

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending August 20, 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

Branch Applications

De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
08-14-2019	Somerset Trust Company Somerset Somerset County	100 Quaker Church Road Perryopolis Fayette County	Filed
08-14-2019	PeoplesBank, A Codorus Valley Company York York County	325 Wesley Drive Mechanicsburg Cumberland County (Limited Service Facility)	Opened
08-16-2019	Wayne Bank Honesdale Wayne County	1130 Wyoming Avenue Exeter Luzerne County	Approved
08-16-2019	PS Bank Wyalusing Bradford County	241 Church Street Montrose Susquehanna County	Approved
08-19-2019	Quaint Oak Bank Southampton Bucks County	117-21 Spring Garden Street Philadelphia Philadelphia County	Filed
08-20-2019	Republic First Bank Philadelphia Philadelphia County	Deptford Center and Almonesson-Westville Roads Deptford Gloucester County, NJ	Approved

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
08-20-2019	Sharon Bank Darby Delaware County	<i>To:</i> 153 Saxer Avenue Springfield Delaware County <i>From:</i> 5 East Springfield Road Springfield Delaware County	Approved

CREDIT UNIONS

No activity.

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

ROBIN L. WIESSMANN,
Secretary

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>
PA0061352 (Sewage)	Delaware Water Gap WWTP 92 Broad Street Delaware Water Gap, PA 18327	Monroe County Delaware Water Gap Borough	Cherry Creek (CWF, MF) (1-E)	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>
PA0114880 (Sewage)	Church of Jesus Christ Latter Day Saints P.O. Box 750 Clarks Summit, PA 18411-0750	Columbia County North Centre Township	Unnamed Tributary to West Branch Briar Creek (CWF) (5-D)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0030929 (Sewage)	Torrance St Hospital P.O. Box 111 State Route 1014 Torrance, PA 15779-0111	Westmoreland County Derry Township	Unnamed Tributary of McGee Run (CWF) (18-D)	Yes
PA0032212 (Sewage)	Camp Silver Lake STP 144 Silver Lake Lane Fombell, PA 16123-1230	Beaver County Marion Township	Unnamed Tributary to Connoquenessing Creek (WWF) (20-C)	Yes
PA0216763 (Industrial)	Municipal Authority of the Borough Somerset—Coxes Creek WTP 347 West Union Street Somerset, PA 15501-1543	Somerset County Somerset Township	Unnamed Tributary to West Branch Coxes Creek (WWF) (19-F)	Yes
PA0216038 (Industrial)	Murray American River Towing Alicia Dock Facility 379 Alicia Road East Millsboro, PA 15433	Fayette County Luzerne Township	Monongahela River (WWF) (19-C)	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>
PA0025283 (Sewage)	Knox Borough STP P.O. Box 366 620 South Main Street Knox, PA 16232	Clarion County Knox Borough	Canoe Creek (HQ-CWF) (17-B)	Yes
PA0103101 (Sewage)	Wesley Woods Christian Ed Center 1001 Fiddlersgreen Road Grand Valley, PA 16420-4429	Warren County Eldred Township	Unnamed Tributary to Caldwell Creek (16-E)	Yes
PA0272736 (Sewage)	Station 4 Firehouse Grille 21800 US Highway 322 Meadville, PA 16335-5236	Crawford County East Fairfield Township	Unnamed Tributary to French Creek (WWF) (16-D)	Yes

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

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

PA0276243, Sewage, SIC Code 4952, **Diehl Debra**, 3342 Friedens Road, Slatington, PA 18080. Facility Name: 3342 Friedens Road Development. 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 to Lehigh River (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>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
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.

Application No. PA0265934, Concentrated Animal Feeding Operation (CAFO), **David S Morrow (David S Morrow Farm CAFO)**, 237 Briar Lane, Loysville, PA 17047-9154.

David S Morrow has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as David S Morrow Farm CAFO, located in Southwest Madison Township, **Perry County**.

The CAFO is situated near Cisna Run (HQ-CWF, MF) in Watershed 7-A, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 657.66 animal equivalent units (AEUs) consisting of 4,600 finishing swine, 15 beef cows, and 15 beef calves. Manure is stored in a 200 ft × 80 ft × 5 ft liquid underbarn and a 250 ft × 80 ft × 5 ft liquid underbarn storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

Application No. PA0260550, Concentrated Animal Feeding Operation (CAFO), **Galen L Nolt (Galen Nolt Farm CAFO)**, 222 Little Britain Church Road, Peach Bottom, PA 17563-9620.

Galen L Nolt submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Galen Nolt Farm CAFO (Westview Farm), located in Fulton Township, **Lancaster County**.

The CAFO is situated near Unnamed Tributary to Conowingo Creek (HQ-CWF, MF) in Watershed 7-K, which is classified for High Quality—Cold Water and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 1,009.82 animal equivalent units (AEUs) consisting of 250 mature cows, 100 heifers, 90 calves, 14,000 poultry layers, and 3,000 finishing swine. Manure is stored in a 100 ft × 250 ft × 6 ft hog barn deep pit with a 6-inch freeboard and a capacity of 842,000 gallons, a 120 ft × 14 ft circular concrete storage with a 2-foot freeboard and a capacity of 1,014,647 gallons, a 120 ft × 55 ft × 6 ft roofed stacking shed with a capacity of 1,188 tons, and a 30 ft × 40 ft × 6 ft shed for separated solids with a capacity of 260 tons. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

Application No. PA0246468, Concentrated Animal Feeding Operation (CAFO), **Virgil Gutshall Jr (Beaver Ridge Farm)**, 1400 Fowler Hollow Road, Blain, PA 17006-6260.

Virgil Gutshall Jr has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Beaver Ridge Farm, located in Jackson Township, **Perry County**.

The CAFO is situated near Unnamed Tributary to Sherman Creek (HQ-CWF, MF) and Unnamed Tributary to Sherman Creek (HQ-CWF) in Watershed 7-A, which is classified for High Quality—Cold Water, High Quality Waters—Cold Water Fishes, and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 437.78 animal equivalent units (AEUs) consisting of 3,000 Grow-Finish Swine and 1 Light Horse. Liquid manure is stored in an 83 ft ×

13 ft round concrete storage and a 60 ft × 13 ft round concrete storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

Application No. PA0247031, Concentrated Animal Feeding Operation (CAFO), **Keystone Dairy Ventures LLC (Keystone Dairy Venture CAFO)**, 324 Balance Meeting Road, Peach Bottom, PA 17563-9507.

Keystone Dairy Ventures LLC has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as Keystone Dairy Venture CAFO, located in Little Britain Township, **Lancaster County**.

The CAFO is situated near Conowingo Creek (CWF, MF), Little Conowingo Creek (HQ-CWF, MF), and Conowingo Creek (HQ-CWF, MF) in Watershed 7-K, which is classified for Cold Water Fishes, Migratory Fishes, High Quality—Cold Water, and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 1,727.36 animal equivalent units (AEUs) consisting of 825 Holstein cows, 374 Holstein heifers, and 374 Holstein calves. Liquid manure is collected in a 2-stage clay lined storage, a concrete underground manure storage, and a second concrete storage. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

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

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

WQM Permit No. 4019401, Sewage, **Bonnieville, Inc.**, 477 Bonnieville Road, Stillwater, PA 17878.

This proposed facility is located in Huntington Township, **Luzerne County**.

Description of Proposed Action/Activity: The application is for the replacement of the wastewater treatment plant (WWTP). The new 0.008 MGD WWTP will be constructed adjacent to the existing WWTP and utilize the existing influent and outfall discharge lines. Components of the new WWTP include: 6,100-gallon equalization tank, one 16,983-gallon steel aeration basin, one 1,667-gallon steel secondary clarifier, one 167-gallon baffled steel chlorine contact tank with a 100-tablet chlorinator, one 83-gallon baffled steel dichlorination tank, one 12,420-gallon aerobic digester and other associated appurtenances.

WQM Permit No. 3919403, Sewage, **Diehl Debra**, 3342 Friedens Road, Slatington, PA 18080.

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

Description of Proposed Action/Activity: Construction of a new private residence Small Flow Treatment Facility to replace an existing failing on-lot system.

WQM Permit No. 3919404, Sewage, **Upper Saucon Township Municipal Authority Lehigh County**, 5500 Camp Meeting Road, Center Valley, PA 19034-8401.

This proposed facility is located in Upper Saucon Township, **Lehigh County**.

Description of Proposed Action/Activity: Permit for a new pump station and sewage gravity conveyance system that will be constructed to service the Brinley Court Development. The sewage will be treated at the Muni's existing Wastewater Treatment Plant under PA0053147.

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

WQM Permit No. WQG02111701, Sewage, **Forest Hills Municipal Authority**, 900 Locust Street, Saint Michael, PA 15951.

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

Description of Proposed Action/Activity: Proposed construction of Pump Station, Force Main, Sanitary Sewers, and Single Residence Grinder Pumps to serve existing residences with on-lot septic systems in the Luther/Salix Airport + Peaceful Valley Road Areas. Treatment to be provided at the existing Forest Hills Municipal Authority 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. 3083403 A-1, Sewage, **Brave Water & Sewer Authority**, P.O. Box 159, Brave, PA 15316-0159.

This existing facility is located in Wayne Township, **Greene County**.

Description of Proposed Action/Activity: Installation of proposed dechlorination manhole, approximately 50 lineal feet of upstream and downstream effluent piping, and associated appurtenances.

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150131	Rouse/Chamberlin, LTD 500 Exton Commons Exton, PA 19341	Chester	Willistown Township	George Smedley Run Hillside Run HQ-TF-MF
PAD510051	City of Philadelphia Streets Department 1401 JFK Boulevard Room 730 Municipal Services, Sanitation Division Philadelphia, PA 19102	Philadelphia	City of Philadelphia	Lower Schuylkill River WWF-MF

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>
PAD480097	Marc Kranson Kranson & Youwakum Properties 523 Walnut St Allentown, PA 18101	Northampton	Moore 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>
PAD440001	Lerch RV 70 Commerce Drive Milroy, PA 17063	Mifflin	Armagh Township	Laurel Creek (HQ-CWF)

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

Tioga County Conservation District: 50 Plaza Lane, Wellsboro, PA 16901, (570) 724-1801, X 3.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD590008	Airosmith Development, Inc. 2723 Route 6 Gaines, PA 16921	Tioga	Gaines Twp	Lick Run— Pine Creek HQ-CWF
PAD590009	Jason Ward 1045 Joe Hill Rd Roaring Branch, PA 17765	Tioga	Union Twp	Mill Creek HQ-CWF

STATE CONSERVATION COMMISSION

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

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

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These

NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

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

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

ACT 38 NUTRIENT MANAGEMENT PLANS

CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>New or Renewal</i>
We Kings Farm 6028 Guitner Road Greencastle, PA 17225	Franklin	212.3	599.87	Poultry	NA	Renewal
Scattered Acres Farms 229 Tyson School Road Catawissa, PA 17820	Columbia	2,672.4	781.59	Broiler Chickens, Finishing Swine	NA	Renewal
Noah Light 568 Shirksville Rd. Jonestown, PA 17038	Lebanon	0	260.88	Pullets	N/A	Renewal
Smith Station Acres 1871 Smith Station Rd Spring Grove, PA 17362	York	57	636.34	Poultry, Swine	NA	Renewal
Miller's Poultry LLC Curtis Miller 345 Church Road East Berlin, PA 17316	Adams	9.9	416.13	Poultry	NA	New
Michael Long Sr 2116 Yordys Bridge Road Annville, PA 17003	Lebanon	415.8	878.66	Swine Poultry	NA	Renewal
Tim Goss Goss Family Farms 123 Decatur Rd. McClure, PA 17841	Mifflin	322	1,197.74	Swine	NA	Renewal
Craig Finkbiner 2452 Free Spring Church Road McAlisterville, PA 17049	Juniata	632.7	984.90	Swine & Beef	NA	Renewal
Mailing address: Milton Rotz 1015 Heritage Avenue Shippensburg, PA 17257	Adams	19.6	406	Dairy	NA	Renewal
Operation address: 125 Oak Hill Road Biglerville, PA 17307						
Arlin Weaver 201 Bullshead Road Newville, PA 17241	Cumberland	472.38	686.67	Swine/Beef	NA	Renewal
Arlin Wadel 301 McCulloch Road Shippensburg, PA 17257	Cumberland	276.29	346.4	Layers/Sheep	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>
Barry Good 1695 Rake Road Mohrsville, PA 19541	Berks	269.67	314	Layers	N/A	Renewal
Marlin Martin Heidelberg Pig Family Farm 425 N Market Street Myerstown, PA 17067	Lebanon	40.1	455.00	Swine	EV (Farm 2)	R

PUBLIC WATER SUPPLY (PWS) PERMITS

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

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

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board. The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

SAFE DRINKING WATER

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

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

Application No. 4019508, Public Water Supply.

Applicant	Aqua Pennsylvania, Inc. 1 Aqua Way White Haven, PA 18661
[Township or Borough]	Hazle Township
Responsible Official	Luzerne
Type of Facility	Public Water Supply

Consulting Engineer	Mr. Peter Lusardi, PE GHD Inc. 1240 N Mountain Rd Harrisburg, PA 17110
Application Received Date	7/30/2019
Description of Action	Application proposes the construction of a new source of supply, Well No. 8, as a replacement well with all necessary treatment and the abandonment of Well No. 2.

Application No. 1319503, Public Water Supply.

Applicant	Blue Heron Homeowners Association P.O. Box 687 Moscow, PA 18444
Municipality	Kidder Township
County	Carbon
Type of Facility	Public Water Supply
Consulting Engineer	Russell D. Scott IV, PE RKR Hess, a Division of UTRS, Inc. 112 North Courtland Street East Stroudsburg, PA 18301
Application Received Date	August 5, 2019
Description of Application	The applicant is proposing to install a treatment system for corrosion control utilizing an ortho-polyphosphate blend and chemical feed system to abate elevated levels of lead.

Application No. 5419504, Public Water Supply.

Applicant	Tower City Borough Authority 219 East Colliery Avenue Tower City, PA 17980
[Township or Borough]	Tower City Borough Schuylkill County
Responsible Official	Robery Shuey, Authority Chairman Tower City Borough Authority 219 East Colliery Avenue Tower City, PA 17980
Type of Facility	PWS

Consulting Engineer Max Stoner, PE
Glace Associates, Inc.
3705 Trindle Road
Camp Hill, PA 17011
(717) 731-1579

Application Received Date 08/14/2019

Description of Action Construction of a new booster pump station and 350,000-gallon stainless steel tank.

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

Permit No. 6119502, Public Water Supply.

Applicant **General Authority of City of Franklin**

Township or Borough City of Franklin

County **Venango County**

Responsible Official Timothy Dunkle

Type of Facility Public Water Supply

Consulting Engineer Renae Kakabar
The EADS Group
227 Franklin Street
Johnstown, PA 15901

Application Received Date July 31, 2019

Description of Action Modifications to Phosphate Feed system process

Permit No. 6119502, Public Water Supply.

Applicant **Barkeyville Municipal Authority**

Township or Borough Barkeyville Borough

County **Venango County**

Responsible Official James Coursen

Type of Facility Public Water Supply

Consulting Engineer Matthew Arena
Herbert, Rowland & Grubic
200 West Kensinger Drive
Cranberry Township, PA 16066

Application Received Date July 30, 2019

Description of Action Modification to disinfection system

Permit No. 8875-W-T1-MA4, Public Water Supply.

Applicant **Erie City Water Authority**

Township or Borough City of Erie

County **Erie County**

Responsible Official Craig Palmer

Type of Facility Public Water Supply

Consulting Engineer Jason Saylor
Utility Service Co.
1230 Peachtree Street NE
Ste 1100
Atlanta, GA 30309

Application Received Date August 8, 2019

Description of Action Interior and Exterior Renovation and Mixer Installation to Johnston Reservoir

Central Office: Bureau Director, Safe Drinking Water, P.O. Box 8467, Harrisburg, PA 17105-8467.

Permit No. 9996624, Public Water Supply.

Applicant **Southern Beverage Packers Inc.**

[Township or Borough] Appling, Georgia

Responsible Official David Byrd, President

Type of Facility Out-of-State Bottled Water System

Application Received Date August 14, 20198

Description of Action Applicant requesting Department approval to sell a bottled water product in Pennsylvania under the brand name: Springtime Artesian Water and Springtime Alkaline Water.

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:

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

PECO Norristown MGP Site, 358 East Washington Street, Borough of Norristown, **Montgomery County**. Michael S. Welsh, PE, Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of Kimberly Huntley, T. Lowe Enterprise, GP, LLC, P.O. Box 645, Southeastern, PA 19399 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with polycyclic aromatic hydrocarbons which have contaminated soils and groundwater on the site. The proposed future use of the property will be residential. The Notice of Intent to Remediate was published in the *Times Herald* on June 14, 2019.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Applications deemed administratively complete under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit No. 100934, Blue Ridge Landfill, 1660 Orchard Road, Scotland, PA 17254.

An application for a permit renewal was submitted by Blue Ridge Landfill Company of Waste Connections Inc. for continued operation of their municipal waste landfill located in Greene Township, **Franklin County**. The current permit expires May 2, 2020. This application was deemed administratively complete by the Southcentral Regional Office on August 8, 2019. The Department will accept comments from the general public recommending revisions to, and approval or denial of, the application during the entire time the Department is reviewing the permit application.

Comments concerning the application should be directed to Mr. John Oren, Permits Chief, Waste Management Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Persons interested in obtaining more information about this permit application may contact the

Southcentral Regional Office at (717) 705-4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

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

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

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

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

PLAN APPROVALS

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

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

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

35-00038A: Lockheed Martin Corporation (459 Kennedy Drive, Archbald, PA 18403-1527) for the modification to their existing in line vapor cleaning machine at their facility located in Archbald Borough, **Lackawanna County**.

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.

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.

21-03132A: Generations Tribute Center & Crematory (1303 Bridge Street, New Cumberland, PA 17070) for the construction of a human crematory located in New Cumberland Borough, **Cumberland County**. The unit will be a Matthews Environmental IE43-PPI (Power Pak I) multiple-chamber crematory. The emissions from the proposed crematory in this project will not exceed the following limits: 1.76 tpy of CO, 2.11 tpy of NO_x, 1.60 tpy of PM, and less than 1 tpy of VOC, SO_x and HAPs. The Department of Environmental Protection's (DEP's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, record-keeping, and reporting requirements, and 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, DEP proposes to issue a plan approval for the proposed construction. The facility is a State-Only facility. If DEP determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for plan approval, an initial operating permit application addressing the inclusion of the plan approval may be submitted for the facility per 25 Pa. Code § 127.12b.

67-05107B: Crown Cork & Seal USA, Inc. (1650 Broadway, Hanover, PA 17331) for the installation of a new two-piece food can line and RTO control device at the food can manufacturing plant in Penn Township, **York County**. The food can line includes a wash line/dryer and

two-piece LSM/bake oven and is controlled by a regenerative thermal oxidizer and baghouse. The potential to emit of the proposed installation, after control, is calculated to be 5.36 tpy HAP, 2.79 tpy MIBK, 33.14 tpy VOC, 1.80 tpy PM, 14.08 tpy NO_x, 0.09 tpy SO_x, and 11.42 tpy CO. The Department of Environmental Protection's (DEP's) review of the information submitted by the company indicates that the air contamination sources will comply with all regulatory requirements, including monitoring, record-keeping, and reporting requirements, and 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, DEP proposes to issue a plan approval for the proposed construction. The facility is a State-Only facility. If DEP determines that the sources are constructed and operated in compliance with the plan approval conditions and the specifications of the application for plan approval, the plan approval may be incorporated into an Operating Permit pursuant to the provisions of 25 Pa. Code Chapter 127.

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

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

The City of Philadelphia, Air Management Services (AMS) intends to issue a Plan Approval for installation of air pollution sources at the following facility:

IP19-000428: Norwood Fontbonne Academy (8891 Germantown Ave., Philadelphia, PA 19118) for the installation of boilers and air handling units at a private school, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) boiler firing No. 2 fuel oil rated 0.794 MMBtu/hr, two (2) boilers firing natural gas rated 0.990 MMBtu/hr and 0.266 MMBtu/hr, two (2) boilers firing natural gas as primary fuel and No. 2 fuel oil during periods of natural gas curtailment each rated 2.056 MMBtu/hr, and four (4) air handling units firing natural gas each rated 0.270 MMBtu/hr. The potential emission from the installation are as follows: (1) 4.073 tons per year (tpy) of Nitrogen Oxides (NO_x), (2) 2.45 tpy of Carbon Monoxide (CO), (3) 0.383 tpy of Particulate Matter (PM), and (4) 0.161 tpy of Volatile Organic Compound (VOC). The plan approval will contain operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

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

OPERATING PERMITS

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

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

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

46-00032: SPS Technologies, LLC (301 Highland Avenue, Jenkintown, PA 19046) located in Abington Township, **Montgomery County**. This action is a renewal of the Title V Operating Permit, the current permit expired on July 31, 2018. As a result of the potential emissions of VOCs, the facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments, and is therefore subject to the Title V permitting requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. This facility is an area source for HAP emissions. The renewal contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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.

67-05033: Gichner Systems Group, Inc. (P.O. Box 481, 490 East Locust Street, Dallastown, PA 17313-0481), to issue a Significant Permit Modification to the facility's Title V operating permit for Dallastown Plant located in York Township, **York County**. This permit modification is to incorporate 25 Pa. Code § 129.52d for surface coating operation, to include a compliance schedule, and to make the related changes to Group SG01 in order to streamline with § 129.52d. The facility's potential and actual emissions are not estimated to change from the Significant Permit Modification. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Sources derived from 25 Pa. Code §§ 123, 127, and 129 for restrictions, monitoring, recordkeeping, and reporting. The surface coating is subject to 40 CFR 63, Subpart MMMM—National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products, and the engines are subject to 40 CFR 63 Subpart ZZZZ requirements.

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.

09-00114: BDJ Metal Products LLC (330 Progress Drive, Telford, PA 18969), located in Hilltown Township, **Bucks County**, for a renewal of State Only (Natural Minor) Operating Permit No. 09-00114. The facility's main sources of air contaminant emissions are electric induction furnaces, No. 2 fuel oil-fired crucible furnaces, and various operations for producing metal castings at the facility. The facility operates several dust collectors to

control particulate matter (PM) emissions from each of these sources or operations except the crucible furnaces. No changes have occurred at the facility since the State Only Operating Permit ("SOOP") was last renewed. The renewed SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

15-00146: Wallquest, Inc. (465 Devon Park Drive, Wayne, PA 19087) for the operation of four (4) rotogravure printing presses, one (1) custom string press, four (4) rotary proof presses, and a flat screen printing area in Tredyffrin Township, **Chester County**. The permit is for a non-Title V, Synthetic Minor facility. This action is a second renewal of the State Only Operating Permit. The permit was initially issued on 1-14-2015 and expires on 1-13-2020. The permit will include monitoring, recordkeeping, reporting, and work practice standards 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.

35-00053: Metkote Laminated Products, Inc. (1151 Union Street, Taylor, PA 18517-1614). The Department intends to issue a renewal State-Only Natural Minor Permit for their facility located in Taylor Borough, **Lackawanna County**. Metkote laminates clear and colored vinyl to thin metal sheets for roof edge drip and other metal products. The sources are considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

48-00078: Chrin Brothers, Inc. (635 Industrial Drive, Easton, PA 18042-7339). The Department intends to issue a renewal State-Only Synthetic Minor Permit for the Chrin Brothers Inc./Island Park Quarry located in Williams Township, **Northampton County**. This plant operates a 250 ton per hour rock crushing plant with primary and secondary crushers, associated screens and conveyors, haul roads, and water spray (wet suppression) system. The sources are considered a minor emission source of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP) and VOC's. The proposed 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.

28-03045: Dominion Energy Transmission, Inc. (925 White Oaks Blvd., Bridgeport, WV 26330-6919), to issue a Significant Permit Modification to the facility's State only operating permit for Chambersburg Compressor Station located in Hamilton Township, **Franklin County**. This permit modification is to incorporate plan approval No. 28-03045A, for construction of natural gas

fired Source ID 105, Solar Mars 90 Gas Turbine 3, to update the startup and shutdown emissions, to include a new source Fugitive Emissions, and to include NSPS Subpart OOOOa—Standards of Performance for Crude Oil and Natural Gas Facilities for which Construction, Modification or Reconstruction Commenced After September 18, 2015, and other changes in accordance with the application. The facility's Potential to Emit are NO_x 87.9 tpy, CO 77.5 tpy, VOC 15.8 tpy, HAPs 1.3 tpy, SO_x 3.9, and 17.4 tons of PM₁₀/PM_{2.5}. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for Sources derived from 25 Pa. Code §§ 123 and 127 for restrictions, monitoring, recordkeeping, and reporting. Two Solar Taurus 60 Gas Turbines 1 and 2 (Source IDs 103 and 104) are subject to 40 CFR 60 Subpart GG. The Solar Mars 90 Gas Turbine is subject to 40 CFR 60 Subpart KKKK. The emergency generator engine is subject to 40 CFR 63 Subpart ZZZZ.

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

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

49-00047: Furman Foods, Inc. (770 Cannery Road, P.O. Box 500, Northumberland, PA 17857-8615); the Department intends to issue a renewal State Only (Synthetic Minor) permit for their Northumberland Cannery facility in Point Township, **Northumberland County**. The facility is currently operating under State Only Permit No. 49-00047 issued on July 13, 2018. There were two (2) changes to the facility-wide source operations since the previous permit was issued. The biogas engine (Source ID C-201/C201) is deactivated. The existing enclosed flare (ID C202), previously used as a backup, is now used as controls for the digester gas. The temporary boiler (Source ID 039) was removed. Facility-wide Potential to Emit calculations for nitrogen oxides (NO_x, expressed as NO₂), carbon monoxide (CO), volatile organic compounds (VOCs), sulfur dioxide (SO₂), PM₁₀ & PM_{2.5}, and hazardous air pollutants (HAPs) are, as follows: NO_x: 90 tons per year (tpy); CO: 66.4 tpy; VOC: 16.6 tpy; SO₂: 66.8 tpy; PM₁₀ & PM_{2.5}: 15.5 tpy; HAP: 0.4 tpy. The anaerobic digester (Source ID P201) and the enclosed flare are subject to the Department's Best Available Technology (BAT) requirements. Two of the three (3) boilers at the facility fire natural gas primarily and are to be operated as gas-fired boilers to comply with the NESHAP standard for boilers at area source of HAP emissions, as codified in 40 CFR Part 63 Subpart JJJJJ. The other boiler is fired on No. 2 fuel oil and is subject to work practice standards in Subpart JJJJJ. Based on the information provided in the permit renewal application submittal, all applicable air quality regulatory requirements pertaining to the air contaminant sources located at this facility have been incorporated into the renewal permit, including testing, monitoring, recordkeeping, reporting and work practice conditions to verify compliance with the applicable requirements. The applicable requirements were derived from 25 Pa. Code Article III, 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.

59-00012: Dairy Farmers of America, Inc. (72 Milk Plant Road, Middlebury Center, PA 16935) to issue a renewal State Only Operating Permit for their Middlebury facility located in Middlebury Township, **Tioga County**. The facility's main sources include a natural gas fired boiler and a natural gas fired powder milk dryer. The facility has potential emissions of 15.02 tons per year of nitrogen oxides, 5.74 tons per year of carbon monoxide, 0.47 ton per year of sulfur oxides, 1.23 ton per year of particulate matter, 4.27 tons per year of volatile organic compounds, and 0.17 ton per year of total hazardous air pollutants (HAPs). The potential emissions for all criteria pollutants remained almost same at the facility. No emission or equipment changes are being proposed by this action. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of Title 25 Pa. Code Chapters 121–145, as well as 40 CFR Parts 60, 63 and 98. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

65-00101: Max Environmental Technologies, Inc. (233 Max Lane, Yukon, PA 15698) Natural Minor Operating Permit is for a facility that processes inorganic hazardous waste and residual waste for treatment and disposal and is located in South Huntingdon Township, **Westmoreland County**. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of a solid waste solidification and stabilization process (mixing pits), a 16-acre residual waste landfill, paved roadways, and unpaved roadways, in addition to a few miscellaneous sources such as storage tanks. The facility is required to conduct daily surveys of the site while operating to ensure compliance with fugitive and malodor emission requirements and maintain records of those surveys. The facility-wide potential-to-emit is 41 TPY PM; 15 TPY PM₁₀; 15 TPY PM_{2.5}; and less than 0.001 TPY total HAP and 0.001 TPY single HAP (Lead). The air quality permit includes operation requirements, monitoring requirements, and recordkeeping requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00101) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

A public hearing may be held, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written comments or requests for a public hearing should be directed to Bradley Spayd, Air Quality Engineering Specialist, at the previously listed address.

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

The application, DEP's Review Memorandum, and the proposed permit are available for public review during normal business hours at DEP's Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. A file review can be scheduled through the DEP's website at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx>.

COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

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

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

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

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

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

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

Coal Applications Received

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

30121301 and NPDES No. PA0236195. Consol Pennsylvania Coal Company LLC, (1000 Consol Energy Drive, Canonsburg, PA 15423). To renew the permit for the Harvey Mine in Richhill Township, **Greene County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on August 15, 2019. Application received: June 20, 2019.

30841320 and NPDES No. PA0213861. Dana Mining Company of Pennsylvania, LLC, (966 Crafts Run Road, Maidsville, WV 26541). To renew the permit for the Dooley Run Mine in Dunkard Township, **Greene County** and related NPDES Permit. No additional discharges. The application was considered administratively complete on August 14, 2019. Application received: August 6, 2019.

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

Permit No. 56890102 and NPDES No. PA0598372. Svonavec, Inc., 2555 New Centerville Road, Rockwood, PA 15557, permit renewal for reclamation only of a bituminous surface and auger mine in Lower Turkeyfoot Township, **Somerset County**, affecting 92.5 acres. Receiving streams: unnamed tributaries to/and Casselman River, classified for the following use: warm water fishes. The first downstream potable water supply intake from the point of discharge is Ohiopyle Borough Municipal Waterworks Youghiogheny River SWW. Application received: August 5, 2019.

Permit No. 56130102 and NPDES No. PA0269336. Elk Resources, Inc., 3030 Pounds Road, West Lebanon, PA 15783, permit renewal for reclamation only of a bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 370.0 acres. Receiving streams: unnamed tributary to/and Miller Run, unnamed tributary to Dark Shade Creek, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: August 13, 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.

14180401 and NPDES PA0220248. Graymont (PA) Inc. (375 Graymont Road, Bellefonte, PA 16823). Commencement, operation, and restoration of Large Noncoal Industrial Minerals Underground Mining Permit located in Spring Township, **Centre County** affecting 470.0 acres. Receiving stream: Logan Branch classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: May 30, 2019.

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

Permit No. 6576SM1A2C10 and NPDES No. PA0119229. Eureka Stone Quarry, Inc. (P.O. Box 249, Chalfont, PA 18914), renewal of NPDES Permit for discharge of treated mine drainage from a quarry operation in Hamilton Township, **Monroe County** affecting 226.7 acres, classified for the following uses: high-quality cold water fishes and migratory fishes. Application received: August 5, 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:

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

Alkalinity greater than acidity*

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

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

NPDES No. PA0236381 (Mining Permit No. 30743704), Duquesne Light Company (1800 Seymour Street, S Loft, Pittsburgh, PA 15233). A revision to the NPDES and mining activity permit for the Warwick No. 2 Coal Refuse Disposal Area in Monongahela Township, **Greene County** a revision to add a new stormwater discharge point 001. Surface Acres Affected: 145.0. Receiving stream: Sandy Run, classified for the following use: WWF. Monongahela River Watershed TMDL. The application was considered administratively complete on January 23, 2017. Application received: June 7, 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.

The following facility location of the non-discharge alternatives is:

Facility Identification:

New outfall 001

New Facility:

X Yes No

Outfall 001 discharges to: Sandy Run

The proposed effluent limits for *Outfall 001* (Lat: 39° 48' 40" Long: 79° 55' 32") are:

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow (mgd)	-	-	-	Report
Iron (mg/l)	-	1.5	3.0	3.8
Suspended Solids (mg/l)	-	35	70	90
Manganese (mg/l)	-	2	4	5
Aluminum (mg/l)	-	0.75	0.75	0.75
Sulfate (mg/l)	-	-	-	Report
Total Dissolved Solids (mg/l)	-	2,000	4,000	-
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	-	-	-

EPA waiver is not in effect.

NPDES No. PA0214507 (Mining Permit No. 32901603), Tipple Four J, Inc. (P.O. Box 435, Seward, PA 15954). A renewal to the NPDES and mining activity permit for the Tipple Four J in Armstrong Township, **Indiana County**. Surface Acres Affected 5.7. Receiving stream: Crooked Creek, classified for the following use: WWF. Crooked Creek TMDL. The application was considered administratively complete on June 28, 2017. Application received: November 1, 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: Crooked Creek

The proposed effluent limits for Outfall 001 (Lat: 40° 39' 22.5" Long: -79° 16' 57.2") are:

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Flow	(mgd)				Report
Iron	(mg/l)		1.5	3.0	3.8
Suspended Solids	(mg/l)		35	70	90
Manganese	(mg/l)		2.0	4.0	5.0
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	-	-	-

EPA waiver is not in effect.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

NPDES No. PA0252271 (Mining Permit No. 03120103), Neiswonger Construction, Inc., 17592 Route 322, Strattanville, PA 16258, NPDES permit renewal at a surface coal mine being renewed for reclamation only in Sugarcreek Township, **Armstrong County** affecting 99.5 acres. Receiving stream(s): UNTs to Buffalo Creek classified for the following use: HQ-TSF. Application received: December 13, 2018.

The following stormwater outfall discharges to UNT D to Buffalo Creek:

Outfall No.	New Outfall (Y/N)	Type
001	N	Stormwater Outfall

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

Outfall: 001 Parameter	30-Day Average	Daily Maximum	Instant. Maximum
Total Iron (mg/l)	2.8	5.6	7.0
Total Manganese (mg/l)	1.0	2.0	2.5
Total Aluminum (mg/l)	0.75	1.5	1.9
Total Suspended Solids (mg/l)	35	70	90
Sulfates (mg/L)	Monitor & Report		

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

Alkalinity must exceed acidity at all times.

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

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

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

the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between 8 a.m. and 4 p.m. on working days at the office noted before the application.

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

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

Southeast Region: Waterways and Wetlands Program, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160.

E46-1181. Clemens Food Group, 2700 Clemens Road, P.O. Box 902, Hatfield, PA 19440-0902, Hatfield Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain a 308,000-square-foot building and the parking area for 442 vehicles, which will require to relocate about 679 feet of intermittent stream

channel to Skippack Creek (TSF, MF) associated with the new meat processing activities and the improvements to the existing facility.

The site is located at about 1,000 feet southeast of Derstine Road and Clemens Road (Telford, PA, USGS Quadrangle Latitude: 40.271643; Longitude: -75.324270) in Hatfield Township, Montgomery County.

EA2301219-002. Anthony Maccioca, 841 Bryn Mawr Ave, Radnor Township, **Delaware County**, ACOE Philadelphia District.

Submitted a Waiver 16 Restoration Plan and Environmental Assessment for the deconstruction of a portion of existing of stream bank protection on neighbor's property. Approximately 25 linear feet of Foxes Run (CWF/MF) will be restored. The existing wall was installed without a permit and on neighbor's property. Area will be restored to original contours and vegetation. (Lansdowne Quadrangle -39.997881, -75.372977.)

E46-1187. Upper Merion Area School District, 435 Crossfield Road, King of Prussia, PA 19406-2363, Upper Merion Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain a new high school facility on the existing high school site within the floodway/floodplain of the Crow Creek (WWF-MF), associated with the Additions and Renovations Project of the school. The project will include the following activities:

1. Replace the existing culvert 72-inch RCP to 42 feet long, 14 feet wide x 5 feet high Conspan Arch.
2. Replace the existing 72-RCP pipe, about 152 feet to open channel, size about 3-foot bottom, about 60-foot top width, and 15-foot depth.
3. Replace the existing 72-inch RCP pipe, about 595 feet.
4. Construct an outfall structure at the end.
5. Small portion of access driveway at the rear of the building.

The site is located at about 500 feet northeast of Thomas Drive and Crossfield Road (Valley Forge, PA, USGS Quadrangle Latitude: 40.095866; Longitude: -75.381116) in Upper Merion Township, Montgomery County.

EA46012-024. Cheltenham Township, 8230 Old York Road, Cheltenham Township, **Montgomery County**, ACOE Philadelphia District.

The applicant proposes to install a new green stormwater infrastructure by naturalizing 225 linear feet of a concrete lined channel and direct stormwater flows through a 25,000-square-foot constructed wetland and install a 170-foot stream buffer downstream of the constructed wetland. Approximately 235 linear feet of stream will be impacted from the project. A new channel will be restored within the constructed wetland. Project is located at 15 Church Road, Elkins Park, Cheltenham Township, Montgomery County. (Frankford Quadrangle 40.069938; -75.101306.)

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

E4002119-009. Pa Department of Transportation, Eng District 4-0, 55 Keystone Industrial Drive, Dunmore, PA 18512, Conyngham Borough, **Luzerne County**, Army Corps of Engineers, Baltimore District.

To remove the existing structure and to construct and maintain a single-span prestressed concrete bridge having a width of 33 l.f. and an underclearance of 6.6' carrying S.R. 3034 over Little Nescopeck Creek (HQ-CWF, MF). The project also includes de minimus impacts to PEM wetlands of 0.01 acre.

The project is located along S.R. 3034 Sect 351 Seg 351, Off 1556 (Conyngham, PA Quadrangle, Latitude: 40° 59' 40.5" N; Longitude: -76° 3' 13.8"W) in Conyngham Borough, Luzerne County.

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

E3603219-005: Robert Gruber, 48 S Market Street, Elizabethtown, PA 17022 in West Donegal Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To 1.) place and maintain fill in a palustrine open water pond impacting 0.17 acre of the pond; 2.) place and maintain fill in palustrine emergent wetlands for a roadway, a 24-inch storm pipe and public water and sewer utilities permanently impacting 0.09 acre of wetlands; 3.) construct and maintain a 24.0-inch 135.0-foot long culvert and roadway fill crossing of a UNT to Conoy Creek (TSF, MF); 4.) to construct and maintain an 18.0-inch 50.0-foot long culvert and roadway fill crossing of a UNT to Conoy Creek (TSF, MF) all for the purpose of expanding an existing residential subdivision. The project is located immediately north of the intersection of West Ridge Road and Southwoods Drive (Latitude: 40° 7' 17.3321"N; Longitude: 76° 37' 20.8922"W) in West Donegal Township, Lancaster County. To compensate for wetland impacts, 0.22 acre of onsite wetland creation is proposed.

E0103219-001: David B. & Jeanne G. Lutz, 11 Custer Drive, East Berlin, PA 17316 in Reading Township, **Adams County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a 16.0-foot by 38.0-foot expansion to an existing boat dock/boathouse (30.0-foot by 38.0-foot) at a residence property on Lake Meade (WWF, MF). The project site is located in Reading Township, Adams County, Pennsylvania (Latitude: (39.9815), Longitude: (-77.0424)). The project will provide 608 square feet of permanent impacts to Lake Meade and the immediate shoreline. The project is located on Custer Drive, off of Lake Meade Road, approximately 9.0-miles SE of the PA-94/US-15 interchange. No wetlands will be impacted by this project.

E3603219-009: The Dutra Group, 2350 Kerner Boulevard, San Rafael, CA, in Fulton Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To temporarily place and maintain approximately 500 cubic yards of dredged sediment in the floodway of the Susquehanna River (WWF, MF), temporarily impacting 2,700 square feet of floodway for the purpose of supporting a dredging operation in the Conowingo Dam pool. The project is located along Peach Bottom Road (Latitude: 39.7505°N; Longitude: 76.2272°W) in Fulton Township, Lancaster County. No wetlands will be impacted by this project.

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

E02052-1813, Bridgeville Borough, 425 Bower Hill Road, Bridgeville, PA 15017, Bridgeville Borough, **Allegheny County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Excavate and remove approximately 15,000 cubic yards of earthen materials within 2.3 acres of the floodway and along 515 LF of McLaughlin Run (WWF).
2. Remove existing 2 ft wide and 130 ft long retaining wall along McLaughlin Run.
3. Construct and maintain a debris deflector in McLaughlin Run.

For the purpose of constructing the McLaughlin Park Flood Mitigation Project. The project site is located approximately 800 ft North-East of the intersection between Coolidge Street and McLaughlin Run Road (Bridgeville, PA USGS topographic quadrangle; N: 40°, 21', 14.8177"; W: -81°, 5', 58.214"; Sub-basin 20F; USACE Pittsburgh District), in Bridgeville Borough, Allegheny County.

EA2605-010, Western Pennsylvania Conservancy, 1067 Philadelphia Street, Suite 101, Indiana, PA 15701, **Fayette County**; Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain a new passive acid mine drainage (AMD) system, consisting of a series of limestone channels and limestone ponds, an anoxic limestone drain and an aerobic wetland with a spillway discharge, for the purpose of replacing an existing, failing, passive AMD system, to reduce the amount of metals and acidity discharging into Glade Run (HQ-CWF). The project will permanently impact 0.74 acre of wetland. This includes 0.51 acre PEM and 0.23 acre of PEM/PFO.

The project site is located approximately 0.7 mile from the intersection of Bryner Road with Kentuck Road (Fort Necessity and South Connellsville, PA USGS topographic quadrangle; N: 39°, 52', 15.5553"; W: -79°, 34', 4.1985"; Sub-basin 19D; USACE Pittsburgh District), in Stewart Township, Fayette County.

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

E5929-092: UGI Texas Creek, LLC, One Meridian Boulevard, Suite 2C01, Wyomissing, PA 19610, Liberty and Union Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

- 1) An 8 inch diameter natural gas pipeline impacting 5 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF) and 10 linear feet of Salt Spring Run (HQ-CWF) via horizontal direction drill (Liberty, PA Quadrangle 41° 34' 23"N, 77° 00' 44"W);
- 2) A temporary timber mat and an 8 inch diameter natural gas pipeline via horizontal direction drill impacting 18 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF) (Liberty, PA Quadrangle 41° 34' 23"N, 77° 00' 41"W);
- 3) A temporary timber mat and an 8 inch diameter natural gas pipeline impacting 60 linear feet of an unnamed tributary to Salt Spring Run (HQ-CWF) (Liberty, PA Quadrangle 41° 34' 23"N, 77° 00' 37"W).

The project will result in 93 linear feet of temporary stream impacts all for the purpose of installing a natural gas pipeline for Marcellus well development in Liberty and Union Township, Tioga County.

E5729-094: Chief Oil and Gas, LLC, 6051 Wallace Road Ext., Suite 300, Wexford, PA 15090 Elkland Township, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

1. A permanent access road impacting 5,139 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Shunk, PA Quadrangle 41° 33' 33"N, 76° 40' 37"W);
2. A permanent access road impacting 15,953 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Shunk, PA Quadrangle 41° 33' 33"N, 76° 40' 37"W).

The project will result in approximately 21,092 square feet (0.48 acre) of permanent wetland impacts. The application is a result of violations found on site which were previous unpermitted by the operator in Elkland Township, Sullivan County for a well pad access road. Along with onsite restoration of 14,468 square feet (0.33 acre) of wetland, the permittee will provide 28,489 square feet (0.65 acre) of forested wetland creation on site.

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.

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>
PA0065471 (Stormwater)	Behr Process Corporation— Allentown Facility 7529 Morris Court Allentown, PA 18106	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF, MF) (2-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
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>
PA0102652 (Sewage)	Countryside MHP 27777 Franklin Road Suite 200 Southfield, MI 48034-8205	Erie County McKean Township	Unnamed Tributary to Elk Creek (CWF, MF) (15-A)	Yes
PA0238911 (Industrial)	Titusville Dairy Products 217 S Washington Street Titusville, PA 16354-1660	Crawford County Titusville City	Municipal storm sewers draining to Oil Creek (CWF) (16-E)	Yes

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

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

NPDES Permit No. PA0233030, Sewage, SIC Code 4952, **South Creek Township Bradford County**, P.O. Box 60, Gillett, PA 16925-0060.

This proposed facility is located in South Creek Township, **Bradford County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of treated sewage to an Unnamed Tributary of Seely Run (CWF-MF).

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

NPDES Permit No. PA0272167, Sewage, SIC Code 8800, **Ljubomir & Michelle Barbir**, 4862 Hogback Road, Hermitage, PA 16148.

This proposed facility is located in Hermitage City, **Mercer County**.

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

Central Office: Environmental Program Manager, Bureau of Clean Water, P.O. Box 8774, Harrisburg, 17105-8774, Telephone: 717.787.5017.

NPDES Permit No. PA0270831, Industrial, SIC Code 0782, **PA Game Comm**, 2001 Elmerton Avenue, Harrisburg, PA 17110.

Description of Proposed Action: Issuance for a new NPDES permit for a new discharge associated with the application of pesticides for aquatic plant control in State Game Lands throughout Pennsylvania.

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

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

WQM Permit No. 0819401, Sewage, SIC Code 4952, **South Creek Township Bradford County**, P.O. Box 60, Gillett, PA 16925-0060.

This proposed facility is located in South Creek Township, **Bradford County**.

Description of Proposed Action/Activity: Construction and operation of a small flow treatment facility (SFTF) to serve Gillette Dollar General.

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

WQM Permit No. 6319406, Sewage, **Peters Creek Sanitary Authority**, 3502 Lincoln Avenue, Finleyville, PA 15332.

This proposed facility is in Nottingham Twp., **Washington Co.**

Description of Proposed Action/Activity: Gravity sewer system for development at Castlewood Fields.

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

WQM Permit No. 4319405, Sewage, **Ljubomir & Michelle Barbir**, 4862 Hogback Road, Hermitage, PA 16148.

This proposed facility is located in Hermitage City, **Mercer County**.

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

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.

Southcentral Regional Office: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200. Phone: 717.705.4707.

<i>NPDES Waiver No.</i>	<i>Applicant Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>
PAG133550	Dauphin Borough Dauphin County P.O. Box 487 Dauphin, PA 17018-0487	Dauphin Borough Dauphin	Susquehanna River (WWF, MF) and Stony Creek (CWF, MF)/ WWF, CWF, and MF
PAG133519 A-1	Lower Alsace Township Berks County 1200 Carsonia Avenue Reading, PA 19606-1005	Lower Alsace Township Berks	Antietam Creek (CWF, MF) and Unnamed Stream (CWF, MF)/ CWF and MF

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>
PAG136373	Kilbuck Township 343 Eicher Road Pittsburgh, PA 15237-1012	Kilbuck Township Allegheny	Unnamed Tributaries to Ohio River Spruce Run (TSF)

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390079	Robyn Realty Co. 3906 Mountain View Dr Danielsville, PA 18038	Lehigh	Lowhill Township	UNT to Jordan Creek (HQ-CWF, MF)
PAD390130	Jaindl Land Company 3150 Coffeetown Rd. Orefield, PA 18069	Lehigh County	Upper Macungie Township	Little Lehigh Creek (HQ-CWF, MF)
PAD390133	County of Lehigh, Bureau of Parks & Recreation 17 S. 7th St. Allentown, PA 18101-2400	Lehigh County	South Whitehall Township	Cedar Creek (HQ-CWF, MF)

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450078	Mt. Nebo Apartments, LLC 117 Pipher Ln. Stroudsburg, PA 18360	Monroe	Middle Smithfield Township	Pond Creek, HQ-CWF, MF Marshalls Creek, HQ CWF, MF Wetlands Tributary to Marshalls Creek, EV
PAD450091	Abraham @ Trapasso Enterprises, LLC 3329 Mountain View Drive Tannersville, PA 18372	Monroe County	Pocono Township	Swiftwater 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>
PAD480080	Donald L. Keeney General Contractors Inc. c/o Mr. Donald Kenney 3114 Bath Pike Nazareth, PA 18064	Northampton	Borough of Bath	Monocacy Creek (HQ-CWF, MF)
PAD480044	Stone Creek Development Corporation c/o Mr. Charles Tuskes 4511 Falmer Drive Bethlehem, PA 18020	Northampton	Upper Nazareth Township	Monocacy Creek (HQ-CWF, MF)
PAD480085	City of Bethlehem c/o Mr. Matt Dorner 10 East Church Street Bethlehem, PA 18018-6028	Northampton	City of Bethlehem	Monocacy Creek (HQ-CWF, MF)

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

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210029 Issued	SAIA Motor Freight Line, LLC 11465 Johns Parkway Suite 330 Johns Creek, GA 30097	Cumberland	Middlesex Township	Letort Spring Run (HQ-CWF)
PAD670032 Issued	York County School of Technology 2179 South Queen Street York, PA 17402	York	York Township	Tributary 08071 Mill Creek (CWF)

<i>Permit #</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD500006 Issued	Trout Brothers Farm, LLC 508 Red Rock Road Loysville, PA 17047	Perry	Jackson Township	UNT Shermans Creek (HQ-CWF) Shermans Creek (HQ-CWF)
PAD670030 Issued	Kurtz School, LLC 5511 Norrisville Road White Hall, MD 21161	York	Hopewell Township	UNT Leibs Creek (HW-CWF) EV Wetlands

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>
PAD300007	Contura Pennsylvania Land, LLC P.O. Box 1020 Waynesburg, PA 15370-2330	Greene County	Center Township; Jackson Township	Garner Run (HQ-WWF); House Run (HQ-WWF)

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

Indiana County Conservation District, 350 North 4th Street, Indiana, PA 15701, 724-471-4751.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD320003	PTV 1033 LLC 400 Penn Center Boulevard Suite 1000 Pittsburgh, PA 15235	Indiana	Montgomery Township	Painters Run HQ-CWF

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>
Media Borough Delaware County	PAC230119	County of Delaware 201 West Front Street Media, PA 19063	Unnamed Tributary to Ridley Creek TSF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Concord Township Chester Heights Borough Delaware County	PAC230099	Stephen B. Conrad 61 Smithbridge Road Glen Mills, PA 19342	Unnamed Tributary to West Branch of Chester Creek TSF-MF	Southeast Regional Office 2 East Main Street Norristown, PA 19401 484-250-5900
Trainer Borough Delaware County	PAC230105	Trainer Borough 824 Main Street Trainer, PA 19061	Unnamed tributary to Marcus Hook Creek WWF-MF Marcus Hook Creek WWF-MF	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

*Northeast Region: Waterways and Wetlands Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.**Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447.*

<i>NPDES</i>				<i>Receiving Water/Use</i>
<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	
PAC350072	Vandling Properties LP 407 Main St Forest City, PA 18421	Lackawanna	Fell Twp Vandling Boro	UNT to Lackawanna River (CWF, MF)

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

<i>NPDES</i>				<i>Receiving Water/Use</i>
<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	
PAC390096	TG Development Company Inc 3312 7th St Whitehall, PA 18052	Lehigh	Upper Saucon Twp	Laurel Run (CWF, MF)
PAC390094	Shirley A Schneck 5426 Rt 873 Schnecksville, PA 18078	Lehigh	N Whitehall Twp	Coplay Creek (CWF, MF)

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

<i>NPDES</i>				<i>Receiving Water/Use</i>
<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	
PAC400130	Earth Conservancy Michael Dziak 101 S Main St Ashley, PA 18706	Luzerne	Hanover Twp	Espy Run (CWF, MF)
PAC400135	Hazleton Creek Properties LLC Matthew Neely 282 S Church St Hazleton, PA 18201	Luzerne	Hazleton City	Cranberry Creek (CWF, MF)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAC400111	UE Mundy St LP Anthony Salgado 210 Rt 4 E Paramus, NJ 07652	Luzerne	Wilkes-Barre Twp	Mill Creek (CWF, MF)
PAC400129	Service Electric Cablevision Inc. 380 Maplewood Dr Hazle Twp, PA 18202	Luzerne	Hazle Twp	Black Creek (CWF, MF)

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

*Facility Location:
Municipality &
County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAC050036	Tram Bar Co-Packing, LLC 116 Union Avenue Altoona, PA 16602	UNT Dunning Creek (WWF-MF)	Bedford County Conservation District 702 West Pitt Street Suite 4 Bedford, PA 15522 814.623.7900, ext. 4
PAC070057	S&A Custom Built Homes, Inc. 2121 Old Gatesburg Road State College, PA 16803	Little Juniata River (TSF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC220182	Musser Home Builders, Inc. 395 Gettysburg Street Dillsburg, PA 17019	Fishing Creek (WWF)	Dauphin County Conservation District 1451 Peters Mountain Road Dauphin, PA 17018 717.921.8100
PAC360436	Benuel Lapp 152 Black Horse Road Paradise, PA 17562	Big Beaver Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360367	Houston Run Properties, LLC 1324 Main Street East Earl, PA 17519	Houston Run (CWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360408	Cocalico Christian Brotherhood 199 East Church Street Stevens, PA 17578	UNT Muddy Creek (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC380125	LINLO Properties XIV, LLC 150 Corporate Center Drive Suite 100 Camp Hill, PA 17011	Snitz Creek (TSF, MF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275

*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>
South Londonderry Township Lebanon County Issued	PAC380131	Flight Path One, LLC P.O Box 163 Annville, PA 17003	Killinger Creek (TSF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
Jackson Township Lebanon County Issued	PAC380126	Amos Esh 2091 Camp Swatara Road Myerstown, PA 17067	UNT Little Swatara Creek (CWF-MF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
North Lebanon Township Lebanon County Issued	PAC380128	Landmark Homes at Sweet Briar 1737 West Main Street Ephrata, PA 17522	UNT Brandywine Creek (TSF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
East Hanover Township Lebanon County Issued	PAC380102	Fort Indiantown Gap FTIG, Building S047 Annville, AP 17003	UNT Vesle Run (MF-WWF) UNT Indiantown Run (MF-WWF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
North Lebanon Township Lebanon County Issued	PAC380127	Randall Nolt 58 Nolt Lane Lebanon, PA 17046	UNT Little Swatara Creek (WWF)	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275

Northcentral Region: Watershed Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

*Facility Location &
Municipality*

<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>
College Twp Centre Cnty	PAC140088 RENEWAL Previously PAG02001408012R(1)	The Village at Canterbury LP 2121 Old Gatesburg Rd State College, PA 16803	UNT to Spring Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Ferguson Twp Centre Cnty	PAC140089 RENEWAL Previously PAG02001414011	S&A Custom Built Homes, Inc. 2121 Old Gatesburg Rd State College, PA 16803	UNT Big Hollow Drainageway CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Potter Twp, Centre Cnty	PAC140090 RENEWAL Previously PAG02001410017R	Old Fort Limited Partnership— Old Fort Road Management, LLC 2121 Old Gatesburg Rd State College, PA 16803	UNT to Penns Creek CWF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
Sandy Twp, Clearfield Cnty	PAC170027	City of DuBois 16 W. Scribner Ave DuBois, PA	Slab Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629

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>
North Buffalo Township Armstrong County	PAC030021	West Hills Area Water Pollution Control Authority 257 Linde Road Kittanning, PA 16201	Allegheny River WWF	Armstrong County Conservation District 120 S Grant Avenue Suite 2 Kittanning, PA 16201 724-548-3425
Summit Township Erie County	PAC250052 Renewal and Major Amendment	Hannibal Property Management 8100 Hawthorne Drive Erie, PA 16509	Walnut Creek CWF; MF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Millcreek Township Erie County	PAC250071	Erie International Airport 441 West 12th Street Erie, PA 16505	UNT Lake Erie CWF	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
Jackson Township Butler County	PAC100163	Sippel Development 174 Tomlinson Drive Zelienople, PA 16063	Likens Run WWF	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
Springhill Township Fayette County	PAC680027	Bureau of Abandoned Mine Reclamation Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119	Cheat River (WWF)	Attention: Patrick M. Webb PA DEP Cambria Office 286 Industrial Park Road Ebensburg, PA 15931-4119 814-472-1800

General Permit Type—PAG-03

<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>
Williamsport City Lycoming County	PAG034863	M-I LLC 4600 J. Barry Court Suite 200 Canonsburg, PA 15317-5854	Unnamed Tributary to West Branch Susquehanna River (WWF, MF)—10-A	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636
Franklin Township Greene County	PAG036262	Central Cab Co. 155 Industry Road Waynesburg, PA 15370	Coal Lick Run (WWF) and Unnamed Tributary to South Fork Tenmile Creek (WWF)—19-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

*General Permit Type—PAG-13**Facility Location:**Municipality & County*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG133522	Muhlenberg Township Berks County 210 George Street Reading, PA 19605-3164	Schuylkill River (WWF, MF), Unnamed Tributary to Schuylkill River (WWF, MF), and Laurel Run (WWF, MF)—3-C	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
PAG133612	East Donegal Township Lancaster County 190 Rock Point Road Marietta, PA 17547	Unnamed Tributary to Donegal Creek (CWF, MF), Little Chiques Creek (TSF, MF), Unnamed Tributary to Susquehanna River (WWF, MF), Unnamed Tributary of Donegal Creek (CWF, MF), and Dugan Run (WWF, MF)—7-G	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800
PAG133536	West Hempfield Township Lancaster County 3401 Marietta Avenue Lancaster, PA 17601	Strickler Run (WWF, MF), Chiques Creek (WWF, MF), Unnamed Tributary to Susquehanna River (WWF, MF), Unnamed Tributary to West Branch Little Conestoga Creek (TSF, MF), Unnamed Tributary to Strickler Run (WWF, MF), Unnamed Tributary of Swarr Run (CWF, MF), and Shawnee Run (WWF, MF)—7-J and 7-G	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.4800

STATE CONSERVATION COMMISSION
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR NPDES
PERMITS FOR CAFOs

The State Conservation Commission has taken the following actions on previously received applications for nutrient management plans under 3 Pa.C.S. Chapter 5, for agricultural operations that have or anticipate submitting applications for new, amended or renewed NPDES permits or NOIs for coverage under a general permit for CAFOs under 25 Pa. Code Chapter 92a. This notice is provided in accordance with 25 Pa. Code Chapter 92a and 40 CFR Part 122, implementing The Clean Streams Law and the Federal Clean Water Act.

Persons aggrieved by an action may appeal under 3 Pa.C.S. § 517, section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704 to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania AT&T Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decision law.

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

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

**NUTRIENT MANAGEMENT PLAN
PUBLIC NOTICE SPREADSHEET—ACTIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Dry Run Farm, LP 18104 Stone Bridge Road Spring Run, PA 17262	Franklin	14.4	328.19	Swine	NA	Approved
Oak Spring Farms 272 Middle Road Centre Hall, PA 16828	Centre	1,949.5	1,499.32	Dairy	NA	Approved
Bivouac Sow Farm 15197 Great Cove Road McConnellsburg, PA 17233	Fulton	224	3,271.50	Swine Sow/ Gilt	NA	Approved
Schrack Farms Resources 860 West Valley Road Loganton, PA 17747	Clinton	2,210.1	2,339.75	Dairy, various small animal groups	HQ	Approved
Scott Kiskaddon S&J Farms LLC 6470 Park Rd Orrstown, PA 17244	Franklin	396.3	670.81	Poultry & Beef	N/A	Approved
Kulp Family Dairy LLC 1691 Millerstown Rd Martinsburg, PA 16662	Blair, Bedford	2,577.9	4,606.6	Dairy	Clover Creek— HQ Yellow Creek— HQ Middle Run—HQ	Approved

PUBLIC WATER SUPPLY PERMITS

The Department has taken the following actions on applications received under the Pennsylvania Safe Drinking Water Act (35 P.S. §§ 721.1—721.17) for the construction, substantial modification or operation of a public water system.

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

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

Important legal rights are at stake, however, so individuals should show this document to a lawyer at once.

Persons who cannot afford a lawyer may qualify for free pro bono representation. Call the Secretary to the Board at (717) 787-3483 for more information.

SAFE DRINKING WATER

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

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

Permit No. 4019501MA, Construction Permit, Public Water Supply.

Applicant	Pennsylvania American Water Company 852 Wesley Drive Mechanicsburg, PA 17055
Municipality	Conyngham Township
County	Luzerne
Type of Facility	Public Water Supply
Consulting Engineer	Jeremy A. Nelson, P.E. Pennsylvania American Water Company 2699 Stafford Avenue Scranton, PA 18505
Permit to Construct Issued	July 24, 2019

Description of Action	Approval of a new sodium hypochlorite chemical feed system at the Mocanaqua Storage Tank which serves the village of Mocanaqua. The tank is situated at the southern end of the Ceasetown public water supply system and re-chlorination of the treated water will ensure chlorine residuals are above the minimum required level of 0.2 mg/L.	Type of Facility	PWS
		Consulting Engineer	Mr J Bradley Youst, PE Hanover Engineering 252 Brodhead Rd Suite 100 Bethlehem, PA 18017-8944
		Permit to Operate Issued	July 24, 2019
			Permit. 2359008 , Public Water Supply.
Permit No. 3390091, Operation Permit , Public Water Supply.		Applicant	PA American Water (Edella Road Pump Station) 800 W. Hershey Park Drive Hershey, PA 17033
Applicant	A MHP, LLC 5557 Roberts Road Schnecksville, PA 18078	[Township or Borough]	South Abington Township Lackawanna County
Municipality	North Whitehall Township	Responsible Official	Mr. David Kaufman Vice President, Engineering
County	Lehigh	Type of Facility	Public Water Supply
Type of Facility	Woodside Mobile Home Park Public Water Supply	Consulting Engineer	Mr. Richard C. Dudek, PE PA American Water Company 2699 Stafford Avenue Scranton, PA 18505
Consulting Engineer	n/a; Permit Transfer	Operation Permit Issued	08/12/2019
Permit Transfer Issued	August 5, 2019		<i>Southcentral Region: Safe Drinking Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.</i>
			Permit No. 6719504 , Public Water Supply.
Permit No. 5419503MA , Public Water Supply.		Applicant	Codorus Church of the Brethren
Applicant	Schuylkill County Municipal Authority 221 South Centre Street Pottsville, PA 17901	Municipality	Springfield Township
[Borough or Township]	Butler Township	County	York
County	Schuylkill	Responsible Official	Thomas R. Brant Chair of Property Team 1129 Dunkard Valley Road Dallastown, PA 17313
Type of Facility	PWS	Type of Facility	Addition of nitrate removal treatment, softening, and pH stabilization.
Consulting Engineer	Trisha L.K. Graves, P.E. Gannett Fleming, Inc. P.O. Box 67100 Harrisburg, PA 17106	Consulting Engineer	Charles A. Kehew II, P.E. James R. Holley & Associates, Inc. 18 South George Street York, PA 17401
Permit to Construct Issued	August 15, 2019	Permit to Construct Issued	8/14/2019
			Permit No. 0619512 MA, Minor Amendment , Public Water Supply.
Permit No. 3390090, Operations Permit , Public Water Supply.		Applicant	Reading Area Water Authority
Applicant	MHC Green Acres LP Equity Lifestyle Properties 8785 Turkey Ridge Road Breinigsville, PA 18031-2042	Municipality	Ontelaunee Township
[Borough or Township]	Upper Macungie Township	County	Berks
County	Lehigh	Responsible Official	Kim Mazur Operations Manager 1801 Kutztown Road Reading, PA 19604
Type of Facility	PWS	Type of Facility	Redesign of the new south siphon chamber at the existing treatment plant.
Consulting Engineer	MR John R Poff, PE Light-Heigel & Associates Inc. 430 E Main St Palmyra, PA 17078		
Permit to Operate Issued	August 15, 2019		
Permit No. 3390077, Operations Permit , Public Water Supply.			
Applicant	Upper Saucon Township 5500 Camp Meeting Rd. Center Valley, PA 18034		
[Borough or Township]	Upper Saucon Township		
County	Lehigh		

Consulting Engineer Robert B. Weinzapfel, P.E.
Spotts Stevens and McCoy
1047 North Park Road
Reading, PA 19610

Permit to Construct 8/15/2019
Issued

Operation Permit No. 2818503 issued to: **Chambersburg Borough (PWS ID No. 7280005)**, Greene Township, **Franklin County** on 8/14/2019 for facilities approved under Construction Permit No. 2818503.

Operation Permit No. 2819505 MA issued to: **Shippenburg Borough Authority (PWS ID No. 7210043)**, Lurgan Township, **Franklin County** on 8/14/2019 for facilities submitted under Application No. 2819505 MA.

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

Operation Permit issued to **Bradford City Water Authority, PWSID No. 6420014**, Bradford Township, **McKean County**. Permit Number 4292501-MA6 issued August 13, 2019 for the operation of the PAX tank mixer in the "Airport" tank. This permit is issued in response to an operation inspection conducted by the Department of Environmental Protection personnel on July 3, 2019.

Permit No. 6218501, Public Water Supply.

Applicant **West Sheffield Water Association**
Township or Borough Sheffield Township
County **Warren County**
Type of Facility Public Water Supply
Consulting Engineer Travis J. Long
JHA Company
466 South Main Street
Montrose, PA 18801
Permit to Construct August 15, 2019
Issued

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.

WA13-1000, Water Allocation, **Beaver Meadows Borough**, 100 East Broad Street, Beaver Meadows, PA 18216, **Carbon County**. This permit grants the right to purchase up to 90,000 gallons per day from the Hazleton City Authority.

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>
Franklin Township	150 Century Lane Dillsburg, PA 17019	York

Plan Description: Approval of a revision to the official plan of Franklin Township, York County. The project is known as Teresa Caldwell. The plan provides for small flow treatment facility (SFTF) proposal to replace a malfunctioning on-lot disposal system serving and existing single-family residential dwelling on 0.46 acre. Total estimated sewage flows are 400 gpd, and there will be a proposed discharge to an un-named tributary of the North Brank of the Bermudian Creek. The proposed development is located 303 Capital Hill Road in Franklin Township, York County. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-67923-310-3s and the APS Id is 993628. Any permits must be obtained in the name of the property owner.

Plan Location:

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Oneida Township	P.O. Box 406 Huntingdon, PA 16652	Huntingdon

Plan Description: Approval of a revision to the official plan of Oneida Township, Huntingdon County. The project is known as Gina Hess Property. The plan provides for the installation of a small flow treatment facility with a discharge to a drainage ditch tributary to Murray Run, a High Quality stream, to replace a failing on-lot sewage disposal system for a single-family dwelling on a 0.55-acre lot. The property is located at the intersection of Standing Stone Road and Murry Run Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-31928-054-3s and the APS Id is 992862. Any permits must be obtained in the name of the property owner.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

**UNDER ACT 2, 1995
PREAMBLE 2**

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

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

benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Kowloon Cleaners, 270 Main Street, Lower Salford Township, **Montgomery County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038 on behalf of Sui Cheong Lui, Kowloon Cleaners, 270 Main Street, Harleysville, PA 19438 submitted a Final Report concerning remediation of site groundwater contaminated with tetrachloroethene, trichloroethene and cis-1,2 dichloroethene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Werthman Residence, 93 Upland Road, Middletown Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Bonnie Caraisco, State Farm Insurance, P.O. Box 106169, Atlanta, GA 30348-6169 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Nabisco, 12000 Roosevelt Boulevard, City of Philadelphia, **Philadelphia County**. Richard Lake, Geo-Technology Associated, Inc., 14 World's Fair Drive, Somerset, NJ 08873 on behalf of Michael Cooley, Provo Good MCB Byberry, LP, 795 East Lancaster Avenue, Suite 200, Villanova, PA 19085 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil and groundwater contaminated with arsenic and PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Trappe Center Property—Sonny Cleaners, 130 Main Street, Unit 108, Trappe Borough, **Montgomery County**. Terence A. O'Reilly, PG, TriState Environmental Management Service, Inc., 368 Dunksferry Road, Bensalem PA 19020 on behalf of Arne Anderson, Trappe Center, LP, 1055 Westlakes Drive, Suite 170, Berwyn, PA 19312 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning remediation of site groundwater and contaminated with PCE, TCE, cis-1,2, DCE and vinyl chloride. The report is intended to document remediation of the site to meet the Site-Specific Standard.

580 East Lancaster Avenue, 580 East Lancaster Avenue, Easttown Township, **Chester County**. Michael S. Welsh, Welsh Environmental, Inc., 131 Clearview Drive, Downingtown, PA 19335 on behalf of David Della Porta, Berwyn Owner, LLC, 775 Lancaster Avenue, Suite 210, Villanova, PA 19075 submitted a Remedial Investiga-

tion Report concerning remediation of site soil and groundwater contaminated with petroleum hydrocarbons and chlorobenzene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Limekiln Golf Club, 1176 Limekiln Pike, Horsham Township, **Montgomery County**. Michael Potts, Terraphase Engineering, Inc., 100 Canal Pointe Boulevard, Suite 108, Princeton, NJ 08540 on behalf of Ken Griffin, Envision/Matrix Limekiln, LLC, Forsgate CN 4000, Cranbury, NJ 08512 submitted a Risk Assessment Report/Remedial Investigation Report/Final Report concerning remediation of site soil contaminated with inorganics. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Indigo Investments Property, 1001 Kimberton Road, West Pikeland Township, **Chester County**. Andrew Basehoar, PG, TTI Environmental, 1253 North Church Street, Moorestown, NJ 08057 on behalf of Mary Kay Parsek, Indigo Investment Servicing, LLC, 5838 East Naples Plaza, Long Beach, CA 90803 submitted a Final Report concerning remediation of site soil and groundwater contaminated with heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

1900 West Allegheny Avenue, 1900 West Allegheny Avenue, City of Philadelphia, **Philadelphia County**. Angelo Fatiga, Pennoni Associates, Inc., 1900 Market Street, Philadelphia, PA 19103 on behalf of R. Max Kent, New Courtland Apartments at Allegheny, 6950 Germantown Avenue, Philadelphia, PA 19119 submitted a Final Report concerning remediation of site soil and groundwater contaminated with PAHs and metals. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Superior Industries, Ltd, 701 Wheatland Street, Phoenixville Borough, **Chester County**. Brittany L Potter, Center Point Tank Services, Inc., 536 East Benjamin Franklin Highway, Douglasville, PA 19518 on behalf of Thomas A. Marabiel, Jr, Superior Industries, Ltd, 701 Wheatland Street, P.O. Box 547, Phoenixville, PA 19460 submitted a Final Report concerning remediation of site soil and groundwater contaminated with benzene, naphthalene and phenanthrene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Estate of Nicholas Abbonizio, 2528 Haverford Road, Haverford Township, **Delaware County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Francesca Abbonizio, The Estate of Nicholas Abbonizio, 848 Conner Road, West Chester, PA 19380 submitted a Cleanup Plan/Remedial Investigation Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline and diesel fuel. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995
PREAMBLE 3

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

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

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

The Department has received the following plans and reports:

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

100 Barren Hill Road, 100 Barren Hill Road, Whitmarsh Township, **Montgomery County**. David Farrington, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Phillip Zuzelo, 100 BRH, LLC, P.O. Box 450, Conshohocken, PA 19248 submitted a Risk Assessment Report/Final Report concerning the remediation of site soil and groundwater contaminated with PAHs and chlorinated solvents. The Report was approved by the Department on July 9, 2019.

Medical Products Laboratories, Inc., 9990 Global Road, City of Philadelphia, **Philadelphia County**. Terry Harris, Boucher & James, Inc., 1456 Ferry Road, Building 500, Doylestown, PA 18901 submitted a Risk Assessment Report/Remedial Investigation Report/Cleanup Plan

concerning the remediation of site groundwater contaminated with fuel oil. The Report was approved by the Department on July 8, 2019.

Custom Particle Reduction Inc., 5189 Stump Road, Plumstead Township, **Bucks County**. Jaclyn Baron, UHL & Associates, Inc., 278 North Union Street, P.O. Box 375, Lambertville, NJ 08530 on behalf of Dennis K. Rice, Custom Particle Reduction, Inc., 5189 Stump Road, P.O. Box 479, Plumsteadville, PA 18949 submitted a Final Report concerning the remediation of site groundwater contaminated with other organics. The Report was approved by the Department on July 10, 2019.

318 Boro Road, 318 Boro Road, Upper Darby Township, **Chester County**. Michael Napolitan, Taylor GeoServices, 38 Bishop Hollow Road, Newtown Square, PA 190793 on behalf of Barnett Daley, 2512 Selwyn Drive, Broomall, PA 19008 submitted a Cleanup Plan/Final Report concerning the remediation of site groundwater and soil contaminated with arsenic, lead, manganese, cobalt, cadmium, beryllium and vinyl chloride. The Report was approved by the Department on July 9, 2019.

Dutton Mill Properties LLC, 308 Dutton Mill Road, Middletown Township, **Delaware County**. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Herbert T. Sweeney III, Dutton Mill Properties, 308 Dutton Mill Road, Middletown, PA 19015 submitted a Cleanup Plan/Remedial Investigation Report concerning the remediation of site soil contaminated with organics, metals, and PAHs. The Report was approved by the Department on July 2, 2019.

Lockheed Martin Corporation, 230 Mall Boulevard, Upper Merion Township, **Montgomery County**. Mark Eschbacher, H&K Group, Inc., 2052 Lucon Road, Skipack, PA 19474 on behalf of Tom Green, Lockheed Martin Corporation c/o LMC Properties, Inc., 100 South Charles Street, Suite 10, Baltimore, MD 21201 submitted a Cleanup Plan/Final Report concerning the remediation of site groundwater contaminated with tetrachloroethylene. The Report was disapproved by the Department on June 28, 2019.

1301-1331 North 8th Street/1328-1330 North Perth Street, 1301-1331 North 8th Street/1328-1330 North Perth Street, City of Philadelphia, **Philadelphia County**. Richard S. Werner, Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Janet Stearns, Project H.O.M.E., 1845 North 23rd Street, Philadelphia, PA 19121 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with PAHs, metal, and VOCs. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on June 28, 2019.

Dauphin House, 1412-1426 West Dauphin Street, City of Philadelphia, **Philadelphia County**. Bridget Shadler, August Mack Environmental Inc., 941 Wheatland Avenue, Suite 202, Lancaster, PA 17603 on behalf of Herbert Reid, 1400 Dauphin Associates, LLC, 1910 Spring Garden Street, Suite 1, Philadelphia, PA 19132 submitted a Cleanup Plan concerning the remediation of site soil contaminated with PAHs. The Report was approved by the Department on June 27, 2019.

Wawa, 1401 Forty Foot Road, Towamencin Township, **Montgomery County**. Paul Martino, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Thomas Verrichia, Towamencin Summeytown Pike, LLC, 329 South Main Street, Suite B,

Doylestown, PA 18901 submitted a Final Report concerning the remediation of site groundwater contaminated with gasoline additive MTBE. The Final Report demonstrated attainment of the background standard and was approved by the Department on June 21, 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

Hamilton Pet Meadow, Inc., 1500 Klockner Rd, Hamilton, NJ 08619. License No. PA-HC 0227. Effective Aug 15, 2019.

Transporter License Reissued

Hamilton Pet Meadow, Inc., 1500 Klockner Rd, Hamilton, NJ 08619. License No. PA-HC 0227. Effective Aug 15, 2019.

**HAZARDOUS WASTE TREATMENT, STORAGE &
DISPOSAL FACILITIES**

Permits issued, suspended, expired, denied, revoked, reinstated or returned 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.

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

Envirite of Pennsylvania, Inc., Permit Number PAD010154045, 730 Vogelsong Avenue, York, PA 17404.

The Department of Environmental Protection has issued a Class 1 Permit Modification for RCRA Part B Permit Number PAD010154045 that approves Envirite of Pennsylvania's Form X—Radiation Protection Plan. The facility is located in the City of York, **York County**. The Class 1 Permit Modification was issued on August 19, 2019.

**OPERATE WASTE PROCESSING OR DISPOSAL
AREA OR SITE**

Permit Issued under the Solid Waste Management Act of July 7, 1980, P.L. 380, 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 a Solid Waste Processing or Disposal Area or Site.

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

Permit ID No. 101534. Laurel Highlands Landfill, 260 Laurel Ridge Road, Johnstown, PA 15909. Permit authorizing a major modification to construct and operate a 4,075,000-gallon aerated leachate pretreatment im-

poundment at an existing municipal waste landfill in Jackson Township, **Cambria County** was issued in the Regional Office on August 12, 2019.

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.

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

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

GP5-08-318A: Appalachia Midstream Services, LLC (Park Pace Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275) was issued on July 30, 2019, an authorization for continued operation of the Liberty Compressor Station in Towanda Township, **Bradford County**, and for installation of thermal oxidizers on the existing dehydrators at the facility, pursuant to the PA DEP Air Quality Bureau's "General Plan Approval and/or General Operating Permit-BAQ-GPA/GP-5-Natural Gas Compression Stations, Processing Plants, and Transmission Stations."

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.

46-0027G: Janssen Research & Development, LLC (1400 McKean Road, Springhouse, PA 19477) On August 14, 2019, for the replacement of the selective catalytic reduction (SCR) system (Source ID C116 in Title V Operating Permit [TVOP] No. 46-00027), including urea injection system, controls, and catalyst, for an existing 1,500-ekW emergency generator set (Source ID 116) with a new SCR system (Source ID C116A), at its existing pharmaceutical research and development facility located in Lower Gwynedd Township, **Montgomery County**.

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.

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

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

08-00009A: Tennessee Gas Pipeline Company LLC (1001 Louisiana Street, Houston, TX 77002): was issued on August 2, 2019, an extension to temporary operating period for an additional 180 days to permit continued operation of their Solar Titan 130 Gas Turbine (Source ID P201) pending completion of the compliance evaluation. The source is located in Wyalusing Township, **Bradford 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.

65-00990C: Tenaska Pennsylvania Partners, LLC (14302 FNB Parkway, Omaha, NE 68154) to update the source inventory and allow continued temporary operation of the Tenaska Westmoreland Generating Station in South Huntingdon Township, **Westmoreland County**. The new expiration date is February 28, 2020.

26-00535B: Dynegy Fayette II, LLC (100 Energy Drive, Masontown, PA 15461) plan approval extension effective August 28, 2019, with expiration on February 28, 2020, to extend the period of temporary operation of the modified combustion gas turbines (“CGT”) at Fayette Energy Center located in Masontown Borough, **Fayette County**.

63-00999A: EQM Poseidon Midstream, LLC (2200 Energy Drive, Canonsburg, PA 15317) plan approval extension effective September 28, 2019, with expiration on March 28, 2020, to extend the period for installation of five compressor engines, two tri ethylene glycol dehydrators, four produced water tanks, three low pressure pig receivers, one high pressure pig launcher, miscellaneous lubrication oil tanks, and piping components in natural gas service at Blue Moon Compressor Station located in West Pike Run Township, **Washington County**. Temporary operation of five compressor engines, two tri ethylene glycol dehydrators, four produced water tanks, miscellaneous lubrication oil tanks, and piping components in natural gas service previously authorized under GP5-63-00999A is also extended.

PA-11-00356C: Equitrans LP (2200 Energy Drive, Canonsburg, PA 15317) plan approval extension effective August 28, 2019, with expiration on February 28, 2020, to issue Title V Operating Permit by the Department for their Rager Mountain Laurel Ridge Station located in Jackson Township, **Cambria County**.

PA-11-00356E: Equitrans LP (2200 Energy Drive, Canonsburg, PA 15317) plan approval extension effective August 28, 2019, with expiration on February 28, 2020, to facilitate the shake-down of sources and controls at their Laurel Ridge/Rager Mountain Compressor Station located in Jackson Township, **Cambria 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.

46-00037: Global Advanced Metals USA, Inc. (650 County Line Road, Boyertown, PA) On August 19, 2019, for renewal of the Title V Operating Permit and the renewal of the Plantwide Applicability Limit (PAL) which expired on May 28, 2019 in Douglass Township, **Montgomery County**.

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

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

48-00005: Hercules Cement Co. LP, Stockertown Facility (501 Hercules Drive, Stockertown, PA 18083-7009). On August 14, 2019, the Department issued a

renewal Title V Operating Permit for the operation of the Portland cement manufacturing facility in Stockertown Borough, **Northampton County**. The facility is considered a major stationary source subject to Title V Operating Permit requirements of the Clean Air Act Amendments as adopted by the Commonwealth under 25 Pa. Code, Chapter 127, Subchapter G.

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

On April 23, 2016, the Pennsylvania Department of Environmental Protection (PADEP) published 25 Pa. Code §§ 129.96—129.100, Additional RACT Requirements for Major Sources of NO_x and VOC, also known as Reasonably Available Control Technology (RACT) 2. Hercules Cement Company qualifies as a major source of NO_x emissions because facility-wide potential NO_x emissions are above the RACT 2 major source threshold (i.e., 100 tons per year). As a result, the NO_x-emitting operations at the facility will be subject to the provisions of the RACT 2 rule. The NO_x emitting sources at the facility are Source ID # 102 and # 122, the Kiln Systems. The Presumptive RACT 2 requirements are included in the TV operating permit.

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

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

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

TVOP-03-00027: GenOn Northeast Management Company (313 Keystone Drive, Shelocta, PA 15774). On August 13, 2019, the Department, as a result of a Permit Modification, issued a modified Title V Operating Permit that incorporates the requirements of RACT II (25 Pa. Code §§ 129.96—129.100). The facility is a coal-fired electrical power plant. The Keystone Generating Station is located in Plumcreek Township, **Armstrong County**.

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.

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

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

15-00112: MH Devon Park, LLC, (466 Devon Park Drive, Wayne, PA 19087) On August 14, 2019, for the renewal of a Natural Minor Operating Permit for the operation of two 16.8 MMBtu/hr Boilers and two emergency generators leased to Charles River Labs in Tredyffrin Township, **Chester 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.

67-03145: Weldon Solutions (425 East Berlin Road, York, PA 17408-8810) on August 14, 2019, for the machinery and equipment manufacturing facility located in West Manchester Township, **York County**. The State-only permit was renewed.

34-03003: Empire Kosher Poultry, Inc. (247 Empire Drive, Mifflintown, PA 17059-7746) on August 14, 2019, for the poultry processing facility located in Walker Township, **Juniata County**. The State-only permit was renewed.

36-03116: Cargill Cocoa & Chocolate, Inc. (200 Chocolate Avenue, Mount Joy, PA 17552-2000) on August 14, 2019, for the chocolate manufacturing facility located in Mount Joy Borough, **Lancaster County**. The State-only permit was renewed.

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

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

11-00508: Hindman Funeral Homes & Crematory (146 Chandler Avenue, Johnstown, PA 15906) On August 13, 2019, the Department issued a natural minor State Only Operating Permit for the operation of a crematory located in Lower Yoder Township, **Cambria County**. The facility operates one Mathews International-Cremation Division model IE43-PPII human crematory incinerator with a maximum cremation rate of 150 lbs/hr and one Mathews International-Cremation Division model IE43-PPJr animal crematory incinerator with a maximum cremation rate of 75 lbs/hr. The facility is subject to the applicable requirements of 25 Pa. Code, Article III, Chapters 121—145. The operating permit includes emission limitations, monitoring, work practice, reporting, and recordkeeping requirements for the facility.

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

OP18-000021: PECO Main Office Building (2301 Market St., Philadelphia, PA 19103) on August 14, 2019, was issued a State Only (Natural Minor) permit renewal for the operation of air emission sources at an office building for an electric servicing company in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are three (3) emergency generators each rated 1,073 HP firing diesel fuel, one (1) emergency generator rated 536.4 HP firing diesel fuel, one (1) fire pump rated 208 HP firing diesel fuel, one (1) gasoline dispensing facility with two dispensers and less than 10,000 gallons maximum monthly throughput of regular gasoline, and two gasoline storage tanks with tank storage capacity of 8,000 gallons and 6,000 gallons of regular gasoline.

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.

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

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

47-00014: United States Gypsum Company (86 PPL Road, Danville, PA 17821) was issued a Title V permit revision on August 1, 2019, for a change to the maximum differential pressure limit for the ID C115 fabric collector

at their Washingtonville Plant facility. This facility is located in Derry Township, **Montour County**.

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.

30831303 and NPDES No. PA0013511. Cumberland Contura, LLC (158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370). To revise the permit for the Cumberland Mine in Whiteley and Center Townships, **Greene County** and related NPDES Permit to revise the previously permitted No. 11 Airshaft Facility Passive Ventilation System to a fan ventilation system. No additional discharges. The application was considered administratively complete on March 5, 2019. Application received: November 13, 2018. Permit issued: August 12, 2019.

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

Permit No. 56813006 and NPDES No. PA0125466. PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, permit renewal for reclamation only of a bituminous surface mine in Stonycreek Township, **Somerset County**, affecting 285.9 acres. Receiving streams: unnamed tributary to/and Clear Run; unnamed tributary to/and Boone Run, classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: October 17, 2018. Permit Issued: August 13, 2019.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

03060103 and NPDES Permit No. PA0250911. Bedrock Mines LP (111 Freeport Rd., Pittsburgh, PA 15215). Permit renewal issued for reclamation only to an existing bituminous surface mine, located in Burrell Township, **Armstrong County**, affecting 75.3 acres. Receiving streams: Unnamed Tributaries to Crooked Creek. Application received: December 31, 2018. Renewal permit issued: August 16, 2019.

03120102 and NPDES Permit No. PA0252212. Rosebud Mining Company (301 Market St., Kittanning, PA 16201). Permit renewal issued for continued mining of an existing bituminous surface mine, located in Madison Township, **Armstrong County**, affecting 69.5 acres. Re-

ceiving streams: unnamed tributaries to the Allegheny River. Allegheny Power is the potable water intake within 10 miles downstream from the point of discharge. Application received: January 25, 2018. Renewal permit issued: August 16, 2019.

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

Permit No. 54980201R4. A/C Fuels, Company (2929 Allen Parkway, Suite 2200, Houston, TX 77019), renewal for reclamation activities only of an anthracite coal refuse reprocessing operation in Kline, Banks and Hazle Townships, **Schuylkill, Carbon and Luzerne Counties** affecting 197.5 acres, receiving stream: Catawissa Creek. Application received: May 11, 2018. Renewal issued: August 13, 2019.

Permit No. 40030202R3. Pioneer Equipment Rentals, Inc. (645 Laurel Run Road, Bear Creek Township, PA 18702), renewal of an existing anthracite coal refuse reprocessing operation in Duryea and Hughestown Boroughs, **Luzerne County** affecting 150.0 acres, receiving streams: Lackawanna and Susquehanna Rivers. Application received: August 27, 2018. Renewal issued: August 13, 2019.

Permit No. PAM114051R. Pioneer Equipment Rentals, Inc. (645 Laurel Run Road, Bear Creek Township, PA 18702), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 40030202 in Duryea and Hughestown Boroughs, **Luzerne County**, receiving streams: Lackawanna and Susquehanna Rivers. Application received: August 27, 2018. Renewal issued: August 13, 2019.

Permit No. 5498012R4. Tuscarora Mines & Minerals Corp. (P.O. Box 131, Tuscarora, PA 17982), renewal of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 144.6 acres, receiving stream: Silver Creek. Application received: August 22, 2018. Renewal issued: August 16, 2019.

Permit No. 5498012C4. Tuscarora Mines & Minerals Corp. (P.O. Box 131, Tuscarora, PA 17982), correction to update the post-mining land use of an existing anthracite surface mine operation in Blythe Township, **Schuylkill County** affecting 144.6 acres, receiving stream: Silver Creek. Application received: August 22, 2018. Correction issued: August 16, 2019.

Permit No. PAM113043R. Tuscarora Mines & Minerals Corp. (P.O. Box 131, Tuscarora, PA 17982), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 54980102 in Blythe Township, **Schuylkill County**, receiving stream: Silver Creek. Application received: August 22, 2018. Renewal issued: August 16, 2019.

Noncoal Permits Issued

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

Permit No. 50192801. Kirby W. Kitner Excavating, 7214 Spring Road, New Bloomfield, PA 17068, commencement, operation, and restoration of a small noncoal (industrial minerals) operation in Centre Township, **Perry County**, affecting 5.0 acres, receiving stream: unnamed tributary to Little Juniata Creek. Application received: March 7, 2019. Permit Issued: August 14, 2019.

PAM419002-GP104. Kirby W. Kitner Excavating, 7214 Spring Road, New Bloomfield, PA 17068. General

NPDES Permit for stormwater discharges associated with mining activities on Noncoal Permit No. 50192801 located in Centre Township, **Perry County**. Receiving stream: unnamed tributary to Little Juniata Creek, classified for the following uses: cold water fishes, migratory fishes. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: March 7, 2019. Coverage Approved: August 14, 2019.

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

08182801. Meshoppen Stone, Inc. (P.O. Box 127, Meshoppen, PA 18630). Commencement, operation and restoration of a small noncoal industrial minerals surface mine permit (flagstone/bluestone) in Tuscarora Township, **Bradford County** affecting 5.0 acres. Receiving stream(s): Little Tuscarora Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: December 17, 2018. Permit Issued: August 8, 2019.

PAM219001. Meshoppen Stone, Inc. (P.O. Box 127, Meshoppen, PA 18630). Coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Noncoal Permit No. 08182801 in Tuscarora Township, **Bradford County**. Receiving stream(s): Little Tuscarora Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Notice of Intent for Coverage received: December 17, 2018. Permit issued: August 8, 2019.

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

65930601 and NPDES Permit No. PA0278378. Hoover Stone Quarry, LLC (3497 Route 981, Saltsburg, PA 15681). NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Loyalhanna Township, **Westmoreland County**, affecting 77.4 acres. Receiving streams: unnamed tributary to Conemaugh River, classified for the following use: WWF. Saltsburg Water Authority is the potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: April 30, 2019. Renewal issued: August 15, 2019.

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

Permit No. PAM114035R. George D. Larock (101 Church Road, Sugarloaf, PA 18249), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40142801 in Black Creek Township, **Luzerne County**, receiving stream: no discharge to Barnes Run Watershed. Application received: March 20, 2019. Renewal issued: August 13, 2019.

Permit No. 58190803 and NPDES Permit No. PA0225835. Susan L. English (16435 State Route 167, Montrose, PA 18801), commencement, operation and restoration of a quarry operation and NPDES Permit for discharge of treated mine drainage in Silver Lake Township, **Susquehanna County** affecting 5.0 acres, receiving stream: unnamed tributary to Fall Brook. Application received: February 19, 2019. Permit issued: August 14, 2019.

Permit No. 6575SM1C and NPDES Permit No. PA0225941. Pocono Industries, Inc. (506 Hickory Valley Road, Stroudsburg, PA 18360), correction to an existing quarry operation to include an NPDES Permit for

discharge of treated mine drainage from a quarry in Hamilton Township, **Monroe County** affecting 42.2 acres, receiving stream: McMichael Creek. Application received: July 20, 2018. Permit issued: August 14, 2019.

Permit No. 06070301C2 and NPDES Permit No. PA0224588. Glen-Gery Corporation (1166 Spring Street, P.O. Box 7001, Reading, PA 19610), renewal of NPDES Permit for discharge of treated mine drainage in Perry Township, **Berks County**, receiving stream: unnamed tributary to Schuylkill River. Application received: October 16, 2018. Renewal issued: August 14, 2019.

Permit No. PAM113089R. Meshoppen Stone, Inc. (P.O. Box 127, Meshoppen, PA 18630), renewal of General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 66110301 in Mehoopany and Windham Townships, **Wyoming County**, receiving stream: Little Mehoopany Creek. Application received: May 3, 2019. Renewal issued: August 14, 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

New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500.

02194105. Wampum Hardware Company (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for the construction of the Trumbull Sewer Line, located in South Fayette Township, **Allegheny County** with an expiration date of December 31, 2019. Blasting permit issued: August 12, 2019.

30194104. Wampum Hardware Company (636 Paden Road, New Galilee, PA 16141). Blasting activity permit for the construction of the Hoffman EQT Pad, located in Perry Township, **Greene County** with an expiration date of December 31, 2019. Blasting permit issued: August 14, 2019.

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

Permit No. 40194114. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for South Valley Parkway in Hanover Township, **Luzerne County** with an expiration date of August 9, 2020. Permit issued: August 15, 2019.

Permit No. 67194112. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Eagles View in Manchester Township, **York County** with an expiration date of August 9, 2020. Permit issued: August 15, 2019.

Permit No. 58194107. Meshoppen Blasting, Inc. (P.O. Box 127, Meshoppen, PA 18630), construction blasting for Repsol Warner W Pad and Access Road in Rush Township, **Susquehanna County** with an expiration date of August 13, 2020. Permit issued: August 19, 2019.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Envi-

ronmental 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.

E4002219-004. Gregory Fellerman, 409 Lakeside Drive, Harveys Lake, PA 18612. Harveys Lake Borough, **Luzerne County**, Army Corps of Engineers Baltimore District.

This application is to remove an existing pile-supported boathouse and surrounding dock structure and to construct and maintain a pile-supported dock/boathouse with 2,922 square feet of structure encroaching into the normal pool elevation of Harveys Lake (HQ-CWF). The project is located at 2497 Lakeside Drive (S.R. 415) (Harveys Lake, PA Quadrangle, Latitude: 41° 21' 46.95"; Longitude: -76° 2' 10.3487") in Harveys Lake Borough, Luzerne County. Subbasin 5B.

E5202219-001. Craig Williams, 838 Route 6, Shohola, PA 18458. Dingman Township, **Pike County**, Army Corps of Engineers Philadelphia District.

To fill a de minimis area of wetlands equal to 0.049 acre and install a 16-foot long, 42" HDPE culvert with an R-4 rip rap outlet in a UNT to Twin Lakes Creek within the Twin Lakes Creek (HQ-CWF, MF) watershed for the purpose of constructing a permanent access road.

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

E59-540. Seneca Resources Company, LLC, 51 Zents Boulevard, Brookville, PA 15825. Baldwin Run Roadway Improvements in Delmar Township, **Tioga County**, ACOE Baltimore District (Keeneyville, PA Quadrangles N: 41° 47' 44" W: -77° 18' 11").

Seneca has proposed a roadway improvement project to approximately 3.6 miles (19,000 LF) of Baldwin Run Road and approximately 635 LF of new construction (Butler Access Road). Seneca applied for a Standard—Joint Permit to construct, operate, and maintain a two (2) new-permanent stream crossing over Baldwin Run Road in

Delmar Township, Tioga County. The work involves the construction of a new "T" intersection with a new stream crossing with a single-span precast concrete rigid frame culvert 97' x 32' wide. Additionally, the replacement of an existing 48" HDPE with pre-fabricated plate arch culvert 54' x 10' wide.

A total of nineteen (19) permanent and three (3) temporary stream impacts are proposed to Baldwin Run and UNTs (HQ-CWF). Project watercourse impacts shall include and be limited to a total of 2,033 LF (6,791 SF) of permanent stream impacts and 216 LF (2,363 SF) of temporary stream impacts.

A total of seven (7) permanent and one (1) temporary wetland impacts are proposed. Project wetland impacts shall include and be limited to a total of 2,126 SF (0.0488 ac) of permanent wetland impacts and 84 square feet (0.0019 acre) of temporary wetland impacts,

A total of two (2) permanent and three (3) temporary floodway impacts are proposed to Baldwin Run and UNTs. Project floodway impacts shall include and be limited to a total of 7,826 SF (0.1797 ac) of permanent floodway impacts and 8,355 SF (0.1918 ac) of temporary floodway impacts.

Stream Impact Table:

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
1 15+83 to 16+39	JPA-0 Baldwin Run STR-170926- 1415	Delmar	Obstruct. Removal	HQ-CWF	Class A Wild			12	12	41.795896° 77.305181°
2 & 4 15+50	JPA 1-1 & JPA 1-3 Baldwin Run STR-170926- 1415	Delmar	New Bridge	HQ-CWF	Class A Wild	69	430	94	1,359	41.795711° 77.303317°
10 & 12 425+50	JPA 8-1 & JPA 8-3 Baldwin Run STR-170926- 1415	Delmar	New Culvert	HQ-CWF	Class A Wild	57	729	86	334	41.814313° 77.340658°
15 414+56 to 415+11	JPA 9-1 Baldwin Run STR-170926- 1415	Delmar	Retaining Wall	HQ-CWF	Class A Wild	90	1,204			41.813671° 77.336819°
20 309+85 to 313+55	Waiver 6 UNT Baldwin Run STR-170927- 1128	Delmar	New Culvert	HQ-CWF	Class A Wild			379	569	41.797083° 77.309856°
21 314+20 to 314+95	Waiver 2 UNT Baldwin Run STR-170928- 0926	Delmar	New Culvert	HQ-CWF	Class A Wild			124	372	41.797714° 77.310994°
22 316+40 to 322+70	Waiver 6 UNT Baldwin Run STR-170928- 1632	Delmar	New Culvert	HQ-CWF	Class A Wild			663	1,161	41.798614° 77.312425°

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
23 324+90 to 324+99	Waiver 2 UNT Baldwin Run STR-170927- 1010	Delmar	New Culvert	HQ-CWF	Class A Wild			26	234	41.800001° 77.313328°
24 326+40 to 326+70	Waiver 2 UNT Baldwin Run STR-170927- 0940	Delmar	New Culvert	HQ-CWF	Class A Wild			52	108	41.800431° 77.313589°
25 326+70 to 327+80	Waiver 2 UNT Baldwin Run STR-170927- 1532	Delmar	New Culvert	HQ-CWF	Class A Wild			101	202	41.800583° 77.313708°
26 356+20 to 356+26	Waiver 2 UNT Baldwin Run STR-170928- 0815	Delmar	New Culvert	HQ-CWF	Class A Wild			139	765	41.807483° 77.318567°
27 361+35 to 361+40	Waiver 2 UNT Baldwin Run STR-170926+ 1541	Delmar	New Culvert	HQ-CWF	Class A Wild			4	4	41.808619° 77.319669°
28 379+15 to 379+20	Waiver 2 UNT Baldwin Run STR-170926- 1328	Delmar	New Culvert	HQ-CWF	Class A Wild			14	42	41.811164° 77.325169°
29 399+33 to 399+40	Waiver 2 UNT Baldwin Run STR-170926- 0954	Delmar	New Culvert	HQ-CWF	Class A Wild			5	20	41.813772° 77.331339°
30 403+30 to 403+85	Waiver 2 UNT Baldwin Run STR-170926- 0937	Delmar	New Culvert	HQ-CWF	Class A Wild			52	780	41.813458° 77.332836°
31 405+12 to 405+14	Waiver 2 UNT Baldwin Run STR-170926- 0914	Delmar	New Culvert	HQ-CWF	Class A Wild			23	23	41.813467° 77.333394°
32 409+85 to 411+30	Waiver 2 UNT Baldwin Run STR-170927- 1352	Delmar	New Culvert	HQ-CWF	Class A Wild			197	591	41.813447° 77.335156°
33 411+24 to 411+30	Waiver 2 UNT Baldwin Run STR-170927- 1346	Delmar	New Culvert	HQ-CWF	Class A Wild			11	22	41.813478° 77.335634°
34 411+60 to 411+65	Waiver 2 UNT Baldwin Run STR-170927- 1341	Delmar	New Culvert	HQ-CWF	Class A Wild			11	33	41.813500° 77.335769°

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
35 459+95 to 460+25	Waiver 2 UNT Baldwin Run STR-170926- 1415	Delmar	New Culvert	HQ-CWF	Class A Wild			40	160	41.818942° 77.350031°
<i>TOTAL</i>						216	2,363	2,033	6,791	

<i>TOTAL STREAM IMPACTS:</i>	216	2,363	192	1,705	
<i>TOTAL WAIVER 2 IMPACTS:</i>			799	3,356	
<i>TOTAL WAIVER 6 IMPACTS:</i>			1,042	1,730	

Wetland Impact Table:

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
6 355+40 to 355+65	JPA-3 W-170928- 0815	Delmar	Cut	PEM; EV	Class A Wild			12	71	41.807280° 77.318452°
7 399+28 to 399+40	JPA-4 W-170926- 0952	Delmar	Fill	PEM; EV	Class A Wild			23	36	41.813809° 77.331325°
8 409+70 to 409+94	JPA-6 W-170926- 0830	Delmar	Fill	PFO; EV	Class A Wild			33	3	41.813504° 77.335071°
9 424+30 to 424+60	JPA-7 W-170925- 1319	Delmar	Fill	PEM; EV	Class A Wild			23	56	41.814169° 77.340374°
14 425+33 to 425+61	JPA-8 W-170925- 1201	Delmar	Cut	PEM; EV	Class A Wild	34	84			41.814243° 77.340652°
17 312+76 to 312+99	JPA-10 W-170928- 0940	Delmar	Fill	PEM; EV	Class A Wild			20	100	41.797467° 77.310719°
18 323+85 to 324+75	JPA-11 W-170927- 1541	Delmar	Fill	PEM; EV	Class A Wild			92	797	41.797467° 77.310719°
19 325+25 to 326+41	JPA-12 W-170927- 1541	Delmar	Fill	PEM; EV	Class A Wild			132	1,063	41.800031° 77.313517°
<i>TOTAL WETLAND IMPACTS</i>						34	84	628	5,972	

<i>PEM</i>	34	84	595	5,696	
<i>PSS</i>	0	0	0	0	
<i>PFO</i>	0	0	33	3	

Floodway Impact Table:

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
3 & 5 15+50	JPA 1-2 & JPA 1-4 Baldwin Run STR-170926- 1415	Delmar	New Bridge	Class A Wild	73	1,557	106	3,128	41.795711° 77.303317°

<i>Impact # Station</i>	<i>Resource Name</i>	<i>Munic.</i>	<i>Activity</i>	<i>Listed Trout</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Lat. Long.</i>
11 & 13 425+50	JPA 8-2 & JPA 8-4 Baldwin Run STR-170926- 1415	Delmar	New Culvert	Class A Wild	57	3,325	86	4,698	41.814313° 77.340658°
16 414+56 to 415+11	JPA 9-2 Baldwin Run STR-170926- 1415	Delmar	Retaining Wall	Class A Wild	100	3,473			41.813671° 77.336819°
<i>TOTAL</i>					230	8,355	192	7,826	

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

E5929-084: Eclipse Resources—PA, LP, 2121 Old Gatesburg Road, State College, PA 16803 Clymer and Westfield Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

1) a temporary road crossing using timber mats and a 24 inch diameter natural gas pipeline impacting 1,186 square feet of a palustrine emergent (PEM) wetland, 399 square feet of a palustrine forested (PFO) wetland, and 61 linear feet of an unnamed tributary to Crance Brook (CWF) (Potter Brook, PA Quadrangle 41° 53' 16"N, 77° 33' 09"W);

2) a temporary road crossing using timber mats and a 24 inch diameter natural gas pipeline impacting 599 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 16"N, 77° 33' 09"W);

3) a temporary road crossing using timber mats and a 24 inch diameter natural gas pipeline impacting 986 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 13"N, 77° 33' 13"W);

4) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 401 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 13"N, 77° 33' 38"W);

5) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 1,583 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 13"N, 77° 33' 42"W);

6) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 63 linear feet of Crance Brook (CWF), 68 linear feet of an unnamed tributary to Crance Brook (CWF) and 22 linear feet of another unnamed tributary to Crance Brook (CWF) (Potter Brook, PA Quadrangle 41° 53' 13"N, 77° 33' 45"W);

7) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 1,099 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 13"N, 77° 33' 48"W);

8) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 785 square feet of a palustrine emergent (PEM) wetland, 35 linear feet of an unnamed tributary to Crance Brook (CWF) and 76 linear feet of another unnamed tributary to Crance Brook (CWF) (Potter Brook, PA Quadrangle 41° 53' 15"N, 77° 34' 09"W);

9) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 120 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 53' 12"N, 77° 34' 15"W);

10) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 446 square feet of a palustrine emergent (PEM) wetland and 68 linear feet of an unnamed tributary to Potter Brook (HQ-CWF) (Potter Brook, PA Quadrangle 41° 52' 59"N, 77° 34' 46"W);

11) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 589 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 52' 59"N, 77° 34' 48"W);

12) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 1,235 square feet of a palustrine emergent (PEM) wetland and 59 linear feet of an unnamed tributary to Potter Brook (HQ-CWF) and 56 linear feet of another unnamed tributary to Potter Brook (HQ-CWF) (Potter Brook, PA Quadrangle 41° 52' 56"N, 77° 34' 50"W);

13) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 977 square feet of a palustrine emergent (PEM) wetland (Potter Brook, PA Quadrangle 41° 52' 43"N, 77° 35' 06"W);

14) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 79 linear feet of an unnamed tributary to Potter Brook (HQ-CWF) (Sabinsville, PA Quadrangle 41° 52' 08"N, 77° 35' 46"W);

15) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 1,031 square feet of a palustrine emergent (PEM) wetland (Sabinsville, PA Quadrangle 41° 52' 02"N, 77° 35' 51"W);

16) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 964 square feet of a palustrine emergent (PEM) wetland (Sabinsville, PA Quadrangle 41° 51' 54"N, 77° 35' 57"W);

17) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 9,611 square feet of a palustrine emergent (PEM) wetland (Sabinsville, PA Quadrangle 41° 51' 49"N, 77° 35' 58"W);

18) a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 76 linear feet of an unnamed tributary to Potter Brook (HQ-CWF) (Sabinsville, PA Quadrangle 41° 51' 22"N, 77° 36' 23"W).

The project will result in 628 linear feet of temporary stream impacts, 399 square feet (0.01 acre) of permanent wetland impacts, and 21,612 square feet (0.50 acre) of temporary wetland impacts, all for the purpose of installing and maintaining a waterline and natural gas pipeline in Clymer and Westfield Township, Tioga County.

E5329-019: Eclipse Resources—PA, LP, 2121 Old Gatesburg Road, State College, PA 16803 Hector Township, **Potter County**, ACOE Baltimore District.

To construct, operate, and maintain a temporary road crossing using timber mats, a 24 inch diameter natural gas pipeline and a 24 inch diameter waterline impacting 2,995 square feet of an exceptional value palustrine emergent (PEM) wetland (Sabinsville, PA Quadrangle 41° 51' 15"N, 77°36'52"W).

The project will result in 2,995 square feet (0.07 acre) of temporary wetland impacts for the purpose of installing and maintaining a waterline and natural gas pipeline in Hector Township, Potter County.

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 # ESC076518004-00

Applicant Name Huntley & Huntley Energy Exploration, LLC

Contact Person Brian Dillemath

Address 501 Technology Drive, Suite 1200

City, State, Zip Canonsburg, PA 15317

County Westmoreland

Township(s) Upper Burrell

Receiving Stream(s) and Classification(s) UNTs to Pine Run (WWF)

Eastern Region: Oil & Gas Management Program Manager, 208 West Third Street, Williamsport, PA 17701.

ESCGP-3 # ESG294119017-00

Applicant Name Range Resources—Appalachia, LLC

Contact Person Karl Matz

Address 3000 Town Center Blvd.

City, State, Zip Canonsburg, PA 15317-5839

County Lycoming

Township(s) Cummings Twp.

Receiving Stream(s) and Classification(s) UNT to Ramsey Run (EV), Tarklin Run (EV)

Secondary Receiving Waters: First Fork Larrys Creek (EV) and Ramsey Run (HQ-CWF)

ESCGP-3 # ESG295819007-00

Applicant Name Cabot Oil and Gas Corporation

Contact Person Kenneth Marcum

Address 2000 Park Lane, Suite 300

City, State, Zip Pittsburgh, PA 15275

County Susquehanna

Township(s) Bridgewater Twp.

Receiving Stream(s) and Classification(s) UNT to Meshoppen Creek (CWF, MF)

Secondary Receiving Water: Meshoppen Creek (CWF, MF)

ESCGP-3 # ESG295919009-00

Applicant Name UGI Texas Creek, LLC

Contact Person Amber Holly

Address One Meridian Boulevard, Suite 2C01

City, State, Zip Wyomissing, PA 19610

County Tioga

Township(s) Liberty Twp.

Receiving Stream(s) and Classification(s) French Lick Run (EV), Salt Spring Run (EV)

Secondary Receiving Water: Roaring Branch (EV)

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.

Springfield Fuels 67367, 23-23937, 5300 N. Springfield Rd., Upper Darby Township, **Delaware County**. Keith Valley Environmental, Inc., P.O. Box 5376, Deptford, NJ 08096, on behalf of Ramoco Marketing Group, LLC, P.O. Box 2218, Princeton, NJ 08543-2218, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential site specific standards.

Bristol Food Mart, 09-01310, 1839 Bristol Pike, Bristol Township, **Bucks County**. Superior Tank and Energy Co. LLC, 6401 Radcliffe Street, Bristol, PA 19007, on behalf of HenryNgo, 1839 Bristol Pike, Croydon, PA 19021 submitted a Site Characterization report 310(b) concerning remediation of soil contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health standards.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Sunoco 0601-0458, Storage Tank Facility ID # 29-61427, 9648 Old 126, Warfordsburg, PA 17267, Brush Creek Township, **Fulton County**, Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066 on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Sunoco 0003-7077, Storage Tank Facility ID # 36-60264, 1750 Oregon Pike, Lancaster, PA 17601, Lancaster City, **Lancaster County**, Murry and Cresswell Environmental, Inc., 1679 Horseshoe Pike, Glenmoore, PA 17343 on behalf of Evergreen Resources Group, LLC, 2 Righters Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to

document remediation of the site to meet the Site-Specific Standard and the Statewide Health Standard.

Rock's Service Center, Storage Tank Facility ID # 28-22056, 11189 Buchanan Trail East, Waynesboro, 17268, Washington Township, **Franklin County**, Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of Sharon Rock, 13749 Lower Edgemont Road, Waynesboro, PA 17268, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Speedway 6763, Storage Tank Facility ID # 22-22668, 6821 Paxton Street, Harrisburg, PA 17111, Swatara Township, **Dauphin County**, EMS Environmental, Inc., 4550 Bath Pike, Bethlehem, PA 18017 on behalf of Speedway, LLC, 500 Speedway Drive, Enon, OH 45323, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the 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.

Red Leaf Development & Investment Associates, Inc., 51-43605, 6562 Haverford Avenue, City of Philadelphia, **Philadelphia County**. Langon Engineering and Environmental Serves, P.O. Box 1569, Warrington, PA 18976, on behalf of Red Leaf Development & Investment Associates, Inc., P.O. Box 10655, Towson, MD 21285, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report was acceptable to meet non-residential Statewide health and site specific Standards and was approved by the Department on August 14, 2019.

Getty 69218, 51-12152, 8005 Ogontz Ave., **City of Philadelphia**. Envirotrac Ltd., 3070 Bristol Pike, Building 1, Suite 221, Bensalem, PA 19020, on behalf of LUKOIL North America, LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Plan Report was acceptable to meet Statewide health and site specific standards and was approved by the Department on May 22, 2019.

Southcentral Region: Environmental Cleanup Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Kwik Fill S 151, Storage Tank Facility ID # 05-22444, 8739 Lincoln Highway, Bedford, PA 15522, Bedford Township, **Bedford County**, Mountain Research, LLC, 825 25th Street, Altoona, PA 16601 on behalf of United Refining Company, P.O. Box 780, Warren, PA 16365, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Statewide Health Standard. The Remedial Action Plan was acceptable to meet the standards and was approved by the Department on August 13, 2019.

Carlisle Car & Truck Service, Storage Tank Primary Facility ID # 21-63686, 1257 Holly Pike (Pa Route 34), Carlisle, PA 17013, Carlisle Borough, **Cumberland County**, Converse Consultants, 2738 West College Avenue, State College, PA 16801, on behalf of Highlands' Tire and Service, 1257 Holly Pike, Carlisle, PA 17013 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum constituents. The report is intended to document remediation of the site to meet the Site-Specific Standard. The Remedial Action Completion Report demonstrated attainment of the Site-Specific Standard for Groundwater and was approved by the Department on August 14, 2019.

Speedway 6738, Storage Tank Primary Facility ID # 22-15491, 5575 Allentown Blvd., Harrisburg, PA 17112, Lower Paxton Township, **Dauphin County**, EMS Environmental, Inc., 4550 Bath Pike, Bethlehem, PA 18017-9010, on behalf of Speedway LLC, 500 Speedway Drive, Enon, OH 45323, submitted a Remedial Action Completion Report concerning remediation groundwater contaminated with Unleaded Gasoline constituents. The Remedial Action Completion Report demonstrated attainment of the Residential Used Aquifer Statewide Health Standard and was approved by the Department on August 15, 2019.

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

Green Meadows Golf Course, Storage Tank Facility ID # 37-91077, 193 Green Meadows Lane, Washington Township, **Lawrence County**. R.A.R. Engineering, Inc., 1135 Butler Avenue, New Castle, PA 16101, on behalf of Green Meadows Association, 193 Green Meadows Lane, Volant, PA 16156, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, naphthalene, cumene, total xylenes, 1,2,4-trimethylbenzene, 1,3,4-trimethylbenzene, and methyl tert-butyl ether. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on August 15, 2019.

Meadow Brook Dairy, Storage Tank Primary Facility ID # 25-22253, 2365 Buffalo Road, City of Erie, **Erie County**. Antea USA, Inc., 565 Allegheny Avenue, Suite 100, Oakmont, PA 15139, on behalf of Dean Foods Company, 2711 Haskell Avenue, Suite 3400, Dallas, TX 75204, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, cumene, methyl tertiary butyl ether (MTBE), naphthalene, toluene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on August 15, 2019.

Transue's Gulf, Storage Tank Primary Facility ID # 03-01495, 421 Butler Road, East Franklin Township, **Armstrong County**. Flynn Environmental, 5640 Whipple Avenue NW, North Canton, OH 44720, on behalf of Bradigan's, Incorporated, P.O. Box 995, Kittanning, PA 16201, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, cumene, methyl tertiary butyl ether (MTBE), naphthalene, toluene, and xylenes. The Remedial Action Plan was acceptable to meet the Site-Specific Standard and the Remedial Action Completion Report demonstrated attainment of the Site-Specific Standard and was approved by DEP on August 19, 2019.

Dick's Service Center, Storage Tank Facility ID # 62-21834, 3 North Main Street, Youngsville Borough, **Warren County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823, on behalf of Ed's Property Maintenance, 1449 Ferry Street, Easton, PA 18042 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with Benzene, Toluene, Ethylbenzene, Xylenes, Cumene, Naphthalene, MTBE, 1,2,4 Trimethylbenzene, 1,3,5 Trimethylbenzene. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on August 19, 2019.

SPECIAL NOTICES

AIR QUALITY

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

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

Approval of a revision to the Reasonably Available Control Technology (RACT II) plan for **Truck Accessories Group, LLC** located in Milton Borough, **Northumberland County**.

In accordance with 25 Pa. Code §§ 129.96—129.100, the Pennsylvania Department of Environmental Protec-

tion has made a preliminary determination to approve a revised RACT II plan and an amendment to the State Implementation Plan (SIP) for the Milton Plant owned and operated by Truck Accessories Group, LLC in Milton Borough, Northumberland County.

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 a revised operating permit (49-00020) 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 State Implementation Plan 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 Reasonably Available Control Technology (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 operation that will be submitted to the EPA as a SIP revision:

Source	RACT II Requirement
Source P201— Painting & Cleanup Operations	VOC emission limitation of 85.00 tons per 12-consecutive month period; throughput limits of 21,500 gallons of basecoat and 7,773 gallons of clearcoat in any 12 consecutive month period; all coatings applied using HVLP spray systems.

Public hearing. A public hearing will be held if requested by September 30, 2019, to accept oral comments on the proposed operating permit revision and the proposed SIP revision. The hearing will be held, if requested, on October 16, 2019, at 10:00 AM at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448. To request a hearing, to register to speak at a hearing, or to inquire if a hearing will be held, please contact Megan Lehman at 570-327-3659. The last day to pre-register to speak at a hearing, if one is held, will be September 30, 2019.

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/North-central-Regional-Office/Pages/default.aspx>. Contact Megan Lehman at 570-327-3659 or monitor this web site to determine if a hearing will be held.

Persons wishing to present testimony at the hearing should contact Megan Lehman at 570-327-3659 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 two 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 three (3) copies of a written statement and exhibits within 10 days thereafter to Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protec-

tion, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701.

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 Muhammad Q. Zaman, Environmental Program Manager, Pennsylvania Department of Environmental Protection, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. A 30-day comment period from August 31, 2019, 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 RACT II Operating Permit including the permit number and a concise statement regarding the relevancy of the information or objections to issuance of the proposed RACT II Plan.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the DEP Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-0550.

[Pa.B. Doc. No. 19-1323. Filed for public inspection August 30, 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: Substantive Revision

DEP ID: 385-2207-001. **Title:** Pennsylvania Sewage Facilities Act Program Guidance; Site Suitability and Alternatives Analysis Guidelines for New Land Development Proposing Onlot Sewage Disposal. **Description:** The act of July 20, 2017 (P.L. 321, No. 26) (Act 26) amended the Pennsylvania Sewage Facilities Act (Act 537) (35 P.S.

§§ 750.1—750.20a) to allow alternate onlot systems to satisfy sewage planning requirements in the establishment of new lots. Act 26 became effective on September 18, 2017. The Department considers a wide range of available onlot sewage system technologies, including emerging technologies, in the Act 537 new land development planning process. The ability to develop land and create new lots is contingent upon the applicability of given onlot sewage system technology to particular site conditions and upon the assurance and availability of adequate operation and maintenance support mechanisms. The existing regulations do not allow for the consideration of alternate systems to establish new lots. The purpose of this guidance is to provide a systematic approach to site suitability determinations and sewage facilities alternatives analysis for the long-term use of onlot sewage systems. This draft guidance clarifies how to incorporate alternate onlot sewage disposal technologies into the Act 537 new land development planning process described in 25 Pa. Code Chapter 71 (relating to administration of Sewage Facilities Planning Program). This guidance covers the onlot sewage planning process in general, not just planning for alternate systems. The guidance was originally published as draft at 48 Pa.B. 1476 (March 10, 2018). After receiving and considering public comments, the guidance was substantially revised. Highlights of the major changes include: updated formatting to improve readability; addition of definitions and an acronym list; removal of the sewage management requirement schedule; removal of the term “marginal conditions” and addition of an explanation as to how sites are now either suitable or unsuitable for onlot sewage systems; and dividing the planning process into five steps for new land development proposing onlot sewage systems.

Written Comments: Interested persons may submit written comments on this draft TGD through Monday, September 30, 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 also be submitted 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 Brian Schlauderaff at bschlauder@pa.gov or (717) 772-5620.

Effective Date: Upon publication as final in the *Pennsylvania Bulletin*.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1324. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Proposed State Implementation Plan Revision for Regional Haze; Best Available Retrofit Technology; Public Hearings

The Department of Environmental Protection (Department) is proposing to submit a State Implementation

Plan (SIP) revision to the United States Environmental Protection Agency (EPA) to update to the Commonwealth’s best available retrofit technology (BART) determinations. This proposed SIP revision is being submitted to satisfy the visibility and regional haze provisions of sections 169A and 169B of the Federal Clean Air Act (CAA) (42 U.S.C.A. §§ 7491 and 7492) and the Federal Regional Haze Rule in 40 CFR 51.308 (relating to regional haze program requirements).

The Regional Haze Rule requires the Commonwealth to address regional haze in each mandatory Class I Federal area located outside this Commonwealth which may be affected by emissions from within this Commonwealth with the goal of restoring natural visibility conditions in those areas by 2064. A state’s regional haze implementation plan must demonstrate reasonable progress toward achieving natural visibility conditions to Class I Federal areas. The Regional Haze Rule further requires that SIPs address emission limitations and compliance schedules for BART-eligible sources to demonstrate emission reductions and visibility improvement. The EPA issued “Regional Haze Regulations and Guidelines for Best Available Retrofit Technology (BART) Determinations” at 70 FR 39104 (July 6, 2005) for states to consult when conducting their regional haze BART analyses.

The Commonwealth’s “Revision to the State Implementation Plan for Regional Haze” (2010 Regional Haze SIP revision) received limited approval by the EPA (see 77 FR 41279 (July 13, 2012)), which the agency amended (see 77 FR 48061 (on August 13, 2012)). The EPA then reissued limited approval (see 79 FR 24340 (April 30, 2014)), which included approval of the Department’s BART analyses. The EPA’s limited approval was challenged in *National Parks Conservation Ass’n et al. v. United States Environmental Protection Agency*, 803 F.3d 151 (3d. Cir. 2015).

This proposed SIP revision addresses that case. Specifically, the Court partially vacated the EPA’s April 30, 2014 reissuance of its limited approval of the Commonwealth’s 2010 Regional Haze SIP revision to the extent that the EPA approved the Commonwealth’s source-specific BART analyses. 803 F.3d at 167. The Court concluded that the EPA arbitrarily approved the Commonwealth’s SIP given what it characterized as multiple flaws in the Commonwealth’s BART analyses. The Court wrote that the EPA did not provide a sufficient explanation as to why it overlooked these problems and approved the Commonwealth’s SIP revision. The Court remanded this matter to the EPA and required the agency to demonstrate its work.

The Department is concurrently sending a letter to the EPA requesting a withdrawal of the BART determinations in sections 8.5 and 8.6 of the Commonwealth’s 2010 Regional Haze SIP revision, as well as the Department’s BART review memos in Appendix J of the Commonwealth’s 2010 Regional Haze SIP revision.

Although the Department is requesting the withdrawal of the BART determinations and the accompanying memos included in the Commonwealth’s 2010 Regional Haze SIP revision, the permit conditions and consent decrees for these sources remain effective and enforceable and continue to yield the same emission reductions. Many sources within this Commonwealth have committed to install, and have installed, controls through several mechanisms, including Federally enforceable permits, and State and Federal consent agreements. In addition to the control measures detailed in the Commonwealth’s 2010 Regional Haze SIP revision, additional regulations have been adopted and actions have been taken by the Depart-

ment that will reduce visibility impairing pollutants in Class I Federal areas. Also, several large electric generating units have announced plans to shut down, deactivate sources or curtail emissions by adding dual-fire capacity or converting to natural gas, which will lead to additional significant reductions in sulfur dioxide emissions. While these changes are not discussed in detail in this SIP revision, they are the focus of Pennsylvania's Regional Haze 5-Year Progress Report, which is being sent to the EPA as a separate SIP revision.

The Regional Haze Rule requires states to consult with the Federal Land Managers (FLMs) at least 60 days prior to the scheduled public hearing on the proposed Regional Haze SIP revision. Section 169A(d) of the CAA requires states to include a summary of the conclusions and recommendations of the FLMs in the notice to the public. The following FLMs provided comments to the Department: the United States National Park Service and the United States Department of Agriculture's Forest Service. The United States Department of Interior's Fish and Wildlife Service did not submit any comments. A summary of the comments submitted by the FLMs, and the Department's responses, is available in Appendix E of the proposed Regional Haze SIP revision.

This proposed SIP revision and appendices are available on the Department's web site at <http://www.ahs.dep.pa.gov/eComment>.

The Department will provide the opportunity for three public hearings to receive comments on this proposed SIP revision as follows:

- October 2, 2019, at 10 a.m. at the Department's Southwest Regional Office, Waterfront Conference Room A, 400 Waterfront Drive, Pittsburgh, PA.
- October 3, 2019, at 10 a.m. at the Department's Rachel Carson State Office Building, 12th Floor Conference Room, 400 Market Street, Harrisburg, PA.
- October 3, 2019, at 1 p.m. at the Department's Southeast Regional Office, Delaware River Conference Room, 2 East Main Street, Norristown, PA.

Persons wishing to present testimony should contact Amanda Rodriguez, P.O. Box 8468, Harrisburg, PA 17105, (717) 787-9702 or amarodrigu@pa.gov to reserve a time. Witnesses will be limited to 10 minutes and should provide two written copies of their comments.

If by noon on Monday, September 30, 2019, no person has expressed an interest in testifying at the hearing, the hearing will be cancelled. The Department will provide public notice on the Bureau of Air Quality webpage at <http://www.dep.pa.gov/Business/Air/BAQ/Pages/default.aspx> if the hearing is cancelled. Persons may also contact Amanda Rodriguez at amarodrigu@pa.gov or (717) 787-9702 to find out if the hearing is cancelled.

Persons with a disability who wish to attend a hearing and require an auxiliary aid, service or other accommodation to participate in the proceeding should contact Amanda Rodriguez at the previously listed information. TDD users may contact the Pennsylvania AT&T Relay Service at (800) 654-5984 or (800) 654-5988 (voice users) to discuss how the Department can best accommodate their needs.

The Department must receive comments no later than October 3, 2019. 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 Policy Office, Department of Environmental Protection, Rachel

Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Regional Haze BART" as the subject line in written communication.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 19-1325. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Storage Tank Advisory Committee Meeting Cancellation

The September 10, 2019, meeting of the Storage Tank Advisory Committee (Committee) is cancelled. The next scheduled Committee meeting is Wednesday, December 4, 2019, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA.

Questions concerning the December meeting can be directed to Kris A. Shiffer at kshiffer@pa.gov or (717) 772-5809. 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 "Cleanup and Brownfields Advisory Committees," then "Storage Tank Advisory Committee").

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 772-5809 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. 19-1326. Filed for public inspection August 30, 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(j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Dr. Arthur Clifton McKinley Health Center
133 Laurelbrooke Drive
Brookville, PA 15825
FAC ID # 421402

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.67(j) (relating to electric requirements for existing and new construction):

Rochester Manor
174 Virginia Avenue
Rochester, PA 15074
FAC ID # 180902

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 number or, for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 19-1327. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Diamond Mine Fast Play Game 5065

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Diamond Mine (hereinafter “Diamond Mine”). The game number is PA-5065.

2. *Definitions*:

(a) *Authorized retailer or retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game ticket*: A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports, and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play area*: The area on a ticket which contains one or more play symbols.

(h) *Play symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *PRIZE LEGEND*: The area on the ticket that shows a player the corresponding prize that can be won by matching different winning scenarios.

(k) *PROGRESSIVE TOP PRIZE*: The top prize available for this game that begins with a minimum prize amount that grows at a pre-determined rate every time a ticket is purchased, and then resets to the minimum prize amount whenever a top prize winning ticket is sold.

(l) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(m) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(n) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the main play area that, when matched against the play symbols in the “WINNING NUMBERS” area or the “PRIZE LEGEND,” determine whether a player wins a prize.

3. *Price*: The price of a Diamond Mine ticket is \$20.

4. *Description of Diamond Mine lottery game*:

(a) Diamond Mine lottery game is an instant win game printed from a Lottery Terminal. With the exception of the “PROGRESSIVE TOP PRIZE” amount, all prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Diamond Mine tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Diamond Mine has two ways to win a prize. A bet slip is not used to play this game:

(1) *Key Number Match*: Diamond Mine is played by matching the play symbols located in the “YOUR NUMBERS” area to the play symbols located in the “WINNING NUMBERS” area. A player correctly matching a “YOUR NUMBERS” play symbol to a “WINNING NUMBERS” play symbol wins the prize shown under the matching “YOUR NUMBERS” play symbol.

(2) *Match 3*: Diamond Mine is also played by matching like symbols in the play area. A player matching three like symbols in this manner will win the corresponding prize in the “PRIZE LEGEND.”

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Diamond Mine game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Diamond Mine game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Diamond Mine game ticket and select Diamond Mine option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Diamond Mine ticket characteristics:*

(a) A Diamond Mine ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols:* Each Diamond Mine ticket play area will contain a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols located in the "WINNING NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRNTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), and 40 (FORT). The play symbols located in the "YOUR NUMBERS" area are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRNTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), and 40 (FORT). The play symbols used to play the Match 3 style game in conjunction with the "PRIZE LEGEND" are: Pick Axe symbol, Diamond symbol, and a Cart symbol.

(c) *Prize Symbols:* The prize symbols and their captions located in the play area are: \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$40⁰⁰ (FORTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and PROGRESSIVE (TOP PRIZE). The prize symbols located in the "PRIZE LEGEND" are: \$20, \$50, and \$100.

(d) *Prizes:* The prizes that can be won in this game are: \$20, \$30, \$40, \$50, \$100, \$200, \$500, \$1,000, \$10,000 and the "PROGRESSIVE TOP PRIZE." The "PROGRESSIVE TOP PRIZE" amount starts at \$200,000 and increases by \$3.50 every time a Diamond Mine ticket is purchased. When a "PROGRESSIVE TOP PRIZE" winning ticket is sold, the "PROGRESSIVE TOP PRIZE" resets to \$200,000. A player can win up to 10 times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 4,800,000 tickets will be available for sale for the Diamond Mine lottery game.

6. *Prizes available to be won and determination of prize winners:*

(a) All Diamond Mine prize payments will be made as one-time, lump-sum cash payments.

(b) A winning Diamond Mine ticket is entitled to the highest prize won by the winning combinations in both "GAMES," as described below, on each game ticket.

(c) *Determination of prize winners for Key Number Match:*

(1) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of PROGRESSIVE (TOP PRIZE) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of a "PROGRESSIVE TOP PRIZE." The amount won under this paragraph is the amount of the "PROGRESSIVE TOP PRIZE," determined by the Lottery Central Computer System, as of the time the winning ticket was purchased. The amount won will be a minimum of \$200,000.

(2) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10,000 (TEN THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10,000.

(3) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(4) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(5) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$200.

(6) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(7) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40⁰⁰ (FORTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(8) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30⁰⁰ (THIRTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(9) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20⁰⁰ (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(d) *Determination of Prize Winners for Match 3:*

(1) Holders of tickets upon which three Cart symbols appear in the play area, on a single ticket, shall be entitled to a prize of \$100.

(2) Holders of tickets upon which three Diamond symbols appear in the play area, on a single ticket, shall be entitled to a prize of \$50.

(3) Holders of tickets upon which three Pick Axe symbols appear in the play area, on a single ticket, shall be entitled to a prize of \$20.

7. *Number and description of prizes and approximate chances of winning.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning:

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>When You Find Three Like Symbols In The Play Area, Win Corresponding Prize Shown In The PRIZE LEGEND. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Of 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
	\$20 w/ 3 PICK AXE SYMBOLS	\$20	12.5	384,000
\$20		\$20	14.29	336,000
\$30		\$30	16.95	283,200
\$20 × 2		\$40	62.5	76,800
\$20	\$20 w/ 3 PICK AXE SYMBOLS	\$40	27.78	172,800
\$40		\$40	100	48,000
\$30 + \$20		\$50	227.27	21,120
\$30	\$20 w/ 3 PICK AXE SYMBOLS	\$50	66.67	72,000
	\$50 w/ 3 DIAMOND SYMBOLS	\$50	50	96,000
\$50		\$50	100	48,000
\$20 × 5		\$100	2,400	2,000
\$40 × 2	\$20 w/ 3 PICK AXE SYMBOLS	\$100	2,400	2,000
\$50 × 2		\$100	2,400	2,000
(\$20 × 2) + \$40	\$20 w/ 3 PICK AXE SYMBOLS	\$100	2,400	2,000
(\$40 × 2) + \$20		\$100	2,400	2,000
(\$30 × 2) + (\$20 × 2)		\$100	2,400	2,000
\$30 + \$20	\$50 w/ 3 DIAMOND SYMBOLS	\$100	2,400	2,000
\$30	(\$50 w/ 3 DIAMOND SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$100	2,000	2,400
\$50	\$50 w/ 3 DIAMOND SYMBOLS	\$100	2,000	2,400
	\$100 w/ 3 CART SYMBOLS	\$100	2,400	2,000
\$100		\$100	2,400	2,000
\$50 × 2	\$100 w/ 3 CART SYMBOLS	\$200	6,000	800
\$50 × 4		\$200	6,000	800
\$100 × 2		\$200	6,000	800

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>When You Find Three Like Symbols In The Play Area, Win Corresponding Prize Shown In The PRIZE LEGEND. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
(\$20 × 4) + \$100	\$20 w/ 3 PICK AXE SYMBOLS	\$200	6,000	800
(\$30 × 2) + \$20	(\$100 w/ 3 CART SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$200	6,000	800
(\$40 × 2) + \$50	(\$50 w/ 3 DIAMOND SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$200	6,000	800
(\$40 × 3) + (\$20 × 3)	\$20 w/ 3 PICK AXE SYMBOLS	\$200	6,000	800
\$100 + \$50	\$50 w/ 3 DIAMOND SYMBOLS	\$200	4,000	1,200
\$100 + \$50 + \$30	\$20 w/ 3 PICK AXE SYMBOLS	\$200	4,000	1,200
\$100	\$100 w/ 3 CART SYMBOLS	\$200	4,000	1,200
\$200		\$200	6,000	800
\$100 × 5		\$500	24,000	200
\$200 × 2	\$100 w/ 3 CART SYMBOLS	\$500	24,000	200
(\$100 × 3) + \$200		\$500	24,000	200
(\$100 × 4) + \$50	\$50 w/ 3 DIAMOND SYMBOLS	\$500	24,000	200
(\$100 × 2) + (\$50 × 3)	(\$100 w/ 3 CART SYMBOLS) + (\$50 w/ 3 DIAMOND SYMBOLS)	\$500	24,000	200
(\$200 × 2) + (\$40 × 2)	\$20 w/ 3 PICK AXE SYMBOLS	\$500	24,000	200
(\$30 × 3) + (\$20 × 2) + \$200 + \$100	(\$50 w/ 3 DIAMOND SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$500	24,000	200
\$500		\$500	24,000	200
\$500 × 2		\$1,000	120,000	40
(\$100 × 3) + \$500 + \$50	(\$100 w/ 3 CART SYMBOLS) + (\$50 w/ 3 DIAMOND SYMBOLS)	\$1,000	120,000	40
(\$100 × 2) + \$500 + \$200 + \$30 + \$20	\$50 w/ 3 DIAMOND SYMBOLS	\$1,000	120,000	40
(\$200 × 4) + (\$40 × 2)	(\$100 w/ 3 CART SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$1,000	120,000	40

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>When You Find Three Like Symbols In The Play Area, Win Corresponding Prize Shown In The PRIZE LEGEND. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 4,800,000 Tickets:</i>
(\$200 × 2) + (\$100 × 5) + \$30	(\$50 w/ 3 DIAMOND SYMBOLS) + (\$20 w/ 3 PICK AXE SYMBOLS)	\$1,000	120,000	40
\$1,000		\$1,000	120,000	40
\$10,000		\$10,000	160,000	30
PROGRESSIVE TOP PRIZE		\$200,000*	320,000	15

*PROGRESSIVE TOP PRIZE: The minimum value of the PROGRESSIVE TOP PRIZE is \$200,000. The PROGRESSIVE TOP PRIZE increases by \$3.50 every time a ticket is purchased, and resets to \$200,000 whenever a top prize winning ticket is sold.

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets:* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements.

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by

the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *“PROGRESSIVE TOP PRIZE” restrictions:*

(a) An amount of \$3.50 from the sale of each Diamond Mine ticket will be accumulated in the “PROGRESSIVE TOP PRIZE” pool.

(b) *Prize amount:* The amount of the “PROGRESSIVE TOP PRIZE” at the time a ticket is purchased can only be verified through the Lottery’s Central Computer System. Any advertisement or any materials describing the amount of the “PROGRESSIVE TOP PRIZE” are only valid as of the time they are posted. If any discrepancy exists between this notice and any material describing or advertising Diamond Mine game, this notice and the data contained in the Lottery’s Central Computer System shall govern.

(c) The “PROGRESSIVE TOP PRIZE” and all other prizes are subject to availability at the time of purchase. The Lottery is not responsible for prizes that are not awarded due to technical issues. In the event of a “PROGRESSIVE TOP PRIZE” being reset without the actual sale of a “PROGRESSIVE TOP PRIZE” winning ticket, all prize money that had accumulated into the “PROGRESSIVE TOP PRIZE” pool (i.e. \$3.50 from the sale of each ticket) shall be awarded as part of the next “PROGRESSIVE TOP PRIZE” won.

15. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Diamond Mine lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

16. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer’s license without the Lottery’s prior written authorization.

17. *Retailer incentive programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Diamond Mine lottery game tickets.

18. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast

Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

19. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Diamond Mine or through normal communications methods.

20. *Applicability:* This notice applies only to the Diamond Mine lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1328. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Nifty 50s Fast Play Game 5066

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Nifty 50s (hereinafter “Nifty 50s”). The game number is PA-5066.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, and transmitting reports, and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play area*: The area on a ticket which contains one or more play symbols.

(h) *Play symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 6 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "YOUR NUMBERS" area, determine whether a player wins a prize.

(k) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(l) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the main play area that, when matched against the play symbols in the "WINNING NUMBERS" area, determine whether a player wins a prize.

3. *Price*: The price of a Nifty 50s ticket is \$2.

4. *Description of the Nifty 50s lottery game*:

(a) The Nifty 50s lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select his or her own play symbols. Nifty 50s tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Nifty 50s is played by matching the play symbols located in the "WINNING NUMBERS" area to the play symbols located in the "YOUR NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the matching "YOUR NUMBERS" play symbol. A bet slip is not used to play this game.

(c) Players can win the prize identified in section 6 (relating to prizes available to be won and determination of prize winners).

(d) A Nifty 50s game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Nifty 50s game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Nifty 50s game ticket and select the Nifty 50s option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Nifty 50s ticket characteristics*:

(a) A Nifty 50s ticket shall contain a play area, the cost of the play, the date of sale, and a bar code.

(b) *Play Symbols*: Each Nifty 50s ticket play area will contain a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols located in the "WINNING NUMBERS" and the "YOUR NUMBERS" areas are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), and 30 (THIRT).

(c) *Prize Symbols*: The prize symbols and their captions located in the play area are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), and \$5,000 (FIV THO).

(d) *Prizes*: The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$50, \$100, \$500, and \$5,000. A player can win up to 9 times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 2,400,000 tickets will be available for sale for the Nifty 50s lottery game.

6. *Prizes available to be won and determination of prize winners*:

(a) All Nifty 50s prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5,000 (FIV THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5,000.

(c) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50⁰⁰ (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(g) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5⁰⁰ (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(h) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.⁰⁰ (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING

NUMBERS" play symbols and a prize symbol of \$2.⁰⁰ (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

7. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes, and approximate chances of winning.

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 2,400,000 Tickets:</i>
\$2	\$2	7.41	324,000
\$2 × 2	\$4	200	12,000
\$4	\$4	200	12,000
\$5	\$5	18.18	132,000
\$2 × 5	\$10	2,000	1,200
\$5 × 2	\$10	2,000	1,200
(\$4 × 2) + \$2	\$10	2,000	1,200
\$10	\$10	1,000	2,400
\$10 × 5	\$50	1,000	2,400
(\$10 × 2) + (\$5 × 4) + (\$4 × 2) + \$2	\$50	666.67	3,600
(\$10 × 3) + (\$5 × 2) + (\$4 × 2) + \$2	\$50	1,000	2,400
\$50	\$50	100	24,000
\$50 × 2	\$100	40,000	60
(\$10 × 3) + (\$5 × 4) + \$50	\$100	60,000	40
(\$10 × 4) + (\$5 × 2) + \$50	\$100	60,000	40
\$100	\$100	120,000	20
(\$100 × 3) + (\$50 × 4)	\$500	240,000	10
(\$100 × 4) + (\$50 × 2)	\$500	240,000	10
\$500	\$500	240,000	10
\$5,000	\$5,000	240,000	10

Prizes, including top prizes, are subject to availability at the time of purchase.

8. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person so named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

9. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets:* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

10. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 12 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

11. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

12. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

13. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

14. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Nifty 50s lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

15. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

16. *Retailer incentive programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Nifty 50s lottery game tickets.

17. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which he qualifies on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

18. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Nifty 50s or through normal communications methods.

19. *Applicability:* This notice applies only to the Nifty 50s lottery game announced in this notice.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1329. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF REVENUE

Terminal-Based Lottery Game Sales through iLottery

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314), under Title 4, Amusements (4 Pa.C.S. §§ 501—505), and 61 Pa. Code Chapter 876 (relating to iLottery games—temporary regulations), the Secretary of

Revenue hereby provides public notice of the establishment of specific rules related to terminal-based lottery games sold through the iLottery system, the Lottery's web sites and the Lottery's Official Mobile Application:

1. *Purpose:* This notice shall provide notice of the specific rules governing the play of all terminal-based lottery games through the Pennsylvania Lottery's iLottery system, web sites at www.palottery.com and www.PAilottery.com, and the Pennsylvania Lottery's Official Mobile Application. Terminal-based lottery games are operated under 61 Pa. Code §§ 871.1—871.22 (relating to Powerball), 61 Pa. Code §§ 875.1—875.17 (relating to terminal-based lottery games) and notices published in the *Pennsylvania Bulletin* for each terminal-based lottery game, as applicable. Except as set forth in this notice, each terminal-based lottery game shall be operated and governed as set forth in 61 Pa. Code §§ 871.1—871.22, 875.1—875.17 or the notices published in the *Pennsylvania Bulletin*, as applicable.

2. *Definitions:* Unless provided for in this section, the words and terms, when used in this notice, have the meanings ascribed to them under 61 Pa. Code §§ 871.1—871.22 (relating to Powerball), 61 Pa. Code §§ 875.1—875.17 (relating to terminal-based lottery games) and 61 Pa. Code § 876.2 (relating to definitions), unless the context clearly indicates otherwise.

(a) *Registered play:* The method by which a ticketless transaction is specifically linked to a registered iLottery player's lottery account through a unique identifier that confers ownership of the ticketless transaction to the specific lottery account used to purchase the play, chance or share.

(b) *Ticketless transaction:* The purchase of a play, chance or share through the iLottery system, the Lottery's web sites or the Lottery's Official Mobile Application that does not result in the player receiving a physical, bearer instrument that confers ownership through possession of the instrument.

3. *Eligibility requirements:* To be eligible to participate in iLottery and purchase plays, chances or shares for terminal-based lottery games, a person must meet all of the following requirements:

(a) A person must become a registered iLottery player by establishing a lottery account with the Lottery through the Pennsylvania Lottery's iLottery web site at <http://www.PAilottery.com> or by downloading the Pennsylvania Lottery's Official Mobile Application.

(b) A registered iLottery player must be 18 years of age or older.

(c) A registered iLottery player must be located within the physical boundaries of the Commonwealth of Pennsylvania to purchase a play, chance or share.

(d) A registered iLottery player must agree to the terms and conditions for registration and participation in iLottery.

(e) A registered iLottery player shall abide by all other requirements of 4 Pa.C.S. §§ 501—505 and any regulations, rules and notices promulgated thereunder.

4. *Operation of terminal-based lottery games and procedures for purchasing a play, chance or share:*

(a) Terminal-based lottery games provide registered iLottery players with the opportunity to win one prize, per play, chance or share.

(b) Terminal-based lottery games are games of chance, the outcomes of which are determined by a random number generator or through the conduct of a live drawing.

(c) To purchase a play, chance or share, registered iLottery players must have a valid and active lottery account as referenced in section 3(a) (relating to eligibility requirements).

(d) Registered iLottery players must fund the player's lottery account with money from an approved payment provider, as further detailed at www.PAilottery.com or through the iLottery section in the Pennsylvania Lottery's Official Mobile Application.

(e) Registered iLottery players may purchase a play, chance or share using the player's own money or by using bonus or promotional money provided to the registered iLottery player by the Lottery at the Lottery's discretion, which is deposited into the registered iLottery player's lottery account.

(f) To purchase a play, chance or share for a specific terminal-based lottery game, the registered iLottery player must select the game to play by clicking on the game image and following the prompts displayed on the subsequent webpages. Prompts will be displayed for age verification, the number of plays to select, the number of consecutive drawings to select, whether to apply any add-ons such as Power Play®, Megaplier, Wild Ball, and the like, the numbers to select or whether to utilize the quick pick option.

(g) To complete a purchase, the registered iLottery player must elect to authorize the purchase at the price indicated, by selecting the "Buy Now" button. At that time, money will be drawn from the registered iLottery player's lottery account.

(h) Upon a successful purchase, the registered iLottery player will be presented with information related to the purchase, including the drawing date or dates for which the play, chance or share was purchased, the number selections, the number of consecutive drawings selected, whether an add-on was selected and the total amount of the purchase.

(i) A registered iLottery player may view any plays, chances or shares purchased in the registered iLottery player's lottery account details on the iLottery web site. Prior to a drawing being held on the plays, chances or shares purchased, the webpage will display the purchase date, the numbers played, whether an add-on was selected, the draw date or dates for the play, chance or share purchased and the total cost of the wager. After a drawing has been held, the webpage will indicate the same information, plus any prize won on the play, chance or share.

5. *Procedures for claiming and payment of prizes:*

(a) After purchasing a play, chance or share for a specific terminal-based lottery game, the registered iLottery player must check the player's lottery account details after the drawing date or dates for the play, chance or share purchased, to reveal whether a prize is awarded.

(b) All terminal-based lottery game transactions conducted through the iLottery system are ticketless transactions that provide a registered play, chance or share to a registered iLottery player's lottery account. All plays, chances or shares purchased through the iLottery system, the Lottery's web sites or the Lottery's Official Mobile Application shall be registered plays, chances or shares

that are linked to the purchasing, registered iLottery player's lottery account through a secure, encrypted validation method that will allow a prize to be credited to only the purchasing, registered iLottery player's lottery account.

(c) Prizes under \$1,000,000 won by playing terminal-based lottery games through the iLottery system, the Lottery's web sites or the Lottery's Official Mobile Application will be deposited into the registered iLottery player's lottery account and may be withdrawn from the player's lottery account at the player's discretion and as further detailed in the iLottery terms and conditions.

(d) With respect to prizes of \$1,000,000 and greater, won by playing terminal-based lottery games through the iLottery system, the registered iLottery player must appear, in person, at the Pennsylvania Lottery Headquarters to validate the win and present proof of identity to claim the prize.

(e) The Lottery will report taxable events to the relevant taxing authorities based on established statutory thresholds and registered iLottery players will be provided tax statements according to Lottery procedures.

(f) State and Federal withholding taxes, as further provided in section 7 (relating to withholding), will be automatically deducted from prizes meeting established statutory thresholds and shall be remitted to the appropriate taxing authorities as required by law.

(g) Statutorily required offsets under 23 Pa.C.S. § 4308 and 72 P.S. § 215 shall be automatically deducted from prizes meeting statutory thresholds and shall be paid to the relevant agencies as required by law.

6. *Unclaimed prizes:* If a terminal-based lottery game prize is unclaimed for any reason, the prize money from a winning play, chance or share will be retained by the Secretary for payment to the person entitled thereto for a period of 1 year from the date on which a terminal-based lottery game prize is won. If no claim is made within 1 year of the date on which a prize is won, the right of a player to claim the prize, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

7. *Withholding:* State and Federal withholding taxes will be withheld by the Lottery for prize payments in amounts required in accordance with applicable provisions of law.

8. *Purchase and prize restrictions:*

(a) A play, chance or share may not be purchased by, and a prize will not be paid to, any individual failing to meet any of the requirements of section 3 (relating to eligibility requirements).

(b) A play, chance or share may not be purchased by, and a prize will not be paid to, an officer or employee of the Lottery, Lottery and iLottery professional services contractors or subcontractors who are directly involved in the operation of the Lottery and iLottery and the provision of Lottery and iLottery related services, or to a spouse, child, brother, sister or parent residing in the same household of the officer, employee, contractor or subcontractor.

(c) During any period of self-exclusion as provided for under 61 Pa. Code § 876.16, no self-excluded registered iLottery player shall purchase plays, chances or shares, deposit or withdraw funds from the registered iLottery player's lottery account or otherwise participate in iLottery and iLottery promotions prior to the conclusion of the self-exclusion period.

(d) A registered iLottery player may be prohibited from purchasing plays, chances or shares, depositing or withdrawing money from the registered iLottery player's lottery account or otherwise participating in iLottery and iLottery promotions subject to any responsible gambling limits as set forth in the iLottery terms and conditions and as selected by the registered iLottery player, including deposit limits, spend limits, time-related limits or lottery account access limits.

9. *Governing law:* By registering to participate in iLottery, the registered iLottery player agrees to comply with and abide by Federal and State laws, the iLottery regulations, applicable game rules, the terms and conditions for registration and participation in iLottery, other rules and policies as set forth by the Lottery and final decisions of the Secretary.

10. *Termination of the game:* The termination of specific terminal-based lottery games or the removal of terminal-based lottery game sales through the iLottery system will be communicated through the Pennsylvania Lottery's web site.

11. *Applicability:*

(a) This notice applies only to terminal-based lottery games as offered by the Lottery for sale through the iLottery system, the Lottery's web sites and the Lottery's Official Mobile Applications.

(b) Terminal-based lottery games are available through Lottery retailers and the conduct of the games as sold by Lottery retailers shall be governed by 61 Pa. Code §§ 871.1—871.22, 875.1—875.17 and the terminal-based lottery game notices published in the *Pennsylvania Bulletin*, as applicable.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 19-1330. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF STATE

Election for the Office of Judge of the Court of Common Pleas of Northampton County

On August 19, 2019, the Acting Secretary of the Commonwealth (Acting Secretary) received written notice that Judge F.P. Kimberly McFadden has revoked her declaration of candidacy for retention as a judge of the Court of Common Pleas of Northampton County. Under the Constitution and laws of the Commonwealth, an election for the judicial office held by Judge McFadden will occur as part of the municipal election to be held November 5, 2019.

In the municipal election, the electors of Northampton County will elect two judges of the Court of Common Pleas of Northampton County. Each elector will be entitled to vote for up to two candidates, with the two candidates receiving the largest number of valid votes being elected.

In the municipal primary held May 21, 2019, the electors of the Democratic Party and the Republican Party each nominated the same candidate for the office of judge of the Court of Common Pleas of Northampton County. By law, each of the certified Statewide political parties of the Commonwealth—the Democratic Party and the Republican Party—will be permitted to nominate one

additional candidate for the Court of Common Pleas of Northampton County by submitting to the Acting Secretary, no later than September 16, 2019, a nomination certificate in the form prescribed by law and prepared in accordance with the applicable rules of the political party. See 25 P.S. §§ 2938.3; 2953; and 2954. Political bodies will be permitted to nominate a candidate by filing with the Acting Secretary, no later than September 16, 2019, nomination papers prepared and submitted in accordance with the requirements of the Pennsylvania Election Code. Id.

Additional information is available on the Department of State's publicly accessible web site at www.dos.pa.gov.

KATHY BOOCKVAR,
Acting Secretary

[Pa.B. Doc. No. 19-1331. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Medical Advisory Board Meeting

The Medical Advisory Board (Board) will meet on Friday, September 20, 2019. The meeting will begin at 10 a.m. at the Riverfront Office Center, Transportation University, 1101 South Front Street, Harrisburg, PA. Chairperson Kara N. Templeton will preside. The meeting is open to the public.

Members of the public interested in addressing the Board with a concern relating to medical regulations must contact Angelia Gillis at (717) 783-4534 by Friday, September 13, 2019. These concerns will be discussed during "Items from the Floor" on the agenda, which will open at 12:15 p.m.

The meeting location is accessible to persons with disabilities. Persons with special needs or requiring special aids are also requested to contact Angelia Gillis at (717) 783-4534 prior to the meeting so that disability needs may be accommodated.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 19-1332. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Receipt of Applications for Funding under the Section 5310 Program for Fiscal Year 2019-2020

The Department of Transportation, Bureau of Public Transportation, under the authority in section 5310 of the Federal Transit Act (49 U.S.C.A. § 5310), gives notice that it will receive applications for the State-administered Section 5310 Program (Program). The application will open on Tuesday, September 3, 2019, and is due by the close of business on Friday, September 20, 2019. The application can be found at <https://sportal.dot.pa.gov/Planning/AppReg/BPT-5310/Pages/default.aspx>.

Under the Program, private nonprofit organizations and designated public bodies may apply for Federal capital assistance to pay up to 80% of the purchase cost of new wheelchair accessible small transit vehicles used to provide transportation services for senior citizens and persons with disabilities who cannot be reasonably accommodated by existing transportation providers.

Additional information can be obtained by contacting John Levitsky, Bureau of Public Transportation, (717) 787-1206, jlevitsky@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 19-1333. Filed for public inspection August 30, 2019, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

State Transportation Commission Meeting

The State Transportation Commission (Commission) will hold a meeting on Thursday, September 19, 2019, from 10 a.m. to 12 p.m. at the Hampton Inn Leighton—Jim Thorpe, 877 Interchange Road, Leighton, PA. For more information, contact the Commission, (717) 787-2913, RA-PennDOTSTC@pa.gov.

LESLIE S. RICHARDS,
Secretary

[Pa.B. Doc. No. 19-1334. Filed for public inspection August 30, 2019, 9:00 a.m.]

HEALTH CARE COST CONTAINMENT COUNCIL

Meeting Scheduled

The Health Care Cost Containment Council (Council) has scheduled the following meeting by conference call: Thursday, September 5, 2019—Council meeting at 10 a.m.

The meeting by conference call will be held at 225 Market Street, Suite 400, Harrisburg, PA 17101. The public is invited to attend. Persons who need accommodation due to a disability and wish to attend should contact René Greenawalt at (717) 232-6787 at least 24 hours in advance so that arrangements can be made.

JOE MARTIN,
Executive Director

[Pa.B. Doc. No. 19-1335. Filed for public inspection August 30, 2019, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Action Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, August 15, 2019, and announced the following:

Actions Taken—Regulations Approved:

Bureau of Professional and Occupational Affairs # 16A-60: Expungement; Fees (amends 49 Pa. Code Chapter 43b)

Department of Human Services # 14-546: Intensive Behavioral Health Services (amends 55 Pa. Code Chapters 1155 and 5240)

Approval Order

Public Meeting Held
August 15, 2019

Commissioners Voting: George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Bureau of Professional and Occupational Affairs
Expungement; Fees
Regulation No. 16A-60 (# 3220)*

On October 25, 2018, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Bureau of Professional and Occupational Affairs (BPOA). This rulemaking amends 49 Pa. Code Chapter 43b. The proposed regulation was published in the November 10, 2018 *Pennsylvania Bulletin* with a public comment period ending on December 10, 2018. The final-form regulation was submitted to the Commission on July 9, 2019.

This rulemaking requires the Commissioner of BPOA to expunge certain disciplinary records, upon application and payment of all costs associated with expungement by a licensee, provided various criteria are met.

We have determined this regulation is consistent with the statutory authority of BPOA (63 P.S. § 2205(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

Approval Order

Public Meeting Held
August 15, 2019

Commissioners Voting: George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; W. Russell Faber; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Department of Human Services
Intensive Behavioral Health Services
Regulation No. 14-546 (# 3209)*

On July 18, 2018, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Department of Human Services (Department). This rulemaking amends 55 Pa. Code Chapters 1155 and 5240. The proposed regulation was published in the August 4, 2018 *Pennsylvania Bulletin* with a public comment period ending on September 4, 2018. The final-form regulation was submitted to the Commission on July 12, 2019.

This regulation adds Chapter 5240 to codify licensing standards and program requirements for participation in the Medical Assistance (MA) Program, and adds Chapter 1155 to codify MA payment conditions for agencies that deliver intensive behavioral health services to children, youth and young adults with mental, emotional and behavioral health needs.

We have determined this regulation is consistent with the statutory authority of the Department (62 P.S. §§ 201(2) and 1021 and 50 P.S. § 4201(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

By Order of the Commission:

This regulation is approved.

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 19-1336. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Capital Advantage Assurance Company (CABC-132041593); Individual PPO—Transitional Filing

Capital Advantage Assurance Company submitted a rate filing to increase the premium rates for its Individual PPO Non-Grandfathered Plans. The filing proposes a rate increase of 14.5% and will affect approximately 3,112 members. The proposed rate increase will generate an annualized revenue of approximately \$1.5 million and will be effective January 1, 2020.

Unless formal administrative action is taken prior to November 14, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (hover the cursor over the "Consumers" tab, then select "Long Term Care Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Rashmi Mathur, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, rmathur@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1337. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Highmark Inc. (HGHM-132020129); Grandfathered Individual CompleteCare Program

Highmark Inc. submitted a rate filing to change the premium rates for its Grandfathered Individual CompleteCare Program. The filing proposes a rate in-

crease of 11.3% and will affect approximately 2,078 members. The proposed rate increase will generate an annualized revenue of approximately \$1.73 million and will be effective January 1, 2020.

Unless formal administrative action is taken prior to November 14, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (click on the "Consumers" tab, then under "Resources," select "Product Notices").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Cherri Sanders-Jones, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, csandersjo@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1338. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Pennsylvania Compensation Rating Bureau; Filing for Rate and Rule Manual Revisions

On August 2, 2019, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing that proposes revisions to the Bureau's underwriting guide for classifications 676—Sheet Metal Installation and 454—Sheet Metal Products Fabrication, N.O.C. Shop Only.

Currently, assignment to Classification 676 applies to payroll for employers engaged in both the shop fabrication and installation of sheet metal products.

The filing is proposing to restructure Classification 676 to separate the payroll for shop manufacturing and installation of sheet metal products. The payroll for shop manufacturing will now be assigned to code 454 and the payroll for installation will continue to be assigned to 676. The payroll reassigned to Classification 454 represents a rating value decrease of 45.1% based on the currently approved Bureau loss costs. The currently approved loss cost for Classification 454 is \$1.90 and the currently approved loss cost for Classification 676 is \$3.46.

The filing is available for review on the Bureau's web site at www.pcrb.com in the "Filings" section. It is designated as Bureau Filing No. 300.

Interested parties are invited to submit written comments, suggestions or objections to Dennis Sloand, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, desloand@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1339. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Pennsylvania Compensation Rating Bureau; Filing for Rate and Rule Manual Revisions

On August 2, 2019, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing proposing revisions to the underwriting guide and classification section of the Bureau's rate and rule manual. The filing includes the following proposed changes:

- Bifurcate executive officers of unincorporated associations from other executive officers to clarify that executive officers of unincorporated associations cannot elect to be excluded from workers compensation benefits.
- Revisions to the descriptions of 14 different classifications for clarification purposes.
- Revisions to the underwriting guide to include eight new entries, changes to seven existing entries, and the elimination of four entries.
- The addition of classification codes 970 (Athletic Team—Contact Sports—Professional or Semiprofessional) and 991 (Athletic Team—Noncontact Sports—Professional or Semiprofessional) to the Employment Contractor—Temporary Staffing cross reference chart.
- Revisions to the exceptions listed after the Employment Contractor—Temporary Staffing cross reference chart for clarification purposes.

The filing is available for review on the Bureau's web site at www.pcrb.com in the "Filings" section. It is designated as Bureau Filing No. 301.

Interested parties are invited to submit written comments, suggestions or objections to Dennis J. Sloand, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, desloand@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1340. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Pennsylvania Compensation Rating Bureau; Filing for Rate and Rule Manual Revisions

On August 5, 2019, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau) a filing that proposes revisions to designated auditable payrolls for certain employment classifications.

This filing proposes revisions to the following audited payrolls:

- Corporate officer minimum from \$1,025 to \$1,049 per week.
- Corporate officer maximum from \$2,550 to \$5,250 per week.
- Taxicab drivers from \$51,250 to \$52,450 per year.
- Auxiliary or special school police from \$5,150 to \$5,250 per year.

- Musicians or entertainers maximum from \$1,025 to \$1,049 per week.

- Professional and semiprofessional athletic teams maximum from \$210,000 to \$220,000 per year for each player, coach, manager and official.

The filing is available for review on the Bureau's web site at www.pcrb.com in the "Filings" section. It is designated as Bureau Filing No. 303.

Interested parties are invited to submit written comments, suggestions or objections to Dennis Sloand, Insurance Department, Insurance Product Regulation, 1311 Strawberry Square, Harrisburg, PA 17120, desloand@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1341. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings; Cancellation or Refusal of Insurance

The following insured has requested a hearing as authorized by the act of June 17, 1998 (P.L. 464, No. 68) (Act 68) in connection with the termination of the insured's automobile insurance policy. The hearing will be held in accordance with the requirements of Act 68; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held as follows. Failure by the appellant to appear at the scheduled hearing may result in dismissal with prejudice.

The hearing will be held at Strawbridge & Clothier, Fairmount Hearing Room # 4129, 801 Market Street, Philadelphia, PA 19107.

Appeal of Sameerah Richards; Garrison Property and Casualty Insurance Company; File No. 19-115-234890; Doc. No. P19-04-025; October 17, 2019, 10 a.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1342. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

Review Procedure Hearings under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act) (40 P.S. § 1171.8) in connection with the termination of the insureds' homeowners policy. The hearings will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). These administrative hearings will be held as follows. Failure by the appellants to appear at the scheduled hearings may result in dismissal with prejudice.

The hearings will be held at Strawbridge & Clothier, Fairmount Hearing Room # 4129, 801 Market Street, Philadelphia, PA 19107.

Appeal of Kevin and Theresa Wirtshafter; Philadelphia Contributionship Insurance Company; File No. 19-178-237201; Doc. No. P19-06-006; October 17, 2019, 11 a.m.

Appeal of Martin S. Pollock; Liberty Mutual Insurance Company; File No. 19-176-235283; Doc. No. P19-05-006; October 17, 2019, 1 p.m.

Following the hearing and receipt of the stenographic transcript, the Insurance Commissioner (Commissioner) will issue a written order resolving the factual issues presented at the hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative hearings and require an auxiliary aid, service or other accommodation to participate in the hearings should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1343. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

UPMC Health Benefits Inc.; Rate Increase Filing for Individual Transitional Major Medical Policies (UPMC-132037709)

UPMC Health Benefits Inc. is requesting permission to increase the premium 1.86% on 450 of their individual transitional major medical contracts. The increase will become effective January 1, 2020.

Unless formal administrative action is taken prior to November 14, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (hover the cursor over the "Consumers" tab, then select "Other Health Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1344. Filed for public inspection August 30, 2019, 9:00 a.m.]

INSURANCE DEPARTMENT

UPMC Health Benefits Inc.; Rate Increase Filing for Individual Transitional Major Medical Policies (UPMC-132054262)

UPMC Health Benefits Inc. is requesting permission to increase the premium 1.86% on 1,269 of their individual transitional major medical contracts. The increase will become effective January 1, 2020.

Unless formal administrative action is taken prior to November 14, 2019, the subject filing may be deemed approved by operation of law.

A copy of the filing is available on the Insurance Department's (Department) web site at www.insurance.pa.gov (hover the cursor over the "Consumers" tab, then select "Other Health Rate Filings").

Copies of the filing are also available for public inspection, by appointment, during normal working hours at the Department's Harrisburg office.

Interested parties are invited to submit written comments, suggestions or objections to James Laverty, Actuary, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA 17120, jlaverty@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 19-1345. Filed for public inspection August 30, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cancellation of Certificates of Public Convenience for Telecommunication Public Utilities; Failure to Operate or File Annual Revenue Report

Public Meeting held
July 11, 2019

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

Cancellation of Certificates of Public Convenience for Telecommunication Public Utilities; Failure to Operate or File Annual Revenue Report; M-2019-3011090

Tentative Order

By the Commission: The Public Utility Code requires that by March 31 of each year, every public utility must file a

report detailing its gross intrastate operating revenue for the preceding calendar year. 66 Pa.C.S. § 510(b). Gross intrastate operating revenue includes both retail and wholesale revenue derived from providing public utility service to the public for compensation in Pennsylvania. Under the assessment process and allocation formula established by the General Assembly, the public utility's annual revenue report is essential for the Commission to fund its operations and to properly allocate assessment costs among the regulated utility community. Id. Additionally, all public utilities, including telecommunications public utilities, are required to operate continuously and without unreasonable interruptions of service. 66 Pa.C.S. § 1501.

The Commission's Bureau of Administration has undertaken a review of its records to determine whether various utilities are in compliance with their operating and reporting requirements. That review has revealed that a significant number of telecommunications public utilities have repeatedly failed to file the required annual revenue report demonstrating service to the public in Pennsylvania in violation of Section 510(b). 66 Pa.C.S. § 510(b). Specifically, the telecommunications public utilities listed in the Appendix, attached hereto, have failed to file the annual revenue report required by Section 510(b) for each of the last three calendar years and have consequently failed to establish any public utility operations in Pennsylvania for that same period of time.

Each telecommunications public utility holding a Commission-issued Certificate of Public Convenience (CPC) is assessed based on its gross intrastate operating revenues and is obligated to pay for the reasonable costs attributable to the regulation of all telecommunications public utilities. 66 Pa.C.S. § 510(f). Under the Section 510 assessment process established by the General Assembly, gross intrastate operating revenues is a key metric by which the Commission's costs of operations are allocated among public utilities holding a Commission-issued CPC. 66 Pa.C.S. § 510(b). By repeatedly failing to file the required annual revenue report, the telecommunication public utilities listed in the Appendix have violated Section 510(b) of the Code and failed to establish that they are operating continuously in Pennsylvania. Moreover, a carrier that repeatedly fails to file an annual report to demonstrate its intrastate operating revenues indicates that it is either not providing or no longer providing jurisdictional public utility service in Pennsylvania and, therefore, a CPC for that entity is no longer "necessary or proper for the service, accommodation, convenience, or safety of the public." 66 Pa.C.S. § 1103(a).

Under the circumstances, we tentatively conclude that the telecommunications public utilities listed in the Appendix are not in compliance with the reporting requirements of 66 Pa.C.S. § 510(b) nor are they in compliance with the operational requirements of 66 Pa.C.S. § 1501. As such, it is appropriate to initiate the process for cancelling the telecommunications public utilities' CPCs listed in the Appendix as being in the public interest; *Therefore,*

It Is Ordered:

1. That cancellation of the Certificates of Public Convenience of each telecommunications public utility listed in the Appendix for the provision of intrastate service in Pennsylvania is hereby tentatively approved as being in the public interest.

2. That cancellation of these Certificates of Public Convenience shall not affect whatever interstate operating authority, interconnection rights or other privileges or obligations these telecommunications public utilities may have under federal law, regulations, tariffs or orders.

3. That the Secretary serve a copy of this Tentative Order upon the Commission's Bureau of Investigation & Enforcement, the Bureau of Technical Utility Services, the Bureau of Administration, Department of Revenue—Bureau of Corporation Taxes, and all telecommunications public utilities listed in the Appendix. The Tentative Order shall be filed at each telecommunications public utility's application docket number.

4. That the Law Bureau shall publish a copy of this Tentative Order in the *Pennsylvania Bulletin*.

5. That telecommunications public utilities listed in the Appendix, to the extent they challenge cancellation of their Certificates of Public Convenience, must file comments within 20 days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

6. Alternatively, the telecommunications public utilities listed in the Appendix may file Section 510(b) revenue

reports for calendar years 2016, 2017 and 2018, within 20 days after publication in the *Pennsylvania Bulletin*, to reflect gross intrastate operating revenues derived from Pennsylvania operations. The reports shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

7. That absent the timely filing of comments challenging cancellation of a telecommunications public utility's Certificates of Public Convenience, or the timely filing of revised Section 510(b) revenue reports, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the telecommunications public utility's Certificate of Public Convenience.

8. That upon entry of the Final Order described in Ordering Paragraph No. 7 above, the Certificate of Public Convenience of each non-compliant telecommunications public utility shall be cancelled, and each non-compliant telecommunications public utility listed in the Appendix will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Fiscal & Assessments Section of the Bureau of Administration.

ROSEMARY CHIAVETTA,
Secretary

Appendix

Carriers Not Reporting Revenue for 3 or More Years

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
310121	Telecare, Inc.	A-310121
310527	Association Administrators, Inc.	A-310527
310543	Net one International, Inc.	A-310543
310715	Public Interest Network Svcs, Inc.	A-310715
310794	Airnex Communications, Inc.	A-310794
310856	Miracle Communications, Inc.	A-310856
310995	PulseNet, Inc.	A-310995
3110239	iNetworks Group, Inc.	A-2008-2049121, A-2009-2115228, A-2009-2115231
311087	PAClec Corporation	A-311087
311118	321 Communications, Inc.	A-2009-2109275
311161	Gold Line Telemanagement, Inc.	A-311161
311184	Telenational Communications, Inc.	A-311184
311209	NECC Telecom, Inc.	A-311209
311227	Teledias Communications, Inc.	A-311227
3112769	CCI Network Services, LLC	A-2010-2201625
311304	Independent Telecom Systems, Inc.	A-311304
311318	Advanced Tel, Inc.	A-311318
311323	Crowe Consulting, Inc.	A-311323
311373	Salsgiver Telecom, Inc.	A-311373, A-311373F0002
311418	Yestel USA, Inc.	A-311418
311440	Pulse Telecom, Inc.	A-311440
311448	Cheap2Dial Telephone	A-311448
3115665	Freedom Telecom Services, LLC	A-2013-2358095

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
3117176	Vitcom, LLC	A-2014-2458175, A-2014-2458213, A-2014-2458214

[Pa.B. Doc. No. 19-1346. Filed for public inspection August 30, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Cancellation of Certificates of Public Convenience for Telecommunications Public Utilities; Report- ing Zero Intrastate Operating Revenue

Public Meeting held
July 11, 2019

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

*Cancellation of Certificates of Public Convenience for
Telecommunications Public Utilities; Reporting Zero
Intrastate Operating Revenue; M-2019-3010251*

Tentative Order

By the Commission:

The Public Utility Code (Code) requires that by March 31 of each year, every public utility must file a report detailing its gross intrastate operating revenue for the preceding calendar year. 66 Pa.C.S. § 510(b). Gross intrastate operating revenue includes both retail and wholesale revenue derived from providing public utility service to the public for compensation in Pennsylvania. Under the assessment process and allocation formula established by the General Assembly, the public utility's annual revenue report is essential for the Commission to fund its operations and to properly allocate assessment costs among the regulated utility community. *Id.* Additionally, all public utilities, including telecommunications public utilities, are required to operate continuously and without unreasonable interruptions of service. 66 Pa.C.S. § 1501.

The Commission's Bureau of Administration has undertaken a review of its records to determine whether various utilities are complying with their operating and reporting requirements. According to that review, a significant number of telecommunications public utilities have reported zero gross intrastate operating revenue on the annual revenue reports required by Section 510(b) of the Code. Specifically, the telecommunications public utilities listed in Appendix A have filed the annual revenue report required by Section 510(b) but have reported zero gross intrastate operating revenue for the last three calendar years. Also, as shown on the annual revenue reports attached as Appendix B, each of these zero gross intrastate revenue reports was filed under oath by a representative of the public utility, under which each utility authorized the release of its state tax records to the Commission in accordance with Sections 505 and 506 of the Code so that Commission can verify the accuracy of the financial information supplied.

Each telecommunications public utility holding a Commission-issued certificate of public convenience (CPC) is assessed based on its gross intrastate operating revenues and is obligated to pay for the reasonable costs attributable to the regulation of all telecommunications

public utilities. 66 Pa.C.S. § 510(f). Under the Section 510 assessment process, gross intrastate operating revenues is a key metric by which the Commission's costs of operations are allocated among public utilities holding a Commission-issued CPC. 66 Pa.C.S. § 510(b). By repeatedly reporting zero intrastate operating revenue, the telecommunications public utilities listed in Appendix A have failed to pay for the reasonable costs attributable to their regulation by the Commission and have failed to establish that they are operating continuously in Pennsylvania.

Section 1102 of the Code specifies that a CPC is required prior to beginning to "offer, render, furnish or supply" service "*within this Commonwealth.*" 66 Pa.C.S. § 1102(a)(1) (emphasis added). Moreover, to obtain a CPC as a public utility in Pennsylvania, an entity must offer its service to the public for compensation. 66 Pa.C.S. §§ 102(1)(i), (ii), (iv)—(vii). Thus, it follows that all certificated public utilities must have intrastate revenues, demonstrating intrastate service to the public for compensation in Pennsylvania, to qualify for public utility status in Pennsylvania.

Pursuant to Section 1103(a) of the Code, the Commission may grant a CPC to provide public utility status and service authority in Pennsylvania "*only if* the commission shall find or determine that the granting of such certificate is necessary or proper for the service, accommodation, convenience, or safety of the public." 66 Pa.C.S. § 1103(a) (emphasis added). As such, if the Commission's records indicate that the entity holding a CPC has never or is no longer providing public utility service to the public for compensation in Pennsylvania, the CPC may be cancelled.

A public utility holding a CPC that has reported zero gross intrastate revenues for several years indicates that it is no longer providing jurisdictional public utility service in Pennsylvania for compensation. Therefore, a CPC for that entity is no longer necessary or proper for the service, accommodation, convenience, or safety of the public under Section 1103(a) of the Code.

Since 1996 with the implementation of the Telecommunications Act of 1996 (TA-96), this Commission has facilitated the entry of competitive carriers in Pennsylvania. However, having facilitated their entry does not mean that we have relinquished our regulatory authority and oversight where it remains necessary. In the intervening years, we have acted to ensure that those CPCs we issued remain used in the provision of jurisdictional public utility services. For example, we previously determined that telecommunications public utilities in Pennsylvania must begin providing service to customers within one year of receiving certification from the Commission.¹ This proceeding is a responsible continuation of our prior efforts to ensure the proper use of CPCs in Pennsylvania.

¹ Final Order Regarding the Commission's Plan to Implement a One-Year Timeframe for Inactive Telecommunication Carriers to Provide Service on an Annual Basis within the Commonwealth of Pennsylvania, Docket No. M-2011-2273119 (Order entered July 19, 2012).

Under these circumstances, we tentatively conclude that the telecommunications public utilities listed in Appendix A that have reported zero gross intrastate operating revenues for three or more years are deemed to be no longer providing public utility service for compensation in Pennsylvania and, consequently, are no longer entitled to hold a Commission-issued CPC. As such, it is appropriate to initiate the process via a tentative order for cancelling the relevant telecommunications public utilities' CPCs as being in the public interest.

The Commission previously issued a proposed policy statement at Docket No. M-2018-3004578 intended to provide guidance on intrastate revenue reporting to those telecommunications public utilities in Pennsylvania who provide services over facilities that carry both interstate and intrastate traffic and who report zero intrastate revenues. As part of the policy statement, the Commission proposed to address the ten percent contamination rule established by the Federal Communications Commission (FCC). This rule is an administrative rule for certain jurisdictional cost and revenue separations and allocations² that many of the zero reporters have referenced as their rationale and justification for reporting zero intrastate operating revenues to the Commission.³ In a nutshell, the rule specifies that if ten percent or more of the traffic on a mixed-use line is interstate, then all of the traffic for that line is considered interstate.

To the extent that any of the telecommunications public utilities listed in Appendix A are providing only interstate services under the ten percent contamination rule, we tentatively conclude that these carriers do not have a valid legal basis to retain their existing CPCs in Pennsylvania. Unless demonstrated otherwise, as providers of only interstate services, they fall under the exclusive jurisdiction of the FCC under Section 152(a) of the Communications Act, 47 U.S.C. § 152(a).

Interstate services also fall outside of the Commission's jurisdiction under Section 104 of the Code, 66 Pa.C.S. § 104, which precludes the Commission from regulating interstate services, absent congressional authorization to do so. Here, there is no such congressional authorization. Neither the Communications Act of 1934 (Act) nor TA-96 confers jurisdiction to the Commission to certificate carriers providing only interstate services. Rather, Section 152(a) of the Act expressly preserves the FCC's exclusive jurisdiction over interstate services. And, while TA-96 provides state utility commissions with parallel jurisdiction in certain areas, jurisdiction to certificate carriers providing only interstate services is not one of those areas.⁴ The Commission's certification powers are governed exclusively by the Code, and nothing under state or federal law specifically authorizes the Commission to

² The ten percent contamination allocates the costs associated with a jurisdictional-mixed or mixed-use line between the interstate and intrastate jurisdictions in order to calculate the assessment of various federal fees for the federal universal service fund, interstate telecommunications relay services, the administration of the North American Numbering Plan, and the shared costs of local number portability administration. Under the rule, the cost of a mixed-use line is directly assigned to the interstate jurisdiction only if the line carries interstate traffic in a proportion greater than ten percent. See In the Matter of MTS and WATS Mkt. Structure, Amendment of Part 36 of the Commission's Rules and Establishment of a Joint Bd., 4 FCC Rcd 5660, ¶¶ 2, 6-7 (1989); see also 47 CFR § 36.154(a)-(b).

³ The Commission's Fiscal Office, the Bureaus of Technical Utility Services, Investigation & Enforcement, and Audits, and the Law Bureau (Staff) identified some telecommunications carriers certificated as Competitive Access Providers in Pennsylvania who reported revenues inconsistently or repeatedly reported zero intrastate revenues. Accordingly, the Commission requested Staff to undertake an inquiry to examine the carriers' claims of zero intrastate revenues. As part of this inquiry, on September 7, 2018, Staff issued to all carriers who reported zero intrastate revenues a Secretarial Letter setting forth a comprehensive set of inquiries examining the basis for some carriers' claims of zero intrastate revenues.

⁴ Two examples of parallel jurisdiction under TA-96 include jurisdiction over interconnection agreements under Sections 251 and 252, 47 U.S.C. §§ 251 and 252, and jurisdiction over Eligible Telecommunications Carrier designations under Section 214, 47 U.S.C. § 214.

issue a CPC to a telecommunications carrier that fails to prove, after notice and opportunity to be heard, that it does provide intrastate service.

Also, we tentatively conclude that failing to certificate a provider of only interstate services is not a competitive barrier to entry in violation of federal law. Under Section 253 of TA-96, "[n]o State or local statute or regulation... may prohibit or have the effect of prohibiting the ability of any entity to provide any interstate or intrastate telecommunications service." 47 U.S.C. § 253(a). We do not believe that failing to certificate a provider of only interstate services is a competitive barrier to entry. Such an outcome would not prohibit or have the effect of prohibiting providers from operating in Pennsylvania. Rather, these providers would be able to operate free from Commission oversight and regulation.

Moreover, Section 253(b) of TA-96 explicitly preserves state authority to impose competitively neutral requirements that are necessary, inter alia, to "safeguard the rights of consumers" and to "protect the public safety and welfare." We note that the Commission in its order on market entry procedures implementing TA-96 specifically rejected the argument that Section 253(a) preempted our certification requirements. Rather, the Commission viewed the certification requirements, which would include the requirement that a CPC holder provide an intrastate service to the public for compensation in Pennsylvania, as necessary to safeguard consumers from potentially irresponsible carriers. We further note that our uniform methodology to develop the annual fiscal assessment process is essential to properly allocating assessment costs among the regulated utility community and to funding the Commission's operations and thus, is entirely consistent with the preservation of state authority to protect the public safety and welfare.

It is appropriate to initiate the process via a tentative order to cancel the CPCs of the telecommunications public utilities listed in Appendix A who have reported zero gross intrastate operating revenue for the last three calendar years. To the extent that a telecommunications public utility on the list challenges the cancellation of its CPC, the public utility must file comments within 20 days after publication of a Tentative Order in the *Pennsylvania Bulletin*. In accordance with due process, any such challenges may be referred to the Commission's Bureau of Investigation and Enforcement for investigation and for whatever further action may be warranted.

Alternatively, the telecommunications public utilities listed in Appendix A may file revised Section 510(b) revenue reports for calendar years 2016, 2017 and 2018, within 20 days after publication in the *Pennsylvania Bulletin*, to reflect their gross intrastate operating revenues derived from Pennsylvania operations. Carriers should include all supporting information (such as traffic studies, tax returns, jurisdictional allocation formulas and factors, books of account, reports, etc.) on which the carriers base their revenue determinations.

Absent the timely filing of comments challenging cancellation of a telecommunications public utility's CPC or the timely filing of revised Section 510(b) revenue reports, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the relevant telecommunications public utility's CPC. However, the cancellation of any of these CPCs shall not affect whatever interstate operating authority, interconnection rights or other privileges or obligations these telecommunications public utilities may have under federal law, regulations, tariffs or orders; *Therefore,*

It Is Ordered That:

1. The telecommunications public utilities listed in Appendix A that have reported zero gross intrastate operating revenues for three or more years are tentatively deemed to be no longer providing public utility service for compensation in Pennsylvania and, consequently, are no longer entitled to hold a Commission-issued Certificate of Public Convenience. As such, it is appropriate to tentatively cancel the Certificates of Public Convenience of the relevant telecommunications public utilities as being in the public interest.

2. The Secretary serve a copy of the Tentative Order upon the Commission's Bureau of Investigation & Enforcement, the Bureau of Technical Utility Services, the Bureau of Administration, Department of Revenue—Bureau of Corporation Taxes, and all telecommunications public utilities listed in Appendix A. The Tentative Order shall be filed at each telecommunications public utility's application docket number.

3. The Law Bureau shall publish a copy of the Tentative Order in the *Pennsylvania Bulletin*.

4. The telecommunications public utilities listed in Appendix A, to the extent they challenge cancellation of their Certificates of Public Convenience, must file comments within 20 days after publication of this Tentative Order in the *Pennsylvania Bulletin*. Comments shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120. In accordance with due process, any such chal-

lenges may be referred to the Commission's Bureau of Investigation and Enforcement for investigation and for whatever further action may be warranted.

5. Alternatively, the telecommunications public utilities listed in Appendix A may file revised Section 510(b) revenue reports for calendar years 2016, 2017 and 2018, within 20 days after publication in the *Pennsylvania Bulletin*, to reflect gross intrastate operating revenues derived from Pennsylvania operations. The revised reports shall be sent to the Pennsylvania Public Utility Commission, Attn: Secretary Rosemary Chiavetta, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120.

6. Absent the timely filing of comments challenging cancellation of a telecommunications public utility's Certificates of Public Convenience or the timely filing of a revised Section 510(b) revenue report, the Law Bureau shall prepare a Final Order for entry by the Secretary cancelling the telecommunications public utility's Certificate of Public Convenience.

7. Upon entry of the Final Order described in Ordering Paragraph No. 6 above, the Certificate of Public Convenience of the relevant telecommunications public utility shall be cancelled, and the telecommunications public utility will be stricken from all active utility lists maintained by the Commission's Bureau of Technical Utility Services and the Fiscal & Assessments Section of the Bureau of Administration.

ROSEMARY CHIAVETTA,
Secretary

Appendix A**Carriers Reporting Zero Revenue for 3 or More Years**

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
310303	SNET America, Inc.	A-310303
311022	TelMex USA, LLC	A-311022
311028	Encompass Communications, LLC	A-311028
311192	WDT World Discount Telecomm	A-311192
311332	ABS-CBN Telecom N America, Inc.	A-311332
311397	Blue Ridge Digital Phone Co.	A-311397
311413	Windstream KDL, Inc.	A-311413
311428	Norstar Telecommunications, LLC	A-311428
3110327	Business Automation Technologies	A-2008-2054592
3110580	ATC Outdoor DAS, LLC	A-2008-2072972
3110581	One Source Networks CLEC, LLC	A-2008-2073167
3110677	Dollar Phone Enterprise, Inc.	A-2008-2080477
3111184	NexGen Networks Corp.	A-2009-2112793
3113014	Mobilitie, LLC	A-2010-2216831
3113844	Fairpoint Business Services, LLC	A-2011-2259342
3113846	Voda Networks, Inc.	A-2011-2259803
3114607	PEG Bandwidth PA, LLC	A-2012-2301870
3115379	United Federal Data of PA, LLC	A-2012-2340487
3115456	Certain Communications Corp.	A-2013-2346419
3115703	365 Wireless, LLC	A-2013-2403433, A-2013-2402435
3116309	RCLEC, Inc.	A-2014-2403433, A-2014-2403435

<i>Utility Code</i>	<i>Company Name</i>	<i>Application Docket</i>
3116349	Constructure Technologies, LLC	A-2014-2406886, A-2014-2406887
3116719	Charter Fiberlink Pennsylvania, LLC	A-2014-2433541, A-2014-2433545, A-2014-2433546, A-2014-2433547
3118045	American Cell, LLC	A-2015-2502822
3118329	Cross River Fiber, LLC	A-2015-2517360
3118661	Vesta Solutions, Inc.	A-2016-2537383
3118721	Mobilitie Management, LLC	A-2016-2569449
3118756	eNetworks, LLC	A-2016-2543402
3119096	Tenny Journal Communications, Inc.	A-2016-2562453
3119203	Synergem Technologies, Inc.	A-2016-2567694

Appendix B

Please refer to the address below to view the reports contained in Appendix B.

http://www.puc.state.pa.us/about_puc/consolidated_case_view.aspx?Docket=M-2019-3010251

[Pa.B. Doc. No. 19-1347. Filed for public inspection August 30, 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 (Commission). Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by September 16, 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-2019-3010535. Top Hat Luxury Service, LLC (810 Richmond Street, Scranton, Lackawanna County, PA 18509) persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lackawanna and Luzerne Counties, to points in Pennsylvania and return. *Attorneys:* Judith D. Cassel/Bryce R. Beard, 100 North 10th Street, Harrisburg, PA 17101.

A-2019-3011831. Java Transportation, LLC (223 Coal Hill Road, Greenville, Mercer County, PA 16125) persons, in paratransit service, from points in Mercer County, to points in Pennsylvania, and return.

A-2019-3011898. Wilfred H. Muskens, t/a Coventry England Classic Transportation Co. (3502 Gloucester Street, Lancaster, Lancaster County, PA 17601) persons, in limousine service, from points in the Counties of Berks, Chester, Dauphin, Delaware, Lancaster, Lebanon, Montgomery and York, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2019-3011957. Queen Transportation & Consulting, LLC (1020 West Allen Street, Allentown, Lehigh County, PA 18102) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, between points in Lancaster County.

A-2019-3012019. Bethlehem Star Transportation, LLC (1020 West Allen Street, Allentown, Lehigh County, PA 18102) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, between points in Lehigh County and Northampton County.

Application of the following for approval to *begin operating as a broker for transportation of persons as described under the application.*

A-2019-3011581. Michele Taylor, t/a Taylor-Made Tours (P.O. Box 570, Sewickley, Allegheny County, PA 15143) for a brokerage license evidencing the Commission's approval of the right and privilege to operate as a broker, to arrange for the transportation of persons between points in Pennsylvania.

Application of the following for approval to *begin operating as a broker for transportation of household goods in use as described under the application.*

A-2019-3012191. Stephan's Moving, LLC (429 Park Street, Apartment 2, York, York County, PA 17401) for the right to begin to arrange the transportation of household goods in use, between points in Pennsylvania.

Application of the following for the approval of the right and privilege to *discontinue/abandon* operating as *common carriers* by motor vehicle and for cancellation of the certificate of public convenience as described under the application.

A-2019-3012048. Erie Transportation Services, Inc., t/a Erie Yellow Cab (2501 West 12th Street, # 369, Erie, Erie County, PA 16505) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons upon call or demand in the County of Erie. *Attorney:* Karen O. Moury, Esquire, 213 Market Street, 8th Floor, Harrisburg, PA 17101.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1348. Filed for public inspection August 30, 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 16, 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. Secrets Limousine Service, LLC; Docket No. C-2019-3011261

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 Secrets Limousine Service, LLC, (respondent) is under suspension effective June 20, 2019 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 902 Skippack Pike, Blue Bell, PA 19422.
3. That respondent was issued a Certificate of Public Convenience by this Commission on September 05, 2007, at A-00122969.
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-00122969 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: 7/2/2019

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.

**Pennsylvania Public Utility Commission; Bureau of
Investigation and Enforcement v. JDK Logistics,
LLC; Docket No. C-2019-3011376**

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 JDK Logistics, LLC, (respondent) is under suspension effective June 25, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 125 Arbor Trail Drive, McKees Rocks, PA 15136.

3. That respondent was issued a Certificate of Public Convenience by this Commission on January 09, 2019, at A-8921520.

4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 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-8921520 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: 7/9/2019

David W. Loucks, Chief
Motor Carrier Enforcement
Bureau of Investigation and En-
forcement

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-PCCmpltResp@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.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Spaulding Sole Savers, LLC; Docket No. C-2019-3011897

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 Spaulding Sole Savers, LLC, (respondent) is under suspension effective July 22, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 231 Gary Avenue, Lebanon, PA 17046.

3. That respondent was issued a Certificate of Public Convenience by this Commission on April 09, 2019, at A-6421676.

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-6421676 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: 8/1/2019

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.

Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. First Class Coach, Inc.; Docket No. C-2019-3011964

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 First Class Coach, Inc., (respondent) is under suspension effective July 25, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 301 Heights Lane # 42C, Feasterville, PA 19053.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 02, 2012, at A-6414286.

4. That respondent has failed to maintain evidence of Bond insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 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-6414286 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: 8/6/2019

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 regula-

tions 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.

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Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. R & S Travel and Tours, Inc.; Docket No. C-2019-3012099

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 R & S Travel and Tours, Inc., (respondent) is under suspension effective July 30, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 6356 Algard Street, Philadelphia, PA 19135.

3. That respondent was issued a Certificate of Public Convenience by this Commission on November 09, 2018, at A-6421541.

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-6421541 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: 8/9/2019

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. 19-1349. Filed for public inspection August 30, 2019, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Transfer by Sale of Stock

A-2019-3012241. Veolia Energy Philadelphia, Inc., Thermal North America, Inc., Veolia Energy North America Holdings, Inc. and AIP Project Franklin Bidco, Inc. Joint application of Veolia Energy Philadelphia, Inc., Thermal North America, Inc., Veolia Energy North America Holdings, Inc. and AIP Project Franklin Bidco, Inc. for approval to transfer controlling interest in Veolia Energy Philadelphia, Inc. by the sale of all of the stock of Thermal North America, Inc. to AIP Project Franklin Bidco, Inc.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 16, 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: Veolia Energy Philadelphia, Inc.; Thermal North America, Inc.; Veolia Energy North America Holdings, Inc.; AIP Project Franklin Bidco, Inc.

Through and By Counsel: Barnett Satinsky, Esquire, Beth L. Weisser, Esquire, Maura L. Burke, Esquire, Fox Rothschild LLP, 2000 Market Street, 20th Floor, Philadelphia, PA 19103-3222; David B. MacGregor, Esquire, Post & Schell, PC, Four Penn Center, 1600 John F. Kennedy Boulevard, Philadelphia, PA 19103-2808; Garrett P. Lent, Esquire, Post & Schell, PC, 17 North Second Street, 12th Floor, Harrisburg, PA 17101-1601

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 19-1350. Filed for public inspection August 30, 2019, 9:00 a.m.]

STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

Bureau of Professional and Occupational Affairs v. Marvin J. Little; Case No. 18-60-02608

On March 29, 2018, Marvin J. Little, license No. MV149067L, last known of Pottstown, Montgomery County, was suspended under the Order of the Court of Common Pleas of Montgomery County dated March 12, 2018, which the court issued under 23 Pa.C.S. § 4355 (relating to denial or suspension of licenses). The suspension is effective immediately.

Individuals may obtain a copy of the order by writing to Cynthia K. Montgomery, Deputy Chief Counsel, State Board of Vehicle Manufacturers, Dealers and Salespersons, P.O. Box 69523, Harrisburg, PA 17106-9523.

DAN G. MURPHY, III,
Chairperson

[Pa.B. Doc. No. 19-1351. Filed for public inspection August 30, 2019, 9:00 a.m.]

STATE ETHICS COMMISSION

Public Meeting

Under 65 Pa.C.S. §§ 1101—1113 (relating to Public Official and Employee Ethics Act) (act) the State Ethics Commission (Commission) is required to hold at least two public hearings each year to seek input from persons and organizations who represent any individual subject to the provisions of the act and from other interested parties.

The Commission will conduct a public meeting in the Dietro Room at The Inn at Leola Village, 38 Deborah Drive, Leola, PA 17540, on September 26, 2019, beginning at 9 a.m. for purposes of receiving input and for the conduct of other Commission business. Public officials, public employees, organizations and members of the general public may attend.

Persons seeking to testify or present any statement, information or other comments in relation to the act, the regulations of the Commission or agency operations should contact Heather Mulhollan at (717) 783-1610 or (800) 932-0936. Written copies of any statement should be provided at the time of the meeting.

ROBERT P. CARUSO,
Executive Director

[Pa.B. Doc. No. 19-1352. Filed for public inspection August 30, 2019, 9:00 a.m.]

THADDEUS STEVENS COLLEGE OF TECHNOLOGY

Request for Bids

Thaddeus Stevens College of Technology is soliciting bids for water penetration of windows—install ground protection, roof and mechanical equipment protection, and install window protection. 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. 19-1353. Filed for public inspection August 30, 2019, 9:00 a.m.]

