

PENNSYLVANIA BULLETIN

Volume 50

Number 29

Saturday, July 18, 2020 • Harrisburg, PA

Pages 3563—3700

Agencies in this issue

The Courts

Board of Coal Mine Safety

Department of Banking and Securities

Department of Conservation and Natural
Resources

Department of Environmental Protection

Department of Health

Department of Human Services

Department of Revenue

Department of Transportation

Environmental Quality Board

Governor's Office

Housing Finance Agency

Independent Regulatory Review Commission

Insurance Department

Legislative Reference Bureau

Pennsylvania Public Utility Commission

Philadelphia Parking Authority

State Board of Nursing

Detailed list of contents appears inside.



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No. 548, July 2020

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BULLETIN

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 45 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$87.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "*Fry Communications, Inc.*" Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.
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800 West Church Road
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CONTENTS

THE COURTS

JUDICIAL SYSTEM GENERAL PROVISIONS

Amendment of Rules 205(b) and (c), 208(c) and (d)(1), and 213(d)(3) of the Pennsylvania Rules of Disciplinary Enforcement; No. 198 disciplinary rules doc. 3571

LOCAL COURT RULES

Fayette County

Designation of bail agency; No. 250 MD 2020 3579

PHILADELPHIA RULES

Commerce court temporary financial monitor program; No. 42 of 2020 3578

RULES OF CIVIL PROCEDURE

Proposed amendment of Pa.R.C.P. No. 202.1 3572
 Proposed amendment of Pa.R.C.P. No. 400 3573
 Proposed amendment of Pa.R.C.P. No. 401(b)(2) 3575

RULES OF CRIMINAL PROCEDURE

Proposed amendment of Pa.R.Crim.P. 644 3576

EXECUTIVE AND INDEPENDENT AGENCIES

BOARD OF COAL MINE SAFETY

Notices

Meeting cancellation 3605

DEPARTMENT OF BANKING AND SECURITIES

Notices

Actions on applications 3605
 Maximum lawful rate of interest for residential mortgages for the month of August 2020 3606

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Notices

Conservation and Natural Resources Advisory Council virtual meeting 3606

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Notices

Applications, actions and special notices 3607
 Federal consistency under the Coastal Zone Management Act; construction of civic substation in City of Philadelphia 3669
 Federal consistency under the Coastal Zone Management Act; Fairmont Waterworks floating classroom 3669
 Federal consistency under the Coastal Zone Management Act; Port Access Development Project within the City of Erie 3670

Federal consistency under the Coastal Zone Management Act; rehabilitation of the Martin Luther King, Jr. Drive Bridge 3670

Federal consistency under the Coastal Zone Management Act; tidewater rehabilitation and design at the Girard Point Facility 3671

DEPARTMENT OF HEALTH

Notices

Organ Donation Advisory Committee virtual meeting 3672

DEPARTMENT OF HUMAN SERVICES

Notices

Federal poverty income guidelines for 2020 3672

DEPARTMENT OF REVENUE

Notices

Pennsylvania Hamilton instant lottery game 1471 . . 3674
 Pennsylvania Jefferson instant lottery game 1473 . . 3677
 Pennsylvania Lincoln instant lottery game 1472 . . . 3679
 Pennsylvania Washington instant lottery game 1474 . . 3683

DEPARTMENT OF TRANSPORTATION

Notices

Finding 3685

ENVIRONMENTAL QUALITY BOARD

Rules and Regulations

Hazardous Waste Generator Improvements Rule . . . 3581

GOVERNOR'S OFFICE

Statements of Policy

Executive orders, management directives and other issuances of the directives management system indexed for reference purposes 3586

HOUSING FINANCE AGENCY

Notices

CARES Rent Relief Program guidelines 3686
 Pandemic Mortgage Assistance Program guidelines . . 3688

INDEPENDENT REGULATORY REVIEW COMMISSION

Notices

Actions taken by the Commission 3690

INSURANCE DEPARTMENT

Notices

Application and request for a certificate of authority to provide a continuing care retirement community by 1425 Horsham SNF Operations, LLC 3692
 Application and request for a certificate of authority to provide a continuing care retirement community by Southwestern Healthcare Operations, LLC 3692

LEGISLATIVE REFERENCE BUREAU

Notices

Documents filed but not published 3692

Available Online at <http://www.pacodeandbulletin.gov>

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Proposed Rulemaking

Withdrawal of rulemaking pertaining to minimum insurance requirements for motor carriers of passengers 3585

Statements of Policy

Amended policy statement on diversity at major jurisdictional utilities 3598

Notices

Service of notice of motor carrier applications. 3692
Telecommunications (18 Documents) ... 3693, 3694, 3695, 3696, 3697, 3698

PHILADELPHIA PARKING AUTHORITY

Notices

Service of notice of motor carrier application in the City of Philadelphia. 3698
Taxicab and limousine division fee schedule for the 2021 fiscal year beginning July 1, 2020 3698

STATE BOARD OF NURSING

Notices

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Sherri Lynne Burton, RN, respondent; case No. 17-51-09440 3699

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

Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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

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

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

The *Pennsylvania Bulletin* is available at www.pacodeandbulletin.gov.

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Printing Format

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

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

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

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

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

Court Rules in Titles 201—246 of the Pennsylvania Code

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

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

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

Fiscal Notes

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

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

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

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List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2020.

4 Pa. Code (Administration)

Adopted Rules	
1	902, 3586
7	3200
7a	3406

Statements of Policy

9	328, 546, 915, 1118, 1551
---------	---------------------------

7 Pa. Code (Agriculture)

Adopted Rules	
150	1836

25 Pa. Code (Environmental Protection)

Adopted Rules	
86	1508
87	1508
88	1508
89	1508
90	1508
93	3426
261a	3581
262a	3581
263a	3581
264a	3581
265a	3581
806	1931

Proposed Rules

121	2633
129	2633
250	1011

Statements of Policy

16	3485
----------	------

28 Pa. Code (Health and Safety)

Adopted Rules	
26	1352

31 Pa. Code (Insurance)

Proposed Rules	
168	798

34 Pa. Code (Labor and Industry)

Adopted Rules	
91	792
93	792
95	792

Proposed Rules

65	3108
----------	------

40 Pa. Code (Liquor)

Proposed Rules	
5	1650

49 Pa. Code (Professional and Vocational Standards)

Adopted Rules	
35	1838
43b	1354

Proposed Rules

25	1364
29	2743
39	668

52 Pa. Code (Public Utilities)

Adopted Rules	
77	469

Proposed Rules

32	3585
----------	------

Statements of Policy

41	1695
69	1652, 3598

55 Pa. Code (Human Services)

Statements of Policy	
41	1695

58 Pa. Code (Recreation)

Adopted Rules	
63	1526
69	1527
119	1246
135	2257
139	2258
141	2264, 2265, 2268, 2269, 2272
147	2273, 2274, 2276

Proposed Rules

63	1247
131	1549
135	1372, 1549, 2279
139	1373
141	1379, 1380, 1384, 1385
147	1387, 1390

61 Pa. Code (Revenue)

Adopted Rules	
876	1528

67 Pa. Code (Transportation)

Adopted Rules	
601	545

Proposed Rules

55	2746
----------	------

201 Pa. Code (Rules of Judicial Administration)

Adopted Rules	
6	2174
7	2012

204 Pa. Code (Judicial System General Provisions)

Adopted Rules	
27	1344
29	3423
33	1108
71	641, 1239, 2012, 2386
73	2386
81	3011
82	2077, 2174
83	197, 2013, 3571
85	647
89	2387, 2388
91	647
93	647, 648, 651, 2388

Proposed Rules

83642, 2631
 85 642
 89 642
 91 642
 93 642
 303 3203
 307 3305
 309 3409
 311 3417

207 Pa. Code (Judicial Conduct)

Adopted Rules
 33 7, 197, 1239

210 Pa. Code (Appellate Procedure)

Adopted Rules
 1505, 535
 3 505
 5 505
 7 505
 9505, 535
 11 535
 13505, 535
 15 505
 16 505
 17505, 535
 19 505
 23 535
 27 505
 33505, 535
 37 651
 63 2013
 69 657

Proposed Rules

3 303
 19 304

225 Pa. Code (Rules of Evidence)

Adopted Rules
 Article IX 2837

231 Pa. Code (Rules of Civil Procedure)

Adopted Rules
 200198, 306
 400 199
 1000 199
 Part II 306

Proposed Rules

200 3572
 400 3573, 3575

234 Pa. Code (Rules of Criminal Procedure)

Proposed Rules
 6 3576

237 Pa. Code (Juvenile Rules)

Adopted Rules
 13 2389

246 Pa. Code (Minor Court Civil Rules)

Adopted Rules
 200 2252
 300 2252
 400 2252
 500 2252

Proposed Rules

300 3104

249 Pa. Code (Philadelphia Rules)

Unclassified788, 1503, 3578

252 Pa. Code (Allegheny County Rules)

Unclassified 307

255 Pa. Code (Local Court Rules)

Unclassified 199, 200, 667, 790, 904, 912, 913,
 914, 1114, 1115, 1116, 1350, 1503, 1504, 1505, 1506, 1647,
 1648, 1827, 1829, 2014, 2018, 2019, 2736, 2925, 3011,
 3106, 3308, 3579

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT [204 PA. CODE CH. 83]

Amendment of Rules 205(b) and (c), 208(c) and (d)(1), and 213(d)(3) of the Pennsylvania Rules of Disciplinary Enforcement; No. 198 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 6th day of July, 2020, upon the recommendation of the Disciplinary Board of the Supreme Court of Pennsylvania, which follows the proposal having been published for comment in the *Pennsylvania Bulletin*, 50 Pa.B. 642 (February 1, 2020),

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania, that Rules 205(b) and (c), 208(c) and (d)(1), and 213(d)(3) of the Pennsylvania Rules of Disciplinary Enforcement are amended as set forth in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective in thirty (30) days.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart B. DISCIPLINARY ENFORCEMENT

CHAPTER 83. PENNSYLVANIA RULES OF DISCIPLINARY ENFORCEMENT

Subchapter B. MISCONDUCT

Rule 205. The Disciplinary Board of the Supreme Court of Pennsylvania.

* * * * *

(b) The regular terms of members of the Board shall be for six years, unless otherwise specified by order of the Court, and no member shall serve for more than one term. Except when acting under Paragraph (c)(5), (7), (8) [and], (9) and (16) of this rule, the Board shall act only with the concurrence of not less than the lesser of:

(i) seven members, or

(ii) a majority of the members in office who are not disqualified from participating in the matter or proceeding.

Seven members shall constitute a quorum. The presence of members who are disqualified from participating in one or more matters to be considered at a meeting shall nonetheless be counted for purposes of determining the existence of a quorum for the consideration of all matters on the agenda.

(c) The Board shall have the power and duty:

* * * * *

(15) To recommend the temporary suspension of a respondent-attorney pursuant to Enforcement Rule 208(f)(5) (relating to emergency temporary suspension orders and related relief).

(16) **To decide, through the Board Chair, the Vice-Chair, or a designated lawyer-member of the Board, an interlocutory appeal to the Board when such appeal is permitted by the Enforcement Rules, the Board Rules, or other law.**

[16] (17) To exercise the powers and perform the duties vested in and imposed upon the Board by law.

(d) The Board shall, to the extent it deems feasible, consult with officers of local bar associations in the counties affected concerning any appointment which it is authorized to make under these rules.

Rule 208. Procedure.

* * * * *

(c) [**Hearing procedures. Proceedings**] **Prehearing and hearing procedures. The procedure in formal proceedings** before hearing committees and special masters shall be governed by Board rules, [**except that, unless**] **the Enforcement Rules, and the decisional law of the Court and the Board in attorney discipline and reinstatement matters. Unless** waived in the manner provided by [**such rules**] **the Board Rules**, at the conclusion of the hearing the hearing committee or special master shall submit a report to the Board containing the findings and recommendations of the hearing committee or special master.

(d) *Review and action by Board.*

(1) [**Proceedings**] **The procedure in formal proceedings** before the Board shall be governed by Board rules, [**except that, unless**] **the Enforcement Rules, and the decisional law of the Court and the Board in attorney discipline and reinstatement matters. Unless** waived in the manner provided by [**such rules**] **the Board Rules**, both parties shall have the right to submit briefs and to present oral argument to a panel of at least three members of the Board. Members of the Board who have participated on a reviewing panel under paragraph (a)(4) or (5) of this rule shall not participate in further consideration of the same matter or decision thereof on the merits under this subdivision (d).

* * * * *

Rule 213. Subpoena power, depositions and related matters.

* * * * *

(d) *Challenges; appeal of challenges to subpoena.* Any attack on the validity of a subpoena issued under this rule shall be handled as follows:

(1) A challenge to a subpoena authorized by subdivision (a)(1) shall be heard and determined by the hearing committee or special master before whom the subpoena is returnable in accordance with the procedure established by the Board. *See* D.Bd. Rules § 91.3(b) (relating to procedure).

(2) A challenge to a subpoena authorized by subdivision (a)(2) shall be heard and determined by a member of a hearing committee in the disciplinary district in which

the subpoena is returnable in accordance with the procedure established by the Board. *See* D.Bd. Rules § 91.3(b) (relating to procedure).

(3) A determination under paragraph (1) or (2) may be appealed to a lawyer-Member of the Board within ten days after service pursuant to D.Bd. Rules §§ 89.21 and 89.24 of the determination on the party bringing the appeal by filing a petition with the Board setting forth in detail the grounds for challenging the determination. The appealing party shall serve a copy of the petition on the non-appealing party by mail on the date that the appealing party files the appeal, and the non-appealing party shall have five business days after delivery to file a response. No attack on the validity of a subpoena will be considered by the Designated lawyer-Member of the Board unless previously raised before the hearing committee **or special master**. The Board Member shall decide the appeal within five business days of the filing of the non-appealing party's response, if any. There shall be no right of appeal to the Supreme Court. Any request for review shall not serve to stay any hearing or proceeding before the hearing committee, **special master** or the Board unless the Court enters an order staying the proceedings.

* * * * *

[Pa.B. Doc. No. 20-929. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 200]

Proposed Adoption of Pa.R.C.P. No. 202.1

The Civil Procedural Rules Committee is considering proposing to the Supreme Court of Pennsylvania the adoption of new Rule 202.1 governing representation of parties for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They will neither constitute a part of the rules nor will be officially adopted by the Supreme Court.

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

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

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

All communications in reference to the proposal should be received by September 25, 2020. E-mail is the pre-

ferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Civil Procedural
Rules Committee*

JOHN J. HARE,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART 1. GENERAL

CHAPTER 200. BUSINESS OF COURTS

(Editor's Note: The following rule is proposed to be added and printed in regular text to enhance readability.)

Rule 202.1. Representation of Parties.

(a) *Individuals or Sole Proprietorships.* An individual or a sole proprietorship may represent themselves, or be represented by an attorney.

(b) *Partnerships, Corporations or Similar Entities, and Unincorporated Associations.* Except as provided in subdivision (c), a partnership, a corporation or similar entity, or an unincorporated association, shall be represented by an attorney. A corporation shall be represented by an attorney regardless of the amount in controversy if the action involves a dispute between shareholders or officers of the same corporation.

(c) *Pro Se Representation of Partnerships, Corporations or Similar Entities, and Unincorporated Associations.*

(1) A partnership, corporation or similar entity, or unincorporated association may be represented by a partner or officer in an appeal of a civil action for money damages or landlord-tenant action for the recovery of the possession of real property from:

(i) the Magisterial District Court, in which the relief sought in the court of common pleas does not exceed the jurisdictional limit of the Magisterial District Court; or

(ii) the Philadelphia Municipal Court, in which the relief sought in the court of common pleas does not exceed the jurisdictional limit of the Philadelphia Municipal Court; or

(2) Representation pursuant to this subdivision in the court of common pleas shall terminate at the conclusion of trial and shall not extend to appellate proceedings.

Official Note: *See* 42 Pa.C.S. § 1515(a)(3) for the jurisdictional limit in the magisterial district courts and 42 Pa.C.S. § 1123(a)(4) for the jurisdictional limit in the Philadelphia Municipal Court.

See Rules 2026 *et seq.* as to representation of minors and 2051 *et seq.* as to representation of incapacitated persons by guardians.

PUBLICATION REPORT

The Civil Procedural Rules Committee is considering proposing new Rule 202.1 to govern representation of parties in the courts of common pleas. It is based on Allegheny County Local Rule 200 and would permit under certain parameters for a partnership, corporation or similar entity, or an unincorporated association to appear *pro se*.

In developing the proposed rule, the Committee initially examined a conflict in the case law concerning representation of incorporated entities in appeals from magisterial district courts. In *Jamestown Condominium, an unincorporated association v. Sofayov* (No. 2642 C.D. 2015, filed January 13, 2017), the Commonwealth Court determined that a general partner of a limited partnership who is not authorized to practice law could appear *pro se* on behalf of the limited partnership. The case was commenced in Allegheny County magisterial district court and the general partner, who was not a lawyer, appeared *pro se* on behalf of the limited partnership. Upon appeal to the court of common pleas, absent a statewide rule, Allegheny Local Rule 200 authorized a general partner of a limited partnership to appear *pro se* provided that the relief sought is within the jurisdictional limits of the magisterial district court.

However, in *David R. Nicholson Building, LLC v. Jablonski*, 163 A.3d 1048 (Pa. Super. 2017), the Superior Court determined that the sole member of a limited liability company could not appear *pro se* on behalf of his entity even in the case where the amount in controversy was within the jurisdictional limit of the magisterial district courts. This case was commenced in Union County magisterial district court. Upon appeal to the court of common pleas, no state or local rule permitted the limited liability company to appear *pro se*.

Additionally, the Committee observed that representation of partnerships, corporations, and unincorporated associations is already permitted by a non-lawyer in proceedings before the minor judiciary. In the magisterial district courts, Pa.R.C.P.M.D.J. No. 207 authorizes non-lawyers to represent individuals, partnerships, corporations, and unincorporated associations. The rule allows the representation of (1) individuals to include an authorized representative, (2) partnerships to include a partner, or employee or authorized agent of the partnership, and (3) corporations and unincorporated associations to be represented by an officer, employee, or authorized agent.

The Philadelphia Municipal Court also permits similar representation pursuant to Phila.M.C.R.Civ.P. No. 131.

It was also reported to the Committee that some courts of common pleas are establishing housing courts. Many landlords are small incorporated businesses, who, even if incorporated, may represent themselves in the magisterial district courts pursuant to Pa.R.C.P.M.D.J. No. 207. Yet, on appeal of the same case from the minor judiciary to the court of common pleas, continuation of such representation is not currently permitted; an incorporated entity must then seek out representation by an attorney for the same matter adjudicated in the magisterial district court. A request was made to create continuity of representation in both the minor courts to the court of common pleas for these cases.

Finally, the Committee reviewed Allegheny County Local Rule 200. It authorizes a partner or officer to represent a partnership, corporation, or unincorporated association in the Court of Common Pleas of Allegheny County. Unlike Pa.R.C.P.M.D.J. 207 and Phila.M.C.R.Civ.P. No. 131, it is more limited. The local rule permits only a partner or an officer to represent a partnership, corporation, or unincorporated association. The local rule is also limited in scope. It applies only to (1) a civil action commenced in or appealed to the court of common pleas in which the relief sought does not exceed the jurisdictional limits of the magisterial district court,

or (2) an appeal from a judgment entered in a magisterial district court for the recovery of the possession of real property.

Proposed new Rule 202.1 is intended to permit limited *pro se* representation of a partnership, a corporation or similar entity, or an unincorporated association. Such representation would be permitted only in appeals from the minor judiciary; no action could be initially commenced in the court of common pleas by a partnership, corporation or similar entity, or unincorporated association appearing *pro se*. Specifically, such representation would be permitted in an appeal of a civil action or a landlord-tenant action for the recovery of the possession of real property from (1) a magisterial district court provided the relief sought in the court of common pleas does not exceed the jurisdictional limit¹ of the magisterial district court, or (2) the Philadelphia Municipal Court provided the relief sought in the court of common pleas does not exceed the jurisdictional limit² of the Philadelphia Municipal Court.

The proposed rule would intentionally limit the relief sought in the court of common pleas to the jurisdictional limits of the minor judiciary to promote continuity of representation on the exact same case as well as to prevent a party from abusing proceedings before the minor judiciary as entrée to *pro se* representation in the court of common pleas to seek a greater relief.

Any and all representation pursuant to the rule would terminate at the conclusion of trial and would not extend to appellate proceedings.

Accordingly, the Committee invites all comments, objections, concerns, and suggestions regarding this proposed rulemaking.

[Pa.B. Doc. No. 20-930. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 400]

Proposed Amendment of Pa.R.C.P. No. 400

The Civil Procedural Rules Committee is considering proposing to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P. No. 400 governing the person to make service for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They will neither constitute a part of the rules nor will be officially adopted by the Supreme Court.

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

¹ The current jurisdictional limit for civil actions in the magisterial district courts is \$12,000. See 42 Pa.C.S. § 1515(a)(3).

² The current jurisdictional limit for civil actions in the Philadelphia Municipal Court is \$12,000. See 42 Pa.C.S. § 1123(a)(4).

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

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

All communications in reference to the proposal should be received by September 25, 2020. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Civil Procedural
Rules Committee*

JOHN J. HARE,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 400. SERVICE OF ORIGINAL PROCESS

SERVICE GENERALLY

Rule 400. Person to Make Service.

(a) Except as provided in subdivisions (b) and (c) and in Rules 400.1 and 1930.4, original process shall be served within the Commonwealth only by the sheriff.

(b) In addition to service by the sheriff, original process may be served also by a competent adult in the following actions:

(1) **a civil action in which the complaint includes a request for injunctive relief under Rule 1531, perpetuation of testimony under Rule 1532 or appointment of a receiver under Rule 1533[,];**

(2) partition[, and];

(3) declaratory judgment when declaratory relief is the only relief sought[.]; and

(4) **a civil action in which there is a complete diversity of citizenship between all plaintiffs and all defendants, and at least one defendant is a citizen of Pennsylvania.**

Official Note: See Rule 76 for the definition of “competent adult.”

Service of original process in domestic relations matters is governed by Rule 1930.4.

(c) When the sheriff is a party to the action, original process shall be served by the coroner or other officer authorized by law to perform the duties of coroner.

(d) If service is to be made by the sheriff in a county other than the county in which the action was commenced, the sheriff of the county where service may be made shall be deputized for that purpose by the sheriff of the county where the action was commenced.

PUBLICATION REPORT

The Civil Procedural Rules Committee is considering proposing the amendment of Rule 400(b) governing those actions in which both the sheriff and a competent adult may serve original process. The proposal is the result of

the Committee’s examination of the holding in *Encompass Ins. Co. v. Stone Mansion Restaurant Inc.*, 902 F.3d 147 (3d Cir. 2018) concerning the removal of actions from state to federal court and permitting pre-service or “snap” removal.

28 U.S.C. § 1441(a) provides that a civil action brought in a state court may be removed to federal court where there is federal subject matter jurisdiction, including where there is complete diversity of citizenship between all plaintiffs and all defendants. Section 1441(b) states the “forum defendant” exception to that rule: an action otherwise removable on the basis of diversity jurisdiction “may not be removed if any of the parties in interest properly joined *and* served as defendants is a citizen of the State in which the action is brought.” 28 U.S.C. § 1441(b) (emphasis added).

In *Encompass Ins. Co.*, the United States Third Circuit Court of Appeals held that Section 1441(b) does not prevent removal to federal court on the basis of diversity jurisdiction where there is a forum defendant when the forum defendant has not yet been served. In other words, removal is proper where the plaintiff intends to serve and proceed against an in-state defendant, but removal is filed before both joinder and service have occurred.

Preliminarily, delay between the filing of the complaint and original service provides opportunity for “snap” removal. As reported to the Committee, the method of original service available to plaintiffs is a significant factor in the magnitude of any delay. For example, employing a private process server permits prompt, plaintiff-directed service on defendants whereas the timing of sheriff-effectuated service varies widely within Pennsylvania. The Committee focused on reducing this potential inconsistency in statewide practice as it relates to “snap” removal.

The Committee observed that Rule 400(a) provides that the sheriff must serve original process of civil actions within the Commonwealth. Rule 400(b) sets forth certain, discrete civil actions for which, in addition to service by the sheriff, original process within the Commonwealth may be served by a competent adult. These include civil actions in which the complaint includes a request for injunctive relief, perpetuation of testimony, appointment of a receiver; partition; and declaratory judgment when declaratory relief is the only relief sought. In addition, Rule 400.1 also permits service of original process in Philadelphia County only by either the sheriff or a competent adult.

The various means of permissible original service in Pennsylvania, as provided by the Rules, has resulted in disparate delays in original service, which has led to inconsistent “snap” removal opportunities based upon the county of filing. To address this disparity, the Committee is proposing a modest amendment to Rule 400(b) to extend service of original process by a competent adult to every county only in the narrow category of cases impacted by the *Encompass Ins. Co.* decision, providing the same options for service in these cases regardless of the county in which the defendant is located.

An alternative resolution would be to remove the category of cases subject to “snap” removal from operation of Rule 400(b) so that such cases must also be served by sheriff pursuant to Rule 400(a). However, this approach, which seemingly fosters additional delay, appeared contrary to the purpose of the Rules to obtain speedy determinations of actions. *See, e.g.*, Pa.R.C.P. No. 128.

Accordingly, the Committee invites all comments, objections, concerns, and suggestions regarding this proposed rulemaking.

[Pa.B. Doc. No. 20-931. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 400]

Proposed Amendment of Pa.R.C.P. No. 401(b)(2)

The Civil Procedural Rules Committee is considering proposing to the Supreme Court of Pennsylvania the amendment of Rule 401(b)(2) governing the reissuance or reinstatement of original process set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They will neither constitute a part of the rules nor will be officially adopted by the Supreme Court.

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

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

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

All communications in reference to the proposal should be received by September 25, 2020. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Civil Procedural
Rules Committee*

JOHN J. HARE,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 400. SERVICE OF ORIGINAL PROCESS

SERVICE GENERALLY

Rule 401. Time for Service. Reissuance, Reinstatement, and Substitution of Original Process.

(a) Original process shall be served within the Commonwealth within 30 days after the issuance of the writ or the filing of the complaint.

Official Note: See Rule 404 for the time for service outside the Commonwealth.

(b)(1) If service within the Commonwealth is not made within the time prescribed by subdivision (a) of this rule or outside the Commonwealth within the time prescribed by Rule 404, the prothonotary upon *praecipe* and upon presentation of the original process, shall continue its validity by reissuing the writ or reinstating the complaint, by writing thereon “reissued” in the case of a writ or “reinstated” in the case of a complaint.

(2) A writ may be reissued or a complaint reinstated at any time and any number of times. A new party defendant may be named in a reissued writ or a reinstated complaint **only if the writ or complaint has not been served on any defendant.**

Official Note: A new party defendant cannot be added to a reissued writ or reinstated complaint if service has been completed on a defendant already named in the writ or complaint. For cases involving multiple defendants, a new party defendant cannot be added to a reissued writ or reinstated complaint if service has been completed on any defendant already named in the writ or complaint.

If a new party defendant cannot be added pursuant to this rule, other procedures are available. See Rule 219 to discontinue to start a new action; Rule 1033 to amend the caption of the writ or complaint by agreement of the party or by leave of court; or Rule 2232 to seek leave of court for an order joining a defendant.

(3) A substituted writ may be issued or a substituted complaint filed upon *praecipe* stating that the former writ or complaint has been lost or destroyed.

(4) A reissued, reinstated, or substituted writ or complaint shall be served within the applicable time prescribed by subdivision (a) of this rule or by Rule 404 after reissuance, reinstatement, or substitution.

(5) If an action is commenced by writ of summons and a complaint is thereafter filed, the plaintiff, instead of reissuing the writ, may treat the complaint as alternative original process and as the equivalent for all purposes of a reissued writ, reissued as of the date of the filing of the complaint. Thereafter the writ may be reissued, or the complaint may be reinstated as the equivalent of a reissuance of the writ, and the plaintiff may use either the reissued writ or the reinstated complaint as alternative original process.

Official Note: If the applicable time has passed after the issuance of the writ or the filing of the complaint, the writ must be reissued or the complaint reinstated to be effective as process. Filing or reinstatement or substitution of a complaint, which is used as alternative process under this subdivision, has been held effective in tolling the statute of limitations as the reissuance or substitution of a writ.

Explanatory Comment

Rule 401(b)(2) provides: “A writ may be reissued or a complaint reinstated at any time and any number of times. A new party defendant may be named in a reissued writ or a reinstated complaint.” On its own, a literal reading of Rule 401(b)(2) suggests that a new party defendant can be added at any time upon the reissuance of a writ or reinstatement of a complaint; neither the rule nor its explanatory comment provide context as to its application. In practice, self-represented litigants have interpreted this provision to allow new defendants to be

added simply by reissuing the writ or reinstating the complaint without any context as to whether service of the writ or complaint has already been completed pursuant to subdivision (a) on a named defendant. In addition, the rule does not provide any guidance as to the operation of this subdivision when there are multiple defendants.

The proposed amendment would clarify that a new party defendant may be added to a reissued writ or reinstated complaint only if service of the writ or complaint on the defendant has not yet been completed. A proposed note would also be added to provide guidance for cases involving multiple defendants: if service has been completed for any defendant, a plaintiff cannot add a new defendant pursuant to this rule. In addition, the proposed note would cross-reference three other procedural methods for adding a defendant should a plaintiff be precluded from doing so pursuant to Rule 401(b)(2). These procedural methods include: discontinuance pursuant to Rule 229 and starting a new action; agreement by the parties or seeking leave of court to amend the pleading pursuant to Rule 1033, and seeking leave of court for an order joining a defendant pursuant to Rule 2232.

Accordingly, the Committee invites all comments, objections, concerns, and suggestions regarding this proposed rulemaking.

[Pa.B. Doc. No. 20-932. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 234—RULES OF CRIMINAL PROCEDURE

[234 PA. CODE CH. 6]

Proposed Amendment of Pa.R.Crim.P. 644

The Criminal Procedural Rules Committee is considering proposing to the Supreme Court of Pennsylvania the amendment of Rule 644 (Note Taking by Jurors) for the reasons set forth in the accompanying explanatory report. Pursuant to Pa.R.J.A. No. 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any reports, notes, or comments in the proposal have been inserted by the Committee for the convenience of those using the rules. They neither will constitute a part of the rules nor will be officially adopted by the Supreme Court.

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

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

Jeffrey M. Wasileski, Counsel
Supreme Court of Pennsylvania
Criminal Procedural Rules Committee
601 Commonwealth Avenue, Suite 6200
Harrisburg, PA 17106-2635
fax: (717) 231-9521
e-mail: criminalrules@pacourts.us

All communications in reference to the proposal should be received by no later than Friday, September 4, 2020. E-mail is the preferred method for submitting comments, suggestions, or objections; any e-mailed submission need

not be reproduced and resubmitted via mail. The Committee will acknowledge receipt of all submissions.

*By the Criminal Procedural
Rules Committee*

MARGHERITA PATTI-WORTHINGTON,
Chair

Annex A

TITLE 234. RULES OF CRIMINAL PROCEDURE

CHAPTER 6. TRIAL PROCEDURES IN COURT CASES

PART C(2). Conduct of Jury Trial

Rule 644. Note Taking by Jurors.

(A) [**When a jury trial is expected to last for more than two days, jurors**] **Jurors** shall be permitted to take notes during [**the trial**] **opening statements, the presentation of evidence, and closing arguments** for their use during deliberations. [**When the trial is expected to last two days or less, the judge may permit the jurors to take notes.**]

(1) The jurors shall not take notes during the judge's charge at the conclusion of the trial.

(2) The court shall provide materials to the jurors that are suitable for note taking. These are the only materials that may be used by the jurors for note taking.

(3) The court, the attorney for the Commonwealth, and the defendant's attorney, or the defendant if unrepresented, shall not request or suggest that jurors take notes, comment on the jurors' note taking, or attempt to read any notes.

(4) The notes of the jurors shall remain in the custody of the court at all times.

(5) The jurors may have access to their notes and use their notes only during the trial and deliberations. The notes shall be collected or maintained by the court at each break and recess, and at the end of each day of the trial.

(6) The notes of the jurors shall be confidential and limited to use for the jurors' deliberations.

(7) Before announcing the verdict, the jury shall return their notes to the court. The notes shall be destroyed by court personnel without inspection upon the discharge of the jury.

(8) The notes shall not be used as a basis for a request for a new trial, and the judge shall deny any request that the jurors' notes be retained and sealed pending a request for a new trial.

(B) The judge shall instruct the jurors about taking notes during the trial. At a minimum, the judge shall instruct the jurors that:

(1) the jurors are not required to take notes, and those jurors who take notes are not required to take extensive notes;

(2) note taking should not divert jurors from paying full attention to the evidence and evaluating witness credibility, **or the opening statements, or closing arguments;**

(3) the notes merely are memory aids, not evidence or the official record;

(4) the jurors who take few or no notes should not permit their independent recollection of the evidence to be influenced by the fact that other jurors have taken notes;

(5) the jurors may not show their notes or disclose the contents of the notes to other jurors until deliberations begin, but may show the notes or disclose the contents during deliberations;

(6) the jurors may not take their notes out of the courtroom except to use their notes during deliberations; and

(7) the jurors' notes are confidential, will not be reviewed by the court or anyone else, will be collected before the verdict is announced, and will be destroyed immediately upon discharge of the jury.

Comment

[This rule was adopted in 2005 to permit the jurors to take notes during the course of any trial that is expected to last more than two days. Pursuant to this rule, except for trials expected to last two days or less, the jury may take notes as a matter of right without the permission of the court. See, e.g., ABA Standards for Criminal Justice, Second Edition, Standard 15-3.2 (Note taking by jurors) (1980). This rule was originally adopted as a temporary rule for the purpose of assessing whether juror note taking in criminal cases is beneficial to the system of justice in Pennsylvania. As the rule has found favor with the bench, bar, and public, the sunset provision of paragraph (C) has been rescinded and the rule has been made permanent.]

The judge must instruct the jurors concerning the note taking. Paragraph (B) sets forth the minimum information the judge must explain to the jurors. The judge also must emphasize the confidentiality of the notes.

It is strongly recommended the judge instruct the jurors along the lines of the following:

We will distribute notepads and pens to each of you in the event you wish to take notes during the trial. You are under no obligation to take notes and it is entirely up to you whether you wish to take notes to help you remember what witnesses said and to use during your deliberations.

If you do take notes, remember that one of your responsibilities as a juror is to observe the demeanor of witnesses to help you assess their credibility. Do not become so involved with note taking that it interferes with your ability to observe a witness or distracts you from hearing the questions being asked the witness and the answers being given by the witness.

You may also take notes while the attorneys' present their opening statements and when they will make their closing arguments about the evidence at the end of the trial. Again, if you do take notes, do not become so involved with note taking that it distracts from paying attention to the remainder of the opening statement or hearing all of the closing argument.

Your notes may help you refresh your recollection of the **[testimony and] evidence as well as the attorneys' opening statements and closing arguments. Your notes** should be treated as a supplement to, rather than a substitute for, your memory. Your notes are only to be used by you as memory aids and should not take precedence over your independent recollection of the facts.

Those of you who do not take notes should not be overly influenced by the notes of other jurors. It is just as easy to write something down incorrectly as it is to remember it incorrectly and your fellow jurors' notes are entitled to no greater weight than each juror's independent memory. Although you may refer to your notes during deliberations, give no more or no less weight to the view of a fellow juror just because that juror did or did not take notes. Although you are permitted to use your notes for your deliberations, the only notes you may use are the notes you write in the courtroom during the proceedings on the materials distributed by the court staff.

Each time that we adjourn, your notes will be collected and secured by court staff. Your notes are completely confidential and neither I nor any member of the court's staff will read your notes, now or at any time in the future. After you have reached a verdict in this case, your notes will be destroyed immediately by court personnel. Pennsylvania Bar Association Civil Litigation Update, *Juror Note-taking in Civil Trials: An Idea Whose Time Has Come*, Volume 5, No. 2 (Spring 2002), at 12.

Pursuant to paragraph (B)(6), the jurors are not permitted to remove the notes from the courtroom during the trial.

Pursuant to paragraph (A)(7), the judge must ensure the notes are collected and destroyed immediately after the jury renders its verdict. The court may designate a court official to collect and destroy the notes.

Official Note: Rule 1113 adopted January 24, 1968, effective August 1, 1968; renumbered Rule 644 and Comment revised March 1, 2000, effective April 1, 2001. Rule 644 rescinded June 30, 2005, effective August 1, 2005. New Rule 644 adopted June 30, 2005, effective August 1, 2005; amended August 7, 2008, effective immediately; **amended _____, 2020, effective _____, 2020.**

Committee Explanatory Reports:

Final Report explaining the March 1, 2000 reorganization and renumbering of the rules published with the Court's Order at 30 Pa.B. 1478 (March 18, 2000).

Final Report explaining the provisions of new Rule 644 allowing note taking by jurors published with the Court's Order at 35 Pa.B. 3917 (July 16, 2005).

Final Report explaining the August 7, 2008 amendments making permanent the provisions of Rule 644 allowing note taking by jurors published with the Court's Order at 38 Pa.B. 4606 (August 23, 2008).

Report explaining the proposed amendments clarifying that note taking by jurors is permitted during the presentation of evidence and closing arguments published comment at 50 Pa.B. 3577 (July 18, 2020).

REPORT

Proposed Amendment of Pa.R.Crim.P. 644

JUROR NOTE TAKING DURING OPENINGS AND CLOSINGS

The Committee had been examining a question presented to both the Civil Procedural Rules Committee ("Civil Rules Committee") and Criminal Procedural Rules Committees ("Criminal Rules Committee") regarding whether note taking by jurors is permitted during closing arguments. Pa.R.Crim.P. 644 (Note Taking by Jurors) was adopted in 2005 and was based heavily on the language contained in Pa. Rule of Civil Procedure 223.2 (Conduct of the Jury Trial. Juror Note Taking), which was adopted in 2003. Pa.R.C.P. 223.2 states that the jurors may take

notes during “the proceedings” for use during deliberations while Pa.R.Crim.P. 644 uses the phrase “during trial.” The question is whether “proceeding” and “trial” includes closing arguments. Both Pa.R.Crim.P. 644 and Pa.R.C.P. 223.2 contain prohibitions against note taking during the judge’s charge but are silent as to openings or closings. Pa.R.Crim.P. 644 provides that the judge is required to allow jurors to take notes in trials lasting more than two days, while it is in the judge’s discretion to permit note taking in trials of shorter duration. Pa.R.C.P. No. 223.2 provides that a judge has the discretion to permit note taking in trials lasting more than two days.

Following the work of a joint subcommittee formed from members of both Committees, the Civil Rules Committee published for comment a proposal to amend Pa.R.C.P. No. 223.2.¹ Under this proposal the rule would be amended to require the trial judge to allow juror note taking in trials lasting more than two days, as is already provided in Pa.R.Crim.P. 644. The amendments would also specifically permit note-taking during closing arguments. The proposed amendments would preclude note-taking during opening statements. As stated in the Explanatory Comment in the published proposal, the Civil Rules Committee “believes that note taking during opening statements, during which information that may ultimately not be supported by evidence or even entered into evidence, could lead to confusion for jurors. Note taking during closing arguments would help jurors with their deliberations.”

The Committees reconvened the joint subcommittee to review the results of the Civil Rules Committee’s publication. As described in more detail below, the joint subcommittee recommended changes to the note taking rules in two regards: (1) that the two-day trial time limitation on the jurors’ right to take notes be removed from the rules; and (2) that the rules should be clarified that note taking is permitted during opening statements and closing arguments. The Criminal Rules Committee accepted the recommendations of the joint subcommittee and is now publishing a proposal incorporating these recommendations as changes to Pa.R.Crim.P. 644.

Based on the members experience with jurors’ feedback following trial, the Committee observed that jurors liked being able to take notes during opening statements because it gave them the opportunity to become familiar with the theories that were going to be presented to them and to organize their thoughts. Similarly, jurors reported satisfaction with taking notes during closing arguments because it made it easier to remember those arguments. In addition, it was clear that jurors had no trouble distinguishing the difference between evidence and arguments. Note taking throughout the trial offers several benefits. It shows respect and trust in the jurors to do their job. It also keeps attorneys accountable; if jurors take notes, a discrepancy has the potential to harm the litigant. To the concern that opening statements may include references to evidence that may be ultimately precluded, it was pointed out that there are instances during the presentation of evidence when testimony can be stricken. Allowing note taking during openings would give jurors the chance to note what the attorneys have suggested were important items of evidence for which the jurors should be looking. Finally, it was observed that the federal courts permit jurors to take notes with no limitation to any part of the trial.²

As a result of these discussions, the Committee concluded that note taking should be permitted during both openings and closings in addition to the presentation of evidence. Note taking still would be precluded during the judge’s charge.

Second, the Committee discussed the extent of the trial judge’s discretion in allowing juror note taking. As originally published, the proposed amendment of Pa.R.C.P. Rule 223.2(a) would remove the discretionary aspect for note taking in trials lasting more than two days. Pa.R.Crim.P. 644 currently requires the judge to permit note taking in trials lasting more than two days but allowing the judge discretion in trials lasting less than that. The Committee questioned why this time limit was chosen and whether it was an arbitrary limitation. In reviewing the history of Pa.R.Crim.P. 644, it was noted that when the juror note taking rules were first adopted, there was some skepticism that note taking by jurors was necessary or beneficial. As a result, it was reasoned that trials lasting less than two days would be more simple and not necessitate note taking; longer trials were deemed more complicated and thus jurors could benefit from the ability to take notes if they so desired.³ The Committee noted that courts have become more accustomed to juror note taking, recognizing the benefits while observing that few of the problems originally feared with the practice have been realized. The Committee agreed that regardless of the length of the trial or its complexity, jurors should be allowed to take notes and that the two-day limitation should be eliminated.

Therefore, it is proposed that Pa.R.Crim.P. 644 be changed to add “opening statements” and “closing arguments” to the text of the rule and the provision limiting mandatory note taking to trials more than two days be removed. Similar revisions are made to the Comment to the rule.

[Pa.B. Doc. No. 20-933. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 249—PHILADELPHIA RULES

PHILADELPHIA COUNTY

Commerce Court Temporary Financial Monitor Program; No. 42 of 2020

Order

And Now, this 22nd day of June, 2020, consistent with the goals of the Commerce Court, which hears, inter alia, disputes between or among two or more business entities and handles dissolution and liquidation of business entities, the court takes judicial notice that the COVID-19 pandemic has caused significant economic harm to local for-profit businesses and non-profit institutions, many of which were forced to close for lengthy periods of time and have been unable to generate sufficient income to pay their debts or retain their staff, and it appears that the current economic climate threatens their ability to operate in the future, it is hereby *Ordered* and *Decreed* that, in order to provide assistance to keep local enterprises operational, a Commerce Court Temporary Financial Monitor Program (hereinafter the “Monitor Program”) shall be created within the First Judicial District’s Com-

¹ See 49 Pa.B. 3885 (July 27, 2019).

² Note taking by jurors in federal court is permitted at the discretion of each judge. The directive appears to be set forth in pattern jury instructions and not pursuant to rule.

³ In addition, when Pa.R.C.P. 223.2 was initially adopted in 2003, it was done so on a trial basis and included a two-year sunset provision. The success of the rule resulted in it becoming permanent in 2005. When Pa.R.Crim.P. 644 was adopted in 2005, it contained a similar sunset provision that was removed in 2008.

merce Court under the general supervision of the Commerce Court Supervising Judge as follows:

1. *Establishment and Eligibility of the Monitor Program.*

A. The Commerce Court Supervising Judge, upon consultation with the Administrative Judge of the Trial Division, members of the bar, and other stakeholders, shall adopt appropriate case management orders and other protocols for the implementation of the Monitor Program in accordance with the Administrative Orders governing the Commerce Court and other applicable rules of court.

B. Any for-profit or non-profit entity, including a sole proprietorship, is eligible to participate in the Monitor Program if its principal place of business is located in Philadelphia County and it ceased to conduct a substantial portion of its operations due to the Covid-19 pandemic, resulting in a loss of revenue and causing the entity to be unable to pay its usual and customary costs and expenses coming due in the ordinary course on and after March 1, 2020. Entities whose defaults or failure to pay costs and expenses occurred on or before February 29, 2020, are generally ineligible to participate, unless otherwise determined by the court upon Petition.

2. *Assignment to the Monitor Program.*

A case is commenced and will be assigned to the Monitor Program when an eligible entity files a Petition to Enjoin Collection Activities and Appoint a Temporary Financial Monitor (hereinafter the "Petition").

3. *Information to be included in the Petition.*

The petitioning entity must include in, or as exhibits to, the Petition financial statement(s) identifying pre- and post-COVID assets, revenues, costs, and expenses, along with detailed information regarding the entity's creditors and the amounts owed to each of them. Exhibits containing financial information may be filed under seal, but they will be available for viewing by creditors and the Temporary Financial Monitor. The Petition must be filed as a public document.

4. *Court Review and Assignment of Temporary Financial Monitor.*

The Petition shall be assigned to the Commerce Court Supervising Judge or his designee, who may issue one or more orders: directing the filing of Response(s) to the Petition by creditors and other interested parties; appointing a legal or accounting professional to act as a Temporary Financial Monitor; scheduling meetings or conferences with creditors; enjoining creditors from engaging in any collection activities against the petitioning entity and its assets; requiring the entity to post a nominal bond; and directing such other actions as the court, sitting in equity, deems appropriate.

5. *Duties and Obligations of Temporary Financial Monitor.*

The Temporary Financial Monitor shall be responsible for evaluating the financial information provided by the petitioning entity and, upon consultation with the entity and its creditors, shall prepare a proposed Operating Plan to enable the entity to resume and/or continue operations while paying off its accumulated debts. The Operating Plan will be shared with creditors and other interested parties and submitted to the court for approval. The Temporary Financial Monitor shall provide periodic reports, as well as any revised Operating Plans, as directed by the court.

6. *Termination or Conclusion of Assignment of Temporary Financial Monitor.*

The Temporary Financial Monitor will be discharged within one year from the date of appointment, unless otherwise ordered by the court.

As required by Pa.R.J.A. 103(d), this Administrative Order and the proposed local rule were submitted to the Supreme Court of Pennsylvania Civil Procedural Rules Committee for review and written notification has been received from the Rules Committee certifying that the proposed local rule is not inconsistent with any general rule of the Supreme Court. This Administrative Order and the following local rule shall be filed with the Office of Judicial Records (formerly the Prothonotary, Clerk of Courts and Clerk of Quarter Sessions) in a docket maintained for Administrative Orders issued by the First Judicial District of Pennsylvania. As required by Pa.R.J.A. 103(d)(5)(ii), two certified copies of this Administrative Order and the following local rule, as well as one copy of the Administrative Order and local rule shall be distributed to the Legislative Reference Bureau on a computer diskette for publication in the *Pennsylvania Bulletin*. As required by Pa.R.J.A. 103(d)(6) one certified copy of this Administrative Order and local rule shall be filed with the Administrative Office of Pennsylvania Courts, shall be published on the website of the First Judicial District at www.courts.phila.gov, and shall be incorporated in the compiled set of local rules no later than 30 days following publication in the *Pennsylvania Bulletin*. Copies of the Administrative Order and local rules shall also be published in *The Legal Intelligencer* and will be submitted to American Lawyer Media, Jenkins Memorial Law Library, and the Law Library for the First Judicial District.

By the Court

HONORABLE IDEE C. FOX,
President Judge, Court of Common Pleas
Philadelphia County

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

HONORABLE GARY S. GLAZER,
Supervising Judge, Commerce Court
Court of Common Pleas, Philadelphia County

[Pa.B. Doc. No. 20-934. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 255—LOCAL COURT RULES

FAYETTE COUNTY

Designation of Bail Agency; No. 250 MD 2020

Order

And Now, this 18th day of June, 2020, pursuant to Pennsylvania Rule of Judicial Administration 103(d), it is hereby ordered that Fayette County Criminal Rule 530, Designation of Bail Agency is adopted as follows hereto.

The Clerk of Courts is directed as follows:

(1) Two copies and computer diskette of the Local Rule shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

(2) One copy of the Local Rule shall be filed with the Administrative Office of Pennsylvania Courts.

(3) One copy of the Local Rule shall be sent to the Fayette County Law Library and the Editor of the *Fayette Legal Journal*.

The Administrative Office of Fayette County Courts is directed as follows:

(1) Publish a copy of the Local Rule on the website of the Administrative Office of Fayette County Courts.

(2) Thereafter, compile the Local Rule within the complete set of local rules no later than 30 days following the publication in the *Pennsylvania Bulletin*.

The adoption of the above listed Local Rule shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

By the Court

JOHN F. WAGNER, Jr.,
President Judge

Rule 530. Designation of Bail Agency.

The Fayette County Adult Probation and Parole Office, Pre-Trial Services Unit, is designated as the bail agency of the Court of Common Pleas of Fayette County.

[Pa.B. Doc. No. 20-935. Filed for public inspection July 17, 2020, 9:00 a.m.]

RULES AND REGULATIONS

Title 25—ENVIRONMENTAL PROTECTION

ENVIRONMENTAL QUALITY BOARD

[25 PA. CODE CHS. 261a, 262a, 263a, 264a AND 265a]

Hazardous Waste Generator Improvements Rule

The Environmental Quality Board (Board) amends Chapters 261a, 262a, 263a, 264a and 265a to update the regulations to be consistent with the Federal regulations amended under the Hazardous Waste Generator Improvements Rule (HWGIR) regulatory amendments adopted by the United States Environmental Protection Agency (EPA) in 2016, effective May 30, 2017. See 81 FR 85732 (November 28, 2016). The Federal amendments were automatically incorporated by reference into 25 Pa. Code § 260a.3(e) (relating to terminology and citations related to Federal regulations), which provides that “[t]he incorporation by reference includes any subsequent modifications and additions to the CFR incorporated in this article.” The amendments to Chapters 261a, 262a, 263a, 264a and 265a are set forth in Annex A.

This final-omitted rulemaking was adopted by the Board at its meeting of January 21, 2020.

A. Effective Date

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

B. Contact Persons

For further information, contact Thomas Mellott, Chief, Division of Hazardous Waste Management, P.O. Box 69170, Rachel Carson State Office Building, Harrisburg, PA 17106-9170, (717) 787-6239; or Nikolina Smith, Assistant Counsel, Bureau of Regulatory Counsel, P.O. Box 8464, Rachel Carson State Office Building, Harrisburg, PA 17105-8464, (717) 783-8501. Persons with a disability may use the Pennsylvania AT&T Relay Service, (800) 654-5984 (TDD users) or (800) 654-5988 (voice users). This final-omitted rulemaking is available on the Department of Environmental Protection’s (Department) web site at www.dep.pa.gov (select “Public Participation,” then “Environmental Quality Board”).

C. Statutory Authority

This final-omitted rulemaking is being made under the following statutory authorities: sections 105, 402 and 501 of the Solid Waste Management Act (35 P.S. §§ 6018.105, 6018.402 and 6018.501), which grant the Board the authority to adopt rules and regulations concerning the storage, treatment, disposal and transportation of hazardous waste; sections 303 and 305(e)(2) of the Hazardous Sites Cleanup Act (35 P.S. §§ 6020.303 and 6020.305(e)(2)), which grant the Board the authority to promulgate regulations to carry out the provisions of that Act; and section 1920-A of the Administrative Code of 1929 (71 P.S. § 510-20), which grants the Board the authority to adopt rules and regulations for the proper performance of the work of the Department.

D. Background and Purpose

Consistency of Pennsylvania’s Hazardous Waste Program with Federal Law

The Pennsylvania hazardous waste program regulations under Chapters 260a—268a and 270a, incorporate

by reference the Federal hazardous waste regulations under 40 CFR Parts 260—273. See 25 Pa. Code § 260a.3(e). See also 29 Pa.B. 2369 (May 1, 1999). On November 28, 2016, the EPA finalized the HWGIR, which substantially revised provisions in 40 CFR Parts 260—268 and 270 and became effective on May 30, 2017. See 81 FR 85732.

The revisions to the Federal rules are automatically incorporated into the *Pennsylvania Code* by reference. However, certain nonsubstantive revisions are needed to some sections of the Pennsylvania regulations to reflect the Federal changes under the HWGIR.

These changes will ensure the consistency of Chapters 261a—265a with the revised Federal regulations, provide the correct cross-references to the applicable Federal regulations and provide clarity to the public and the regulated community with respect to the references to the Federal provisions incorporated by reference.

Notice of proposed rulemaking is omitted under section 204 of the Commonwealth Documents Law (CDL), the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. § 1204). Section 204(3) of the CDL provides that an agency may omit the notice of proposed rulemaking if “the agency for good cause finds. . . that the procedures specified in sections 201 and 202 are in the circumstances impracticable, unnecessary, or contrary to the public interest.” See 45 P.S. § 1204(3).

Public comment is omitted because the substantive changes in the HWGIR were automatically incorporated by reference in Pennsylvania’s regulations and the amendments in this final-omitted rulemaking are not substantive. The HWGIR was subject to a notice and comment process when it was proposed at the Federal level. See 80 FR 57918 (September 25, 2015). The amendments to Chapters 261a—265a set forth in Annex A are not substantive changes but rather are minor corrections to ensure consistency with the provisions of the Federal regulations already incorporated by reference.

Additionally, a notice and comment process is unnecessary for the renumbering changes that are unrelated to the HWGIR. These changes comprise a simple deletion and transferring of § 261a.8 (relating to requirements for universal waste) to new § 261a.9 (relating to requirements for universal waste) to be consistent with the numbering structure under 40 CFR Part 261 (relating to identification and listing of hazardous waste). No change in the heading or text of the regulation is being made. Two erroneous cross-references §§ 264a.11 and 265a.11 (relating to identification number and transporter license) are also corrected in this final-omitted rulemaking.

The amendments included in this final-omitted rulemaking provide clarity to the public and the regulated community with respect to the Federal provisions incorporated by reference and the numbering structure of 40 CFR Part 261. As a result, the Board for good cause finds that public comment in this case is not necessary.

E. Summary of the Final-Omitted Rulemaking

This final-omitted rulemaking includes changes to Pennsylvania’s regulations to address the relocation of certain Federal provisions in 40 CFR Parts 260—265 as a result of the HWGIR; a change in the terminology used in the Federal rule from “conditionally exempt small quantity generator” to “very small quantity generator;” and the deletion of a reference in Subpart J of 40 CFR Part 262

(relating to standards applicable to generators of hazardous waste) in the HWGIR. These changes are further explained as follows.

Relocation of Federal provisions

To be consistent with the numbering structure of the Federal regulations and the change in terminology relating to very small quantity generators, § 261a.5 is being deleted and reserved and the provisions of the section transferred to two new sections. Specifically, the waste oil provision of subsection (a) is being transferred to new § 262a.13 (relating to generator category determination). The provision in subsection (b) regarding prohibition of hazardous waste in a municipal or residual waste landfill and the provision in subsection (c) regarding deemed transporter license are being transferred to new § 262a.14 (relating to conditions for exemption for a very small quantity generator). These changes reflect changes in the Federal regulations.

In particular, § 261a.5 paralleled former 40 CFR 261.5 which, under the HWGIR, was deleted and its provisions transferred to other sections of 40 CFR Part 262. See 81 FR 85732, 85736, 85737 and 85806 (November 28, 2016). Under the HWGIR, the EPA deleted 40 CFR 261.5(c)(4) and (j) and transferred their provisions to 40 CFR 262.13(c)(4) and (f)(1)(iii) (relating to generator category determination). See 81 FR 85737 and 85809 (November 28, 2016). New § 262a.14 includes the provisions that were in § 261a.5(b) and (c), as previously described. These provisions pertain to prohibiting hazardous waste in a municipal or residual waste landfill and to deemed transporter licenses.

Section 262a.34 is deleted and reserved in this final-omitted rulemaking. This section set forth additional requirements for accumulation time for accumulated hazardous waste. It provided that a generator who accumulated hazardous waste onsite under 40 CFR 262.34(a)(1)(i) (formerly relating to accumulation time) (removed and relocated in the HWGIR) must also comply with Chapter 265a, Subchapter I (relating to use and management of containers). The cited Federal provision, 40 CFR 262.34, has been deleted and reserved. See 81 FR 85818 (November 28, 2016). More specifically, the language of 40 CFR 262.34(a)(1)(i) was transferred to 40 CFR 262.17(a)(1) (relating to conditions for exemption for a large quantity generator that accumulates hazardous waste). See 81 FR at 85739 and 85814 (November 28, 2016).

To maintain consistency with the numbering structure of the Federal regulation, the provisions of § 262a.34 are transferred in this final-omitted rulemaking to two new §§ 262a.16 (relating to conditions for exemption for a small quantity generator that accumulates hazardous waste) and 262a.17 (relating to conditions for exemption for a large quantity generator that accumulates hazardous waste). The requirements for the new sections are identical to each other, except that § 262a.16 applies to small quantity generators and § 262a.17 applies to large quantity generators.

Terminology changes

The EPA replaced the term “conditionally exempt small quantity generator” in 40 CFR 261.5 with “very small quantity generator” in 40 CFR 262.14 (relating to conditions for exemption for a very small quantity generator). See 81 FR 85733, 85734 and 85809 (November 28, 2016).

Similarly, in §§ 264a.11 and 265a.11, references to “conditionally exempt small quantity generators” in these sections are changed to “very small quantity generators”

to match the change in terminology in the HWGIR. “Very small quantity generator” is defined at 40 CFR 260.10 (relating to definitions).

Reference deletions

Existing § 262a.10 (relating to incorporation by reference, purpose, scope and applicability) incorporated by reference 40 CFR Part 262 but specified that § 262.10(j) and Part 262 Subpart J were not incorporated by reference. The EPA deleted these two portions of Part 262 under the HWGIR. Consequently, the Board is amending § 262a.10 by removing citations to § 262.10(j) and Subpart J.

Renumbering for consistency

Section 261a.8, which is deleted and reserved in this final-omitted rulemaking, is comparable to the Federal regulation in 40 CFR 261.9 (relating to requirements for universal waste). In this final-omitted rulemaking, § 261a.8 is being transferred to new § 261a.9 to be consistent with the numbering structure for the Federal regulation. See 60 FR 25492 (May 11, 1995).

Section 262a.12 (relating to EPA identification numbers), which is deleted and reserved in this final-omitted rulemaking, provided additional Pennsylvania-specific requirements for hazardous waste generators applicable to EPA identification numbers. It was a parallel provision to 40 CFR 262.12 (formerly relating to EPA identification numbers), which was reserved and renumbered as 40 CFR 262.18 under the HWGIR. See 81 FR 85737, 85740, 85808 and 85818 (November 28, 2016). Section 262a.12 is being renumbered as § 262a.18 (relating to EPA identification numbers) to be consistent with the Federal numbering structure and contains provisions relating to EPA identification numbers that had previously existed in § 261a.12.

In § 263a.13(a) (relating to licensing), a reference to § 261a.5(c) is being changed to § 262a.14(b) because of the transfer of the content of part of § 261a.5(c) to § 262a.14(b).

The Board is correcting an error in §§ 264a.11 and 265a.11. The references in these two sections to § 261a.5(d) are to a nonexistent subsection. The references should have been to § 261a.5(c). Because the language of § 261a.5(c) is being transferred to § 262a.14(b), these references in §§ 264a.11 and 265a.11 are accordingly being changed to § 262a.14(b).

F. Benefits, Costs and Compliance

Benefits

The fundamental benefit of this final-omitted rulemaking is that these changes will ensure the consistency of Chapters 261a, 262a, 263a, 264a and 265a with the revised Federal regulations, provide the correct cross-references in the Pennsylvania regulations to the applicable Federal regulations, and provide clarity to the public and the regulated community with respect to the Federal provisions Pennsylvania incorporates by reference.

Compliance costs

The amendments will create no additional compliance costs. No additional financial, economic or social impact will result from these amendments.

Compliance assistance plan

No formal compliance assistance is necessary for implementation of this final-omitted rulemaking, because the amendments are not substantive and do not have an

impact on the regulated community. The HWGIR became effective at the Federal level on May 30, 2017. In accordance with 25 Pa. Code § 260a.3(e), the HWGIR was incorporated into the Pennsylvania regulations by reference and became effective on the same date. Further, the Hazardous Waste Management Division of the Department has made appropriate changes to the Department's *Hazardous Waste Management Compliance Guide* (available through the Department's eLibrary) and to the *Hazardous Waste Frequently Asked Questions* (available online) to reflect the HWGIR.

Paperwork requirements

This final-omitted regulation will not revise paperwork requirements.

G. Pollution Prevention

This final-omitted regulation will not impact pollution prevention efforts of the Department.

H. Sunset Review

The Board is not establishing a sunset date for these amended regulations because the amendments are necessary for the regulations to accurately reflect the Department's legal authority and for the Department to meet its obligations under State and Federal law.

I. Regulatory Review

Under section 5.1(c) of the Regulatory Review Act (71 P.S. § 745.5a(c)), on February 14, 2020, the Department submitted a copy of this final-omitted rulemaking and a copy of the Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and the Chairpersons of the House and Senate Committees on Environmental Resources. On the same date, the regulations were submitted to the Office of Attorney General for review and approval under the Commonwealth Attorneys Act (71 P.S. §§ 732.101—732.506).

Under section 5.1(j.2) of the Regulatory Review Act, on June 17, 2020, this final-omitted rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on June 18, 2020 and approved this final-omitted rulemaking.

J. Findings

The Board finds that:

(1) The amendments as set forth in Annex A are appropriate to ensure consistency with the Federal HWGIR and among the Commonwealth's hazardous waste regulations.

(2) Use of the omission of notice of proposed rulemaking procedure is appropriate because the proposed rulemaking procedures specified in sections 201 and 202 of the Commonwealth Documents Law (45 P.S. §§ 1201 and 1202) are, in this instance, "impractical, unnecessary, or contrary to the public interest."

(3) No hazardous waste permits are affected by this final-omitted rulemaking.

(4) These amendments are necessary and appropriate for the administration and enforcement of the authorizing acts identified in Section C of this order and are in the public interest.

K. Order

The Board, acting under the authorizing statutes, orders that:

(a) The regulations of the Department, 25 Pa. Code Chapters 261a, 262a, 263a, 264a and 265a are amended by adding §§ 261a.9, 262a.13, 262a.14, 262a.16, 262a.17 and 262a.18; deleting §§ 261a.5, 261a.8, 262a.12 and 262a.34; and amending §§ 262a.10, 263a.13, 264a.11 and 265a.11 as set forth in Annex A, with ellipses referring to the existing text of the regulations.

(b) The Chairperson of the Board shall submit this order and Annex A to the Office of General Counsel and the Office of Attorney General for review and approval as to legality and form, as required by law.

(c) The Chairperson of the Board shall submit this order and Annex A to IRRC and the Senate and House Environmental Resources and Energy Committees as required by the Regulatory Review Act (71 P.S. §§ 745.1—745.14).

(d) The Chairperson of the Board shall certify this order and Annex A, as approved to legality and form, and deposit them with the Legislative Reference Bureau, as required by law.

(e) This order shall take effect immediately upon publication in the *Pennsylvania Bulletin*.

PATRICK McDONNELL,
Chairperson

(Editor's Note: See 50 Pa.B. 3355 (July 4, 2020) for IRRC's approval order.)

Fiscal Note: 7-543. No fiscal impact; (8) recommends adoption.

Annex A

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

Subpart D. ENVIRONMENTAL HEALTH AND SAFETY

ARTICLE VII. HAZARDOUS WASTE MANAGEMENT

CHAPTER 261a. IDENTIFICATION AND LISTING OF HAZARDOUS WASTE

Subchapter A. General

§ 261a.5. (Reserved).

§ 261a.8. (Reserved).

§ 261a.9. **Requirements for universal waste.**

In addition to the requirements incorporated by reference, oil-based finishes and photographic solutions as defined in § 266b.3 (relating to definitions) are included as wastes subject to regulation under Chapter 266b (relating to universal waste management).

CHAPTER 262a. STANDARDS APPLICABLE TO GENERATORS OF HAZARDOUS WASTE

Subchapter A. GENERAL

§ 262a.10. **Incorporation by reference, purpose, scope and applicability.**

Except as expressly provided in this chapter, 40 CFR Part 262 and its appendices (relating to standards applicable to generators of hazardous waste) are incorporated by reference. In 40 CFR 262.10(g) (relating to purpose, scope and applicability), the term "section 3008 of the act"

is replaced with "Article VI of the Solid Waste Management Act (35 P.S. §§ 6018.601—6018.617)." 40 CFR 262.10(k) (relating to purpose, scope and applicability) is not incorporated by reference.

§ 262a.12. (Reserved).

§ 262a.13. Generator category determination.

The reference to 40 CFR Part 279 in 40 CFR 262.13(c)(4) and (f)(1)(iii) (relating to generator category determination) is replaced with Chapter 298 (relating to management of waste oil).

§ 262a.14. Conditions for exemption for a very small quantity generator.

(a) In addition to the requirements incorporated by reference, a very small quantity generator may not dispose of hazardous waste in a municipal or residual waste landfill in this Commonwealth.

(b) A very small quantity generator complying with this subchapter and 40 CFR 262.14 (relating to conditions for exemption for a very small quantity generator) is deemed to have a license for the transportation of those very small quantities of waste generated by the generator's own operation.

§ 262a.16. Conditions for exemption for a small quantity generator that accumulates hazardous waste.

In addition to the requirements incorporated by reference, a small quantity generator who accumulates hazardous waste onsite as specified in 40 CFR 262.16 (relating to conditions for exemption for a small quantity generator that accumulates hazardous waste) shall also comply with Chapter 265a, Subchapter I (relating to use and management of containers).

§ 262a.17. Conditions for exemption for a large quantity generator that accumulates hazardous waste.

In addition to the requirements incorporated by reference, a large quantity generator who accumulates hazardous waste onsite as specified in 40 CFR 262.17(a)(1)(i) (relating to conditions for exemption for a large quantity generator that accumulates hazardous waste) shall also comply with Chapter 265a, Subchapter I (relating to use and management of containers).

§ 262a.18. EPA identification numbers.

In addition to the requirements incorporated by reference:

(1) A generator shall submit a subsequent notification to the Department if:

- (i) The generator activity moves to another location.
- (ii) The generator facility's designated contact person changes.
- (iii) The ownership of the generator facility changes.
- (iv) The type of regulated activity that takes place at the generator facility changes.
- (v) The generator's generator status changes, except when the generator status change is temporary.
- (vi) The name of the facility changes.

(2) A generator shall offer a shipment of hazardous waste only to a transporter with a valid license issued by the Department.

Subchapter C. PRETRANSPORT REQUIREMENTS

§ 262a.34. (Reserved).

CHAPTER 263a. TRANSPORTERS OF HAZARDOUS WASTE

Subchapter A. GENERAL

§ 263a.13. Licensing.

(a) Except as otherwise provided in subsection (b), § 262a.14(b), § 266a.70(1) or § 266b.50 (relating to conditions for exemption for a very small quantity generator; applicability and requirements; and applicability), a person or municipality may not transport hazardous waste within this Commonwealth without first obtaining a license from the Department.

(b) A person or municipality desiring to obtain a license to transport hazardous waste within this Commonwealth shall:

* * * * *

CHAPTER 264a. OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Subchapter B. GENERAL FACILITY STANDARDS

§ 264a.11. Identification number and transporter license.

In addition to the requirements incorporated by reference, a person or municipality who owns or operates a hazardous waste management facility may not accept hazardous waste for treatment, storage or disposal from a transporter who has not received an EPA identification number and a license from the Department, except as otherwise provided. The licensing requirement does not apply to very small quantity generators transporting their own hazardous waste provided that the very small quantity generator is in compliance with § 262a.14(b) (relating to conditions for exemption for a very small quantity generator), transporters transporting recyclable materials utilized for precious metal recovery in compliance with § 266a.70(1) (relating to applicability and requirements) or universal waste transporters in compliance with § 266b.50 (relating to applicability).

CHAPTER 265a. INTERIM STATUS STANDARDS FOR OWNERS AND OPERATORS OF HAZARDOUS WASTE TREATMENT, STORAGE AND DISPOSAL FACILITIES

Subchapter B. GENERAL FACILITY STANDARDS

§ 265a.11. Identification number and transporter license.

In addition to the requirements incorporated by reference, a person or municipality who owns or operates a hazardous waste management facility may not accept hazardous waste for treatment, storage or disposal from a transporter without an EPA identification number and a license from the Department, except as otherwise provided. The licensing requirement does not apply to very small quantity generators transporting their own hazardous waste if the very small quantity generator is in compliance with § 262a.14(b) (relating to conditions for exemption for a very small quantity generator), transporters transporting recyclable materials utilized for precious metal recovery in compliance with § 266a.70(1) (relating to applicability and requirements) or universal waste transporters in compliance with § 266b.50 (relating to applicability).

[Pa.B. Doc. No. 20-936. Filed for public inspection July 17, 2020, 9:00 a.m.]

PROPOSED RULEMAKING

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 32]

[L-2017-2604692]

Withdrawal of Rulemaking Pertaining to Minimum Insurance Requirements for Motor Carriers of Passengers

Public Meeting held
June 18, 2020

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; David W. Sweet, Vice Chairperson; John F. Coleman, Jr.; Ralph V. Yanora

Rulemaking Pertaining to Minimum Insurance Requirements for Motor Carriers of Passengers, 52 Pa. Code Chapter 32; Docket No. L-2017-2604692

Final Rulemaking Order

By the Commission:

Before the Commission for disposition is the Final Rulemaking for minimum insurance requirements for motor carriers of passengers modifying the current regulation set forth in the Pennsylvania Public Utility Commission's (Commission) regulations at 52 Pa. Code §§ 32.11. The rulemaking was initiated by the Commission on February 8, 2018 with the intention of updating our current regulation to address minimum insurance requirements for motor carriers of passengers. The Commission received comments from the Pennsylvania Bus Association, Yellow Cab Company of Pittsburgh, Pennsylvania Taxi and Paratransit Association, and the Insurance Federation of Pennsylvania Inc.

Discussion

During the proposed rulemaking process, the Independent Regulatory Review Commission (IRRC) provided comments to the Commission indicating additional information was necessary for IRRC to determine if the proposed regulation is in the public interest. IRRC recommended that the Commission obtain additional data to support the Commission's proposed increase of the minimum insurance requirement for motor carriers of passengers. Specifically, IRRC directed the Commission to obtain the following:

1. Data that demonstrates the inadequacy of the existing coverages with respect to the riding public.

2. Quantification of the potential increase in price for the riding public based on the increase in insurance premiums.

The Commission staff made a significant attempt to obtain this data to support the proposed increase in the minimum insurance requirement, but due to the lack of a central repository for this data, it required a piecemeal approach of requesting data from individual insurance companies. With no official authority to compel the insurance providers of motor carriers of passengers, the Commission was only able to obtain data from a few insurance providers willing to furnish the information out of courtesy. As such, the data the Commission received is incomplete and, therefore, does not adequately respond to IRRC's requests.

Pursuant to the Regulatory Review Act, 71 P.S. §§ 745.1—745.15, regulations must be submitted in final form within two years of the close of the public comment period. In light of the August 6, 2020 regulatory deadline for submission of this regulation to legislative standing committees and IRRC, the Commission does not believe that there is sufficient time remaining to give the proposed final rulemaking proper consideration. Consequently, the Commission concludes that this rulemaking proceeding be closed.

The closing of this rulemaking does not establish that the current minimum insurance requirements for motor carriers of passengers is sufficient nor insufficient. Rather, we are closing this rulemaking due to the lack of time to obtain a complete set of data. *Therefore,*

It Is Ordered That:

1. The instant rulemaking be closed.
2. A copy of this Final Rulemaking Order shall be served upon the Commission's Bureau of Investigation and Enforcement, the Office of Consumer Advocate, and the Office of Small Business Advocate.
3. The Law Bureau shall deposit this Final Rulemaking Order with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
4. The Commission shall provide notice to the Office of Attorney General, the Governor's Budget Office, the Legislative Standing Committees, and the Independent Regulatory Review Commission that this rulemaking has been closed.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-937. Filed for public inspection July 17, 2020, 9:00 a.m.]

STATEMENTS OF POLICY

Title 4—ADMINISTRATION

GOVERNOR'S OFFICE

[4 PA. CODE CH. 1]

Executive Orders, Management Directives and Other Issuances of the Directives Management System Indexed for Reference Purposes

The Index of Issuances is being updated to reflect changes since 49 Pa.B. 3749 (July 20, 2019). This amendment adds new issuances, amends and rescinds others. Recipients of publications listed in this index should be kept informed of the status of these publications.

MICHAEL NEWSOME,
Secretary of Administration

(Editor's Note: This Index of Issuances is published under 1 Pa. Code § 3.1(a)(9) (relating to contents of Code). This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Bulletin.)

This manual provides a complete listing of issuances, specified in Title 4 of the *Pennsylvania Code* § 1.2, from the Governor's Office and from agencies under the Governor's jurisdiction, except proclamations and press releases, that are intended for distribution to two or more agencies following the procedures for publication of issuances in *Management Directive 210.1, Directives Management System*.

The manual will be amended to reflect the latest issuances, and published annually in Title 4 of the *Pennsylvania Code* § 1.4 at the end of each fiscal year.

This amendment updates the index for all executive orders, management directives, and manuals issued, amended, and rescinded between July 1, 2019 and June 30, 2020. Changes are indicated by marginal dots.

Individuals should subscribe at oa.pa.gov/Policies/Pages/default.aspx to receive e-Alerts to receive notification of published issuances. For questions regarding the Directives Management System, contact OA, EB-DMS at ra-eb-dms@state.pa.us.

Office of Administration
Office of Continuity and Records Information
Management
613 North Street
Room 510, Finance Building
Harrisburg, PA 17120-0400
www.oa.pa.gov

This manual replaces, in its entirety, Manual 210.3, dated July 2, 2019. This manual includes all new and amended issuances through June 30, 2020.

How to Use Index:

- Executive orders are by year of issuance.
- Management directives and manuals are numbered in sequence by category (e.g., Financial Management) and subcategory (e.g., Payroll).
- All documents preceded by the letter "M" are manuals. All documents preceded by the letter "MD" are management directives.
- Documents that have been rescinded are indicated as rescinded.
- Amendments are presented as complete documents that incorporate all changes since the last issuance.
- Revisions which generally affect older issuances are pen and ink changes or replacement pages and affect only those parts of an issuance being changed. Therefore, the issuance changed by a revision will be in more than one document because there will be original issuance and any revision.

Fiscal Note: GOV-20-210.3. No fiscal impact; (8) recommends adoption.

Annex A

TITLE 4. ADMINISTRATION

PART I. GOVERNOR'S OFFICE

CHAPTER 1. AGENCY OPERATION AND ORGANIZATION

Subchapter A. DIRECTIVES MANAGEMENT SYSTEM

§ 1.4. Index of Issuances.

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
1973-09	Environmental Protection by State Agencies	7/13/1973	
1974-11	Governor's Interdepartmental Council on Seasonal Farmworkers	11/2/1978	
1975-05	Commitment Towards Equal Rights	9/19/1978	
1975-06	Preservation of Historic Resources	5/6/1975	
1977-05	Implementation of Act No. 1976-101	9/27/1977	
1978-04	Flood Plain Management	3/1/1978	
1978-09	Public Information Policies and Practices	5/23/1978	
1979-13	Governor's Office of Policy and Planning	9/18/1979	
1980-03	Life Cycle Costing	2/8/1980	

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>	
	1980-18	Code of Conduct	5/16/1984, 1 & 3 Amended	2,4 Rescinded
	1980-20	Pennsylvania Coastal Zone Management Program	9/22/1980	
	1981-03	Scheduling of Bond and Note Issue Sales	1/30/1981	
	1984-03	Accounting and Financial Reporting	10/11/1984	
	1986-01	Commonwealth Single Audit Coordinator	2/24/1986	
	1986-07	Liquor Control Board Sunset: Privatization of State Liquor Monopoly; Transfer of Liquor Control Board Functions	12/1/1986	
•	1987-07	State Inspector General	4/6/1987	Rescinded by EO 2020-01—1/2/2020
	1987-09	Allocation of State Low-Income Housing Credit Authority Under the Internal Revenue Code of 1986	4/22/1987	
	1987-10	Highway Safety	11/25/1992	
	1988-08	Pennsylvania State Data Center	7/12/1988	
	1989-03	Master Leasing Program	3/2/1989	
	1990-03	Contractor Responsibility Program	6/29/1990	
	1990-07	Interagency River Island Task Force	10/17/1990 . . .1	
	1992-01	Records Management	1/8/1992	
	1993-02	Civil Disorder and Emergency	4/9/1993	
	1993-03	State Land Use Planning—Goals and Objectives for Commonwealth Agencies	8/31/1993	
	1993-04	State Center for Health Statistics and Research	10/13/1993	
	1994-01	State Commission on National and Community Service	1/28/1994	
•	1995-01	Judicial Appointments	2/27/1995	Rescinded by EO 2020-03—6/17/2020
	1995-04	Monitoring Supplies of Petroleum Products	7/10/1995	
	1996-01	Regulatory Review and Promulgation	2/6/1996	
	1996-10	State Employee Assistance Program	12/20/1996	
	1996-13	Commonwealth of Pennsylvania's Policy on Substance Abuse in the Workplace	12/20/1996	
	1997-02	Developmental Disabilities Council	5/30/1997	
	1997-05	Governor's Advisory Council on Physical Fitness and Sports	9/24/1997	
	1998-01	Governor's Green Government Council		Rescinded by EO 2019-1—1/8/2019
	1998-03	The Pennsylvania Greenways Partnership Commission	8/16/2001	
	1999-01	Land Use Planning	1/7/1999	
	2001-01	Directives Management System	2/13/2001	
	2001-02	State Employee Combined Appeal	2/14/2001	
	2002-04	Prohibition of Sexual Harassment in the Commonwealth	5/3/2002	
	2002-05	Disability-Related Policy	5/3/2002	
	2002-06	PA Open for Business	6/6/2002	
	2002-07	Integrating Mediation into State Government	6/14/2002	
	2002-13	Proposed Keystone Opportunity Improvement Sub-zones	12/31/2002	
	2003-02	Agricultural Land Preservation Policy	3/20/2003	
	2003-04	Workplace Policy for HIV/AIDS	5/5/2003	
	2003-05	Upper Delaware Federal Scenic River	6/22/2003	
	2004-01	Governor's Invasive Species Council		Rescinded by EO 2017-07—12/20/2017

STATEMENTS OF POLICY

<i>Executive Orders</i>		<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
2004-02	Utilization of Commonwealth-Owned and Leased Space	2/18/2004	
2004-04	Anti-Sweatshop Procurement Policy	3/18/2004	
2004-05	Pennsylvania Energy Development Authority	4/8/2004	
2004-06	Minority and Women-Owned Business Opportunities	1/17/2011	
2004-12	Energy Management and Conservation in Commonwealth Facilities		Rescinded by EO 2019—1/8/2019
2005-04	Proposed Economic Development District	7/14/2005	
2005-08	Governor's Renewable Agricultural Energy Council	9/20/2005	
2006-08	Contractor Social Responsibility and Offshore Services	9/14/2006	
2006-09	Governor's Cabinet for People with Disabilities—Governor's Advisory Committee for People with Disabilities	11/21/2006	
2006-10	Strategic Development Areas	12/22/2006	
2007-01	Strategic Development Area, Butler County	4/24/2007	
2007-02	Strategic Development Area, Westmoreland County	4/30/2007	
2007-03	Commonwealth Automotive Fleet Efficiency Initiative	5/9/2007	
2007-04	Office of Health Equity	5/21/2007	
2007-06	Registered Family Child Care Providers	6/14/2007	
2007-07	Subsidized Child Care Providers Exempt from Certification or Regulation	6/14/2007	
2007-08	Strategic Development Area, Lehigh County	9/6/2007	
2007-09	Governor's Advisory Council on Rural Affairs	10/2/2007	
2008-06	Office of Diversity Management	4/15/2010	
2008-07	Early Learning Council	9/11/2008	
2010-03	Pennsylvania—Produced Agricultural Products Program	9/14/2010	
2011-03	Public Private Partnership		Rescinded by EO 2017-6—12/20/2017
2011-06	Commonwealth Licensee Tax Responsibility Program	9/15/2011	
2011-09	Small Business Procurement Initiative	11/21/2011	
2011-10	Veteran-Owned Small Business Procurement Initiative	12/7/2011	
2012-03	Pennsylvania Homeland Security	2/22/2012	
2012-05	Commonwealth Continuity of Government	4/30/2012	
2012-11	Permit Decision Guarantee for the Department of Environmental Protection	7/24/2012	
2012-12	Pennsylvania Military Community Protection Commission	9/17/2012	
2013-02	Rescission of Executive Order 1987-3 Transfer of Waynesburg Youth Development Center to the Department of Corrections	3/18/2013	
• 2013-03	Governor's Advisory Council on Veterans Services	11/11/2013	Amended 11/4/2019
2014-02	Pennsylvania Justice Network (JNET) Governance Structure	3/18/2014	
2014-04	Transition Period for the Pennsylvania Health Care Cost Containment Council	7/1/2014	
2014-05	Rescission of: Executive Order 2003-1, Executive Order 2010-2 As Amended, and Executive Order 2011-4	7/31/2014	
2015-01	Executive Branch Employee Gift Ban	1/20/2015	
2015-02	Competitive Process for Procurement of Legal Services	1/20/2015	
2015-03	Leasing of State Forest and State Park Land for Oil and Gas Development	1/29/2015	
2015-04	Governor's Office of Transformation, Innovation, Management and Efficiency ("GO TIME")	2/1/2018	
2015-05	Participant-Directed Home Care Services	2/27/2015	

<i>Executive Orders</i>			<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
	2015-06	State Emergency Operations Plan	4/16/2015	
	2015-07	Governor's Advisory Commission on African American Affairs	8/4/2015	
	2015-08	Governor's Advisory Commission on Latino Affairs	8/4/2015	
	2015-09	Pennsylvania Commission for Women		Rescinded by EO 2017-2—10/6/2017
	2015-10	Governor's Advisory Commission on Asian Pacific American Affairs	8/4/2015	
	2015-11	Diversity, Inclusion and Small Business Opportunities in Commonwealth Procurement and in Pennsylvania's Economy	9/23/2015	
	2015-12	Coordination of Food and Nutrition Programs: Appointment of the Advisor to the Governor on Food and Nutrition Programs and the Governor's Food Security Partnership	9/29/2015	
	2015-13	Governor's Advisory Council for Hunting, Fishing and Conservation	11/24/2015	
	2016-02	Minimum Wage for Employees of the Commonwealth and of Organizations Receiving State Contracts	6/27/2018	
	2016-03	Establishing "Employment First" Policy and Increasing Competitive Integrated Employment for Pennsylvanians with a Disability	3/10/2016	
	2016-04	Equal Employment Opportunity	4/7/2016	
	2016-05	Contract Compliance	6/18/2016	
	2016-06	Enterprise Information Technology Governance	4/18/2016	
•	2016-07	Open Data, Data Development, and Data Governance	4/18/2016	Amended 7/24/2019
	2016-08	Rescission of Executive Orders	12/5/2016	
	2017-01	Extension of Deadline for Objections to Nominations Petitions		Expired 3/17/2017
	2017-02	Pennsylvania Commission on Women	10/6/2017	
	2017-03	Review of State Professional and Occupational Licensure Board Requirements and Processes	10/24/2017	
	2017-04	Intergovernmental Affairs	12/20/2017	
	2017-05	Early Learning Investment Commission	12/20/2017	
	2017-06	Public Private Partnership	12/20/2017	
	2017-07	Governor's Invasive Species Council	12/20/2017	
	2018-01	Governor's Office for Performance through Excellence (OPE)	2/1/2018	
	2018-02	Extension of Deadline for Withdrawal of Nomination Petitions		Expired 3/26/2018
	2018-03	Equal Pay for Employees of the Commonwealth	6/6/2018	
	2018-04	Pennsylvania Workforce Investment Board	8/2/2018	
	2018-05	EO 2018-5—Governor's Census 2020 Complete Count Commission	9/10/2018	
	2018-06	Pennsylvania Commission on LGBTQ Affairs	8/6/2018	
	2018-07	Pennsylvania Redistricting		
	2018-08	PFAS Action Team	9/19/2018	
	2019-01	Commonwealth Leadership in Addressing Climate Change and Promoting Energy Conservation and Sustainable Governance	1/8/2019	
	2019-02	Keystone Economic Development and Workforce Command Center	2/19/2019	
	2019-03	Pennsylvania State Employee Military Service Recognition Campaign	6/14/2019	
•	2019-04	Establishing a "Citizen-First" Government and Promoting Customer Service Transformation	7/24/2019	
•	2019-05	Protection of Vulnerable Populations	7/31/2019	
•	2019-06	Reducing Gun Violence	8/16/2019	
•	2019-07	Commonwealth Leadership in Addressing Climate Change Through Electric Sector Emissions Reductions	10/3/2019	Amended 06/22/2020
•	2020-01	Office of Inspector General	01/02/2020	

<i>Executive Orders</i>			<i>Date of Original or Latest Amendment</i>	<i>Current Revisions</i>
•	2020-02	Extension of Deadline for Receipt of Absentee and Mail-In Ballots in Certain Counties	06/01/2020	
•	2020-03	Judicial Advisory Commission	06/17/2020	

<i>Management Directives And Manuals</i>			<i>Date of Original or Amended Version</i>
BUDGET			
General			
•	MD 105.01	Allocation and Allotment of Funds for ICS Transactions	9/20/2019
	MD 105.02	Contingent Commitments	Rescinded/Obsolete 10/11/2018
	MD 105.04	Allocation and Allotment of Funds for Non-ICS Transactions	Rescinded/Obsolete 10/11/2018
	MD 105.05	Use of the Determination of Tax-Exempt Category for Capital Projects From	9/12/1991
Budget Preparation			
•	M 110.01	2019-20 Budget Instructions	8/15/2019
	MD 110.02	Request for Approval of Federal Funds	1/14/1985
	MD 110.03	Budgeting and Accounting for Federal Appropriations	Rescinded/Obsolete 10/11/2018
MANAGEMENT/ADMINISTRATIVE SUPPORT			
General			
	MD 205.04	Delegation of Authority to Sign and Delegation to Authorize SAP Payments	5/11/2009
	MD 205.06	Defense of Suits Against Commonwealth Employees	9/30/1986
	MD 205.09	Code of Conduct Statement of Financial Interest—Filing	12/11/2013
	MD 205.10	Financial Disclosure Required by the Public Official and Employee Ethics Act, 65 Pa.C.S. §§ 1101—1113	12/11/2013
	MD 205.12	Financial Disclosures Required of Former Employees by the Public Official and Employee Ethics Act, 65 Pa.C.S. §§ 1101—1113	3/27/2014
	MD 205.14	Prohibition of Activities Not Specifically or Directly Connected with the Official Business of the Commonwealth on Commonwealth Property	11/21/2011
	MD 205.15	Membership in Associations, Organizations, or Societies	12/11/2017
	MD 205.16	Compliance with the Whistleblower Law, Act 1986-169, As Amended	9/17/2014
	MD 205.18	Ballot Question Advocacy by Executive Branch Employees, Appointees, and Officials	4/11/1988
	MD 205.21	Commonwealth Child Care Program	4/8/2013
	MD 205.22	Recycling, Waste Reduction and Procurement of Environmentally Preferable Products	9/19/2014
	MD 205.23	Submission of Commonwealth Publications to the State Library for Distribution to Other Designated Libraries	7/13/2012
	MD 205.24	Display of Flags on Commonwealth Buildings and Grounds	10/12/2011
	MD 205.25	Disability-Related Employment Policy	2/13/2009
	MD 205.26	The Americans With Disabilities Act of 1990, Title II, Subtitle A, Nondiscrimination in State and Local Government Services	7/22/1992
	MD 205.27	Implementation of Act 194-1990, Asbestos Occupations Accreditation and Certification Act	8/27/2015
	MD 205.31	Pro Bono Publico Legal Services	2/11/1999
	MD 205.32	Hiring/Contracting Sign Language Interpreters/Translitterators	9/12/2014
	MD 205.33	Workplace Violence	6/16/2014

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
• MD 205.34	Commonwealth of Pennsylvania Information Technology Acceptable Use Policy	3/19/2020
MD 205.35	Information Reporting from the Commonwealth's Enterprise SAP Business Information Warehouse System	5/2/2011
MD 205.36	Right-to-Know Law Compliance	3/18/2010
MD 205.37	Role Assignment, Security, and Internal Control Maintenance	3/25/2013
MD 205.38	Emergency Evacuation and Safe Assembly	6/20/2019
MD 205.40	Commonwealth Branding	5/15/2012
MD 205.41	Commonwealth of Pennsylvania Continuity of Operations (COOP) Program	2/16/2011
MD 205.42	Social Media	2/6/2012
MD 205.43	Quality Assurance for Business Productivity Tools	6/25/2014
Management Programs		
MD 210.01	Directives Management System	5/2/2011
M 210.01	The Commonwealth of Pennsylvania Employee Records Management Manual	5/20/2010
• M 210.03	Index of Issuances	7/1/2019
MD 210.04	Central Microfilm Management	11/18/2002
M 210.04	Forms Management	8/16/1983. . .1-2
MD 210.05	The Commonwealth of Pennsylvania State Records Management Program	10/31/2017
M 210.05	Standard (STD) Forms Management	9/15/1998
MD 210.06	Selection, Acquisition and Use of Filing Equipment	Rescinded/Obsolete 7/6/2017
M 210.06	Publications Management	8/1/1984. . .1
M 210.07	State Records Management Manual	6/8/2004
MD 210.08	Micrographics Procedures to be Used in Conjunction with Central Microfilm Management	11/18/2002
M 210.08	Vital Records Disaster Planning	5/9/1995
M 210.09	The Commonwealth of Pennsylvania General Records Retention and Disposition Schedule	5/15/2019
MD 210.11	Acceptance of Imaged Documents	6/16/1997
MD 210.12	Electronic Commerce Initiatives and Security	12/23/2010
Contracts Management		
M 215.03	Procurement Handbook	6/30/2017
MD 215.08	Contractor Integrity Provisions for Commonwealth Contracts	1/14/2015
• MD 215.09	Contractor Responsibility Program	11/18/2019
MD 215.12	Provisions Concerning The Americans with Disabilities Act	10/14/2011
MD 215.13	Contract Provisions for Donation of Excess Prepared Food	10/12/2011
MD 215.16	Contract Compliance Program	8/2/2018
Central Services		
MD 220.01	Commonwealth Media Services	9/1/2017
MD 220.09	Publication Services	11/25/2013
MD 220.11	Preservation of Commonwealth Deeds	3/7/2013
• M 230.01	Commonwealth Travel Procedures Manual	12/13/2019
MD 230.06	Travel Expenses of Job Applicants	11/1/2011
MD 230.07	Remittance of Witness Fees	8/6/2010
• MD 230.10	Commonwealth Travel Policy	12/13/2019

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
Information Technology Management		
MD 240.07	Submission of Changes to the Commonwealth Telephone Directory	8/18/2008
MD 240.11	Commonwealth Wireless Communication Device Policy	4/11/2012
MD 240.12	Commonwealth of Pennsylvania Mobile Devices Security Policy	12/29/2008
MD 245.13	Strategic Direction for Information Technology Investments	2/8/2006
MD 245.15	Pennsylvania Statewide Radio Network	12/5/2016
MD 245.16	Pennsylvania Justice Network (JNET) Governance Structure	3/18/2014
MD 245.18	IT Administrator Acceptable Use, Auditing and Monitoring, Incident Notification, and Response Policies and Procedures	2/7/2006
MD 245.19	Enterprise Technology Security Council	8/17/2016
Public Information Programs		
MD 250.01	Notice of Public Meetings	4/25/2016
Organization and Space Management		
MD 260.01	Reorganization Requests	3/2/2017
M 260.01	Manual for Space Utilization	3/11/2004
FINANCIAL MANAGEMENT		
General		
MD 305.02	Standard Check Endorsement Procedure	5/22/2009
MD 305.03	Responsibilities of Comptroller Operations	12/15/2010
MD 305.04	Payments to Counties	10/3/2012
MD 305.05	Cash Management	5/22/2009
MD 305.06	Withholding Payments to Municipalities (Act No. 166 of 1978)	5/1/1997
MD 305.07	Interest Penalties for Late Payments	3/10/2014
MD 305.08	Commonwealth Bank Accounts and Special Banking Services	6/11/1997
MD 305.10	Receipt of Federal Funds by Wire Transfer	1/23/1989
MD 305.11	Depositing Checks, Money Orders and Cash	4/23/2012
MD 305.12	Accounting, Reporting, and Cash Management of Federal Grants and Contracts	1/25/1999
MD 305.15	Processing and Distributing Returned Checks	8/30/1989
MD 305.16	Lobbying Certification and Disclosure	7/3/2003
• MD 305.19	Identification of Boards, Commissions, Councils, Advisory Committees, and Authorities	11/18/2019
MD 305.20	Grant Administration	3/2/2018
MD 305.21	Federal Award Payments to Local Governments and Other Subrecipients	3/2/2018
MD 305.22	Commonwealth Licensee Tax Responsibility Program	11/14/2011
Accounting		
MD 310.01	Fiscal Guidelines for Federal Reimbursement of Disaster Related Expenditures	1/5/1983
M 310.01	Agency Operated Advancement Accounts	8/11/1999
M 310.02	Definitions of Major and Minor Objects of Expenditures	8/26/1998. . .1
MD 310.03	Encumbering and Lapsing of Appropriations	4/4/2018
• MD 310.09	Purpose and Use of Restricted Receipt and Restricted Revenue Accounts	1/9/2020
MD 310.10	Collection, Referral, and Compromise, or Write-Off of Delinquent Claims	11/18/2011
MD 310.11	Payment and Financial Reporting Requirements for Non-Preferred Appropriations	1/19/1982. . .1
MD 310.12	Refunding Fees and Charges Collected in Error	9/21/2017
MD 310.13	Responsibilities for Comprehensive Annual Financial Reporting	10/5/2016

<i>Management Directives And Manuals</i>			<i>Date of Original or Amended Version</i>
	MD 310.14	General Capital Asset and Other Fixed Asset Accounting and Reporting in SAP	2/3/2003
	MD 310.15	Agency Federal ID Numbers	2/22/2016
	MD 310.19	Accounting for Disbursement of Funds for Interagency Agreements, Memorandums of Understanding, and Notifications of Subgrant	10/27/2010
•	MD 310.20	Charging Equipment Expenditures to Federal Programs	Rescinded 1/6/2020
	MD 310.23	Commonwealth Purchasing Card Program	4/5/2013
	MD 310.24	Accepting Debit and Credit Cards for Commonwealth Revenues	11/18/2019
	MD 310.25	Transfers of Revenue or Expenses in SAP	1/10/2011
	MD 310.26	Vendor Data Management Unit (VDMU) for Agencies Using SAP	9/18/2009
	MD 310.27	Month-End Closing Processes	12/14/2005
	MD 310.28	Use of One-Time Vendor Records in SAP	3/6/2017
	MD 310.29	Using Value (Service) Date in SAP	6/10/2009
	MD 310.30	Pennsylvania Electronic Payment Program (PEPP)	5/22/2009
	MD 310.31	Purchase Order Receiving, Invoice Processing and Invoice Reconciliation Process	5/11/2009
•	MD 310.32	Voyager Fleet Card Invoice Processing for Agencies Using SAP	2/12/2020
	MD 310.33	Processing Electronic Invoices in SAP	8/21/2009
•	MD 310.34	Use of Agency-Level Dun & Bradstreet Data Universal Numbering System (DUNS) Numbers in Applications for Federal Grants and Cooperative Agreements	12/18/2019
	MD 310.36	Identifying, Recording, and Reporting Computer Software as a Capital Asset	12/10/2009
	MD 310.37	Approving, Monitoring, and Accounting for New Information Technology Application Projects	7/20/2012
	MD 310.38	Commonwealth Loan Accounting, Financial Management, and Reporting	10/14/2016
Payroll			
	MD 315.01	Calculation and Payment of Statutory Salaries	1/3/2011
	MD 315.06	Employees' Requests for State or Federal Income Tax Withholding	5/24/2011
	MD 315.08	Restitution of Overpayments and Collections of Employee Debts	2/6/2019
	MD 315.09	Withholding of Delinquent Local Taxes from Employees' Paychecks	8/30/2011
	MD 315.13	Payment of Wages, Salary, Employee Benefits, and Travel Expenses Reimbursements Due Deceased Employees	2/12/2018
	MD 315.14	Maintenance Charges for Employees Residing or Subsisting in Commonwealth Facilities	10/16/2013
	MD 315.15	Withholding of Pennsylvania Higher Education Assistance Agency Loans from Employee Pay	8/30/2011
	MD 315.16	Payment of Annuitant Medical and Hospital Benefits	6/21/2013
	MD 315.17	Direct Deposit of Pay and Travel Reimbursement	2/11/2013
	MD 315.20	Taxability of the Use of State-Provided Vehicles	9/5/2018
	MD 315.22	Preparation and Filing of Federal Forms 1099 and 1096	1/3/1995
	MD 315.25	Pennsylvania Personal Income Tax	11/22/2011
	MD 315.26	Backup Withholding on Missing and/or Incorrect Taxpayer Identification Numbers	1/24/1994. . .1
	MD 315.27	Recoupment of Conversion Pay Amounts	5/4/1992
	MD 315.28	Taxability of State-Provided Parking	2/1/2011
	MD 315.30	Local Services Tax	8/29/2016

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
Audits		
MD 325.02	Audit Inquiry Relative to Agency Litigation, Claims, and Assessments	12/17/2014
MD 325.03	Performance of Audit Responsibilities	1/10/2011
MD 325.05	State Level Single Audit Costs	8/17/2009
MD 325.06	Auditing Computer-Based System	1/10/2011
MD 325.07	Implementation of the Commonwealth's State-Level Single Audit	12/17/2014
MD 325.08	Remedies for Recipient Noncompliance with Audit Requirements	12/17/2014
MD 325.09	Processing Audits of Federal Pass-Through Funds	12/23/2014
MD 325.10	Review of Auditor General, Treasury, Legislative Budget and Finance Committee, and Other Audit Reports	8/27/2009
MD 325.11	Evaluating Agency Internal Controls and Financial Risk through Self-Assessment	5/17/2012
MD 325.12	Standards for Internal Controls in Commonwealth Agencies	5/15/2018
MD 325.13	Service Organization Controls	11/22/2017
EQUAL EMPLOYMENT OPPORTUNITY (EEO)		
Equal Employment Opportunity Programs		
M 410.03	Guidelines for Equal Employment Opportunity Plans and Programs	12/18/2007
MD 410.10	Guidelines for Investigating and Resolving Internal Discrimination Complaints	12/5/2012
MD 410.11	Commonwealth's Equal Employment, Outreach, and Employment Counseling Program	5/8/1997
EMPLOYEE DEVELOPMENT AND UTILIZATION		
General		
MD 505.01	Employee Furlough Policy	2/16/2006
MD 505.02	Salaried Complement Management and Control	8/7/2014
M 505.02	Personnel Management Review	7/9/1997
M 505.03	State Employee Assistance Program	3/13/2017
M 505.05	Commercial Driver License Drug and Alcohol Testing and Related Procedures	7/25/2013
M 505.06	An Agency Guide to Workplace Violence Prevention and Response	6/16/2014
MD 505.07	Personnel Rules	11/9/2010
MD 505.09	Standard Abbreviations for Use with the Compensation Plan and SAP R/3 System	3/11/2004
MD 505.11	Emergency Assignments of Employees During Emergencies	6/17/1998
MD 505.15	Employee Mobility Information Program	4/12/2012
MD 505.18	Maintenance, Access, and Release of Employee Information	9/23/2014
MD 505.20	Wage Complement Management and Control	12/27/2011
MD 505.21	Office Hours	7/19/2018
MD 505.22	State Employee Assistance Program	3/13/2017
MD 505.23	Employee Recognition Program	7/31/2012
MD 505.25	Substance Abuse in the Workplace	3/13/2017
MD 505.26	HIV/AIDS and Other Bloodborne Infections/Diseases in the Workplace	12/11/2013
MD 505.27	Worker and Community Right-to-Know Act	3/22/2017
MD 505.28	Family Care Account Program	8/22/2013
MD 505.30	Prohibition of Sexual Harassment in Commonwealth Work Settings	6/19/2002. . .1
MD 505.32	Governor's Awards for Excellence	12/19/2018
MD 505.33	Working from Home During Emergencies Including a Pandemic Influenza Event	8/20/2007

STATEMENTS OF POLICY

3595

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
MD 505.34	Commercial Driver License Drug and Alcohol Testing Requirements	7/25/2013
MD 505.35	Alternative Work Schedule	7/25/2018
Employment		
MD 515.02	Transfer of Employees from One Agency to Another	1/20/2016
MD 515.03	Classified Service Emergency Appointments	Rescinded 3/28/2019
MD 515.04	Seniority Rights of Commonwealth Employees	7/12/2006
MD 515.10	Selection and Appointment to Non-Civil Service Positions	2/16/2006
MD 515.12	Confidential Employees	9/28/2004
MD 515.15	Employment-Related Verification and Background Checks	3/6/2019
MD 515.16	Appointment to Senior Level Positions	2/28/2019
MD 515.18	Supplementary Employment	2/22/2016
MD 515.20	Reemployment of Commonwealth Annuitants	2/22/2016
MD 515.21	Commonwealth School-to-Work Program	2/14/2006
Classification		
MD 520.03	Unclassified Codes	7/10/2012
MD 520.04	Position Classification Post-Audits	11/21/2011
MD 520.05	Centralized Job Control System	3/25/2013
MD 520.06	Position Classification	4/15/2013
MD 520.07	Development and Validation of Job Standards	6/12/2012
MD 520.08	Pay Action Effective Dates for Changes to Position Classifications and the Commonwealth's Classification and Compensation Plan	11/2/2012
MD 520.09	Appointments Above the Minimum	1/23/2019
MD 520.10	Position Descriptions	10/23/2014
Pay		
MD 525.04	Temporary Assignment in Higher Classification	5/3/2013
MD 525.06	Payroll Advances	9/16/2013
MD 525.11	Dual Employment	2/10/1997
MD 525.12	Payment of Back Pay Due to Reinstatement of a Separated Employee or Reduction of Disciplinary Suspension	8/9/2012
MD 525.15	Overtime	2/10/1997
MD 525.16	Physicians and Related Occupations Quality Assurance Program	2/14/2006
MD 525.17	Internal Revenue Service's Levies on Wages, Salary, and Other Income or Payments	6/28/1991
Benefits		
MD 530.01	Agency Benefit Coordinators	6/29/2015
M 530.02	Injury Leave Manual	2/2/2016
M 530.03	Group Life Insurance Program Manual	9/19/2013
M 530.07	Absence Program	4/23/2009
MD 530.08	Motor Vehicle Financial Responsibility Law	4/25/2014
MD 530.09	Social Security Records	1/12/2015
M 530.09	Unemployment Compensation Insurance	12/7/1998
MD 530.10	Administrative Leave to Complete in International and World Championships	7/20/2010
MD 530.11	Benefit Rights of Permanent and Temporary Employees	11/9/2016
M 530.15	Pennsylvania State Police Administrative Manual Health Benefits Program	10/22/2018
M 530.16	Temporary Clerical Pool Agency User Manual	10/1/1999
MD 530.17	Partial and Full Day Closings of State Offices	5/25/2010
M 530.17	Temporary Clerical Pool Employee Handbook	10/1/1999

STATEMENTS OF POLICY

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
MD 530.18	Benefit Rights of Furloughed Employees	5/10/2016
MD 530.21	Paid Absence for Blood Donation	4/8/2010
M 530.21	State Employee Combined Appeal Procedures Manual	6/12/2017
MD 530.22	Unemployment Compensation, Noncovered Employment—"Major Nontenured Policymaking or Advisory Positions"	11/20/1996
MD 530.23	State Employee Combined Appeal	6/12/2017
MD 530.24	Retired Employees Health Program	9/13/2016
MD 530.26	Absence for Military Duty	11/2/2017
MD 530.27	Leave Related Policies for Employees Excluded from Earning Leave and Leave Service Credit	2/7/1997
MD 530.29	Commuter Benefits Program	Rescinded/Obsolete 1/23/2017
MD 530.30	Sick, Parental and Family Care Absence, Military Exigency Absence and Military Caregiver Absence Policy	12/11/2013
MD 530.31	Workplace Safety and Health Program	1/2/2013
• MD 530.32	Group Life Insurance Program	11/18/2019
Training		
MD 535.01	Employee Training and Development	5/1/2015
MD 535.02	Physicians and Related Occupations Specialty Board Certification Payments	2/21/2006
MD 535.03	Out-Service Training	8/17/2016
MD 535.04	Use of State Work Program Trainee, County Work Program Trainee, Public Services Trainee and County Public Services Trainee Classes	Rescinded 3/28/2019
MD 535.05	Use of Trainee Classes in the Classified Service	Rescinded 3/28/2019
MD 535.06	Commonwealth Management Development Program	
MD 535.07	Annual Agency Training Plan and Report	7/8/1999
MD 535.09	Physical and Information Security Awareness Training	10/3/2006
Performance Evaluations		
MD 540.07	Performance Management Program	5/2/2011
Retirement		
MD 570.01	Mandatory Membership in the State Employees' Retirement System	4/7/2014
MD 570.05	Employer Contributions Required on the Purchase of Previously Uncredited State Service	4/7/2014
MD 570.06	Optional Membership in State Employees' Retirement System	4/7/2014
MD 570.08	Reinstatement of Terminated Employees into the State Employees' Retirement System	4/7/2014
MD 570.09	Reinstatement of Furloughed or Otherwise Terminated and Reemployed Employees in the State Employees' Retirement System	4/7/2014
MD 570.11	Amending Data in Retirement and Personnel/Payroll System and Collecting Arrears Balances	4/7/2014
MD 570.12	Furloughed State Employees Retirement System Members' Right to Earn Interest on Member Contributions	4/7/2014
MD 570.13	State Employees' Retirement System, Regional Counseling Centers	4/7/2014
MD 570.14	Deferred Compensation Program	4/7/2014
MD 570.15	Reporting Potential Public Employee Pension Forfeiture Crimes to the State Employees' Retirement System	4/7/2014
MD 570.16	State Employees' Retirement System, Duties of Departments and Agencies	4/7/2014

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
Civil Service		
MD 580.02	Civil Service Availability Survey/Interview Notice	Rescinded 3/28/2019
M 580.02	Furlough of Classified Service Employees Not Covered by Labor Agreements	Rescinded 3/28/2019
MD 580.06	Tabulation of Classified Service Employees	6/16/2006
MD 580.08	Classified Service Probationary Periods	Rescinded 3/28/2019
MD 580.10	Conducting Interviews for Classified Service Positions	Rescinded 3/28/2019
MD 580.11	Documentation of Classified Service Personnel Actions	Rescinded 3/28/2019
MD 580.12	Recruitment for Classified Service Positions	Rescinded 3/28/2019
MD 580.13	Report of Personnel Transactions for Non-State Employees	Rescinded 3/28/2019
MD 580.15	Selective Certification of Classified Service Eligible	Rescinded 3/28/2019
MD 580.16	Provisional Employment in the Classified Service	Rescinded 3/28/2019
MD 580.18	Pennsylvania Residency Requirements for the Classified Service	Rescinded 3/28/2019
MD 580.19	Promotion in the Classified Service Without Examination	Rescinded 3/28/2019
MD 580.21	Veterans' Preference on Classified Service Employment Certifications	Rescinded 5/8/2019
MD 580.23	Resignation from and Reinstatement to the Classified Service	Rescinded 3/28/2019
MD 580.24	Promotion of Employees in Unskilled Positions into the Classified Service	Rescinded 3/28/2019
MD 580.25	Political Activities of Classified Service Employees	Rescinded 3/28/2019
MD 580.26	Transfer or Reassignment of Classified Service Employees	Rescinded 3/28/2019
MD 580.27	Limited Appointments to Positions Exempted from the Classified Service Pursuant to Section 3(c)(4), Civil Service Act	10/28/2009
MD 580.28	Reallocation to a Lower Class in the Classified Service	Rescinded 3/28/2019
MD 580.30	Civil Service Leave of Absence and Return Rights	Rescinded 3/28/2019
MD 580.31	Classified Service Temporary Appointments	Rescinded 3/28/2019
MD 580.32	Substitute Employment in the Classified Service	Rescinded 3/28/2019
MD 580.33	Reproductions of Documents for Classified Service Personnel Actions	Rescinded 3/28/2019
MD 580.34	Removal of Eligible for Certification or Appointment in the Classified Service	Rescinded 3/28/2019
MD 580.35	Employees Placed in the Classified Service by Position Reallocation	Rescinded 3/28/2019
MD 580.37	Promotion by Appointment and Temporary Higher-Level Assignment of Unclassified Service Employees into the Classified Service	Rescinded 3/28/2019
MD 580.38	Use of Intern Job Titles in the Classified Service	Rescinded 3/28/2019
Labor Relations		
MD 590.01	Labor Relations	6/27/2018
MD 590.02	Confidential Positions and Employees	3/8/2006
MD 590.03	Deduction of Union Dues	6/27/2018
MD 590.05	Guidelines to be Followed During Legal or Illegal Strikes	5/25/2006
MD 590.07	Labor Relations—Grievance Administration	6/8/2006
MD 590.08	Classification Grievance Processing	7/9/2012
SUPPLIES, SERVICES, AND EQUIPMENT		
Supplies and Equipment Acquisition/Disposition		
Automotive Services		
MD 615.01	Commonwealth Temporary Transportation Vehicles	2/27/2013
M 615.03	Commonwealth Fleet Procedures Manual	11/10/2011
MD 615.15	Vehicle Parking License Agreements	10/26/2006
MD 615.16	Commonwealth Fleet Policy	11/10/2011

<i>Management Directives And Manuals</i>		<i>Date of Original or Amended Version</i>
Commodity Standards		
MD 620.01	Coal Sampling and Reporting	10/4/2005
Buildings, Property, and Real Estate		
MD 625.01	Repairs, Alterations, and Improvements to Commonwealth Buildings Under the Direct Supervision of the Department of General Services	10/4/2004
MD 625.02	Inventory of Commonwealth Real Property	9/16/2008
MD 625.03	Moving Employee Household Goods	4/30/2018
MD 625.04	Enforcement of Fire and Panic Regulations	3/27/1991
MD 625.05	Reporting Surplus Real Property	5/6/1996
MD 625.06	Leasehold Improvements	5/1/2009
MD 625.07	Use of Form STD—291, Request for Lease Action and Budget Approval	Rescinded/Obsolete 8/23/2017
MD 625.08	Contracting for Bargaining Unit Work	2/25/1994
MD 625.10	Card Reader and Emergency Response Access to Certain Capitol Complex Buildings and Other State Office Buildings	6/2/2014
Bonds and Insurance		
MD 630.02	Reporting of Employee Liability Self Insurance Program Claims	7/10/2018
COMMONWEALTH PROGRAMS		
Protection and Safety		
MD 720.02	Wage Standards Picketing	2/3/1977
MD 720.05	Energy Conservation and Electrical Devices in Commonwealth-Owned or Leased Buildings	7/25/2008
MD 720.06	Call Trace Procedures for Threatening, Harassing, and Nuisance Telephone Calls	4/25/2016
MD 720.07	Bomb Threats and Suspicious Packages	7/29/2010

[Pa.B. Doc. No. 20-938. Filed for public inspection July 17, 2020, 9:00 a.m.]

Title 52—PUBLIC UTILITIES

PENNSYLVANIA PUBLIC UTILITY COMMISSION

[52 PA. CODE CH. 69]

[M-2020-3018089]

Amended Policy Statement on Diversity at Major Jurisdictional Utilities

Public Meeting held
May 21, 2020

Commissioners Present: Gladys Brown Dutrieuille, Chairperson; David W. Sweet, Vice Chairperson; John F. Coleman, Jr.; Ralph V. Yanora

Amended Policy Statement on Diversity at Major Jurisdictional Utilities; M-2020-3018089

Proposed Policy Statement and Order

By the Commission:

On February 6, 2020, the Pennsylvania Public Utility Commission (Commission) directed that the Policy Statement on Diversity at Major Jurisdictional Utility Companies at 52 Pa. Code §§ 69.801—69.809 (Policy Statement) be amended to update the Commission's efforts to promote and implement effective diversity programs at major

jurisdictional utility companies.¹ The Policy Statement encourages utilities to file a diversity report annually with the Commission, and provides guidelines identifying the information utilities should report to describe their efforts to employ and contract with members of diverse groups. The Commission further directed that the Commission's Policy Statement be updated to reflect the Commonwealth's diverse citizenship. Accordingly, by this order, the Commission proposes to amend its Policy Statement by updating the definition of diversity to now include veterans and people who are lesbian, gay, bisexual, transgender, queer or questioning their sexuality (LGBTQ).

Summary of Proposed Amendments

The Commission proposes the following amendments to the Policy Statement as set forth in Annex A to this Order.

§ 69.802. Definitions.

Specifically, we will add the following definitions to Section 69.802: disabled person, LGBTQ and veteran. We propose defining "LGBTQ" as it is currently defined in Black's Law Dictionary 11th Edition.² In defining the term "veteran," we propose adopting the definition from 51 Pa.C.S. § 9601 which defines "veteran" in the context

¹ The Policy Statement has been in effect since its publication in the *Pennsylvania Bulletin* on March 25, 1995. 25 Pa.B. 1084.

² The acronym "LGBTQ" is not expressly defined in any other Pennsylvania or federal statutes. As such, the definition of "LGBTQ" in Black's Law Dictionary is proposed.

of business ownership. Using this definition ensures uniformity of the term “veteran.” The term “disabled person” was not previously defined, yet it is used throughout the Policy Statement. We propose adopting the Americans with Disabilities Act’s (ADA), 42 U.S.C.A. § 12102, definition and citing directly to the ADA in order for the definition of “disabled person” to stay current in the future.

We also propose to update the definition of “diversity” by explicitly identifying the following groups: minorities, women, persons with disabilities, LGBTQ and veterans. Additionally, we propose to amend the definition of “Minority-Owned Business Enterprise” by specifically including Subcontinent Asian-Americans and Asian Pacific-Americans in the list of minority groups. Finally, the acronyms of Women-Owned Business Enterprise (WBE) and Minority-Owned Business Enterprise (MBE) will be removed since these acronyms are not used anywhere in the Commission’s policy statement on diversity.

§ 69.809. *Filings.*

The Commission’s staff has found the detail and type of information reported in the major jurisdictional utility companies’ diversity reports to be inconsistent. In order to solicit the appropriate information, we propose revising the recommended reporting elements in Section 69.809 in their entirety. Section 69.809 will request the following elements from major jurisdictional utility companies that opt to report on their diversity programs:

- (1) A copy of any corporate policy committed to improving diversity in the workplace and in the procurement process;
- (2) a description of any training implemented on diversity initiatives in employment and in the contract of goods and services;
- (3) a standardized format to account for diverse employee numbers;
- (4) a description of any diversity recruiting strategies;
- (5) a description of any diversity promotion efforts;
- (6) a description of any diversity retention efforts;
- (7) a brief description of any involvement with organizations promoting diversity.

Among these new reporting elements will be a new standardized form that major jurisdictional utility companies can use to report their diverse workforce demographics, included as Attachment A. We propose using a form modeled after the Security and Exchange Commission’s Diversity Assessment Report for Entities Regulated by the SEC.

We also propose updating Section 69.809 to remove outdated references. The Commission no longer has a Bureau of Public Liaison, so major jurisdictional utility companies will be instructed to submit their reports to

the Secretary of the Commission. Further, as the Policy Statement has been in effect since 1995, the initial reporting year is no longer necessary. Consequently, we propose removing this language in subsection (a). Additionally, the subsection letters in Section 69.809 are revised to address the omission of subsection (b).³

Business Ownership Groups

Throughout the Policy Statement, there are references to businesses owned by minorities, women and persons with disabilities. We propose to revise these references to also include LGBTQ and veterans when referring to businesses owned by minorities, women and persons with disabilities.

With this Order, the Commission is proposing guidance for the revisions to its policy statement on diversity. The Commission welcomes comments on this proposed policy statement; *Therefore,*

It Is Ordered:

1. That the proposed policy statement set forth in Annex A is issued for comment.
2. That the Law Bureau shall submit this Order and Annex A to the Governor’s Budget Office for review for fiscal impact.
3. That the Law Bureau shall deposit this Order and Annex A with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
4. That interested parties may submit written comments referencing Docket M-2020-3018089 within 45 days of publication in the *Pennsylvania Bulletin* to the Pennsylvania Public Utility Commission, Attn: Secretary, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA 17120. Comments may also be filed electronically through the Commission’s eFiling System. Filing instructions may be found on the Commission’s website at: http://www.puc.pa.gov/filing_resources.aspx.
5. That the Secretary shall post and make available electronically the Order and Annex A on the Commission’s website. A copy may also be obtained by calling the Secretary’s Bureau at (717) 772-7777 or the Law Bureau at (717) 787-5000.
6. The contact persons for this matter are Joseph P. Cardinale, Jr., Assistant Counsel, Law Bureau (717) 787-5558, jcardinale@pa.gov; and Rhonda L. Daviston, Assistant Counsel, Law Bureau, (717) 787-6166, rdaviston@pa.gov. Alternate formats of this document are available to persons with disabilities and may be obtained by contacting Laura Griffin, Regulatory Review Assistant, Law Bureau, (717) 772-4597, laurgriffi@pa.gov.

ROSEMARY CHIAVETTA,
Secretary

Fiscal Note: 57-329. No fiscal impact; (8) recommends adoption.

³ We note that the current Section 69.809 has a subsection (a) and subsection (c).

Attachment A
Demographic Composition of Workforce of Major Jurisdictional Utility Companies

Total Number of Employees: _____

Job Categories	Gender		Demographics of Workforce by Percentage							Persons with Disabilities (%)	Veteran (%)
	Male (%)	Female (%)	Race and Ethnicity								
			Hispanic American (%)	Not Hispanic or Latino							
			White (%)	African-American (%)	Asian-Pacific-American (%)	Subcontinent Asian-American (%)	Native American (%)	Two or more races (%)			
Executive/Senior Level Officials and Managers											
First/Mid-Level Officials and Managers											
Professionals											
Technicians											
Administrative Support Workers											
All others											

Annex A

TITLE 52. PUBLIC UTILITIES

PART I. PUBLIC UTILITY COMMISSION

Subpart C. FIXED SERVICE UTILITIES

CHAPTER 69. GENERAL ORDERS, POLICY STATEMENTS AND GUIDELINES ON FIXED UTILITIES

DIVERSITY AT MAJOR JURISDICTIONAL UTILITY COMPANIES—STATEMENT OF POLICY

§ 69.801. General.

From a business perspective, diversity should be associated with a company's business objectives and strategies. The Commission strongly believes that diversity is an economic reality that corporate entities must include in their corporate strategies now and in the future. The Commission intends to take the next step by encouraging major jurisdictional utility companies operating in this Commonwealth to incorporate diversity in their business strategy in connection with the procurement of goods and services.

§ 69.802. Definitions.

The following words and terms, when used in §§ 69.801 and 69.803—69.809, have the following meanings, unless the context clearly indicates otherwise:

African-Americans—United States citizens or legal aliens with permanent residence status in the United States who have origins in any racial groups of Africa.

Asian Pacific-Americans—United States citizens or legal aliens with permanent residence status in the United States who have origins in Asia, including persons from Japan, China, the Philippines, Vietnam, Korea, Samoa, Guam, the United States Trust Territory of the Pacific Islands (Republic of Palau), the Northern Mariana Islands, Laos, Kampuchea (Cambodia), Taiwan, Burma, Thailand, Malaysia, Indonesia, Singapore, Brunei, Republic of the Marshall Islands and the Federated States of Micronesia.

Control—The exercise of the power to make policy decisions.

Diversity—The attainment of organizational objectives by maximizing the contributions of individuals from every segment of the population **including minorities, women, persons with disabilities, LGBTQ and veterans**.

Exempt procurement—A product or service which may be removed from the dollar base used to establish minimum improvement levels, because of the demonstrated unavailability of a minority/women/people with **[disabilities-owned] disabilities/LGBTQ/veteran-owned** business currently capable of supplying a product or service. The term may also include one or more of the following situations:

- (i) The vendor is the original equipment manufacturer.
- (ii) The vendor is the only known source of the product or service.
- (iii) A plant emergency situation dictates use of a specific vendor.
- (iv) Purchases from affiliates, corporate parents and their subsidiaries.

Hispanic-Americans—United States citizens or legal aliens with permanent residence status in the United

States who have origins in Mexico, Puerto Rico, Cuba, South America, Central America and the Caribbean.

LGBTQ—Lesbian, gay, bisexual, transgender, queer, and questioning.

Long-term plan—A plan applicable to a period of 5 years.

[MBE—]*Minority-Owned Business Enterprise*—A business enterprise that is at least 51% owned by a minority individual or group or individuals; or a publicly-owned business that has at least 51% of its stock owned by one or more minority individuals, and whose management and daily business operations are controlled by these individuals. "Minority" may include African-Americans, Hispanic-Americans, Native Americans, **Subcontinent Asian-Americans** and **[Asian Americans] Asian Pacific-Americans**, as well as other groups found to be disadvantaged under section 8(a) of the Small Business Act (15 U.S.C.A. § 637(d)).

MIL—Minimum Improvement Level—A level or goal which, when achieved, indicates progress in a preferred direction. An MIL is neither a requirement nor a quota, and no specific participation levels are intended.

Major jurisdictional utility company—Electric, gas, water and telephone utilities whose net plant in service is valued at \$10 million or more. The term includes major telephone companies, defined as companies exceeding 50,000 access lines.

Midterm plan—A plan applicable to a period of 3 years.

Native-Americans—United States citizens or legal aliens with permanent residence status in the United States who have origins in any of the original peoples of North America or Hawaiian Islands, in particular, American Indians, Eskimos, Aleutes and Native Hawaiians.

Operate—Active involvement in the day-to-day management. The term involves more than acting as officers or directors.

Person with disabilities—An individual who has a disability as defined in the Americans with Disabilities Act (ADA), 42 U.S.C.A. § 12102.

Short-term plan—A plan applicable to a period of 1 year.

Subcontinent Asian-Americans—United States citizens or legal aliens with permanent residence status in the United States who have origins in India, Pakistan, Bangladesh, Sri Lanka, Bhutan or Nepal.

Subcontract—An agreement or arrangement between a contractor and a party or person—in which the parties do not stand in the relationship of an employer and an employee—for the furnishing of supplies or services for the use of real or personal property, including lease arrangements, which in whole or in part, is necessary to the performance of any one or more contracts.

Substantial objectives—Objectives which are realistic and clearly demonstrate a utility's commitment to increase minority/women/persons with **[disabilities-owned] disabilities/LGBTQ/veteran-owned** business share of the utility's purchases and contracts.

Veteran—An individual who served in the United States Armed Forces, including a reserve component or the National Guard, and who was discharged or released from service under conditions other than dishonorable.

[**WBE**—] *Women-Owned Business Enterprise*—A business enterprise that is at least 51% owned by a woman or women who are United States citizens or legal aliens with permanent residence status in the United States; or a publicly owned business that has at least 51% of its stock owned by one or more women, and whose management and daily business operations are controlled by one or more women who are United States citizens or legal aliens with permanent residence status in the United States.

[**W/MBE**—A **WBE** or an **MBE**.]

§ 69.803. **Guidelines for diversity development.**

The Commission encourages major jurisdictional utility companies to implement diversity programs. This effort may include the following:

- (1) The articulation of a corporate policy by the senior executives of the major jurisdictional utility company committing the utility to improving its level of diversity in the workplace and within its procurement process.
- (2) The development and implementation of a corporate-wide diversity program with specified goals and objectives for each year.
- (3) The appointment of utility managers to be responsible for the success of the program.
- (4) The training of managers regarding implementing diversity initiatives in the areas of employment and contracting for goods and services.
- (5) The location of qualified minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business contractors and mentoring, partnering and training qualified women/minority/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses contractors to serve the needs of the major jurisdiction utility company.

§ 69.804. **Contracting recommendations.**

The Commission recommends that major jurisdictional utility companies strive to take maximum efforts to provide that minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses have an equal opportunity to compete for the purchase of equipment, supplies, services, fuels, materials, construction, professional services advertising and the like. The Commission encourages major jurisdictional utility companies to develop a diversity program which is designed to provide that a fair proportion of products and services contracts are offered to minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses. It is recommended that the major jurisdictional utility companies adopt the general guidelines in §§ 69.805—69.808 in the development or enhancement of their diversity program relative to contracting for goods and services.

§ 69.805. **Program development.**

The major jurisdictional utility companies are encouraged to have an appropriate executive accountable for providing overall direction and guidance to the minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business program. Each major jurisdictional utility company is invited to maintain a staff to implement program requirements concerning the women/minority/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses. It may not be necessary for the major jurisdictional utility

company to increase its staff or to reassign existing staff to minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business program responsibilities if the major jurisdictional utility company can implement its program effectively through its current resource commitment and management structure.

§ 69.806. **Minimum improvement levels.**

By March 1 of each year, each major jurisdictional utility company is encouraged to annually set substantial and verifiable short-term, midterm and long-term plans for the utilization of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses. Minimum improvement levels should be set annually for each major product and services category which provides opportunities for procurement.

(1) The major jurisdictional utility companies may consider the following factors in setting their minimum improvement levels:

(i) The total utility purchasing or contracting projections, or both, including fees to financial (for example, financial institutions and the like), advertising, legal and professional services.

(ii) Availability of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses in the major jurisdictional utility company's service area and surrounding communities.

(iii) Market dynamics based on historical data and trends.

(iv) Other appropriate factors which would increase the minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses share of utility business.

(2) Program objectives should be established for both minority-owned, non-minority women-owned, [**and**] persons with disabilities-owned, **LGBTQ-owned and veteran-owned** business enterprises.

(3) A major jurisdictional utility company may exclude a specific product or service when it is clearly evident the minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses do not provide a specific product or service, or that exempt procurement is the only available procurement method for obtaining that specific product or service. Each utility should demonstrate the unavailability of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses capable of supplying these products and services on a case by case basis. Because there may in the future be minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses capable of supplying products or services currently being supplied by an exempt procurement provider, the major jurisdictional utility company should explain in its annual report the continued use of any exempt procurement provider.

(4) A major jurisdictional utility company which is presently purchasing products or services from affiliates may subtract the dollars paid to affiliates for these products or services from the total dollars used as the basis for establishing minimum improvement levels for purchases from minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses if the major jurisdiction utility company requires the affiliate to establish an appropriate subcontracting

program for minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses where the affiliates employ subcontractors. A major jurisdictional utility company which takes advantage of this section should report to the Commission, in its annual report, whether the affiliates have established a subcontracting program and describe the results of the program.

(5) Overall program levels should be expressed as a percentage of total dollars awarded to outside suppliers and contractors other than products and services which fall within an exempt procurement category established by the major jurisdictional utility company.

(6) Payments for fuel, purchased power and franchise tax fees need not be included in the procurement dollar base used to establish minimum improvement levels.

(7) Each major jurisdictional utility company is encouraged to make special efforts to increase utilization of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses, in conjunction with its established minimum improvement levels, in areas that are considered to be technical in nature, and where there has been low utilization, such as consultants, legal and financial services.

(8) Each major jurisdictional utility company is invited to consider the utilization of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses when outsourcing noncore business functions and report these contracts as part of the annual report.

§ 69.807. Subcontracting program.

Each major jurisdictional utility company is encouraged to establish and maintain a subcontracting program for its prime contractors to utilize minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business subcontractors. The subcontracting program will serve as an enhancement to and not a replacement for the utility's minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business program.

(1) The major jurisdictional utility company should incorporate in purchase orders, requests for bid proposals and other appropriate procurement documents related to procurement efforts subject to its subcontracting program, a statement such as follows:

"It is the policy of this utility that businesses owned by minorities, women, [**and**] persons with disabilities, **LGBTQ and veterans** should have an equal opportunity to compete for subcontracts. The contractor agrees to use its best efforts to carry out this policy to the fullest extent consistent with the efficient performance of this contract."

(2) The major jurisdictional utility company is encouraged to assist its prime contractors in developing plans to increase the opportunities for participation by minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business subcontractors. Prime contractors will be encouraged to submit these plans and the results to the utility.

(3) The subcontracting program should apply to purchases/contracts exceeding \$500,000 for products and services, and for construction contracts over \$1 million. The subcontracting program need not be applied to the procurement of products and services in excluded categories.

(4) Each major jurisdictional utility company is encouraged to inform suppliers of products and services that subcontracting with businesses owned by [**minority/women/persons with disabilities**] **minority/women/persons with disabilities/LGBTQ/veterans** is a factor that may be considered in the bid evaluation process.

(5) Each major jurisdictional utility company should include awards to verified minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business subcontractors in each report to the Commission.

§ 69.808. External outreach.

Each major jurisdictional utility company should implement an outreach program to inform, to recruit and to expand procurement activities to qualified and qualifiable businesses owned by [**minority/women/persons with disabilities**] **minority/women/persons with disabilities/LGBTQ/veterans**. Outreach activities may vary for each utility depending on its size, service territory and specific lines of business. Each major jurisdictional utility company should, at a minimum, consider implementation of the following:

(1) Actively seek out opportunities to identify business contractors and suppliers that are owned by [**minority/women/persons with disabilities**] **minority/women/persons with disabilities/LGBTQ/veterans** and to expand source pools.

(2) Actively support the efforts of organizations experienced in promoting the interest of minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses.

(3) Initiate business development partnerships (long-term), joint ventures or venture capital projects with minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** businesses such as outsourcing agreements of noncore utility business functions when applicable to allow business expansion within the minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business community. Provide technical/management support (short-term) to ensure the success of this initiative.

(4) Work with minority/women/persons with [**disabilities-owned**] **disabilities/LGBTQ/veteran-owned** business contractors to facilitate contracting relationships by explaining utility qualification requirements, bidding and contracting procedures, materials requirements, invoicing and payment schedules and other procurement practices and procedures.

§ 69.809. Filings.

(a) The major jurisdictional utility companies are encouraged to file with the Secretary of the Commission [**and the Bureau of Public Liaison**] by March 1 of each year [, **beginning in 1995,**] an annual report describing their diversity program activity for the prior year. The annual report should contain [**at least**] the following elements:

(1) [**A description of minority/women/persons with disabilities-owned business program activities engaged in during the previous calendar year. This description includes both internal and external activities.**] **A copy of any corporate policy committed to improving diversity in the workplace and in the procurement process.**

(2) [A description of progress in meeting or exceeding the proposed levels and an explanation of circumstances that may have caused the utility to fall short of its established minimum improvement levels.] A description of any training implemented on diversity initiatives in employment and in the contract of goods and services.

(3) [A description of innovative approaches to encourage minority/women/persons with disabilities-owned business development, partnering, subcontracting, joint-venturing and venture capital projects.] The demographic composition of the utility's workforce, reporting the number of employees by gender, race and ethnicity, persons with disabilities, and veterans on a form provided by the Commission.

(4) [A summary of prime contractors which report utilization of minority/women/persons with disabilities-owned business subcontractors indicating the number of disability-owned business subcontractors and the associated dollars.] A description of any diversity recruiting strategies.

(5) [An explanation for the continued classification of exempt procurement for products or services which have been used to set minimum levels of improvement because of the established unavailability of minority/women/persons with disabilities-

owned business suppliers.] A description of any diversity promotion efforts.

(6) [Sections 69.801—69.808 and this section permit utilities to break specific categories down further than presently suggested—for example, reporting contracts awarded to Filipino Americans separately from those awarded to Asian Pacific-Americans, or reporting male and female results within minority owned classifications. Data reported for nonminority women, may be reported separately from data reported for minority business enterprises.] A description of any diversity retention efforts.

(7) A brief description of any involvement with organizations promoting diversity.

(8) A brief summary of diverse-owned businesses the company contracts with for goods and services. Include percentage of dollars spent with diverse-owned businesses versus non-diverse businesses.

[(c)] (b) Information that is otherwise unobtainable to the major jurisdictional utility company, for example, prime contractor utilization of minority/women/persons with [disabilities-owned] disabilities/LGBTQ/veteran-owned businesses as subcontractors, should be reported in the annual filings.

[Pa.B. Doc. No. 20-939. Filed for public inspection July 17, 2020, 9:00 a.m.]

NOTICES

BOARD OF COAL MINE SAFETY

Meeting Cancellation

The Board of Coal Mine Safety (Board) meeting scheduled for Tuesday, July 28, 2020, has been cancelled. The next Board meeting is scheduled for Tuesday, September 1, 2020, at 10 a.m. in Conference Rooms 1A and 1B, Department of Environmental Protection, Cambria Office, 286 Industrial Park Road, Ebensburg, PA. Due to the novel coronavirus (COVID-19) precautions and limitations in place, only Board members and essential Department of Environmental Protection (Department) staff to the Board may meet at the Ebensburg location and must follow social distancing protocols. Individuals who wish to join the meeting may do so remotely.

Call-in information, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department's

web site at www.dep.pa.gov (select "Public Participation," then "Advisory Committees," then "Mining Advisory Committees," then "Board of Coal Mine Safety," then "2020").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the September 1, 2020, meeting can be directed to Peggy Scheloske at mscheloske@pa.gov or (724) 404-3143.

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

PATRICK McDONNELL,
Chairperson

[Pa.B. Doc. No. 20-940. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending July 7, 2020.

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>
06-22-2020	Community State Bank of Orbisonia Orbisonia Huntingdon County	6962 Lincoln Way West Saint Thomas Franklin County	Opened
06-30-2020	Centric Bank Harrisburg Dauphin County	22D East Roseville Road Lancaster Lancaster County	Filed
07-06-2020	Somerset Trust Company Somerset Somerset County	157 Pittsburgh Street Scottdale Westmoreland County	Opened

Branch Relocations

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
06-29-2020	Citizens & Northern Bank Wellsboro Tioga County	<i>To:</i> 423/433 Reuter Boulevard Towanda Bradford County <i>From:</i> 428 Main Street Towanda Bradford County	Effective

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
07-01-2020	Reliance Savings Bank Altoona Blair County	<i>To:</i> 3918 Cove Mountain Road Martinsburg Blair County <i>From:</i> 209 South Walnut Street Martinsburg Blair County	Approved

Articles of Amendment

<i>Date</i>	<i>Name and Location of Institution</i>	<i>Action</i>
06-30-2020	Coatesville Savings Bank Coatesville Chester County Amendment to Article 1 of the institution's Articles of Incorporation provides for a change in the bank's corporate title to Prosper Bank. Articles of Amendment provide for the institution's Articles of Incorporation to be amended and restated in their entirety.	Effective

CREDIT UNIONS

Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
07-02-2020	Riverset Credit Union Pittsburgh Allegheny County Application for approval to merge Riverset Credit Union, Pittsburgh, with and into Allegent Community Federal Credit Union, Pittsburgh.	Approved

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
05-28-2020	Viriva Community Credit Union Warminster Bucks County	7346 Frankford Avenue Philadelphia Philadelphia County	Closed

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

RICHARD VAGUE,
Acting Secretary

[Pa.B. Doc. No. 20-941. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of August 2020

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of August 2020, is 3 3/4%.

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

Each month the Department is required by State law to compute and announce the ceiling rate on residential

mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 1.16 to which was added 2.50 percentage points for a total of 3.66 that by law is rounded off to the nearest quarter at 3 3/4%.

RICHARD VAGUE,
Acting Secretary

[Pa.B. Doc. No. 20-942. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

Conservation and Natural Resources Advisory Council Virtual Meeting

The Conservation and Natural Resources Advisory Council (Council) to the Department of Conservation and Natural Resources (Department) will hold a virtual meeting on Wednesday, July 22, 2020, at 10 a.m. The WebEx

meeting can be accessed through a link found on the Council's webpage at www.dcnr.pa.gov/cnrac prior to the meeting.

Questions concerning this meeting or agenda items can be directed to Gretchen Leslie at (717) 772-9084. For public comment to be considered at the public meeting, follow instructions on the Council's webpage.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should con-

tact Aara Vinsh directly at (717) 787-9306 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD) to discuss how the Department may accommodate their needs.

CINDY ADAMS DUNN,
Secretary

[Pa.B. Doc. No. 20-943. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Applications, Actions and Special Notices

APPLICATIONS

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

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

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

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

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

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

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

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

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

I. NPDES Renewal Applications.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.

<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>
PA0060470 (Sewage)	Marworth Rehab Center Sewage Treatment Plant (STP) P.O. Box 36 Lily Lake Road Waverly, PA 18471-0036	Lackawanna County North Abington Township	Unnamed Tributary to Ackerly Creek (CWF) (4-F)	Yes

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES_SCRO@pa.gov.

<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>
PA0261092 (Sewage)	Graham & Carla Snyder 1144 Piketown Road Harrisburg, PA 17112	Dauphin County West Hanover Township	UNT Beaver Creek/7D	Y
PA0038415 (Sewage)	East Pennsboro Township Wastewater Treatment Plant 21 Dulles Drive East Camp Hill, PA 17011	Cumberland County East Pennsboro Township	Conodoguinet Creek/7B	Yes

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Phone: 814.332.6942, Email: RA-EPNPDES_NWRO@pa.gov.

<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>
PA0238988 (Sewage)	Greene Meadows STP 2500 Deer Run Trail Erie, PA 16509	Erie County Greene Township	Unnamed Tributary of Walnut Creek (15-A)	Yes
PA0272906 (Sewage)	Joseph Albright SRSTP 126 Purvis Road Butler, PA 16001-8332	Butler County Franklin Township	Unnamed Tributary to Little Connoquenessing Creek (CWF) (20-C)	Yes

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, Email: RA-EPNPDES_SERO@pa.gov.

PA0011541, Storm Water, SIC Code 4226, **Sunoco Partners Marketing & Terminals LP**, 100 Green Street, Marcus Hook, PA 19061. Facility Name: Darby Creek Tank Farm. This existing facility is located in Darby Township, **Delaware County**.

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

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

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	Avg Qrtly 15.0	XXX	30.0
				Avg Qrtly		

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

- A. Stormwater Outfalls
- B. Best Management Practices
- C. Routine Inspections
- D. PPC Plan
- E. Stormwater Monitoring Requirements
- F. Acquire Necessary Property Rights
- G. Proper Sludge Disposal

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

The EPA Waiver is in effect.

PA0028380, Sewage, SIC Code 4952, **Tinicum Township**, Memorial Bldg., 629 North Governor Printz Boulevard, Essington, PA 19029. Facility Name: Tinicum Township WWTP. This existing facility is located in Tinicum Township, **Delaware County**.

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

The receiving streams, Long Hook Creek (WWF, MF) and Darby Creek (WWF, MF), are located in State Water Plan watershed 3-G and are classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Cyanide, Available	XXX	XXX	XXX	XXX	Report	XXX
Dichlorobromomethane	XXX	XXX	XXX	XXX	Report	XXX
Bis(2-Ethylhexyl) Phthalate	XXX	XXX	XXX	XXX	Report	XXX
Chrysene	XXX	XXX	XXX	XXX	Report	XXX
Phenolics, Total	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	XXX	Report	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 1.4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Inst Min	Report	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	183	275	XXX	16	24 Wkly Avg	32
Raw Sewage Influent Biochemical Oxygen Demand (BOD ₅)	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent CBOD ₅ Minimum % Removal (%)	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	350	525	XXX	89.25 Min Mo Avg	45 Wkly Avg	60
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	200	XXX	1,000*
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	35.0	XXX	XXX	3.0	XXX	6.0
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Copper, Total	0.53	1.05	XXX	0.045	0.090	0.113
		Daily Max				

*Shall not exceed in more than 10% of samples.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on an average stormwater flow—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Dissolved	XXX	XXX	XXX	XXX	Report	XXX

Sludge use and disposal description and location: Class B sludge is produced and sent to DELCORA for further treatment.

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

- A. No Stormwater Condition
- B. Acquire Necessary Property Rights
- C. Proper Sludge Disposal
- D. Chlorine Optimization
- E. Operator Notification
- F. TMDL/WLA Data
- G. Fecal Coliform Reporting
- H. Solids Management
- I. WET Requirement
- J. Stormwater Outfall Requirement
- K. PCB PMP Implementation

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

The EPA Waiver is not in effect.

PA0013714, Industrial, SIC Code 4911, 5171, **Exelon Generation Co. LLC**, 300 Exelon Way, Kennett Square, PA 19348-2473. Facility Name: Eddystone Generating Station. This existing facility is located in Eddystone Borough, **Delaware County**.

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

The receiving streams, Delaware River (WWF, MF) and Crum Creek (WWF), are located in State Water Plan watershed 3-G and are classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 835.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Copper, Total	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Lead, Total	XXX	XXX	XXX	Report Daily Max	XXX	XXX
Bromide	XXX	XXX	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 835.2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.2
Temperature (°F) Intake	XXX	XXX	XXX	Report	XXX	XXX
Temperature (°F)	XXX	XXX	XXX	Report	XXX	110
Temperature, Delta (Discharge - Intake) (°F)	XXX	XXX	XXX	21	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Total Suspended Solids Effluent Net	XXX	XXX	XXX	30	100	XXX
Total Suspended Solids Intake	XXX	XXX	XXX	Report	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Spectrus CT 1300	XXX	XXX	XXX	XXX	0.05	XXX

The proposed effluent limits for Outfall 010 are based on an average flow of stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 013 are based on an average flow of stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 014 are based on an average flow of stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 108 are based on a design flow of 3.045 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 108 are based on a design flow of 3.045 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	Report Inst Min	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	30	100	XXX
Total Dissolved Solids	XXX	XXX	XXX	1,000.0	2,000.0	2,500
Oil and Grease	XXX	XXX	XXX	15	20	30
Copper, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 110 are based on an average flow of stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Oil and Grease	XXX	XXX	XXX	15 Avg Qrtly	XXX	30
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	15.0 Avg Qrtly	XXX	30.0

The proposed effluent limits for Outfall 110 are based on an average flow of stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX

Stormwater Outfalls 002 and 007 are not required to be monitored.

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Permit Condition
- D. BAT/ELG Reopener
- E. Chlorine Discharge
- F. Thermal Impact
- G. Mixing Zone
- H. Delaware Estuary Study
- I. No Intake Trash Return
- J. Chemical Metal Cleaning Condition
- K. Spectrus CT 1300 Test Method
- L. TMDL/WLA Analysis
- M. Non-Stormwater Discharges
- N. Hydrostatic Test Water
- O. Chemical Additive Condition
- P. Stormwater Condition
- Q. PCBs Requirement
- R. Cooling Water Intake Condition

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

The EPA Waiver is not in effect.

PA0245178, Storm Water, SIC Code 4225, **XPO Logistics Supply Chain Inc.**, 3000 Am Drive, Quakertown, PA 18951. Facility Name: XPO Logistics Quakertown Facility. This proposed facility is located in Milford Township, **Bucks County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of industrial stormwater.

The receiving stream(s), Unami Creek (HQ-TSF, MF), is located in State Water Plan watershed 3-E and is classified for MF and High-Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Semi-Annual Average</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	100.0	Report	XXX
Oil and Grease	XXX	XXX	XXX	15.0	Report	XXX

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

- Stormwater Monitoring Requirements
- Annual Monitoring and Inspection Reports
- BMPs for stormwater

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

The EPA Waiver is in effect.

Southcentral Region: Clean Water Program Manager; 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES_SCRO@pa.gov.

PA0084085, Sewage, SIC Code 4952, **CV Estates Management LLC**, P.O. Box 677, Morgantown, PA 19543. Facility Name: Country View Estates MHP. This existing facility is located in Upper Frankford Township, **Cumberland County**.

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

The receiving stream(s), Blosser Creek (WWF, MF), is located in State Water Plan watershed 7-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .05025 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			5.0			
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min	0.5	XXX	1.6
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Geo Mean	XXX	XXX
				Report		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	XXX	XXX	XXX	12	XXX	24
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	1.0	XXX	2

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

The EPA Waiver is in effect.

PA0088978, Sewage, SIC Code 4952, **West Pennsboro Township Municipal Authority**, 2150 Neville Road, Carlisle, PA 17015-7747. Facility Name: West Pennsboro STP. This existing facility is located in West Pennsboro Township, **Cumberland County**.

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

The receiving stream(s), Conodoguinet Creek (WWF, MF), is located in State Water Plan watershed 7-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0835 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Daily Max	XXX
					Report	
					Daily Max	

The proposed effluent limits for Outfall 001 are based on a design flow of .0835 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Daily Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	17.0	27.0	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅)						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
		Daily Max				
Total Suspended Solids	20.0	31.0	XXX	30.0	45.0	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
		Daily Max				
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	0.7	XXX	XXX	1.0	XXX	2

Sludge use and disposal description and location(s): Sludge is hauled off site via a local septic hauler to another facility for ultimate treatment and disposal.

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

The EPA Waiver is in effect.

PA0008427, Industrial, SIC Code 4961, **Energy Center Harrisburg LLC**, 100 N 10th Street, Harrisburg, PA 17101-2440. Facility Name: Energy Center Harrisburg. This existing facility is located in Harrisburg City, **Dauphin County**.

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

The receiving stream(s), Paxton Creek (WWF), is located in State Water Plan watershed 7-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .084 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Suspended Solids	21	42	XXX	30	60	75
Oil and Grease	XXX	XXX	XXX	15	30	30
Copper, Total	0.032	0.065	XXX	0.047	0.094	0.117
Iron, Dissolved	Report	Report	XXX	Report	Report	XXX
Calcium, Total	Report	Report	XXX	Report	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

PA0262170, Industrial, SIC Code 8361, **Stoneridge Retirement Living**, 440 E Lincoln Avenue, Myerstown, PA 17067-2239. Facility Name: Stoneridge Retirement Living Facility. This existing facility is located in Jackson Township, **Lebanon County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .06 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Nitrate-Nitrite as N	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report Annl Avg	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report Annl Avg	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .06 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Temperature (deg F) (°F)						
Jan 1 - 31	XXX	XXX	XXX	XXX	50 Daily Max	XXX
Feb 1 - 29	XXX	XXX	XXX	XXX	51 Daily Max	XXX
Mar 1 - 31	XXX	XXX	XXX	XXX	73 Daily Max	XXX
Apr 1 - 15	XXX	XXX	XXX	XXX	82 Daily Max	XXX
Apr 16 - 30	XXX	XXX	XXX	XXX	88 Daily Max	XXX
May 1 - 15	XXX	XXX	XXX	XXX	84 Daily Max	XXX
May 16 - 31	XXX	XXX	XXX	XXX	105 Daily Max	XXX
Jun 1 - 15	XXX	XXX	XXX	XXX	105 Daily Max	XXX
Jun 16 - 30	XXX	XXX	XXX	XXX	109 Daily Max	XXX
Jul 1 - 31	XXX	XXX	XXX	XXX	100 Daily Max	XXX
Aug 1 - 15	XXX	XXX	XXX	XXX	99 Daily Max	XXX
Aug 16 - 31	XXX	XXX	XXX	XXX	99 Daily Max	XXX
Sep 1 - 15	XXX	XXX	XXX	XXX	93 Daily Max	XXX
Sep 16 - 30	XXX	XXX	XXX	XXX	87 Daily Max	XXX
Oct 1 - 15	XXX	XXX	XXX	XXX	81 Daily Max	XXX
Oct 16 - 31	XXX	XXX	XXX	XXX	75 Daily Max	XXX
Nov 1 - 15	XXX	XXX	XXX	XXX	68 Daily Max	XXX
Nov 16 - 30	XXX	XXX	XXX	XXX	58 Daily Max	XXX
Dec 1 - 31	XXX	XXX	XXX	XXX	50 Daily Max	XXX

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

The EPA Waiver is in effect.

PA0080268, Sewage, SIC Code 6515, **Kollas & Costopoulos**, 7099 Carlisle Pike, Carlisle, PA 17015-8897. Facility Name: Regency Woods MHP. This existing facility is located in Middlesex Township, **Cumberland County**.

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

The receiving stream(s), Unnamed Tributary of Conodoguinet Creek (WWF, MF), is located in State Water Plan watershed 7-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .035 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	8.7	XXX	17
May 1 - Oct 31	XXX	XXX	XXX	2.9	XXX	5.8
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4

The proposed effluent limits for Outfall 001 are based on a design flow of .035 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Sludge is hauled off site via a local septic hauler to another WWTP for ultimate treatment and disposal.

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

The EPA Waiver is in effect.

PA0246727, Sewage, SIC Code 4952, **Dudley Carbon Coalmont Joint Municipal Authority**, P.O. Box 276, Dudley, PA 16634-0276. Facility Name: Dudley Carbon Coalmont STP. This existing facility is located in Carbon Township, **Huntingdon County**.

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

The receiving stream(s), Shoup Run (WWF), is located in State Water Plan watershed 11-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.071 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD ₅	15	24 Wkly Avg	XXX	25	40	50

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
BOD ₅						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	18	27	XXX	30	45	60
		Wkly Avg				
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ultraviolet light intensity (mW/cm ²)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
				Avg Qrtly		
Total Aluminum	Report	XXX	XXX	Report	XXX	XXX
Total Iron	Report	XXX	XXX	Report	XXX	XXX
Total Manganese	Report	XXX	XXX	Report	XXX	XXX

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

- Restrictions on acceptance of hauled-in wastes at the treatment facility under certain conditions, unless otherwise approved by DEP in writing
- Solids management and reporting requirements

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

The EPA Waiver is in effect.

PA0083003, Industrial, SIC Code 4941, **Dudley Carbon Coalmont Joint Municipal Authority**, P.O. Box 276, Dudley, PA 16634-0276. Facility Name: Dudley Carbon Coalmont JMA Water System. This existing facility is located in Carbon Township, **Huntingdon County**.

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

The receiving stream(s), Shoup Run (WWF), is located in State Water Plan watershed 11-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.024 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	Report	Report	XXX	30	60	75
Aluminum, Total	Report	Report	XXX	0.75	0.75	0.75
Iron, Total	Report	Report	XXX	1.5	3.0	3.75
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
				Annl Avg		

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

The EPA Waiver is in effect.

PA0008427, Industrial, SIC Code 4961, **Energy Center Harrisburg LLC**, 100 N 10th Street, Harrisburg, PA 17101-2440. Facility Name: Energy Center Harrisburg. This existing facility is located in Harrisburg City, **Dauphin County**.

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

The receiving stream(s), Paxton Creek (WWF), is located in State Water Plan watershed 7-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .084 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine	XXX	XXX	XXX	0.5	XXX	1.6
Temperature (deg F) (°F)	XXX	XXX	XXX	XXX	110	XXX
Total Suspended Solids	21	42	XXX	30	60	75
Oil and Grease	XXX	XXX	XXX	15	30	30
Copper, Total	0.032	0.065	XXX	0.047	0.094	0.117
Iron, Dissolved	Report	Report	XXX	Report	Report	XXX
Cadmium, Total	Report	Report	XXX	Report	Report	XXX
Kjeldahl—N	Report	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

PA0261891, Industrial, SIC Code 4941, **Bear Valley Franklin County PA Joint Authority**, 218 School House Road, St Thomas, PA 17252-0308. Facility Name: Fort Loudon WTP. This existing facility is located in Peters Township, **Franklin County**.

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

The receiving stream(s), Unnamed Tributary of West Branch Conococheague Creek (TSF, MF), is located in State Water Plan watershed 13-C and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0364 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.08	XXX	0.25
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Aluminum, Total	0.21	0.42	XXX	0.70	1.40	1.75
Iron, Total	Report	Daily Max	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5
Zinc, Total	0.06	Daily Max	XXX	0.20	0.40	0.5

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

The EPA Waiver is in effect.

Northwest Region: Clean Water Program Manager, 230 Chestnut Street, Meadville, PA 16335-3481, Phone: 814.332.6942, Email: RA-EPNPDES_NWRO@pa.gov.

PA0288390, Sewage, SIC Code 8800, **Daniel Markiewicz**, 8244 Crane Road, Cranesville, PA 16410-9528. Facility Name: Daniel Markiewicz SRSTP. This proposed facility is located in Franklin Township, **Erie 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), King Branch (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

PA0288349, Sewage, SIC Code 8800, **David Schlabach**, 254 Route 410, Punxsutawney, PA 15767-8707. Facility Name: David J Schlabach SFTF. This proposed facility is located in Henderson Township, **Jefferson County**.

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

The receiving stream(s), Unnamed Tributary to Stump Creek (CWF), is located in State Water Plan watershed 17-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0008 MGD.—Limits.

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

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

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 814-332-6078.

The EPA Waiver is in effect.

III. WQM Industrial Waste and Sewerage Applications under The Clean Streams Law (35 P.S. §§ 691.1—691.1001).

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

WQM Permit No. WQG02092008, Sewage, **Warminster Municipal Authority**, P.O. Box 2279, 415 Gibson Avenue, Warminster, PA 18974-0147.

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

Description of Action/Activity: Construction and operation of a force main.

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

WQM Permit No. 5220401, Sewage, **Pine Forest Camps Inc.**, 1528 Walnut Street, Suite 1900, Philadelphia, PA 19109.

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

Description of Proposed Action/Activity: A project to refurbish an existing Sewage Treatment Plant by upgrading the two lagoon aerators, install a phosphorous removal system and improve the chlorine contact system to meet the NPDES PA0029050 effluent requirements.

WQM Permit No. 4809403A-1, Sewage, **Nazareth Borough Municipal Authority**, P.O. Box A, Nazareth, PA 18064-2567.

This existing facility is located in Lower Nazareth Township, **Northampton County**.

Description of Proposed Action/Activity: The project is for the construction of an ultraviolet light disinfection system at the wastewater treatment plant. The system will have two channels with each channel capable of disinfecting 6 MGD at 65% UVT. An increase in the hydraulic capacity of the wastewater treatment plant from 1.6 MGD to 2.1 MGD is also requested as part of the project.

WQM Permit No. 5820401, Sewage, **Harford Township Susquehanna County**, P.O. Box 1, Harford, PA 18823-0001.

This proposed facility is located in Harford Township, **Susquehanna County**.

Description of Proposed Action/Activity: This project consists of the upgrade of an existing minor sewage facility operating under NPDES PA0063100. The upgrades will consist of the addition of headworks, clarifier, air diffusers, blowers, upgrade the influent splitter box, add a 10 ft x 20 ft storage facility building and related appurtenances.

WQM Permit No. WQG02452002, Sewage, **Smithfield Sewer Authority**, 1155 Red Fox Road, East Stroudsburg, PA 18301-9106.

This proposed facility is located in Smithfield Township, **Monroe County**.

Description of Proposed Action/Activity: Extension of a low-pressure sewage system (LPS) to serve approximately 13 properties along Airport Road and Milford Road. The new system will connect to the existing LPS in Airport Road. Flows will be treated at the Smithfield Township WTP.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

WQM Permit No. 2171401, Amendment, Sewerage, **PA American Water Company**, New Cumberland STP, 852 Wesley Drive, Mechanicsburg, PA 17055-4436.

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

Description of Proposed Action/Activity: Seeking permit approval for the Installation of UV Units at New Cumberland Plant.

WQM Permit No. 0606402, Amendment, Sewerage, **Bethel Township Municipal Authority**, P.O. Box 274, 60 Klahr Road, Bethel, PA 19507-0274.

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

Description of Proposed Action/Activity: Seeking permit approval for the Frystown Wastewater Treatment Plant at the Frystown Plant.

WQM Permit No. 0695404, Amendment, Sewerage, **Bally Borough**, 425 Chestnut Street, Bally, PA 19503.

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

Description of Proposed Action/Activity: Seeking permit approval for the replacement of chlorine gas cylinders to liquid sodium hypochlorite for disinfection.

WQM Permit No. 6703405, Amendment # 3, Sewerage, **Stewartstown Borough Authority**, 6 North Main Street, Stewartstown, PA 17363.

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

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation of a new septic pre-screen to be installed on top of the existing grit chamber.

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

WQM Permit No. 3020200, Industrial, **Swanson Industries, Inc. d/b/a Morgantown Technical Services, Inc.**, 2608 Smithtown Road, Morgantown, WV 26508-2494.

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

Description of Proposed Action/Activity: Installation of nutrient separating baffle boxes to treat storm water discharges from Outfalls 002 and 003.

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

WQM Permit No. 1020410, Sewage, **Christopher Boltz**, 221 Hannahstown Road, Cabot, PA 16023-2117.

This proposed facility is located in Jefferson Township, **Butler County**.

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

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

Southeast Region: Clean Water Program Manager, 2 East Main Street, Norristown, PA 19401, Email: RA-EPNPDES_SERO@pa.gov.

PAI130029, MS4, **Bensalem Township**, 2400 Byberry Road, Bensalem, PA 19020. The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Bensalem Township, **Bucks County**. The receiving stream(s), Delaware River

(WWF, MF), Neshaminy Creek South # 1 (WWF, MF), Neshaminy Creek South # 2 (WWF, MF), Neshaminy Creek South # 3 (WWF, MF), and Poquessing Creek (WWF, MF) is located in State Water Plan watershed 2-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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

- A Pollutant Reduction Plan (PRP)
- A Total Maximum Daily Load (TMDL) Plan

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 484-250-5910.

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

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

PAI134812, MS4, Old Lycoming Township Joint Client, 1951 Green Avenue, Williamsport, PA 17701-1582. The application is for a new individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Old Lycoming Township, **Lycoming County**. The receiving stream(s), Mill Creek (TSF, MF), Bottle Run (WWF, MF), Unnamed Tributary to Loyalsock Creek (TSF, MF), and Unnamed Tributary to Lycoming Creek (WWF, MF), is located in State Water Plan watershed 10-A and 10-B and is classified for Migratory Fishes, Warm Water Fishes, and Trout Stocking, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

The Department has made a tentative determination to issue the NPDES permit. Written comments on the application and draft permit will be accepted for 30 days following publication of this notice. The period for comment may be extended at the discretion of DEP for one additional 15-day period. You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-327-3693.

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

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

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484-250-5160, Email: ra-epww-sero@pa.gov.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD150177	The Hankin Group 707 Eagleview Boulevard Exton, PA 19341	Chester	Uwchlan Township	Shamona Creek HQ-TSF
PAD510010 A3	City of Philadelphia Division of Aviation (DOA) Planning and Environmental Services PHL Terminal D Third Floor Philadelphia, PA 19153	Philadelphia	City of Philadelphia	Wooden Bridge Run tributary to Pennypack Creek and Poquessing Creek via storm sewer WWWF-MF
PAD460051	West Campus Condominium Association, Inc. 201 King of Prussia Road Suite 501 Radnor, PA 19087-5148	Montgomery	Upper Merion Township	Matsunk Creek WWF-MF
PAD510076	Post Quaker Property Owner, LLC 1021 North Hancock Street Philadelphia, PA 19123	Philadelphia	City of Philadelphia	Delaware River WWF-MF

Southcentral Region: Waterways & Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210057	Wendell Eberly 1137 South Spring Garden Street Carlisle, PA 17015	Cumberland	South Middleton Township	EV Wetlands
PAD670045	York Township Water & Sewer Authority 190 Oak Road Dallastown, PA 17313-9307	York	York Township	UNT's Mill Creek (WWF, MF) EV Wetlands

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

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

NPDES Permit No.	Applicant Name & Address	County	Municipality	Receiving Water/Use
PAD140011 A-2	Grays Woods Partnership 192 Waddle Road State College, PA 16803	Centre	Halfmoon Twp & Patton Twp	UNT Beaver Branch 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 (National Pollutant Discharge Elimination System) 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>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Joe Jurgielewicz & Son, Ltd. 1016 Plum Creek Road Sunbury, 19554	Northumberland	86.07	109.1	Ducks	NA	Renewal
Hurst Poultry LLC Elvin Hurst 61 Clay Road Lititz, PA 17543	Lancaster	18.7	415.79	Broilers	NA	Renewal
Brubaker Run Farms, LLC Nicholas Brubaker 2871 North Colebrook Road Manheim, PA 17545	Lancaster	2	85	Ducks	NA	Renewal
Meadow Lane Dairy Geoffrey Rohrer 3392 Blue Rock Road Lancaster, PA 17602	Lancaster	932.2	1,287.71	Dairy/ Broiler	NA	Renewal
Joe Burkholder 1440 Division Highway Ephrata, PA 17522	Lancaster	88	351.61	Swine/ Beef	NA	Renewal
Clair Burkholder 316 Center Rd Quarryville, PA 17566	Lancaster	321.2	804.06	Poultry/ Beef/ Swine	HQ	Renewal
Mike Cassel 259 Auction Road Manheim, PA 17545	Lancaster	226.8	504.46	Swine/ Poultry	HQ	Renewal

PUBLIC WATER SUPPLY 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).

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

	Permit No. 1420506, Public Water Supply.
Applicant	Haines Woodward Municipal Authority P.O. Box 147 Woodward, PA 16882
Township or Borough	Woodward Township
County	Centre
Responsible Official	Tracy Ridenour
Type of Facility	Public Water Supply— Construction
Consulting Engineer	Eric S. Lundy, P.E. Nittany Engineering, a division of Century Engineering, Inc. 2836 Earlstown Road Centre Hall, PA 16828
Application Received Date	June 26, 2020

Description of Action	Well # 2: per DEP order, the client proposes to construct a well that will flow at a design rate of 10 gallons per minute as a secondary water source for the system.
Permit No. 6020502, Public Water Supply.	
Applicant	Limestone Township Municipal Authority 3840 Wildwood Road Mifflinburg, PA 17844
Township or Borough	Limestone Township
County	Union
Responsible Official	Steven D. Niles
Type of Facility	Public Water Supply— Construction
Consulting Engineer	Erin N. Threet, P.E. Herbert, Rowland, & Grubic, Inc. 776 Bull Run Crossing Suite 200 Lewisburg, PA 17837
Application Received Date	July 1, 2020
Description of Action	The permitting of the distribution system of Hilltop Acres Development in Limestone Township.

WATER ALLOCATIONS

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.

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

WA 60-1004A, Water Allocations. Limestone Township Municipal Authority, 3840 Wildwood Road, Mifflinburg, PA 17844, Limestone Borough, Union County. Water allocation permit application in accordance with the permitting of the distribution system of Hilltop Acres Development in Limestone.

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—6026.908).

Sections 302—305 of the Land Recycling and Environmental Remediation Standards Act (Act) require the Department of Environmental Protection (Department) to publish in the *Pennsylvania Bulletin* an acknowledgment noting receipt of any Notices of Intent to Remediate. An acknowledgment of the receipt of a Notice of Intent (NOI) 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. Persons intending to use the background standard, Statewide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a (NOI) to

Remediate with the Department. A NOI 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 the cleanup standards, or who 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 any 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 NOI to Remediate is published in a newspaper of general circulation in the area of the site. For the following identified site(s), 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 following specified date. During this comment period the municipality may request that the following identified person, 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 NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department of Environmental Protection has received the following Notice(s) of Intent to Remediate:

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Francis Property, 311 Hickory Drive, Lakeville, PA 18438, Paupack Township, **Wayne County**. Bluestone, 196 Beach Lake Highway, Honesdale, PA 18431, on behalf of Rick Francis, 450 Quaker Hill Road, Morgantown, PA 19543, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of heating oil from an underground storage tank. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Tri-County Independent* on May 30, 2020.

Frei Property, 1315 North Main Street, Honesdale, PA 18431, Honesdale Borough, **Wayne County**. Bluestone, 196 Beach Lake Highway, Honesdale, PA 18431, on behalf of John Frei, 1315 North Main Street, Honesdale, PA 18431, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of heating oil from an underground storage tank. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Tri-County Independent* on May 30, 2020.

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

Former Martin's Sunoco, 18298 Conneaut Lake Road, Vernon Township, **Crawford County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Travaglini Enterprises, Inc., 211 Chestnut Street, Meadville, PA 16335, submitted a Notice of Intent to Remediate. The site was historically used as a gas station. Recent sampling has identified site soil and site groundwater being impacted with petroleum related contaminants. The Notice of Intent to Remediate was published in *The Meadville Tribune* on June 5, 2020.

RESIDUAL WASTE GENERAL PERMITS

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

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

General Permit No. WMGR123SW027. Range Resources Appalachia, LLC, 3000 Town Center Boulevard, Canonsburg, PA 15317. A permit renewal application for continued coverage under General Permit WMGR123 for the processing and beneficial use of oil and gas liquid waste at Hopewell 18 Tank Pad, 200 South Buffalo Road, Avella, PA 15312 in Hopewell Township, **Washington County**, was deemed administratively complete by the Regional Office on July 2, 2020.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW036. Range Resources Appalachia, LLC, 3000 Town Center Boulevard, Canonsburg, PA 15317. A permit renewal application for continued coverage under General Permit WMGR123 for the processing and beneficial use of oil and gas liquid waste at Imperial Land North Tank Pad, Quicksilver Road, McDonald, PA 15057 in Robinson Township, **Washington County**, was deemed administratively complete by the Regional Office on July 2, 2020.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

General Permit No. WMGR123SW026. Range Resources Appalachia, LLC, 3000 Town Center Boulevard, Canonsburg, PA 15317. A permit renewal application for continued coverage under General Permit WMGR123 for the processing and beneficial use of oil and gas liquid waste at Hopewell 20 Tank Pad, 621 Fox Road, Avella, PA 15312 in Hopewell Township, **Washington County**, was deemed administratively complete by the Regional Office on July 2, 2020.

Persons interested in reviewing the general permit or the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Application(s) Received Under the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003), the Municipal Waste Planning, Recycling and Waste Reduction Act (53 P.S. §§ 4000.101—4000.1904) and Regulations to Operate Solid Waste Processing or Disposal Area or Site.

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

Permit ID No. 100281, Greenridge Reclamation Landfill, Greenridge Reclamation, LLC, 234 Landfill Road, Scottdale, PA 15683. An application for permit renewal for a municipal waste landfill located in East Huntingdon Township, **Westmoreland County** was accepted in the Regional Office on July 6, 2020.

Persons interested in reviewing the application may contact the Department of Environmental Protection, Regional Files, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

number and a concise statement regarding the relevancy of the information or objections to issuance of the permit.

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

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

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

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.

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

Contact: James Beach, New Source Review Chief, (484) 250-5920.

09-0196N: Abington Reldan Metals, LLC (550 Old Bordertown Road, Fairless Hills, PA 19030) for the installation and operation of a new thermal destructor. This facility, located in Falls Township, **Bucks County**, is a non-Title V facility. The proposed potential emissions in tons per year (tpy) from the new thermal destructor are as follows: 2.30 tpy NO_x; 5.17 tpy VOC; 1.33 tpy PM; 0.32 tpy HCl; 0.78 tpy Mercury; 0.00075 tpy Lead; and 0.82 tpy HAPs. The proposed Plan Approval will contain recordkeeping requirements, monitoring requirements, operating conditions and performance testing requirements designed to keep the facility operating within the allowable emission limitations and all applicable air quality requirements.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft plan approval can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

04-00502A: Shasta Services LLC (300 Steel Street, Aliquippa, PA 15001). Notice is hereby given in accordance with 25 Pa. Code §§ 127.44—127.46 that the Department of Environmental Protection (Department) intends to issue Air Quality Plan Approval: PA-04-00502A to Shasta Service, LLC (Shasta) for the installation and operation of two natural gas-fired torches to cut the ends of titanium material slabs at their Shasta facility located at 300 Steel Street, Aliquippa, **Beaver County**. The particulate emissions from the cutting operations shall be controlled by a dedicated baghouse rated at 95,000 SCFM with 99% control efficiency. The total titanium material slabs throughput at this facility shall not exceed 12,000 tons on a rolling 12-month basis. The potential to emit emissions from this project on a 12-month rolling basis are: PM = 0.3 tpy and PM₁₀ = 0.3 tpy based on 8,760 hours of operations.

This authorization is subject to State regulations including 25 Pa. Code Chapters 123 and 127. Plan approval conditions include operational restrictions, monitoring requirements, work practice standards, associated recordkeeping, and reporting requirements. Once compliance with the plan approval is demonstrated, the applicant will be required to revise the current SOOP (OP-04-00502) application in accordance with 25 Pa. Code Subchapter F. Shasta's Plan Approval application, the Department's Air Quality Review Memorandum, and the proposed Air Quality Plan Approval for this project are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222.

To request a review of the Plan Approval Application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed Air Quality Plan Approval for this project, a person may contact Jesse Parihar at jparihar@pa.gov or 412.442.4030.

A person may oppose the proposed Plan Approval by filing a written protest with the Department through Jesse Parihar via the U.S. Postal Service to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222; email to jparihar@pa.gov; or fax to 412.442.4194. Additional written comments may also be submitted. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Plan Approval (PA-04-00502A) and a concise statement of the objections to the plan approval issuance and the relevant facts upon which the objections are based. All comments must be received prior to the close of business 30 days after the date of this publication.

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

Contact: David Balog, New Source Review Chief, (814) 332-6940.

20-194F: LORD Corporation (601 South Street, Saegertown, PA 16433) for installation of a curative production line at their facility in Saegertown Borough, **Crawford County**. This is a Title V facility.

Notice is hereby given pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), that the Pennsylvania De-

partment of Environmental Protection (DEP) intends to issue Plan Approval 20-194F to LORD Corporation for installation of a curative production line at their facility in Saegertown Borough, Crawford County. The Plan Approval will subsequently be incorporated into the facility's Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 20-194F is for the installation of a CM-100 curative manufacturing line, to consist of four (4) batch reactors, a plate and frame filter press & associated wash process, and associated storage vessels for process intermediates. Particulate emissions from the proposed filter press will be controlled by a proposed dust collector. VOC emissions from the filter press & wash process will be controlled by an existing regenerative thermal oxidizer (Source ID C106). NO_x emissions from proposed batch reactor RS-34 will be controlled by two (2) existing scrubbers (Source IDs C8280A and C8280B). Based on the information provided by the applicant and DEP's own analysis, total potential emissions from the subject source(s) will be 8.45 tons of particulate matter less than 2.5 microns (PM_{2.5}), 4.9 tons of volatile organic compounds (VOC), and 0.12 ton of nitrogen oxides (NO_x). The Plan Approval will contain testing, monitoring, reporting, recordkeeping and work practice requirements designed to keep the facility operating within all applicable air quality requirements. Additionally, the Plan Approval will contain applicable provisions of 40 CFR 63 Subpart FFFF (National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing). Copies of the application, DEP's analysis, and other documents used in the evaluation are available for public inspection between the hours of 8 a.m. and 4 p.m. weekdays at the following address. To make an appointment, contact Records Management at 814-332-6340.

Anyone wishing to provide DEP with additional information they believe should be considered may submit the information to the following address. Comments must be received by the Department within 30 days of the last day of publication. Written comments should include the name, address, and telephone number of the person submitting comments, identification of the proposed Plan Approval No. 20-194F and a concise statement regarding the relevancy of the information or any objections to issuance of the Plan Approval.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted on the comments received during the public comment period. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in a local newspaper of general circulation or the *Pennsylvania Bulletin* or by telephone, where the Department determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Eric Gustafson, Regional Air Quality Manager, Department of Environmental Protection, Northwest Regional Office, 230 Chestnut St., Meadville, PA 16335, 814-332-6940.

43-354B: Reclaimed Rubber & Plastics Inc. (15921 South Mosiertown Road, Meadville, PA 16335-7867) for the post construction installation of an artificial turf recycling facility. Sources at the site include a fluidized bed dryer, truck traffic, diesel powered screeners, a diesel-powered shredder, separators, material handling conveyors, bagging and material storage piles. This facility is located at 105 McQuiston Drive, Jackson Center, PA 16133 in Jackson Township, **Mercer County**.

Pursuant to 25 Pa. Code §§ 127.44(b) and 127.424(b), the Pennsylvania Department of Environmental Protection (DEP) intends to issue Plan Approval 43-354B to Reclaimed Rubber & Plastics Inc., for the post-construction and operation of an artificial turf recycling facility. The facility's location is in Jackson Township, Mercer County. The Plan Approval will subsequently be incorporated into the facility Operating Permit through an administrative amendment in accordance with 25 Pa. Code § 127.450.

Plan Approval No. 43-354B is for the post-construction and operation of an artificial turf recycling facility. Based on the information provided by the applicant and DEP's own analysis, the combined subject sources will emit approximately 20.53 tons per year (tpy) of particulate matter, 8.99 tpy of PM₁₀, 6.84 tpy of PM_{2.5}, 0.93 tpy of SO_x, 10.12 tpy of CO, 16.56 tpy of NO_x, 0.15 tpy of VOC and 0.5 tpy of HAPs.

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

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief of Source Registration at 215-685-9426.

AMS Plan Approval No. IP20-000147: Opportunities Tower I and II (1707 W Hunting Park Avenue, Philadelphia, PA 19140) for the installation of seven (7) natural gas fired hot water heaters each rated at or below 2.0 MMBtu/hr, two (2) 1.06 MMBtu/hr natural gas fired boilers, one (1) 0.81 MMBtu/hr natural gas fired air handling unit, and two (2) diesel fired emergency generators rated at 200 kW and 150 kW at their facility in the City of Philadelphia, **Philadelphia County**. Nitrogen Oxides (NO_x) have a potential emission of 5.37 tons per year. Carbon Monoxides (CO) have a potential emission of 4.76 tons per year. The plan approval will contain operating, monitoring, and recordkeeping requirements to ensure operation within all applicable requirements.

Copies of all documents and information concerning this permit are available for review in the offices of Air Management Services, 321 University Ave., Philadelphia, PA 19104 during normal business hours. Persons wishing to review these documents should contact Edward Wiener at (215-685-9426) at the previously listed address.

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

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, (484) 250-5920.

46-00021: First Quality Retail Services, LLC (601 Allendale Road, King of Prussia, PA 19406) located in Upper Merion Township, **Montgomery County**, for a renewal of State Only (Synthetic Minor) Operating Permit No. 46-00021. The facility's air emissions sources consist of three natural gas-fired boilers, two diesel fuel-fired emergency generator sets, and 17 feminine sanitary and adult incontinence product lines with associated dust collectors. The facility is subject to a site-level nitrogen oxide (NO_x) emission restriction of less than 25 tons/yr, and the plan approval-exempt engines of the emergency generator sets are subject to combined NO_x emission restrictions of 100 lbs/hr, 1,000 lbs/day, 2.75 tons/ozone season, and 6.6 tons/yr (calculated monthly as a 12-month rolling sum).

The changes that have occurred since the SOOP was last amended in February 2018 are the addition of two and removal of one of the adult incontinence product lines and its associated dust collectors. The renewal SOOP will continue to include monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

Anyone wishing to request information regarding this action can do so by contacting the Southeast Regional Office through the contact person listed in the previously listed header. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Contact: Norman Frederick, Facility Permitting Chief, (570) 826-2409.

40-00114: Glenn O. Hawbaker, Inc. (711 E. College Ave., Pleasant Gap, PA 16823-6854). The Department intends to issue a State Only (Synthetic Minor) Operating Permit for the Hazleton Aggregate Facility Plant # 23 in Hazle Township, **Luzerne County**. Sources at the facility include feeders, crushers, screens, conveyors, and a dump valve. The facility is maintaining an elective restriction on production to limit particulate matter emissions below Title V levels. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

40-00126: Hazleton Hiller, LLC (414 Stockton Mountain Road, Hazleton, PA 18201-0435). The Department intends to issue a State-Only Operating Permit for the operation of an anthracite mining facility in Hazle Township, **Luzerne County**. The sources consist of a dryer, belt conveyors, a crusher, bucket elevators, a screen, an auger conveyor, and four silos. The emissions are controlled by a dual-cyclone, baghouse, and fugitive dust collector. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

48-00092: ASSA ABOLY Service Center (1000 Conroy Place, Easton, PA 18040). The Department intends to issue a State-Only (Synthetic Minor) Operating Permit for the operation of a paint coating operation in Forks Township, **Northampton County**. The source(s) consist of one spray booth. The particulate emissions are controlled by panel filters. The facility is maintaining an elective restriction on production to limit particulate

matter emissions below Title V levels. The proposed operating permit includes emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within 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.

06-05094: Kymera Reading Alloys, Inc. (220 Old West Penn Avenue, P.O. Box 53, Robesonia, PA 19551) to issue a State Only Operating Permit for the specialty alloy manufacturing facility controlled by various fabric collectors, venturi scrubbers and wet scrubbers in South Heidelberg Township, **Berks County**. Potential emissions from the facility are estimated to be 1.6 tpy CO, 2.9 tpy NO_x, 14.3 tpy PM₁₀, 0.5 tpy SO_x, 7.9 tpy VOC, 6.9 tpy of a single HAP (chlorine), and 7.8 tpy of combined HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63, Subpart JJJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources and 40 CFR 63, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

06-05079: United Corrstack, LLC (720 Laurel Street, Reading, PA 19602) to renew a State Only Operating Permit for the roll stock paper facility in the City of Reading, **Berks County**. The actual emissions from the facility in 2018 are estimated at 26.5 tons of CO, 15.8 tons of NO_x, 0.2 ton of SO_x, 0.9 ton of PM₁₀ and 2.6 tons of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code 129.63, 40 CFR 60 Subpart Dc and 40 CFR 63 Subpart ZZZZ.

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

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

08-00032: Repsol Oil & Gas USA, LLC (50 Pennwood Place, Warrendale, PA 15086) to issue a renewal State Only (Synthetic Minor) Operating Permit for their Thomas Compressor Station facility located in Troy Township, **Bradford County**. The facility is currently operating under State Only Operating Permit 08-00032 and GP5-08-00032. The facility's main sources include eight natural gas-fired ultra-lean burn compression engines each rated at 1,380 bhp equipped with air fuel ratio control and oxidation catalysts and two natural gas dehydration units each rated at 35 million standard cubic feet per day. The facility has potential annual emissions of 26.95 tons of carbon monoxide, 59.01 tons of nitrogen oxides, 0.11 ton of particulate matter (including particulate matter less than 10 microns in size and particulate matter less than 2.5 microns in size), 33.75 tons of volatile organic compounds, 6.15 tons of hazardous air pollutants, and 66,206 tons of carbon dioxide equivalent. Revisions include replacing an existing engine with an

identical engine authorized via GP5-08-00032. The emission limits, throughput limitations 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 25 Pa. Code Chapters 121—145, 40 CFR Part 60 Subpart JJJJ and 40 CFR Part 63 Subpart ZZZZ. 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 570-327-3636.

41-00027: Muncy Valley Hospital (1100 Grampian Boulevard, Williamsport, PA 17701) for the Muncy Valley Hospital located in Muncy Creek Township, **Lycoming County**. The facility's main sources include two (2) natural gas/No. 2 fuel oil-fired boilers and five (5) diesel-fired emergency generators. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 5.90 TPY of carbon monoxide; 16.00 TPY of nitrogen oxides; 17.10 TPY of sulfur oxides; 1.61 TPY of particulate matter; 0.83 TPY of volatile organic compounds and 51,965 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, the New Source Performance Standards (NSPS) pursuant to 40 CFR Part 60 Subpart IIII and the National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to 40 CFR Part 63 Subparts ZZZZ and JJJJJJ. The operating permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

41-00015: Pennsylvania Department of Corrections (1920 Technology Parkway, Mechanicsburg, PA 17050-8507) for a State Only operating permit for their Muncy Correctional Institution located in Clinton Township, **Lycoming County**. The facility's sources include, two (2) natural gas-fired boilers, four (4) diesel-fired generator engines, two (2) propane-fired generator engines and several small # 2 fuel oil and propane-fired combustion units. In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and intends to issue an Air Quality Operating Permit for the abovementioned facility. The subject facility has the following potential emissions: 31.72 TPY of carbon monoxide; 41.14 TPY of nitrogen oxides; 0.47 TPY of sulfur oxides; 2.92 TPY of particulate matter; 2.21 TPY of volatile organic compounds and 45,877 TPY of greenhouse gases. The Department has determined that the sources at the facility satisfy best available technology (BAT) requirements, pursuant to 25 Pa. Code §§ 127.1 and 127.12, the New Source Performance Standards (NSPS)

pursuant to 40 CFR Part 60 Subpart III and 40 CFR Part 60 Subpart Dc and the National Emission Standards for Hazardous Air Pollutants (NESHAP) pursuant to 40 CFR Part 63 Subpart JJJJJ and 40 CFR Part 63 Subpart ZZZZ. The proposed operating permit includes emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

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

Contact: Matthew Williams, Facilities Permitting Chief, (814) 332-6940.

10-00277: Wiest Asphalt Products & Paving Inc. (310 Mitchell Hill Road, Butler, PA 16002). The Department intends to issue a State Only Operating Permit renewal for the operation of hot mix asphalt plant located in Summit Township, **Butler County**. The facility consists of a 200 ton per hour hot mix batch asphalt plant, 2 asphalt storage silos, natural gas storage tank, and diesel storage tank. The facility has the potential to emit (TPY): 99 CO, 6.19 NO_x, 6.19 PM, 1.14 SO_x, and 2.03 VOC. The facility is a natural minor and is subject to State Regulations and Federal Regulations (40 CFR Part 60 Subpart I). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

25-00974: Hi-Tech Plating (1015 West 18th Street, Erie, PA 16502). The Department intends to issue the renewal of the State-Only Operating Permit of a facility that specializes in hard chrome plating and electroless nickel plating located in Erie City, **Erie County**. Permitted air contamination sources at the facility include hard chromium electroplating tanks, electroless nickel plating tanks, masking paint application, masking paint removal, wet blasting operation, and miscellaneous natural gas usage. For permitting purposes, the facility is Natural Minor. In this renewal, permit conditions based on criteria of conditional exemptions from plan approval requirements and/or conditions of approved RFDs are removed. Permit conditions are added to ensure exemption of masking paint application and removal from 25 Pa. Code § 129.52d.

37-00008: Ellwood City Forge, Ellwood City Plant (800 Commercial Avenue, Ellwood City, PA 16117). The Department intends to issue a State Only Operating Permit renewal for the operation of open dye forgings produced from carbon steel, alloy steel, and stainless steel located in Ellwood City, **Lawrence County**. The subject facility consists of 22 press/heat treat furnaces, 5 cold cleaning degreasers, shot blast, and 4 emergency generators (ranging from 8—40 KW). The facility reported 2019 emissions (TPY) as: 8.90 CO, 11.80 NO_x, 0.79 VOC, 4.10 PM, 0.09 SO_x, 0.32 Methane, and 17,170.00 Carbon Dioxide. The facility is a synthetic minor and is subject to State Regulations and Federal Regulations (40 CFR Part 60 Subpart JJJJ and Part 63 ZZZZ and XXXXXX). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

61-00208: Specialty Fabrication & Powder Coating (P.O. Box 790, Franklin, PA 16323-0790). The Department is providing notice that they intend to renew a State Only Operating Permit for the fabrication and powder coating facility located in Sugarcreek Borough, **Venango County**. The facility consists of the natural gas-fueled equipment (heaters, a drying oven, and a burn-off oven) to support the powder coating operation and a laser cutting operation controlled by a baghouse. The potential emissions of the primary pollutants from the facility are as follows: PM₁₀: 6.82 TPY, NO_x: 4.34 TPY, SO_x: 0.03 TPY, CO: 3.65 TPY, VOC: 0.24 TPY, and total HAPs: 0.37 TPY; thus, the facility is a natural minor. The burn off oven is subject to General Permit GP-4 conditions. The permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.

The City of Philadelphia, Air Management Services (AMS) intends to issue a renewal Synthetic Minor (State Only) Operating Permit for the following facility:

OP18-000044: Verizon Market Central Office (900 Race St., Philadelphia, PA 19107-2425) for the operation of air pollution sources at a telephone communications facility, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are five (5) diesel-fired emergency generators with three (3) rated 1,547 kilowatts (kW), one (1) rated 1,500 kW, and one rated 300 kW.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments or request for 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 operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

The City of Philadelphia, Air Management Services (AMS) intends to issue a renewal Natural Minor (State Only) Operating Permit for the following facility:

OP19-000030: Integrated Power Services—Philadelphia Services Center (3204 South 78th St., Philadelphia, PA 19153) for the operation of air pollution sources at an armature rewinding shop, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are three (3) ovens firing natural gas rated 0.75 MMBtu/hr, 0.6 MMBtu/hr, and 0.15 MMBtu/hr, two (2) afterburners for the ovens firing natural gas rated 0.825 MMBtu/hr and 0.22 MMBtu/hr, one (1) grit-blasting booth controlled by a reverse pulse dust collector, one (1) paint booth, and one (1) dip tank with a capacity of 125 gal/yr.

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regula-

tion 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 operating permit must submit the protest, comments or request for 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 operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

The City of Philadelphia, Air Management Services (AMS) intends to issue an initial Natural Minor (State Only) Operating Permit for the following facility:

OP19-000007: HMS School (4400 Baltimore Ave., Philadelphia, PA 19104) for the operation of air pollution sources at a school, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include one (1) boiler rated 4.517 MMBtu/hr, three (3) boilers rated 1.04 MMBtu/hr, one (1) boiler rated 0.5 MMBtu/hr, one (1) boiler rated 0.399 MMBtu/hr, one (1) hot water heater rated 0.5 MMBtu/hr, and one (1) hot water heater rated 0.42 MMBtu/hr, all firing natural gas, as well as one (1) emergency generator rated 684 hp, one (1) emergency generator rated 43 hp, and one (1) emergency generator rated 35 kW, all firing diesel.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments or request for 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 operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

The City of Philadelphia, Air Management Services (AMS) intends to issue a renewal for a Natural Minor Operating Permit for the following facility:

OP19-000035: Menasha Packaging, LLC (601 East Erie Avenue, Philadelphia, PA 19134) for the operation of air emission sources in a production facility for Corrugated and Solid Fiber Boxes in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are two (2) flexographic printing presses, of which one is a 5 color printer with a die cutter and the other is a 6 color printer, two (2) boilers firing natural gas as the primary fuel and No. 2 oil during periods of natural gas curtailment or for periodic testing, maintenance, or operator training on liquid fuel each rated 7.53 MMBtu/hr, two (2) heaters firing natural gas each rated 1.375 MMBtu/hr, and one (1) wastepaper collector cyclone control device.

The changes made as part of the renewal includes the following:

- In Section A, updated the facility contact, permit contact and responsible official.
- In Table A1, updated the Facility Inventory List to add model and serial number for the boilers and heaters, and to add the insignificant sources.
- In Section D: Source Specific Requirements
 - o Specified that compliance with the PM emission limit of 25 Pa. Code § 123.13(c)(1)(i) shall be based only on Method 5.
 - o Updated the monitoring and recordkeeping requirements.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments or request for 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 operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

The City of Philadelphia, Air Management Services (AMS) intends to issue an initial Natural Minor (State Only) Operating Permit for the following facility:

OP18-000038: Philadelphia Charter School for Arts & Sciences at H.R. Edmunds (1197 Haworth St., Philadelphia, PA 19124) for the operation of air pollution sources at a school, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include three (3) boilers firing No. 2 fuel oil each rated 5.23 MMBtu/hr, one (1) hot water heater firing natural gas rated 0.625 MMBtu/hr, and one (1) emergency generator firing diesel rated 105 kW.

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

Persons wishing to file protest, comments, or request a public hearing on the previously listed operating permit must submit the protest, comments or request for 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 operating permit or schedule a public hearing. The hearing notice will be published in the *Pennsylvania Bulletin* and a local newspaper at least thirty days before the hearing.

COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). 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 of Environmental Protection. A copy of the application is available for inspection at the District Mining Office indicated above 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 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 above each application within 30-days of this publication, or within 30-days after the last publication of the appli-

cant's newspaper advertisement, as provided by 25 Pa. Code §§ 77.121—77.123 and 86.31—86.34 (relating to public notices of filing of permit applications, opportunity for comment, and informal conferences).

Written comments or objections related to 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.

Requests for an informal conference, or a public hearing, as applicable, on a mining permit application, as provided by 25 Pa. Code § 77.123 (relating to public hearing-informal conferences) or § 86.34 (relating to informal conferences), 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.

Where a National Pollutant Discharge Elimination System (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

Effluent Limits—The following range of effluent limits will apply to NPDES permits issued in conjunction with the associated coal mining activity permit and, in some cases, noncoal mining permits:

Table 1

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH ¹		greater than 6.0; less than 9.0	
Alkalinity greater than acidity ¹			

¹ 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) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

Coal Applications Received

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100, (Contact: Bonnie Herbert).

11733701 and GP12-11733701. Robindale Energy Services, Inc., 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, to renew the permit including renewal of Air Quality GPA/GP12 Authorization for Cambria Slope Mine No. 33 in Cambria Township, **Cambria County**. No discharges. The application was considered administratively complete on June 17, 2020. Application received: May 27, 2020.

56900701 and NPDES Permit No. PA0214078. PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, to revise the permit and related NPDES permit to construct temporary sludge drying ponds for Job 12 Expansion in Shade Township, **Somerset County**. No additional discharges. The application was considered administratively complete on June 18, 2020. Application received: March 20, 2020.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814.472.1900, (Contact: Melanie Wigfield).

Permit 3279103 and NPDES No. PA0079791. Consol Mining Co., LLC, CNX Center, 1000 Consol Energy Dr., Canonsburg, PA 157317, permit renewal for the continued operation and restoration of a bituminous surface mine in Young Township, **Indiana County**, affecting 19.0 acres. Receiving stream: unnamed tributary to Big Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: June 30, 2020.

Permit 11070201 and NPDES No. PA0262391. Ridge Energy Company, 265 Swamp Road, Clymer, PA 15728, permit transfer (formerly Fuel Recovery, Inc., 254 Interpower Drive, Colver, PA 15927) of a coal refuse reprocessing surface mine and a land use change on a portion of an old railroad bed to recreational use for a proposed walking trail in Washington Township, **Cambria County**, affecting 87.8 acres. Receiving streams: unnamed tributary to/and Bear Rock Run and Burgoon Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: July 1, 2020.

Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

17020103 and NPDES PA0243221. RES Coal, LLC, 51 Airport Road, Clearfield, PA 16830. Transfer of an existing bituminous surface coal mine from River Hill Coal Company, Inc. located in Chest and Ferguson Townships, **Clearfield County** affecting 560.7 acres. Receiving streams: Unnamed tributaries to Wilson Run and unnamed tributaries to McMasters Run, classified for the following uses: CWF and CWF. There are no potable water supply intakes within 10 miles downstream. Application received: June 15, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 40990101T and NPDES Permit No. PA0225193. Hazleton Shaft Division, LLC (P.O. Box 39, Hazleton, PA 18201), transfer of an existing anthracite surface mine, coal refuse reprocessing, coal refuse disposal and preparation plant operation and NPDES Permit for discharge of treated mine drainage in Hazle Township and City of Hazleton, **Luzerne County** affecting 481.0 acres. Receiving stream: Hay Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: June 12, 2020.

Permit No. 40990101R4 and NPDES Permit No. PA0225193. Hazleton Shaft Division, LLC (P.O. Box 39, Hazleton, PA 18201), renewal of an existing anthracite surface mine, coal refuse reprocessing, coal refuse disposal and preparation plant operation and NPDES Permit for discharge of treated mine drainage in Hazle Township and City of Hazleton, **Luzerne County** affecting 481.0 acres. Receiving stream: Hay Creek, classified for the following uses: HQ—cold water and migratory fishes. Application received: June 12, 2020.

Permit No. GP12-40990101. Hazleton Shaft Division, LLC (P.O. Box 39, Hazleton, PA 18201), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 40990101 in Hazle Township and City of Hazleton, **Luzerne County**. Application received: June 12, 2020.

Permit No. 49050101R3. Farragut Anthracite Company (122 Wilburton Road, Mt. Carmel, PA 17851), renewal of an existing anthracite surface mine and coal refuse disposal operation in Coal and Zerbe Townships, **Northumberland County** affecting 578.0 acres. Receiving stream: unnamed tributary to Carbon Run and tributary to Shamokin Creek, classified for the following uses: cold water and migratory fishes. Application received: June 25, 2020.

MINING ACTIVITY NPDES DRAFT PERMITS

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

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

Effluent Limits for Coal Mining Activities

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

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

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

*The parameter is applicable at all times.

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

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

Effluent Limits for Noncoal Mining Activities

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

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

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

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

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

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

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

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

Coal NPDES Draft Permits

California District Mining Office: 25 Technology Drive, California Technology Park, Coal Center, PA 15423, (724) 769.1100, (Contact: Bonnie Herbert).

NPDES No. PA0235504 (Mining Permit No. 17131301) Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, a renewal to the NPDES and mining activity permit for perpetual treatment of discharges related to mining at the Horning Run Passive Treatment in Huston Township, **Clearfield County**, affecting 7.0 surface acres. Receiving stream(s): Horning Run classified for the following use: CWF. Bennett Branch Sinnemahoning Creek Watershed TMDL. The application was considered administratively complete: January 3, 2019. The application was received: May 14, 2018.

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

Outfall 001 discharges to: Horning Run

The proposed effluent limits for *Outfall 001* (Lat: 41° 12' 34" Long: -78° 32' 46") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.7	3.4	4.25
Manganese	(mg/l)	-	1.1	2.2	2.75
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Horning Run

The proposed effluent limits for *Outfall 002* (Lat: 41° 12' 49" Long: -78° 33' 22") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To 24 Months After Permit Effective Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Horning Run

The proposed effluent limits for *Outfall 002* (Lat: 41° 12' 49" Long: -78° 33' 22") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from 25 Months After Permit Effective Date To Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.7	3.4	4.25
Manganese	(mg/l)	-	1.1	2.2	2.75
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect (Bennett Branch Sinnemahoning Creek Watershed TMDL).

NPDES No. PA0213721 (Mining Permit No. 56841608) PBS Coals, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, a revision to the NPDES and CMAP for the Cambria Fuel Prep Plant in Stonycreek Township, **Somerset County**, affecting 56.0 surface acres. Receiving stream(s): Schrock Run classified for the following use: CWF. Kiskiminetas-Conemaugh River Watershed TMDL. The application was considered administratively complete: January 22, 2020. The application was received: January 21, 2019.

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 004 discharges to: Schrock Run

The proposed effluent limits for *Outfall 004* (Lat: 39° 59' 58" Long: -78° 56' 43") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	1.5	3.0	3.8
Manganese	(mg/l)	-	1.0	2.0	2.5
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids ^c	(mg/l)	-	35	70	90
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	500	1,000	1250
Sulfate	(mg/l)	-	-	-	Report

Outfall 005 discharges to: Schrock Run

The proposed effluent limits for *Outfall 005* (Lat: 39° 59' 58" Long: -78° 57' 01") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To Permit Expiration Date:

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

The EPA Waiver is not in effect (Kiski-Conemaugh TMDL).

NPDES No. PA0236373 (Mining Permit No. 03160701) Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201, a new NPDES and mining activity permit for coal refuse disposal activities at the Miller Hollow Refuse Site in Plumcreek Township, **Armstrong County** and Armstrong Township, **Indiana County**, affecting 103.0 surface acres. Receiving stream(s): Dutch Run classified for the following use: CWF and Unnamed Tributary 46475 to Dutch Run classified for the following use: CWF. Crooked Creek Suspended Solids TMDL. The application was considered administratively complete: March 9, 2020. The application was received: January 31, 2020.

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: Dutch Run

The proposed effluent limits for *Outfall 001* (Lat: 40° 41' 46" Long: -79° 18' 5.4") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	3.08	6.17	6.17
Suspended Solids	(mg/l)	-	35	70	90
pH	(S.U.)	6.0	-	-	9.0
Alkalinity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Acidity, Total as CaCO ₃	(mg/l)	-	-	-	Report
Alkalinity, Net	(mg/l)	0.0	-	-	-
Osmotic Pressure	(mOs/kg)	-	-	-	Report
Total Dissolved Solids	(mg/l)	-	2,000	4,000	5,000
Sulfate	(mg/l)	-	-	-	Report
Chloride	(mg/l)	-	-	-	Report
Bromide	(mg/l)	-	-	-	Report

Outfall 002 discharges to: Unnamed Tributary to Dutch Run

The proposed effluent limits for *Outfall 002* (Lat: 40° 41' 50" Long: -79° 17' 55.6") are:

The following effluent limitations and monitoring requirements apply to the subject outfall from Permit Effective Date To Permit Expiration Date:

<i>Parameter</i>		<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow	(mgd)	-	-	-	Report
Iron	(mg/l)	-	3.0	6.0	7.0
Manganese	(mg/l)	-	2.0	4.0	5.0
Aluminum	(mg/l)	-	0.75	0.75	0.75
Suspended Solids	(mg/l)	-	35	70	90
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	-	-	-

Parameter		Minimum	30-Day Average	Daily Maximum	Instant. Maximum
Total Dissolved Solids	(mg/l)	-	-	-	Report
Sulfate	(mg/l)	-	-	-	Report

The EPA Waiver is not in effect (Crooked Creek Suspended Solids TMDL).

New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, 724-925-5500, (Contact: Tracy Norbert).

NPDES No. PA06156688 (Mining Permit No. 65810113) M.B. Energy Inc. (175 McKnight Road, Blairsville, PA 15717). Permit renewal for a treatment system located in Cook and Donegal Townships **Westmoreland County**. Receiving streams: Unnamed Tributary to Fourmile Run classified for the following use(s): TSF. Application received: 03/29/19.

The following treatment outfall discharges to UNT to Fourmile Run:

Outfall Nos.	New Outfall (Y/N)	Type
001	N	TFO

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

Parameter	Minimum	30-Day Average	Daily Maximum	Instant. Maximum
pH (S.U.)	6.0			9.0
Iron (mg/l)		3.0	6.0	7.0
Manganese (mg/l)		2.0	4.0	5.0
Aluminum (mg/l)		2.0	4.0	5.0
Total Suspended Solids (mg/l)		35	70	90
Net Alkalinity, Total (as CaCO ₃)	0			
Acidity, Total (as CaCO ₃)			Report	
Net Alkalinity, Total (as CaCO ₃)			Report	
Flow (gpm)			Report	
Sulfate			Report	
Specific Conductivity (µmhos/cm)			Report	
Temperature (°C)			Report	

Noncoal NPDES Draft Permits

Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

NPDES No. PA0207098 (Mining Permit No. 14920302). Hanson Aggregates Pennsylvania LLC, 7660 Imperial Way, Allentown, PA 18195, revision of an NPDES permit for noncoal surface mining in Marion Township, **Centre County**, affecting 159 acres. Receiving stream(s): Lick Run, classified for the following use(s): HQ-CWF, MF. Application received: March 13, 2020.

The following outfalls discharge to Lick Rim:

Outfall Nos.	New Outfall (Y/N)	Type
001	N	Sediment Pond A
002	N	Sediment Pond C
003	N	Sediment Pond D
004	N	Sediment Pond E
005	N	Sediment Pond B
006	N	Sediment Leakage Basin A
007	N	Sediment Leakage Basin B

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

Outfalls: 001, 002, 003, 004, 005, 006, and 007	30-Day Average	Daily Maximum	Instant. Maximum
Parameter			
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Flow (gpm or MGD)			Report
pH (S.U.): Must be between 6.0 and 9.0 standard units			

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).

NPDES Permit No. PA0225746 on Surface Mining Permit No. 48170301. Lehigh Cement Co., LLC (7660 Imperial Way, Allentown, PA 18195), new NPDES Permit for a limestone quarry operation in Nazareth Borough and Upper Nazareth Township, **Northampton County**, affecting 282.3 acres. Receiving streams: unnamed tributary to East Branch of Monocacy Creek, classified for the following use: HQ—cold water fishes and unnamed tributary to Schoneck Creek, classified for the following use: warm water fishes. Application received: December 12, 2018.

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

The following outfalls discharge to unnamed tributary to East Branch of Monocacy Creek and unnamed tributary to the Schoneck Creek, respectively.

Outfall Nos.	New Outfall (Y/N)		Type	
	001	No	Treatment Facility Outfall	
002	No	Treatment Facility Outfall		
<i>Outfall: 001</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instantaneous</i>
<i>Parameter</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)		1.0	3.0	
Total Suspended Solids		35.0	70.0	90.0
Turbidity NTU (HQ & EV Only, MDT/Mech. Control)		40.0	40.0	40.0
Mercury (ug/L)		0.08	0.16	0.2
Oil & Grease (mg/l)			Monitor And Report	
Acidity (mg/l)			Monitor And Report	
Alkalinity (mg/l)			Monitor And Report	
Net Alkalinity (mg/l)	0.0			
¹ The parameter is applicable at all times.				
<i>Outfall: 002</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instantaneous</i>
<i>Parameter</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)		0.03	1.15	
Total Suspended Solids		35.0	70.0	90.0
Turbidity NTU (HQ & EV Only, MDT/Mech. Control)		40.0	40.0	40.0
Thallilum (ug/l)		0.243	0.486	0.608
Oil & Grease (mg/l)			Monitor And Report	
TDS (mg/l)			Monitor And Report	
Sulfate (mg/l)			Monitor And Report	
Chlorides (m/l)			Monitor And report	
Acidity (mg/l)			Monitor And Report	
Alkalinity (mg/l)			Monitor And Report	
Net Alkalinity (mg/l)	0.0			
¹ The parameter is applicable at all times.				

NPDES Permit No. PA0010111 on Surface Mining Permit No. 8274SM4. Rohrer's Quarry, Inc. (P.O. Box 365, Lititz, PA 17543), renewal of an NPDES Permit for a limestone and dolomite quarry operation in Penn and Warwick Townships, **Lancaster County**, affecting 191.3 acres. Receiving stream: tributary to Little Conestoga Creek, classified for the following use: Trout Stocking. Application received: December 13, 2019.

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

The following outfall discharges to tributary to Little Conestoga Creek:

Outfall Nos.	New Outfall (Y/N)		Type	
	001	No	Treatment Facility Outfall	
<i>Outfalls: 001</i>		<i>30-Day</i>	<i>Daily</i>	<i>Instantaneous</i>
<i>Parameter</i>	<i>Minimum</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
pH ¹ (S.U.)	6.0			9.0
Discharge (MGD)		12.0	15.0	
Total Suspended Solids		35.0	70.0	90.0
Net Alkalinity (mg/l)	0.0			
Acidity, Total (as CaCO ₃) (mg/l)			Monitor And Report	
Alkalinity, Total (as CaCO ₃) (mg/l)			Monitor And Report	
Oil & Grease (mg/l)			Monitor And Report	
¹ The parameter is applicable at all times.				

FEDERAL WATER POLLUTION CONTROL ACT, SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341), requires the State to certify that the involved projects will not violate the applicable provisions of 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 or to the issuance of a Dam Permit or Water Obstruction and Encroachment Permit, or the approval of an Environmental Assessment must submit any comments, suggestions or objections within 30-days of the date of this notice, as well as any questions to the office noted above the 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 the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

E6602120-022 Pa Department of Transportation, Eng District 4-0, 55 Keystone Industrial Park, Dunmore, PA 18512, North Branch Township, **Wyoming County**, Army Corps of Engineers, Baltimore District.

To repair and rehabilitate the existing roadway by reconstruction of a failed embankment and relocation of roadway to the West. The project will impact 20 l.f. and 18 l.f. respectively of WC1 (Trib North Branch Mehoopany Creek (HQ-CWF, MF)) and WC2 (Trib North Branch Mehoopany Creek (HQ-CWF, MF)) for installation of outlet protection; the relocation of WC2 (Trib North Branch Mehoopany Creek (HQ-CWF, MF)) to the west for approx. 88 l.f. to accommodate the roadway realignment. The project also includes 0.03 acre of PEM EV wetland impacts.

The project is located along S.R. 0087 Sec REP, Segment 0010, Offset 2079 approximately 1.5 mile southwest of the S.R. 0187 intersection (Jenningsville, PA Quadrangle, Latitude: 41.526769; Longitude: -76.221783;) in North Branch Township, Wyoming County.

E4002220-023. GIP Ventures, LP, 1140 Route 315, Wilkes-Barre, PA 18711, in Pittston Township & Dupont Borough, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstruction and encroachments associated with a proposed industrial building project:

1. An access road crossing of a UNT to Collins Creek (CWF, MF) consisting of a 78-foot long, 72-inch diameter RCP culvert with upstream wingwalls, downstream wingwalls and riprap.

2. An access road crossing of a UNT to Collins Creek (CWF, MF) that will also permanently impact 0.18 acre of adjacent EV wetlands. The crossing consists of a 70-foot long, 72-inch diameter RCP culvert with upstream

wingwalls, downstream wingwalls and riprap. Wetland mitigation equal to approximately 0.27 acre is proposed on-site.

While traveling north on Commerce Road, turn right onto Sathers Drive. The project access is located approximately 0.1 mile down Sathers Drive on the right (Avoca, PA Quadrangle Latitude: 41° 18' 51.0"; Longitude: -75° 44' 0.0") in Pittston Township and Dupont Borough, Luzerne County.

Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

E2203220-023. Vision Elizabethtown, LLC, 633 West Germantown Pike, Plymouth Meeting, PA 19462, in Londonderry Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To 1.) place and maintain fill in palustrine emergent wetlands impacting 0.06 acre of wetland; 2.) install and maintain a 12.0-foot long, 44.0-inch diameter reinforced concrete pipe extension with endwalls in an unnamed tributary to Conewago Creek (TSF, MF); 3.) install and maintain an 8.0-inch diameter PVC sanitary sewer line crossing of an unnamed tributary to Conewago Creek (TSF, MF); and 4.) construct and maintain an access drive in the floodway of an unnamed tributary to Conewago Creek (TSF, MF), impacting 0.06 acre of floodway, all for the purpose of constructing two industrial buildings. The project is located at the intersection of North Hertzler Road and Hoffer Road (Latitude: 40° 10' 13" N; Longitude: 76° 38' 35" W) in Londonderry Township, Dauphin County. To compensate for wetland impacts, the applicant is required to construct 0.06 acre of palustrine emergent wetlands. The applicant proposes to create a total of 2.0 acres of wetlands onsite consisting of 0.95 acre of PFO wetland, 0.81 acre of PSS wetland and 0.24 acre of PEM wetland, 1.88 acre of the proposed wetland creation acreage is to compensate for impacts at the previously constructed I-78/I-81 Logistics Park in Lebanon County (PADEP Permit # E38-163) where the wetland replacement area failed to meet permit requirements.

E3603220-022. Rapho Township, 971 N. Colebrook Road, Manheim, PA 17665, in Rapho Township, **Lancaster County**, U.S. Army Corps of Engineers Baltimore District.

To 1.) place and maintain R-7 rip rap along the left bank of Little Chiques Creek (TSF, MF) impacting 450.0 feet of stream; 2.) remove an existing 18.0-inch CMP stormwater outfall pipe from the floodway of Little Chiques Creek (TSF, MF); 3.) install and maintain a 24.0-inch smooth lined HDPE pipe outfall in the floodway of Little Chiques Creek (TSF, MF); and 4.) construct and maintain a water quality basin in the floodway of Little Chiques Creek, impacting 2,250 square feet of floodway, all for the purpose of stabilizing the stream. The project is located at the intersection of Drager Road and Johnson Mill Lane (Latitude: 40° 04' 8.15" N; Longitude: 76° 31' 6.47" W) in Rapho Township, Lancaster County. No wetlands will be impacted by this project.

E2203220-024. Highspire Boating Association, 291 Industrial Road, Highspire, PA 17034, in Lower Swatara Township, **Dauphin County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain 1.) a 32.0-foot by 32.0-foot pavilion in the floodway of the Susquehanna River (WWF, MF); 2.) an 8.0-foot by 32.0-foot cooking area in the floodway of the Susquehanna River (WWF, MF); 3.) 46.0-foot by 6.0-foot horseshoe pit in the floodway of the Susquehanna River (WWF, MF); and four 8.0-foot by

2.0-foot concrete barriers in the floodway of the Susquehanna River (WWF, MF), all for the purpose of expanding recreational facilities at the existing Highspire Boating Association site. The project is located near the intersection of Railroad Street and Aviation Way (Latitude: 40.2040°N; Longitude: 76.7863°W) in Lower Swatara Township, Dauphin County. No wetlands will be impacted by this project.

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

E4704220-001. Washingtonville Municipal Authority, P.O. Box 147, Washingtonville, PA 17884. Municipal Sewage Treatment Plant Upgrade, in Derry Township, **Montour County**, ACOE Baltimore District (Washingtonville, PA Quadrangle; Latitude: 40° 2' 55.8"; Longitude: -76° 40' 41.6").

The Washingtonville Municipal Authority proposes to upgrade their existing Wastewater Treatment Plant located to the north of Broadway Road. The proposed project consists of the removal of an existing steel package Wastewater Treatment Plant and the existing sludge holding tanks as well as the installation of a new mechanical fine screen, construction of a new concrete SBR biologic process system, a new concrete aerobic digester, a new chlorine contact tank, and the construction of a new controls/blower building to house the needed process equipment. The site is located within the 100-year floodplain of Chillisquaque Creek (Warm Water Fishery) per the Flood Insurance Rate Map (Map Number 42093C0070C). There are no proposed floodway impacts or wetland impacts associated with the proposed project; however, there will be temporary and permanent floodplain impacts to the Chillisquaque Creek floodplain. Direct permanent floodplain impacts associated with the demolition and construction of the wastewater treatment plant including permanent grading and new pipes will total 10,520 SF (0.24 acre). Direct temporary floodplain impacts associated with the construction activities including construction vehicle access and maneuvering to perform all needed improvements for the site will total 13,940 SF (0.32 acre). This project is located at the physical address of 5948-5976 Broadway Road, Danville, PA 17821.

E1804220-021: Nicholas Meat, LLC, 508 East Valley Road, Loganton, PA 17747, Nicholas Meats Sustainable Resource Project, Greene Township, **Clinton County**, U.S. Army Corps of Engineers Baltimore District (Loganton Quadrangle; Latitude 41° 02' 23"; Longitude -77° 17' 05").

The applicant proposes to construct and maintain a waste recycling center and all necessary appurtenances adjacent to an existing meat processing plant along and within a UNT to Fishing Creek (HQ-CWF, MF). The project proposes the following permanent aquatic resource impacts: .48-acre direct watercourse impact, and 3.16-acres direct floodway impact.

Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E2605220-023, Pennsylvania—American Water Company, 300 Galley Road, McMurray, PA 15317, Brownsville Borough, **Fayette County**; Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain an elevated metal stairway, landings and railings along right descending bank of the

Monongahela River (WWF). Permanent impacts will include 180 SQ FT within the floodway and along 15 LF of this same water course. For the purpose of facilitating pedestrian access to the Monongahela River for inspection of raw water intake and storm drain discharges. The project site is located 1701 17th Street (California, PA USGS topographic quadrangle; N: 40°, 1', 17.3"; W: -79°, 54', 25.7"; Sub-basin 19C; USACE Pittsburgh District), in Brownsville Borough, Fayette County.

E6505220-021, Triple C Recycling Inc., 703 Fallen Timber Road, South Huntingdon, **Westmoreland County**; Pittsburgh ACOE District.

The applicant proposes to:

Permanently place and maintain fill in approximately 0.01 acre of a perennial stream Unnamed Tributary (UNT) to Hunters Run (WWF) and approximately 0.75 of PEM Wetlands. For the purpose of development for an expansion of the business stockyard and storage area. To mitigate for the wetland and stream impacts, the permittee will purchase mitigation credits through Land Reclamation Group (LRG) at the Sharader Hollow Mitigation Bank.

The project site is located at 2049 Mt. Pleasant Road, West Newton, PA 15089 (South Huntingdon, PA USGS topographic quadrangle; N: 40°, 11', 33"; W: -79°, 42', 5"; Sub-basin 19D; USACE Pittsburgh District), in South Huntingdon, Westmoreland County.

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

E3706220-021, Patterson Erie Corp. LLC, 1250 Tower Lane, Erie, PA 16505, Burger King Neshannock, in Neshannock Twp, **Lawrence County**, ACOE Pittsburgh District (New Castle North, PA Quadrangle N: 41°, 3', 56.16"; W: -80°, 21', 39.6").

To construct and maintain a fast food restaurant and ancillary facilities to impact a total of 0.10 acre of Palustrine Emergent Wetlands (PEM) in Neshannock Township, Lawrence County at the corner of RT 18 and Mitchel Road. The applicant will mitigate for the wetland impacts by purchasing 0.10 wetland credits at the Enlow Fork Mitigation Bank.

E2506220-023, Millcreek Community Hospital, 5515 Peach Street, Erie, PA 16509. Millcreek Community Hospital Bridge, in Millcreek, **Erie County**, ACOE Pittsburgh District (Erie South, PA Quadrangle N: 42°, 4', 29.9"; W: -80°, 5', 29.1").

To construct and maintain a new single span precast concrete arch structure with a span of 36 feet, rise of 8 feet, and length of 36 feet to carry a private commercial driveway over Beaver Run in Millcreek Township, Erie County including the installation of R-7 riprap scour protection in order to add an additional access point from the Millcreek Community Hospital facility and the parking areas at the LECOM Center.

Northwest Region: District Oil and Gas Office, 230 Chestnut Street Meadville PA 16335, 814-332-6860.

E1008220-022, Pine Run Midstream, LLC, 1000 Commerce Drive, Park Place One, Suite 400, Pittsburgh, PA 15275. Debbie Lane to W46 Pipeline, in Winfield Township, **Butler County**, ACOE Pittsburgh District, Worthington PA Quadrangle N: 40°, 46', 08.16"; W: 79°, 42', 34.68".

The project consists of installation of a 1.1-mile-long, 12-inch gathering gas pipeline that will be installed via open trench for the entire length. The proposed project

impacts in Butler County include a total of 147 linear feet of permanent impacts, and 32 linear feet of temporary impacts to UNT's of Cornplanter Run (HQ-TSF). Four floodways will be impacted having 0.33 acre of permanent impacts and 0.05 acre of temporary impacts. 0.02 acre of temporary impacts and 0.09 acre of permanent impacts to Palustrine Emergent wetland(s) are also proposed.

ENVIRONMENTAL ASSESSMENTS

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.

EA2215220-001. Dauphin County Conservation District, 1451 Peters Mountain Road, Dauphin, PA

17018, Jackson Township, **Dauphin County**, USACOE Baltimore District.

Project proposes to remove approximately 24,000 cubic yards of legacy sediment from the floodplain along Armstrong Creek (TSF) for the purpose of restoring natural aquatic ecosystems including approximately 3.8 acres of integrated wetland, stream, and floodplain areas; to realign approximately 1,984 linear feet of Armstrong Creek for the purpose of restoring water-courses; to place log sills and woody debris habitat structures within the restoration areas; to construct rock construction entrances, temporary stream crossings, cofferdams, and other erosion controls during restoration activities. The restoration project is located at 381 Enders Road, Halifax, PA 17032 (USGS Quadrangle: Enders, PA: Latitude: 40.494161; Longitude: -76.870057").

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

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

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

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

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

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

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

I. NPDES Renewal Permit Actions.

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

<i>NPDES No. (Type)</i>	<i>Facility Name & Address</i>	<i>County & Municipality</i>	<i>Stream Name (Watershed)</i>	<i>EPA Waived Y/N?</i>
PA0038903 (Storm Water)	Sunoco Malvern Market Terminal 41 Malin Street Malvern, PA 19355-1767	Chester County East Whiteland Township	Little Valley Creek (EV) 3-F	Yes
PA0054402 (Industrial)	Brooks Instrument GWCU 8000 West Florissant Avenue St Louis, MO 63136	Montgomery County Hatfield Borough	Unnamed Tributary to West Branch Neshaminy Creek (WWF, MF) (2-F)	Yes
PA0056065 (Sewage)	Immaculata University 1145 King Road Immaculata, PA 19345-9903	Chester County East Whiteland Township	Unnamed Tributary of Valley Creek (EV, MF) (3-F)	Yes
PA0012327 (Industrial)	Hidden Valley Landfill 1265 Almshouse Road Doylestown, PA 18901-2835	Bucks County Nockamixon Township	Unnamed Tributary to Gallows Run (CWF, MF) and Unnamed Tributary of Gallows Run (CWF, MF) (2-D)	Yes

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.

<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>
PA0061654 (Sewage)	Newfoundland Elementary School Wastewater Treatment Plant 2552 Route 6 Hawley, PA 18428-7045	Wayne County Dreher Township	Wallenpaupack Creek (HQ-CWF, MF) (1-C)	No

Northcentral Region: 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>
PA0112470 (Sewage)	Upper Augusta Township WWTF 2087 Snydertown Road Sunbury, PA 17801-5141	Northumberland County Upper Augusta Township	Unnamed Tributary of Susquehanna River (CWF) (5-E)	Yes
PA0209384 (Sewage)	Lawrence Township Municipal Authority WWTP 173 School Road Tioga, PA 16946-8402	Tioga County Lawrence Township	Tioga River (WWF) (4-A)	Yes
PA0228745 (Sewage)	Beaver Residence SRSTP 389 Millgrove Road Catawissa, PA 17820-8138	Columbia County Locust Township	Unnamed Tributary to Lick Run (CWF, MF) (5-E)	Yes
PA0110680 (Industrial)	Wood Mode Inc. 1 Second Street Kreamer, PA 17833-5000	Snyder County Middlecreek Township	Middle Creek (TSF) (6-A)	Yes

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES_SWRO@pa.gov.

<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>
PA0255661 (Sewage)	First PA Res Properties 251 Beatty Lane Scenery Hill, PA 15360	Washington County Deemston Borough	Plum Run (TSF) (19-B)	Yes
PA0033405 (Sewage)	Sewickley Pines Manor STP 720 Fayette Street Suite 500 Conshohocken, PA 19428-1686	Westmoreland County Sewickley Township	UNT of Sewickley Creek (WWF) (19-D)	Yes
PA0218464 (Industrial)	Gans Generating Facility 581 Gans Road Lake Lynn, PA 15451	Fayette County Springhill Township	Grassy Run (WWF) (19-G)	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>
PA0273082 (Sewage)	Larry Hollabaugh SRSTP 6275 Route 62 Irvine, PA 16329-2003	Warren County Watson Township	Allegheny River (WWF) (16-F)	Yes
PA0239500 (Sewage)	Richard L Spellman SRSTP 820 Ash Street Erie, PA 16503	Erie County North East Township	Unnamed Tributary to Twelvemile Creek (HQ-CWF, MF) (15-A)	Yes

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

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.

NPDES Permit No. PA0276294, Sewage, SIC Code 4952, **LT Realty, Inc.**, 150 Noble Lane, Bethany, PA 18431.

This proposed facility is located in Dyberry Township, **Wayne County**.

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

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES_SCRO@pa.gov.

NPDES Permit No. PA0267066, Sewage, SIC Code 1521, **Deverter Douglas**, 265 Buchanan Valley Road, Orrtana, PA 17353.

This proposed facility is located in Dillsburg Borough, **York County**.

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

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

NPDES Permit No. PA0002062, Industrial, SIC Code 4911, **Keystone Conemaugh Project LLC**, 175 Cornell Road, Blairsville, PA 15717-8076.

This existing facility is located in Plumcreek Township, **Armstrong County**.

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

NPDES Permit No. PA0288373, Sewage, SIC Code 8800, **David Calvert**, 15200 Emerald Coast Pky, Destin, FL 32541.

This proposed facility is located in Pine Grove Township, **Warren County**.

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

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

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.

WQM Permit No. 6419402, Sewage, SIC Code 4952, **LT Realty, Inc.**, 150 Noble Lane, Bethany, PA 18431.

This proposed facility is located in Dyberry Township, **Wayne County**.

Description of Proposed Action/Activity: The project is for the construction of a 0.0065 MGD packaged extended aeration wastewater treatment plant with tertiary filtration and ultraviolet light disinfection to serve the Bethany Village Senior Living Center. The proposed outfall is located on Tributary 5990 to Dyberry Creek.

Southcentral Region: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110, Email: RA-EPNPDES_SCRO@pa.gov.

WQM Permit No. 6706406 A-2, Sewerage, SIC Code 4952, **Jefferson Codorus Joint Sewer Authority STP Power Homes**, P.O. Box 223 Codorus, PA 17311-0223.

This facility is located in Codorus Township, **York County**.

Description of Proposed Action/Activity:

This amendment approves the construction of sewage facilities consisting of:

The installation of a Raptor® Micro Strainer, Model 16MS-0.125 fine screen manufactured by Lakeside Equipment Corporation to facilitate pre-treatment at the STP. The unit will be rated for peak instantaneous flows of up to 1.0 mgd. The proposed concrete screening vault will intercept the existing force main as it enters the plant. Under the proposed configuration, the influent pump station will discharge into the receiving/upstream side of the screening channel vault, where wastewater will move by gravity through a rectangular concrete channel, through the proposed screening unit, and discharge to the existing SBR tanks.

WQM Permit No. 6719411, Sewerage, SIC Code 1521, **Douglas Deverter**, 265 Buchanan Vallery Road, Orrtana, PA 17353.

This proposed facility is located in Dillsburg Borough, **York County**.

Description of Proposed Action/Activity:

This permit approves the construction and operation of sewage facilities consisting of: A 1,250-gallon two-compartment septic tank, Polylock PL-122 effluent filter, 800-gallon Orenco Systems AX20RTUV Recirculation Tank with pump, Orenco UV, and outfall structure.

WQM Permit No. 0106404 A1, Sewerage, SIC Code 4952, **PA American Water Co**, Franklin WWTP, 2410 Chambersburg Road, Gettysburg, PA 17307.

This facility is located in Franklin Township, **Adams County**.

Description of Proposed Action/Activity:

This (permit/amendment) approves the (construction/modification) of sewage facilities consisting of:

The Trojan System UV3000TMB (or equivalent) disinfection is proposed to replace an existing chlorine system. The electrical and controls for the UV system will be located in the existing chlorine contact structure. The UV system will consist of redundant treatment trains. The UV system consists of 2 banks with 5 modules per bank and 8 lamps per module. Each bank is sized to disinfect up to 100% of the maximum potential peak flow of 1.33 MGD at a dose of > 30.0 mJ/cm² at 65% minimum transmission. The system will allow for ease of maintenance and the ability to take one train out of service while continuing to utilize the other fully redundant train. The system will be equipped with a number of UV intensity monitors.

WQM Permit No. 3811404 A2, Sewerage, SIC Code 4952, **Fredericksburg S&W Authority, Fredericksburg Little Swatara STP**, P.O. Box 161, Fredericksburg, PA 17026-0161.

This facility is located in Bethel Township, **Adams County**.

Description of Proposed Action/Activity:

This amendment approves the modification and operation of sewage facilities consisting of:

- Construction of one new same size SBR tank and associated equipment in addition to the existing 2 SBRs for a total design capacity of 0.650 MGD.
- Replace and increase the disks in the existing tertiary filters to 4 disks per filter.
- Install one new UV unit in addition to the existing 3 UV units.
- Install one new pump in addition to the 3 existing pumps in the post equalization tank.
- Construction of a 180,000-gallon sidestream aerated flow equalization tank to store supernatant from the digesters and pressate from the volute press.

WQM Permit No. 2172204 A4, Industrial Waste, SIC Code 3211, **Vitro Flat Glass LLC**, Vitro Flat Glass Manufacturing Plant, 400 Park Drive, Carlisle, PA 17015-9271.

This facility is located in South Middleton Township, **Cumberland County**.

Description of Proposed Action/Activity:

This permit/amendment approves the operation of industrial wastewater facilities consisting of: Industrial Wastewater Treatment System including an equalization basin and infiltration gallery.

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

WQM Permit No. 5990201 A-2, Industrial, SIC Code 2023, **Dairy Farmers of America, Inc.**, 1405 N 98th Street, Kansas City, KS 66111-1865.

This existing facility is located in Middlebury Township, **Tioga County**.

Description of Proposed Action/Activity: Replacement of Dissolved Air Flotation and Belt Filter Press processes.

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES_SWRO@pa.gov.

WQM Permit No. 467S032 A4, Sewage, SIC Code 4952, **Mon Valley Sewer Authority**, 20 S Washington Street, Donora, PA 15033-1394.

This existing facility is located in Carroll Township, **Washington County**.

Description of Proposed Action/Activity: Improvements to the Mon Valley Sewage Authority STP consisting of blower upgrades, new mixers for the aerobic digester tanks and purge pump, upgrade and replacement of Motor Control Center.

WQM Permit No. 0288436 A-4, Sewage, SIC Code 4952, **Penn Hills Municipal Allegheny County**, 12245 Frankstown Road, Pittsburgh, PA 15235-3494.

This existing facility is located in Penn Hills Township, **Allegheny County**.

Description of Proposed Action/Activity: In accordance with the Administrative Consent Order between the Municipality of Penn Hills and the Allegheny County Health Department dated October 21, 2019, the Municipality has agreed to replace the existing Ultraviolet Disinfection Unit at the Plum Creek Sewage Treatment Plant with a new UV unit, in order to properly disinfect the sewage effluent from the treatment facility due to short circuiting and flows exceeding the

units capacity. In addition, the Jodi Lane EQ facility will have the automated controls and SCADA upgraded to allow the tank to operate as previously approved to protect the Plum Creek Plant from excessive flows causing discharge violations of the NPDES permit limits for TSS and Fecal Coliform. This project will be completed within the existing buildings and will not involve earth disturbance.

WQM Permit No. 6320400, Sewage, **First PA Resource LLC**, 251 Beatty Lane, Scenery Hill, PA 15360.

This proposed facility is in Deemston Borough, **Washington County**.

Description of Proposed Action/Activity: The proposed project will involve the installation of a SFTF to serve a proposed restorative plant nursery.

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

WQM Permit No. 6220402, Sewage, SIC Code 8800, **David Calvert**, 15200 Emerald Coast Pky, Destin, FL 32541.

This proposed facility is located in Pine Grove Township, **Warren County**.

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

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

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

<i>NPDES Permit No.</i>	<i>Permittee Name & Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI130509	Easttown Township Chester County 566 Beaumont Road Devon, PA 19333-1722	Easttown Township Chester County	Unnamed Tributary of Crum Creek (HQ-CWF, MF), Unnamed Tributary of Darby Creek (CWF, MF), Julip Run (CWF, MF), Unnamed Tributary to Crum Creek (HQ-CWF, MF), Unnamed Tributary to Darby Creek (CWF, MF), and Darby Creek (CWF, MF)/CWF, HQ-CWF, and MF	N	Y
PAI130077	Ivyland Borough 85 Lincoln Avenue Ivyland, PA 18974	Ivyland Borough Bucks County	Unnamed Tributaries of Little Neshaminy Creek/WWF and MF	Y	Y

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, 570-826-2511.

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD520023 Authorization/ Issuance	Dingmans Ferry Dg, LLC 361 Summit Blvd Ste 110 Birmingham, AL 35246	Pike	Delaware Twp	Adams Creek (EV, MF) Dingmans Creek (HQ-CWF, MF)

Southwest Region: Dana Drake, Waterways and Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD020004	Redevelopment Authority of Allegheny County 112 Washington Place Suite 900 Pittsburgh, PA 15219	Allegheny County	Coraopolis Borough Moon Township Robinson Township	Montour Run (TSF)

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

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

List of NPDES and/or Other General Permit Types.

PAG-01	General Permit for Discharges for Stormwater Discharges Associated with Small Construction Activities.
PAG-02	General Permit for Discharges of Stormwater Associated with Construction Activities
PAG-03	General Permit for Discharges of Stormwater from Industrial Activities
PAG-04	General Permit for Discharges from Small Flow Treatment Facilities
PAG-05	General Permit for Discharges from Petroleum Product Contaminated Groundwater Remediation Systems
PAG-06	General Permit for Wet Weather Overflow Discharges from Combined Sewer Systems (CSO)
PAG-07	General Permit for Beneficial Use of Exceptional Quality Sewage Sludge by Land Application
PAG-08	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-08 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-08 General Permit Coverage
PAG-09	General Permit for Beneficial Use of Residential Septage by Land Application to Agricultural Land, Forest, or a Land Reclamation Site
PAG-09 (SSN)	Site Suitability Notice for Land Application Under Approved PAG-09 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

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone Number</i>
PAC350084 Authorization/ Issuance	S&G Acquisitions 212 Dorantown Road Covington Township, PA 18444-7965	Lackawanna	Olyphant Borough	UNT to Eddy Creek (WWF, MF)	Lackawanna County Conservation District 1038 Montdale Road Scott Township, PA 18447 570-382-3086
PAC580018 Authorization/ Issuance	Adam Diaz 747 Grow Avenue Montrose, PA 18801	Susquehanna	Bridgewater Township	UNT to Meshoppen Creek (CWF, MF)	Susquehanna County Conservation District 89 Industrial Drive Montrose, PA 18801 570-782-2105
PAC580023 Authorization/ Issuance	Matt Cook 330 West William Street Corning, NY 14830	Susquehanna	Bridgewater Township	Pettis Creek (WWF, MF) Meshoppen Creek (CWF, MF)	Susquehanna County Conservation District 89 Industrial Drive Montrose, PA 18801 570-782-2105

NOTICES

3647

Southcentral Region: Waterways and Wetlands Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone Number</i>
PAC010140 Issued	Merit SI 50 Beaver Avenue Annandale, NJ 08801-3064	Adams	Tyrone Township	UNT Conewago Creek (WWF, MF)	Adams County Conservation District 670 Old Harrisburg Road Suite 201 Gettysburg, PA 17325-3404 717.334.0636
PAC280050 Issued	LKQ Corporation 17445 Old Stage Coach Road Dumfries, VA 22026	Franklin	Hamilton Township	UNT Back Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280216 Issued	Kenneth Stake 6491 G Chambersburg Road Fayetteville, PA 17222	Franklin	Greene Township	Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280202 Issued	DCM Properties 1035 East Main Street Waynesboro, PA 17268	Franklin	Washington Township	Red Run (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280208 Issued	Snowberger Homes 10880 Rinehart Drive Waynesboro, PA 17268	Franklin	Washington Township	East Branch Antietam Creek (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280192 Issued	Letterkenny Industrial Development Authority 5540 Coffey Avenue Chambersburg, PA 17201	Franklin	Greene Township	UNT 10685 Rowe Run (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280209 Issued	DL George & Sons 20 East Sixth Street Waynesboro, PA 17268	Franklin	Washington Township	Miney Branch (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280203 Issued	Edwin Shank 3854 Olde Scotland Road Chambersburg, PA 17202	Franklin	Greene Township	Phillaman Run (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone Number</i>
PAC280077 Issued	Davin H. Martin Excavating, Inc. 4961 Cumberland Highway Chambersburg, PA 17202	Franklin	Greene Township	UNT Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280206 Issued	Greene Township 1145 Garver Lane Scotland, PA 17254	Franklin	Greene Township	UNT 60184 Falling Spring Branch (TSF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280045 Issued	WCN Properties 900 Kriner Road Chambersburg, PA 17202	Franklin	Guilford Township	UNT Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280210 Issued	John Abbott 10147 Jacob Mack Drive West Waynesboro, PA 17268	Franklin	Montgomery Township	UNT West Branch Conococheague Creek (TSF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280198 Issued	Elk Hill Solar 1, LLC 400 Montgomery Street San Francisco, CA 94104	Franklin	Peters Township	UNT West Branch Conococheague Creek (CWF, MF) UNT Johnston Run (WWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280197 Issued	Thomas Gift, III 2630 Lincoln Way West Chambersburg, PA 17202	Franklin	Peters Township	UNT West Branch Conococheague Creek (TSF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280205 Issued	Columbia Gas of Pennsylvania 1600 Colony Road York, PA 17408	Franklin	Montgomery Township	UNT West Branch Conococheague Creek (TSF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280207 Issued	Green Ridge Farms, Inc. 11144 Old Forge Road Waynesboro, PA 17268	Franklin	Washington Township	Bailey's Run (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499

NOTICES

3649

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone Number</i>
PAC280168 Issued	Perini Construction, Inc. 13725 Marsh Pike Hagerstown, MD 21742	Franklin	Antrim Township	Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280195 Issued	Conifer Realty, LLC 5560 Sterrett Place Suite 200 Columbia, MD 21044	Franklin	Borough of Chambersburg	Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280190 Issued	Zenith Construction 1730 Edgewood Hill Circle Suite 101 Hagerstown, MD 21740	Franklin	Borough of Chambersburg	Conococheague Creek (WWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280187 Issued	DRINE, LLC 19 Independence Drive Shippensburg, PA 17257	Franklin	Antrim Township	UNT Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280182 Issued	DRINE, LLC 19 Independence Drive Shippensburg, PA 17257	Franklin	Greene Township	UNT Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280196 Issued	Gemcraft Homes Group 222 North Constitution Avenue New Freedom, PA 17349	Franklin	Borough of Waynesboro	UNT East Branch Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC670376 Issued	125 Stonewood, LLC 30 Marianne Drive York, PA 17406	York	Springettsbury Township	Kreutz Creek (WWF)	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670365 Issued	Harley-Davidson Motor Company Operations, Inc. 1425 Eden Road York, PA 17402	York	Springettsbury Township	UNT Codorus Creek (WWF, MF)	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone Number</i>
PAC670337 Issued	DLA Installation Management— Operations Susquehanna 5750 3rd Street Building 750 New Cumberland, PA 17070	York	Fairview Township	Susquehanna River (WWF, MF)	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670387 Issued	TDR PA, LLC 18147 Amanda Lane New Freedom, PA 17349	York	Railroad Borough	South Branch of Codorus Creek (WWF)	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430

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

<i>Permit No.</i>	<i>Applicant Name and Address</i>	<i>Facility Location and Municipality</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone Number</i>
PAC630180	PTV 1106, LLC Building 4 Suite 1000 400 Penn Center Boulevard Pittsburgh, PA 15235	Canton Township	UNT to Chartiers Creek (WWF)	Washington County Conservation District 2800 North Main Street Suite 105 Washington, PA 15301 (724) 705-7098
PAC650209	PTV 1095, LLC Building 4 Suite 1000 400 Penn Center Boulevard Pittsburgh, PA 15235	Unity Township	Fourmile Run (WWF)	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
PAC650221	Westmoreland County Bureau of Park and Recreation 194 Donohoe Road Greensburg, PA 15601	Sewickley Township	UNTs to Pine Run (WWF)	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271
PAC650227	Matthew Geary and Stephen Geary 305 Downes Road Greensburg, PA 15601-1060	Salem Township	Whitethorn Creek (WWF)	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 (724) 837-5271

*General Permit Type—PAG-03**Southeast Region, 2 East Main Street, Norristown, PA 19401, Phone: 484-250-5970.*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Location: Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG030098	Arctic Glacier USA Inc. 410 Bethel Avenue Twin Oak, PA 19104	Upper Chichester Township Delaware County	Unnamed Tributary To Marcus Hook Creek (WWF, MF) 3-G	DEP Southeast Regional Office Clean Water Program 2 E. Main Street Norristown, PA 19401 484.250.5970

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Location: Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG032267	NBTY PAH, LLC 10 Simmons Drive Hazle Township, PA 18202-8001	Hazle Township Luzerne County	Catawissa Creek (CWF, MF)—5-E	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Location: Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG038387	P & N Coal Co. Inc. P.O. Box 332 Punxsutawney, PA 15767-0332	Banks Township Indiana County	Bear Run (CWF, MF) and Unnamed Tributary to Bear Run (CWF, MF)—8-B	DEP Northwest Regional Office Clean Water Program 230 Chestnut Street Meadville, PA 16335-3481 814.332.6942

*General Permit Type—PAG-10**Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES_SWRO@pa.gov.*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Location: Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG106226	Texas Eastern Trans LP 890 Winter Street Suite 320 Waltham, MA 02451-1470	Cresson Township Cambria County	Unnamed Tributary to Little Conemaugh River (CWF)—18-E	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

*General Permit Type—PAG-13**Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, Email: RA-EPNPDES_NERO@pa.gov.*

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Facility Location: Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG132208	South Abington Township 104 Shady Lane Road Chinchilla, PA 18410	South Abington Township Lackawanna County	Leggetts Creek (TSF, MF), Unnamed Tributary to Ackerly Creek (CWF, MF), and Summit Lake Creek (TSF, MF)—5-A and 4-F	DEP Northeast Regional Office Clean Water Program 2 Public Square Wilkes-Barre, PA 18701-1915 570.826.2511

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
CAFO 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>
Jay Paul Nolt 611 Blattadahl Rd Mohrsville, PA 19541	Berks	72.6	159.36	Dairy and Duck	NA	Approved
Neil Martin 94 Bloody Spring Rd Bethel, PA 19507	Berks	110.9	387.41	Poultry (Broiler)	NA	Approved
Joe Jurgielewicz Bethel/Lynn Farm 301 Airport Rd Bethel, PA 19507	Berks	5.5	87.84	Ducks	NA	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: Watershed Management Program
Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790,
570-826-2511.*

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

Permit No. 2640012, Operation Permit, Public Water Supply.

Applicant **GSP Management Co.**
(Canal Mobile Home Park)
P.O. Box 677
Morgantown, PA 19543

Municipality Texas Township

County **Wayne**

Type of Facility Public Water Supply

Consulting Engineer James A. Cieri, P.E.
914 N. Mountain Road
Harrisburg, PA 17112

Permit to Operate Issued July 7, 2020

Township Hamilton Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Mr. Eric J. Keller, P.E.
Project Manager Engineer
PAWC
852 Wesley Drive
Mechanicsburg PA 17055

Permit to Operate Issued June 22, 2020

Permit No. 2520037-E1, Public Water Supply.

Applicant **Aqua PA, Inc.**
(Fawn Lake Water system emergency permit)
1 Aqua Way
White Haven, PA 18661

Township and County Lackawaxen Township
Pike County

Responsible Official Joseph G. Thurwanqer, PE
Aqua PA, Inc.
762 Lancaster Avenue
Bryn Mawr, PA 19010

Type of Facility PWS

Consulting Engineer Douglas E. Berg, P.E.,
Entech Engineering, Inc.
8 Silk Mill Drive
Hawley, PA 18428

Permit Issued Date June 29, 2020

Permit No. 2450579, Operation Permit, Public Water Supply.

Applicant **Northeastern Pennsylvania Council
Boy Scouts of America**
72 Montage Mountain Road
Moosic, PA 18507

Municipality Tobyhanna Township

County **Monroe**

Type of Facility Public Water Supply

Consultant Bryan R. Fisk, P.E.
Northeastern Pennsylvania Council
Boy Scouts of America
72 Montage Mountain Road
Moosic, PA 18507

Permit Issued May 6, 2020

Permit No. 3540014, Public Water Supply.

Applicant **Kline Township Municipal Authority**
(Reserve Designation Well No. 8)
76 S Kennedy Drive
McAdoo, PA 18237-1806

Township and County Kline Township
Schuylkill County

Responsible Official Mr. Aaron DeBalko
Authority Chairman
Kline Township Municipal Authority
76 S Kennedy Drive
McAdoo, PA 18237-1806

Type of Facility Public Water Supply

Consulting Engineer Karen C. Pollock, P.E.
System Design Engineering, Inc.
1032 James Drive
Leesport, PA 19533

Permit to Construct Issued June 11, 2020

Permit No. 2400115, Operation Permit, Public Water Supply.

Applicant **Ecumenical Enterprises, Inc.**
3135 Memorial Highway
Dallas, PA 18612

Municipality Dallas Township

County **Luzerne**

Type of Facility Public Water Supply

Consultant Linda Kanarr
CEO
Ecumenical Enterprises, Inc.
3135 Memorial Highway
Dallas, PA 18612

Permit Issued June 16, 2020

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

Permit No. 1419507MA, Construction/Operation, Public Water Supply.

Applicant **Department of Corrections**
Rockview State Correctional Institute
Box A, Rockview Place
Bellefonte, PA 16823

Borough or Township Benner Township

County **Centre County**

Type of Facility Public Water Supply

Consulting Engineer Carol Pointkowski, P.E.
Box A, Rockview Place
Bellefonte, PA 16823

Permit No. 3480055, Operations Permit, Public Water Supply.

Applicant **Pennsylvania American Water Company (PAWC)**
Stony Garden WTP
852 Wesley Drive
Mechanicsburg, PA 17055

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: Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

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 Christine Corl Property. The plan provides for the installation of a small flow treatment facility with a discharge into an unnamed tributary to Standing Stone Creek (HQ-CWF), to replace a failing on-lot sewage disposal system for a single-family dwelling on a 5.89-acre lot. The property is located at 8466 Standing Stone 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 A3-31928-057-3s and the APS Id is 1014339. 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>
Logan Township	7228 Diamond Valley Road Alexandria, PA 16611	Huntingdon

Plan Description: Approval of a revision to the official plan of Logan Township, Huntingdon County. The project is known as Lightner Property. The plan provides for the installation of a small flow treatment facility with a discharge into Reeds Run (HQ-CWF), to replace a failing on-lot sewage disposal system for a single-family dwelling on a 1.27-acre lot. The property is located at 6018 Diehl 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 A3-31922-043-3s and the APS Id is 1015796. 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—6026.908).

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, documenta-

tion 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.

719 West Cypress Street, 719 West Cypress Street, Kennett Township, **Chester County**. Henry Bienkowski, PG, Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508 on behalf of Robert T. Purcell, III, 2675 Windwood Place, Cape Coral, FL 33991 submitted a Final Report concerning remediation of site soil contaminated with gasoline and lead. The report is intended to document remediation of the site to meet the Statewide Health Standard.

635 West State Street, 635 West State Street, Kennett Square Borough, **Chester County**. James Mulry, PG, Mulry and Cresswell Environmental Inc., 1679 Horseshoe Pike, Glenmoore, PA 19343 on behalf of Victor Abdala, StanAb, LP, 535 North Church Street, Suite 102, West Chester, PA 19380 submitted a Final Report concerning remediation of site soil contaminated with petroleum hydrocarbons. The report is intended to document remediation of the site to meet the Statewide Health Standard.

51 and 62 West Marshall Avenue, 51 and 62 West Marshall Avenue, Lansdale Borough, **Delaware County**. Jennifer Poole, Pennoni Associates Inc., 1900 Market Street, Philadelphia, PA 19103 on behalf of Mark Fuesinger, One Creative, 16 Campus Boulevard, Newtown, PA 19073 submitted a Final Report concerning remediation of site soil and groundwater contaminated with tetrachlorethylene. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.

H₂O Express LLC Production Fluid Release, 6141 Route 154, Forksville, Elkland Township, **Sullivan County**. Penn Environmental & Remediation, Inc., 14180 Route 6, Mansfield, PA 16933, on behalf of H₂O Express, LLC, P.O. Box 42, McElhattan, PA 17748, has submitted

a Final Report concerning remediation of site soil contaminated with production fluid. The report is intended to document remediation of the site to meet the Residential Statewide Health Standard.

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

SWEPI LP Warrant 5573 West Lease Well No. 87, 3.8 miles southwest of 29 Forest Service Drive on PA-321, Hamilton Township, **McKean County**. Arcadis U.S., Inc., 6041 Wallace Road Extension, Suite 300, Wexford, PA 15090, on behalf of Shell Exploration & Production Company, 150 N. Dairy Ashford Road, Building E, 12th Floor, Houston, TX 77079, submitted a Final Report concerning the remediation of site soil & site groundwater contaminated with 1,2,4-Trimethylbenzene, 1,3,5-Trimethylbenzene, Benzene, Cyclohexane, Ethylbenzene, Isopropylbenzene, Naphthalene, sec-Butylbenzene, tert-Butylbenzene, Toluene, Total Xylenes, 1,1-Biphenyl, 2-Methylnaphthalene, Acenaphthene, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Benzo[k]fluoranthene, Chrysene, Fluoranthene, Fluorene, Indeno[1,2,3-cd]pyrene, Phenanthrene, Phenols (Total), and Pyrene. The report is intended to document remediation of the site to meet the Statewide Health 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 environ-

mental 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.

Jay Gress Inc., 111 Industrial Way, Plymouth Township, **Montgomery County**. John Storb, Jr., Storb Environmental Inc., 410 Easton Road, Willow Grove, PA 19090 on behalf of Jay Gress, P.O. Box 628, Norristown, PA 19404 submitted a Final Report concerning the remediation of site soil contaminated with benzene, toluene, ethylbenzene, total xylenes, naphthalene, MTBE, cumene, 1,2,4- and 1,3,5-trimethylbenzene, methyl acetate, trichloroethene (TCE) and acetone. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on June 18, 2020.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

McGavin SUS Well Pad, 397 Shannon Hill Road, Meshoppen, PA 18630, Auburn Township, **Susquehanna County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 300 North 2nd Street, 5th Floor, Harrisburg, PA 17101, submitted a Final Report concerning remediation of soil contaminated with brine that was released from a storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on June 30, 2020.

Yarasavage Well Pad, 139 Keiserville Road, Tunkhannock, PA 18657, Washington Township, **Wyoming County**. Apex Companies, 606 South Main Street, Athens, PA 18810, on behalf of BKV Operating LLC, 5385 State Route 6, Tunkhannock, PA 18657, submitted a Final Report concerning remediation of soil contaminated with oil and coolant that was released as the result of a fire at a compressor unit. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on July 1, 2020.

Skinner Property, 1724 Brandywine Road, Allentown, PA 18104, South Whitehall Township, **Lehigh County**. Element Environmental Solutions, P.O. Box 921, 61 Willow Street, Adamstown, PA 19501, on behalf of Eric Laudenslager, 1724 Brandywine Road, Allentown, PA 18104, submitted a Final Report concerning remediation of soil contaminated by a release of heating oil from an underground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on July 6, 2020.

1400 East Lackawanna Avenue, 1400 East Lackawanna Avenue, Olyphant, PA 18447, Olyphant Borough,

Lackawanna County. Langan Engineering and Environmental Services, P.O. Box 1569, Doylestown, PA 18901, on behalf of Eastern PA Land Investment Holding LLC, P.O. Box 96, Temple, PA 19560, submitted a Baseline Environmental Report Work Plan concerning remediation of soil and groundwater contaminated with metals and organic chemicals from historic site operations. The report documented plans to remediate the site to meet Special Industrial Area Standards and was approved by DEP on July 6, 2020.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.

Inflection Energy (PA) LLC TLC Well Site, 367 Yeagle Road, Eldred Township, **Lycoming County.** GeoServices, Ltd., 1525 Cedar Cliff Drive, Camp Hill, PA 17011, on behalf of Inflection Energy (PA) LLC, 101 W Third St., FL 5, Williamsport, PA 17701 has submitted a Final Report concerning remediation of site groundwater contaminated with treated production water. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 24, 2020.

Beech Resources Premier Well Pad, 819 Waltz Mountain Drive, Lycoming Township, **Lycoming County.** Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of Beech Resources, LLC, 343 Pine Street, Suite 1, Williamsport, PA 17701, has submitted a Final Report concerning remediation of site soil contaminated with production fluid. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on June 22, 2020.

R. Gill Corp. Diesel Fuel Cleanup, U.S. Route 15S at SR 220 Interchange, Williamsport City, **Lycoming County.** Northridge Group, Inc., P.O. Box 231, Northumberland, PA 17857, on behalf of R. Gill Corporation, 6 Marconi Court, Bolton, ON L7E1H3, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The report demonstrated attainment of the Non-Residential Statewide Health Standard for soils and was approved by the Department on June 29, 2020.

Davidson Brothers Trucking Cleanup Project, State Route 287N, Morris, Pine Township, **Tioga County.** ARM Group, LLC, 2548 Park Center Blvd, State College, PA 16801, on behalf of Clean Energy Exploration and Production, LLC, 2620 Egypt Road, Norristown, PA 19403, has submitted a Final Report concerning site soil contaminated with diesel fuel, motor oil and antifreeze. The report demonstrated attainment of the Statewide Health Standard and was approved by the Department on June 17, 2020.

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

Trinity Industries Plant 102S RR Cars Manufacturing, 100 York Street, Hempfield Township, **Mercer County.** Golder Associates, Inc., 200 Century Parkway, Suite C, Mt. Laurel, NJ 08054, on behalf of Trinity Industries, Inc., 2525 Stemmons Freeway, Dallas, TX 75207, submitted a Risk Assessment Report concerning the remediation of site soil contaminated with Aroclor 1268, 1,2,4-Trimethylbenzene and site groundwater contaminated with Iron, Manganese, and 4-Bromophenyl Phenyl Ether. The Report was approved by the Department on May 20, 2020.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) Issued 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: Solid Waste Manager, 909 Elmerton Avenue, Harrisburg, PA 17110.

Permit No. 101509. Republic Services, Inc., 420 Quarry Road, Morgantown, PA 19543, New Morgan Borough, **Berks County.** A Major Permit Modification was issued by the Southcentral Regional Office on July 1, 2020 for a change in the groundwater sampling frequency at the Conestoga Landfill. Persons interested in obtaining more information about the permit may contact John Oren, P.E., Permits Section Chief, Southcentral Regional Office, 909 Elmerton Avenue, Harrisburg, PA 17110, 717.705.4706. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

AIR QUALITY

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

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

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

GP3-28-03072A: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on July 2, 2020, for portable nonmetallic mineral processing equipment under GP3 at the Mountain View Landfill located in Antrim Township, **Franklin County.**

GP11-28-03072A: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on July 2, 2020, for 10 diesel or No. 2 oil-fired internal combustion engines under GP11, to power portable nonmetallic mineral processing equipment at the Mountain View Landfill located in Antrim Township, **Franklin County.**

GP3-22-03103A: Rocky Licensing Corp. (201 Iron Valley Drive, Lebanon, PA 17042) on July 6, 2020, for portable nonmetallic mineral processing equipment under GP3 at the Fiddlers Elbow South Quarry located in Lower Swatara Township, **Dauphin County.**

GP3-21-03103B: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on July 6, 2020, for portable nonmetallic mineral processing equipment under GP3 at the Cumberland County Landfill located in Hopewell and North Newton Townships, **Franklin County.**

GP11-21-03103B: Kinsley Construction, Inc. (P.O. Box 2886, York, PA 17405) on July 6, 2020, for 10 diesel or No. 2 oil-fired internal combustion engines under GP11, to power portable nonmetallic mineral processing equipment at the Cumberland County Landfill located in Hopewell and North Newton Townships, **Franklin County.**

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

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

AG5-41-00011A: HEP Pennsylvania Gathering, LLC (16211 La Cantera Pkwy, Suite 202, San Antonio, TX 78256) on June 30, 2020, for authorization to continue operating four (4) 1,380 brake-horsepower (bhp) Caterpillar model G3516B, four-stroke, lean-burn natural gas-fired compressor engines, one (1) 120 million cubic foot per day Exterran triethylene natural gas dehydrator, five (5) storage tanks, and one (1) 449 brake horsepower, Kohler model 250REZXB natural gas-fired emergency generator engine pursuant to the General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) at their Laurel Hill Compressor Site located in Cogan House Township, **Lycoming County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

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

Downs Racing LP (1280 Highway 315, Wilkes-Barre, PA 18702-7002) issued on June 30, 2020 for boilers and generators at the site located in Plains Twp., **Luzerne County**.

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

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

49-00067A: Custom Container Solutions, LLC (391 Wolfand Road, Lewisburg, PA 17837) on June 23, 2020, for the issuance of a plan approval for the construction of a steel container manufacturing operation at their facility located in Milton Borough, **Northumberland County**. Emission limits, throughput limitations and work practice standards along with monitoring, recordkeeping, and reporting requirements have been included in the plan approval to ensure the facility complies with all applicable Federal and State air quality regulations.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.

The City of Philadelphia, Air Management Services (AMS) issued on June 30, 2020 a Plan Approval for installation of air pollution sources at the following facility:

IP20-000084: United States Mint (151 N. Independence Mall East, Philadelphia, PA 19106) for the installation of air emission control devices at a coinage production facility, in the City of Philadelphia, **Philadelphia County**. The air emission control devices that are part of the Plan Approval are two (2) catalytic oxidizers that are electrically heated with rated capacity of 21,000 SCF/hr and are designed to control emissions of CO that is contained in excess annealing gas from the annealing gas generators at the facility. The plan approval contains

operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

23-0003Z: Monroe Energy LLC (4101 Post Road, Trainer, PA 19061-5052) on June 30, 2020 for the construction of 3 new cooling towers at the Trainer Refinery in Trainer Borough, **Delaware County**.

23-0003AC: Monroe Energy LLC (4101 Post Road, Trainer, PA 19061-5052) on June 29, 2020 for the installation of an Ultra-Low Sulfur Gasoline (ULSG) unit and for a crude rate throughout increase at the Trainer Refinery in Trainer Borough, **Delaware County**.

15-0077A: Hanson Aggregates PA LLC (7660 Imperial Way, Allentown, PA 18195) on July 6, 2020 an extension to install a wet suppression on an existing tertiary crusher, downstream screen and associated transfer points in East Caln Township, **Chester County**.

46-0295A: Airgas USA LLC (107 Park Drive, Montgomeryville, PA 18936-9613) on July 6, 2020 an extension for construction and operation of a spray booth to coat compressed air cylinders in Montgomery Township, **Montgomery County**.

46-0289A: Scott Contractors (2939 Felton Road, Norristown, PA 19401-1359) on July 6, 2020 an extension for the installation of a portable non-metallic mineral processing plant with wet suppression to control fugitive particulate matter emissions at their location in East Norriton Township, **Montgomery County**.

09-0004A: Oliver-Tolas Healthcare (905 Pennsylvania Boulevard, Feasterville, PA 19053-7815) on July 2, 2020 to install a new, 2 color flexographic printing press with rotary screen in Lower Southampton Township, **Bucks County**.

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

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

28-05051A: AJ Stove and Pellet, LLC (8642 Molly Pitcher Highway, Greencastle, PA 17225) on July 1, 2020, for construction of a wood pellet manufacturing plant with multi-clone emission control device, in Antrim Township, **Franklin County**. The plan approval was extended.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Edward Orris, New Source Review Chief, 412.442.4168.

PA-04-00439D: Watco Transloading, LLC (2701 Route 68 West, Industry, PA 15052-1709) on July 1, 2020, plan approval No. PA-04-00439D issued for the installation and temporary operation of a new DFO Donaldson baghouse (C103A) rated at 28,000 SCFM to control

fugitive emissions from an indoor truck loadout operation (source 103) at their dry material Ferroalloy processing terminal Lot # 1 located in Industry Borough, **Beaver County**. This baghouse will replace a previously installed baghouse (C103).

30-00233B: Hill Top Energy Center, LLC (278 Thomas Road, Carmichaels, PA 15320) on June 26, 2020, to begin the temporary operating period for the Hill Top Energy Center natural gas-fired combined cycle power plant located in Cumberland Township, **Greene County**. The new expiration date is September 28, 2020.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6940.

37-331B: RWE Holding Company West Pittsburg Plant (372 Rundle Road, New Castle, PA 16101) on June 30, 2020, effective June 30, 2020, has issued a plan approval extension for more time to implement steps that will improve the baghouse operations in Taylor Township, **Lawrence County**. This is a State Only facility. This will expire on December 27, 2020.

42-011C: International Waxes Incorporated, Farmers Valley (45 Route 446, Smethport, PA 16749) on June 30, 2020, effective June 30, 2020, has issued a plan approval extension for the continuation of boiler retrofits to natural gas firing in Keating Township, **McKean County**. This is a Title V facility. This will expire on December 27, 2020.

62-141H: National Fuel Gas Supply Corporation Roystone Compressor Station (1878 Route 6, Sheffield, PA 16347) on June 30, 2020, effective June 30, 2020, has issued a plan approval extension for additional time to allow for the shakedown of the thermal oxidizer in Sheffield Township, **Warren County**. This is a Title V facility. This will expire on December 27, 2020.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915.

Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.

54-00043: Ashland Foundry and Machine Works, Inc. (500 East Centre Street, Ashland, PA 17921). The Department issued, on May 21, 2020, a State-Only Operating Permit for the operation of sources at the Ashland Foundry and Machine Works facility located in Ashland Borough, **Schuylkill County**. Processes at the facility include an air arc operation; shot blast system; sand reclamation/classifying system; argon, oxygen decarburization and a sand transport system/silo. Control devices at the facility include multiple baghouses. The operating permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

40-00111: CEI Anthracite, Inc. (603 South Church Street, Hazleton, PA 18201). The Department issued, on June 22, 2020, a State-Only Operating Permit for the operation of sources at the coal processing plant located in the City of Hazleton Township/Borough, **Luzerne County**. Processes at the facility include a coal dryer;

screening and bagging operations; a crusher; roads and loading operations. Control devices at the facility include multiple baghouses. The operating permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

48-00112: Freshpet, Inc. (176 North Commerce Way, Bethlehem, PA 18017). The Department issued, on June 25, 2020, a State-Only Operating Permit for the operation of sources at the Freshpet facility located in Hanover Township, **Northampton County**. Processes at the facility include a 1.43 MW Cogen System with a CO Oxidation Catalyst; cooking line number 1 and 2; three natural gas fired boilers; and a hot water heater. The operating permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

64-00014: H & K Group, Inc., Atkinson Materials (P.O. Box 196, 2052 Lucon Rd., Skippack, PA 19474-1467). On June 30, 2020, the Department issued a renewal State-Only (Natural Minor) Permit for quarry operations located in Palmyra Township, **Wayne County**. The primary sources consist of crushers, screens, and conveyors. The control devices consist of water sprays. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

64-00013: Leeward Asphalt LLC/Palmyra (P.O. Box 196, 2052 Lucon Rd., Skippack, PA 19474-1467). On June 30, 2020, the Department issued a renewal State-Only (Synthetic Minor) Permit for the manufacture of Asphalt Paving Mixtures and Blocks located in Palmyra Township, **Wayne County**. The primary sources consist of a Batch Mix Asphalt Plant. The control devices are a baghouse. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

54-00072: JELD-WEN Inc./Pottsville (1162 Keystone Blvd., Pottsville, PA 17901-9055). On June 25, 2020, the Department issued a renewal State-Only (Natural Minor) Permit for the manufacture of wood products located in Cass Township, **Schuylkill County**. The primary sources consist of layup lines, routers, and paint booths. The control devices are baghouses and panel filters. The sources are considered minor emission sources of nitrogen oxide (NO_x), sulfur oxides (SO_x), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

19-00001: Autoneum North America, Inc. (480 West Fifth Street, Bloomsburg, PA 17815) on July 2, 2020, for the issuance of a State Only (Synthetic Minor) operating permit for their Bloomsburg facility located in the Town of Bloomsburg, **Columbia County**. The State Only (Synthetic Minor) operating permit contains the necessary requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

53-00009: Morgan Advanced Materials and Technology, Inc. (1118 East 2nd Street, Coudersport, PA 16915) on June 16, 2020, for the renewal of the State Only (Synthetic Minor) operating permit for their Coudersport facility located in Eulalia Township, **Potter County**. The State Only (Synthetic Minor) operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

14-00029: Con-Stone, Inc. (P.O. Box 28, Bellefonte, PA 16823) on June 17, 2020, for the issuance of a renewal State Only (Synthetic Minor) operating permit for Con-Stone, Inc.'s facility located in Haines Township, **Centre County**. The State Only (Synthetic Minor) operating permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

11-00279: Forest Lawn Memorial Association, Inc. (1530 Frankstown Road, Johnstown, PA 15902). On July 7, 2020, the Department issued a Natural Minor Operating Permit renewal for the operation of the facility's air contamination source consisting of one propane-fired All Crematory Model 1701 crematory incinerator with a 716,000 Btu/hr primary chamber and a 1,500,000 Btu/hr secondary chamber. The facility is limited to 0.10 gr/dcsf particulate matter corrected to 12% oxygen and 500 ppmv sulfur oxides. The permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for the facility located in Conemaugh Township, **Cambria County**.

11-00418: TMS International, LLC (1155 Business Center Drive, Horsham, PA 19044), natural minor operating permit on July 7, 2020, the Department of Environmental Protection authorized a renewed natural minor State-Only Operating Permit for a slag processing facility located in East Taylor Township, **Cambria County**. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121–145. The permit includes emission restrictions, operating requirements, monitoring requirements, work practice standards, and recordkeeping requirements for the site.

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

32-00157: Peoples Gas Company LLC Kinter Station (375 N Shore Drive, Suite 600, Pittsburgh, PA

15212). On June 23, 2020 the Department issued a State Only Operating Permit for compression and transfer of natural gas located in Rayne Township, **Indiana County**. The subject facility consists of four natural gas compressor engines (1-887 hp, 2-225 hp, and 1-140 hp). The facility has the potential to emit 59.26 tpy NO_x, 93.38 tpy CO, 21.49 tpy VOC, 0.03 SO_x, 0.25 tpy PM, 4.39 tpy HAPs, 1.17 tpy Formaldehyde, and 7,800.62 tpy CO₂. The facility is a synthetic minor and is subject to State Regulations and Federal Regulations (40 CFR Part 60 Subpart JJJJ and OOOOa; Part 63 HHH and ZZZZ). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

32-00442: Diversified Products LLC Stuby Compressor Station (101 McQuiston Drive, Jackson Center, PA 16133). On June 23, 2020 the Department issued a Natural Minor State Only Operating Permit for compression and transfer of natural gas located in North Mahoning Township, **Indiana County**. The subject facility consists of a 425 hp 4SRB gas compressor engines, a 50 Bbl. tank for produced water, venting/blow downs, pneumatic devices, and fugitive emissions. The actual emissions reported (TPY) for 2019 were: 8.07 NO_x, 8.07 CO, 1.22 VOC, 0.006 SO_x, 0.0097 PM, 0.27 Formaldehyde, and 1.465.4 CO₂. The facility is subject to State Regulations and Federal Regulations (40 CFR Part 63 Subpart ZZZZ). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

32-00443: Diversified Products LLC Johnsonburg Compressor Station (101 McQuiston Drive, Jackson Center, PA 16133). On June 23, 2020, the Department issued a Natural Minor State Only Operating Permit for compression and transfer of natural gas located in Canoe Township, **Indiana County**. The subject facility consists of a 425 hp 4SRB gas compressor engines, a 50 Bbl. tank for produced water, venting/blow downs, pneumatic devices, and fugitive emissions. The actual emissions reported (TPY) for 2019 were: 8.16 NO_x, 8.16 CO, 1.17 VOC, 0.0023 SO_x, 0.036 PM, 0.27 Formaldehyde, and 1,408.2 CO₂. The facility is subject to State Regulations and Federal Regulations (40 CFR Part 63 Subpart ZZZZ). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

33-00141: National Fuel Gas Supply Corp., Knox Compressor Station (157 Pump Station Rd, Brookville, PA 15825), on June 24, 2020, the Department issued the renewal of the State-Only Operating Permit of a natural gas compressor station located in Knox Township, **Jefferson County**. Permitted air contamination sources are two 600-hp natural gas-fired compressor engines, two 384-hp natural gas-fired compressor engines, a natural gas-fired emergency generator engine, a natural gas dehydration unit, a methanol aboveground storage tank, a parts washer, various combustion sources, and miscellaneous sources of fugitive emissions. With its potential emissions below major source thresholds, the facility is Natural Minor. In this renewal, tanks and vessels, pneumatic devices, venting and blowdowns, fugitive emission components, and pigging operations are added as permitted sources for emissions inventory purposes. Similar to the 384-hp compressor engines, the two 600-hp compressor engines are no longer subject to the ignition timing requirement.

37-00307: PSC Metals LLC, New Castle Plant (214 Gardner Avenue, New Castle, PA 16102), on June 23, 2020, the Department issued the renewal of the State-Only Operating Permit of a scrap metal processing facility located in New Castle City, **Lawrence County**. Permitted air contamination sources are steel cutting operations performed using torches, with dust collection systems and without. Permit requirements for steel cutting operations were established through PA 37-307D. Based on emissions from cutting operations and natural gas combustion, the facility is Natural Minor. In this renewal, there are no changes in permit requirements.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543, Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.

The City of Philadelphia, Air Management Services (AMS) issued on June 30, 2020 a modification for a Natural Minor State Only Operating Permit for the following facility:

OP19-000005: Delta Airlines, PHL (8500 Essington Avenue, Philadelphia, PA 19153) on June 30, 2020, was issued a State Only (Natural Minor) permit modification for the operation of air emission sources at an air transportation establishment in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are seven (7) non-stationary sources, all of which are non-emergency Reciprocating Internal Combustion Engines (RICE) firing diesel fuel, of which one (1) rated 600 HP, one (1) rated 335 HP, and five (5) rated between 160 HP—220 HP.

Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.

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

Contact: Janine Tulloch-Reid, New Source Review Chief—Telephone: 484-250-5920.

46-00267: Flexential Corp., 101 Troutman Road, Collegeville, PA 19426. On June 30, 2020, for the State only facility located in Upper Providence Township, **Montgomery County**. The Administrative Amendment incorporates the conditions of Plan Approval 46-0267B, for reactivation of an emergency generator engine.

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

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

53-00003: National Fuel Gas Supply Corporation (6363 Main Street, Williamsville, NY 14221) on July 2, 2020 issued a revised Title V operating permit for change in responsible official for their Ellisburg Compressor Station located in Allegany Township, **Potter County**. The Title V operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

53-00008: National Fuel Gas Supply Corporation (6363 Main Street, Williamsville, NY 14221) on July 2, 2020 issued a revised Title V operating permit for a change in responsible official for their East Fork Compressor Station located in Wharton Township, **Potter County**. The Title V operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

Southwest Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

TV-30-00077: Texas Eastern Transmission, L.P. (5400 Westheimer Court, Houston, TX 77056-5353). Administrative Amendment, issued on June 29, 2020, to change the name of the Responsible Official, on the permit. The name of the Responsible Official is now Brad Shamla. The Holbrook Compressor Station is located in Richhill Township, **Greene 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—1396.31); 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); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). 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 such applications will also address the application permitting requirements of the following statutes; the Air Quality 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).

Coal Permit Issued

California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100, (Contact: Bonnie Herbert).

56061301 and NPDES Permit No. PA0235709. RoxCoal, Inc., 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, to renew the permit and related NPDES Permit for Reclamation Only for Kimberly Run Mine located in Somerset Township, **Somerset County**. No additional discharges. The application was considered administratively complete on September 17, 2018. Application received: October 2, 2017. Permit issued: March 25, 2020.

30031301 and NPDES Permit No. PA0235610. Dana Mining Company of Pennsylvania, LLC, 966 Crafts Run Road, Maidsville, WV 26541 to revise the permit and related NPDES Permit for a land use change from the existing forestland and land occasionally used for hay to commercial, light industrial for the 4-West Mine located in Dunkard, Perry, and Whiteley Townships, **Greene County**. No additional discharges. The application was considered administratively complete on March 1, 2019. Application received: November 13, 2018. Permit issued: April 1, 2020.

30841307 and NPDES Permit No. PA0213438. Emerald Contura, LLC, 158 Portal Road, P.O. Box 1020, Waynesburg, PA 15370 to revise the permit and related NPDES Permit to expand the West Pool Pipeline and addition of a water pump borehole pad site for Emerald Mine No. 1 located in Franklin and Center Townships, **Greene County**, affecting 41.34 proposed surface acres. No additional discharges. The application was considered

administratively complete on May 15, 2019. Application received: April 12, 2019. Permit issued: April 3, 2020.

32051301 and NPDES Permit No. PA0215228 and GP12-32051301-R22. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201 to renew the permit including renewal of Air Quality GPA/12 Authorization. There is no NPDES Permit being renewed, the facility discharges through the Nolo Deep Mine Permit No. 32991301 and NPDES PA0215228. The renewal is for Barrett Deep Mine located in Buffington and Brush Valley Townships, **Indiana County**. Approval is authorized under General Permit BAQ-GPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-32051301-R22 No additional discharges. The application was considered administratively complete on February 27, 2019. Application received: January 23, 2019. Permit issued: May 5, 2020.

32081301 and NPDES Permit No. PA0235946. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201 to renew the permit and related NPDES Permit for Coral-Graceton Mine located in Center Township, **Indiana County**. No additional discharges. The application was considered administratively complete on September 5, 2018. Application received: March 14, 2018. Permit issued: May 11, 2020.

56140702 and NPDES Permit No. PA0236306. LCT Energy, LP, 938 Mt. Airy Drive, Suite 200, Johnstown, PA 15904 to operate a new coal refuse site and related NPDES Permit and NPDES Outfall 001 for Laurel Refuse located in Shade Township, **Somerset County**, affecting 208.0 proposed surface acres, 155.2 proposed coal refuse disposal support acres and 52.8 proposed coal refuse disposal acres. Receiving stream(s): Miller Run classified for the following use: CWF. The application was considered administratively complete on February 25, 2019. Application received: November 6, 2018. Permit issued: May 14, 2020.

63981301 and NPDES Permit No. PA0215171. The Ohio County Coal Company, 46226 National Road, St. Clairsville, OH 43950 to renew the permit and related NPDES Permit for Ohio County Mine located in West Finley Township, **Washington County**. No additional discharges. The application was considered administratively complete on March 20, 2019. Application received: November 9, 2018. Permit issued: May 20, 2020.

30080701 and NPDES Permit No. PA0235806. Consol Pennsylvania Coal Company LLC, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317 to renew the permit and related NPDES Permit for Bailey Mine Central Complex CRDA No. 5 and No. 6 located in Richhill Township, **Greene County**. No additional discharges. The application was considered administratively complete on May 27, 2015. Application received: December 23, 2014. Permit issued: June 10, 2020.

30861601 and NPDES Permit No. PA0214256. Coresco, LLC, 966 Crafts Run Road, Moundsville, WV 26541 to renew the permit and related NPDES Permit for Dunkard Preparation Plant located in Monongahela Township, **Greene County**. No additional discharges. The application was considered administratively complete on January 15, 2019. Application received: December 22, 2017. Permit issued: June 10, 2020.

30841317 and NPDES Permit No. PA0213527. Consol Pennsylvania Coal Company LLC, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317 to revise the permit and related NPDES Permit for installation of three degas boreholes for Enlow Fork Mine located

in Richhill Township, **Greene County** and Morris Township, **Washington County**, affecting 13.5 proposed surface acres. No additional discharges. The application was considered administratively complete on January 29, 2020. Application received: December 12, 2019. Permit issued: June 17, 2020.

32051301. Rosebud Mining Company, 301 Market Street, Kittanning, PA 16201 to revise the permit and related NPDES Permit to allow placement of equipment for Barrett Deep Mine located in Buffington and Brush Valley Townships, **Indiana County**, affecting 4.9 proposed surface acres. No additional discharges. The application was considered administratively complete on June 14, 2019. Application received: May 13, 2019. Permit issued: June 24, 2020.

Noncoal Permits Issued

Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

1479401 and NPDES PA0118001. Graymont (PA) Inc. (375 Graymont Road, Bellefonte, PA 16823). Permit revision to mine one additional lift, deepening the ultimate pit floor elevation by 50 feet from 810' MSL to 760' MSL on an existing large noncoal mine located in Spring Township, **Centre County**. Receiving stream(s): Logan Branch to Spring Creek to Bald Eagle Creek to West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Permit issued: June 17, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 7973SM6A1C11. Eureka Stone Quarry, Inc. (P.O. Box 249, Chalfont, PA 18914), correction to add mine reclamation fill as a reclamation option to an existing quarry operation Wrightstown Township, **Bucks County** affecting 35.68 acres. Receiving stream: Mill Creek. Application received: April 10, 2019. Correction issued: July 2, 2020.

Permit No. 58192506 and NPDES Permit No. PA0226076. Celso F. Avila (684 Warner Road, Montrose, PA 188010), commencement, operation and restoration of a GP105 quarry operation and NPDES Permit for discharge of treated mine drainage in Bridgewater Township, **Susquehanna County** affecting 10.0 acres. Receiving stream: Fall Brook. Application received: October 29, 2019. Permit issued: July 2, 2020.

ACTIONS ON BLASTING ACTIVITY APPLICATIONS

Actions on applications under the Explosives Acts of 1937 and 1957 and 25 Pa. Code § 211.124. Blasting activity performed as part of a coal or noncoal mining activity will be regulated by the mining permit for that coal or noncoal mining activity.

Blasting Permits Issued

Moshannon District Mining Office, 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

08204107. D.W. Drilling & Blasting, LLC, 2733 East Battlefield Street, # 320, Springfield, MO 65804-3981. Blasting for commercial development located in Albany

Township, **Bradford County** with an expiration date of June 20, 2021. Permit issued: June 29, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 36204118. Douglas Explosives, Inc. (2052 Philipsburg Bigler Highway, Philipsburg, PA 16866), construction blasting for Conestoga Valley Middle School in East Lampeter Township, **Lancaster County** with an expiration date of January 1, 2021. Permit issued: June 26, 2020.

Permit No. 36204119. Keystone Blasting Service (15 Hopeland Road, Lititz, PA 17543), construction blasting for Marlee Property in West Earl Township, **Lancaster County** with an expiration date of September 30, 2020. Permit issued: June 26, 2020.

Permit No. 45201406. Holbert Explosives, Inc. (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for Eagles Court in Stroud Township, **Monroe County** with an expiration date of June 5, 2021. Permit issued: June 26, 2020.

Permit No. 45204107. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Mt. Pocono Development in Mt. Pocono Borough, **Monroe County** with an expiration date of June 25, 2021. Permit issued: June 26, 2020.

Permit No. 45204105. Holbert Explosives, Inc. (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting at 116 Seneca in Barrett Township, **Monroe County** with an expiration date of June 5, 2021. Permit issued: June 29, 2020.

Permit No. 39204105. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for North Valley Trade Center in North Whitehall Township, **Lehigh County** with an expiration date of May 7, 2021. Permit issued: July 6, 2020.

FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of 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.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, 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 Environmental Hearing 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 any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

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

WATER OBSTRUCTIONS AND ENCROACHMENTS

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.

Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160, E-mail: ra-epww-sero@pa.gov.

Permit No. E0901220-025, Upper Southampton Township, 939 Street Road, Southampton, PA 18966, Upper Southampton Township, **Bucks County**, ACOE Philadelphia District.

To demolish a residential home and accessory structures, remove debris, and restore the disturbed areas along the floodplain of Mill Creek (TSF) associated with the floodplain restoration project. This project is located at 1363 Chinquapin Road in Upper Southampton Township, Bucks County (USGS PA Hatboro Quadrangle—Latitude 40.169357 N, Longitude 75.005290 W). Permit issued June 25, 2020.

Permit No. E2301220-001, Alliance Partners HSP, LLC, 40 Morris Road, Bryn Mawr, PA 19010, Eddystone Township, **Delaware County**, ACOE Philadelphia District.

To perform the previously-listed water obstruction and encroachment activities associated with the Alliance Eddystone Warehouse Development. The proposed project consists of the installation of two stormwater outfalls in the Delaware River (WWF, MF) and permanent stream (1,474 sq feet), floodway (13 sq feet), and floodplain impact. There are no impacts in wetlands.

The site is approximately at 1500 East 2nd Street, Eddystone, PA (Bridgeport, NJ-PA, Latitude: 30° 51' 19"; Longitude: -75° 20' 01") in Eddystone Township, Delaware County. Permit issued June 26, 2020.

Permit No. E5101220-001, PECO Energy Company, 2301 Market Street, Philadelphia, PA 19103, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To demolish an existing building (formally the University Motor Inn) supported by piles within the Schuylkill River (WWF-MF). In its place, PECO is proposing to perform grading along the river bank and to remove existing piles associated with the construction and maintenance of a 500 linear foot rip-rap armor bank stabilization resulting in 500 linear feet (2,500 square feet, 0.057 acre) of permanent watercourse impact, 536 linear feet (25,884 square feet, 0.593 acre) of temporary watercourse impact, 9,024 square feet (0.207 acre) of perma-

nent floodway impact and 455 square feet (0.010 acre) of temporary floodway impact for Phase 1. Phase 3 of this project includes the replacement of an existing aerial transmission line and the constructed monopole 1 1/2. The new 1,190 linear foot aerial transmission line is located between monopole structure 1 1/2 and Tower 2 adjacent to Grays Ferry Crescent trail resulting in 880 linear feet of permanent watercourse impact and 80 linear feet of permanent floodway with a submerged land license obtained by PECO Energy Company for future operation and maintenance of proposed aerial line. Vertical clearance of the new aerial transmission line is approximately 76 feet above mean high water.

This project is located at 600 South University Avenue in Philadelphia (USGS Philadelphia, PA Quadrangle—Latitude: 39.943569 N, Longitude: 75.201055 W). Permit issued June 24, 2020.

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

E4904220-022, SEDO-COG Joint Rail Authority, 201 Furnace Road, Lewisburg, PA 17837. Stream and Bridge 14.93 Rehabilitation, in Ralpho and Shamokin Townships, **Northumberland County**, ACOE Baltimore District (Shamokin, PA Quadrangle Latitude: 40° 49' 38.8"; Longitude: 76° 35' 6.5").

This permit authorizes the construction, operation, maintenance and rehabilitation of the Shamokin Valley Railroad Bridge 14.93 by replacing the existing north abutment and eliminating a scour hole threatening the foundation of the abutment with the placement of R-8 riprap. The permit will also restore hydraulic capacity in the floodplain spanning from pier number 1 through pier number 2 into the south abutment with the removal of 2,045 cubic yards of sediment to restore capacity within the bridge. This permit also authorizes the construction of one rock cross vane, two "J" hook vanes placed upstream of the structure, 270 lineal feet of rock revetment will be installed for upstream of the structure along the left bank and 325 linear feet of R-8 riprap along the right bank upstream of the bridge structure. This project is located 3.3 miles north on SR 0061 out of Shamokin. This project impacts 692 linear feet of the Shamokin Creek, which is, designated a Warm Water Fishery and does not impact any wetlands (Shamokin, PA Quadrangle Latitude 40° 49' 38.8"; Longitude 76° 35' 6.5") Ralpho and Shamokin Townships, Northumberland County. This permit also includes 401 Water Quality Certification.

Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02052-1809, Hampton Shaler Water Authority, 3101 McCully Road, Allison Park, PA 15101, Shaler Township, **Allegheny County**; Pittsburgh ACOE District.

Has been given consent to:

1. Operate and maintain a 230 foot 18" CPE culvert to enclose an unnamed tributary (UNT) of Little Pine Creek (TSF).
2. Operate and maintain 190 feet by 15 feet of fill within the floodway of the UNT, atop the aforementioned culvert.
3. Construct, operate and maintain 100 feet of R-5 rip-rap lined channel along the downstream end of the aforementioned culvert in the UNT.

For the purpose of creating a fill site for the Hampton Shaler Water Authority's daily construction operations. Cumulatively, this project will permanently impact

330 feet of the UNT, and permanently impact 0.08 acre of the floodway of the UNT. The project site is located near 550 Wetzell Road, (Glenshaw, PA USGS topographic quadrangle; N: 40°, 31', 23"; W: -79°, 58', 25"; Sub-basin 18A; USACE Pittsburgh District), in Shaler Township, Allegheny County.

E02052-1815, Merante Properties, LLC, 4740 Streets Run Road, West Mifflin Borough, **Allegheny County**; Pittsburgh ACOE District.

Has been given consent to:

1. Construct and maintain a steel bridge with a length of 60-feet, width of 32-feet, and under clearance ranging of 4.5-feet to 5.5-feet over Streets Run (WWF);
2. Construct and maintain a 275-foot long, variable width bench within the floodway of Streets Run (WWF), stabilized by R-6 rip-rap; and
3. Construct and maintain a 15" stormwater outfall within the floodway of Streets Run.

For the purpose of creating a new access point for the office and yard on the Merante property. The project will permanently impact 32 feet of Streets Run and 24 feet of UNT to Streets Run and temporarily impact 21 feet of Streets Run, 0.32 acre of floodway will be permanently impacted, and 0.20 acre of floodway will be temporarily impacted by the project. Due to the nature of the project, compensatory mitigation is not required.

The project site is located on Streets Run Road, approximately 0.1 mile north from the intersection of Lutz Hollow Road and Streets Run Road, (Glassport, PA USGS topographic quadrangle; N: 40°, 22', 09"; W: -79°, 56', 45"; Sub-basin 19A; USACE Pittsburgh District), in West Mifflin Borough, Allegheny County.

E11-352-A1, Sunoco Pipeline, L.P., 525 Fritztown Road, Sinking Spring, PA 19608, Jackson Township, **Cambria County**; Pittsburgh ACOE District.

Has been given consent to:

Amend the existing permit, E11-352, which authorized installation and maintenance of approximately 23.3 miles of a 20-inch and 16-inch diameter pipeline and appurtenant structures within Cambria County to convey natural gas liquid, to:

1. Construct and maintain one (1) 16" natural gas pipe crossing under Hinckston Run (Stream S4r) (CWF), and nine (9) 16" natural gas pipe crossings under unnamed tributaries (Streams S1r, S2r, S3r, S5r, S6r, S7r, S-N35, S-O43 & S-O44) to Hinckston Run (CWF), and floodway/floodplain areas;
2. Construct and maintain ten (10) temporary bridges to facilitate the construction of the aforementioned utility line stream crossings;
3. Construct and maintain twelve (12) natural gas utility line crossings under three (3) PEM wetland areas (Wetlands W1r, W2r & W3r), and six (6) PSS wetland areas (Wetlands W5r, W6r, W7r, W8r, W9r & WO35); and
4. Construct and maintain one (1) 16" natural gas pipe crossing under Pond O₂.

For the purpose of constructing an approximate 1 mile reroute, of the previously permitted 16-inch pipeline, to the south of the current pipeline right-of-way, using an open cut installation method, to avoid a repeat of issues that were encountered during the utilization of the horizontal directional drilling method, when the 20-inch pipeline was installed along the previously approved route. This approximate 1-mile reroute will cumulatively result in approximately 630 LF of permanent impacts &

60 LF of temporary impacts to various watercourses, 0.313 acre of permanent impacts & 0.02 acre of temporary impacts to PEM wetlands, 0.451 acre of permanent impacts to PSS wetlands, approximately 0.01 acre of impacts to open water, 1.295 acre of permanent impacts & 0.291 acre of temporary impacts within floodway areas, and 0.199 acre of permanent impacts and 0.973 acre of temporary impacts within floodplain areas. Mitigation will be provided by restoring the affected wetlands and streams (including floodways) to original grade. This project is a component of Sunoco Pipeline, L.P.'s (SPLP) Pennsylvania Pipeline/Mariner East Project, which, overall, encompasses a 306-mile, 50-foot-wide right-of-way (ROW), from Houston, Washington County, Pennsylvania to SPLP's Marcus Hook facility, in Delaware County, Pennsylvania. This route change begins approximately 1,030 feet southwest of the crossing of Benshoff Hill Road and Goldfinch Lane (Quadrangle: Nanty Glo, PA, Latitude 40° 25' 0.51"; Longitude: -78° 52' 29.71"), and ends approximately 490 feet southeast of the crossing of Benshoff Hill Road and William Penn Avenue (State Route 271) (Quadrangle: Nanty Glo, PA, Latitude 40° 24' 56.23"; Longitude: -78° 51' 33.47"), in Jackson Township, Cambria County.

E11052-364, Cambria County, 401 Candlelight Drive, Suite 215, Ebensburg, PA 15931, Ebensburg Borough, Cambria County; Pittsburgh ACOE District.

Has been given consent to:

1. Maintain and operate the existing 106 ft long by 32.29 ft wide two-span non-composite box beam bridge of South Fork Little Conemaugh River (CWF),
2. Place and maintain R-8 rip rap in front of the south abutment and the pier to protect the substructure from scour and erosion, having an impact to South Fork Little Conemaugh River,
3. Remove deposited sediment in South Fork Little Conemaugh River from a distance approximately 200 ft upstream of the structure,
4. Construct and maintain two (2) rock cross vein structures approximately 200 ft upstream of the bridge and one (1) J-hook structure approximately 270 ft upstream of the bridge, having an impact to South Fork Little Conemaugh River,
5. Construct and maintain a temporary access road, channel clearing and grading, having an impact to an unnamed tributary to South Fork Little Conemaugh River.

The project will permanently impact 717 LF of South Fork Little Conemaugh River. The project will permanently impact 215 LF to an unnamed tributary to South Fork Little Conemaugh River. The project will permanently impact 0.25 acre and temporarily impact 3.14 acres of the floodway of South Fork Little Conemaugh River.

The project site is located approximately 100 ft north of the intersection of Locust Street and Lake Road, Adams and Croyle Townships, PA 15951, (Geistown, PA USGS topographic quadrangle; N: 40°, 20', 0.7"; W: -78°, 45', 35.3"; Sub-basin 18E; USACE Pittsburgh District), in Adams Township, Cambria County.

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

E6106219-001, Venango County, 1174 Elk Street, Franklin, PA 16323, Miller Farm Bridge (T-635), in Oil Creek and Cherrytree Townships, Venango County, ACOE Pittsburgh District (Titusville South, PA Quadrangle N: 41°, 33', 54.6"; W: -79°, 39', 22.9").

To remove the existing structure, to rehabilitate and repair the existing structure at an off-site facility, and to reinstall, maintain and preserve the existing single-span truss bridge carrying Miller Farm Road (T-635) over Oil Creek and impacting 0.04 acre of palustrine forested wetland on the northern approach approximately 1.75-mile west of its intersection with White City Road (Titusville South, PA Quadrangle N: 41°, 33', 54.6"; W: -79°, 39', 22.9") in Cherrytree and Oil Creek Townships, Venango County. Project includes installation of a temporary causeway in Oil Creek.

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, 400 Market Street, 2nd Floor, Harrisburg, PA 17101, telephone: 717-787-3411.

MB990565-0002. Land Reclamation Group, LLC, 420 Shrader Hollow Road, New Stanton, PA 15672, Shrader Hollow Mitigation Bank, Hempfield Township, Westmoreland County, USACE Pittsburgh District (N: 40°, 14', 48.261"; W: 79°, 36', 57.5871").

Approval to construct and maintain the Shrader Hollow Mitigation Bank. The project consists of restoration, enhancement and conservation activities within approximately 57 acres of the Long Run watershed (WWF). The 57 acres comprising the Shrader Hollow Mitigation Bank will be placed under conservation easements. The project includes activities affecting uplands, floodplains, approximately 12,704 linear feet of watercourses; and approximately 1.45 acre of wetland all within the Long Run watershed. The project may result in 17,785.6 riverine credits and 17.94 wetland credits. The project is intended to provide compensatory mitigation for impacts located within the State Service Area 19 Monongahela-Youghiogheny River watersheds.

Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

E4129-116: Pennsylvania General Energy Co., LLC, 120 Market Street, Warren, PA 16365. Major Modification—Shawnee Pipeline in Plunketts Creek and Upper Fairfield Township, Lycoming County, ACOE Baltimore District.

These are additional impacts to be included along with pipeline impacts previous published to the *Pennsylvania Bulletin* on 1/20/2018 and 7/21/2018.

To construct, operate and maintain approximately 2.9-miles (15,292 ft) of one (1) 20-inch diameter flex steel natural gas pipeline in Cascade Township—Lycoming County. This project consists of an existing 8-inch natural gas pipeline to be replaced with a new 20-inch natural gas pipeline. The pipeline will be placed via open cut trenching within the existing 35' permanent ROW. The purpose of this project is to provide a conveyance of low-pressure natural gas between the ETP meter site to COP Tract 726 Pad B.

The project will result in a total of 23 LF (86 SF) of permanent and 86 LF (932 SF) of temporary stream impacts, 711 SF (0.0163 acre) of permanent and 13449 SF (0.3088 acre) of temporary floodway impacts and 275 SF (0.0063 acre) of temporary wetland impacts all for the purpose of constructing a natural gas pipeline for Marcel-lus well development.

Stream Impact Table:

<i>Resource Name</i>	<i>Munic. Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT 4 Kaiser Hollow	Plunketts Crk. Huntersville	20-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	65	405	8	23	41.325149° 76.866827°
Kaiser Hollow	Plunketts Crk. Huntersville	20-inch Pipeline Temp. Workspace	HQ-CWF; EV	Wild	21	527	15	63	41.328617° 76.863805°
TOTAL IMPACTS					86	932	23	86	
TOTAL STREAM IMPACTS					86	932	23	86	
TOTAL WAIVER 2 IMPACTS									

Wetland Impact Table:

<i>Resource Name</i>	<i>Munic. Quadrangle</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Total Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Total Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 3	Plunketts Crk. Huntersville	20-inch Pipeline Temp. Workspace	PEM; EV	Wild	34	275			41.341412° 76.849076°
TOTAL IMPACTS					34	275			
PEM					34	275			
PSS									
PFO									

Floodway Impact Table:

<i>Resource Name</i>	<i>Munic. Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT 4 Kaiser Hollow	Plunketts Crk. Huntersville	20-inch Pipeline Temp. Workspace	137	6,911	137	327	41.325149° 76.866827°
Kaiser Hollow	Plunketts Crk. Huntersville	20-inch Pipeline Temp. Workspace	128	6,538	128	384	41.328617° 76.863805°
TOTAL IMPACTS			265	13,449	265	711	

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.

Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

ESCGP-3 # ESG294120011-00
 Applicant Name ARD Operating, LLC
 Contact Person Jennifer McCarthy
 Address 500 Dallas Street, Ste 2930
 City, State, Zip Houston, TX 77002-4701
 County Lycoming
 Township(s) Cummings
 Receiving Stream(s) and Classification(s) UNT Little Pine Creek (HQ, EV), Carson Run (HQ, EV), UNT Carson Run (HQ, EV);
 Secondary: Little Pine Creek (HQ-TSF), Little Pine Creek (HQ-TSF), Carson Run (HQ-EV)

Northwest Region: Oil and Gas Program Manager, 230 Chestnut St., Meadville, PA 16335.

ESCGP-3 # ESG076519012-00/Nyx Valve Site
 Applicant Hyperion Midstream LLC
 Contact Brian Dillemath
 Address, City, State, Zip Code 501 Technology Drive,
 Canonsburg, PA 15317
 County Westmoreland
 Township(s) Upper Burrell
 Receiving Stream(s) and Classification(s) Tributary 42394 to Little Pucketa Creek

ESCGP-3 # ESX15-003-0009 Modification/NIMCS001
 Pipeline/McIntosh Compressor Station
 Applicant EQM Gathering OP Co, LLC
 Contact Brinton Goettel
 Address, City, State, Zip Code 2200 Energy Drive,
 Canonsburg, PA 15317
 County Allegheny
 Township(s) Borough of Jefferson Hills
 County Washington
 Township(s) Union(s)
 Receiving Stream(s) and Classification(s) Lobbs Run & UNTs to Lobbs Run (WWF)

ESCGP-3 # ESG073019020-00
 Applicant EQT Production Company
 Contact Mr. Todd Klaner
 Address, City, State, Zip Code 400 Woodcliff Drive,
 Canonsburg, PA 15317
 County Greene
 Township(s) Springhill(s)
 Receiving Stream(s) and Classification(s) UNT's to Pennsylvania Fork Fish Creek (WWF)/UNT to Bissett Run (WWF)

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, 2 East Main Street, Norristown, PA 19401, 484-250-5960.

Contact: Richard Staron, Professional Geologist Manager.

AF Leidy Hdwr, 46-44669, 1010 Gravel Pike, Lower Frederick Township, **Montgomery County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of Kehs Property, 1010 Gravel Pike, Schwenksville, PA 19473-2328, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with kerosene and leaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health standards.

Sunoco 0363 5067, 51-30650, 630 Walnut Ln., **City of Philadelphia**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Management Operations, 2 Righter Parkway, Suite 120, Wilmington, DE 19803 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 Statewide health and site-specific standards.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Bull Run Sunoco, Storage Tank ID # 40-01951, 437 East Main Street, Plymouth, PA 18651, Plymouth Borough, **Luzerne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of SAP Holdings, 497 East Main Street, Plymouth, PA 18651, has submitted a combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet a combination of Site Specific and Statewide Health Standards.

Frank's Auto Service, Storage Tank ID # 39-02755, 6530 Route 309, Center Valley, PA 18034, Upper Saucon Township, **Lehigh County**. Trimpi Associates, 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Frank

Terdik & Son Inc., 6530 Route 309, Center Valley, PA 18034, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide Health Standards.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.

Contact: Lisa Hensel, Clerk Typist II, 570-327-3653.

Sheetz 149, Storage Tank Facility ID # 17-32436, 124 N Brady St., Dubois, **Clearfield County**. EnviroTrac. Ltd., 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of Sheetz, Inc., 351 Sheetz Way, Claysburg, PA 16625, 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 the Site-Specific Standard.

Hellers Mkt & Deli, Storage Tank Facility ID # 41-27281, 1941 Lycoming Creek Rd., Williamsport, **Lycoming County**. Letterle & Associates, Inc., 2022 Axeman Road, Suite 201, Bellefonte, PA 16823 on behalf of Heller's Market, 1941 Lycoming Creek Rd., Williamsport, PA 17701 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 the Background and Statewide Health Standards.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Watkins Market, Primary Facility ID # 65-12005, 427 State Rt. 271, Ligonier, PA 15658, Ligonier Township, **Westmoreland County**. CORE Environmental Services Inc., 3960 William Flinn Hwy., Ste. 100, Allison Park, PA 15101, on behalf of Lynn Watkins, 427 Rt. 271, Ligonier, PA 15658, submitted a revised Remedial Action Completion Report concerning the remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the site-specific standard.

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

Hatzo Citgo, Storage Tank Facility ID # 20-90481, 16869 State Route 198, Hayfield Township, **Crawford County**. Core Environmental Services, Inc., 3960 William Flinn Highway, Suite 100, Allison Park, PA 15101-3603, on behalf of the Estate of Leonard W. Hatzo, c/o Emil M. Spadafore, Jr., Esquire, 935 Market Street, Meadville, PA 16335 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, cumene, MTBE, naphthalene and toluene. The report is intended to document the remedial actions for meeting the residential Statewide Health Standard.

Jenks Curve, Storage Tank Facility ID # 33-01987, Route 19 at Jenks Curve, Punxsutawney Borough, **Jefferson County**. Core Environmental Services, Inc., 3960 William Flynn Highway, Suite 100, Allison Park, PA 15101, on behalf of Pennsylvania Department of Transportation, 2550 Oakland Avenue, Indiana, PA 15701, submitted a Remedial Action Completion Report concerning remediation of Soil and Groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, naphthalene, cumene and methyl tert-butyl ether. The plan is intended to document the remedial actions for meeting the Site-Specific Standard.

Cherry Tree Card Lock, Storage Tank Facility ID # 32-83050, 60 Main Street and Market Street, Cherry Tree Borough, **Indiana County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of Tanks Pumps & Accessories, Inc., 12475 Route 19 Highway North, Rochester Mills, PA 15771, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, methyl tert-butyl ether, naphthalene, 1,2,4-trimethyl benzene, 1,3,5 trimethyl benzene and xylenes. The plan is intended to document the remedial actions for meeting the Statewide Health Standard.

Jenks Curve, Storage Tank Facility ID # 33-01987, Route 19 at Jenks Curve, Punxsutawney Borough, **Jefferson County**. Core Environmental Services, Inc., 3960 William Flynn Highway, Suite 100, Allison Park, PA 15101, on behalf of Pennsylvania Department of Transportation, 2550 Oakland Avenue, Indiana, PA 15701, submitted a Remedial Action Completion Report concerning remediation of Soil and Groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, naphthalene, cumene and methyl tert-butyl ether. The report is intended to document the remedial actions for meeting the Site-Specific 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, 2 East Main Street, Norristown, PA 19401, 484-250-5960.

Contact: Richard Staron, Professional Geologist Manager.

Angelo Auto & Trans Repair, 46-41687, 1363 Easton Rd., Abington Township, **Montgomery County**. Comstock Environmental Services LLC, P.O. Box 509, Lafayette Hill, PA 19444, on behalf of Roslyn Liberty, 1363 Easton Road, Abington, PA 19001 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health standards and was approved by the Department on June 18, 2020.

Lubranbo Auto, 15-41922, 1086 Gap Newport Pike, Cochranville, **Chester County**. Brownfield Science & Technology, Inc., 3157 Limestone Road, Cochranville, PA 19330, on behalf of Mr. Steve Lubrano, 1086 Gap Newport Pike, Cochranville, PA 19330, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health and site-specific standards and was approved by the Department on June 18, 2020.

Vigilantes Enterprises, 09-42408, 1214 Bristol Pike, Bensalem Township, **Bucks County**. Geo-Enviro Consulting & Remediation LLC, 371 Hoes Lane, Suite 200, Piscataway, NJ 08854, on behalf of Mr. Nick Vigilante, 1214 Bristol Pike, Bensalem, PA 19020-5604 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The Remedial Action Plan was acceptable to meet site-specific standards and was approved by the DEP on June 18, 2020.

Former Goodman, 46-04817, 461 Old Reading Pike, West Pottsgrove Township, **Montgomery County**. Patriot Environmental Management, LLC, 2404 Brown Street, Pottstown, PA 19464, on behalf of SDC SMKOZ, LLC, 900 East 8th Avenue, Suite 300, King of Prussia, PA 19406 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The Remedial Action Completion Report demonstrated attainment of nonresidential Statewide health standards and was approved by the Department on June 18, 2020.

Northeast Region: Environmental Cleanup & Brownfields Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.

Turkey Hill 229, Storage Tank ID # 54-36538, 1565 Bunting Street, Pottsville, PA 17901, Norwegian Township, **Schuylkill County**. AECOM, 625 West Ridge Pike, Suite E-100, Conshohocken, PA 19428, on behalf of Cumberland Farms, 165 Flanders Road, Westborough, MA 01581, has submitted a combined Site Characterization Report and Remedial Action Plan concerning

remediation of soil and groundwater contaminated with gasoline. The report was not acceptable to meet Statewide Health Standards and was disapproved by DEP on July 6, 2020.

Northcentral Region: Environmental Cleanup Program Manager, 208 West Third Street, Williamsport, PA 17701, Telephone number: 570-327-3636.

Contact: Lisa Hensel, Clerk Typist II, 570-327-3653.

Kwik Fill M-151, Storage Tank Facility ID # 53-14797, 194 Port Allegany Road, Coudersport Borough, **Potter 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 Completion Report concerning remediation of groundwater contaminated with unleaded gasoline. The report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on June 23, 2020.

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

Cherry Tree Card Lock, Storage Tank Facility ID # 32-83050, 60 Main Street and Market Street, Cherry Tree Borough, **Indiana County**. Letterle & Associates, Inc., 2022 Axemann Road, Suite 201, Bellefonte, PA 16823 on behalf of Tanks Pumps & Accessories, Inc., 12475 Route 19 Highway North, Rochester Mills, PA 15771, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, methyl tert-butyl ether, naphthalene, 1,2,4-trimethyl benzene, 1,3,5 trimethyl benzene and xylenes. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on June 22, 2020.

Jenks Curve, Storage Tank Facility ID # 33-01987, Route 19 at Jenks Curve, Punxsutawney Borough, **Jefferson County**. Core Environmental Services, Inc., 3960 William Flynn Highway, Suite 100, Allison Park, PA 15101, on behalf of Pennsylvania Department of Transportation, 2550 Oakland Avenue, Indiana, PA 15701, submitted a Remedial Action Completion Report concerning remediation of Soil and Groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, naphthalene, cumene and methyl tert-butyl ether. The Remedial Action Completion Report did not demonstrate attainment of the Site-Specific Standard and was disapproved by DEP on June 26, 2020.

7 Eleven 40249, Storage Tank Facility ID # 03-24180, 222 Butler Street, Kittanning Borough, **Armstrong County**. Groundwater and Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of Evergreen Resources Group, LLC, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, xylenes, MTBE, cumene, naphthalene, 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The Remedial Action Completion Report demonstrated attainment of the Statewide Health Standard and was approved by DEP on July 6, 2020.

[Pa.B. Doc. No. 20-944. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Construction of Civic Substation in City of Philadelphia

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection's (Department) Coastal Resources Management Program has received notice that the PECO Energy Company (Applicant) is proposing the construction of a new civic substation (Project) along the Schuylkill River in the City of Philadelphia.

The Applicant is seeking authorization from the United States Army Corps of Engineers under section 404 of the Clean Water Act (33 U.S.C.A. § 1344) for the Phase 1 work within regulated waters. The proposed Project is located along the freshwater tidal portion of the Schuylkill River within the Delaware Estuary Coastal Zone, on the National Oceanic and Atmospheric Administration (NOAA)/Department boundary map # 7. The Project site for building removal and substation construction is located within property parcels at 500 and 600 South University Avenue, Philadelphia, PA along the north bank of the Schuylkill River downstream of the University Avenue bridge (Philadelphia, PA-NJ USGS Quadrangle; Latitude: 39° 56' 36", Longitude: -75° 12' 03"). The existing and proposed transmission line corridors extend from these parcels, across the Schuylkill River, to a tower adjacent to the Grays Ferry Crescent Trail (also known as the DuPont Crescent Trail). Upon deconstruction of the abandoned building, the river bank along which the building was situated would be graded and stabilized with crushed stone or rip-rap. Currently, the natural tidal flow in an intertidal flat under the abandoned building overhang is disrupted by building pilings and concrete rubble. This existing flat would be improved with a stabilized bank which should restore more natural tidal flow conditions by removing the pooling and flow disruptions. Existing rubble would be removed and the flat would not be armored. The proposed goal is to restore the site to a more open intertidal flat similar to what likely existed at this location prior to development along the shoreline. Phase 2 would begin with the construction of a retaining wall structure (or bulkhead) to support the necessary surface grades for the substation and to maintain the long-term structural integrity of the site alongside the waterway. The limits of disturbance to construct such a structure is proposed to remain landward of the Federal Emergency Management Agency-mapped floodway line. The Applicant proposes that at no time during Phase 2 construction would there be any disturbance of the mapped floodway. The remaining substation construction would be landward of the retaining structure and no regulated waters would be impacted. Phase 3 of the Project would include the relocation and replacement of an existing tower; the replacement would be in uplands with no anticipated impacts to regulated waters. The reconducted transmission line would be a permanent aerial crossing of the Schuylkill River but would not result in any earth disturbance.

The Project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the NOAA regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), PECO Energy Company has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, August 3, 2020, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-945. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Fairmont Waterworks Floating Classroom

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection's (Department) Coastal Resources Management Program has received notice that the Philadelphia Water Department (Applicant) is proposing to develop the Fairmont Waterworks Floating Classroom (Project) along the Schuylkill River in the City of Philadelphia.

The Applicant is seeking authorization from the United States Army Corps of Engineers under section 404 of the Clean Water Act (33 U.S.C.A. § 1344) for all work within regulated waters. The proposed Project would include the installation of approximately 5,400 square feet of floating classroom with an additional 960 square feet of floating docks tied to the south end of the classroom. The floating classroom would be anchored with three mooring clusters, consisting of two 16-inch diameter battered steel pipe piles and one 28-inch diameter plumb steel pipe pile fixed to bedrock by rock socketing. Piles would be filled with concrete resulting in a discharge of 19 cubic yards of concrete within 22 square feet of waterway below the high tide line. Two floating access ramps would connect the floating classroom to an approximately 1,060 square foot platform adjacent to the Schuylkill River Trail on uplands. The platform on uplands would be supported on

eight 6-inch diameter micro piles. Additional work would include the installation of light poles on the floating classroom and platform. Water depths in the areas that would be occupied by the floating classroom and associated floating docks is approximately 20 feet or greater.

The Project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), the Philadelphia Water Department has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, August 3, 2020, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-946. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Port Access Development Project within the City of Erie

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection's (Department) Coastal Resources Management Program has received notice that the Erie Western Pennsylvania Port Authority (Applicant) is proposing a Port Access Development Project (Project) within the City of Erie, Erie County and located in the coastal zone.

The Applicant is seeking authorization from the United States Army Corps of Engineers under section 404 of the Clean Water Act (33 U.S.C.A. § 1344). The proposed Project would involve the development of an Applicant-owned property between Ore Dock Road and Port Access Road near the harbor entrance to Presque Isle Bay, Lake

Erie to accommodate existing and future port facility needs. The proposed development of the area is intended to meet the anticipated expansion of operational needs for the Caremuse Lime and Stone port facility and increase the Applicant's off-season boat staging and storage yard capacity. The proposed Project would impact all land area within the Project boundary, including an 8.0-acre wetland area which the Applicant notes is fully populated with invasive plant species. The Applicant is proposing to clear, fill and grade the entire project area and install a gravel and paved surface. The Applicant is proposing to design and implement a compensatory wetland mitigation project to offset wetland losses within the project area at an offsite location that is to be determined; negotiations with one Lake Erie watershed landowner for the establishment of conservation easements and property access for compensatory wetland development are ongoing.

The Project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), the Applicant has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, August 3, 2020, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-947. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Rehabilitation of the Martin Luther King, Jr. Drive Bridge

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), regarding public participation

during consistency determinations. The Department of Environmental Protection's (Department) Coastal Resources Management Program has received notice that the Philadelphia Streets Department (Applicant) is proposing to rehabilitate the Martin Luther King, Jr. Drive Bridge over the Schuylkill River (Project) in the City of Philadelphia.

The Applicant is seeking authorization from the United States Army Corps of Engineers under section 404 of the Clean Water Act (33 U.S.C.A. § 1344) for work within regulated waters. Martin Luther King, Jr. Drive Bridge (City Bridge # 12.1), originally built in 1965, is a 690-foot four span structure which is comprised of one 608-foot three-span continuous steel box-beam girder floor beam section and an additional 82-foot 2-inch steel box-beam girder floor beam western approach span. The existing bridge is located on Martin Luther King, Jr. Drive, which is located within the Fairmount Park system and owned by the City of Philadelphia. The proposed scope of work includes: the removal of the deck along the entire length of the structure, including the western approach span; construction of a new composite deck which includes widening the bridge approximately 4 feet to accommodate a shared-use path (10') on the upstream side; installation of a pedestrian railing between the shared-use path and westbound travel lane; installation of the Department of Transportation standard barriers with a tapered concrete outer facing to resemble the existing bridge fascia line; minor approach roadway reconstruction; complete replacement of the paint system; replacing and rehabilitation of other superstructure members; bearing rehabilitation; minor substructure rehabilitation; street lighting improvements; and other miscellaneous construction. For instream work, it is anticipated that a temporary barge would be used to access the bridge piers and will utilize float anchors. The work would include repairing the missing/cracked pointing in the stone masonry at Piers A, 1 and 2, and removing the accumulated timber debris from upstream nose of Pier 2.

The Project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), the Philadelphia Streets Department has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderon, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, August 3, 2020, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must

include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-948. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Federal Consistency under the Coastal Zone Management Act; Tidewater Rehabilitation and Design at the Girard Point Facility

This notice is published under section 306(d)(14) of the Federal Coastal Zone Management Act of 1972 (CZMA) (16 U.S.C.A. § 1455(d)(14)), regarding public participation during consistency determinations. The Department of Environmental Protection's (Department) Coastal Resources Management Program has received notice that JPC Group, Inc. (Applicant) is proposing to construct the Tidewater Rehabilitation and Design Project (Project) at the Girard Point Facility at 2706R Penrose Avenue in the City of Philadelphia.

The Applicant is seeking authorization from the United States Army Corps of Engineers under section 404 of the Clean Water Act (33 U.S.C.A. § 1344) to replace the inshore bulkheads on the outshore Pier 3 finger pier structure at the Girard Point Facility, remove existing low-deck piers from the Pier 3 structure and construct new high-deck piers within their former footprints, and fill approximately 20,700 square feet of area along the inshore of Pier 3. The proposed Project would involve the filling of approximately 18,600 square feet of tidal waters. The Applicant is proposing to remove approximately 20,230 square feet of partially collapsed and silted-in remnants of the outshore of the Pier 3 structure and replace it with mooring dolphins to offset the filling of tidal waters.

The Project is subject to Department review for Federal consistency because it is a Federal license and permit activity and will have reasonably foreseeable effects on this Commonwealth's coastal resources or uses.

In accordance with section 307 of the CZMA (16 U.S.C.A. § 1456) and the National Oceanic and Atmospheric Administration (NOAA) regulations at 15 CFR Part 930, Subpart D (relating to consistency for activities requiring a Federal license or permit), JPC Group, Inc. has certified that the proposed activity will be conducted in a manner consistent with the applicable enforceable policies of the Commonwealth's NOAA-approved Coastal Resources Management Program. Interested parties may request a copy of the Federal Consistency Certification from the Department contact listed as follows.

Questions regarding this review should be directed to Matthew Walderson, Federal Consistency Coordinator, at RA-Fed_Consistency@pa.gov or (717) 772-2196.

The Department will consider all comments received on or before Monday, August 3, 2020, before issuing a final Federal consistency concurrence or objection. Comments submitted by facsimile will not be accepted. All comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at www.ahs.dep.pa.gov/eComment or by e-mail to ecomment@pa.gov. Written comments can be mailed to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063.

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-949. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF HEALTH

Organ Donation Advisory Committee Virtual Meeting

The Organ Donation Advisory Committee, established under 20 Pa.C.S. § 8622 (relating to The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund), will hold a public meeting on Thursday, August 6, 2020, from 10 a.m. to 12:30 p.m. The purpose of the meeting is to review progress in the area of organ and tissue donation in this Commonwealth, recommend education and awareness activities, recommend priorities in expenditures from the Organ and Tissue Donation Awareness Fund (Fund) and advise the Secretary of Health on matters relating to the administration of the Fund. The meeting will be conducted virtually. Contact the Organ Donation Program at (717) 787-5876 or ra-dhorgandonation@pa.gov for information to connect to the meeting.

For additional information or for persons with a disability who wish to attend the meeting and require an auxiliary aid, service or other accommodation to do so contact Amy Flaherty, Director, Division of Nutrition and Physical Activity, Bureau of Health Promotion and Risk Reduction, Room 1000, Health and Welfare Building, Harrisburg, PA, (717) 787-5876, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 20-950. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Federal Poverty Income Guidelines for 2020

The Department of Human Services (Department) announces the implementation in this Commonwealth of the 2020 Federal Poverty Income Guidelines (FPIG) which were issued by the Department of Health and Human Services and published at 85 FR 3060 (January 17, 2020).

The FPIGs are the basis for the income eligibility limits for several categories of Medicaid whose regulations are published in 55 Pa. Code (relating to human services) and administered by the Department. These categories include Healthy Horizons for the Elderly and Disabled (55 Pa. Code Chapter 140, Subchapter B (relating to eligibility provisions for the healthy horizons program for the elderly/disabled)), Modified Adjusted Gross Income (MAGI) based eligibility categories for pregnant women, children, parent/caretakers and adults and Medical Assistance with Disabilities (MAWD). The MAGI categories were established by the Department's implementation of the Affordable Care Act (Pub.L. No. 111-148) at 43 Pa.B. 4035 (July 13, 2013). The MAWD category was established by the Department's implementation of the Ticket to Work and Work Incentives Act of 1999 (P.L. 106-170) at 32 Pa.B. 289 (January 12, 2002).

The percentages for the Medicaid categories of MAGI, Healthy Horizons and MAWD are set forth as follows:

MAGI—

- 33% for children up through 18 years of age and parents/caretakers.
- 102% for individuals 19—64 years of age with a permanent disability (Medical Review Team (MRT) or Social Security Administration (SSA) determined) who are not eligible for Medicare or individuals 19-20 years of age with income at or below the Medically Needy Only limit who are not eligible for Medicare.
- 133% for children 6—18 years of age and for adults 19—64 years of age.
- 157% for children 1—5 years of age.
- 185% for individuals 0—64 years of age who are eligible for 12 months of Transitional Medical Assistance; this is the second 6-month limit.
- 215% for pregnant women and infants under 1 year of age; and the Family Planning Services program.

Healthy Horizons—

- 100% for persons eligible for categorically needy, Medicare Buy-In and Medicare cost-sharing benefits.
- 120% for persons eligible for the Specified Low-Income Medicare Beneficiaries.
- 135% for persons eligible for the Qualifying Individuals Beneficiaries benefits.

MAWD—

- 250% for individuals 16—64 years of age who are disabled (MRT or SSA determined) and employed.

There are different resource limits for each of the Healthy Horizons programs and MAWD.

Persons	33% of FPIG		100% of FPIG		102% of FPIG		120% of FPIG	
	Month	Annual	Month	Annual	Month	Annual	Month	Annual
1	\$351	\$4,211	\$1,064	\$12,760	\$1,085	\$13,016	\$1,276	\$15,312
2	\$475	\$5,690	\$1,437	\$17,240	\$1,466	\$17,585	\$1,724	\$20,688
3	\$598	\$7,168	\$1,810	\$21,720	\$1,847	\$22,155	\$2,172	\$26,064
4	\$721	\$8,646	\$2,184	\$26,200	\$2,227	\$26,724	\$2,620	\$31,440
5	\$844	\$10,125	\$2,557	\$30,680	\$2,608	\$31,294	\$3,068	\$36,816
6	\$967	\$11,603	\$2,930	\$35,160	\$2,989	\$35,864	\$3,516	\$42,192
7	\$1,091	\$13,082	\$3,304	\$39,640	\$3,370	\$40,433	\$3,964	\$47,568
8	\$1,214	\$14,560	\$3,677	\$44,120	\$3,751	\$45,003	\$4,412	\$52,944
Each Additional Person	\$124	\$1,479	\$374	\$4,480	\$381	\$4,570	\$448	\$5,376

Persons	133% of FPIG		135% of FPIG		157% of FPIG		185% of FPIG	
	Month	Annual	Month	Annual	Month	Annual	Month	Annual
1	\$1,415	\$16,971	\$1,436	\$17,226	\$1,670	\$20,034	\$1,968	\$23,606
2	\$1,911	\$22,930	\$1,940	\$23,274	\$2,256	\$27,067	\$2,658	\$31,894
3	\$2,408	\$28,888	\$2,444	\$29,322	\$2,842	\$34,101	\$3,349	\$40,182
4	\$2,904	\$34,846	\$2,948	\$35,370	\$3,428	\$41,134	\$4,040	\$48,470
5	\$3,401	\$40,805	\$3,452	\$41,418	\$4,014	\$48,168	\$4,730	\$56,758
6	\$3,897	\$46,763	\$3,956	\$47,466	\$4,601	\$55,202	\$5,421	\$65,046
7	\$4,394	\$52,722	\$4,460	\$53,514	\$5,187	\$62,235	\$6,112	\$73,334
8	\$4,890	\$58,680	\$4,964	\$59,562	\$5,773	\$69,269	\$6,802	\$81,622
Each Additional Person	\$497	\$5,959	\$504	\$6,048	\$587	\$7,034	\$691	\$8,288

Persons	215% of FPIG		250% of FPIG	
	Month	Annual	Month	Annual
1	\$2,287	\$27,434	\$2,659	\$31,900
2	\$3,089	\$37,066	\$3,592	\$43,100
3	\$3,892	\$46,698	\$4,525	\$54,300
4	\$4,695	\$56,330	\$5,459	\$65,500
5	\$5,497	\$65,962	\$6,392	\$76,700
6	\$6,300	\$75,594	\$7,325	\$87,900
7	\$7,103	\$85,226	\$8,259	\$99,100
8	\$7,905	\$94,858	\$9,192	\$110,300
Each Additional Person	\$803	\$9,632	\$934	\$11,200

Additional information on the programs is available at the county assistance offices.

This notice shall take effect upon publication in the *Pennsylvania Bulletin* and apply retroactively to January 14, 2020.

Public Comments

Interested persons are invited to submit written comments regarding the implementation of FPIGs to the Department of Human Services, Office of Income Maintenance, Cathy Buhrig, Director, Bureau of Policy, Room 427, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 calendar days will be reviewed and considered.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1399. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 20-951. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Hamilton Instant Lottery Game 1471

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Hamilton (hereafter “Hamilton”). The game number is PA-1471.

2. *Price:* The price of a Hamilton instant lottery game ticket is \$10.

3. *Play symbols:* Each Hamilton instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, 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), 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), 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 and their captions, 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), 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), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORT), 10X (10TIMES) symbol, \$500 Bill (WIN500) symbol and a Vault (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$10⁰⁰ (TEN DOL), \$15⁰⁰ (FIFTEEN), \$20⁰⁰ (TWENTY), \$30⁰⁰ (THIRTY), \$50⁰⁰ (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$500,000 (FIVHUNTHO).

5. *Prizes:* The prizes that can be won in this game are: \$10, \$15, \$20, \$30, \$50, \$100, \$200, \$500, \$1,000, \$10,000 and \$500,000. A player can win up to 15 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 10,800,000 tickets will be printed for the Hamilton instant lottery game.

7. Determination of prize winners:

(a) 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 \$500,000 (FIVHUNTHO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500,000.

(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 \$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.

(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 \$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.

(d) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which a Vault (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in two of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in three of the “prize” areas and a prize symbol of \$30⁰⁰ (THIRTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(f) Holders of tickets upon which a Vault (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in five of the “prize” areas and a prize symbol of \$50⁰⁰ (FIFTY) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.

(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 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.

(h) Holders of tickets upon which a \$500 Bill (WIN500) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$500 (FIV HUN) appears in the “prize” area under that \$500 Bill (WIN500) symbol, on a single ticket, shall be entitled to a prize of \$500.

(i) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$500.

(j) Holders of tickets upon which a Vault (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas, a prize symbol of \$20⁰⁰ (TWENTY) appears in 11 of the “prize” areas, a prize symbol of \$50⁰⁰ (FIFTY) appears in one of the “prize” areas and a prize symbol of \$30⁰⁰ (THIRTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(k) Holders of tickets upon which a Vault (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$50⁰⁰ (FIFTY) appears in five of the “prize” areas, a prize symbol of \$30⁰⁰ (THIRTY) appears in five of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas, on a single ticket, shall be entitled to a prize of \$500.

(l) 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.

(m) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area, and a

prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(n) Holders of tickets upon which a Vault (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in five of the “prize” areas and a prize symbol of \$10⁰⁰ (TEN DOL) appears in ten of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(o) 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.

(p) Holders of tickets upon which a 10X (10TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that 10X (10TIMES) symbol, on a single ticket, shall be entitled to a prize of \$100.

(q) 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.

(r) 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.

(s) 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.

(t) 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 \$15⁰⁰ (FIFTEEN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(u) 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.

8. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds 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 Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$10	\$10	10	1,080,000
\$15	\$15	20	540,000
\$10 × 2	\$20	30	360,000
\$20	\$20	54.55	198,000
\$10 × 3	\$30	120	90,000
\$15 × 2	\$30	120	90,000
\$20 + \$10	\$30	100	108,000
\$30	\$30	120	90,000
\$10 × 5	\$50	150	72,000
(\$10 × 2) + \$30	\$50	600	18,000
(\$15 × 2) + (\$10 × 2)	\$50	600	18,000
(\$20 × 2) + \$10	\$50	600	18,000
\$30 + \$20	\$50	600	18,000
\$50	\$50	150	72,000
\$10 × 10	\$100	600	18,000
\$20 × 5	\$100	600	18,000
\$50 × 2	\$100	600	18,000
(\$30 × 3) + \$10	\$100	600	18,000
\$10 w/ 10X SYMBOL	\$100	600	18,000
\$100	\$100	600	18,000
VAULT w/ ((\$20 × 5) + (\$10 × 10))	\$200	2,400	4,500
\$20 × 10	\$200	12,000	900

<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 Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 10,800,000 Tickets:</i>
\$50 × 4	\$200	12,000	900
(\$10 w/ 10X SYMBOL) × 2	\$200	4,000	2,700
\$20 w/ 10X SYMBOL	\$200	4,000	2,700
\$200	\$200	12,000	900
VAULT w/ ((\$50 × 5) + (\$30 × 5) + (\$20 × 5))	\$500	24,000	450
VAULT w/ ((\$100 × 2) + (\$20 × 11) + \$50 + \$30))	\$500	24,000	450
\$100 × 5	\$500	120,000	90
(\$10 w/ 10X SYMBOL) × 5	\$500	120,000	90
\$50 w/ 10X SYMBOL	\$500	120,000	90
\$500 w/ \$500 BILL	\$500	800	13,500
\$500	\$500	120,000	90
VAULT w/ ((\$100 × 5) + (\$50 × 10))	\$1,000	120,000	90
VAULT w/ ((\$200 × 2) + (\$100 × 3) + (\$30 × 10))	\$1,000	120,000	90
\$100 × 10	\$1,000	120,000	90
(\$500 w/ \$500 BILL) + (\$100 × 5)	\$1,000	60,000	180
(\$500 w/ \$500 BILL) × 2	\$1,000	60,000	180
\$100 w/ 10X SYMBOL	\$1,000	120,000	90
\$1,000	\$1,000	120,000	90
\$1,000 × 10	\$10,000	1,080,000	10
\$10,000	\$10,000	1,080,000	10
\$500,000	\$500,000	1,080,000	10

Reveal a "10X" (10TIMES) symbol, win 10 times the prize shown under that symbol.

Reveal a "\$500 BILL" (WIN500) symbol, win \$500 instantly.

Reveal a "VAULT" (WINALL) symbol, win all 15 prizes shown!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Hamilton instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant 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 they qualify on a

winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Hamilton, prize money from winning Hamilton instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Hamilton instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Hamilton or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 20-952. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Jefferson Instant Lottery Game 1473

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Jefferson (hereafter “Jefferson”). The game number is PA-1473.

2. *Price:* The price of a Jefferson instant lottery game ticket is \$2.

3. *Play symbols:* Each Jefferson instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 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) and 25 (TWYFIV). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 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) and a 2X Bill (2TIMES) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$5⁰⁰ (FIV DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN) \$1,000 (ONE THO) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$4, \$5, \$10, \$20, \$40, \$100, \$200, \$400, \$1,000 and \$20,000. A player can win up to ten times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 8,400,000 tickets will be printed for the Jefferson instant lottery game.

7. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$20,000 (TWY THO) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$400 (FOR HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$400.

(e) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(f) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$200.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(h) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$40⁰⁰ (FORTY) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$80.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(j) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(l) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(n) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a

prize symbol of \$5⁰⁰ (FIV DOL) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$4⁰⁰ (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.

(q) Holders of tickets upon which a 2X Bill (2TIMES) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$2⁰⁰ (TWO DOL) appears in the “prize” area under that 2X Bill (2TIMES) symbol, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$2⁰⁰ (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.

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

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$2	\$2	10	840,000
\$2 × 2	\$4	150	56,000
\$2 w/ 2X BILL SYMBOL	\$4	30	280,000
\$4	\$4	150	56,000
\$5	\$5	44.12	190,400
\$2 × 5	\$10	300	28,000
\$5 × 2	\$10	300	28,000
(((\$2 w/ 2X BILL SYMBOL) × 2) + \$2)	\$10	150	56,000
\$5 w/ 2X BILL SYMBOL	\$10	57.69	145,600
\$10	\$10	300	28,000
\$2 × 10	\$20	750	11,200
\$10 × 2	\$20	750	11,200
(\$5 w/ 2X BILL SYMBOL) + (\$5 × 2)	\$20	500	16,800
(\$2 w/ 2X BILL SYMBOL) × 5	\$20	500	16,800
\$10 w/ 2X BILL SYMBOL	\$20	187.5	44,800
\$20	\$20	750	11,200
\$4 × 10	\$40	2,000	4,200
(\$10 × 2) + (\$5 × 2) + (\$2 × 3) + \$4	\$40	2,000	4,200
(\$5 w/ 2X BILL SYMBOL) × 4	\$40	2,000	4,200
\$20 w/ 2X BILL SYMBOL	\$40	1,500	5,600
\$40	\$40	2,000	4,200
\$10 × 10	\$100	12,000	700
\$20 × 5	\$100	12,000	700
(((\$20 w/ 2X BILL SYMBOL) × 2) + (\$5 × 4))	\$100	12,000	700
(\$5 w/ 2X BILL SYMBOL) × 10	\$100	8,000	1,050
(\$10 w/ 2X BILL SYMBOL) × 5	\$100	8,000	1,050
\$100	\$100	12,000	700
\$40 × 5	\$200	120,000	70
(((\$40 w/ 2X BILL SYMBOL) × 2) + (\$10 × 4))	\$200	120,000	70
(\$20 w/ 2X BILL SYMBOL) × 5	\$200	120,000	70
\$100 w/ 2X BILL SYMBOL	\$200	60,000	140

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$200	\$200	120,000	70
\$40 × 10	\$400	420,000	20
\$100 × 4	\$400	420,000	20
(\$40 w/ 2X BILL SYMBOL) × 5	\$400	420,000	20
\$200 w/ 2X BILL SYMBOL	\$400	420,000	20
\$400	\$400	420,000	20
\$100 × 10	\$1,000	840,000	10
\$200 × 5	\$1,000	840,000	10
(((\$200 w/ 2X BILL SYMBOL) × 2) + (\$100 w/ 2X BILL SYMBOL))	\$1,000	840,000	10
\$1,000	\$1,000	840,000	10
\$20,000	\$20,000	840,000	10

Reveal a “2X BILL” (2TIMES) symbol, win 2 times the prize shown under that symbol!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Jefferson instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant 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 they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Jefferson, prize money from winning Jefferson instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Jefferson instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61

Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Jefferson or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 20-953. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Lincoln Instant Lottery Game 1472

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Lincoln (hereafter “Lincoln”). The game number is PA-1472.

2. *Price:* The price of a Lincoln instant lottery game ticket is \$5.

3. *Play symbols:* Each Lincoln instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, 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 (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). The play symbols and their captions, 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 (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 (TWNIN), 30 (THIRT), \$250 Bill (WIN250) symbol and a Bank (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$5^{.00} (FIV DOL), \$10^{.00} (TEN DOL), \$20^{.00} (TWENTY), \$25^{.00} (TWY FIV), \$40^{.00} (FORTY), \$50^{.00} (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$250 (TWOHUNFTY), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$250,000 (TWHNFYTHO).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$25, \$40, \$50, \$100, \$200, \$250, \$500, \$1,000, \$5,000 and \$250,000. A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the Lincoln instant lottery game.

7. *Determination of prize winners:*

(a) 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 \$250,000 (TWHNFYTHO) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

(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 \$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.

(d) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$250 (TWOHUNFTY) appears in two of the "prize" areas and a prize symbol of \$50^{.00} (FIFTY) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(e) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$200 (TWO HUN) appears in two of the "prize" areas, a prize symbol of \$100 (ONE HUN) appears in five of the "prize" areas and a prize symbol of \$20^{.00} (TWENTY) appears in five of the "prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(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 \$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.

(g) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in four of the "prize" areas, a prize symbol of \$20^{.00} (TWENTY) appears in two of the "prize" areas and a prize symbol of \$10^{.00} (TEN DOL) appears in six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(h) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in two of the "prize" areas, a prize symbol of \$50^{.00} (FIFTY) appears in four of the "prize" areas, a prize symbol of \$20^{.00} (TWENTY) appears in four of the "prize" areas and a prize symbol of \$10^{.00} (TEN DOL) appears in two of the "prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(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 \$250 (TWOHUNFTY) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$250.

(j) Holders of tickets upon which a \$250 Bill (WIN250) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$250 (TWOHUNFTY) appears in the "prize" area under that \$250 Bill (WIN250) symbol, on a single ticket, shall be entitled to a prize of \$250.

(k) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in two of the "prize" areas and a prize symbol of \$5^{.00} (FIV DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$250.

(l) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50^{.00} (FIFTY) appears in four of the "prize" areas, a prize symbol of \$10^{.00} (TEN DOL) appears in two of the "prize" areas and a prize symbol of \$5^{.00} (FIV DOL) appears in six of the "prize" areas, on a single ticket, shall be entitled to a prize of \$250.

(m) 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.

(n) 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.

(o) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$25^{.00} (TWY FIV) appears in two of the "prize" areas and a prize symbol of \$5^{.00} (FIV DOL) appears in ten of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(p) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$10^{.00} (TEN DOL) appears in eight of the "prize" areas and a prize symbol of \$5^{.00} (FIV DOL) appears in four of the "prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(q) 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 \$50^{.00} (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.

(r) 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 \$40^{.00}

(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.

(s) 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 \$25.⁰⁰ (TWY FIV) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(t) 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 \$20.⁰⁰ (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.

(u) 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 \$10.⁰⁰ (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.

(v) 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 \$5.⁰⁰ (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.

8. *Number and description of prizes and approximate odds.* The following table sets forth the approximate number of winners, amounts of prizes, and approximate odds 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 Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$5	\$5	8.57	1,400,000
\$5 × 2	\$10	24	500,000
\$10	\$10	30	400,000
\$5 × 5	\$25	150	80,000
(\$5 × 3) + \$10	\$25	200	60,000
(\$10 × 2) + \$5	\$25	300	40,000
\$25	\$25	54.55	220,000
\$5 × 8	\$40	600	20,000
\$10 × 4	\$40	600	20,000
(\$5 × 3) + \$25	\$40	600	20,000
(\$10 × 3) + (\$5 × 2)	\$40	600	20,000
\$40	\$40	600	20,000
\$5 × 10	\$50	600	20,000
\$10 × 5	\$50	600	20,000
\$25 × 2	\$50	600	20,000
(\$10 × 2) + (\$5 × 6)	\$50	600	20,000
\$50	\$50	600	20,000
BANK w/ ((\$10 × 8) + (\$5 × 4))	\$100	6,000	2,000
BANK w/ ((\$25 × 2) + (\$5 × 10))	\$100	6,000	2,000
\$25 × 4	\$100	6,000	2,000
\$50 × 2	\$100	6,000	2,000
(\$10 × 5) + \$50	\$100	6,000	2,000
(\$25 × 3) + (\$5 × 3) + \$10	\$100	6,000	2,000
(\$40 × 2) + (\$5 × 4)	\$100	6,000	2,000
\$100	\$100	12,000	1,000
BANK w/ ((\$50 × 4) + (\$10 × 2) + (\$5 × 6))	\$250	6,000	2,000
BANK w/ ((\$100 × 2) + (\$5 × 10))	\$250	6,000	2,000
\$25 × 10	\$250	24,000	500
\$50 × 5	\$250	24,000	500
(\$50 × 3) + (\$25 × 4)	\$250	24,000	500
(\$100 × 2) + (\$10 × 5)	\$250	24,000	500

<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 Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$250 w/ \$250 BILL	\$250	2,182	5,500
\$250	\$250	24,000	500
BANK w/ ((\$100 × 2) + (\$50 × 4) + (\$20 × 4) + (\$10 × 2))	\$500	120,000	100
BANK w/ ((\$100 × 4) + (\$20 × 2) + (\$10 × 6))	\$500	120,000	100
\$50 × 10	\$500	120,000	100
\$100 × 5	\$500	120,000	100
(\$250 w/ \$250 BILL) + (\$25 × 10)	\$500	120,000	100
(\$250 w/ \$250 BILL) + (\$50 × 5)	\$500	120,000	100
(\$250 w/ \$250 BILL) × 2	\$500	60,000	200
\$500	\$500	120,000	100
BANK w/ ((\$200 × 2) + (\$100 × 5) + (\$20 × 5))	\$1,000	1,200,000	10
BANK w/ ((\$250 × 2) + (\$50 × 10))	\$1,000	1,200,000	10
\$100 × 10	\$1,000	1,200,000	10
(((\$250 w/ \$250 BILL) × 2) + \$500	\$1,000	1,200,000	10
(\$250 w/ \$250 BILL) × 4	\$1,000	1,200,000	10
\$1,000	\$1,000	1,200,000	10
\$500 × 10	\$5,000	1,200,000	10
\$5,000	\$5,000	1,200,000	10
\$250,000	\$250,000	1,200,000	10

Reveal a “\$250 BILL” (WIN250) symbol, win \$250 instantly.

Reveal a “BANK” (WINALL) symbol, win all 12 prizes shown!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Lincoln instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant 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 they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter

a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Lincoln, prize money from winning Lincoln instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Lincoln instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Lincoln or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 20-954. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF REVENUE

Pennsylvania Washington Instant Lottery Game 1474

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Washington (hereafter “Washington”). The game number is PA-1474.

2. *Price:* The price of a Washington instant lottery game ticket is \$1.

3. *Play symbols:* Each Washington instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, 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 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), and 20 (TWENT). The play symbols and their captions, 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 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT) and a W Bill (WINALL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: FREE (TICKET), \$1⁰⁰ (ONE DOL), \$2⁰⁰ (TWO DOL), \$4⁰⁰ (FOR DOL), \$10⁰⁰ (TEN DOL), \$20⁰⁰ (TWENTY), \$40⁰⁰ (FORTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN) and \$5,000 (FIV THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$10, \$20, \$40, \$100, \$200, \$400 and \$5,000. A player can win up to four times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 8,400,000 tickets will be printed for the Washington instant lottery game.

7. Determination of prize winners:

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$400 (FOR HUN) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$400.

(c) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$100 (ONE HUN) appears in all four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$400.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(e) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$40⁰⁰ (FORTY) appears in two of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in one of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(g) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$40⁰⁰ (FORTY) appears in two of the “prize” areas and a prize symbol of \$20⁰⁰ (TWENTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20⁰⁰ (TWENTY) appears in three of the “prize” areas and a prize symbol of \$40⁰⁰ (FORTY) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(j) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10⁰⁰ (TEN DOL) appears in all four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(l) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the “prize” areas, a prize symbol of \$10⁰⁰ (TEN DOL) appears in one of the “prize” areas and a prize symbol of \$2⁰⁰ (TWO DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either 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.

(n) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$4⁰⁰ (FOR DOL) appears in two of the “prize” areas and a prize symbol of \$1⁰⁰ (ONE DOL) appears in two of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10.

(o) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a

prize symbol of \$2⁰⁰ (TWO DOL) appears in three of the “prize” areas and a prize symbol of \$4⁰⁰ (FOR DOL) appears in one of the “prize” areas, on a single ticket, shall be entitled to a prize of \$10.

(p) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$4⁰⁰ (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.

(q) Holders of tickets upon which a W Bill (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in all four of the “prize” areas, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$2⁰⁰ (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.

(s) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$1⁰⁰ (ONE DOL) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(t) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of FREE (TICKET) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of one Washington instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
FREE	FREE \$1 TICKET	10	840,000
\$1 × 2	\$2	40	210,000
\$2	\$2	34.48	243,600
W BILL w/ (\$1 × 4)	\$4	28.57	294,000
\$1 × 4	\$4	500	16,800
\$2 × 2	\$4	500	16,800
(\$1 × 2) + \$2	\$4	500	16,800
\$4	\$4	500	16,800
W BILL w/ ((\$2 × 3) + \$4)	\$10	250	33,600
W BILL w/ ((\$4 × 2) + (\$1 × 2))	\$10	333.33	25,200
(\$2 × 3) + \$4	\$10	1,000	8,400
(\$4 × 2) + \$2	\$10	1,000	8,400
\$10	\$10	1,000	8,400
W BILL w/ ((\$4 × 2) + \$10 + \$2)	\$20	500	16,800
\$10 × 2	\$20	1,000	8,400
\$20	\$20	1,000	8,400
W BILL w/ (\$10 × 4)	\$40	1,200	7,000
\$10 × 4	\$40	4,000	2,100
\$20 × 2	\$40	4,000	2,100
\$40	\$40	4,800	1,750
W BILL w/ ((\$20 × 3) + \$40)	\$100	40,000	210
W BILL w/ ((\$40 × 2) + (\$10 × 2))	\$100	40,000	210
(\$40 × 2) + \$20	\$100	40,000	210
\$100	\$100	40,000	210
W BILL w/ ((\$40 × 2) + \$100 + \$20)	\$200	120,000	70
(\$40 × 2) + \$100 + \$20	\$200	120,000	70

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
\$100 × 2	\$200	120,000	70
\$200	\$200	120,000	70
W BILL w/ (\$100 × 4)	\$400	840,000	10
\$200 × 2	\$400	840,000	10
\$400	\$400	840,000	10
\$5,000	\$5,000	840,000	10

Reveal a “W BILL” (WINALL) symbol, win all 4 prizes shown!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Washington instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant 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 they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Washington, prize money from winning Washington instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Washington instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *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 Washington or through normal communications methods.

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 20-955. Filed for public inspection July 17, 2020, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Finding

Under section 2002(b) of The Administrative Code of 1929 (71 P.S. § 512(b)) establishing the Department of Transportation (Department), the Director of the Bureau of Project Delivery, as delegated by the Secretary of Transportation, makes the following written finding:

The I83 (SR 0083) Section 078 Eisenhower Interchange Reconstruction Alternative is the preferred alternative of the East Shore Section 2 project in Dauphin County. The project limits extend through Lower Paxton Township, Paxtang Borough and Swatara Township in Dauphin County. The project begins just south of the SR 3020 (Union Deposit Road) Interchange and extends westward to the area of the SR 3013 (29th Street) overpass. It includes portions of Interstate 283 (SR 0283) and United States Route 322 (SR 0322) through the Eisenhower Interchange.

Improvements include widening the mainline SR 0083 corridor to a minimum of three mainline travel lanes (minimum of six through lanes total) plus auxiliary lanes in each direction with improved directional connections to SR 0283 and SR 0322. A portion of northbound SR 0083 will utilize a collector-distributor (CD) system to serve local roads and intersecting highways, including all movements from SR 0083 northbound to SR 0283 southbound, SR 0322 eastbound, Paxton Street (SR 3010) and Derry Street (SR 3012). CD systems separate the more complex traffic maneuvers merging on and off the interstate from the through traffic, improving safety and travel flow. In addition to the regional connections, the Eisenhower Interchange will include local access connections to SR 3012 by means of a Single Point Urban Interchange and the existing interchange that connects SR 0083 to SR 3010 will be reconfigured in the area of the Harrisburg Mall.

The Environmental Assessment (EA) and EA Comment Responses have been evaluated by the Federal Highway

Administration (FHWA) and were determined to discuss adequately and accurately the need, environmental issues, and impacts of the proposed project and mitigation measures that will be taken to minimize harm as stipulated in the EA. Based on the EA, the FHWA has issued a Finding of No Significant Impact for the project. Furthermore, the Bureau of Project Delivery has concluded that all State environmental evaluation requirements, as published in section 2002 of The Administrative Code of 1929, have been satisfied.

Based upon studies and the Final Individual Section 4(f) Evaluation, there is no feasible and prudent alternative to the use of the Section 4(f)/Section 2002 resources for the proposed action, and the project is planned to minimize harm to the Section 4(f)/Section 2002 resources. The proposed project is anticipated to impact approximately 0.55 acre of the 1.25-acre Paxtang Park property, which qualifies as a Section 4(f)/2002 resource; approximately 1,000 feet of the 20-mile Capital Area Greenbelt will be realigned (note that the Greenbelt does not own the property in this area, it is owned by Dauphin County, the City of Harrisburg and the Department at this location); approximately 1.9 acres of permanent impacts will occur within the 971-acre National Register eligible Harrisburg City Parks 7 Parkway Plan; removal of the Norfolk Southern Railway Bridge over Eisenhower Boulevard, a contributing element of the National Register eligible Norfolk Southern Railway (formerly Philadelphia and Reading Railroad). On the basis of the documentation, it can be concluded that the harm to the resources have been minimized, all feasible and prudent alternatives have been explored to avoid impact upon the resources, and that the intent of section 2002, paragraph 15 of The Administrative Code of 1929 has been fulfilled as it relates to this project.

Mitigation measures will be taken to minimize harm as stipulated in the EA. No significant adverse environmental effect is likely to result from the proposed action.

BRIAN G. THOMPSON, PE,
Director
Bureau of Project Delivery

[Pa.B. Doc. No. 20-956. Filed for public inspection July 17, 2020, 9:00 a.m.]

HOUSING FINANCE AGENCY

CARES Rent Relief Program Guidelines

The Housing Finance Agency (Agency) hereby provides notice of the CARES Rent Relief Program (CARES RRP). CARES RRP was established under the Federal Coronavirus Aid, Relief, and Economic Security Act (Pub.L. No. 116-136) (act). The act established CARES RRP as an emergency response to the novel coronavirus (COVID-19) pandemic to disburse funds to counties throughout this Commonwealth to provide financial assistance on behalf of low to moderate income renters experiencing difficulty making rent payments as a result of the COVID-19 pandemic. Assistance shall be made available in the form of a grant and funds will be paid directly to landlords or property owners.

This notice describes the eligibility criteria, as well as the application submission and evaluation process. In addition, this notice identifies the timelines applicable to application submission and funding disbursement. Applications will be available on the Agency's CARES web site

at <https://www.phfa.org/pacares/>. Participating organizations will accept CARES RRP applications beginning July 6, 2020, until September 30, 2020.

The guidance contained herein supersedes any previously published CARES Rent Relief Program Guidelines.

1. Eligibility Guidelines.

For purposes of determining what should be considered for a lessee's eligibility based on area median income, any compensation for services, including fees, commissions, fringe benefits and similar items are defined as income. Income also includes all gross income derived from businesses.

When calculating eligible assistance or household income, the combined incomes of lessees who reside in the same housing unit shall be used to determine eligibility, but each may individually be eligible for the maximum amount of monthly assistance, not to exceed their monthly rent amount.

CARES RRP funds that will be disbursed to participating counties may be used to assist lessees that became unemployed after March 1, 2020, due to the COVID-19 pandemic, or lessees that are experiencing at least a 30% reduction in annual income related to COVID-19. The term "Unemployed" shall have the meaning as set forth in section 4 of the Unemployment Compensation Act (43 P.S. § 753).

Assistance may be provided to support lessees who are at least 30 days past due on their monthly rent payments and can verify job loss or loss of income related to COVID-19 rendering the lessee unable to pay rent. All CARES RRP assistance is subject to the availability of funding.

CARES RRP funds may only be used to cover rent incurred between March 1, 2020, and December 30, 2020. Property owners are eligible to apply on behalf of lessees. The maximum amount of monthly assistance is \$750.

The maximum CARES RRP funding available is \$4,500 throughout a period of 6 months.

For eligible lessees with current income of less than the pre-pandemic level, continuing assistance may be provided for a total of 6 months or until such time as the household income increases to the pre-pandemic level or to an amount which is no longer a 30% reduction, whichever comes first.

Eligible lessees must have an annualized current income of no more than the upper limit of "median income" as defined in guidelines published annually by the United States Department of Housing and Urban Development. To find the median income for a specific county, visit <https://www.huduser.gov/portal/datasets/il.html>. Select 2020 as the year and choose the "Click Here for FY 20 IL Documentation" link to view the income limit per household size.

The CARES RRP income limit can be calculated by doubling the 50% limit (adjusted by household size), compared with the annualized current income amount. Applicant will not be eligible if the annualized current income exceeds that 100% median income amount.

Lessees will be required to submit verification of income from January 2020 to the date of application in order for the Agency to determine the pre-circumstance level and post-circumstance level so that a determination can be made as to whether there was a 30% reduction in

income. Income limits per household size may also be found on the CARES RRP section of the Agency’s web site.

Lessees who became unemployed after March 1, 2020, must be verified with the Department of Labor and Industry’s Bureau of Unemployment Compensation. Lessees seeking CARES RRP assistance must be able to provide the following information to demonstrate CARES RRP eligibility, including but not limited to:

- (a) Tenant pay stubs or income statements for the period beginning January 2020 until the date of application.
- (b) A copy of the lease to verify rent.
- (c) Documentation to verify unemployment with the Department of Labor and Industry’s Bureau of Unemployment Compensation.
- (d) Required CARES RRP executed documents.
 - (i) Landlord Application.
 - (ii) Landlord/Property Certification Form.
 - (iii) Lessee Household Certification.

2. CARES RRP Timeline.

Program Begins Taking Applications from Landlords/Renters	July 6, 2020
Application Deadline for Landlords/Renters	September 30, 2020
End of CARES Rent Relief Funding	November 30, 2020
CARES Report Due to Legislature	December 31, 2020

3. CARES RRP Compliance.

(a) *County Requirements.* Counties are required to track and monitor landlords and lessees benefiting from the use of CARES RRP funds, including, but not limited to, all of the following information for each lessee:

- (i) Lessee’s name.
- (ii) Lessee’s address.
- (iii) City, state and zip code.
- (iv) County.
- (v) Lease effective dates.
- (vi) Phone number.
- (vii) E-mail (if available).
- (viii) Landlord names.
- (ix) Monthly rent amount.
- (x) Dates of delinquent rent (rent due before March 1, 2020, is not eligible).
- (xi) List months with late/missed rent payments.
- (xii) Documents required by the Department of Labor and Industry to verify unemployment.

Counties must verify the eligibility of all CARES RRP award recipients as outlined by the CARES RRP Checklist. A copy of the completed checklist must be saved until December 31, 2025. All lessees benefiting from CARES RRP funding must be notified of the amount of assistance payments made to the landlord on their behalf in a manner similar to the CARES RRP Lessee Award Notification document.

Monthly reports by the county/county designee will be required in a form and timeframe sufficient to allow the Agency to comply with the provisions of the act and the Fiscal Code, as amended by Act 24 of 2020. Awardees are

also required to submit a final report to the Agency by December 8, 2020, which shall include the final, cumulative expenditure of awarded CARES RRP funds. In addition to the following identified requirements, any additional reporting requirements will be included in the contract documents.

(b) *Property Owner Requirements.* Property owners seeking CARES RRP assistance on behalf of tenant households and lessees applying for CARES RRP funding must complete and submit the necessary documents, described as follows, directly to the office/agency designated by the county:

- (i) Landlord Application.
- (ii) Landlord/Property Certification Form.
- (iii) Lessee Household Certification.

Copies of all the executed, included but not limited to all CARES RRP Landlord Application, Landlord/Property Certification Forms, Lessee Household Certifications and any other documents required by the Agency must be saved until December 31, 2025.

Property owners receiving CARES RRP funds must attest that they will not hold the lessee responsible for any remaining obligation for any past due or future rent for which CARES RRP assistance is provided.

4. CARES RRP Reporting Requirements.

Each participating county’s designated organization must submit monthly CARES RRP reports to the Agency by using the CARES RRP web site at <https://caresrrp.phfa.org>. CARES RRP funds will be provided to counties monthly based on the monthly reporting data and the availability of funds until November 30, 2020. No more than 5% of the funds disbursed may be used for expenses related to the administration of CARES RRP. All other funds must be used to provide direct rent assistance.

Counties must submit monthly reports including data from the most recent month of program implementation only. (For example: The July report (due July 31, 2020) should only include data occurring between July 6, 2020, and July 31, 2020.) Reports will be due to the Agency at 5 p.m. in accordance with the following schedule deadlines:

1st Program Reporting Deadline	July 31, 2020
2nd Program Reporting Deadline	August 28, 2020
3rd Program Reporting Deadline	September 25, 2020
4th Program Reporting Deadline	October 30, 2020
Final Program Reporting Deadline	December 8, 2020

Monthly CARES RRP reports must include all of the following information:

- (a) Total number of landlords who applied for assistance.
- (b) Total number of lessees who applied for assistance.
- (c) Total amount of CARES funds expended.
- (d) Total amount of CARES funding sought.
- (e) Total amount of CARES RRP funds provided per lessee.
- (f) Number of households served/impacted.
- (g) Total number of landlords who received CARES RRP assistance.
- (h) Household size (tracked for each individual household assisted).

(i) Household income (tracked for each individual household assisted).

(j) Use of administrative funds (capped at 5%).

The final report to the Agency (due December 8, 2020) should include cumulative CARES RRP data from July 6, 2020, through November 30, 2020.

CARES reporting must be submitted to the Agency electronically by means of the CARES RRP web site.

ROBIN L. WIESSMANN,
Executive Director

[Pa.B. Doc. No. 20-957. Filed for public inspection July 17, 2020, 9:00 a.m.]

HOUSING FINANCE AGENCY

Pandemic Mortgage Assistance Program Guidelines

The Housing Finance Agency (Agency) hereby provides notice of the Pandemic Mortgage Assistance Program (Program). The Program was established under the Federal Coronavirus Aid, Relief, and Economic Security Act (Pub.L. No. 116-136) (act). The act establishes the Program to be administered by the Agency for the purpose of providing emergency mortgage assistance on behalf of homeowners who are delinquent in their mortgage payments and who have experienced job loss or reduced income as a result of the novel coronavirus (COVID-19) pandemic. Assistance shall be made available in the form of a grant and funds will be paid directly to lenders. The provision of assistance shall, at all times, remain subject to the availability of funding.

This notice describes the eligibility criteria, as well as the application submission and evaluation process. In addition, this notice identifies the Program timelines applicable to application submission and funding disbursement. Applications are available on the Agency's web site at www.phfa.org. The Agency will accept Program applications beginning July 6, 2020, until September 30, 2020.

The guidance contained herein supersedes any previously published Pandemic Mortgage Assistance Program Guidelines.

1. Program Objective.

The purpose of the Program is to aid in foreclosure prevention by providing emergency assistance in the form of a grant on behalf of homeowners in this Commonwealth who are delinquent in their monthly mortgage payments due to job loss or reduced work hours and wages as a result of the COVID-19 pandemic.

2. Definitions.

The following words and terms shall have the following meanings.

"Applicant." A homeowner or a lender applying on behalf of a homeowner.

"Homeowner." The owner-occupant of a dwelling consisting of one or two separate units who became unemployed after March 1, 2020, due to the COVID-19 pandemic, or who is experiencing a 30% or more reduction in annual household income due to reduced work hours or wages as a result of the COVID-19 pandemic. This term is interchangeable with the term "mortgagor."

"Income." Income will include compensation for services, including fees, commissions, fringe benefits and similar items. Income will also include all gross income derived from businesses.

"Installment sales contract or agreement." An agreement or contract under which the seller of residential real property conveys ownership of or an equitable interest in real estate which constitutes the principal residence of the buyer wherein the seller finances the purchase by the buyer through contract, agreement, note or other security interest, if that contract or agreement does not constitute a default under the terms of a pre-existing mortgage between the seller and the seller's mortgagee.

"Lender." A mortgagee whose debt is secured by a first or second mortgage on the property of a homeowner. This term is interchangeable with the term "mortgagee."

"Mortgage." A lien, other than a judgment, on a fee simple or leasehold interest in real property which constitutes the principal residence of the homeowner, located in this Commonwealth together with credit instruments secured thereby. The term includes an installment sales agreement or installment sales contract. The term also includes an obligation evidenced by a security lien on real property upon which an owner-occupied mobile home is located.

"Mortgagee." A lender whose debt is secured by a first or second mortgage on the property of a homeowner. This term is interchangeable with the term "lender."

"Mortgagor." The owner-occupant of a dwelling consisting of one or two separate units who became unemployed after March 1, 2020, due to the COVID-19 pandemic, or who is experiencing a 30% or more reduction in annual household income due to reduced work hours or wages as a result of the COVID-19 pandemic. This term is interchangeable with the term "homeowner."

"Unemployed." The meaning as set forth in section 4 of the Unemployment Compensation Act (43 P.S. § 753).

3. Limitation on Assistance.

(a) **Total funds available.** A total of \$25 million is available under the Program. The issuance of Program assistance shall at all times be subject to the availability of funding.

(b) **Covered timeframe.** Program assistance may be available to eligible applicants to cover mortgage payments due between March 2020 and December 2020 on homeowners' first and second mortgages. Assistance may be provided on a first and second mortgage only, subject to all other eligibility criteria.

(c) **Types of assistance.** Assistance will be provided in the form of a grant, with no repayment terms and may be approved on either a continuing or noncontinuing basis depending on the homeowner's current employment or income status at the time of application.

(d) **Assistance cap and applicability.**

(1) Assistance is limited to a maximum of \$1,000 per month, per mortgage for up to 6 months of mortgage payments for mortgage payments due between March 2020 and December 2020. Assistance is available for a first and second mortgage on the property of an eligible homeowner, subject to all other eligibility criteria.

(2) Applicants may be eligible for assistance when the monthly mortgage payment exceeds \$1,000; however, the Program may only provide up to the maximum amount of assistance of \$1,000 per month, per mortgage. Lenders accepting the Program on behalf of any homeowner must agree to release the homeowner from any remaining obligation for any past due or future mortgage payment for which Program assistance is provided.

(3) Program assistance may not be applied to mortgage payments included in an active forbearance.

(4) Assistance will include payment of the monthly amortized mortgage payment only and may not be applied to late charges, legal fees, property inspections or any other fees owed to the mortgagee before, during or after the covered timeframe.

4. *Eligibility for Assistance.*

(a) A property must be all of the following:

(1) An owner-occupied dwelling consisting of one or two separate units; and

(2) Secured by a mortgage or other security interest in cases where the property is subject to an installment sales contract or agreement; and

(3) Located in the Commonwealth.

(b) Assistance may be provided on behalf of a homeowner or to a lender applying on behalf of a homeowner when the following eligibility criteria have been demonstrated:

(1) The homeowners must have become unemployed after March 1, 2020, or had their annual household income reduced by 30% or more due to reduced work hours and wages as a result of the COVID-19 pandemic. A homeowner who became unemployed after March 1, 2020, must be verified with the Department of Labor and Industry's Bureau of Unemployment Compensation.

(2) The homeowners must have an annualized current income of no more than the upper limit of "median income" as defined in guidelines published annually by the United States Department of Housing and Urban Development. Applicants may find the Area Median Income for a specific county by visiting <https://www.huduser.gov/portal/datasets/il.html>.

(3) The homeowners must hold legal or equitable title. In an effort to assist families with tangled titles and intergenerational family homes, as well as applicants with an installment sales contract or agreement, equitable owners, who are not the sole record owner or mortgagor, may be eligible.

(4) Mortgage payments for which assistance is requested must be at least 30 days delinquent and due between March 2020 and December 2020.

(5) The mortgages for which assistance is requested must be a first or second mortgage on the property.

5. *Application and Review Process.*

(a) *Application process.* Applicants will be able to apply through a web-based application at <https://PMAP.phfa.org> or by mail utilizing a printable application, which is available on the Agency's web site at www.phfa.org. The completed application, with all required supporting documentation may be mailed directly to the Agency. Applicants may submit applications beginning July 6, 2020, until September 30, 2020. All owners of a property for which assistance is sought must complete and execute the application; however, a homeowner may be eligible if a co-owner is absent, unable or unwilling to complete the

application. In addition to completing the application, to be eligible for assistance, an applicant must provide all of the requested documentation as applicable. The following must be included with the submitted application.

(1) *Required Documentation.* In addition to other documentation, as may be required by the Agency, the required supporting documentation shall consist of the following:

(i) A copy of any Act 6 Notice of Intent to Foreclose or Act 91 Notice if the homeowner has received such documentation. If the Act 6 Notice or Act 91 Notice is outdated, the applicant must provide a current notice that reflects the months and amounts owed on the mortgage for which assistance is sought.

(ii) If the homeowner has not received either an Act 6 Notice of Intent to Foreclose or an Act 91 Notice, the applicant must provide the most recent mortgage statement or a Reinstatement Quote from the lender verifying that the homeowner's monthly mortgage payments are at least 30 days delinquent.

(iii) Verification of homeowner's household income from January 2020 to the date of the application in order for the Agency to assess the pre-pandemic level and post-pandemic level of income so that a determination can be made as to whether there has been a 30% reduction in income.

(2) *Required Attestation and Certification.*

(i) *Homeowner attestation and certification.* In addition to certifying that the information provided on the application is accurate, the homeowner must certify that such homeowner, if approved for Program assistance, will not accept additional mortgage assistance for any mortgage payment amounts for which Program assistance has been provided.

(ii) *Lender attestation and certification.* In addition to certifying that the information provided in the application is accurate, any lender that applies for or receives the Program on behalf of any homeowner must agree to apply the Program funds to mortgage payments only and for the designated period, as approved by the Agency. The lender must also attest that the lender releases the homeowner of any remaining obligation for any past due or future mortgage payment for which the Agency pays the lender.

(b) *Application review.* The Agency will review complete applications to determine fulfillment of the eligibility criteria. As part of the application review, for homeowners who were unemployed, the Agency shall verify homeowners' names with the Department of Labor and Industry's Bureau of Unemployment Compensation to ensure the homeowner became unemployed after March 1, 2020. Applicants must notify the Agency in writing of any changes in income or residence of the homeowner during the timeframe that the application for assistance is pending.

(c) *Disbursement timeframe.* All approved Program assistance, subject to the availability of funding, will be disbursed no later than November 30, 2020.

6. *Notice of Determination.*

(a) Within 60 days of receipt of a completed application, the Agency will provide written notice of its determination regarding eligibility.

(1) If the application for assistance is approved, an approval letter will be issued to the homeowner and each lender to which assistance funds will be provided.

(i) Applicants will be notified of the amount of assistance to be disbursed on the homeowner's behalf.

(ii) A Program Verification Form will be sent with the lender copy of the approval letter, which will request an updated verification of the months and amounts due on the mortgage. The Program Verification Form must be completed by the lender and returned to the Agency.

(2) If the application for assistance is denied, a denial letter will be issued to the homeowner. The denial letter will provide the reason for the denial.

7. Acknowledgement.

(a) *Homeowner acknowledgement.* If approved, all homeowners will be required to sign an acknowledgement regardless of whether assistance is approved as either continuing or noncontinuing. Any homeowner approved for Program assistance must agree to certain terms, including but not limited to, notifying the Agency in writing of any changes in income or residence during the period that Program assistance is being issued and that the homeowners have not and will not accept any other mortgage assistance from any other local, state or Federal program for the same amounts and time periods covered by any Program assistance paid by the Agency.

(b) *Lender acknowledgment.* Lenders that have agreed to accept Program assistance will receive an acknowledgment with the Program payment indicating that processing of the check indicates the lender's agreement to apply the Program funds to mortgage payments only and for the designated period indicated on the itemization provided with the check and affirming that the lender releases the homeowner for whom assistance was provided of any remaining obligation for the months for which Program assistance was applied.

ROBIN L. WIESSMANN,
Executive Director

[Pa.B. Doc. No. 20-958. Filed for public inspection July 17, 2020, 9:00 a.m.]

INDEPENDENT REGULATORY REVIEW COMMISSION

Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Thursday, June 18, 2020, and announced the following:

Action Taken—Regulation Disapproved

Pennsylvania Gaming Control Board # 125-228: General Table Games Provisions; Table Game Equipment; Electronic Table Games; Gaming Related Gaming Service Providers; Table Game Rules of Play (amends 58 Pa. Code Chapters 601a, 603a, 605a and 613a, and deletes 42 chapters relating to rules of play for table games)

Disapproval Order

Public Meeting Held
June 18, 2020

Commissioners Voting: George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq., dissenting; Murray Ufberg, Esq., recused; Dennis A. Watson, Esq.

Order Issued July 6, 2020

Pennsylvania Gaming Control Board

*General Table Games Provisions; Table Game Equipment; Electronic Table Games; Gaming Related Gaming Service Providers; Table Game Rules of Play
Regulation No. 125-228 (# 3247)*

On January 27, 2020, the Independent Regulatory Review Commission (Commission) received this regulation from the Pennsylvania Gaming Control Board (Board). This rulemaking amends 58 Pa. Code Chapters 601a, 603a, 605a and 613a. It also deletes 42 chapters relating to rules of play for table games. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

The Board's table game rules of play are currently codified as regulations in the *Pennsylvania Code*. Those regulations were adopted pursuant to the requirements of the Regulatory Review Act (RRA), the Commonwealth Attorneys Act (CAA) and the Commonwealth Documents Law (CDL). The purpose of this rulemaking is to provide a procedure for the Board to adopt new table games or amend existing table games outside of the requirements of the RRA, CAA and CDL.

As explained at our public meeting and in the documentation submitted in support of this final-omitted regulation, the Board believes the current process of adopting or amending table game rules of play is not efficient and does not provide the regulatory flexibility needed in the ever-changing and competitive gaming industry. They also believe the procedures being proposed are consistent with the statutory authority to promulgate regulations granted by the Pennsylvania Race Horse Development and Gaming Act (Act).

In determining whether a regulation is in the public interest, the RRA directs this Commission to first and foremost determine whether the agency has the statutory authority to promulgate the regulation and whether the regulation conforms to the intention of the General Assembly. 71 P.S. § 745.5b(a). After our review of the statutory authority cited by the Board (§ 1202(b)(30) and § 13A02(1) and (2)) (4 Pa.C.S. § 1202(b)(30) and § 13A02(1) and (2)) and our review of § 13A03 (4 Pa.C.S. § 13A03), we find that the Board does not have the statutory authority for this rulemaking as it applies to adoption of rules for new table games.

Section 13A02 of the Act reads as follows:

The board shall promulgate regulations:

(1) Establishing standards and procedures for table games and table game devices or associated equipment, including standards distinguishing electronic gaming tables, fully automated electronic gaming tables and traditional gaming tables. The standards and procedures shall provide for any new table games or gaming tables and variations or composites of approved table games or gaming tables, provided the board determines that the new table game, gaming

table or any variations or composites or other approved table games or gaming tables are suitable for use after a test or experimental period under the terms and conditions as the board may deem appropriate.

(2) Establishing standards and rules to govern the conduct of table games and the system of wagering associated with table games, including the conduct of table games and the system of wagering on electronic gaming tables and fully automated electronic gaming tables.

We acknowledge that this section of the Act, read by itself, can be interpreted in different ways and is not dispositive of whether table game rules of play must be adopted as formal regulations. However, when § 13A02 is read in conjunction with § 13A03 of the Act, the issue becomes clear—the intent of the General Assembly was for new table game rules of play to be formal regulations.

Section 13A03 reads as follows:

(a) *Promulgation.*—In order to facilitate the prompt implementation of this chapter, regulations promulgated by the board shall be deemed temporary regulations which shall expire not later than two years following the publication of the temporary regulation. The board may promulgate temporary regulations not subject to:

(1) Sections 201, 202, 203, 204 and 205 of the act of July 31, 1968 (P.L. 769, No. 240), referred to as the Commonwealth Documents Law.

(2) The act of June 25, 1982 (P.L. 633, No. 181), known as the Regulatory Review Act.

(3) Sections 204(b) and 301(10) of the act of October 15, 1980 (P.L. 950, No. 164), known as the Commonwealth Attorneys Act.

(b) *Expiration.*—*Except for temporary regulations governing the rules of new table games approved by the board,* the board's authority to adopt temporary regulations under subsection (a) shall expire two years after the effective date of this section. Regulations adopted after this period shall be promulgated as provided by law.

(c) *Temporary regulations.*—*The board shall begin publishing temporary regulations governing table game rules,* licensing of manufacturers and suppliers and surveillance standards in the *Pennsylvania Bulletin* no later than February 1, 2010. (Emphasis added.)

We believe the exemption provided under 13A03(b) is indicative of the General Assembly's intent for new table game rules of play to be promulgated as regulations. If the General Assembly did not intend for table game rules of play to be promulgated as formal regulations, there would be no need for the exemption provided in Subsection (b).

In addition, we believe a decision to circumvent the formal regulatory review process for new table game rules of play in the manner being proposed by the Board is a policy decision of such a substantial nature that it requires legislative review. (71 P.S. § 745.5(b)(4)). We are concerned that allowing the procedures being put forth by the Board to be promulgated without a clear and specific directive from the General Assembly could lead to other state agencies following suit.

In addition to determining if an agency has the statutory authority to promulgate a regulation and whether

the regulation is consistent with the intent of the General Assembly, the RRA directs this Commission to determine if a regulation is in the public interest. In making that determination, this Commission must consider the criteria set forth in § 745.5(b) of the Act (71 P.S. § 745.5b(b)). For the reasons set forth below, we find that this regulation is not in the public interest.

First, we do not believe there is a need for the regulation as it applies to rules for new table games. (71 P.S. § 745.5(b)(3)(iii)). Section 13A03 of the Act, cited above, provides the Board the general authority to adopt temporary regulations for a period of two years after the effective date of the Act. However, the authority to promulgate temporary regulations for rules for new table games does not expire. The process to promulgate a temporary regulation, or stated another way, to bring a new table game on-line, is less time consuming than the process included in this regulation. The Board can use the temporary rulemaking authority to allow new games to be available in Pennsylvania casinos and then propose corresponding permanent regulations.

In addition, this rulemaking is being promulgated under the final-omitted procedures provided by the CDL (45 P.S. § 1204). This procedure allows for an abbreviated rulemaking process that does not include a formal public comment period. Any changes needed for existing table game regulations can be made using the exact process used for this rulemaking. The time frames involved with a final-omitted rulemaking are similar to the time frames associated with the process being proposed by the Board.

In summary, we believe the use of Board's temporary ruling making authority for new table games and the use of the final-omitted rulemaking process for changes to existing table games would achieve the efficiency and flexibility goals of the Board while meeting the legislative intent of the General Assembly.

If the Board decides to proceed with this rulemaking, we raise concerns with the reasonableness of the procedures being proposed and also the manner in which they will be implemented for changes to the rules of existing table games and approval of new side wagers to existing games. (71 P.S. § 745.5(b)(3)(iv)). Our concern is the manner in which the public, this Commission, and the designated standing committees (committees) of the General Assembly would be notified of proposed amendments to existing table games or proposed adoption of side wagers for existing table games. Section 601a.3(c) of the regulation requires new side wagers or changes to existing table games to be posted to the Board's website for a 30-day public comment period. We believe direct notice of any such proposal should be provided to this Commission and the committees. In addition, a more reasonable approach for notifying the public would be publication of a notice announcing the new side wager or amendments to rules of an existing game in the *Pennsylvania Bulletin*. This is an accepted practice for notifications regarding state agency actions.

We have determined that a portion of this regulation is not consistent with the statutory authority of the Board (4 Pa.C.S. §§ 1202(b)(30), 13A02 and 13A03) and the intention of the General Assembly. Additionally, after considering all of the other criteria of the Regulatory Review Act discussed above, we find promulgation of this regulation, as currently written, is not in the public interest.

By Order of the Commission:

This regulation is disapproved.

GEORGE D. BEDWICK,
Chairperson

[Pa.B. Doc. No. 20-959. Filed for public inspection July 17, 2020, 9:00 a.m.]

INSURANCE DEPARTMENT

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by 1425 Horsham SNF Operations, LLC

1425 Horsham SNF Operations, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at The Inn at Horsham Center for Jewish Life in North Wales, PA. The initial filing was received on July 1, 2020, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the Department of the exact basis of the statement. Written statements should be directed to Karen M. Feather, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, kfeather@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 20-960. Filed for public inspection July 17, 2020, 9:00 a.m.]

INSURANCE DEPARTMENT

Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Southwestern Healthcare Operations, LLC

Southwestern Healthcare Operations, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at The Residence at Arrowood in Pittsburgh, PA. The initial filing was received on July 1, 2020, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the

Department of the exact basis of the statement. Written statements should be directed to Karen M. Feather, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, fax (717) 787-8557, kfeather@pa.gov.

JESSICA K. ALTMAN,
Insurance Commissioner

[Pa.B. Doc. No. 20-961. Filed for public inspection July 17, 2020, 9:00 a.m.]

LEGISLATIVE REFERENCE BUREAU

Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) has not received any documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

DUANE M. SEARLE,
Director
Pennsylvania Code and Bulletin

[Pa.B. Doc. No. 20-962. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission. Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities). A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. Filings must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by August 3, 2020. 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-2020-3020522. Penn Hope Transport, Inc. (209 South 52nd Street, Philadelphia, Philadelphia County, PA 19139) for the right to begin to transport, as a common

carrier, by motor vehicles, persons in paratransit service in wheelchair and stretcher vans, between points in the City and County of Philadelphia.

A-2020-3020597. Wynn Transit, LLC (4402 Aldine Street, Philadelphia, Philadelphia County, PA 19136-4001) to transport, as a common carrier, by motor vehicles, senior citizens in paratransit service, from points in the County of Delaware and the City and County of Philadelphia, to points in Pennsylvania, and return.

Applications of the following for the approval of the right and privilege to *discontinue/abandon* operating as *common carriers* by motor vehicle and for cancellation of the certificate of public conveyance as described under each application.

A-2020-3020531. Arista Limousine, Inc. (212 Independence Drive, Holland, Bucks County, PA 18966) for the discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-00118451, persons in limousine service, between points in Pennsylvania; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2020-3020655. Curry Limousine, LLC (146 Birch Drive, Lewistown, Mifflin County, PA 17044) for the discontinuance and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Blair, Centre, Dauphin, Huntingdon, Juniata, Mifflin, Perry and Snyder, to points in Pennsylvania, and return; excluding service under the jurisdiction of the Philadelphia Parking Authority.

A-2020-3020656. Curry Limousine, LLC (146 Birch Drive, Lewistown, Mifflin County, PA 17044) for the discontinuance and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in the Counties of Blair, Center, Huntingdon, Juniata, Mifflin and Snyder, to points in Pennsylvania, and return; excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

A-2020-3020665. RM Home Services, d/b/a Community Home Services (672 Main Street, Harleysville, Montgomery County, PA 19438) discontinuance of service and cancellation of its certificate, to transport, as a contract carrier, by motor vehicle, at A-6417293, persons in residential retirement communities owned by nonprofit entities affiliated with Grace Inspired Ministries and the Mennonite and other Anabaptist faiths in Bucks and Montgomery Counties, as more thoroughly described in the original ordering paragraphs at A-2015-2465709 and A-2017-2621661.

A-2020-3020702. John M. Butler, II (1320 Charters Avenue, Pittsburgh, Allegheny County, PA 15220) for the discontinuance and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons, in limousine service, between points in Allegheny County.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-963. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020615. Verizon Pennsylvania, LLC and Broadwing Communications, LLC. Joint petition of Verizon Pennsylvania, LLC and Broadwing Communications, LLC for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Broadwing Communications, LLC, by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Broadwing Communications, LLC joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-964. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020617. Verizon Pennsylvania, LLC and Comcast Phone of Pennsylvania, LLC. Joint petition of Verizon Pennsylvania, LLC and Comcast Phone of Pennsylvania, LLC for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Comcast Phone of Pennsylvania, LLC, by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Comcast Phone of Pennsylvania, LLC joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-965. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020618. Verizon Pennsylvania, LLC and CTC Communications Corp. Joint petition of Verizon Pennsylvania, LLC and CTC Communications Corp. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and CTC Communications Corp., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and CTC Communications Corp. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-966. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020624. Verizon Pennsylvania, LLC and IDT America, Corp. Joint petition of Verizon Pennsylvania, LLC and IDT America, Corp. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and IDT America, Corp., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after

the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and IDT America, Corp. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-967. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020630. Verizon Pennsylvania, LLC and Lightship Telecom, Inc. Joint petition of Verizon Pennsylvania, LLC and Lightship Telecom, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Lightship Telecom, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Lightship Telecom, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-968. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020634. Verizon Pennsylvania, LLC and PaeTec Communications, Inc. Joint petition of Verizon Pennsylvania, LLC and PaeTec Communications, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and PaeTec Communications, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to intercon-

nection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and PaeTec Communications, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-969. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020635. Verizon Pennsylvania, LLC and Spectrotel of Pennsylvania, LLC. Joint petition of Verizon Pennsylvania, LLC and Spectrotel of Pennsylvania, LLC for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Spectrotel of Pennsylvania, LLC, by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Spectrotel of Pennsylvania, LLC joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-970. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020637. Verizon Pennsylvania, LLC and CTC Communications Corp. Joint petition of Verizon Pennsylvania, LLC and CTC Communications Corp. for

approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and CTC Communications Corp., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and CTC Communications Corp. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-971. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020645. Verizon Pennsylvania, LLC and Talk America Telecom, Inc. Joint petition of Verizon Pennsylvania, LLC and Talk America Telecom, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Talk America Telecom, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Talk America Telecom, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-972. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020647. Verizon Pennsylvania, LLC and Windstream Communications, Inc. Joint petition of Verizon Pennsylvania, LLC and Windstream Communications, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Windstream Communications, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Windstream Communications, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-973. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020649. Verizon Pennsylvania, LLC and Windstream KDL, Inc. Joint petition of Verizon Pennsylvania, LLC and Windstream KDL, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Windstream KDL, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Windstream KDL, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-974. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020652. Verizon Pennsylvania, LLC and Windstream D&E Systems, Inc. Joint petition of Verizon Pennsylvania, LLC and Windstream D&E Systems, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and Windstream D&E Systems, Inc., by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and Windstream D&E Systems, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-975. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020653. Verizon Pennsylvania, LLC and US LEC of Pennsylvania, LLC. Joint petition of Verizon Pennsylvania, LLC and US LEC of Pennsylvania, LLC for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon Pennsylvania, LLC and US LEC of Pennsylvania, LLC, by their counsel, filed on July 1, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon Pennsylvania, LLC and US LEC of Pennsylvania, LLC joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-976. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020654. Verizon North, LLC and Windstream KDL, Inc. Joint petition of Verizon North, LLC and Windstream KDL, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North, LLC and Windstream KDL, Inc., by their counsel, filed on July 2, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Windstream KDL, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-977. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020657. Verizon North, LLC and Windstream D&E Systems, Inc. Joint petition of Verizon North, LLC and Windstream D&E Systems, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North, LLC and Windstream D&E Systems, Inc., by their counsel, filed on July 2, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and Windstream D&E

Systems, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-978. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020660. Verizon North, LLC and IDT America Corp. Joint petition of Verizon North, LLC and IDT America Corp. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North, LLC and IDT America Corp., by their counsel, filed on July 2, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and IDT America Corp. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-979. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020661. Verizon North, LLC and McLeodUSA Telecommunications Services, Inc. Joint petition of Verizon North, LLC and McLeodUSA Telecommunications Services, Inc. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North, LLC and McLeodUSA Telecommunications Services, Inc., by their counsel, filed on July 2, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and McLeodUSA Telecommunications Services, Inc. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-980. Filed for public inspection July 17, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Telecommunications

A-2020-3020662. Verizon North, LLC and CTC Communications Corp. Joint petition of Verizon North, LLC and CTC Communications Corp. for approval of an amendment to interconnection agreement under section 252(i) of the Telecommunications Act of 1996.

Verizon North, LLC and CTC Communications Corp., by their counsel, filed on July 2, 2020, at the Pennsylvania Public Utility Commission (Commission), a joint petition for approval of an amendment to interconnection agreement under sections 251 and 252 of the Telecommunications Act of 1996.

Interested parties may file comments concerning the petition and agreement with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. Comments are due on or before 10 days after the date of publication of this notice. The documents filed in support of Verizon North, LLC and CTC Communications Corp. joint petition are available for inspection at the Commission's web site at www.puc.pa.gov and at the applicant's business web site.

The contact person is Kathryn Sophy, Director, Office of Special Assistants, (717) 787-1827.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-981. Filed for public inspection July 17, 2020, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Notice of Motor Carrier Application in the City of Philadelphia

The following permanent authority application to render service as a common carrier in the City of Philadelphia has been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking

Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than August 3, 2020. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The application is available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business address of the respective applicant or attorney, or both.

Doc. No. A-20-07-01. Aroshi, LLC (88 North 46th Street, Philadelphia, PA 19139): An application for a medallion taxicab certificate of public convenience to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* Danielle Friedman, Esq., 2301 Church Street, Philadelphia, PA 19124.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 20-982. Filed for public inspection July 17, 2020, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Taxicab and Limousine Division Fee Schedule for the 2021 Fiscal Year Beginning July 1, 2020

All Fees are Non-Refundable

<i>Fee Description</i>	<i>Fee</i>
Limousine Replacement Registration Sticker	\$50
Dispatcher Change in Name or Markings Scheme Application Fee	\$350
Duplicate Driver Certificate Replacement Fee	\$25
New or Renewal of Driver Certificate Fee (per designation: Taxicab or Limousine)**	\$25.75
Driver Training	\$100
Individual Medallion or CPC Ownership/Securities Transfer Fee	\$2,000
New and Annual Renewal Broker Registration Fee	\$1,200
New Dispatcher Certificate of Public Convenience Application Fee	\$7,500
New Limousine Certificate of Public Convenience Application Fee for One Class of Service	\$7,500
Application Fee for Each Additional Classification for Limousine Service for New Applicants for Any Limousine Service	\$1,500
Application Fee for Each Additional Limousine Certificate of Public Convenience for One Class of Service by a Current Limousine Certificate Holder	\$3,000
Transportation Network Company License Application Fee	\$50,000
Protest Fee	\$5,000
Petition Filing Fee	\$250

<i>Fee Description</i>	<i>Fee</i>
New Car and Replacement Vehicle Transfer	\$125
Age or Mileage Compliance Inspection Fee	\$200
PPA Compliance Inspection Fee (Taxicab, Limousine or TNC)	\$25
PA State Inspection Fee (Taxicab, Limousine or TNC)	\$50
Emission Inspection Waiver Fee	\$100
Inspection Rescheduling Fee	\$100
Fee for Medallion Return after Sheriff Levy	\$200
Administrative Hearing Fee (upon determination of liability)	\$75
Check Declined for Payment	\$100
Voluntary Suspension Application (CPC-1) Fee	\$75
Stand-By Vehicle Fleet Owner Application	\$250

**Subject to increase on January 1, 2021, under the percentage annual increase in the gross domestic product price index.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 20-983. Filed for public inspection July 17, 2020, 9:00 a.m.]

STATE BOARD OF NURSING

Commonwealth of Pennsylvania, Bureau of Professional and Occupational Affairs v. Sherri Lynne Burton, RN, Respondent; Case No. 17-51-09440

Notice to Sherri Lynne Burton, RN:

On August 5, 2019, the Commonwealth of Pennsylvania, Department of State, Bureau of Professional and Occupational Affairs, instituted a formal administrative action against you by filing an Order to Show Cause, before the State Board of Nursing, alleging that you have violated certain provisions of the Pennsylvania Professional Nurse Law, Act of May 22, 1951, P.L. 317 ("Act"). This notice is being published pursuant to 1 Pa. Code § 33.31 and Rule 430 of the Pennsylvania Rules of Civil

Procedure, 231 Pa. Code Rule 430, providing for service of process upon you by publication.

Notice

Formal disciplinary action has been filed against you. You may lose your license, certificate, registration or permit to practice your profession or occupation. You may be subject to civil penalties of up to \$10,000 for each violation, and the imposition of costs of investigation.

If you wish to defend against the charges in the attached Order to Show Cause or to present evidence to mitigate any penalty that may be imposed, the procedures for doing so are explained in the Order to Show Cause. You may obtain a copy of the Order to Show Cause from the Prothonotary for the Department of State, 2601 North Third Street, P.O. Box 2649, Harrisburg, PA 17105, telephone number, (717) 772-2686.

You have the right to retain an attorney. Although you may represent yourself without an attorney, you are advised to seek the help of an attorney. You also have the right to have an interpreter provided should you request one.

All proceedings are conducted under the Administrative Agency Law and the General Rules of Administrative Practice and Procedures.

You are directed to respond to the charges by filing a written answer within thirty (30) days of this NOTICE. IF YOU DO NOT FILE AN ANSWER, DISCIPLINARY ACTION MAY BE TAKEN AGAINST YOU WITHOUT A HEARING. To file your answer, you must bring or send an original and three (3) copies of your answer and any pleadings or other documents related to this matter to the following address:

Prothonotary
Department of State
2601 North Third Street
P.O. Box 2649
Harrisburg, PA 17105

You must also send a separate copy of your answer and any other pleadings or documents related to this case to the prosecuting attorney named in the Order to Show Cause.

ANN M. COUGHLIN, MBA, MSN, RN,
Chairperson

[Pa.B. Doc. No. 20-984. Filed for public inspection July 17, 2020, 9:00 a.m.]

