive
City, State, Zip Horseheads, NY 14845
County Tioga
Township(s) Hamilton Twp.
Receiving Stream(s) and Classification(s) Long Run (CWF), UNT to Bellman Run (CWF) Secondary Receiving Water: Bellman Run (CWF)

CORRECTIVE ACTION UNDER ACT 32, 1989**PREAMBLE 2**

The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential 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.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP 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 listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

Police Site 028, 51-20152, 39-43 Haines St., **City of Philadelphia**. City of Philadelphia—Office of Fleet Management, 100 South Broad St., 3rd Floor, Philadelphia, PA 19110 submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health standards.

Atomic Tire & Auto Svc, 46-40637, Routes 202 & 63, Montgomery Township, **Montgomery County**. Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440, on behalf of Pro Real Venture, Dekalb Pike & Welsh Road, submitted a Remedial Action Completion Report concerning remediation of North Wales, PA 19454 contaminated with petroleum products. The report is intended to document remediation of the site to meet residential Statewide health standards.

Monroe Energy, 23-41511, Monroe Energy, LLC, 4101 Post Road, Trainer, PA 19061, Trainer Borough, **Delaware County**. Advantage Engineers, 435 Independence Avenue, Suite C, Mechanicsburg, PA 17055, on behalf of

Monroe Energy, LLC, 4101 Post Road, Trainer, PA 19061 submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with crude oil. The report is intended to document remediation of the site to meet nonresidential Statewide health standards.

Amorosos Baking, 51-28374, 845 S. 55th St., **City of Philadelphia**. GHR Consulting Services, P.O. Box 362, Montgomeryville, PA 18936, on behalf of AGAS Manufacturing Inc., 2710 East Tioga St., Philadelphia, PA 19134, submitted a Site Characterization Report 310(b) concerning remediation of soil and groundwater contaminated with heating oil. The report is intended to document remediation of the site to meet residential Statewide health standards.

Daylesford Abbey, 15-04053, 220 S Valley Rd., Wil-listown Township, **Chester County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of Daylesford Abbey, 220 S. Valley Road, Paoli, PA 19301 submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health standards.

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

Lindsey Oil, Storage Tank ID # 58-05209, 309 Main Street, New Milford Borough, **Susquehanna County**. GeoLogic NY, P.O. Box 350, Homer, NY 13077, on behalf of Rapp Petroleum Corporation, P.O. Box 298, Port Crane, NY 13833, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide Health Standards.

Lamont's Service Station, Storage Tank ID # 40-50622, 798 West 15th Street, Hazleton City, **Luzerne County**. LaBella Associates, 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Robert Lamanna, 104 Skyline Drive North, Clarks Summit, PA 18411, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Statewide Health Standards.

Pace Mart (Phillips 66 Site # 5643), Storage Tank ID # 39-43636, 640 North 7th Street, Allentown City, **Lehigh County**. GHD, 410 Eagleview Boulevard, Suite 110, Exton, PA 19341, on behalf of Sadaat LLC, 640 North 7th Street, Allentown, PA 18102, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Site-Specific Standards.

Northeast Counseling Services, Storage Tank ID # 40-34470, 69 West Green Street, Nanticoke City, **Luzerne County**. LaBella, 1000 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Northeast Counseling Services, 663 Main Street, Nanticoke, PA 18634, has submitted a combined Site Characterization Report and Remedial Action Completion Report concerning remediation of soil contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide Health Standards.

Main Street Service Station, Storage Tank ID # 48-29057, 1818 South Main Street, Nazareth Borough, **Northampton County**, MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Chris D. Sutter, 1464

Clearfield Road, Nazareth, PA 18064 submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The report is intended to document the remedial actions for meeting Residential Statewide Health Standards.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Sunoco Facility # 0261-8833, Storage Tank Primary Facility ID # 02-32313, 2105 Walnut Street, McKeesport, PA 15132, City of McKeesport, **Allegheny County**. EnviroTrac, LTD., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sunoco, Inc., Evergreen Resources Management, 2 Righter Parkway, Suite 200, Wilmington, DE 19803, submitted a Revised Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The plan is intended to document remediation of the site to meet the Site-Specific Standard.

Laughlin's Amoco, Storage Tank Primary Facility ID # 04-09727, 1320 State Route 168, Georgetown, PA 15043, Georgetown Borough, **Beaver County**. Letterle and Associates, Inc., 2859 Oxford Boulevard, Allison Park, PA 15101, on behalf of Coen Markets, Inc., 1000 Philadelphia Street, Canonsburg, PA 15317, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The DEP has taken action on the following plans and reports under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion 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 non-residential 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.

The DEP may approve or disapprove plans and reports submitted. This notice provides the DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program

Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The DEP has received the following plans and reports:

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

7 Eleven 25546, 46-24582, 1972 W. Main St., West Norriton Township, **Montgomery County**. AECOM, 510 Carnegie Center, Princeton, NJ 08540, on behalf of 7-Eleven, Inc., P.O. Box 711, Dallas, TX 75221-0711, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health and site specific standards and was approved by the DEP on July 29, 2019.

Sunoco 0012 0352, 46-20322, 300 N. Lewis Rd., Limerick Township, **Montgomery County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Plan was acceptable to meet nonresidential Statewide health and site specific standards and was approved by the Department on August 2, 2019.

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

Mid Monroe Service Station, Storage Tank ID # 45-50649, 5801 Milford Road, Middle Smithfield Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Mid-Monroe Service Stations Inc., P.O. Box 1158, Marshalls Creek, PA 18335, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Plan was acceptable to meet a combination of Site-Specific and Statewide Health Standards and was approved by DEP on July 29, 2019.

SPECIAL NOTICES

AIR QUALITY

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

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

43-00196: In accordance with 25 Pa. Code §§ 129.96—129.100, the Pennsylvania Department of Environmental Protection (the Department) has made a preliminary determination to approve an alternate Reasonably Available Control Technology (RACT II) plan and seeks approval of an amendment to the State Implementation Plan (SIP) for the GE Transportation Grove City Engine plant owned and operated by **Wabtec US Rail, Inc.**, in Pine Township, **Mercer County**. And in accordance with 25 Pa. Code § 127.521, the Department of Environmental Protection intends to revise a Title V Operating Permit for the facility. The facility is located at 1503 West Main Street Ext, Grove City, PA 16127. The facility's representative to contact concerning this application is Ms. Zambia Logero, EHS Manager. Her phone number is 724-450-8432.

The proposed SIP revision does not adopt any new regulations. It incorporates the provisions and requirements contained in the amended RACT II approval for the facility, which are intended to satisfy the requirements for the 1997 National Ambient Air Quality Standard (NAAQS) and the 2008 NAAQS for ozone.

The proposed amendments to the RACT II determination, if finally approved, will be incorporated into the revised operating permit (43-00196) for the facility. The relevant RACT II requirements will be submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal; this includes the provisions of the Department's presumptive RACT II requirements in accordance with 25 Pa. Code § 129.97, as they apply to existing sources at this facility.

The following is a summary of the proposed amendments to the RACT II determination for this facility that will be submitted to the EPA as a SIP revision:

Source	RACT II Requirement
Diesel Engine Test Cell # 1, Source 132A:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 413 tons per 12-month period. • Fuel combustion shall not exceed 2,007,537 gallons per 12-month period.
Diesel Engine Test Cell # 2, Source 132B:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 413 tons per 12-month period. • Fuel combustion shall not exceed 2,007,537 gallons per 12-month period.
Diesel Engine Test Cell # 3, Source 132C:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 435 tons per 12-month period. • Fuel combustion shall not exceed 1,829,089 gallons per 12-month period.
Diesel Engine Test Cell # 4, Source 132D:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 450.25 tons per 12-month period. • Fuel combustion shall not exceed 2,319,458 gallons per 12-month period.
Diesel Engine Test Cell # 5, Source 132E:	<ul style="list-style-type: none"> • NO_x emissions shall not exceed 36.88 tons per 12-month period. • Fuel combustion 132E shall not exceed 478,180 gallons per 12-month period.

<i>Source</i>	<i>RACT II Requirement</i>
Diesel Engine Test Cells 1—4 combined	<ul style="list-style-type: none"> • Fuel consumption shall not exceed 2,319,458 gal/yr based on a 12-consecutive month total for Diesel Engine Test Cells 1—4. • The NO_x emissions shall not exceed 450.25 tpy based on a 12-consecutive month total for Diesel Engine Test Cells 1—4. • The NO_x emissions shall not exceed 422.15 lb/hr based on a 30-consecutive calendar day rolling average for Diesel Engine Test Cells 1—4 combined.

Public hearing. If requested by September 23, 2019, a public hearing will be held at 10 a.m. on October 2, 2019, to accept oral comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held, if requested, at the DEP Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. To request a hearing, to register to speak at a hearing, or to inquire if a hearing will be held, please contact Tom Decker at 814-332-6615. The last day to pre-register to speak at a hearing, if one is held, will be September 23, 2019. If we do not receive any pre-registered speakers by this date, the hearing will be cancelled.

Please note that any updates made to any aspect of the hearing, including whether or not a hearing will be held, will be posted online at: <http://www.dep.pa.gov/About/Regional/NorthwestRegion/Community-Information/Pages/RACT-II.aspx>.

We ask that you contact Tom Decker, Environmental Community Relations Specialist at 814-332-6615 or monitor our website to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Tom Decker at least one week in advance of the hearing to reserve a time to present testimony. Oral testimony will be limited to a maximum of 10 minutes per individual and 2 written copies of the oral testimony are requested. Each organization is requested to designate one witness to present testimony on its behalf. Persons unable to attend the hearing, if it is held, may submit 3 copies of a written statement and exhibits within 10 days thereafter to Eric A. Gustafson, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335.

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 Eric A. Gustafson, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. A 30-day comment period from August 24, 2019, will exist for the submission of comments, protests and information. Each submission must contain the following information: name, address and telephone number of the person submitting the comments; identification of the proposed permit number 43-00196; and concise statements regarding the relevancy of the information or objections to issuance of the permit or the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Northwest Regional Office, 230 Chestnut Street, Meadville, PA 16335. Appointments for scheduling a review may be made by calling the Department at 814-332-6078.

Persons with a disability who wish to comment and require an auxiliary aid, service, or other accommodations to do so should contact Tom Decker, Environmental Community Relations Specialist, at 814-332-6615 or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

Request for Comments on the Proposed Alternative Restoration Plan Developed for the Fishing Creek Watershed in Lancaster County, Pennsylvania

The Department of Environmental Protection will accept comments on the proposed Alternative Restoration Plan (ARP) developed for the Fishing Creek Watershed in Lancaster County, PA. The ARP was established in accordance with the requirements of Section 303(d) of the Clean Water Act. The Pennsylvania Integrated Water Quality Monitoring and Assessment Report included impaired stream segments in this watershed. The listings of these waterbodies were due to use impairments caused by excessive siltation from agriculture.

There currently are no state or federal instream numerical water quality criteria for siltation. Therefore, the Department utilized a reference watershed approach to implement the applicable narrative criteria. These proposed ARP sets an allowable loading of sediment in the impaired area of Fishing Creek. The pollutant loadings were allocated among cropland, hay/pasture land, and streambank categories present in the watershed. Data used in establishing the ARP were generated using a water quality analysis model, Model My Watershed.

The following table shows the estimated current sediment loading for the watershed. Overall load reductions necessary to meet the ARP are also identified.

Summary of ARP Based Load Reductions in the Fishing Creek Watershed					
<i>Pollutant</i>	<i>Existing Load (lbs./yr.)</i>	<i>Existing Load (lbs./day)</i>	<i>ARP (lbs./yr.)</i>	<i>ARP (lbs./day)</i>	<i>Percent Reduction</i>
Sediment	6,162,674,	16,884	3,249,202	8,901	47%

The data and all supporting documentation used to develop the proposed TMDL are available from the Department. The proposed TMDL can be viewed at <http://www.dep.state.pa.us/dep/deputate/watermgmt/wqp/wqstandards/tmdl/FishingCreekLancasterCountyARP.pdf>.

To request a copy of the proposed TMDL and/or make comments, please contact: Scott N. Heidel, Water Program Specialist, Pennsylvania Department of Environmental Protection, 400 Market Street, Harrisburg, PA 17105, Phone: 717-772-5647, e-mail: scheidel@pa.gov.

The Department will consider all comments in developing the final ARPs, which will be submitted to EPA for approval. Written comments will be accepted at the above address and must be postmarked by 30 days after publication in the *Pennsylvania Bulletin*. A public meeting to discuss the technical merits of the ARPs will be held upon request.

[Pa.B. Doc. No. 19-1278. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Agricultural Advisory Board and Nutrient Management Advisory Board Joint Meeting and Time Change

The Department of Environmental Protection's (Department) Agricultural Advisory Board (Board) meeting scheduled for Thursday, August 29, 2019, will be held in Room 309, Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA. This is a joint meeting of the Board and the Nutrient Management Advisory Board and will begin at 9 a.m. (not 9:30 a.m. as originally announced).

Questions concerning the August meeting should be directed to Jay Braund at jbraund@pa.gov or (717) 772-5636. The agenda and meeting materials will be available through the Public Participation tab on the Department's web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Water Advisory Committees," then "Agricultural Advisory Board").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5636 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1279. Filed for public inspection August 23, 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 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 are listed with each document.

Draft Technical Guidance: New Guidance

DEP ID: 150-4200-001. **Title:** Microbiology Incubation Units. **Description:** This guidance provides clarification and direction to Department staff, accredited laboratories and their consultants regarding the nature and scope of the Environmental Laboratory Accreditation Regulations of 25 Pa. Code Chapter 252 (relating to environmental laboratory accreditation) requirements for maintenance, use and recordkeeping requirements of microbiology incubation units. This TGD provides more detail on how laboratories might achieve compliance with specific Chapter 252 requirements and also includes additional detail relating to the accreditation requirements referenced in the Chapter 252 regulation. These additional requirements include, but are not limited to, other Department program requirements, Federal requirements contained within the Code of Federal Regulations (CFR), mandated methods and other permit requirements.

Written Comments: Interested persons may submit written comments on this draft TGD through Monday, September 23, 2019. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the 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 can be directed to Aaren S. Alger at aaalger@pa.gov or (717) 346-8212.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

Draft Technical Guidance: New Guidance

DEP ID: 150-4200-002. **Title:** Guidelines for Sample Collection, Receipt, and Handling. **Description:** This guidance provides clarification and direction to Department staff, accredited laboratories and their consultants regarding the nature and scope of the Environmental Laboratory Accreditation Regulations of Chapter 252 requirements for sample collection, receipt, acceptance and handling. This TGD provides more detail on how laboratories might achieve compliance with specific Chapter 252 requirements and also includes additional detail relating to the accreditation requirements referenced in the Chapter 252 regulation. These additional requirements include, but are not limited to, other Department program requirements, Federal requirements contained within the CFR, mandated methods and other permit requirements.

Written Comments: Interested persons may submit written comments on this draft TGD through Monday, September 23, 2019. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the 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 can be directed to Aaren S. Alger at aaalger@pa.gov or (717) 346-8212.

Effective Date: Upon publication of notice as final in the *Pennsylvania Bulletin*.

Withdrawal of Draft Technical Guidance

DEP ID: 362-2000-009. *Title:* Manual for Land Treatment of Wastewater. *Description:* This document explains the process for Department staff and others involved in the land treatment of wastewater prior to discharge to groundwater. This document was published for public comment in March 2009. Due to unresolved technical issues, the document was never finalized. This document is being withdrawn in accordance with the Department's Policy for Development and Publication of Technical Guidance.

Contact: Questions regarding this TGD can be directed to Jay Patel at jaypatel@pa.gov or (717) 787-5017.

Effective Date: August 24, 2019

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1280. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Household Hazardous Waste Education Grant Awards under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection hereby announces the following grant to Huntingdon County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Pollution Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans, as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste (HHW) and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702) and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offering can be directed to Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472, at mvottero@pa.gov or (717) 772-5719.

Act 101, Section 901 HHW Education Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project</i>	<i>Grant</i>
Southcentral	Huntingdon	Huntingdon County	HHW Education	\$25,256

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1281. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Mining and Reclamation Advisory Board Reclamation Committee Meeting

The Reclamation Committee of the Mining and Reclamation Advisory Board will meet on Wednesday, September 25, 2019, at 10 a.m. in the 10th Floor Conference Room, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. The meeting will also be offered in a conference call format.

Questions concerning the September meeting can be directed to Daniel E. Snowden at dsnowden@pa.gov or (717) 783-8846. The agenda and meeting materials will be

available through the Public Participation tab on the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Mining and Reclamation Advisory Board").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden at (717) 783-8846 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1282. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Nutrient Credit Trading Program; Certification Amendment Requests

The Department of Environmental Protection (Department) provides notice of the following certification amendment requests that have been submitted under the Nutrient Credit Trading Program (Trading Program). See 25 Pa. Code § 96.8 (relating to use of offsets and tradable credits from pollution reduction activities in the Chesapeake Bay Watershed).

Credit Certification Amendment Requests

The following requests are being reviewed by the Department.

<i>Applicant</i>	<i>Pollutant Reduction Activity Description</i>
Lycoming County Conservation District on behalf of Ted Barbour (Lycoming County)	This certification amendment request involves updates to manure values for nutrient reduction credits to be generated from riparian forest buffers, off-stream watering with and without fencing and precision grazing.
Lycoming County Conservation District on behalf of Charles Bosch (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops and conservation tillage.
Lycoming County Conservation District on behalf of Ernie Brown (Lycoming County)	This certification amendment request involves updates to manure values for nutrient reduction credits to be generated from riparian forest buffers, off-stream watering with and without fencing and precision grazing.
Lycoming County Conservation District on behalf of Evan Brown (Lycoming County)	This certification amendment request involves updates to manure values for nutrient reduction credits to be generated from riparian forest buffers, off-stream watering with and without fencing and precision grazing.
Lycoming County Conservation District on behalf of Brad Gavitt (Lycoming County)	This certification amendment request involves updates to field data and manure values for nutrient reduction credits to be generated from continuous no-till, cover crops, conservation tillage, riparian forest buffers, off-stream watering with fencing and precision grazing.

<i>Applicant</i>	<i>Pollutant Reduction Activity Description</i>
Lycoming County Conservation District on behalf of Lambert Farms (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops and conservation tillage.
Lycoming County Conservation District on behalf of Harold London (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops, conservation tillage, riparian forest buffers, off-stream watering with fencing and precision grazing.
Lycoming County Conservation District on behalf of Richard Mowery (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops and conservation tillage.
Lycoming County Conservation District on behalf of Schrack Farms (Lycoming County)	This certification amendment request involves updates to field data and manure values for nutrient reduction credits to be generated from continuous no-till, cover crops, conservation tillage and riparian forest buffers.
Lycoming County Conservation District on behalf of Michael Sherman (Lycoming County)	This certification amendment request involves updates to manure values for nutrient reduction credits to be generated from continuous no-till, cover crops, riparian forest buffers, off-stream watering with fencing and precision grazing.
Lycoming County Conservation District on behalf of Charles Ulmer, Jr. (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops and conservation tillage.
Lycoming County Conservation District on behalf of Vandine Dairy Farms (Wayne and Steve Vandine) (Lycoming County)	This certification amendment request involves updates to field data for nutrient reduction credits to be generated from continuous no-till, cover crops and conservation tillage.

Written Comments

The Department will accept written comments on these proposed pollutant reduction activities for 30 days. The Department must receive comments on these requests for credit certification no later than Monday, September 23, 2019. Commentators can view submitted materials and are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written

comments can be mailed to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "LCCD" as the subject line in written communication.

For further information about these requests or the Nutrient Credit Trading Program, contact the Division of Operations, Bureau of Clean Water, Department of Environmental Protection, P.O. Box 8774, Harrisburg, PA 17105-8774, RA-EPPANutrientTrad@pa.gov, (717) 787-6744 or visit the Department's web site at www.dep.pa.gov/nutrient_trading.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1283. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Adoption of Subpart B of the Federal Requirements for Long-Term Care Facilities, 42 CFR 483.1—483.95 (relating to Requirements for Long Term Care Facilities) Revised as of November 22, 2017, as Licensing Regulations for Long-Term Care Nursing Facilities

Notice is hereby given that in carrying out its licensure responsibilities under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b) and the long-term care nursing facility regulations, the Department of Health (Department) is operating under Centers for Medicare & Medicaid regulations updated as of November 22, 2017. The Department has applied these requirements to all long-term care nursing facilities during the survey process since November 2017, when the "State Operations Manual Appendix PP—Guidance to Surveyors for Long Term Care Facilities, effective November 22, 2017" was adopted.

Questions regarding this notice should be directed to Susan Williamson, Director, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 787-1816. Persons with a disability who require an alternative format of this notice or the State Operations Manual (for example, large print, audiotope or Braille) should contact Susan Williamson by using the previously listed contact information. Speech and/or hearing-impaired persons may 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. 19-1284. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(d), (e) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Waverly Heights
1400 Waverly Road
Gladwyne, PA 19035-1296
FAC ID # 233402

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Sayre Health Care Center
151 Keefer Street
Sayre, PA 18840
FAC ID # 192102

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone numbers, 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. 19-1285. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF HEALTH

Medical Marijuana Program; Availability of Clinical Registrant Applications; Time Period to Submit Applications

The purpose of this notice is to announce the implementation of sections 2000—2004 of the Medical Marijuana Act (act) (35 P.S. §§ 10231.2000—10231.2004), to give information regarding the availability of the application to be completed for approval as a clinical registrant (CR) as described under 28 Pa. Code § 1211.27 (relating to application for approval of a clinical registrant), and to establish the time period during which applications will be accepted by the Department of Health (Department).

Availability of Application for Approval of a CR and Submission Deadline

Notice is hereby given, as required by 28 Pa. Code § 1211.27(a), that on September 5, 2019, the Department intends to make available, on its web site at www.health.pa.gov, the form of the application required to be submitted to be approved as a CR. The Department will accept applications until October 10, 2019. The Department will consider any application sent by mail to have been received on the date it is deposited in the mail as

long as the postmark on the outside of the package is clear and legible. The Department will return an application that is postmarked after the October 10, 2019, deadline. An applicant must submit an application by mail in an electronic format that is listed in the instructions of the application to the Office of Medical Marijuana, Department of Health, Room 628, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120.

Interested persons are invited to submit written comments, suggestions or objections regarding this notice to John J. Collins, Office of Medical Marijuana, Department of Health, Room 628, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120, (717) 547-3047, RA-DHMedMarijuana@pa.gov.

Persons with a disability who wish to submit comments, suggestions or objections regarding this notice or who require an alternative format of this notice (for example, large print, audiotope or Braille) may do so by using the previously listed contact information. Speech and/or hearing-impaired persons may 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. 19-1286. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Availability of Amendments to the Office of Long-Term Living's Home and Community-Based OBRA Waiver

The Department of Human Services (Department) is making available for public review and comment the Office of Long-Term Living's proposed OBRA waiver amendments.

Background

The Department proposes the following substantive changes to the OBRA waiver effective January 1, 2020:

- Revise the Residential Habilitation service definition by modifying the number of hours that are defined as a day unit from a minimum of 12 hours to 8 hours.
- To the service definitions of Job Finding, Job Coaching, Employment Skills Development, Career Assessment and Benefits Counseling, add language that Office of Vocational Rehabilitation (OVR) services are considered to not be available if OVR has not made an eligibility determination within 120 days; and add language to address when employment services through the OBRA waiver can be provided should OVR close the order of selection, thereby creating a waiting list for OVR services.

In addition, the Department proposes to make the following technical edits:

- Update Appendix C-2.b., Abuse Registry Screening, to reflect that the Department utilizes IDEMIA as the data system to process fingerprint-based Federal Bureau of Investigation criminal record checks as well as other minor editorial changes to the section.

The proposed OBRA waiver amendments and a summary of all revisions are available for review at <http://www.dhs.pa.gov/learnaboutdhs/dhsorganization/officeoflongtermliving/oltlwaiverinfo/index.htm> or by contacting the Department of Human Services, Office of Long-Term Living at (717) 857-3280.

Fiscal Impact

The fiscal impact of this change is estimated at \$0.029 million (\$0.013 million in State funds) for Fiscal Year 2019-2020.

Public Comment

Interested persons are invited to submit written comments regarding the proposed waiver amendments to the Department of Human Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Marilyn Yocum—OBRA Waiver Amendments, P.O. Box 8025, Harrisburg, PA 17105-8025. Comments may also be submitted to the Department at RA-waiverstandard@pa.gov. Use "OBRA Waiver Amendments" as the subject line. Comments received within 30 days of publication of this notice will be reviewed and considered for revisions to the proposed waiver amendments.

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-1352. (1) General Fund; (2) Implementing Year 2019-20 is \$13,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$33,000; (4) 2018-19 Program—\$354,573,000; 2017-18 Program—\$462,436,000; 2016-17 Program—\$434,607,000; (7) Services to Persons with Disabilities; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 19-1287. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Medical Assistance Fee Schedule Revisions in the OBRA Waiver

The Department of Human Services (Department) is announcing a change in the fee schedule rates for Personal Assistance Services (PAS) procedure codes W1793, W1793 TT, W1792 and W1792 TU, and for Residential Habilitation procedure codes W0100 and W0102 in the Medical Assistance (MA) OBRA waiver under 55 Pa. Code § 52.45(a) and (b) (relating to fee schedule rates).

The changes in the fee schedule rates for these services will be effective January 1, 2020.

Rate-Setting Methodology

The Department's rate methodology for the fee schedule rates was published in a public notice at 42 Pa.B. 3343 (June 9, 2012). Fee schedule rates were developed using a standardized market-based rate setting methodology. Relevant market-based information used to determine the fee schedule rates included Commonwealth-specific wage in-

formation from the Center for Workforce Information and Analysis, Occupational Wages by County, Bureau of Labor Statistics Employer Costs, cost surveys from providers, Medicare rate information and MA State Plan Fee Schedules.

The existing fee schedule rates for PAS (Agency) and PAS (CSLA), procedure codes W1793 and W1793 TT, are increased by 2%. The intent of the increase is to provide for a wage increase for direct care workers providing agency-directed personal assistance services. This increase is under section 1729-J of the act of April 9, 1929 (P.L. 343, No. 176), also known as the Fiscal Code, added June 28, 2019 (P.L. 173, No. 20). The Department is also increasing the PAS (Consumer) and PAS (Consumer Overtime) rates, procedure codes W1792, and W1792 TU, to maintain equity in all the PAS rates in the OBRA waiver.

In addition, the existing fee schedule rates for Residential Habilitation procedure codes W0100 and W0102 are increased to include a 3% vacancy factor. A vacancy factor had not previously been included in the rate methodology; however, the Department recognizes that providers may not always deliver services to participants at full capacity. Therefore, a 3% vacancy factor will be applied to adjust the rates to account for the days the residential provider did not provide services to the participant. The provider cannot bill for days the participant did not receive services, but rather is paid a higher rate for days the participant received services. A vacancy factor of 3% was applied to reflect payment to providers for an average number of vacant days.

Fee Schedule Rates

The following tables provide the rates for PAS procedure codes W1793, W1793 TT, W1792 and W1792 TU:

PAS (Agency)

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W1793	\$4.47	15 minutes
2	X	W1793	\$4.97	15 minutes
3	X	W1793	\$4.68	15 minutes
4	X	W1793	\$4.98	15 minutes

PAS (CSLA)

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W1793 TT	\$4.55	15 minutes
2	X	W1793 TT	\$5.06	15 minutes
3	X	W1793 TT	\$4.77	15 minutes
4	X	W1793 TT	\$5.07	15 minutes

PAS (Consumer)

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W1792	\$3.48	15 minutes
2	X	W1792	\$3.33	15 minutes
3	X	W1792	\$3.64	15 minutes
4	X	W1792	\$4.08	15 minutes

PAS (Consumer Overtime)

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W1792 TU	\$5.22	15 minutes
2	X	W1792 TU	\$5.00	15 minutes
3	X	W1792 TU	\$5.46	15 minutes
4	X	W1792 TU	\$6.12	15 minutes

The following tables provide the rates for Residential Habilitation procedure codes W0100 and W0102:

Residential Habilitation 1—3 Persons

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W0100	\$272.32	1 day
2	X	W0100	\$272.32	1 day
3	X	W0100	\$272.32	1 day
4	X	W0100	\$272.32	1 day

Residential Habilitation 4—8 Persons

<i>Region</i>	<i>OBRA Waiver</i>	<i>Procedure Code</i>	<i>Rate</i>	<i>Unit</i>
1	X	W0102	\$255.33	1 day
2	X	W0102	\$255.33	1 day
3	X	W0102	\$255.33	1 day
4	X	W0102	\$255.33	1 day

Fiscal Impact

The fiscal impact of this change is estimated at \$0.220 million (\$0.106 million in State funds) for Fiscal Year (FY) 2019-2020 and \$0.527 million (\$0.253 million in State funds) for FY 2020-2021.

Public Comment

Interested persons are invited to submit written comments regarding these fee schedule rates to the Department of Human Services, Office of Long-Term Living, Bureau of Policy Development and Communications Management, Attention: Marilyn Yocum, P.O. Box 8025, Harrisburg, PA 17105-8025. Comments can also be sent to RA-waiverstandard@pa.gov. Comments received within 30 days will be considered in subsequent revisions to the fee schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by calling (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1354. (1) General Fund; (2) Implementing Year 2019-20 is \$106,000; (3) 1st Succeeding Year 2020-21 through 5th Succeeding Year 2024-25 are \$253,000; (4) 2018-19 Program—\$354,573,000; 2017-18 Program—\$462,436,000; 2016-17 Program—\$434,607,000; (7) Services to Persons with Disabilities; (8) recommends adoption. The increase in rates will provide for a wage increase for direct care workers providing agency-directed personal assistance services and will benefit residential habilitation providers.

[Pa.B. Doc. No. 19-1288. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Prevailing Wage Appeals Board Public Meeting

The Prevailing Wage Appeals Board will hold a public meeting on Thursday, August 29, 2019, at 10 a.m. at 1171 South Cameron Street, Conference Room 326, 3rd Floor, Harrisburg, PA 17104.

The Americans with Disability Act contact is Gina Meckley, (717) 783-9276.

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 19-1289. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Per Diem Rates at Pennsylvania State Veterans' Homes

The Department of Military and Veterans Affairs (Department) has established the following per diem rates for the costs of care for residents at Pennsylvania's six State Veterans' Homes. These rates are based on costs of care for the period July 1, 2017, to June 30, 2018. The Department has implemented and will continue to implement cost-savings measures for the State Veterans' Homes, which are reflected in these per diem rates.

These per diem rates are effective January 3, 2019, until further notice:

Hollidaysburg Veterans' Home, Hollidaysburg:

Nursing Care \$408
Personal Care (Domiciliary) \$236

Pennsylvania Soldiers' and Sailors' Home, Erie:

Nursing Care \$388
Personal Care (Domiciliary) \$192

Southeastern Veterans' Center, Spring City:

Nursing Care \$345
Personal Care (Domiciliary) \$231

Gino J. Merli Veterans' Center, Scranton:

Nursing Care \$382
Personal Care (Domiciliary) N/A

Southwestern Veterans' Center, Pittsburgh:

Nursing Care \$382
Personal Care (Domiciliary) N/A

Delaware Valley Veterans' Home, Philadelphia:

Nursing Care \$413
Personal Care (Domiciliary) \$205

ANTHONY J. CARRELLI,
Major General,
Pennsylvania Air National Guard
The Adjutant General

[Pa.B. Doc. No. 19-1290. Filed for public inspection August 23, 2019, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Findings

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)) establishing the Department of Transportation (Department), the Acting Director of the Bureau of Project Delivery, as delegated by the Secretary of Transportation, makes the following written findings:

The Department is planning the following listed projects. Environmental and Section 4(f) Documentation have been developed for the following identified projects to evaluate the potential environmental impacts caused by these projects. The Section 4(f) documents also serve as the Section 2002 Evaluation. The approved documents are available in the CE/EA Expert System at <http://www.dotdom2.state.pa.us/ceea/ceeamain.nsf>. The environmental, economic, social and other effects of the proposed projects have been considered. Based upon studies, there is no feasible and prudent alternative to the use of the Section 2002 resources for the proposed identified projects, and all reasonable steps have been taken to minimize such effects.

- **SR 7214, Section BR—East Hempfield Township, Lancaster County.**

Project Description: The project is the removal of the bridge that formerly carried Holland Street (T-373) over the Amtrak Keystone Corridor.

Environmental Documents: CE 2 Evaluation approved on April 5, 2019, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on March 8, 2019.

Proposed Use of Section 4(f)/2002 Resource: The Amtrak line is the former Pennsylvania Railroad Main Line, which was determined to be eligible for listing on the National Register of Historic Places (NRHP). The Holland Street Bridge is considered a contributing element to the Pennsylvania Railroad Main Line.

- **SR 0220, Section 122—Woodward and Piatt Townships, Lycoming County.**

Project Description: The project involves safety improvements along a 6.1-mile stretch of SR 0220, the rehabilitation of the bridge that carries SR 0220 over Larrys Creek, and the construction of stormwater retention basins.

Environmental Documents: CE 1b Reevaluation approved on April 22, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 16, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.38-acre of right-of-way (ROW) will be required from the Woodward Township Elementary School, which was determined to be eligible for listing on the NRHP.

- **SR 7015, Section 021—Upper Oxford Township, Chester County.**

Project Description: The project is the replacement of Chester County Bridge No. 21 that carries Watermark Road over Muddy Run. Minor approach work and guide rail updates will also be completed.

Environmental Documents: CE 1b Evaluation approved on May 14, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 30, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.011-acre of ROW will be required from the 13.5-acre Coates Farm Property, which was determined to be eligible for listing on the NRHP.

- **SR 4011, Section A16—Town of McCandless, Allegheny County.**

Project Description: The project is the remediation of two separate landslide locations along SR 4011.

Environmental Documents: CE 1b Evaluation approved on May 21, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on May 3, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.446-acre of ROW will be required from Wall Park, which qualifies as a Section 4(f)/2002 resource.

- **SR 7410, Section BRG—Parkesburg Borough, Chester County.**

Project Description: The project is the replacement of the West Bridge Street Bridge (SR 7410) over Amtrak and Norfolk Southern Railroad.

Environmental Documents: CE 1b Reevaluation approved on May 24, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 25, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.0309-acre of ROW will be required from the Pennsylvania Railroad Main Line (Philadelphia to Harrisburg), which was determined to be eligible for listing on the NRHP.

- **SR 0501, Section 029—Myerstown Borough, Lebanon County.**

Project Description: The project is the replacement of the bridge carrying South College Street (SR 0501) over Tulpehocken Creek.

Environmental Documents: ED 1b Evaluation approved on June 6, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on April 15, 2019.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.034-acre of ROW will be required from the 14.28-acre Myerstown Borough Park property, which qualifies as a Section 4(f)/2002 resource.

- **SR 0322, Section DOW—Downingtown Borough, Chester County.**

Project Description: The project is the rehabilitation of the Lancaster Avenue Bridge carrying SR 0322 over the East Branch of the Brandywine Creek.

Environmental Documents: CE BRPA Evaluation approved on June 19, 2019, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on February 11, 2019, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 15, 2019, and a Section 4(f) Non-Applicability/No-Use approved on March 19, 2019.

Proposed Use of Section 4(f)/2002 Resource: An aerial easement of 0.003-acre will be required from the 45-acre Kerr Park. Approximately 15.2-linear feet will be required

for an aerial easement from the 38-mile Brandywine Trail. Both Kerr Park and the Brandywine Trail qualify as Section 4(f)/2002 resources. An aerial easement of approximately 0.0148-acre will be required from the Downingtown Log House, which is listed on the NRHP. Approximately 0.0148-acre will be required for an aerial easement from the East Lancaster Avenue Historic District, which is listed on the NRHP.

• **SR 2030, Section 006—Lower Paxton and West Hanover Townships, Dauphin County.**

Project Description: The project is the replacement of the bridge carrying Blue Ridge Avenue (SR 2030) over Beaver Creek.

Environmental Documents: ED BRPA Evaluation approved on June 19, 2019, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 30, 2019.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.089-acre of ROW will be required from the Backenstos-Reist Farm, which was determined to be eligible for listing on the NRHP. A permanent channel easement of 0.018-acre and a permanent slope easement of 0.009-acre will also be required.

MELISSA J. BATULA, PE,
Acting Director
Bureau of Project Delivery

[Pa.B. Doc. No. 19-1291. Filed for public inspection August 23, 2019, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Eighty Four Mining Company v. Department of Environmental Protection; EHB Doc. No. 2019-100-L

Eighty Four Mining Company has appealed the issuance by the Department of Environmental Protection of NPDES Permit No. PA0214248 to Eighty Four Mining Company for the Mine 84 Refuse Area located in Somerset Township, Washington County.

A date for the hearing on the appeal has not yet been scheduled.

The appeal is filed with the Environmental Hearing Board (Board) at its office on the Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, and may be reviewed by any interested party on request during normal business hours. If information concerning this notice is required in an alternative form contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 19-1292. Filed for public inspection August 23, 2019, 9:00 a.m.]

GAME COMMISSION

Central Susquehanna Wild Pheasant Recovery Area; Wild Pheasant Youth Hunt

Executive Order

Whereas, On March 28, 2017, the Pennsylvania Game Commission (Commission) amended 58 Pa. Code § 141.28 (relating to wild pheasant recovery areas) to allow the Director to authorize permit based, youth-only pheasant hunting opportunities in the Central Susquehanna Wild Pheasant Recovery Area (WPRa); and

Whereas, Section 141.28 authorizes the Director to establish the number of hunting access permits to be issued, the manner of distribution for the hunting access permits to be raffled off by an eligible organization, the application deadline, the date, time and location for the random drawing, and the designation of one or more pheasant hunt zones within the WPRa prior to the opening of the earliest established youth pheasant season; and

Whereas, Commission staff, in consultation with national and local representatives of Pheasants Forever, have determined that a youth wild pheasant hunt is feasible for the 2019/2020 hunting license year after review of wild pheasant population levels and pertinent logistical considerations.

Now Therefore, I, BRYAN J. BURHANS, Executive Director of the Pennsylvania Game Commission, pursuant to the authority vested in me by the Game and Wildlife Code and regulations promulgated thereunder, do hereby order and direct the following:

1. *Permit Quota:* The limited youth pheasant hunting opportunity within the Central Susquehanna WPRa will consist of a total of up to 48 hunting access permits. Distribution of these permits will be as follows:

a. A total of 2 Central Susquehanna WPRa pheasant hunting access permits will be made available to the Pennsylvania Pheasants Forever Chapters (1 each) currently supporting a WPRa within this Commonwealth for further distribution to eligible youth hunters. This will include the Cumberland Valley Chapter and the Central Susquehanna Chapter. These permits shall be made available by each authorized Chapter through a process of their choosing.

b. A total of 8 Central Susquehanna WPRa pheasant hunting access permits will be made available to a random selection of supporting landowners within the Central Susquehanna WPRa for further distribution to eligible youth hunters of their designation.

c. A total of not more than 38 Central Susquehanna WPRa pheasant hunting access permits will be made available to eligible youth hunters selected from the general public through a random drawing process more fully described in paragraph 2 below.

2. *Public Drawing:*

a. *Eligibility:* Applicants for the Central Susquehanna WPRa pheasant hunting access permits must be between the ages of 12 and 16 years of age and possess a valid junior hunting license and junior pheasant hunting permit.

b. *Application:* Applications for the Central Susquehanna WPRa pheasant hunting access permits shall be made through an online process developed by the Com-

mission through its website, and must be completed by the end of day on Sunday, September 15, 2019.

c. *Drawing*: The Commission will conduct the random drawing of successful applicants for the Central Susquehanna WPRA pheasant hunting access permits at its Harrisburg headquarters at 10:00 a.m. on Tuesday, September 17, 2019.

d. *Fee*: Participation in the Commission held public drawing and acquisition of Central Susquehanna WPRA pheasant hunting access permits by successful applicants will be free of charge.

3. *Pheasant Hunt*:

a. *Hunt Zone*: The Central Susquehanna WPRA pheasant hunt zone will consist of the current Central Susquehanna WPRA boundary set forth in 58 Pa. Code § 141.28(a)(1).

b. *Hunt Dates*: The Central Susquehanna WPRA pheasant hunt will be open to properly permitted youth hunters only on their assigned hunting date. The available dates are either Saturday, November 2, 2019 or Saturday, November 9, 2019.

c. *Bag Limit*: Each Central Susquehanna WPRA pheasant hunting access permit authorizes its holder to harvest 1 male ring-necked pheasant within the Central Susquehanna WPRA hunt zone on the permitted youth hunter's assigned hunting date.

d. *Hunt locations*: Distribution and assignment of hunting locations for permitted youth hunters within the Central Susquehanna WPRA pheasant hunt zone will be facilitated by the Central Susquehanna Chapter of Pheasants Forever in coordination with participating landowners.

e. *Accompaniment*: Each permitted youth hunter shall be accompanied by an adult parent/guardian throughout the Central Susquehanna WPRA pheasant hunt as set forth in 34 Pa.C.S. § 2711(a)(8) (relating to unlawful acts concerning licenses).

f. *Mentorship*: Each permitted youth hunter will be paired with another permitted youth hunter and assigned to a mentor designated by the Central Susquehanna Chapter of Pheasants Forever. Hunt mentors are intended to serve as a guide to the youth hunters during their hunting activities as well as ensure safety during the hunt.

g. *Party Limit*: Each combined group of permitted youth hunters, parents/guardians and mentor shall not exceed the 6 person limit for small game hunting parties as set forth in 58 Pa. Code § 141.22(b)(5) (relating to small game).

4. This Order is effective immediately and shall expire on June 30, 2020. Given under my hand and seal of the Pennsylvania Game Commission on this 9th day of August, 2019.

BRYAN J. BURHANS,
Executive Director

[Pa.B. Doc. No. 19-1293. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA ENERGY DEVELOPMENT AUTHORITY

Board Meeting

The Pennsylvania Energy Development Authority Board will meet on Wednesday, September 18, 2019, at 1 p.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the September meeting can be directed to Dave Althoff, Director for Energy Programs Office, at dalthoff@pa.gov or (717) 783-8411. The agenda and meeting materials will be available through the Department of Environmental Protection's (Department) web site at www.dep.pa.gov (select "Businesses," then "Energy," then "Energy Programs Office," then "Financial Options," then "PEDA").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-8411 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 19-1294. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

2020 Schedule of Filing Dates for Recovery of Purchased Gas Costs; Doc. No. L-00840102

The regulation promulgated by the Pennsylvania Public Utility Commission (Commission) in 52 Pa. Code § 53.64(a) (relating to filing requirements for natural gas distributors with gross intrastate annual operating revenues in excess of \$40 million) directs the Commission to annually publish a schedule of filing dates for jurisdictional gas utilities subject to the procedure of 66 Pa.C.S. § 1307(f) (relating to sliding scale of rates; adjustments) for the recovery of purchased gas costs.

The 2020 schedule of filing dates is as follows:

February 1, 2020: National Fuel Gas Distribution Corporation—PA Division

March 1, 2020: Philadelphia Gas Works

April 1, 2020: Columbia Gas of Pennsylvania, Inc.; Peoples Gas Company; Peoples Natural Gas Company

June 1, 2020: PECO—Gas Division; UGI Utilities—Gas Division; Central Rate District, North Rate District and South Rate District

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1295. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Acquisition by Purchase

A-2019-3012088. Columbia Gas of Pennsylvania, Inc. Application of Columbia Gas of Pennsylvania, Inc. for approval of the acquisition by purchase of real property known as 101 Stoney Ridge Drive, Monaca, PA.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 9, 2019. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: Columbia Gas of Pennsylvania, Inc.

Through and By Counsel: Theodore J. Gallagher, Esquire, Meagan B. Moore, Esquire, Columbia Gas of Pennsylvania, Inc., 121 Champion Way, Suite 100, Canonsburg, PA 15317; Amy E. Hirakis, Esquire, Columbia Gas of Pennsylvania, Inc., 800 North Third Street, Suite 204, Harrisburg, PA 17102

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1296. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Acquisition of Used or Useful Property from an Affiliated Interest

A-2019-3012195 and G-2019-3012196. PECO Energy Company. Application of PECO Energy Company for approval of the acquisition of used or useful property (at the Richmond Substation) from an affiliated interest (Exelon Generation Company).

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 9, 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 and at the applicant's business address.

Applicant: PECO Energy Company

Through and By Counsel: Ward L. Smith, Esquire, Assistant General Counsel, PECO Energy Company, 2301 Market Street, S23-1, Philadelphia, PA 19103

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1297. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Implementation of the Alternative Energy Portfolio Standards Act of 2004: Standards for the Participa- tion of Demand Side Management Re- sources—Technical Reference Manual 2021 Up- date; Doc. No. M-2019-3006867

Final Order

The Pennsylvania Public Utility Commission (Commission) on August 8, 2019, adopted the 2021 version of the Energy Efficiency and DSM rules for Pennsylvania's Alternative Energy Portfolio Standard, Technical Reference Manual (TRM). A copy of the Final Order, the TRM and the TRM appendices can be found on the Commission's web site as follows:

Final Order: <http://www.puc.state.pa.us/pcdocs/1631001.docx>

TRM Volume 1: <http://www.puc.state.pa.us/pcdocs/1630967.docx>

TRM Volume 2: <http://www.puc.state.pa.us/pcdocs/1630968.docx>

TRM Volume 3: <http://www.puc.state.pa.us/pcdocs/1630969.docx>

Appendix A: <http://www.puc.state.pa.us/pcdocs/1630952.xlsx>

Appendix C: <http://www.puc.state.pa.us/pcdocs/1630953.xlsx>

Appendix D: <http://www.puc.state.pa.us/pcdocs/1630954.xlsx>

In implementing the Alternative Energy Portfolio Standards Act (73 P.S. §§ 1648.1–1648.8), the Commission had originally adopted the TRM in an Order entered on October 3, 2005, at Docket No. M-00051865. Subsequently, in the Energy Efficiency and Conservation (EE&C) Program Implementation Order, entered on January 16, 2009, at Docket No. M-2008-2069887, the Commission adopted the TRM as a component of the EE&C Program evaluation process. In the Implementation Order, the Commission also noted that the TRM will need to be updated and expanded to fulfill the requirements of the EE&C Program. The Commission's adoption of the 2021 TRM concludes the current update of the TRM.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1298. Filed for public inspection August 23, 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 ap-

plies 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, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by September 9, 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-2019-3008556 (Corrected). Dolores Jiménez De La Rosa, t/a De La Rosa's Transportation (823 West Front Street, Berwick, Columbia County, PA 18603) persons, in paratransit service, from points in Luzerne County, to points in Pennsylvania, and return.

A-2019-3011884. Lehighon Ambulance Association, Inc., t/a Lehighon Ambulance (P.O. Box 82, Lehighon, Carbon County, PA 18235) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, between points in the County of Carbon, the Boroughs of Coaldale and Tamaqua, and the Townships of Rush and West Penn, all located in Schuylkill County.

A-2019-3011973. Fausto Rodriguez, t/a Rodriguez Transportation (319 West Diamond Avenue, Hazleton, Luzerne County, PA 18201) persons in paratransit service, restricted to service to or from a client's place of employment, between points in Luzerne County.

Applications of the following for approval of the additional right and privilege of operating motor vehicles as common carriers for transportation of persons as described under each application.

A-2019-3011475. Medi-Trans Group, LLC (522 Windy Way, New Cumberland, York County, PA 17070) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, from points in Dauphin County to points in Pennsylvania, and return.

A-2019-3011889. Red Carpet Limousine Connection, Inc. (2566 Kingview Road, Scottsdale, Fayette County, PA 15683) for the right to begin to transport, as a common carrier, by motor vehicle, persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in Pennsylvania.

Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.

A-2019-3012174. Innersity Rehab, Inc. (600 Deer Road, Suite 1, Cherry Hill, Camden County, NJ 08034) household goods in use, between points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia.

Application of the following for approval to begin operating as a broker for transportation of persons as described under the application.

A-2019-3011446. Prudenticare Home Health Services, LLC (1 International Drive, Suite 517, Philadelphia, Philadelphia County, PA 19113) for the right to

begin to arrange transportation of passengers, between points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia.

Applications of the following for the approval of the right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.

A-2019-3011185. Frank H. Barton, t/a F. H. Barton Transportation (19747 State Route 92, Susquehanna, Susquehanna County, PA 18847) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-8912174, persons in paratransit service, from points in Potter, Tioga, Bradford, Susquehanna and Lackawanna Counties, to points in Pennsylvania, and return.

A-2019-3011967. Carrie L. Shumway (40 Cupola Road, Honey Brook, Chester County, PA 19344) discontinuance of service and cancellation of her certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County, to points in Pennsylvania, and return.

A-2019-3012017. Latrobe Area Hospital, Inc. (121 West Second Avenue, Latrobe, Westmoreland County, PA 15650) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the City of Latrobe, Ligonier Township, the Boroughs of Ligonier and Laurel Mountain, and other points in Westmoreland County located within an airline distance of 20 statute miles of the limits of said territory, and from points in said territory, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1299. Filed for public inspection August 23, 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 September 9, 2019, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Matthew H. Sheesley, t/a M Sheesley Transport; Docket No. C-2019-3011534

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 Matthew H. Sheesley, t/a M Sheesley Transport, (respondent) is under suspension effective July 05, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 152 4th Street, Aultman, PA 15713.

3. That respondent was issued a Certificate of Public Convenience by this Commission on December 29, 2017, at A-8920478.

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 \$500.00 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 \$500.00 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-8920478 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
400 North Street
Harrisburg, PA 17120

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 7/23/2019

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
400 North Street
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at www.puc.pa.gov. The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor
Pennsylvania Public Utility Commission
Bureau of Investigation and Enforcement
400 North Street
Harrisburg, PA 17120

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
400 North Street
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary
Pennsylvania Public Utility Commission
400 North Street
Harrisburg, PA 17120

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. 19-1300. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications Services

A-2019-3009273. NGA 911, LLC. Application of NGA 911, LLC (applicant) for approval to offer, render, furnish or supply telecommunications services to the public in this Commonwealth as a competitive local exchange carrier in the service territories of: Armstrong Telephone Company—North; Armstrong Telephone Company PA; Bentleyville Communications Corporation d/b/a Consolidated Communications/Bentleyville; Citizens Telephone Company of Kecksburg; Citizens Communications d/b/a Citizens Telephone of NY; Consolidated Communications of Pennsylvania Company; Frontier Communications of Canton, LLC; Frontier Communications Commonwealth Telephone Company, LLC; Frontier Communications of Pennsylvania, LLC; Frontier Communications of Lakewood, LLC; Frontier Communications of Oswayo River, LLC; Hancock Telephone Company; Hickory Telephone Company; Ironton Telephone Company; Lackawaxen Telecommunications Services, Inc.; Laurel Highland Telephone Company; Marianna & Scenery Hill Telephone Company d/b/a Consolidated Communications/MSH; North Penn Telephone Company; North-Eastern PA Telephone Company; Palmerton Telephone Company; Pennsylvania Telephone Company; Pymatuning Independent Telephone Company; South Canaan Telephone Company; TDS Telecom—Deposit Telephone Company, Inc.; TDS Telecom—Mahanoy & Mahantango Telephone Company; TDS Telecom—Sugar Valley Telephone Company; The United Telephone Company of Pennsylvania, LLC d/b/a CenturyLink; Venus Telephone Corporation; Verizon North, LLC; Verizon Pennsylvania, LLC; West Side Telephone Company; Windstream Pennsylvania, LLC; Windstream Buffalo Valley, Inc.; Windstream Conestoga, Inc.; Windstream D&E, Inc.; and Yukon Waltz Telephone Company.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 9, 2019. Filings must be made with the Secretary of the Pennsylvania Public

Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at www.puc.pa.gov and at the applicant's business address.

Applicant: NGA 911, LLC

Through and By Counsel: Anthony C. DeCusatis, Catherine G. Vasudevan, Morgan, Lewis & Bockius LLP, 1701 Market Street, Philadelphia, PA 19103

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1301. Filed for public inspection August 23, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale; Water Service; and Abandonment of Public Water Service

A-2019-3012193 and A-2019-3012194. Suez Water Pennsylvania, Inc. and Kensington Water Company. Joint application of Suez Water Pennsylvania, Inc. and Kensington Water Company, under 66 Pa.C.S. § 1102(a) (relating to enumeration of acts requiring certificate), for approval of: 1) the transfer, by sale, of substantially all of the Kensington Water Company's assets, properties and rights related to its water system to Suez Water Pennsylvania, Inc.; 2) the right of Suez Water Pennsylvania, Inc. to begin to offer or furnish water service to the public in portions of Hamilton and Letterkenny Townships, Franklin County; and 3) the abandonment by Kensington Water Company of public water service in portions of Hamilton and Letterkenny Townships, Franklin County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 9, 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 and at the applicant's business address.

Applicants: Suez Water Pennsylvania, Inc.; Kensington Water Company

Through and By Counsel: David P. Zambito, Esquire, Jonathan P. Nase, Esquire, Cozen O'Connor, 17 North Second Street, Suite 1410, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1302. Filed for public inspection August 23, 2019, 9:00 a.m.]

STATE BOARD OF SOCIAL WORKERS, MARRIAGE AND FAMILY THERAPISTS AND PROFESSIONAL COUNSELORS

Bureau of Professional and Occupational Affairs v. Aisha Wilcox; Doc. No. 0641-69-18; File No. 17-69-11114

On March 21, 2019, Aisha Wilcox, license No. SW130939, last known of Bala Cynwyd, Montgomery County, was ordered to cease and desist, from holding herself out as a licensee and also assessed a civil penalty.

Individuals may obtain a copy of the adjudication by writing to Dana M. Wucinski, Board Counsel, State Board

of Social Workers, Marriage and Family Therapists and Professional Counselors, P.O. Box 69523, Harrisburg, PA 17106-9523.

This adjudication and order represent the final State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review. The Board contact for receiving service of appeals is the previously-named Board counsel.

RENEE J. CARDONE, M.S.W.,
Chairperson

[Pa.B. Doc. No. 19-1303. Filed for public inspection August 23, 2019, 9:00 a.m.]

STATE CONSERVATION COMMISSION

Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth’s Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Matter Family Farms, LLC Dylan Matter 188 Cocolamus Creek Road Millerstown, PA 17062	Perry County/ Greenwood Township	85.32	Ducks	New	Approved
John Pflieger 460 Gold Road Muncy, PA 17756	Northumberland County/ Lewis Township	356.71	Swine	Amended	Approved
Jay Stoltzfus—Swine Nursery Barn and Cattle Barn Jay Stoltzfus 865 Schwaben Creek Road Dornsife, PA 17823	Northumberland County/ Washington Township	145.95	Swine/ Cattle	New	Approved

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
The Village Farm Langhorne Kevin Belmont, Owner 2020 Woodbourne Road Langhorne, PA 19047	Bucks County/ Middletown Township	0	Equine	Amended	Approved
Noah W. Kreider & Sons, LLP— Donegal Facility Rick Cramer 1145 Colebrook Road Mount Joy, PA 17552	Lancaster County/ East Donegal Township	4,710	Layers	Amended	Approved
Jevin Kready Meadow Springs Farm 1113 North Colebrook Road Manheim, PA 17545	Lancaster County/ Rapho Township	367.7	Broilers	Amended	Approved

RUSSELL C. REDDING,
Chairperson

[Pa.B. Doc. No. 19-1304. Filed for public inspection August 23, 2019, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids to furnish and install two 399,000 BTU water heaters. Bid documents can be obtained from Carrie Harmon, Thaddeus Stevens College, 750 East King Street, Lancaster, PA 17602, (717) 299-7787, harmon@stevenscollege.edu.

DR. WILLIAM E. GRISCOM,
President

[Pa.B. Doc. No. 19-1305. Filed for public inspection August 23, 2019, 9:00 a.m.]
