

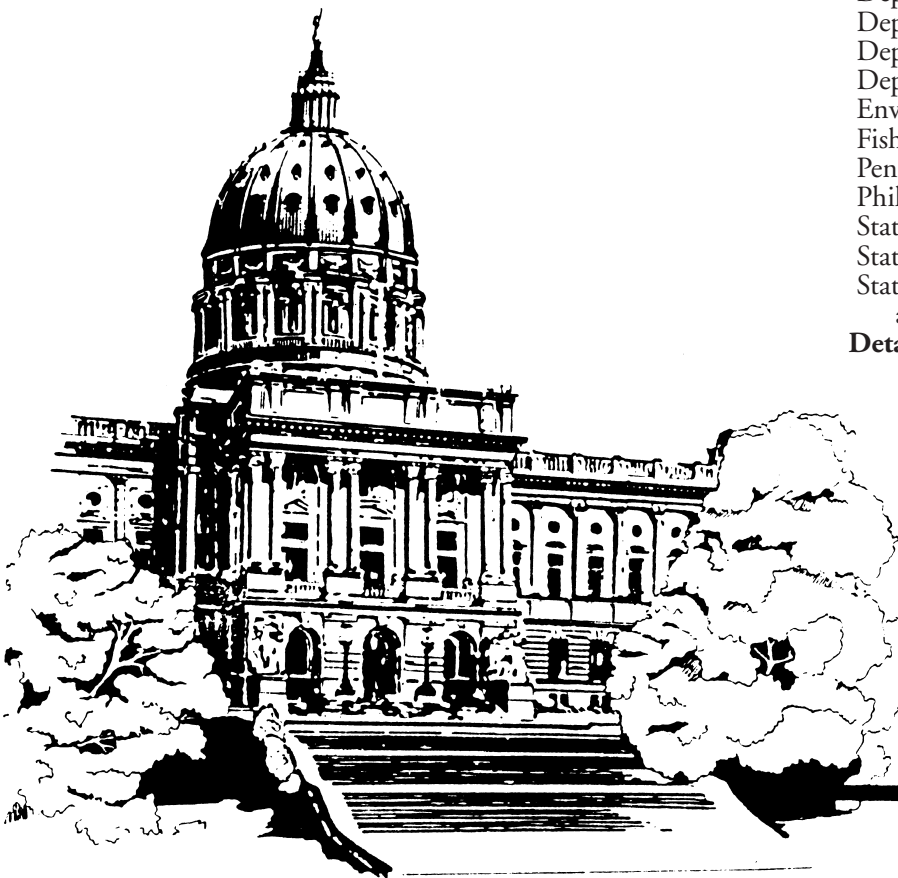
PENNSYLVANIA BULLETIN

Volume 50
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Agencies in this issue

The Governor
The General Assembly
The Courts
Department of Banking and Securities
Department of Education
Department of Environmental Protection
Department of Health
Department of Human Services
Department of Labor and Industry
Department of Revenue
Department of Transportation
Environmental Hearing Board
Fish and Boat Commission
Pennsylvania Public Utility Commission
Philadelphia Parking Authority
State Board of Funeral Directors
State Board of Nursing
State Board of Vehicle Manufacturers, Dealers
and Salespersons

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

No. 553, December 2020

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Pennsylvania Bulletin

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

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

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

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

Adoption, Amendment or Repeal of Regulations

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

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

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

Citation to the *Pennsylvania Bulletin*

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

Pennsylvania Code

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

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

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

How to Find Rules and Regulations

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

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THE GOVERNOR

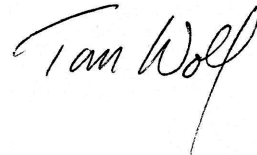
GOVERNOR'S OFFICE

Proclamation; House Bill No. 21, Printer's No. 4619

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

House Bill No. 21, Printer's No. 4619, entitled "An Act [a]mending the act of July 10, 1990 (P.L. 404, No. 98), entitled 'An act providing for the certification of real estate appraisers; specifying requirements for certification; providing for sanctions and penalties; and making an appropriation,' further providing for title of act, for definitions, for State Board of Certified Real Estate Appraisers, for powers and duties of board and for application and qualifications; providing for application and qualifications of home inspectors and home inspectors-in-training and for conduct of home inspection; further providing for reciprocity, for certification renewal, licensure renewal and records, for disciplinary and corrective measures, for reinstatement of certificate or license, for reporting of multiple certification, for surrender of suspended or revoked certificate or license, for penalties and for injunctive relief; providing for remedies for home inspection services consumers, for home inspection contracts and for home inspection reports; and making a related repeal."

Given under my hand and the Great Seal of the Commonwealth, at the County of Dauphin, this thirtieth day of November, in the year of our Lord two thousand and twenty, and of the Commonwealth the two hundred and forty-fifth.



Governor

Attest:

JONATHAN M. MARKS,

Deputy Secretary for Elections and Commissions

[Pa.B. Doc. No. 20-1717. Filed for public inspection December 11, 2020, 9:00 a.m.]

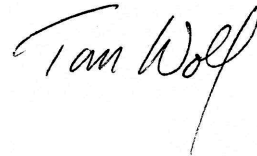
GOVERNOR'S OFFICE

Proclamation; House Bill No. 1737, Printer's No. 4625

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

House Bill No. 1737, Printer's No. 4625, entitled "An Act [a]mending Title 42 (Judiciary and Judicial Procedure) of the Pennsylvania Consolidated Statutes, in particular rights and immunities, providing for economic development agency, fiduciary and lender environmental liability protection, for agritourism activity protection and for COVID-19-related liability; and making a related repeal."

Given under my hand and the Great Seal of the Commonwealth, at the County of Dauphin, this thirtieth day of November, in the year of our Lord two thousand and twenty, and of the Commonwealth the two hundred and forty-fifth.



Governor

Attest:

JONATHAN M. MARKS,
Deputy Secretary for Elections and Commissions

[Pa.B. Doc. No. 20-1718. Filed for public inspection December 11, 2020, 9:00 a.m.]

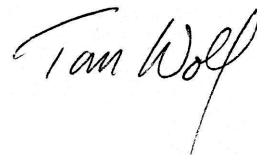
GOVERNOR'S OFFICE

Proclamation; House Bill No. 1747, Printer's No. 2338

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

House Bill No. 1747, Printer's No. 2338, entitled "An Act [a]mending Titles 18 (Crimes and Offenses) and 35 (Health and Safety) of the Pennsylvania Consolidated Statutes, in firearms and other dangerous articles, further providing for prohibited conduct during emergency; and, in Commonwealth services, further providing for general authority of Governor."

Given under my hand and the Great Seal of the Commonwealth, at the County of York, this twenty-fifth day of November, in the year of our Lord two thousand and twenty, and of the Commonwealth the two hundred and forty-fifth.



Governor

Attest:

JONATHAN M. MARKS,
Deputy Secretary for Elections and Commissions

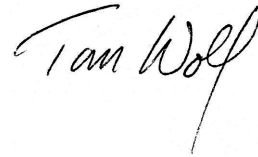
[Pa.B. Doc. No. 20-1719. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE**Proclamation; House Bill No. 2440, Printer's No. 3776**

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

House Bill No. 2440, Printer's No. 3776, entitled "An Act [p]roviding for the designation of shooting ranges, sportsman clubs, hunting facilities and business relating to the sale and production of firearms and ammunition as life-sustaining."

Given under my hand and the Great Seal of the Commonwealth, at the County of York, this twenty-fifth day of November, in the year of our Lord two thousand and twenty, and of the Commonwealth the two hundred and forty-fifth.



Governor

Attest:

JONATHAN M. MARKS,
Deputy Secretary for Elections and Commissions

[Pa.B. Doc. No. 20-1720. Filed for public inspection December 11, 2020, 9:00 a.m.]

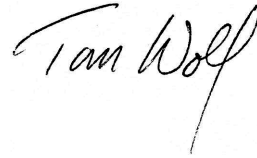
GOVERNOR'S OFFICE**Proclamation; Senate Bill No. 790, Printer's No. 1446**

I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, have caused this Proclamation to issue and, in compliance with the provisions of Section 15 of Article IV of the Constitution of Pennsylvania, do hereby give notice that I have filed in the Office of the Secretary of the Commonwealth, with my objections thereto, the following bill passed by both houses of the General Assembly at the Regular Session of 2019-2020:

Senate Bill No. 790, Printer's No. 1446, entitled "An Act [r]elating to conventional wells and the development of oil, gas and coal; imposing powers and duties on the Department of Environmental Protection; providing for preliminary provisions, for general requirements, for enforcement and remedies, for related funds and for miscellaneous provisions; and making an appropriation."

Given under my hand and the Great Seal of the Commonwealth, at the County of York, this twenty-fifth day of November, in the year of our Lord

two thousand and twenty, and of the Commonwealth the two hundred and forty-fifth.



Governor

Attest:

JONATHAN M. MARKS,
Deputy Secretary for Elections and Commissions

[Pa.B. Doc. No. 20-1721. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE

Notice of Veto; House Bill 21, Printer's No. 4619

November 30, 2020

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 21, Printer's Number 4619.

This legislation creates a new license for home inspectors regulated by the State Board of Certified Real Estate Appraisers. When determining whether an occupation needs to be regulated, consideration should be given to how to best protect the public from potential harm, and whether there is a more cost-effective and less restrictive manner that achieves this purpose. After decades of expanding professional licensing, there is a national awareness of the need to modernize job licensing to reduce restrictions while protecting consumers and benefiting workers. Over-licensing makes it harder for skilled workers to get into a profession, reducing their career opportunities and lowering their pay, while increasing costs to consumers.

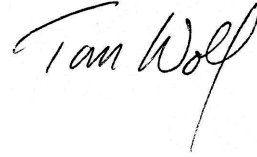
In 2000, the Pennsylvania Home Inspection Law, Act 114 of 2000, was enacted for the purpose of providing a much-needed regulatory framework for home inspectors in Pennsylvania. Act 114 of 2000 requires, in part, home inspectors to be in good standing with a national home inspector association, conduct themselves under an ethical code of conduct, attend continuing professional education classes, generate home inspector reports consistent with standards, maintain liability insurance, and be subject to criminal penalties for violations of the law.

Since 2018, my administration has been committed to occupational licensing reform that will protect the public while reducing barriers to employment. In those two years, working alongside the General Assembly, I have signed into law significant reforms, including acts 41 and 53 of 2020. Instead of creating a new licensure class imposing new barriers to entry for home inspectors, we should evaluate targeted amendments to Act 114 of 2000 to improve the existing framework and appropriately protect Pennsylvanians.

THE GOVERNOR

For the reasons set forth above, I must withhold my signature from House Bill 21, Printer's Number 4619.

Sincerely,



Governor

[Pa.B. Doc. No. 20-1722. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE
Notice of Veto; House Bill 1737, Printer's No. 4625

November 30, 2020

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania

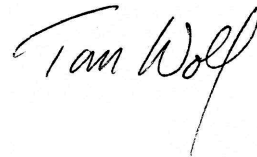
Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 1737, Printer's Number 4625.

This legislation provides broad, overreaching immunity from civil liability during the current pandemic. I support, and provided, protections against liability for emergency and disaster services activities taken by health care practitioners under my May 6, 2020, executive order. However, this bill significantly expands these protections by limiting liability to various entities, including manufacturers, distributors, labelers and users of personal protective equipment, business services and covered providers. Shielding entities from liability in such a broad fashion as provided under this bill invites the potential for carelessness and a disregard for public safety.

Furthermore, COVID-19 immunity protections need to be paired with worker protections, including paid sick leave for employees. Providing immunity for a business that does not rigorously comply with public health orders does not ensure the safety of the public, its employees and is not in the public interest. At a time when the COVID-19 virus is spreading rapidly, we need to be taking measures to ensure compliance with public health orders and improve safety practices. We should not be providing protection for noncompliance or carelessness.

For the reasons set forth above, I must withhold my signature from House Bill 1737, Printer's Number 4625.

Sincerely,



Governor

[Pa.B. Doc. No. 20-1723. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE**Notice of Veto; House Bill 1747, Printer's No. 2338**

November 25, 2020

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania

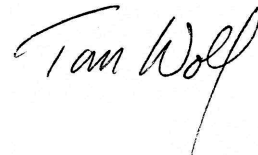
Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 1747, Printer's Number 2338.

This legislation will limit emergency powers related to firearms during disaster emergencies. While the powers repealed under this legislation were not utilized in response to the COVID-19 disaster emergency, the ongoing pandemic underscores the need for flexibility in the law to deal with unforeseen and unfathomable situations.

Tough choices must be made during a disaster emergency in order to protect the public safety and welfare of the people of Pennsylvania in accordance with the Emergency Management Services Code and our Constitution. Possessing the appropriate tools to protect Pennsylvanians from the various threats posed by disaster emergencies is critical. Even though the specific powers repealed by this bill have not been utilized to respond to the current disaster emergencies, this legislation is an infringement on the authority and responsibility of the executive during a disaster emergency and risks placing our citizens and emergency responders in jeopardy during future responses to disaster emergencies.

For the reasons set forth above, I must withhold my signature from House Bill 1747, Printer's Number 2338.

Sincerely,



Governor

[Pa.B. Doc. No. 20-1724. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE**Notice of Veto; House Bill 2440, Printer's No. 3776**

November 25, 2020

To the Honorable House of Representatives
of the Commonwealth of Pennsylvania

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, House Bill 2440, Printer's Number 3776.

We are continuing to confront extraordinary challenges with the COVID-19 pandemic. In the past week, the number of COVID-19-attributable deaths has quadrupled, and the average daily case count is seven times higher than it was two months ago. To help stop the spread of the virus during this critical time, we have instituted new targeted mitigation measures.

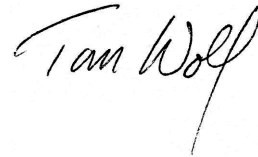
Instead of assisting with efforts to control the COVID-19 virus, this bill attempts to unnecessarily carve out shooting ranges, sportsman clubs,

hunting facilities, and the firearm industry from any mitigation efforts. This bill represents another meaningless attempt to alter the necessary tools for fighting the pandemic. Instead of focusing on health and safety and mitigation efforts, this bill distracts from the fight against the emergency in front of us.

Lastly, this bill contains constitutional infirmities, as it attempts to take away executive authority which has been granted under the Emergency Management Services Code and our Constitution.

For the reasons set forth above, I must withhold my signature from House Bill 2440, Printer's Number 3776.

Sincerely,



Governor

[Pa.B. Doc. No. 20-1725. Filed for public inspection December 11, 2020, 9:00 a.m.]

GOVERNOR'S OFFICE

Notice of Veto; Senate Bill 790, Printer's No. 1446

November 25, 2020

To the Honorable Senate of the
Commonwealth of Pennsylvania

Pursuant to Article IV, Section 15 of the Pennsylvania Constitution, I am returning herewith, without my approval, Senate Bill 790, Printer's Number 1446.

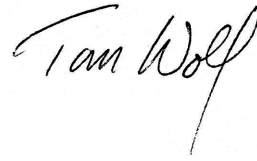
While this legislation attempts to address the distinct challenges associated with the conventional oil and gas industry, it does so in a manner that does not adequately protect the environment and the public health and safety of the citizens of the Commonwealth, and would contribute to a legacy of environmental degradation.

The Department of Environmental Protection has repeatedly offered to engage collaboratively with the General Assembly and the regulated community to develop requirements specifically tailored to the conventional oil and gas industry's operations. Unfortunately, instead of seeing that collaborative approach through, this legislation was pursued, which rolls back protections for safe drinking water, weakens protections of public resources, allows more spills to go unreported, and avoids erosion and sediment control permitting requirements. This legislation poses an unacceptable risk to the environment and the public health and safety of our citizens.

At a time when the conventional industry is still incurring violations at three to four times the rate of the unconventional industry, this legislation is completely unacceptable. Finally, several provisions in the bill relating to burdens of proof, municipal input, public participation, and inadequate authority to regulate and enforce environmental standards run afoul of the Pennsylvania Constitution and, based on precedent, would likely not withstand judicial scrutiny. The substantive issues outlined herein only address a fraction of the concerns related to this legislation.

For the reasons set forth above, I must withhold my signature from Senate Bill 790, Printer's Number 1446.

Sincerely,

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

Governor

[Pa.B. Doc. No. 20-1726. Filed for public inspection December 11, 2020, 9:00 a.m.]

THE GENERAL ASSEMBLY

THE GENERAL ASSEMBLY

Recent Actions during the 2020 Regular Session of the General Assembly

The following is a summary of recent actions of the General Assembly during the 2020 Regular Session:

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2020 General Acts of Regular Session Enacted—Act 106 through 140					
106	Nov 1	S1199	PN2042	90 days	Vehicle Code (75 Pa.C.S.)—personal delivery devices and making editorial changes
107	Nov 3	S0030	PN2102	Immediately	Tax Reform Code of 1971—reports, restrictions and Pennsylvania Housing Tax Credit
108	Nov 3	S0094	PN2101	Immediately	Workers' Compensation Act—further defining the definition of “employee” and making editorial changes
109	Nov 3	S0395	PN2111	60 days	Allowing the Governor to Regulate the Flying of the U.S. Flag—display of flag
110	Nov 3	S0530	PN1940	60 days	Public School Code of 1949—students convicted or adjudicated delinquent of sexual assault, safe schools advocate in school districts of the first class and school participation in program
111	Nov 3	S0976	PN2023	60 days	Judicial Code (42 Pa.C.S.)—Commerce Court Program, problem-solving courts and commerce courts
112	Nov 3	S1110	PN2107	Immediately	Disease Prevention and Control Law of 1955—definitions, reports, confidentiality of reports and records and confidentiality provisions during disaster emergency
113	Nov 3	S1195	PN2041	Immediately	Insurance Company Law of 1921—omnibus amendments
114	Nov 23	H2536	PN4626	Immediately	Fiscal Code—omnibus amendments
115	Nov 25	H0030	PN3853	90 days	Decedents, Estates and Fiduciaries Code (20 Pa.C.S.)—The Governor Robert P. Casey Memorial Organ and Tissue Donation Awareness Trust Fund contributions
116	Nov 25	H0064	PN0068	60 days	An act empowering the General Counsel or his designee to issue subpoenas for certain licensing board activities—civil penalties
117	Nov 25	H0616	PN4473	Immediately	Controlled Substance, Drug, Device and Cosmetic Act—schedules of controlled substances
118	Nov 25	H0777	PN4342	Immediately	Local Option Small Games of Chance Act—report and distribution of proceeds
119	Nov 25	H0862	PN0976	Immediately	Physical Therapy Licensure Compact Act—enactment
120	Nov 25	H0941	PN4617	60 days	Human Services Code—medical assistance pharmacy services and prescription drug pricing study
121	Nov 25	H0942	PN2088	60 days	Human Services Code—pharmaceutical and therapeutics committee
122	Nov 25	H1342	PN4576	60 days	Public School Code of 1949—health services and vision screening and examinations
123	Nov 25	H1534	PN1952	Immediately	Unfair Trade Practices and Consumer Protection Law—definitions and unlawful acts or practices and exclusions

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
124	Nov 25	H1538	PN3666	Immediately	Prisons and Parole Code (61 Pa.C.S.)—parole procedure
125	Nov 25	H1617	PN4572	60 days	Liquor Code—definitions, interlocking business prohibited, brand registration, limiting number of retail licenses to be issued in each county and unlawful acts relative to liquor, malt and brewed beverages and licensees
126	Nov 25	H1662	PN4050	90 days	Methadone Death and Incident Review Act—title of act, short title, definitions, establishment of Methadone Death and Incident Review Team, team duties, duties of coroner and medical examiner, review procedures and confidentiality
127	Nov 25	H1808	PN3919	60 days	Solid Waste Management Act—definitions and editorial changes
128	Nov 25	H1962	PN4575	Immediately*	Education (24 Pa.C.S.) and State Government (71 Pa.C.S.)—Public School Employees' Retirement Board, administrative duties of board, stress test of system, the State Employees' Retirement Board, administrative duties of board and stress test of system
129	Nov 25	H2233	PN3276	Immediately	Vehicle Code (75 Pa.C.S.)—political subdivision and volunteer service use of tax-free motor fuels and examination of records and equipment
130	Nov 25	H2293	PN3847	60 days	Public Utility Code (66 Pa.C.S.)—emergency response plans
131	Nov 25	H2296	PN4542	Immediately*	Vehicle Code (75 Pa.C.S.)—omnibus amendments
132	Nov 25	S0835	PN2112	Immediately	Unserved High-Speed Broadband Funding Program Act—enactment
133	Nov 25	S0983	PN2000	180 days	Newborn Child Testing Act—definitions, Newborn Child Screening and Follow-up Program and mandated screening and follow-up
134	Nov 25	S1193	PN2025	January 1, 2021	Law and Justice (44 Pa.C.S.)—codifying provisions relating to sheriffs and deputy sheriffs, sheriff training requirement, Sheriff and Deputy Sheriff Education and Training Account, editorial changes and repeal
135	Nov 25	S1214	PN2128	Immediately*	Conveyance—multiple conveyances in multiple counties
136	Nov 25	S1216	PN2126	Immediately*	Public School Code of 1949—omnibus amendments
137	Nov 25	S1241	PN1936	One year	Administrative Code of 1929—report of State facilities owned or leased
138	Nov 25	S1268	PN1905	Immediately	Nurse Aide Resident Abuse Prevention Training Act—findings, definitions, certification of COVID-19 temporary nurse aides and an editorial change
139	Nov 25	S1309	PN1930	60 days	Conveyance—Manheim Township, Lancaster County
140	Nov 30	H0770	PN4562	Immediately*	Pharmacy Act—definitions, pharmacy technician and pharmacy technician trainee registration, qualifications and supervision, pharmacy technician data entry and laboratory waiver

<i>Doc. No.</i>	<i>Date of Action</i>	<i>Bill Number</i>	<i>Printer's Number</i>	<i>Effective Date</i>	<i>Subject Matter</i>
2020 Appropriation Acts of Regular Session Enacted—Act 17A					
17A	Nov 23	S1350	PN2129	Immediately	Supplement to the General Appropriation Act of 2020—enactment
2020 Vetoes of Regular Session of Bills—Veto 014 through 019					
014	Nov 3	S1164	PN2006		County Code—coroner's investigation
015	Nov 25	H1747	PN2338		Crimes Code (18 Pa.C.S.) and Health and Safety (35 Pa.C.S.)—prohibited conduct during emergency and general authority of Governor
016	Nov 25	H2440	PN3776		Hunting, Firearm and Ammunition Life-Sustaining Business Act—enactment
017	Nov 25	S0790	PN1446		Conventional Oil and Gas Wells Act—enactment
018	Nov 30	H0021	PN4619		Real Estate Appraisers Certification Act—omnibus amendments
019	Nov 30	H1737	PN4625		Judicial Code (42 Pa.C.S.)—Economic Development Agency, fiduciary and lender environmental liability protection, Agritourism Activity Protection, COVID-19-related liability and a repeal

* denotes an effective date with exceptions

Effective Dates of Statutes

The effective dates specified for laws and appropriation acts were contained in the applicable law or appropriation act. Where no date is specified or where the effective date specified is prior to the date of enactment, the effective date is 60 days after final enactment except for statutes making appropriations or affecting budgets of political subdivisions. See 1 Pa.C.S. §§ 1701—1704 (relating to effective date of statutes).

Advance Copies of Statutes

Section 1106 in 1 Pa.C.S. (relating to prothonotaries to keep files of advance copies of statutes) provides that the prothonotaries of each county shall file advance copies of statutes in their offices for public inspection until the *Laws of Pennsylvania* are generally available.

One-time purchases of the advance copies of statutes can be purchased through the State Bookstore's web site at www.shoppaheritage.com.

VINCENT C. DeLIBERATO, Jr.,
Director
Legislative Reference Bureau

[Pa.B. Doc. No. 20-1727. Filed for public inspection December 11, 2020, 9:00 a.m.]

THE COURTS

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART IV. ADMISSION TO PRACTICE LAW

[204 PA. CODE CH. 71]

Order Amending Rule 213 of the Pennsylvania Bar Admission Rules; No. 859 Supreme Court Rules Doc.

Order

Per Curiam

And Now, this 24th day of November, 2020, upon the recommendation of the Board of Law Examiners, the proposal having been published for public comment in the *Pennsylvania Bulletin* at volume 50, no. 32 (August 8, 2020):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 213 of the Bar Admission Rules is amended to add subpart (c) as set forth in the following form.

This *Order* shall be processed in accordance with Pa.R.J.A. No. 103(b), and the amendment shall be effective immediately.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART IV. ADMISSION TO PRACTICE LAW

CHAPTER 71. PENNSYLVANIA BAR ADMISSION RULES

Subchapter B. ADMISSION TO THE BAR GENERALLY

PROCEEDINGS BEFORE BOARD

Rule 213. Hearings before the Board.

* * * * *

Official Note: Based on former Supreme Court Rule 14A. "Other than scholastic" means that the failure to comply with Rule 203(a)(1), (a)(2), or (b)(1) is not reviewable pursuant to Rule 213.

(c) Remote Hearing; Remote Testimony. The Board may, at its own instance or upon request of an applicant, conduct a hearing under subsection (b) via telephone or other method of advanced communication technology ("ACT"). The Board likewise may, in its discretion, allow a witness to testify via ACT. Any witness testifying via ACT must provide valid, government-issued photo identification to the Board office in advance of the witness's testimony. At least three business days in advance of a remote hearing, the applicant shall provide to the Board the names of all witnesses, and copies of any documents or exhibits that the applicant intends to present at the hearing and which are not already part of the Board's record. Documents and exhibits shall be transmitted electronically via the Board's secure website unless otherwise directed by the Board. If an applicant is unable to provide such documents or exhibits in advance of the hearing, the Board may, in its discretion, hold the record open and grant an applicant additional time to

provide such documents or exhibits. Notice of the technology requirements for the remote hearing, along with instructions for counsel regarding use of the technology in the course of the hearing, shall be posted on the Board's website and included when giving notice of a remote hearing. An applicant is responsible for complying with the technology requirements and for being familiar with their use.

[Pa.B. Doc. No. 20-1728. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

[204 PA. CODE CH. 81]

Amendment of Explanatory Comment (5) to Rule 1.5, Pennsylvania Rules of Professional Conduct; No. 204 Disciplinary Rules Doc.

Order

Per Curiam

And Now, this 25th day of November, 2020, upon the recommendation of the Disciplinary Board of the Supreme Court of Pennsylvania to adopt new Explanatory Comment [5] to Rule 1.5 of the Pennsylvania Rules of Professional Conduct ("Pa.R.P.C."), as published for comment in the *Pennsylvania Bulletin*, 50 Pa.B. 4013 (August 8, 2020):

It Is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania, that the new Explanatory Comment [5] to Rule 1.5 of the Pa.R.P.C. is adopted, and that prior Explanatory Comments [5] and [6] are renumbered as [6] and [7], 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 immediately.

Annex A

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

Subchapter A. RULES OF PROFESSIONAL CONDUCT

§ 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

CLIENT-LAWYER RELATIONSHIP

Rule 1.5. Fees.

(a) A lawyer shall not enter into an agreement for, charge, or collect an illegal or clearly excessive fee. The factors to be considered in determining the propriety of a fee include the following:

* * * * *

Comment

* * * * *

Division of Fee

(4) A division of fee is a single billing to a client covering the fee of two or more lawyers who are not in the same firm. A division of fee facilitates association of more than one lawyer in a matter in which neither alone could serve the client as well, and most often is used when the fee is contingent and the division is between a referring lawyer and a trial specialist. Paragraph (e) permits the lawyers to divide a fee if the total fee is not illegal or excessive and the client is advised and does not object. It does not require disclosure to the client of the share that each lawyer is to receive.

Successor Counsel in Contingency Fee Matters

(5) Unlike the situation in (4), which addresses division of fee between lawyers from different firms who are simultaneously representing a client, there may arise a situation where a client enters a contingent fee agreement with one lawyer (“predecessor counsel”), terminates that lawyer’s services without cause, and enters a new contingent fee agreement with a different lawyer (“successor counsel”). In such a situation, and pursuant to a lawyer’s duties as set forth in paragraphs (b) and (c), successor counsel must notify the client, in writing, that some portion of the fee may be due to or claimed by predecessor counsel for services performed prior to the termination, and should discuss with the client the effect of that claim on successor counsel’s proposed fee agreement. If successor counsel will be involved in negotiating fees with predecessor counsel on the client’s behalf, successor counsel should evaluate whether the circumstances give rise to a conflict of interest with the client and, if so, must obtain appropriate informed consent to the conflict as set forth in Rule 1.7. If a dispute arises regarding distribution of the recovery, successor counsel must hold the disputed portion of the funds in trust pending resolution, in accordance with Rule 1.15(f). See ABA Formal Opinion 487 (June 18, 2019) (relating to successive contingent fee agreements). While part II.A of Formal Opinion 487 would require the client’s written informed consent, Rule 1.7 does not require a writing. However, if informed consent is deemed necessary under the circumstances, written consent may benefit both the client and successor counsel for the reasons set forth in Explanatory Comment (20) to Rule 1.7.

Disputes over Fees

[(5)] (6) If a procedure has been established for resolution of fee disputes, such as an arbitration or mediation procedure established by the bar, the lawyer should conscientiously consider submitting to it. Law may prescribe a procedure for determining a lawyer’s fee, for example, in representation of an executor or administrator, a class or a person entitled to a reasonable fee as part of the measure of damages. The lawyer entitled to such a fee and a lawyer representing another party concerned with the fee should comply with the prescribed procedure.

[(6)] (7) It is Disciplinary Board policy that allegations of excessive fees charged are initially referred to Fee Dispute Committees for resolution.

[Pa.B. Doc. No. 20-1729. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 210—APPELLATE PROCEDURE

PART I. RULES OF APPELLATE PROCEDURE PART II. INTERNAL OPERATING PROCEDURES [210 PA. CODE CHS. 35 AND 65]

Order Adopting Rules 3531 through 3561 of the Pennsylvania Rules of Appellate Procedure; No. 6 Administrative Doc.

Order

And Now, this 24th day of November, 2020, upon recommendation of the Superior Court’s Internal Operating Procedures Committee; the proposal having been published for public comment at 49 Pa.B. 602 (February 9, 2019) and approved by the Commissioned Judges of the Superior Court:

It is Ordered pursuant to Pa.R.A.P. 104 and Pa.R.A.P. 3501 that Rules 3531 through 3561 are adopted in the following form.

This Order shall be effective immediately.

Annex A

TITLE 210. APPELLATE PROCEDURE PART I. RULES OF APPELLATE PROCEDURE ARTICLE III. MISCELLANEOUS PROVISIONS CHAPTER 35. BUSINESS OF THE SUPERIOR COURT

WIRETAPS

Rule 3531. Definitions.

For purposes of Rules 3532—3561, the following words and phrases shall have the meanings set forth below:

Applicant—The Attorney General of Pennsylvania (or a deputy attorney general designated in writing) or a District Attorney (or an assistant district attorney designated in writing) of the county wherein the interception is to be made, who files an application pursuant to the Wiretap Act.

Assigned Judge—A judge of the Superior Court to whom the Supervising Judge assigns to consider an application filed under the Wiretap Act.

Issuing Judge—The judge of the Superior Court who signs a wiretap order.

Supervising Judge—A judge of the Superior Court, designated by the President Judge of the Superior Court, who administers wiretap applications.

Wiretap Act—The Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5701 *et seq.*

Rule 3532. Preemption.

Government officials are advised to consult the Wiretap Act. Any Rule of Appellate Procedure inconsistent with the Wiretap Act is preempted by the Wiretap Act.

Rule 3533. Confidential Docket Number.

The Applicant, not a law enforcement officer, shall call the Prothonotary or Deputy Prothonotary for a confidential docket number. All applications, affidavits, progress reports, and orders shall utilize the confidential docket number assigned to the matter.

Rule 3534. Assignment to a Particular Judge.

A. After receiving an assigned docket number from the Prothonotary or Deputy Prothonotary, the Applicant, not a law enforcement officer, shall call the Supervising Judge, inform him or her of the locale of the interception, and request assignment of a judge to consider the application. The Supervising Judge then shall assign a judge of the Superior Court via written order and inform the Applicant of the Assigned Judge.

B. All matters related to a docket number shall be presented to the Assigned/Issuing Judge. In extraordinary circumstances, where the Assigned/Issuing Judge is unavailable or is no longer a judge of the Superior Court, the Applicant or movant shall contact the Supervising Judge for assignment of a substitute judge. In true emergencies, where delay risks death or serious bodily injury, any judge of the Superior Court may issue any order permitted by law.

Rule 3535. Submission of Application to Assigned Judge.

The Applicant shall submit the application, affidavit, and proposed order to the Assigned Judge. If such documentation is to be presented in advance to the Assigned Judge electronically, the documentation shall be encrypted utilizing a security certificate supplied by the Assigned Judge. This *ex parte* proceeding need not be on the record if all the necessary information required by the Assigned Judge is contained in the application. However, any additional testimony or explanation, if supplied orally, must be made of record. A recording device utilizing a removable storage medium or court reporter may be used and must be provided by the Applicant. If a court reporter is used, the Assigned Judge shall direct the court reporter to transcribe the proceedings as expeditiously as possible and to submit the stenographic notes and original transcript to the Assigned Judge for sealing at the earliest possible moment. If a recording device is used, the storage medium shall immediately be turned over to the Assigned Judge and sealed. The Assigned Judge should instruct all present concerning the need for confidentiality.

Comment

This rule is intended to provide a neutral method, which does not depend on a specific software product, for the secure transmission of electronic documents to the Assigned Judge. This rule requires the use of public-key cryptography. It is anticipated that the Applicant will select strong, common, encryption algorithms, secured by the security certificate (i.e. public key), to protect the confidentiality of documents transmitted electronically.

Rule 3536. Content of Application—General.

An application under 18 Pa.C.S. § 5709 must be made upon the personal oath or affirmation of the Applicant and must contain the following:

A. A statement of the Applicant's authority to make the application.

B. A statement of the identity, State Police certification number, and qualifications of the investigative or law

enforcement officer who will supervise the conduct of the interception and the identity of the agency which will conduct the interception.

C. An affidavit by the investigative or law enforcement officer who has knowledge of relevant information justifying the application, including a statement that the Applicant seeks authorization to intercept wire, oral, or electronic communications of the subject(s) of the investigation concerning one or more of the offenses listed in 18 Pa.C.S. § 5708.

D. A statement that the Applicant has discussed the above circumstances of the offenses with the officer who has conducted the investigation to date and has examined the officer's affidavit (which is attached and incorporated by reference).

E. A complete statement of the facts concerning all previous applications known to the Applicant made to any court for authorization to intercept a wire, electronic, or oral communication involving any of the same facilities or places specified in the application, or involving any person whose communication is to be intercepted, and the action taken by the court on each such application.

F. Where the application is for the renewal or extension of an order, a particular statement of facts showing the results thus far obtained from the interception, or a reasonable explanation of the failure to obtain such results.

G. A request that, based on the facts and circumstances set forth in the application and the attached affidavit, the Assigned Judge issue an order pursuant to 18 Pa.C.S. § 5710 authorizing the designated officers to intercept wire, electronic, or oral communications to and from, or on, the described devices or at the described premises until the earlier of:

1. communications are intercepted which reveal:

i. the manner in which the subject(s) and others unknown have participated, are participating, or will participate in the commission of the enumerated offenses,

ii. the identities of their confederates, and

iii. the nature of their operation or criminal enterprise; or

2. a period of 30 days or less.

H. The application shall request that, pursuant to 18 Pa.C.S. § 5712(f), the order direct the communication service provider to furnish the Applicant forthwith with all information, facilities, and technical assistance (including in-progress traces) to accomplish the interception unobtrusively and with a minimum of interference with the services being afforded by the company to the subject(s) and that the company be compensated by the Applicant's office at the prevailing rates.

I. If it is reasonably necessary that law enforcement officers enter the described premises for the purpose of installing, maintaining, or removing intercepting devices, the Applicant shall request that, pursuant to 18 Pa.C.S. § 5712(g), the Assigned Judge authorize the entry of the described premises or facilities by the designated officers as often as necessary solely for the purpose of installing, maintaining, or removing intercepting devices. Prior to such entry, the Issuing Judge must, if practical, be notified in writing of the time and method of each such entry. If prior notice is impractical, the Issuing Judge must be notified within 48 hours of entry.

J. In the event a pen register, mobile communications tracking information, trap and trace device, or telecom-

munication identification interception device has been or is being utilized to support the affidavit under this Rule, the Applicant shall, as part of the application, certify that the authority for the use of the pen register, mobile communications tracking information, trap and trace device, or telecommunication identification interception device which was or is being utilized was obtained pursuant to probable cause. A copy of the affidavit of probable cause submitted in support of the application for the pen register, mobile communications tracking information, trap and trace device, or telecommunication identification must accompany the application for the wiretap.

K. Any applications and all subsequent motions or petitions relating to an application must be presented to the Assigned/Issuing Judge by an attorney-at-law.

L. Form applications are available to assist the Applicant and may be obtained from the Supervising Judge.

Rule 3537. Content of Application—Target Specific Wiretaps.

An application for a target specific wiretap pursuant to 18 Pa.C.S. § 5712.1 that does not comply with 18 Pa.C.S. § 5712(a)(3) and/or 18 Pa.C.S. § 5709(3)(iv) and (v), shall set forth:

A. In the case of oral communications:

1. a full and complete statement as to why specification is not practical and identifies the person committing the offense and whose communications are to be intercepted; and

2. a request that the Assigned Judge find that specification is not practical.

B. In the case of wire or electronic communications:

1. the identity of the person believed to be committing the offense and whose communications are to be intercepted, and the facts showing there is probable cause to believe that the person's actions could have the effect of thwarting interception by changing facilities or devices.

2. a request that the Assigned Judge find that the purpose for the target specific order has been adequately shown.

C. In the event the affiant seeks a supplementary order for a target specific wiretap, such application shall contain:

1. The identity of the investigative or law enforcement officers or agency to whom the authority to intercept wire, electronic, or oral communication is given, and the name and official identity of the Applicant.

2. The identity of or a particular description of the person, if known, whose communications are to be intercepted.

3. The period of time during which the interception is authorized, including a statement as to whether or not the interception shall automatically terminate when the described communication has been first obtained.

4. The facts supporting a showing of reasonable suspicion that the target of the original order has in fact changed communications devices or facilities.

5. The facts supporting a showing of reasonable suspicion that the target of the original order is likely to use the additional facility or device or place for criminal purposes similar to or related to those specified in the original order.

Rule 3538. Content of Application—Mobile Communication Tracking, Pen Registers, Trap and Trace Devices, and Telecommunication Identification Interception Devices.

An application for an order authorizing the installation and usage of pen registers, trap and trace devices, telecommunication identification interception devices and the disclosure or production of mobile communication tracking information shall contain:

A. The Applicant's identity and the identity of the investigative or law enforcement agency conducting the investigation.

B. A certification by the Applicant that the information likely to be obtained is relevant to an ongoing criminal investigation being conducted by that agency.

C. An affidavit by an investigative or law enforcement officer which establishes probable cause for the issuance of an order or extension of an order under 18 Pa.C.S. § 5773.

Rule 3539. Content of Affidavit.

The investigative or law enforcement officer's affidavit shall contain the following:

A. The affiant's title, pertinent employment history, authority to conduct investigations, and experience in conducting investigations of similar offenses.

B. The name, qualifications, and State Police certification number of the officers who will supervise and conduct the interception of the communications as well as the agency which will conduct the interception.

C. A statement of the details as to the particular offense that has been, is being, or is about to be committed.

D. The identity of the person or persons, if known, who are believed to be committing one or more of the crimes in 18 Pa.C.S. § 5708, and whose communications will be intercepted.

E. The particular type of communication to be intercepted; *e.g.*, in a gambling case, transmittal and acceptance of wagers placed on the outcome of sporting events and horse race results, line information, etc.

F. Except where an application is filed pursuant to Rule 3537

1. The character and location of the particular communication facilities involved or the particular place where the oral communications will be intercepted;

2. The facts and circumstances establishing probable cause to believe that the subject(s) has committed, is committing or will commit one of the crimes enumerated in 18 Pa.C.S. § 5708;

3. The facts and circumstances establishing probable cause to believe that the particular wire, electronic, or oral communications of the subject(s) concerning those offenses may be obtained through the proposed interception;

4. The facts and circumstances establishing probable cause to believe that the facilities from which, or the place where, the wire, electronic, or oral communications are to be intercepted, are, have been, or are about to be used, in connection with the commission of such offense, or are leased to, listed in the name(s) of, or commonly used by such subject(s).

G. The period of time (not to exceed 30 days) for which the interception will be needed, and if the character of

the investigation is such that the authorization for interception should not automatically terminate when the described type of communication has been first obtained, a particular statement of facts establishing probable cause to believe that additional communications of the same type will occur and should be intercepted thereafter.

H. A particular statement of facts showing that other normal investigative procedures with respect to the offense have been tried and failed or reasonably appear unlikely to succeed if tried or are too dangerous to employ, *e.g.*, standard visual or aural surveillance techniques, questioning of subject under an immunity grant, and/or use of search warrants.

I. The facts supporting these findings of probable cause should be as current as practical. The age of the facts will be considered when determining whether the prosecutor has established probable cause.

Rule 3540. Additional Testimony or Documentary Evidence.

The Assigned Judge may require the Applicant to provide additional testimony or documentary evidence during the *in camera* proceeding.

Rule 3541. Request for Identity of Informant.

Where, pursuant to 18 Pa.C.S. § 5710(b), the Assigned Judge requests the identity of an informant, such proceedings must be on the record, except for the name or information that could lead to the identification of the informant which may be provided *in camera* and off the record.

Rule 3542. Orders—Notice of Confidentiality.

Upon consideration of the application, the Assigned Judge may enter an *ex parte* order authorizing the interception of wire, electronic, or oral communications that are being intercepted anywhere in the Commonwealth. All proposed orders shall include, on the first page, the following notice of confidentiality to third parties:

WIRETAP CONFIDENTIALITY
NOTICE

You have been served with an intercept order pursuant to Pennsylvania's Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. §§ 5701—5781 (the "Wiretap Act").

In order to implement wiretaps and electronic surveillance authorized by intercept orders, the assistance of third parties, those outside of law enforcement, is required. You have been made aware of an intercept order because your assistance is required to facilitate wiretapping or other surveillance in an on-going criminal investigation.

This is a very serious and highly confidential matter and must be treated with the utmost care and discretion. Except as specifically authorized under the Wiretap Act, IT IS A CRIME TO WILLFULLY USE OR DISCLOSE THE EXISTENCE OF AN INTERCEPT ORDER. SUCH USE OR DISCLOSURE IS PUNISHABLE BY IMPRISONMENT OF UP TO 2 YEARS, AND A FINE OF UP TO \$5,000.

The Wiretap Act provides as follows:

§ 5719. Unlawful use or disclosure of existence of order concerning intercepted communication

Except as specifically authorized pursuant to this subchapter any person who willfully uses or discloses

the existence of an order authorizing interception of a wire, electronic or oral communication is guilty of a misdemeanor of the second degree.

(A misdemeanor of the second degree is punishable by imprisonment of up to two years, 18 Pa.C.S. § 1104, and a fine of up to \$5,000, *id.* § 1101.)

See also 18 Pa.C.S. §§ 5725, 5726 and 5717.

Rule 3543. Orders—Probable Cause Statement.

A proposed order, except those pertaining to supplementary target specific orders or orders under 18 Pa.C.S. §§ 5771—5773, shall be submitted by the Applicant to the Assigned Judge, and it shall state that based on the application, the Assigned Judge finds probable cause to believe the following:

A. The person(s) whose communication is to be intercepted is committing, has committed, or is about to commit the offense(s) set forth in the application.

B. Particular communications concerning such offense(s) may be obtained through such interception.

C. Normal investigative procedures with respect to such offense(s) have been tried and have failed or reasonably appear to be unlikely to succeed if tried or to be too dangerous to employ.

D. The facilities from which (or the place where) the wire, electronic or oral communications are to be intercepted, are, have been, or are about to be used, in connection with the commission of such offense, or are leased to, listed in the name of, or commonly used by, the subject(s).

E. The investigative or law enforcement officers or agency to be authorized to do the interception are qualified by training and experience to execute the interception sought and are certified under 18 Pa.C.S. § 5724.

F. The application is based on new evidence or information different from and in addition to the evidence or information offered to support any prior order for interception (other than a renewal or extension of an existing order).

Rule 3544. Orders—Supplementary Target Specific.

A proposed order for a supplementary target specific wiretap shall be submitted to the Assigned Judge, and it shall state that based on the application, the Assigned Judge finds reasonable suspicion that:

A. The target of the original target specific wiretap has in fact changed communication devices or facilities or is presently using additional communication devices, communications facilities, or places.

B. The target of the original target specific wiretap is likely to use the specified communications device or facility for criminal purposes similar to or related to those specified in the original order.

C. The Applicant will be responsible for the supervision of the interception.

Rule 3545. Orders—Mobile Communication Tracking, Installation and Use of a Pen Register, Trap and Trace Device, and Telecommunication Identification Interception Device.

A proposed order for mobile communication tracking, installation and use of a pen register, trap and trace device, or a telecommunication identification interception device shall be submitted to the Assigned Judge, and it shall state:

A. There is probable cause to believe that information relevant to an ongoing criminal investigation will be obtained from the targeted telephone.

B. The identity, if known, of the person to whom is leased or in whose name is listed the targeted telephone, or, in the case of the use of a telecommunication identification interception device, the identity, if known, of the person or persons using the targeted telephone.

C. The identity, if known, of the person who is the subject of the criminal investigation.

D. If the order is for a pen register or trap and trace device only, the physical location of the targeted telephone.

E. A statement of the offense to which the information likely to be obtained by the pen register, trap and trace device, or the telecommunication identification interception device relates.

F. Direct, upon the request of the Applicant, the furnishing of information, facilities and technical assistance necessary to accomplish the installation of the pen register under 18 Pa.C.S. § 5771.

G. In the case of a telecommunication identification interception device, direct that all interceptions be recorded and monitored in accordance with 18 Pa.C.S. § 5714(a)(1) and (2) and (b).

H. The order authorizes the disclosure or production of mobile communication tracking information or installation and use of a pen register, trap and trace device, or a telecommunication identification interception device for a period not to exceed 60 days.

I. Extensions of such an order may be granted but only upon an application for an order under 18 Pa.C.S. § 5772 and upon the judicial finding required by 18 Pa.C.S. § 5772(a). The period of each extension shall be for a period not to exceed 30 days.

J. The order be sealed until otherwise ordered by the Issuing Judge.

K. The person owning or leasing the targeted telephone, or who has been ordered by the Issuing Judge to provide assistance to the Applicant, not disclose the existence of the mobile communication tracking, pen register, trap and trace device, or telecommunication identification interception device, or the existence of the investigation to the listed subscriber, or to any other person, unless or until otherwise ordered by the Issuing Judge.

Rule 3546. Orders—Factual Statement.

After reciting the relevant facts, the order shall set forth the following:

A. The identity of the investigative or law enforcement officers or agency to whom authority to intercept is given, *i.e.*, the supervising officer named in the application along with all qualified members of the named agency.

B. The identity of the Applicant and, if the Applicant is a designee, the identity of the District Attorney or Attorney General.

C. The identity of, or a particular description of, the person(s), if known, whose communications are to be intercepted.

D. The character and location of the particular communication facilities as to which, or the particular place as to which, authority to intercept is granted, except where a target specific order is at issue.

E. A particular description of the type of communication to be intercepted and a statement of the particular offense(s) to which it relates.

F. The period of time during which such interception is authorized not to exceed 30 days, or 60 days in the cases of orders authorizing production or disclosure of mobile communication tracking, the installation and use of pen registers, trap and trace devices, or telecommunication identification interception devices, including a statement as to whether or not the interception shall automatically terminate when the described communication has been first obtained. The order shall state that such interception or tracking is authorized only for that period of time necessary under the circumstances to accomplish the objectives of the interception or tracking. The order shall require that the interception or tracking begin and terminate as soon as practicable and that the interception be conducted in such a manner as to minimize or eliminate interception of communications not otherwise subject to interception under the Wiretap Act and require reasonable efforts, whenever possible, to reduce the hours of interception.

G. The order shall require the Applicant to supervise the interception or tracking.

H. The order should require periodic progress reports to the Issuing Judge indicating the progress made toward achieving the objective of the interception or tracking and the need for continued interception.

I. If requested by the Applicant, the order shall direct the pertinent communications common carrier to furnish the Applicant with all information, facilities, and technical assistance necessary to accomplish the interception or tracking unobtrusively and with a minimum of interference with the services being afforded to the subject(s) of the interception. The order shall provide that the common carrier shall be compensated at prevailing rates.

J. If requested by the Applicant, the order shall authorize the entry of the subject premises or facilities (or other premises necessary to gain entry into the subject premises) by the law enforcement officers previously authorized in the order to conduct the interception as often as necessary solely for the purpose of installing, maintaining or removing an interception device. The order shall further provide that such entry is found to be reasonably necessary to accomplish the purposes of the Wiretap Act and shall require that the Issuing Judge be notified of the time and method of each such entry in advance, if practical, and in any event, within 48 hours of entry.

Rule 3547. Orders—Sealing Procedure.

The Issuing Judge shall note on the order the date and time at which it was signed. The original application, affidavit, and order should be placed in an envelope and sealed by the Issuing Judge. The seal should be in the form of an order signed by the Issuing Judge and affixed to the envelope by the Issuing Judge in such a manner as to prevent the removal of the contents without physically disturbing the seal. The confidential docket number should be placed on the envelope. Form sealing orders are available to assist the Applicant and may be obtained from the Supervising Judge.

Rule 3548. Duplicate Original for Communications Common Carrier.

At the time the original order is signed, a duplicate original should also be signed for presentation to the communications common carrier.

Rule 3549. Transmission of Sealed Materials.

The Assigned/Issuing Judge should then mail or hand deliver the envelope, after inserting it in another envelope marked "Confidential," to the appropriate Superior Court Prothonotary office set forth in the sealing order. Alternatively, the materials may be hand delivered by the Applicant.

Rule 3550. Renewal or Extension Procedure.

To obtain an extension pursuant to 18 Pa.C.S. § 5712(b), an application, affidavit, and proposed extension order shall be submitted to the Issuing Judge. The application must have all of the features contained in the original application and must also contain a particular statement of facts showing the results obtained to date from the interception or a reasonable explanation of the failure to obtain such results.

Rule 3551. Verbal Authorization—Application.

A. When permitted by 18 Pa.C.S. § 5713 and/or 18 Pa.C.S. § 5773 an Applicant may make a verbal, instead of written, application.

B. The verbal application should include as many of the elements of a written application and affidavit as can be provided under the emergency conditions. Application for such authorization should be made *in camera*, under oath, and on the record. Upon approval of the Assigned Judge, the application may be made by electronic means, e.g., telephone, Skype, or FaceTime. Moreover, if the Assigned Judge requires the application to be on the record, and the application proceedings cannot be recorded stenographically, the Applicant may, with the permission of all speaking parties, record the proceedings.

1. The verbal application must include sufficient facts for the Assigned Judge to find that an emergency situation exists with respect to the investigation of an offense designated in 18 Pa.C.S. § 5708, and

i. The investigation involves conspiratorial activities characteristic of organized crime; or

ii. A substantial danger to life or limb exists.

2. As a result of the facts supporting these findings, authorization for immediate interception of wire, electronic, or oral communications is needed before a written application could, with due diligence, be submitted and acted upon by the Assigned Judge.

Rule 3552. Verbal Authorization—Order.

If the Assigned Judge finds that the statutory requirements are satisfied, he or she may verbally authorize the interception of wire, electronic, or oral communications conditioned upon the filing within 48 hours of a written application for an interception order.

Rule 3553. Verbal Authorization—Required Written Application.

A. The written application and affidavit required by Rule 3552 shall include, in addition to the normal requirements, a recitation of the date, time, place, and circumstances of the verbal authorization.

B. If the Issuing Judge, after granting verbal authorization, denies a subsequent written application, the Applicant shall, in writing, request that the Issuing Judge cause an inventory to be served as provided in 18 Pa.C.S. § 5716. Similarly, if a subsequent written application is not made or, if made, is denied, the Applicant shall, in writing, request the Issuing Judge to seal and retain any recordings of communications intercepted pursuant to verbal authorization.

Rule 3554. Progress Reports.

If the Issuing Judge orders progress reports pursuant to 18 Pa.C.S. § 5712(d), such reports shall be submitted to the Issuing Judge in a manner consistent with Rule 3535. The Issuing Judge shall seal and file the progress reports in the same manner as applications, set forth in Rule 3547.

Rule 3555. Final Reports.

At the expiration of the order, extensions, or renewals, the Applicant must submit a final report consisting of a complete written list of names of persons intercepted (if known), and evidence of offenses discovered, including those offenses not set forth in the application or order. Where communications relating to offenses other than those specified in the application or order are intercepted, the contents of those communications and any evidence derived therefrom must be included in the final report. In addition to the final report, the Applicant shall, as quickly as practical upon the expiration of the order, extensions, or renewals, submit all monitor's records and recordings to the Issuing Judge for sealing.

Rule 3556. Service of Inventory.

Within a reasonable time, but no later than 90 days after termination of the period of the order or any extension(s) or renewal(s) thereof or the date of denial of an order, the Applicant shall file an application with the Issuing Judge seeking an order that an inventory be served upon persons named in the order as provided in 18 Pa.C.S. § 5716(a) or shall file an application with the Issuing Judge seeking an order that postpones such service pursuant to 18 Pa.C.S. § 5716(b).

Rule 3557. 30-Day Report of Assigned Judge.

Within 30 days after the expiration of an order (or an extension or renewal), or the denial of an order confirming verbal approval of interception, the Applicant shall provide to the Issuing Judge a completed WT-2B form, which is provided by the Administrative Office of United States Courts, for his or her signature. After reviewing the form and making any necessary corrections, the Issuing Judge shall send a copy of the WT-2B form to the Administrative Office of Pennsylvania Courts, the Administrative Office of United States Courts, and the Supervising Judge.

Rule 3558. Unsealing—Motions.

A. A motion by an interested party to unseal an application, report, order, or other material previously placed under seal shall be in writing and shall be presented to the Issuing Judge. The Issuing Judge, upon good cause shown, may order an application, report, order, or other material (or portions thereof) within the Prothonotary's file to be unsealed and may impose such conditions or limitations thereon as may be necessary to safeguard the confidentiality of such information. This provision, however, shall not apply to investigative or law enforcement officers who may disclose the information pursuant to Section 5715 of the Wiretap Act.

B. The Prothonotary, without express written permission from the Issuing Judge, shall not surrender original materials constituting a part of his or her file.

C. The motion should identify with particularity the following:

1. The specific application, report, order, or other materials sought to be unsealed.

2. The purpose for which the order is sought.

3. If the application, report, order, or other materials under seal is/are sought for a trial or other criminal proceeding, the motion shall state the type of proceeding, court docket number(s), the name(s) of the party(ies) involved, the forum, the date(s) and approximate length of time for which such application, report, order, or other materials will be utilized and name(s) and designation(s) of the person(s) having access to the unsealed application, report, order, or other materials.

Rule 3559. Unsealing—Orders.

A. The Issuing Judge may, upon good cause shown by the said motion, order unsealed the application, report, order, or other materials which is/are the subject of the motion for the purpose(s) set forth therein. If the motion to unseal is granted, the order authorizing unsealing shall be limited to the application, report, order, or other materials which is/are the subject of the motion. The unsealing order shall be valid for a period not to exceed 20 days or the length of the trial or other criminal proceeding or investigation, whichever period is shorter.

B. The Issuing Judge may entertain a motion to extend the life of the unsealing order and may grant same upon good cause shown. If the motion to extend is granted, the unsealing order may be extended for a period not to exceed 20 days. The motion to extend must be filed before the expiration of a previously granted motion or extension(s) therefor and should state with particularity the reason(s) for the extensions.

C. The Issuing Judge may also entertain a motion to extend the scope of a previously granted unsealing order. The motion to extend shall be filed before the termination of the trial or other criminal proceeding or investigation for which the application, order, or other materials was/were initially unsealed.

Rule 3560. Responsibility for Unsealed Documents.

After the application, report, order, or other material(s) has/have been turned over to the custody of the requesting party(ies) designated in the motion the said requesting party(ies) shall assume complete responsibility for and the safekeeping of such application, order, report, or other materials for the entire duration of the time set forth in the said unsealing order and, further, shall assume responsibility for the safe return of such application, order, report, or other materials to the Prothonotary.

Rule 3561. Return of Documents to Prothonotary.

The application, report, order, or other materials subject to the unsealing shall be returned to the Prothonotary within 48 hours of the expiration of the life of the unsealing order or within 48 hours of the termination of the trial or other criminal proceeding or investigation, whichever event occurs sooner, unless a timely motion to extend the life of the unsealing order or to extend the scope of a previously granted unsealing order has been filed and granted.

**Amendments to the Superior Court
Operating Procedures**

The Superior Court of Pennsylvania has adopted amendments to its published Operating Procedures. These amendments are reflected in the Superior Court Operating Procedures with amendments to Pa. Code § 65.51 *et seq.*

These changes are effective immediately.

Additions are bold and underlined. Deletions are bracketed and boldface.

**PART II. INTERNAL OPERATING PROCEDURES
CHAPTER 65. OPERATING PROCEDURES OF THE
SUPERIOR COURT**

WIRETAPS

§ 65.51. Introduction.

[Government officials are advised to consult the applicable provisions of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5701 *et seq.* (“Wiretap Act”). Any Operating Procedure inconsistent with the Wiretap Act is preempted by the statute.]

The procedures for proceedings pursuant to the Wiretapping and Electronic Surveillance Control Act formerly found at this location are now located in Chapter 35 of the Pennsylvania Rules of Appellate Procedure.

§ 65.52. [Confidential Docket Number.] Reserved.

[The applicant for the interception of wire, electronic or oral communication is to call the Prothonotary for a confidential docket number. The confidential docket number is to be written on the envelope containing the application for interception which will subsequently be sealed. All applications, affidavits, progress reports, and orders shall utilize the confidential docket number assigned to the matter.]

§ 65.53. [Assignment to a Particular Judge.] Reserved.

[After receiving an assigned docket number from the Prothonotary, the applicant is to call the Supervising Judge designated by the President Judge to make assignments, and request assignment of a judge to entertain the application. The Supervising Judge, after first ascertaining the locale of the proposed interception from the applicant, shall then determine the availability of a judge. The Supervising Judge then shall assign a judge of the Court with due consideration of the nature and location of the proposed interception and the offense being investigated and inform the applicant of the assigned judge.]

§ 65.54. [Submission of Application to Assigned Judge.] Reserved.

[The applicant should submit the application, affidavit and proposed order to the assigned judge in chambers. This *ex parte* proceeding need not be on the record if all the necessary information required by the judge is contained within the four corners of the application. However, any additional testimony or explanation, if supplied orally, must be made of record. A tape recorder or court reporter may be utilized and must be provided by the applicant. The judge should be requested to direct the court reporter to transcribe the proceedings as expeditiously as possible and to submit the stenographic notes and original transcript to the Court for sealing at the earliest possible moment. The Court should instruct all present concerning the need for confidentiality.

Comment

It is up to the issuing judge whether to simply conduct the entire proceeding on the record. If a

tape recorder is utilized, at the close of the hearing, the tape is to be sealed with the application. Further, the judge may require that all additional information be in writing instead of the taking of any oral testimony.]

§ 65.55. [Additional Testimony or Documentary Evidence.] Reserved.

[In the event the judge requires the applicant to provide additional testimony or documentary evidence, such additional matters must be presented by the Attorney General or the District Attorney or their designee.]

§ 65.56. [Request for Identity of Informant.] Reserved.

[Where, pursuant to § 5710(b) of the Act, the judge requests the identity of an informant, such proceedings must be on the record save for any information that could lead to the identification of the informant.

Comment

The request of the judge for information concerning the informant should be on the record; however, the actual name of the informant must remain confidential.]

§ 65.57. [Content of Application.] Reserved.

[An application under § 5709 must be made upon the personal oath or affirmation of the Attorney General (or a deputy attorney general designated in writing by the Attorney General) or the District Attorney (or an assistant district attorney designated in writing by the District Attorney) of the county wherein the interception is to be made and must contain the following:

A. A statement of the applicant's authority to make the application. 18 Pa.C.S. § 5709(1).

B. A statement of the identity, State Police certification number and qualifications of the investigative or law enforcement officer who will supervise the conduct of the interception and the identity of the agency which will conduct the interception. 18 Pa.C.S. § 5709(2).

C. A sworn statement, i.e., affidavit, by the investigative or law enforcement officer who has knowledge of relevant information justifying the application, see 18 Pa.C.S. 5709(3), including a statement that the applicant seeks authorization to intercept wire, oral, or electronic communications of the subject(s) of the investigation concerning one or more of the offenses listed in 18 Pa.C.S. § 5708.

D. A statement that applicant has discussed all of the above circumstances of the offenses with the officer who has conducted the investigation to date and has examined the officer's affidavit (which is attached and incorporated by reference).

E. A complete statement of the facts concerning all previous applications known to the applicant made to any court for authorization to intercept a wire, electronic, or oral communication involving any of the same facilities or places specified in the application, or involving any person whose communication is to be intercepted, and the action taken by the court on each such application.

F. Where the application is for the renewal or extension of an order, a particular statement of facts showing the results thus far obtained from the interception, or a reasonable explanation of the failure to obtain such results.

G. A request that, based on the facts and circumstances set forth in the application and the attached affidavit, the Court issue an order pursuant to § 5710 of the Act authorizing the designated officers to intercept wire, electronic, or oral communications to and from, or on, the described devices or at the described premises until the earlier of:

1. communications are intercepted which reveal:

(a) the manner in which the subject(s) and others unknown have participated, are participating, or will participate in the commission of the enumerated offenses,

(b) the identities of their confederates, and

(c) the nature of their operation or criminal enterprise; or

2. a period of thirty (30) days or less.

H. The application should request that, pursuant to § 5712(f) of the Act, the order direct the communication service provider to furnish the applicant forthwith with all information, facilities and technical assistance (including in-progress traces) to accomplish the interception unobtrusively and with a minimum of interference with the services being afforded by the company to the subject(s) and that the company be compensated by the applicant at the prevailing rates.

I. The applicant should state whether, in order to accomplish the purposes of the Act, it is reasonably necessary that law enforcement officers enter the described premises for the purpose of installing, maintaining or removing intercepting devices. If so, the applicant should request that, pursuant to § 5712(g) of the Act, the Court should authorize the entry of the described premises or facilities by the designated officers as often as necessary solely for the purpose of installing, maintaining, or removing intercepting devices. Prior to such entry, the judge issuing the order must, if practical, be notified—preferably in writing—of the time and method of each such entry. If prior notice is impractical, the judge must nevertheless be notified within 48 hours of entry.

J. Any legal applications and all subsequent motions or petitions relating to an application must be presented to the Court by an attorney-at-law.]

§ 65.58. [Target Specific Wiretaps. (18 Pa.C.S. § 5712.1).] Reserved.

[Section 5712.1 of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5712.1, provides that an investigative or law enforcement officer may seek a target specific order. An application for a target specific wiretap must meet the requirements of an application under § 5709 and § 5712, except § 5712(a)(3) and § 5709(3)(iv) and (v), shall not apply if:

A. In the case of oral communications:

i. a full and complete statement as to why specification is not practical and identifies the person

committing the offense and whose communications are to be intercepted. The judge must find that the specification is not practical. *See* 18 Pa.C.S. § 5712.1(a)(1).

B. In the case of wire or electronic communications:

i. the identity of the person believed to be committing the offense and whose communications are to be intercepted, and the applicant shows that there is probable cause to believe that the person's actions could have the effect of thwarting interception by changing facilities or devices. The judge must find that the purpose for the target specific order has been adequately shown. *See* 18 Pa.C.S. § 5712.1(a)(2).

C. In the event the affiant seeks a supplementary order for a target specific wiretap, such application shall contain:

1. The identity of the investigative or law enforcement officers or agency to whom the authority to intercept wire, electronic, or oral communication is given, and the name and official identity of the person who made the application. *See* 18 Pa.C.S. § 5712.1(c)(1).

2. The identity of or a particular description of the person, if known, whose communications are to be intercepted. *See* 18 Pa.C.S. § 5712.1(c)(2).

3. The period of time during which the interception is authorized, including a statement as to whether or not the interception shall automatically terminate when the described communication has been first obtained. *See* 18 Pa.C.S. § 5712.1(c)(3).

4. A showing of reasonable suspicion that the target of the original order has in fact changed communications devices or facilities. *See* 18 Pa.C.S. § 5712.1(c)(4).

5. A showing of reasonable suspicion that the target of the original order is likely to use the additional facility or device or place for criminal purposes similar to or related to those specified in the original order. *See* 18 Pa.C.S. § 5712.1(c)(5).

D. A supplementary order shall not act as an extension of the time limit identified in § 5712 (b). *See* 18 Pa.C.S. § 5712.1(d).]

§ 65.59. [Mobile Communication Tracking, Pen Registers, Trap and Trace Devices, and Telecommunication Identification Interception Devices. (18 Pa.C.S. §§ 5771—5773).] Reserved.

[Sections 5771—5773 of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. §§ 5771—5773, authorize the installation and usage of pen registers, trap and trace devices, telecommunication identification interception devices and the disclosure or production of mobile communication tracking information upon a showing of probable cause. An applicant may seek such an order from the Superior Court when an application for an order authorizing interception of communications is or has been made for the targeted telephone or another application for interception under the Wiretap Act has been made involving the same investigation. *See* 18 Pa.C.S. § 5772(a). An application for such an order shall contain:

A. The identity and authority of the attorney making the application and the identity of the investigative or law enforcement agency conducting the investigation. 18 Pa.C.S. § 5772(b)(1).

B. A certification by the applicant that the information likely to be obtained is relevant to an ongoing criminal investigation being conducted by that agency. 18 Pa.C.S. § 5772(b)(2).

C. An affidavit by an investigative or law enforcement officer which establishes probable cause for the issuance of an order or extension of an order under section 5773. 18 Pa.C.S. § 5772(b)(3).]

§ 65.60. [Content of Affidavit.] Reserved.

[Section 5709(3) of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5709(3), provides that the investigative or law enforcement officer shall execute an affidavit setting forth information justifying the application for an order authorizing interception of wire, electronic, or oral communications. The affidavit should contain the following:

A. The affiant's title, pertinent employment history, authority to conduct investigations, and experience in conducting investigations of similar offenses. *See* 18 Pa.C.S. § 5709(2).

B. The name, qualifications, and State Police certification number of the officers who will supervise and conduct the interception of the communications as well as the agency which will conduct the interception. *See* 18 Pa.C.S. § 5709(2).

C. A statement by the affiant setting forth facts which, when viewed in light of the totality of the underlying circumstances, establish their intrinsic reliability.

Comment

See Illinois v. Gates, 462 U.S. 213, 103 S.Ct. 2317 (1983)

D. The identity of the person or persons, if known, who are believed to be committing one or more of the crimes in 18 Pa.C.S. § 5708, and whose communications will be intercepted. *See* 18 Pa.C.S. § 5709(3)(i).

E. The particular type of communication to be intercepted; e.g., in gambling case, transmittal and acceptance of wagers placed on the outcome of sporting events and horse race results, line information, etc. *See* 18 Pa.C.S. § 5709(3)(iii).

F. The character and location of the particular wire oral electronic communication facilities involved or the particular place where the oral communications will be intercepted, see 18 Pa.C.S. § 5709(3)(v), except where target specific orders pursuant to 18 Pa.C.S. § 5712.1 are sought.

G. Where 18 Pa.C.S. § 5712.1, governing target specific wiretaps does not apply, a detailed statement of the facts and circumstances establishing probable cause to believe that:

1. The subject(s) has committed, is committing or will commit one of the crimes enumerated in 18 Pa.C.S. § 5708;

2. The particular wire, electronic, or oral communications of the subject(s) concerning those offenses may be obtained through the proposed interception;

3. The facilities from which, or the place where, the wire, electronic, or oral communications are to be intercepted, are, have been, or are about to be used, in connection with the commission of such offense, or are leased to, listed in the name(s) of, or commonly used by such subject(s).

H. The period of time (not to exceed thirty (30) days) for which the interception will be needed, and if the character of the investigation is such that the authorization for interception should not automatically terminate when the described type of communication has been first obtained, a particular statement of facts establishing probable cause to believe that additional communications of the same type will occur and should be intercepted thereafter.

I. A particular statement of facts showing that other normal investigative procedures with respect to the offense have been tried and failed or reasonably appear unlikely to succeed if tried or are too dangerous to employ, e.g., normal investigative procedures would include standard visual or aural surveillance techniques, questioning of subject under an immunity grant or use of search warrants.

J. The basic probable cause in the affidavit should, whenever practical, be no more than twenty-one (21) days old.

K. In the event a pen register, mobile communications tracking information, trap and trace device, or telecommunication identification interception device has been or is being utilized to support the affidavit under this Rule, the Attorney General, District Attorney, or designee shall, as part of the application, certify that the authority for the use of the pen register, mobile communications tracking information, trap and trace device, or telecommunication identification interception device which was or is being utilized was obtained pursuant to probable cause. *See Commonwealth v. Melilli*, 521 Pa. 405, 555 A.2d 1254 (1989); 18 Pa.C.S. § 5772(b)(3); 18 Pa.C.S. § 5773. A copy of the affidavit of probable cause submitted in support of the application for the pen register, mobile communications tracking information, trap and trace device, or telecommunication identification interception must accompany the application for the wiretap.]

§ 65.61. [Order: In General. Notice of Confidentiality.] Reserved.

[Section 5710 of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5710 provides that upon consideration of the application, the Court may enter an ex parte order authorizing interception anywhere in the Commonwealth.

All proposed orders shall include, on the first page, the following notice of confidentiality to third parties:

**WIRETAP CONFIDENTIALITY
NOTICE**

You have been served with an intercept order pursuant to Pennsylvania's Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. §§ 5701—5781 (the "Wiretap Act").

In order to implement wiretaps and electronic surveillance authorized by intercept orders, the assistance of third parties, those outside of law enforcement, is required. You have been made aware of an intercept order because your assistance is required to facilitate wiretapping or other surveillance in an on-going criminal investigation.

This is a very serious and highly confidential matter and must be treated with the utmost care and discretion. Except as specifically authorized under the Wiretap Act, **IT IS A CRIME TO WILLFULLY USE OR DISCLOSE THE EXISTENCE OF AN INTERCEPT ORDER. SUCH USE OR DISCLOSURE IS PUNISHABLE BY IMPRISONMENT OF UP TO 2 YEARS, AND A FINE OF UP TO \$5,000.**

The Wiretap Act provides as follows:

§ 5719. Unlawful use or disclosure of existence of order concerning Intercepted communication

Except as specifically authorized pursuant to this subchapter any person who willfully uses or discloses the existence of an order authorizing interception of a wire, electronic or oral communication is guilty of a misdemeanor of the second degree.

(A misdemeanor of the second degree is punishable by imprisonment of up to two years, 18 Pa.C.S. § 1104, and a fine of up to \$5,000, *id.* § 1101.)

See also 18 Pa.C.S. §§ 5725, 5726 and 5717.]

§ 65.62. [Order: Probable Cause Statement.] Reserved.

[A proposed order, except those pertaining to supplementary target specific orders or orders under §§ 5771—5773, should be submitted by the applicant to the Court, and it should state that based on the application, the Court finds probable cause to believe the following:

A. The person(s) whose communication is to be intercepted is committing, has committed, or is about to commit the offense(s) set forth in the application.

B. Particular communications concerning such offense(s) may be obtained through such interception.

C. Normal investigative procedures with respect to such offense(s) have been tried and have failed or reasonably appear to be unlikely to succeed if tried or to be too dangerous to employ.

D. The facilities from which (or the place where) the wire, electronic or oral communications are to be intercepted, are, have been, or are about to be used, in connection with the commission of such offense, or are leased to, listed in the name of, or commonly used by, the subject(s).

E. The investigative or law enforcement officers or agency to be authorized to do the interception are qualified by training and experience to execute the interception sought and are certified under § 5724 of the Act.

F. The application is based on new evidence or information different from and in addition to the evidence or information offered to support any

prior order for interception (other than a renewal or extension of an existing order).]

§ 65.63. [Supplementary Target Specific Orders.] Reserved.

[A proposed order for a supplementary target specific wiretap should be submitted to the Court, and it should state that based on the application, the Court finds reasonable suspicion that:

A. The target of the original target specific wiretap has in fact changed communication devices or facilities or is presently using additional communication devices, communications facilities or places. See 18 Pa.C.S. § 5712.1(b)(1).

B. The target of the original target specific wiretap is likely to use the specified communications device or facility for criminal purposes similar to or related to those specified in the original order. See 18 Pa.C.S. § 5712.1(b)(2).

C. The Attorney General or the District Attorney, or their designees, shall be responsible for the supervision of the interception. See 18 Pa.C.S. 5712.1(e).]

§ 65.64. [Orders for Mobile Communication Tracking, Installation and Use of a Pen Register, Trap and Trace Device, and Telecommunication Identification Interception Device.] Reserved.

[A proposed order for mobile communication tracking, installation and use of a pen register, trap and trace device or a telecommunication identification interception device should be submitted to the Court, and it should state:

A. There is probable cause to believe that information relevant to an ongoing criminal investigation will be obtained from the targeted telephone. 18 Pa.C.S. § 5773(b)(i).

B. The identity, if known, of the person to whom is leased or in whose name is listed the targeted telephone, or, in the case of the use of a telecommunication identification interception device, the identity, if known, of the person or persons using the targeted telephone. 18 Pa.C.S. § 5773(b)(ii).

C. The identity, if known, of the person who is the subject of the criminal investigation. 18 Pa.C.S. § 5773(b)(iii).

D. In the use of pen registers and trap and trace devices only the physical location of the targeted telephone. 18 Pa.C.S. § 5773(b)(iv).

E. A statement of the offense to which the information likely to be obtained by the pen register, trap and trace device or the telecommunication identification interception device relates. 18 Pa.C.S. § 5773(b)(v).

F. Direct, upon the request of the applicant, the furnishing of information, facilities and technical assistance necessary to accomplish the installation of the pen register under section 5771 (relating to general prohibition on use of certain devices and exception). 18 Pa.C.S. § 5773(b)(2).

G. In the case of a telecommunication identification interception device, direct that all interceptions be recorded and monitored in accordance

with section 5714(a)(1) and (2) and (b) (relating to recording of intercepted communications). 18 Pa.C.S. § 5773(b)(3).

H. The order authorizes the disclosure or production of mobile communication tracking information or installation and use of a pen register, trap and trace device, or a telecommunication identification interception device for a period not to exceed 60 days. See 18 Pa.C.S. § 5773(c) (this statutory subsection provision omits reference to mobile communication tracking and therefore the sixty day period is not specifically referenced for mobile communication tracking).

I. Extensions of such an order may be granted but only upon an application for an order under § 5772 and upon the judicial finding required by § 5772(a). The period of each extension shall be for a period not to exceed 30 days.

J. The order be sealed until otherwise ordered by the Court.

K. The person owning or leasing the targeted telephone, or who has been ordered by the court to provide assistance to the applicant, not disclose the existence of the mobile communication tracking, pen register, trap and trace device, or telecommunication identification interception device, or the existence of the investigation to the listed subscriber, or to any other person, unless or until otherwise ordered by the Court.

Comment

The targeted telephone number, if known, should be included in the proposed order.]

§ 65.65. [Order: Factual Statement.] Reserved.

[After reciting the relevant facts, the order must set for the following:

A. The identity of the investigative or law enforcement officers or agency to whom authority to intercept is given (i.e., the Supervising Officer named in the application along with "all qualified members" of the named agency).

B. The identity of the person who made application for authority to intercept. Since only the District Attorney or the Attorney General may swear to the application form, he must be identified along with any designee who actually submits the application to the Court.

C. The identity of, or a particular description of, the person(s), if known, whose communications are to be intercepted.

D. The character and location of the particular communication facilities as to which, or the particular place as to which, authority to intercept is granted, except where a target specific order is at issue.

E. A particular description of the type of communication to be intercepted and a statement of the particular offense(s) to which it relates.

F. The period of time during which such interception is authorized not to exceed thirty (30) days, or sixty (60) days in the cases of orders authorizing production or disclosure of mobile communication

tracking,¹ the installation and use of pen registers, trap and trace devices, or telecommunication identification interception devices, including a statement as to whether or not the interception shall automatically terminate when the described communication has been first obtained. The order shall state that such interception or tracking is authorized only for that period of time necessary under the circumstances to accomplish the objectives of the interception or tracking. The order shall require that the interception or tracking begin and terminate as soon as practicable and that the interception be conducted in such a manner as to minimize or eliminate interception of communications not otherwise subject to interception under the Act and require reasonable efforts, whenever possible, to reduce the hours of interception.

G. The order shall require the Attorney General or the District Attorney or their designees to supervise the interception or tracking.

H. The order should require periodic progress reports to the issuing judge indicating the progress made toward achieving the objective of the interception or tracking and the need for continued interception.

I. If requested by the applicant, the order shall direct the pertinent communications common carrier to furnish the applicant with all information, facilities and technical assistance necessary to accomplish the interception or tracking unobtrusively and with a minimum of interference with the services being afforded to the subject(s) of the interception. The order shall provide that the common carrier shall be compensated at prevailing rates.

J. If requested by the applicant, the order shall authorize the entry of the subject premises or facilities (or other premises necessary to gain entry into the subject premises) by the law enforcement officers previously authorized in the order to conduct the interception as often as necessary solely for the purpose of installing, maintaining or removing an interception device. The order shall further provide that such entry is found to be reasonably necessary to accomplish the purposes of the Act and shall require that the issuing (authorizing) judge be notified of the time and method of each such entry in advance, if practical, and in any event, within forty-eight (48) hours of entry.]

§ 65.66. [Procedure Upon Signing the Order.] Reserved.

[The judge should note on the order the date and time at which it was signed. The original application, affidavit and order should be placed in an envelope and sealed by the judge. The seal should be in the form of an order signed by the judge and affixed to the envelope by the judge in such a manner as to prevent the removal of the contents without physically disturbing the seal. The confidential docket number should be placed on the envelope.]

¹ The sixty day period is not specified by statute for mobile communication tracking in 18 Pa.C.S. § 5773(c). This appears to have been a legislative oversight.

§ 65.67. [Seal.] Reserved.

[The seal should set forth the following:

1. Contents of the envelope;
2. The location at which custody of the sealed item should be maintained;
3. Date, time and location of the signing of the sealing order;
4. Signature of the judge.

Comment

Neither the targeted telephone number nor any other identifying information should be included on the sealing order.]

§ 65.68. [Duplicate Original for Communications Common Carrier.] Reserved.

[At the time the original order is signed, a duplicate original should also be signed for presentation to the communications common carrier.]

§ 65.69. [Renewal or Extension Procedure.] Reserved.

[A. Section 5712(b) of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5712(b), provides that an interception order may be renewed or extended for a period up to thirty (30) days beyond the expiration date of the original order. To obtain such an extension, it is necessary that an application, affidavit and proposed extension order be submitted to the Court. The application must have all of the features contained in the original application and, pursuant to § 5709(4) of the Act, must also contain a particular statement of facts showing the results obtained to date from the interception or a reasonable explanation of the failure to obtain such results.

B. The procedure for obtaining an extension should in all other respects be the same as that used in obtaining the original order.]

§ 65.70. [Verbal Authorization In General.] Reserved.

[Section 5713 of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5713, provides that, in certain emergency situations, verbal authorization to intercept wire, electronic, or oral communications may be given by the Court. Similarly, 18 Pa.C.S. § 5773, governing orders for pen registers, mobile communication tracking devices, trap and trace devices, and telecommunication identification interception devices allows verbal authorization under exigent circumstances. Application for such authorization should be made in camera, under oath and on the record. When, due to time limitations, an application cannot be made in person, the application may be made by telephone. Moreover, whenever the application proceedings cannot be recorded stenographically, by a court reporter provided by the applicant, the applicant should, with the permission of all speaking parties, tape record the proceedings.

Comment

The requirement for an under oath and on the record in camera proceeding, as well as the recording of the matter is not covered by statute.]

§ 65.71. [Content of Verbal Application.] Reserved.

[The verbal application should include as many of the elements of a written application and affidavit, supra, as can be provided under the emergency conditions. In any event, the verbal application must include sufficient facts for the Court to find the following:

A. An emergency situation exists with respect to the investigation of an offense designated in § 5708 of the Act.

B. The investigation involves conspiratorial activities characteristic of organized crime; or

C. A substantial danger to life or limb exists.

D. As a result of (A) and (B) or (C), authorization for immediate interception of wire, electronic or oral communications is needed before a written application could, with due diligence, be submitted and acted upon by the Court.]

§ 65.72. [Verbal Authorization Contingent Upon Written Application.] Reserved.

[Based on these findings, the Court may verbally authorize interception, pursuant to § 5713, conditioned upon the filing within forty-eight (48) hours of a written application for an interception order. Such written application and affidavit should be in the form previously described and should, along with the written order, include the following:

A. A recitation of the date, time, place and circumstances of the verbal authorization.

B. The written authorization conferred by the Court is retroactive to the time of the verbal authorization.

C. The authorized interception shall terminate immediately when the communication sought is obtained. Section 5713 of the Act provides that if the subsequent written application is not made, any interception conducted pursuant to verbal authorization will be illegal.

D. Pursuant to 18 Pa.C.S. § 5773, if exigent circumstances exist, the Court may verbally authorize the installation and use of a pen register, trap and trace device, telecommunications identification interception device, or permit mobile communication tracking. However, a written order authorizing the disclosure must be entered within 72 hours of the oral authorization.]

§ 65.73. [Progress Reports.] Reserved.

[Section 5712(c) of the Wiretapping and Electronic Surveillance Control Act, 18 Pa.C.S. § 5712(c), requires that the Attorney General or District Attorney or designee supervise the interception. Pursuant to § 5712(d) of the Act, this Supervising Attorney may be required under the terms of the order to submit periodic progress reports to the Court during the course of the interception. These reports should explain to the Court the progress being made toward achieving the objectives of the interception and should ex-

plain why continued interception is necessary. Progress reports shall be sealed and filed in the same manner as applications.

Comment

The judge may establish the time period for these reports within his or her order. A period of seven (7) days has proven to be practical.]

§ 65.74. [Content of Final Report.] Reserved.

[Pursuant to § 5712(e) of the Act, at the termination of the interception, the Supervising Attorney must submit a final report consisting of a complete written list of names of persons intercepted (if known) and evidence of offenses discovered, including those offenses not set forth in the application or order. Where communications relating to offenses other than those specified in the application or order are intercepted, the contents of those communications and any evidence derived therefrom must be included in the final report.]

§ 65.75. [Motions for Unsealing Orders.] Reserved.

[A motion by an interested party to unseal an application, report, order, or other document previously placed under seal shall be in writing, shall state specifically the reason for the unsealing order and the use to be made of the unsealed application, report, order, or other document, and, when possible, shall be presented to the judge who ordered the same sealed. The Court, upon good cause shown, may order an application, report, order, or other document within the Prothonotary's file to be unsealed and may impose such conditions or limitations thereon as may be necessary to safeguard the confidentiality of such information.

When a motion to unseal is granted, the Prothonotary, within ten (10) days, shall deliver to the requesting party a certified copy of the document(s) unsealed. The Prothonotary, without express written permission from the Court, shall not surrender original documents constituting a part of his or her file.

The motion should identify the following:

A. The specific application, report, order or other contents sought to be unsealed. The application, report, order or other contents sought to be unsealed shall be limited and described with particularity.

B. The purpose for which the order is sought.

1. *Trial or Other Criminal Proceeding.*

If the application, report, order or other contents under seal is/are sought for a trial or other criminal proceeding, the motion shall state the type of proceeding, court docket number(s), the name(s) of the party(ies) involved, the forum, the date(s) and approximate length of time for which such application, report, order or other contents will be utilized and name(s) and designation(s) of the person(s) having access to the unsealed application, report, order, or other contents.

2. *Criminal Investigation.*

If the application, report, order, or other contents under seal is/are sought for the purpose of disclosure to law enforcement or investigative officers in connection with a criminal investigation, the

name(s) of the investigative or law enforcement officer(s) shall be set forth together with his/her/their designation(s), his/her/their authority to conduct said investigation, the purpose of the investigation and the approximate date(s) and length of time for which such application, report, order or other contents are sought.]

§ 65.76. [Order of Court.] Reserved.

[The Court may, upon due cause shown by the said motion, order unsealed the application, report, order, or other contents which is/are the subject of the motion for the purpose(s) set forth therein. If the motion to unseal is granted, the order authorizing unsealing shall be limited to the application, report, order, or other contents which is/are the subject of the motion. The unsealing order shall be valid for a period not to exceed twenty (20) days or the length of the trial or other criminal proceeding or investigation, whichever period is shorter.]

§ 65.77. [Return of Documents to Court.] Reserved.

[The application, report, or order or other contents subject to the unsealing or any extension(s) thereof shall be returned to the Court within forty-eight (48) hours of the expiration of the life of the unsealing order or any extension(s) thereof or within forty-eight (48) hours of the termination of the trial or other criminal proceeding or investigation, whichever event occurs sooner, unless a timely motion to extend the life of the unsealing order or to extend the scope of a previously granted unsealing order has been filed and granted.]

§ 65.78. [Responsibility for Unsealed Documents.] Reserved.

[After a motion for an unsealing order or any extension(s) therefor has/have been granted and the application, report, order or other contents which was/were the subject of the said motion or any extensions(s) therefor granted has/have been turned over to the custody of the investigative or law enforcement officer(s) designated in the motion or any extensions therefor and Order(s) granting same to receive the said application, order, report or other contents for the purpose(s) set forth in the said motion or any extension(s) therefor and Order(s) granting same, the said investigative or law enforcement officer(s) shall assume complete responsibility for and the safekeeping of such application, order, report or other contents for the entire duration of the time set forth in the said unsealing Order or any extension(s) thereof in which said application, order, report or other contents remain in his/her/their custody for the purpose(s) set forth in the said motion or any extension(s) therefor and Order(s) granting same and, further, shall assume responsibility for the safe return of such application, order, report or other contents to the Court pursuant to § 65.77.]

[Pa.B. Doc. No. 20-1730. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 1915]

Proposed Amendment of Pa.R.C.P. No. 1915.11-2

The Domestic Relations Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P. No. 1915.11-2—Appointment of Guardian *Ad Litem*—for the reasons set forth in the accompanying publication report. Pursuant to Pa.R.J.A. No 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any 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:

Bruce J. Ferguson, Counsel
Domestic Relations Procedural Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
Fax: 717-231-9531
domesticrules@pacourts.us

All communications in reference to the proposal should be received by February 12, 2021. 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 Domestic Relations
Procedural Rules Committee*

THE HONORABLE DANIEL J. CLIFFORD,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1915. ACTIONS FOR CUSTODY OF MINOR CHILDREN

(Editor's Note. The following text replaces the current rule text in its entirety.)

Rule 1915.11-2. Appointment of Guardian *Ad Litem*.

(a) *Appointment.*

(1) On its own motion or a motion of a party, the court may appoint a guardian *ad litem*.

(2) Prior to appointing a guardian *ad litem*, the court shall find that the appointment is necessary for the court to determine the child's best interest.

(3) The guardian *ad litem*:

(i) shall represent the child's best interest in the custody action;

(ii) shall not act as the child's legal counsel or represent the child's legal interest; and

(iii) shall be a licensed attorney or licensed mental health professional.

(4) The court may order the parties to pay all or part of the guardian *ad litem's* fees or costs.

(b) *Duties and Responsibilities.*

(1) *Reports.* The guardian *ad litem* shall:

(i) file of record any report prepared by the guardian *ad litem*; and

(ii) provide to the parties and the court a copy of the filed report not later than 20 days prior to a hearing or trial.

(A) The court shall determine the admissibility of the report at the hearing or trial.

(B) Prior to disclosing confidential information prohibited by 23 Pa.C.S. § 5336 to the parties, the court shall determine whether the guardian *ad litem* may disclose the information.

(2) *Testimony.* The guardian *ad litem*:

(i) shall attend court proceedings and testify as necessary; and

(ii) shall be subject to cross-examination if called to testify by a party or the court.

(3) *Child's Statement.* The guardian *ad litem's* report or testimony may include a subject child's statement that would be otherwise inadmissible hearsay under Pa.R.E. 802.

Official Note: 23 Pa.C.S. § 5334 is suspended insofar as it (1) requires that a guardian *ad litem* be an attorney, (2) permits the guardian *ad litem* to represent both the best interests and legal interests of the child, (3) provides the guardian *ad litem* the right to examine, cross-examine, present witnesses and present evidence on behalf of the child, and (4) prohibits the guardian *ad litem* from testifying.

PUBLICATION REPORT

Rule Proposal 181

The Domestic Relations Procedural Rules Committee (Committee) is proposing an amendment to Pa.R.C.P. No. 1915.11-2—Appointment of Guardian *Ad Litem*. Specifically, the proposed amendment would permit a guardian *ad litem* (GAL) to testify or include in the GAL's report a minor child's statement even if the statement would be otherwise inadmissible hearsay.

The Committee received a request for rulemaking on the admissibility of a child's statement to a GAL in a custody hearing or trial. The Rules of Civil Procedure provides for the appointment of a GAL when the court finds that it is necessary in determining the child's best interest. As set forth in Pa.R.C.P. No. 1915.11-2, a GAL is required to meet with a child of an appropriate age in order to ascertain the facts.

Often, the child makes statements to the GAL that could impact the court determining the child's best interest. The child's statements are generally considered hearsay under Pennsylvania Rule of Evidence 802 unless an exception would apply, but are often included in a GAL's

report or testimony. As a matter of course, a GAL prepares a report, which is filed and served on the parties and the court, and the GAL also testifies at a hearing or trial. Absent a hearsay exception that would permit the child's statement into evidence, excluding the statement could significantly impact the court's ability to determine the child's best interest.

Generally, the Pennsylvania Rules of Evidence does not provide for the blanket admissibility of a child's hearsay statements made to a GAL, and unlike dependency actions under the Juvenile Act, 42 Pa.C.S. §§ 6301 *et seq.*, in which a hearsay statement may be admissible in dispositional hearings, similar statements in a child custody action are inadmissible unless a hearsay exception applies. As reported to the Committee, the statement's admissibility varies from court to court. Some courts will allow the statement into evidence since it does impact the child's best interest; while other courts will disallow the statement as hearsay unless a hearsay exception applies.

To remedy the disparate treatment of the child's statement, the Committee believes an exception to the hearsay rule is necessary to reflect the admissibility of the statement made to the child's GAL as the statement often is probative of the child's best interest. As the exception would be limited in its application to child custody cases, the Committee believes the child custody procedural rules should provide the exception rather than the Rules of Evidence. Including a hearsay exception in the procedural rules is permitted by the Rules of Evidence, see Pa.R.E. 802, and the Supreme Court has incorporated hearsay exceptions into other procedural rules. See Pa.R.C.P. Nos. 4020 and 4017(g); Pa.R.Crim.P. 574, 542(E), and 1003(E).

As such, the Committee is proposing an amendment to Pa.R.C.P. No. 1915.11-2—Appointment of Guardian *Ad Litem*. The rule proposal rewrites the rule in its entirety; however, the majority of the changes are stylistic and format changes. The substantive change related to the admissibility of a child's hearsay statement to a GAL is included in subdivision (b)(3). As result of the proposed change, the GAL's report and testimony would be treated similarly to an expert witness' report and testimony under Pa.R.E. 701—706.

All comments, concerns, and suggestions concerning this rule proposal are welcome.

[Pa.B. Doc. No. 20-1731. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 231—RULES OF CIVIL PROCEDURE

PART I. GENERAL

[231 PA. CODE CH. 1930]

Proposed Amendment of Pa.R.C.P. No. 1930.2

The Domestic Relations Procedural Rules Committee is planning to propose to the Supreme Court of Pennsylvania the amendment of Pa.R.C.P. No. 1930.2—No Post-Trial Motions. Motions for Reconsideration—for the reasons set forth in the accompanying publication report. Pursuant to Pa.R.J.A. No 103(a)(1), the proposal is being published in the *Pennsylvania Bulletin* for comments, suggestions, or objections prior to submission to the Supreme Court.

Any 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:

Bruce J. Ferguson, Counsel
Domestic Relations Procedural Rules Committee
Supreme Court of Pennsylvania
Pennsylvania Judicial Center
PO Box 62635
Harrisburg, PA 17106-2635
Fax: 717-231-9531
domesticrules@pacourts.us

All communications in reference to the proposal should be received by February 12, 2021. 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 Domestic Relations
Procedural Rules Committee*

THE HONORABLE DANIEL J. CLIFFORD,
Chair

Annex A

TITLE 231. RULES OF CIVIL PROCEDURE

PART I. GENERAL

CHAPTER 1930. RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY

Rule 1930.2. No Post-trial Practice. Motions for Reconsideration.

(a) There shall be no motions for post-trial relief in any domestic relations matter, including Protection of Victims of Sexual Violence or Intimidation matters.

Official Note: See Pa.R.C.P. No. 1957.

(Editor's Note: The following text replaces subdivisions (b)—(e) entirely.)

(b) *Motion for Reconsideration.* Within 30 days of the entry of an order, a party aggrieved by the court's order may file with the court a motion for reconsideration.

(1) *Reconsideration Granted.* If the court grants the motion for reconsideration and enter its order within the 30-day appeal period as provided in Pa.R.A.P. 903:

Official Note: See Pa.R.A.P. 903. A party shall file the Notice of Appeal within 30 days after the entry of the order from which the appeal is taken, except as otherwise set forth in that rule.

(i) The underlying order under reconsideration remains in effect pending the court's reconsideration decision unless the court, upon motion of a party or *sua sponte*:

(A) vacates the underlying order; or

(B) stays the underlying order.

(ii) During the 120-day period provided in subdivision (b)(1)(iii), the court may order additional testimony, and as a result, the court need not render its reconsidered decision within 120 days.

(iii) *Reconsidered Decision.* Except as set forth in subdivision (b)(1)(ii):

(A) the court shall enter the reconsidered decision within 120 days from the date the court granted the motion for reconsideration; or

(B) if the court does not enter a reconsidered decision within 120 days, the underlying order shall be deemed affirmed.

(iv) *Notice of Appeal.* The time for filing a notice of appeal will begin to run anew from:

(A) the day the court enters the reconsidered decision; or

(B) the 121st day after the motion for reconsideration was granted, when the underlying order has been deemed affirmed as provided in subdivision (b)(1)(iii)(B).

(2) *Reconsideration Denied.* If the court denies the motion for reconsideration within the underlying order's 30-day appeal period, the time for filing a notice of appeal will run as if the motion for reconsideration had never been presented to the court.

PUBLICATION REPORT

Rule Proposal 182

The Domestic Relations Procedural Rules Committee (Committee) is proposing an amendment to Pa.R.C.P. No. 1930.2 as that rule relates to a motion for reconsideration. The proposed amendment would address the status of the underlying order pending the trial court's reconsideration. Currently, the Rules of Civil Procedure do not address the order's status. Although the Committee is proposing the amendment, it believes the proposal is merely a codification of current practice.

The Committee received a rulemaking request suggesting that Pa.R.C.P. No. 1930.2 should be amended to clarify the status of the underlying order that a party has requested reconsideration from the trial court. The rule as written provides guidance on requesting reconsideration but does not indicate whether the underlying order is effective pending the trial court's reconsideration.

Unlike other civil actions, post-trial motions are precluded for domestic relations actions. See Pa.R.C.P. No. 1930.2(a). A party seeking relief from a court's order may appeal, request the trial court reconsider its order, or both. As noted in the Pennsylvania Rules of Appellate Procedure, the trial court has the authority to reconsider its order even after an appeal is filed. See Pa.R.A.P. 1701(b). Generally, a domestic relations order appealed is effective unless the appellant requests a stay or supersedeas pending the appeal from the trial court as provided in Pa.R.A.P. 1731(b) and 1732. However, there is no similar provision in the Rules of Civil Procedure as it relates to reconsideration. The Committee is proposing an amendment to Pa.R.C.P. No. 1930.2 that would provide similar treatment of an order pending reconsideration; in other words, the order is effective pending reconsideration unless the moving party requests the trial court stay or vacate the order.

Subdivisions (b) through (e) have been entirely rewritten into an outline format with the substantive change noted above included in subdivision (b)(1)(i). Otherwise, Pa.R.C.P. No. 1930.2 remains substantively unchanged.

All comments, concerns, and suggestions concerning this rule proposal are welcome.

[Pa.B. Doc. No. 20-1732. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 255—LOCAL COURT RULES

FAYETTE COUNTY

Clerk of Courts Fee Bill; No. 478 MD 2020

Order of Court

And Now, this 2nd day of December, 2020, pursuant to 42 Pa.C.S. § 1725.4(a)(2), the Fayette County Clerk of Courts' request to increase fees and charges effective January 1, 2021, is approved. The fees to be charged and collected by the Clerk of Courts in counties of the second class A and the third through eighth, or equivalent officer in home rule counties of the same class, shall be listed on the following Fee Bill.

The amount of any fee or charge increased pursuant to paragraph (1) of 42 Pa.C.S. § 1725.4 may be increased every three years, provided that the amount of the increase may not be greater than the percentage of increase in the Consumer Price Index for Urban Workers for the immediate three years preceding the increase in the fee or charge.

In addition to any other fee authorized by law, an automation fee of not more than \$5.00 may be charged and collected by the Clerk of Courts of counties of the second class A and the third through eighth class, including home rule counties of the same class, for the initiation of any action or legal proceeding. The automation fee shall be deposited into a special Clerk of Courts automation fund established in each county. Monies in the special fund shall be used solely for the purpose of automation and continued automation update of the Office of the Clerk of Courts.

By the Court

JOHN F. WAGNER, Jr.,
Judge

FAYETTE COUNTY CLERK OF COURTS FEE BILL Effective January 1, 2021

<i>Criminal Case Filings</i>	
Felony, Misdemeanor	\$157.55
PFA Indirect Criminal Contempt	141.20
Non-Jury, Plea, ARD, PWOV	141.20
Summary	52.15
Out of County Courtesy Supervision	46.00
Summary Appeal	46.00
<i>Bail Bonds</i>	
Percentage Cash Bail Administrative Fee 30% on amount paid Agent Qualifying Power of Attorney	\$53.20
Bail Piece (Application and Order)	16.85
Bail Forfeitures	29.15
Posting Property Bond	26.05
<i>Filings</i>	
Appeals (Higher Court: state fee not included)	\$58.30
Issuance of Bench Warrants	19.40
Constable Bond/Oath/Card	22.50
Deputy Constable Appointment/Card	22.50
Expungement (Miscellaneous Cases)	53.20

<i>Filings</i>	
ARD Motion and Expungement	68.55
Miscellaneous Matters	22.50
Municipal School Tax Report	18.40
Petitions/Motions generally (following dispositions)	22.50
Petitions for Parole/Release etc.	22.50
Private Detective (Individual) Bond/License— 2 years	232.20
Private Detective (Corporate) Bond/License— 2 years	333.60
Revocation of ARD, PWOV, Probation/Parole	22.50
Roads (Including Certification)	22.50
Summary Appeal (Non-refundable filing fee)	46.55
Tax Collector Bond/Oath	22.50
Tax Collector Report	18.40
<i>Miscellaneous Fees</i>	
Certification	\$10.00
Copies (per page)	.25
Clerk of Courts Automation Fee	5.00
Computer Printouts	1.00
Exemplification	22.50
Fax Fees (per page)	1.75
License Suspension/Reinstatement	22.50
Postage (per case)	15.25
Record Search	11.25
Subpoena (sign/seal)	5.60

[Pa.B. Doc. No. 20-1733. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LEHIGH COUNTY

Administrative Order Establishing Uniform Costs for Global Positioning Satellite Monitoring by the Probation/Parole Office; No. AD-18-2020

Order

And Now, this 23rd day of November, 2020, the following Administrative Order establishing uniform costs in criminal cases for certain services rendered by the Probation/Parole Office of Lehigh County is promulgated and is effective for all such services rendered in any criminal case thirty (30) days or more after publication of this Order in the *Pennsylvania Bulletin*. Seven (7) certified copies shall be filed with the Administrative Office of Pennsylvania Courts; that two (2) certified copies shall be filed with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*; that one (1) certified copy shall be filed with the Criminal Procedural Rules Committee; and that one (1) copy shall be filed with the Clerk of Courts of the Court of Common Pleas of Lehigh County.

GLOBAL POSITIONING SATELLITE MONITORING

Every person who is sentenced to serve part or all of his or her sentence on Global Positioning Satellite Monitoring (house arrest) shall pay a fee of \$14.00 per day to defray the costs of that program, except if the defendant is determined to be indigent.

By the Court

EDWARD D. REIBMAN,
President Judge

[Pa.B. Doc. No. 20-1734. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 25—LOCAL COURT RULES

LUZERNE COUNTY

Request to Increase Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Clerk of Courts; No. 10347 of 2020

Petition of Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, to Increase the Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Clerk of Courts

Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, Romilda P. Crocamo, Esquire, Chief Solicitor for Luzerne County Office of Law, respectfully requests this Honorable Court increase the fees of that section of the Division of Judicial Services and Records formerly referred to as the Office of the Clerk of Courts, as proposed in Exhibit "A" which follows hereto, and avers as follows in support thereof:

1. This Honorable Court has authority to increase the Clerk of Courts' fees pursuant to 42 P.S. § 21071.1.
2. Pursuant to 42 P.S. § 21071.1, the Clerk of Courts has the right to petition for an increase in fees every three years provided that the amount of the increase is not greater than the percentage of the increase in the Consumer Price Index for Urban Workers for three years immediately preceding the last increase. 42 P.S. § 21071.1.
3. The Luzerne County Clerk of Courts has not raised its fees since January 1, 2017.
4. Section 12.04 of Luzerne County's Home Rule Charter, effective January 1, 2012, eliminated the Elective Office of the Prothonotary.
5. Section 12.07(E) provides, as follows: "The Division of Judicial Services and Records shall be responsible for: the services and functions that prior to the effective date of this Charter were performed by the *Clerk of Courts*, Coroner, Prothonotary, Recorder of Deeds, Register of Wills, and Sheriff, and any other powers, duties, programs, services, or functions that may be assigned by the Administrative Code." *Emphasis added.*
6. Joan Hoggarth is the duly appointed Director of Judicial Services and Records of Luzerne County.
7. The proposed fee bill with proposed increases follows hereto and is marked as Exhibit "A."

8. The current fee bill follows hereto and is marked as Exhibit "B."

9. It is believed and therefore averred that the proposed percentage increase is within the range authorized by 42 P.S. § 21071.1 in that it does not exceed the percentage of the increase in the Consumer Price Index for Urban Workers for three years immediately preceding the last increase, i.e., November 1, 2011.

Wherefore, Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, respectfully requests this Honorable Court, pursuant to 42 P.S. § 21071.1, approve the fees as set forth in Exhibit "A" effective January 1, 2021.

Respectfully submitted,
Romilda P. Crocamo, Esquire
Chief Solicitor
Luzerne County Office of Law

VERIFICATION

I, JOAN HOGGARTH, Director of Judicial Services and Records of Luzerne County, verify that the statements made in the foregoing PETITION are true and correct to the best of my knowledge. I understand that false statements herein are made subject to the penalties of 18 P.A.C.S. Section 4904, relating to unsworn falsification to authorities.

DATE: _____

JOAN HOGGARTH
Director of Judicial Services and
Records of Luzerne County

Joan Hoggarth, Director of Judicial Services and Records of Luzerne County Request to Increase Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Prothonotary; No. 10347 of 2020

Order

And Now, this 10th day of November, 2020, upon review and consideration of the Petition of Joan Hoggarth, Director of Judicial Services and Records of Luzerne County to Increase the Fees of that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Prothonotary, and pursuant to 42 P.S. § 21071.1, which authorizes the Prothonotary to increase fees consistent with the percentage of increase in the Consumer Price Index for Urban Workers for the immediate three year period preceding the last increase, the Court takes judicial notice that the proposed increase in fees of 5% or less is within the stated percentage increase.

It is therefore hereby Ordered and Decreed that the Court approves the increases in the fee schedule for that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Prothonotary, effective January 1, 2021, as per the Prothonotary Fee Schedule follows hereto and marked as Exhibit "A." The Director of Judicial Services and Records of Luzerne County is hereby directed to file this Order and this Order shall be published on the Luzerne County website and in the *Luzerne County Legal Register* and *Pennsylvania Bulletin*.

By the Court

HONORABLE MICHAEL VOUGH,
President Judge

Exhibit A
Luzerne County—Clerk of Courts Fees
Effective January 1, 2021

Appeal Processing for Clerk of Courts (\$58.50 + \$5.00 automation fee)	\$64.75
Appeal Processing for Superior Court	\$90.25
Superior Court Raised Fee as of 11-1-17 (Per AOPC)	
Appointment to Fill Vacancy of Office	\$17.75
ARD Dismissal Rule 319 (\$17.50 + \$5.00 automation fee).....	\$23.00
Bail Bondsmen renewal	\$10.25
Certifications	\$8.75
Civil Judgment Satisfaction (\$17.50 + \$5.00 automation fee).....	\$23.00
Constable Deputy and Constable Bonds	\$17.75
Copies	¢0.50
Detective License Applications (Incorporated)	\$434.00
Detective License Applications (Individual)	\$326.00
Expungements Rule 320 (\$17.50 + \$5.00 automation fee).....	\$23.00
Expungement Fee Under Pa.C.S. Section 1725.7 (Act 5).....	\$132.00
Filing Petition & Order (\$17.50 + \$5.00 automation fee).....	\$23.00
Filing of Orders/Motions (2nd Filing).....	\$8.75
Filings of Resolutions/Ordinances	\$18.00
Filing of Tax Collector's Bonds.....	\$11.75
Limited Access (\$18.00 + \$5.00 automation fee).....	\$23.00
Liquor License Appeals.....	\$24.00
Microfilm Copies.....	\$1.50
Motion & Order (All Nolle Prose)	\$23.50
Poundage on Bail	3% on the first thousand, 1% on the balance.....
Processing all Misc. or Felony Cases During or After Trial.....	\$148.50
Processing all Misc. of Felony Cases During or Before Trial.....	\$83.25
Record Checks (Per Individual)	\$17.75
Short Certificate.....	\$8.25
Subpoenas.....	\$3.50
Summary Appeal (\$48.00 + \$5.00 automation fee).....	\$53.00
Writ of Habeas Corpus Petitions (\$59.50 + \$5.00 automation fee)	\$64.75
Case Assessments: (Applied by Probation)	
Administrative Fee on MD Numbers (\$41.00 + \$5.00 automation fee)	\$46.00
Clerk of Courts Filing Fee (\$122.50 + \$5.00 automation fee).....	\$127.50
Luzerne County cost each additional count	\$26.50

Exhibit B
Luzerne County—Clerk of Courts Fees
Effective January 1, 2017
RE-ISSUED November 1, 2017 (Per AOPC)

Appeal Processing for Clerk of Courts (\$58.50 + \$5.00 automation fee)	\$63.50
Appeal Processing for Superior Court	\$85.50
Appointment to Fill Vacancy of Office	\$17.50
ARD Dismissal Rule 319 (\$17.50 + \$5.00 automation fee).....	\$22.50
Certifications	\$8.50
Civil Judgment Satisfaction (\$17.50 + \$5.00 automation fee).....	\$22.50
Constable Deputy and Constable Bonds	\$17.50
Copies	\$.50

Detective License Applications (Incorporated)	\$425.50
Detective License Applications (Individual)	\$319.50
Expungements Rule 320 (\$17.50 + \$5.00 automation fee)	\$22.50
Expungement Fee under Pa.C.S. Section 1725.7 (Act 5)	\$132.00
Filing Petition & Order (\$17.50 + \$5.00 automation fee)	\$22.50
Filing of Orders/Motions (2nd Filing)	\$8.50
Filing of Resolutions/Ordinances	\$17.50
Filing of Tax Collector’s Bonds	\$11.50
Liquor License Appeals	\$23.50
Microfilm Copies	\$1.50
Motion & Order (all nolle prose)	\$23.00
Poundage on Bail	3% on the first thousand, 1% on the balance
Processing all Misc. or Felony Cases During or After Trial	\$145.50
Processing all Misc. or Felony Cases During or Before Trial	\$81.50
Record checks (per individual)	\$17.50
Short Certificate	\$8.00
Subpoenas	\$3.25
Summary Appeal (\$47.00 + \$5.00 automation fee)	\$52.00
Writ of Habeas Corpus Petitions (\$58.50 + \$5.00 automation fee)	\$63.50
Case Assessments: (Applied by Probation)	
Administrative Fee on MD Numbers (\$40.00 + \$5.00 automation fee)	\$45.00
Clerk of Courts Filing Fee (\$120.00 + \$5.00 automation fee)	\$125.00

[Pa.B. Doc. No. 20-1735. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LUZERNE COUNTY

Request to Increase Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Prothonotary; No. 10346 of 2020

Petition of Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, to Increase the Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Prothonotary

Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, Romilda P. Crocamo, Esquire, Chief Solicitor for Luzerne County Office of Law, respectfully requests this Honorable Court increase the fees of that section of the Division of Judicial Services and Records formerly referred to as the Office of the Prothonotary as proposed in Exhibit “A” which follows hereto, and avers as follows in support thereof:

1. This Honorable Court has authority to increase the Prothonotary’s fees pursuant to 42 P.S. § 21071.1.

2. Pursuant to 42 P.S. § 21071.1, the Prothonotary has the right to petition for an increase in fees every three years provided that the amount of the increase is not greater than the percentage of the increase in the Consumer Price Index for Urban Workers for three years immediately preceding the last increase. 42 P.S. § 21071.1.

3. The Luzerne County Prothonotary has not raised its fees since January 1, 2016.

4. Section 12.04 of Luzerne County’s Home Rule Charter, effective January 1, 2012, eliminated the Elective Office of the Prothonotary.

5. Section 12.07(E) provides, as follows: “The Division of Judicial Services and Records shall be responsible for: the services and functions that prior to the effective date of this Charter were performed by the Clerk of Courts, Coroner, *Prothonotary*, Recorder of Deeds, Register of Wills, and Sheriff, and any other powers, duties, programs, services, or functions that may be assigned by the Administrative Code.” *Emphasis added.*

6. Joan Hoggarth is the duly appointed Director of Judicial Services and Records of Luzerne County.

7. The proposed fee bill with proposed increases that do not exceed 4% follows hereto and marked as Exhibit “A.”

8. The current fee bill follows hereto and marked as Exhibit “B.”

9. It is believed and therefore averred that the proposed percentage increase is within the range authorized by 42 P.S. § 21071.1 in that it does not exceed the percentage of the increase in the Consumer Price Index for Urban Workers for three years immediately preceding the last increase, i.e., November 1, 2011.

Wherefore, Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, respectfully requests this Honorable Court, pursuant to 42 P.S. § 21071.1, approve the fees as set forth in Exhibit “A” effective January 1, 2021.

Respectfully submitted,
Romilda P. Crocamo, Esquire
Chief Solicitor
Luzerne County Office of Law

VERIFICATION

I, JOAN HOGGARTH, Director of Judicial Services and Records of Luzerne County, verify that the statements made in the foregoing PETITION are true and correct to the best of my knowledge. I understand that false statements herein are made subject to the penalties of 18 P.A.C.S. Section 4904, relating to unsworn falsification to authorities.

DATE: _____

JOAN HOGGARTH
Director of Judicial Services and
Records of Luzerne County

**Joan Hoggarth, Director of Judicial Services and
Records of Luzerne County Request to Increase
Fees of that Section of the Division of Judicial
Services and Records, Formerly Referred to as the
Office of the Prothonotary; No. 10346 of 2020**

Order

And Now, this 10th day of November, 2020, upon review and consideration of the Petition of Joan Hog-

garth, Director of Judicial Services and Records of Luzerne County to Increase the Fees of that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Prothonotary, and pursuant to 42 P.S. § 21071.1., which authorizes the Prothonotary to increase fees consistent with the percentage of increase in the Consumer Price Index for Urban Workers for the immediate three year period preceding the last increase, the Court takes judicial notice that the proposed increase in fees of 5% or less is within the stated percentage increase.

It is therefore hereby Ordered and Decreed that the Court approves the increases in the fee schedule for that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Prothonotary, effective January 1, 2021, as per the Prothonotary Fee Schedule follows hereto and marked as Exhibit "A." The Director of Judicial Services and Records of Luzerne County is hereby directed to file this Order and this Order shall be published on the Luzerne County website and in the *Luzerne County Legal Register* and *Pennsylvania Bulletin*.

By the Court

HONORABLE MICHAEL VOUGH,
President Judge

Exhibit A

PROTHONOTARY'S FEE BILL
LUZERNE COUNTY

Pursuant to ACT 98-164 of January 21, 1999, the following fees are fixed by the Prothonotary and effective:

EFFECTIVE: January 1, 2021

APPEALS: From the Court of Common Pleas to any Appellate Court	\$68.00
Plus Appellate Court Fee (separate check)	\$90.25
ARBITRATIONS: Where arbitration proceedings are processed by the Prothonotary's Office (\$50,000.00 Limit)	\$61.25
APPEAL OF ARBITRATOR'S DECISION	\$453.25
ASSIGNMENTS	\$12.00
AUDITOR'S REPORT: (School, etc.)	\$66.00
BUILDING AGREEMENTS: Stipulations	\$30.50
Waivers	\$30.50
CERTIFICATIONS:	
Certifying copy of any paper—First Page	\$8.75
Additional pages	\$4.50
Certification of Notary Public, Justice of Peace, Motor Vehicle or similar paper	\$6.50
CERTIFICATION OF TRIAL READINESS	\$11.00
COMMENCEMENT OF ACTIONS (by Summons, Petition or Complaint):	
Civil Actions, Declaration of Taking, Equity, Lis Pendens, Name Change, Mortgage Foreclosure, Quiet Title, Minors Compromise Settlement, Petition to Open/Strike Judgment, Suspension of Motor Vehicle, Tax Assessment Appeal, Transfers from Other Jurisdictions, Notice of Appeal from Magistrate, Appeal from Zoning Hearing Board, Miscellaneous	\$170.75
Statement of Objection: (Magistrate)	\$66.50
PFA	\$135.50
PFA State surcharge	\$100.00
COPIES: (Made by customer)	@0.50
COPIES: (Made by employees)	\$2.25
DECLARATORY JUDGMENT	\$183.75
DECREES: (Entry of any decree which is final)	\$14.00

THE COURTS

7015

DISCONTINUANCE: (On any case filed before January 3, 2005)	\$12.00
DIVORCE ACTION: (basic no-fault)	\$181.75
(Add \$43.50 for each count after the first)	
DIVORCE COUNTER CLAIM: (Additional Count)	\$43.50
DIVORCE: (Additional Count of Custody)	\$44.00
Special Note:	
The AOPC has informed us that effective January 1, 2019, \$8.50 is to be collected on all custody case filings. The fee is the result of Act 119 of 1996 (commonly referred to as the Jen and Dave fee). The purpose of the fee is to fund a new automated system to make criminal charge information available to parties involved in custody cases.	
CUSTODY ACTION	\$179.75
EXECUTIONS: Money Judgment, Mortgage Foreclosure & Municipal	\$34.75
Possession, Writ of	\$34.75
Attachment	\$34.75
Seizure, Writ of	\$34.75
Judgment (Out of County Execution)	\$16.50
EXEMPLIFICATION OF RECORDS	\$23.50
FAX: Long Distance	(per page) \$3.00
Local	(per page) \$3.00
FINANCIAL STATEMENT	\$28.25
JUDGMENTS: Complaint in Confession of Judgment	\$143.50
New Filing: Entry of any Judgment or Decree, which is final whether by Agreement, Demurrer, Non Pros, or Preliminary Objection or Motion on Verdict of Award, by Court Order, Finding Opinion, Default, Etc.	
Notes (DSB)	\$39.25
Transfer of Judgment from other Counties	\$39.25
Transcripts J.P. or Magistrates	\$31.50
LIENS:	
Municipal	\$38.75
Mechanics	\$38.75
Federal	\$38.75
Flood Protection Authority Lien	\$39.25
Commonwealth	\$39.25
MASTERS FEE:	
Moving Party	\$400.00
Responding Party	\$400.00
NOTARY PUBLIC: Registration of Signature of Notary Public	\$4.75
NOTICE TO RETAKE MAIDEN NAME	\$11.00
NOTICE TO RESUME PRIOR SURNAME	\$21.75
POUNDAGE: For handling of money put into Court:	
For each dollar of the first \$1,000.00	¢0.45
For each additional dollar over \$1,000.00	¢0.15
PRAECIPE TO DISSOLVE ATTACHMENT	\$13.00
PRAECIPE FOR LIS PENDENS: (Subsequent filing)	\$27.25
PRAECIPE TO REISSUE WRIT OR REINSTATE COMPLAINT	\$6.50
PRAECIPE TO TRANSMIT RECORD	\$47.25
RECORDING: Filing any paper, account of document required by law to be recorded, not otherwise provided for or included herein	
for or included herein	\$12.00
REVIVALS: Reviving the lien of any Judgment by Amicable Proceedings	
Reviving the lien of any Judgment by Adverse Proceedings	\$34.75
RELEASE OF JUDGMENT	\$8.00
RETURN CHECK CHARGE	\$35.00
SUBPOENA (under seal) Each	\$5.50

SATISFACTION:

On any case filed before January 3, 2005.....	\$12.00
Commonwealth Satisfaction on any case filed before January 3, 2005	\$12.00
Federal Lien Release.....	\$12.00
Clerk of Courts Satisfaction	\$39.25
SEARCH: Five Years	\$27.25
Each Additional Year.....	\$5.50
Naturalization Search (Per Person)	\$27.25
WRIT OF CERTIORARI	\$134.75

Exhibit B

**PROTHONOTARY'S FEE BILL
LUZERNE COUNTY**

Pursuant to ACT 98-164 of January 21, 1999, the following fees are fixed by the Prothonotary and effective:

EFFECTIVE JANUARY 1, 2016

Re-Issued December 1, 2017 (Per AOPC)

Re-Issued January 1, 2018 (Master's Fee)

Re-Issued January 1, 2019 (Custody Fee, Jen and Dave)

Re-issued 2020 (Master's Fee to \$400.00)

APPEALS: From the Court of Common Pleas to any Appellate Court	\$65.50
Plus Appellate Court Fee (separate check).....	\$90.25
	As of 11-30-2017 per AOPC
ARBITRATIONS: Where arbitration proceedings are processed by the Prothonotary's Office (\$50,000.00 Limit)...	\$59.00
APPEAL OF ARBITRATOR'S DECISION	\$435.75
ASSIGNMENTS	\$11.50
AUDITOR'S REPORT: (School, etc.)	\$63.50

As of 11-30-2017 per AOPC

BUILDING AGREEMENTS: Stipulations	\$29.25
Waivers	\$29.25

CERTIFICATIONS:

Certifying copy of any paper—First Page.....	\$8.50
Additional pages.....	\$4.25
Certification of Notary Public, Justice of Peace, Motor Vehicle or similar paper	\$6.25

CERTIFICATION OF TRIAL READINESS	\$10.50
----------------------------------------	---------

COMMENCEMENT OF ACTIONS (by Summons, Petition or Complaint):

Civil Actions, Declaration of Taking, Equity, Lis Pendens, Name Change, Mortgage Foreclosure, Quiet Title, Minors Compromise Settlement, Petition to Open/Strike Judgment, Suspension of Motor Vehicle, Tax Assessment Appeal, Transfers from Other Jurisdictions, Notice of Appeal from Magistrate, Appeal from Zoning Hearing Board, Miscellaneous	\$164.25
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As of 11-30-2017 per AOPC

Statement of Objection: (Magistrate).....	\$64.00
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As of 11-30-2017 per AOPC

PFA.....	\$130.25
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As of 11-30-2017 per AOPC

PFA State surcharge	\$100.00
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COPIES: (Made by customer)	¢0.50
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COPIES: (Made by employees)	\$2.25
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DECLARATORY JUDGMENT	\$176.75
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As of 11-30-2017 per AOPC

DECREES: (Entry of any decree which is final)	\$13.50
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THE COURTS

7017

DISCONTINUANCE: (On any case filed before January 3, 2005)	\$11.50
DIVORCE ACTION: (basic no-fault)	\$174.75
(Add \$41.75 for each count after the first)	As of 11-30-2017 per AOPC
DIVORCE COUNTER CLAIM: (Additional Count).....	\$41.75
.....	As of 11-30-2017 per AOPC
DIVORCE COUNTER CLAIM: (Additional Count of Custody)	\$42.25
.....	As of 1-1-2019 per AOPC
Special Note:	
*The AOPC has informed us that effective January 1, 2019 \$8.50 is to be collected on all custody case filings. The fee is the result of Act 119 of 1996 (commonly referred to as the Jen and Dave fee). The purpose of the fee is to fund a new automated system to make criminal charge information available to parties involved in custody cases.	
CUSTODY ACTION	\$172.75*
.....	As of 1-1-2019 per AOPC
EXECUTIONS: Money Judgment, Mortgage Foreclosure & Municipal.....	\$33.50
Possession, Writ of.....	\$33.50
Attachment.....	\$33.50
Seizure, Writ of.....	\$33.50
Judgment (Out of County Execution).....	\$15.75
EXEMPLIFICATION OF RECORDS	\$22.50
FAX: Long Distance	(per page) \$3.00
Local.....	(per page) \$3.00
FINANCIAL STATEMENT	\$27.25
JUDGMENTS: Complaint in Confession of Judgment.....	\$138.00
New Filing: Entry of any Judgment or Decree, which is final whether by Agreement, Demurrer, Non Pros, or Preliminary Objection or Motion on Verdict of Award, by Court Order, Finding Opinion, Default, Etc.	\$21.50
Notes (DSB).....	\$37.75
Transfer of Judgment from other Counties	\$37.75
Transcripts J.P. or Magistrates	\$30.25
LIENS:	
Municipal	\$37.25
Mechanics.....	\$37.25
Federal	\$37.25
Flood Protection Authority Lien.....	\$37.75
Commonwealth.....	\$37.75
MASTERS FEE:	
Moving Party.....	\$200.00
Responding Party.....	\$200.00
.....	As of 1-1-2018 Local Rule 1920-51 #12036 of 2017
NOTARY PUBLIC: Registration of Signature of Notary Public.....	\$4.50
NOTICE TO RETAKE MAIDEN NAME.....	\$10.50
NOTICE TO RESUME PRIOR SURNAME.....	\$21.00
POUNDAGE: For handling of money put into Court:	
For each dollar of the first \$1,000.00.....	¢0.45
For each additional dollar over \$1,000.00.....	¢0.15
PRAECIPE TO DISSOLVE ATTACHMENT.....	\$12.50
PRAECIPE FOR LIS PENDENS: (Subsequent filing)	\$26.25
PRAECIPE TO REISSUE WRIT OR REINSTATE COMPLAINT.....	\$6.25
PRAECIPE TO TRANSMIT RECORD.....	\$45.50

RECORDING: Filing any paper, account of document required by law to be recorded, not otherwise provided for or included herein	\$11.50
REVIVALS: Reviving the lien of any Judgment by Amicable Proceedings.....	\$21.50
Reviving the lien of any Judgment by Adverse Proceedings	\$33.50
RELEASE OF JUDGMENT	\$7.75
RETURN CHECK CHARGE.....	\$35.00
SUBPOENA (under seal) Each.....	\$5.25
SATISFACTION:	
On any case filed before January 3, 2005.....	\$11.50
Commonwealth Satisfaction on any case filed before January 3, 2005	\$11.50
Federal Lien Release.....	\$11.50
Clerk of Courts Satisfaction	\$37.75
SEARCH: Five Years	\$26.25
Each Additional Year.....	\$5.25
Naturalization Search (Per Person)	\$26.25
WRIT OF CERTIORARI	\$129.50

[Pa.B. Doc. No. 20-1736. Filed for public inspection December 11, 2020, 9:00 a.m.]

Title 255—LOCAL COURT RULES

LUZERNE COUNTY

Request to Increase Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Register of Wills/Clerk of Orphans Court; No. 10345 of 2020

Petition of Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, to Increase the Fees of that Section of the Division of Judicial Services and Records, Formerly Referred to as the Office of the Register of Wills/Clerk of Orphans Court

Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, Romilda P. Crocamo, Esquire, Chief Solicitor for Luzerne County Office of Law, respectfully requests this Honorable Court increase the fees of that section of the Division of Judicial Services and records formerly referred to as the Office of the Register of Wills/Clerk of Orphans Court as proposed in Exhibit “A” which is attached hereto, and avers as follows in support thereof:

1. This Honorable Court has authority to increase the Office of the Register of Will/Clerk of Orphan Court’s fees pursuant to 42 P.S. § 21022.1.

2. Pursuant to 42 P.S. § 21022.1, in third class counties, the register of wills may establish, increase, decrease, modify or eliminate fees and charges with the approval of the President Judge. Thereafter, such fees and charges shall be established, increased, decreased, modified or eliminated as determined by the register of wills and the President Judge. Id.

3. The Luzerne County Office of the Register of Will/Clerk of Orphan Court has not raised its fees since April 1, 2010 and that increase only involved a few documents.

4. Section 12.04 of Luzerne County’s Home Rule Charter, effective January 1, 2012, eliminated the Elective Office of the Office of the Register of Wills/Clerk of Orphan Court.

5. Section 12.07(E) provides, as follows: “The Division of Judicial Services and Records shall be responsible for: the services and functions that prior to the effective date of this Charter were performed by the Clerk of Courts, Coroner, Prothonotary, Recorder of Deeds, *Register of Wills*, and Sheriff, and any other powers, duties, programs, services, or functions that may be assigned by the Administrative Code.” *Emphasis added.*

6. Joan Hoggarth is the duly appointed Director of Judicial Services and Records of Luzerne County.

7. The proposed fee bill with proposed increases follows hereto and marked as Exhibit “A.”

8. The current fee bill follows hereto and marked as Exhibit “B.”

9. It is believed and therefore averred that the proposed percentage increase is within the range authorized by pursuant to 42 P.S., with the approval of the President Judge.

10. Wherefore, Joan Hoggarth, Director of Judicial Services and Records of Luzerne County, through her counsel, respectfully requests this Honorable Court, pursuant to 42 P.S. § 21022.1, approve the fees as set forth in Exhibit “A” effective January 1, 2021.

Respectfully submitted,
Romilda P. Crocamo, Esquire
Chief Solicitor
Luzerne County Office of Law

VERIFICATION

I, JOAN HOGGARTH, Director of Judicial Services and Records of Luzerne County, verify that the statements made in the foregoing PETITION are true and correct to the best of my knowledge.

I understand that false statements herein are made subject to the penalties of 18 P.A.C.S. Section 4904, relating to unsworn falsification to authorities.

DATE: _____

JOAN HOGGARTH
 Director of Judicial Services and
 Records of Luzerne County

**Joan Hoggarth, Director of Judicial Services and
 Records of Luzerne County Request to Increase
 Fees of that Section of the Division of Judicial
 Services and Records, Formerly Referred to as the
 Office of the Register of Wills/Clerk of Orphans
 Court; No. 10345 of 2020**

Order

And Now, this 10th day of November, 2020, upon review and consideration of the Petition of Joan Hoggarth, Director of Judicial Services and Records of Luzerne County to Increase the Fees of that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Register of Wills/Clerk of Orphans Court, and pursuant to 42 P.S. § 21022.1, which

authorizes the register of wills to increase fees and charges with the approval of the President Judge.

It is therefore hereby Ordered and Decreed that the Court approves the increases in the fee schedule for that section of the Division of Judicial Services and Records, formerly referred to as the Office of the Register of Wills/Clerk of Orphans Court, effective January 1, 2021, as per the Register of Wills/Clerk of Orphans Court Fee Schedule follows hereto and marked as Exhibit "A." The Director of Judicial Services and Records of Luzerne County is hereby directed to file this Order and this Order shall be published on the Luzerne County website and in the *Luzerne County Legal Register* and *Pennsylvania Bulletin*.

By the Court

HONORABLE MICHAEL T. VOUGH,
President Judge

Exhibit A	
Register of Wills/Clerk of Orphans Court Fee Schedule—Effective January 1, 2021	
	Accounts—(See Table)
\$15.00	Account (No Balance for Distribution)
	Adoptions (See Table)
\$10.00	Answer/Reply filing
\$35.00	Appeal to Orphans' Court
\$100.00 \$85.50	Appeal to Superior/Supreme Court SEPARATE CHECK payable to 'Superior Court of Pennsylvania'
\$5.00	Appearance/Withdrawal
\$10.00	Automation Fee (First Filings)*
\$20.00	Bond (Performance)
\$30.00	Brief
\$10.00	Award of Real Estate
\$10.00	Caveat Informal/Formal with Bond
\$5.00	Certificate Testamentary/Administration/Guardian/Trustee/Testamentary Guardian
\$2.00	Certified Copy by office staff only
\$2.00	Certificate Update
\$25.00	Certified Birth or Death Certificate or Marriage License
\$10.00	Claims
\$50.00	Commissions Fee
\$0.50	Copy per page in office if made by customer. The fee for staff made copies is higher.
\$10.00	Discharge of Executor/Administrator—Petition and Order
\$10.00	Exceptions to Adjudication
\$50.00 \$100.25	Exemplified Copy of Record Preparation Exemplified Copy of Record Filing***
	Family Settlement Agreement (See Table)
	Guardianship*** (See Table)
\$25.00	Inheritance Tax Certification
\$25.00	Inheritance Tax Return (If no file number add Automation Fee \$10) Supplemental—\$5.00
\$10.00	Inventory (first page) Each additional page \$3.00
\$40.25	JCS/ATJ/CJEA—State Fee. Imposed on the initial/first filing of a Petition in the Register of Wills/Clerk of The Orphan's Court, including but not limited to: Petition for Grant of Letters, Petition for Citation, Small Estate Petition, Petition for Adoption, Petition for Termination and Petition for Appointment of Guardian.**

Exhibit A		
	Letters Testamentary/ Administration (See Table)	
\$25.00	Letters of Administration DBN or DBNCTA	
\$50.00	Marriage License (Cash only)	
\$25.00	Motion for a teleconference for a marriage license application for an incarcerated party	
\$15.00	Objections	
\$50.00	Petitions with existing File Number	
\$10.00	Praecipe	
\$10.00	Receipt and Release/Disclaimer/Assignment (per name)	
\$10.00	Renunciation	
\$35.00	Returned Check	
\$10.00	Satisfaction of Claim	
\$10.00	Stipulation	
\$30.00	Search Fee for any purpose	
\$20.00	Will (Probate Only)*	
\$50.00***	Small Estate Petition	
***	Add Automation Fee (\$10) JCS/ ATJ/ CJEA Fee \$40.25	
Family Settlement Agreement		
\$15.00	Fee is based on the amount of Gross Probate Estate	
\$35.00	Not exceeding \$25,000 Gross Estate	
\$60.00	\$25,001 to \$50,000 Gross Estate	
\$100.00	\$50,001 to \$75,000 Gross Estate	
\$150.00	\$75,001 to \$100,000 Gross Estate	
\$250.00	\$100,001 to \$200,000 Gross Estate	
\$50.00	\$200,001 to \$400,000 Gross Estate Each additional \$200,000 or part thereof	
Letters Testamentary/Letters of Administration		
\$50.00	Estates not exceeding \$10,000	Pre-Paid Fees at time of Probate
\$85.00	Over \$10,000 but not exceeding \$25,000	Automation Fee\$10.00
\$120.00	Over \$25,000 but not exceeding \$50,000	JCS/ATJ/CJEA Fee\$40.25
\$155.00	Over \$50,000 but not exceeding \$75,000	Inheritance Tax Return\$25.00
\$190.00	Over \$75,000 but not exceeding \$100,000	Inventory\$10.00
\$260.00	Over \$100,000 but not exceeding \$200,000	Renunciation (if needed) \$10.00
\$500.00	Over \$200,000 but not exceeding \$500,000	Short Certificate (Each) \$5.00
\$1,000.00	Over \$500,000 but not exceeding \$1,000,000	
\$2,000.00	Over \$1,000,000 but not exceeding \$2,000,000	
\$200.00	Each additional sum of \$1,000,000 or part thereof	
Note:	Additional Probate Fee: Probate fees shown on this fee bill are subject to final appraisalment.	
Miscellaneous Documents and Graduated Fees		
PETITION FOR ADJUDICATION based on Balance for Distribution includes Risk Distribution		
\$10.00	Not exceeding \$500.00	
\$20.00	\$501 to \$5,000	

Letters Testamentary/Letters of Administration	
\$45.00	\$5,001 to \$10,000
\$75.00	\$10,001 to \$20,000
\$100.00	\$20,001 to \$50,000
\$200.00	\$50,001 to \$100,000
\$325.00	\$100,001 to \$250,000
\$400.00	\$250,001 to \$500,000
\$250.00	Each additional \$500,000 or part thereof
Note:	ACCOUNTS Filed concurrently with Petition for Adjudication. First page \$100 each additional page \$1.00

Adoptions:

Counseling Fee	\$75.00	(Separate check filed with Petition)
Petition for Adoption w/number	\$150.00	
Petition for Adoption w/o number	\$200.25	
Termination of Parental Rights	\$60.25	(Voluntary and Involuntary)

Guardianship of Incapacitated Person:***

Petition for Appointment	\$50.00
Report of Guardian (Estate only)	\$15.00
Report of Guardian (Person)	0

Instruments not specifically listed will be charged at a rate comparable to this schedule for a like instrument as determined by the Register.

Please use approved forms available at AOPC Website (www.pacourts.us)

For other miscellaneous documents not listed here, please call the office at 570-825-1555 or 570-825-1672.

EFFECTIVE January 1, 2021

Exhibit B

Register of Wills/Clerk of Orphans Court Fee Schedule

	Accounts—(See Table)
\$15.00	Account (No Balance for Distribution)
	Adoptions (See Table)
\$10.00	Answer filing
\$35.00	Appeal to Orphans' Court
\$100.00	Appeal to Superior/Supreme Court
\$85.50	SEPARATE CHECK payable to 'Superior Court of Pennsylvania'
\$5.00	Appearance / Withdrawal
\$10.00	Automation Fee (First Filings)*
\$20.00	Bond (Performance)
\$10.00	Award of Real Estate
\$10.00	Caveat Informal/Formal with Bond
\$5.00	Certificate Testamentary/Administration/Guardian/Trustee/Testamentary Guardian
\$2.00	Certified Copy (if Copy Provided)
\$2.00	Certificate Update
\$25.00	Certified Birth or Death Certificate or Marriage License
\$10.00	Claims
\$50.00	Commissions Fee
\$0.50	Copy per page in office if made by customer. The fee for staff made copies is higher.
\$10.00	Deed—Executed by Register
\$10.00	Discharge of Executor/Administrator—Petition and Order
\$10.00	Exceptions to Adjudication

Exhibit B		
\$50.00	Exemplified Copy of Record Preparation	
\$100.25	Exemplified Copy of Record Filing***	
	Family Settlement Agreement (See Table)	
	Guardianship*** (See Table)	
\$25.00	Inheritance Tax Certification	
\$25.00	Inheritance Tax Return (If no file number add Automation Fee \$10)	
\$10.00	Inventory (first page) Each additional page \$3.00	
\$40.25	JCS/ATJ/CJEA—State Fee. Imposed on the initial/first filing of a Petition in the Register of Wills/Clerk of The Orphan’s Court, including but not limited to: Petition for Grant of Letters, Petition for Citation, Small Estate Petition, Petition for Adoption, Petition for Termination and Petition for Appointment of Guardian.**	
	Letters Testamentary/ Administration (See Table)	
\$25.00	Letters of Administration DBN or DBNCTA	
\$50.00	Marriage License (Cash only)	
\$15.00	Objections	
\$50.00	Petitions with existing File Number	
\$10.00	Praecipe	
\$10.00	Receipt and Release/Disclaimer/Assignment (per name)	
\$10.00	Renunciation	
\$35.00	Returned Check	
\$10.00	Satisfaction of Claim	
\$30.00	Search Fee for any purpose	
\$20.00	Will (Probate Only)*	
\$50.00***	Small Estate Petition	
***	Add Automation Fee (\$10) JCS/ ATJ/ CJEA Fee \$40.25	
Family Settlement Agreement		
	Fee is based on the amount of Gross Probate Estate	
\$15.00	Not exceeding \$25,000 Gross Estate	
\$35.00	\$25,001 to \$50,000 Gross Estate	
\$60.00	\$50,001 to \$75,000 Gross Estate	
\$100.00	\$75,001 to \$100,000 Gross Estate	
\$150.00	\$100,001 to \$200,000 Gross Estate	
\$250.00	\$200,001 to \$400,000 Gross Estate	
\$50.00	Each additional \$200,000 or part thereof	
Letters Testamentary/Letters of Administration		
\$50.00	Estates not exceeding \$10,000	Pre-Paid Fees at time of Probate
\$85.00	Over \$10,000 but not exceeding \$25,000	Automation Fee. \$10.00
\$120.00	Over \$25,000 but not exceeding \$50,000	JCS/ATJ/CJEA Fee \$40.25
\$155.00	Over \$50,000 but not exceeding \$75,000	Inheritance Tax Return \$25.00
\$190.00	Over \$75,000 but not exceeding \$100,000	Inventory \$10.00
\$260.00	Over \$100,000 but not exceeding \$200,000	Renunciation (if needed) \$10.00
\$500.00	Over \$200,000 but not exceeding \$500,000	Short Certificate (Each) \$5.00
\$1,000.00	Over \$500,000 but not exceeding \$1,000,000	
\$2,000.00	Over \$1,000,000 but not exceeding \$2,000,000	

Letters Testamentary/Letters of Administration		
\$200.00	Each additional sum of \$1,000,000 or part thereof	
Note:	Additional Probate Fees: Probate fees shown on this fee bill are subject to final appraisalment.	
Miscellaneous Documents and Graduated Fees		
ACCOUNTS Filed concurrently with Petition for Adjudication		
First Page \$100 each additional page \$1.00		
PETITION FOR ADJUDICATION based on Balance for Distribution <i>includes Risk Distribution</i>		
Not exceeding \$500.00		\$10.00
\$501 to \$5,000		\$20.00
\$5,001 to \$10,000		\$45.00
\$10,001 to \$20,000		\$75.00
\$20,001 to \$50,000		\$100.00
\$50,001 to \$100,000		\$200.00
\$100,001 to \$250,000		\$325.00
\$250,000 to \$500,000		\$400.00
Each additional \$500,000 or part thereof		\$250.00
Adoptions:		
Counseling Fee	\$75.00	(Separate check filed with Petition)
Petition for Adoption w/number	\$150.00	
Petition for Adoption w/o number	\$200.25	
Termination of Parental Rights	\$60.25	(Voluntary and Involuntary)
Guardianship of Incapacitated Person:***		
Petition for Appointment	\$50.00	
Report of Guardian (Estate only)	\$15.00	
Report of Guardian (Person)	0	
Instruments not specifically listed will be charged at a rate comparable to this schedule for a like instrument as determined by the Register.		
Please use approved forms available at AOPC Website (www.pacourts.us)		
For other miscellaneous documents not listed here, please call the office at 570-825-1555 or 570-825-1672.		
EFFECTIVE November 30, 2017		
*Corrected January 14, 2019 as to Adoptions		

[Pa.B. Doc. No. 20-1737. Filed for public inspection December 11, 2020, 9:00 a.m.]

DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of Disbarment

Notice is hereby given that Steven Blane Hayhurst (# 66370), having been disbarred in New Jersey, the Supreme Court of Pennsylvania issued an Order on November 24, 2020, disbaring Steven Blane Hayhurst

from the Bar of this Commonwealth, effective December 24, 2020. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside of the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,
Board Prothonotary

[Pa.B. Doc. No. 20-1738. Filed for public inspection December 11, 2020, 9:00 a.m.]

PROPOSED RULEMAKING

Title 49—PROFESSIONAL AND VOCATIONAL STANDARDS STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

[49 PA. CODE CH. 19]

Out-of-State RV Dealer Registration Fee

The State Board of Vehicle Manufacturers, Dealers and Salespersons (Board) proposes to amend § 19.4 (relating to fees) to read as set forth in Annex A.

Effective Date

The amendment will be effective upon publication of the final-form rulemaking in the *Pennsylvania Bulletin*.

Statutory Authority

Section 332.1(c) of the Board of Vehicles Act (act) (63 P.S. § 818.332a(c)), as amended under the act of October 24, 2018 (P.L. 816, No. 134), regarding recreational vehicle shows, recreational vehicle off-premise sales, recreational vehicle exhibitions and recreational vehicle rallies, requires an out-of-State recreational vehicle dealer to register with the Board before participating in a recreational vehicle show, off-premise sale, exhibition or rally in this Commonwealth. Section 332.1(c)(1)(v) of the act requires the registration to include payment of a participation fee.

Section 302(a)(9) of the act (63 P.S. § 818.302(a)(9)), regarding powers and duties of the Board, authorizes the Board to promulgate regulations, consistent with the act, that it deems necessary and proper to effectuate the provisions of the act. Additionally, under section 330(a) of the act (63 P.S. § 818.330(a)), regarding fees, the Board must set fees required under the provisions of the act by regulation.

Background and Need for the Amendment

Section 332.1(c) of the act permits recreational vehicle dealers licensed in another state or domiciled in another jurisdiction that does not require licensure of recreational vehicle dealers to participate in recreational vehicle shows, off-premise sales, exhibitions and rallies in this Commonwealth under certain circumstances and requires the out-of-state recreational vehicle dealer to register with the Board. Since this provision became effective, the Board has been receiving, reviewing and accepting these registration applications for each event in which an out-of-State recreational vehicle dealer intends to participate without charging a fee for this service.

Section 332.1(c)(7) of the act requires the out-of-State recreational vehicle dealer to engage in at least four of five business activities in a state that is contiguous to this Commonwealth. Those activities include: (1) accepting delivery of recreational vehicles from the manufacturer; (2) maintaining of inventory offered for sale to the public; (3) consummating and finalizing recreational vehicle sales; (4) service and repair of recreational vehicles; and (5) delivery of recreational vehicles to buyers along with titling, registration and collection of taxes. Section 318 of the act (63 P.S. § 818.318) also authorizes the

Board to take disciplinary action against recreational vehicle dealers for violations of these provisions.

Before the act was amended in 2008 under the act of July 9, 2008 (P.L. 1007, No. 77), recreational vehicle dealers from states that did not provide for reciprocity with this Commonwealth would set up “shell” dealerships in contiguous states with reciprocity for the sole intent of participating in shows and other sales events in this Commonwealth. Many contiguous states did not have facility requirements for a recreational vehicle dealership. Consumers in this Commonwealth were led to believe they were buying from a full-service dealership in a contiguous state. However, the actual dealership and facilities necessary to pick up the recreational vehicle, and later service the recreational vehicle, may have been far beyond the borders of this Commonwealth.

The requirements mandated under section 332.1(c) of the act require substantial expenditure of staff time to evaluate the applications for registration and ensure that reasonable protections are in place for consumers in this Commonwealth. To cover the cost of providing this service, the Board proposes charging a fee of \$65. Currently, the Board processes these applications without collecting a fee. The purpose of this proposed rulemaking is to set a fee for out-of-State recreation vehicle dealer registrations.

Description of the Proposed Amendments

Board fees are listed in § 19.4 of the Board’s regulations. This proposed rulemaking proposes to add a \$65 fee for out-of-State recreational vehicle dealer registrations, as discussed previously. Actual cost calculations for application fees are based upon the following formula:

$$\begin{aligned} & \text{number of minutes to perform the function} \\ & \qquad \qquad \qquad \times \\ & \text{pay rate for the classification of the personnel} \\ & \qquad \qquad \qquad \text{performing the function} \\ & \qquad \qquad \qquad + \\ & \text{a proportionate share of administrative overhead} \end{aligned}$$

This fee is borne by individual applicants. The proposed fee is designed to offset the cost to the Board to review and process an application for an out-of-State recreational vehicle dealer registration plus a portion of the Board’s administrative overhead.

Fiscal Impact and Paperwork Requirements

Under this proposed rulemaking, out-of-State recreational vehicle dealers applying for registration will incur costs by having to pay a \$65 fee for registration. Should an out-of-State recreational vehicle dealer return to this Commonwealth for another show the same year, they will be required to file another application with the Board. The Board anticipates approximately 100 applications per year, for a total fiscal impact of \$6,500 annually. This proposed rulemaking should have no adverse fiscal impact on the Commonwealth, its political subdivisions or the private sector.

Because the Board has already been receiving and processing these applications without collecting a fee, other than making minor revisions to the application form, this proposed rulemaking will impose no additional paperwork requirements upon the Commonwealth, its political subdivisions or the private sector.

Sunset Date

The Board continuously monitors the cost effectiveness of its regulations. Therefore, no sunset date has been assigned.

Regulatory Review

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on November 24, 2020, the Board submitted a copy of this proposed rulemaking and a copy of a Regulatory Analysis Form to the Independent Regulatory Review Commission (IRRC) and to the Chairpersons of the House Professional Licensure Committee (HPLC) and the Senate Consumer Protection and Professional Licensure Committee (SCP/PLC). A copy of this material is available to the public upon request.

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

Public Comment

Interested persons are invited to submit written comments, recommendations or objections regarding this proposed rulemaking to the Regulatory Counsel, Department of State, P.O. Box 69523, Harrisburg, PA 17106-9523, RA-STRegulatoryCounsel@pa.gov within 30 days of publication of this proposed rulemaking in the *Pennsylvania*

Bulletin. Please reference No. 16A-6011 (out-of-State recreational vehicle dealer registration fee), when submitting comments.

DANIEL MURPHY, III,
Chairperson

Fiscal Note: 16A-6011. No fiscal impact. The fee has been calculated to cover the cost of the service; (8) recommends adoption.

Annex A

TITLE 49. PROFESSIONAL AND VOCATIONAL STANDARDS

PART I. DEPARTMENT OF STATE

Subpart A. PROFESSIONAL AND OCCUPATIONAL AFFAIRS

CHAPTER 19. STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

GENERAL PROVISIONS

§ 19.4. Fees.

The following is the schedule of fees charged by the Board:

	* * * * *
Salesperson change of employer transfer application	\$25
<u>Out-of-State recreational vehicle dealer registration</u>	<u>\$65</u>
Business name or post office address change	\$30
	* * * * *

[Pa.B. Doc. No. 20-1739. Filed for public inspection December 11, 2020, 9:00 a.m.]

NOTICES

DEPARTMENT OF BANKING AND SECURITIES

Actions on Applications

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

Branch Discontinuances

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
11-20-2020	The Bryn Mawr Trust Company Bryn Mawr Montgomery County	113 West Germantown East Norriton Montgomery County	Closed

CREDIT UNIONS

No activity.

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

RICHARD VAGUE,
Secretary

[Pa.B. Doc. No. 20-1740. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF BANKING AND SECURITIES

Maximum Lawful Rate of Interest for Residential Mortgages for the Month of January 2021

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 January 2021, 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 1.29 to which was added 2.50 percentage points for a total of 3.79 that by law is rounded off to the nearest quarter at 3 3/4%.

RICHARD VAGUE,
Secretary

[Pa.B. Doc. No. 20-1741. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by SUNY Corning Community College to Operate a Location in this Commonwealth

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for SUNY Corning Community College to open a location in Tioga, PA. SUNY Corning Community College has applied to open a location in Tioga, PA for the purpose of offering dual enrollment courses in the college's Accelerated College Education program.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing,

unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher Education, Access and Equity, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons wishing to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for a review.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodations to participate, should contact the Division of Higher Education, Access and Equity at (717) 783-8228 to discuss accommodations.

NOE ORTEGA,
Acting Secretary

[Pa.B. Doc. No. 20-1742. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by SUNY Corning Community College to Operate a Location in this Commonwealth

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for SUNY Corning Community College to open a location in Westfield, PA. SUNY Corning Community College has applied to open a location in Westfield, PA for the purpose of offering dual enrollment courses in the college's Accelerated College Education program.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher Education, Access and Equity, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this

notice. Persons who wish to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for a review.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodations to participate, should contact the Division of Higher Education, Access and Equity at (717) 783-8228 to discuss accommodations.

NOE ORTEGA,
Acting Secretary

[Pa.B. Doc. No. 20-1743. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF EDUCATION

Application by SUNY Corning Community College to Operate a Location in this Commonwealth

Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for SUNY Corning Community College to open a location in Wyalusing, PA. SUNY Corning Community College has applied to open a location in Wyalusing, PA for the purpose of offering dual enrollment courses in the college's Accelerated College Education program.

In accordance with 24 Pa.C.S. § 6503(e), the Department will act upon the application without a hearing, unless within 30 days after the publication of this notice in the *Pennsylvania Bulletin* a written request for public hearing is filed with the Department, along with a notice of intervention, a petition to intervene or protest in accordance with 1 Pa. Code §§ 35.23 and 35.24 (relating to protests) or 1 Pa. Code §§ 35.27—35.32 (relating to intervention).

Petitions to intervene, protest and request for hearing shall be filed with the Division of Higher Education, Access and Equity, 333 Market Street, Harrisburg, PA 17126-0333 on or before the due date prescribed by this notice. Persons who wish to review the application should phone (717) 783-8228 or write to the previous address to schedule a time for a review.

Persons with a disability who wish to attend the hearing, if held, and require an auxiliary aid, service or other accommodations to participate, should contact the Division of Higher Education, Access and Equity at (717) 783-8228 to discuss accommodations.

NOE ORTEGA,
Acting Secretary

[Pa.B. Doc. No. 20-1744. Filed for public inspection December 11, 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.

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>
PA0262072 (Industrial Waste)	Knouse Foods Coop, Inc. 800 Peach Glen—Idaville Road Peach Glen, PA 17375	Adams County Tyrone & Huntingdon Townships	UNT Bermudian Creek/7F	Y

<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>
PA0261424 (Sewage)	Fannie Beiler 8512 Newburg Road Newburg, PA 17240	Franklin County Lurgan Township	Clipping Run/7B	Y
PA0082864 (Sewage)	Jesus Ministries Agape Farm RR 1 Box 58B Shirleysburg, PA 17260	Huntingdon County Cromwell Township	Browns Gap Run/12C	Y
PA0267180 (Sewage)	Corl Res 8466 Standing Stone Road Huntingdon, PA 16652-4315	Huntingdon County Oneida Township	Unnamed Tributary to Standing Stone Creek (HQ-CWF, MF) (11-B)	Y

Northcentral Region: Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Phone: 570-327-3636, Email: RA-EPNPDES_NCRO@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>
PA0112755 (Sewage)	Robson SRSTP 12 Burnett Road Mendham, NJ 07945-3113	Tioga County Gaines Township	Pine Creek (EV) (9-A)	Y

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>
PA0035696 (Sewage)	Americas Best Value Inn Erie 6101 Wattsburg Road Erie, PA 16509	Erie County Millcreek Township	Unnamed Tributary to the Mill Creek (WWF, MF) (15-A)	Y

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.

PA0245224, Storm Water, SIC Code 2836, 8731, **Eisai Inc.**, 210 Welsh Pool Road, Exton, PA 19341-1313. Facility Name: Eisai Inc. This proposed facility is located in Uwchlan Township, **Chester County**.

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

The receiving stream, Pine Creek (HQ-TSF, MF), is located in State Water Plan watershed 3-D and is classified for Migratory Fishes 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 Stormwater.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

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

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

<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>	
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003 are based on a design 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 004 are based on a design 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are based on a design 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 006 are based on a design 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges

- Best Management Practices
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements
- Other Requirements
 1. Acquire Necessary Property Rights
 2. Sludge Disposal Requirements

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

The EPA Waiver is in effect.

PA00261666, Sewage, SIC Code 4952, **Warminster Municipal Authority Bucks County**, 415 Gibson Avenue, Warminster, PA 18974-4163. Facility Name: Warminster Township STP & Sewer System. This existing facility is located in Warminster Township, **Bucks 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), Little Neshaminy Creek (WWF, MF) and Unnamed Tributary to Little Neshaminy Creek (WWF, MF), is located in State Water Plan watershed 2-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 8.18 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>Weekly Average</i>	
Copper, Total Effective to 36th Month	XXX	Report	XXX	XXX	Report	XXX
Copper, Total 37th Month - Expiration	0.95	Daily Max 1.47	XXX	0.014	Daily Max 0.022	0.022
<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>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
CBOD ₅						
Nov 1 - Apr 30	1,703	2,726	XXX	25	40	50
May 1 - Oct 31	1,022	1,567	XXX	15	23	30
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
BOD ₅	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	2,044	3,066	XXX	30	45	60
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	68,221	XXX	XXX	1,000.0	XXX	1,500
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N						
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	XXX
Jul 1 - Oct 31	681	XXX	XXX	10.0	XXX	20
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	204	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	68	XXX	XXX	1.0	XXX	2
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus						
Nov 1 - Mar 31	136	XXX	XXX	2.0	XXX	4
Apr 1 - Oct 31	88	XXX	XXX	1.3	XXX	2.6
Total Aluminum	51.2	57.9	XXX	0.75	0.85	0.85
					Daily Max	
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	116	181	XXX	1.67	2.65	2.65
					Daily Max	
Sulfate	XXX	XXX	XXX	Report	XXX	XXX
Chloride	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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Bromide	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	Report	XXX	XXX	Report	XXX	XXX
Total Hardness	XXX	XXX	XXX	Report	XXX	XXX
Chronic WET - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	1.14 Daily Max	XXX	XXX
Chronic WET - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	1.14 Daily Max	XXX	XXX
Chronic WET - Pimephales Survival (TUc)	XXX	XXX	XXX	1.14 Daily Max	XXX	XXX
Chronic WET - Pimephales Growth (TUc)	XXX	XXX	XXX	1.14 Daily Max	XXX	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of .75 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>Weekly Average</i>	
Copper, Total Effective to 36th Month	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Copper, Total 37th Month - Expiration	0.95	1.47	XXX	0.014	0.022 Daily Max	0.022
<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>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	6.0	XXX	XXX	XXX
CBOD ₅						
Nov 1 - Apr 30	156	250	XXX	25	40	50
May 1 - Oct 31	94	144	XXX	15	23	30
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
BOD ₅	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids						
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	188	281	XXX	30	45	60
Total Dissolved Solids	6,255	XXX	XXX	1,000	XXX	1,500
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Nitrate-Nitrite as N						
Nov 1 - Jun 30	Report	XXX	XXX	Report	XXX	XXX
Jul 1 - Oct 31	63	XXX	XXX	10.0	XXX	20
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	19	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	6	XXX	XXX	1.0	XXX	2
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus						
Nov 1 - Mar 31	13	XXX	XXX	2.0	XXX	4
Apr 1 - Oct 31	8	XXX	XXX	1.3	XXX	2.6
Total Aluminum	51.2	57.9	XXX	0.75	0.85	0.85
Dissolved Iron	XXX	XXX	XXX	Report	XXX	XXX
Total Iron	116	181	XXX	1.67	2.65	2.65
Sulfate	XXX	XXX	XXX	Report	XXX	XXX
Chloride	XXX	XXX	XXX	Report	XXX	XXX
Bromide	XXX	XXX	XXX	Report	XXX	XXX
Total Hardness	XXX	XXX	XXX	Report	XXX	XXX
Total Zinc	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 003—007 are based on storm event.

<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>Annual Average</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
CBOD ₅	XXX	XXX	XXX	Report	XXX	XXX
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
Fecal Coliform (CFU/100 ml)	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Dissolved	XXX	XXX	XXX	Report	XXX	XXX

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

- No Stormwater in Sewers
- Obtain Necessary Property Rights
- Proper Sludge Disposal
- Chlorine Minimization
- Small Stream Discharge
- Notification of Responsible Owner
- Develop O&M Manual
- Fecal Coliform Reporting
- POTW Pretreatment Program Implementation
- Whole Effluent Toxicity (WET)
- Requirements Applicable to Stormwater Outfalls

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

The EPA Waiver is not in effect.

PA0057606, Sewage, SIC Code 4952, **Upper Salford Township Montgomery County**, P.O. Box 100, Salfordville, PA 18958-0100. Facility Name: Farmhouse STP. This existing facility is located in Upper Salford Township, **Montgomery County**.

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

The receiving stream(s), Unnamed Tributary to Perkiomen Creek (TSF, MF), is located in State Water Plan watershed 3-E and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0008 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 (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD5)						
Nov 1 - Apr 30	XXX	XXX	XXX	25.0	XXX	XXX
May 1 - Oct 31	XXX	XXX	XXX	15.0	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	XXX
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .0008 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>	
Total Suspended Solids	XXX	XXX	XXX	30.0 Semi Avg	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Semi Avg	XXX	XXX

Sludge use and disposal description and location(s): Combination of methods.

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

- Optimization of chlorine dosages

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.

PA0245216, Sewage, SIC Code 1623, **Aichenbaum David**, 135 Valley Park Road, Phoenixville, PA 19460. Facility Name: 135 Valley Park Road Property. This proposed facility is located in Schuylkill Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to Pickering Creek (HQ-TSF, MF), is located in State Water Plan watershed 3-D and is classified for Migratory Fishes 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 0.0005 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
CBOD ₅	XXX	XXX	XXX	10.0	XXX	20
TSS	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
UV Intensity (mW/cm ²)	XXX	XXX	XXX	Report	XXX	XXX
Ammonia	XXX	XXX	XXX	5.0	XXX	10

Sludge use and disposal description and location(s): Septic tanks cleaned out by pump and hauler.

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.

PA0267201, Storm Water, SIC Code 3297, **Pyrotek Inc.**, 1285 Claremont Road, Carlisle, PA 17015-9727. Facility Name: Pyrotek Inc. This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Activity: The application is for an NPDES permit for a discharge of stormwater associated with industrial activity.

The receiving stream(s), Unnamed Tributary to Letort Spring Run (HQ-CWF (existing use)), is located in State Water Plan watershed 7-B and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs), including applicable BMPs from Appendix N from the PAG-03.

- Routine Inspections
- Preparedness, Prevention, and Contingency (PPC) Plan
- Stormwater Monitoring Requirements (including Benchmark for pH and TSS)
- Other 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.

PA0267261, Storm Water, SIC Code 2421, **SFP Properties**, 675 Nottingham Road, Peach Bottom, PA 17563. Facility Name: SFP Properties. This proposed facility is located in Fulton Township, **Lancaster County**.

Description of Proposed Activity: The application is for an NPDES permit for a discharge of stormwater associated with industrial activity.

The receiving stream(s), Unnamed Tributary to Conowingo Creek (HQ-CWF, MF), is located in State Water Plan watershed 7-K and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002:

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs), including applicable BMPs from Appendix D from the PAG-03
- Routine Inspections
- Preparedness, Prevention, and Contingency (PPC) Plan
- Stormwater Monitoring Requirements (including Benchmark for COD and TSS)
- Other 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.

Northcentral Region: Regional Clean Water Program Manager, 208 W Third Street, Suite 101, Williamsport, PA 17701-6448, Phone: 570-327-3636, Email: RA-EPNPDES_NCRO@pa.gov.

PA0036846, Sewage, SIC Code 4952, **New Berlin Municipal Authority**, P.O. Box 300, New Berlin, PA 17855-0300. Facility Name: New Berlin Municipal Authority Wastewater Treatment Plant. This existing facility is located in New Berlin Borough, **Union 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), Penns Creek (WWF), is located in State Water Plan watershed 6-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.23 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Report	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD ₅)	47	75	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD ₅) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	57 Report	85 Report Daily Max	XXX XXX	30.0 Report	45.0 XXX	60 XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	XXX Report	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Nitrogen (Total Load, lbs) (lbs)	XXX Report	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX Report	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	XXX Report	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX Report	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX

The proposed monitoring requirements and effluent limits for implementation of Pennsylvania's Chesapeake Bay Watershed Implementation Plan are as follows for Outfall 001.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX	7,020	XXX	XXX	XXX	XXX
Effluent Net (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report	XXX	XXX	XXX	XXX
Effluent Net	XXX	819	XXX	XXX	XXX	XXX

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

Sludge use and disposal description and location(s): Sludge is hauled to a landfill.

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

The EPA Waiver is not in effect.

PA0233081, Sewage, SIC Code 4952, **David L. & Sabrina S. Etters**, 2496 N Eagle Valley Road, Howard, PA 16841-2802. Facility Name: David L. & Sabrina S. Etters. This proposed facility will be located in Howard Township, **Centre 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) Bullit Run (CWF, MF), is located in State Water Plan watershed 9-C and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

Sludge use and disposal description and location(s): Stored until hauled away.

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.

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES_SWRO@pa.gov.

PA0205044, Industrial, SIC Code 4953, **Allied Waste Systems of Pennsylvania, LLC**, 11 Boggs Road, P.O. Box 47, Imperial, PA 15126-0047. Facility Name: Imperial Landfill. This existing facility is located in Findlay Township, **Allegheny County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for existing discharges of storm water and groundwater.

The receiving streams, Unnamed Tributary to North Fork Montour Run (TSF), Unnamed Tributary to Raccoon Creek (WWF), and Unnamed Tributary to South Fork Montour Run (TSF), are located in State Water Plan watershed 20-G and 20-D and are classified for Warm Water Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharges are not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are for variable storm water and groundwater discharges.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Quarterly	Daily Maximum		Average Quarterly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	35.0	XXX	70.0
Aluminum, Total	XXX	XXX	XXX	Report	XXX	0.75
Iron, Total	XXX	XXX	XXX	3.5	XXX	7.0
Manganese, Total	XXX	XXX	XXX	2.0	XXX	4.0
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Barium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Magnesium, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
Phenolics, Total	XXX	XXX	XXX	XXX	Report	XXX
Total Organic Carbon	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfalls 002, 004, and 006 are for variable storm water discharges.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Quarterly	Daily Maximum		Average Quarterly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	35.0	XXX	70.0
Aluminum, Total	XXX	XXX	XXX	Report	XXX	0.75
Iron, Total	XXX	XXX	XXX	3.5	XXX	7.0
Manganese, Total	XXX	XXX	XXX	2.0	XXX	4.0
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Quarterly</i>	<i>Daily Maximum</i>	<i>Daily Minimum</i>	<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Barium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Magnesium, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
Phenolics, Total	XXX	XXX	XXX	XXX	Report	XXX
Total Organic Carbon	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 005 are for variable storm water discharges.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Quarterly</i>	<i>Daily Maximum</i>	<i>Daily Minimum</i>	<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Total Suspended Solids	XXX	XXX	XXX	35.0	XXX	70.0
Aluminum, Total	XXX	XXX	XXX	Report	XXX	0.75
Iron, Total	XXX	XXX	XXX	3.5	XXX	7.0
Manganese, Total	XXX	XXX	XXX	2.0	XXX	4.0
Biochemical Oxygen Demand (BOD ₅)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Barium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Magnesium, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX
Phenolics, Total	XXX	XXX	XXX	XXX	Report	XXX
Total Organic Carbon	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 009 are for variable storm water discharges.—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>Daily Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 010 are for variable storm water discharges.—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>Daily Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 011 are for variable storm water discharges.—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>Daily Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 012 are for variable storm water discharges.—Limits.

Parameters	Mass Units (lbs/day)		Daily Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

In addition, the permit contains the following major special conditions: requirements applicable to storm water discharges associated with industrial activities.

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

The EPA Waiver is in effect.

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

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

WQM Permit No. 6720405, 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 approval to remove and upgrade pump impellers for Pump Stations 3 and 10.

WQM Permit No. 2120403, Sewerage, **Frankie L. Yocum**, 799 Creek Road, Carlisle, PA 17015.

This proposed facility is located in West Pennsboro Township, **Cumberland County**.

Description of Proposed Action/Activity: Seeking permit approval for the construction/operation for small flow treatment facility to serve their single-family residence.

WQM Permit No. 0692402, Amendment 5, Sewerage, **PA American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055.

This proposed facility is located in Exeter Twp., **Berks County**.

Description of Proposed Action/Activity: Seeking permit approval for amendments/upgrades to the existing plant.

WQM Permit No. 0694424, Amendment 1, Sewerage, **Centre Township Municipal Authority**, 449 Bucks Hill Road, Mohrsville, PA 19541.

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

Description of Proposed Action/Activity: Seeking permit approval to change from tablet to liquid chlorination at Kingsgate WWTP.

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

WQM Permit No. 1020416, Sewage, **Timberlee Valley Sanitary Co. Inc.**, 800 S Washington Street, Evans City, PA 16033-9208.

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

Description of Proposed Action/Activity: Pump station to serve the Plantations 1 at Stone Church development.

WQM Permit No. 0386201 A-6, Industrial, **Keystone Conemaugh Project LLC**, 175 Cornell Road, Blairsville, PA 15717-8076.

This existing facility is located in Plumcreek Township, **Armstrong County**.

Description of Proposed Action/Activity: Modification of ash filter ponds permit special conditions.

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

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

Lehigh County Conservation District, 4184 Dorney Park Road, Suite 105, Allentown, PA 18401, 610-391-9583.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390189	Woodmont Properties, LLC 100 Passaic Ave. Suite 240 Fairfield, NJ 07004 Weis Markets, Inc. 1000 S. Second Ave. P.O. Box 471 Sunbury, PA 17801-0471	Lehigh County	Lower Macungie Township	Swabia Creek to Little Lehigh Creek (HQ-CWF, MF) Swabia Creek to Little Lehigh Creek (HQ-CWF, MF)
PAD390185	Barnes Land Development, LLC 2240 West Rock Rd. Allentown, PA 18103	Lehigh County	City of Allentown	UNT to Trout Creek (HQ-CWF, 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>
PAD360064	Daryl B Sensenig 678 Solanco Road Quarryville, PA 17566	Lancaster County	East Drumore Township	Stewart Run (HQ-CWF, MF)
PAD360063	PPL Electric Utilities (PPL EU) 2 North Ninth Street GENN4 Allentown, PA 18101	Lancaster County	West Earl Township Ephrata Township East Cocalico Township Earl Township East Earl Township Brecknock Township Caernarvon Township	UNTs Conestoga River (WWF, MF) Bowman Run (WWF, MF) Gensemer Run (WWF, MF) UNTs Muddy Creek (WWF, MF) Muddy Creek (WWF, MF) UNTs Muddy Creek (TSE, MF) Muddy Creek (TSE, MF) UNTs Black Creek (HQ-WWF, MF) Black Creek (HQ-WWF, MF)
PAD440009	Mid-Atlantic Interstate Transmission (a FirstEnergy Company) 76 South Main Street Akron, OH 44308	Mifflin County	Brady Township Huntingdon County Wayne Township Oliver Township	Musser Run (HQ-CWF, MF) Beaverdam Run (HQ-CWF, MF) Long Hollow Run (HQ-CWF, MF) Furnace Run (HQ-CWF, MF) UNT Juniata River (HQ-CWF, MF)

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.

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140067	HRI, Inc. 1750 West College Dr. State College, PA 16801	Centre County	Marion Twp	Lick Run HQ-CWF, MF Trib to Nittany Creek HQ-CWF, MF

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD140068	York Acquisitions, LLC 8008 Corporate Center Drive # 201 Charlotte, NC 28265	Centre County	College Twp	Thompson Run HQ-CWF

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

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD190006	Joel Knoebel—Cleveland Pork Inc. 110 Center School Rd Elysburg, PA 17824-9142	Columbia County	Cleveland Twp	UNT Mugser Run

Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

NPDES

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD020037	Allegheny Valley Joint Sewage Authority P.O. Box 158 Cheswick, PA 15024	Allegheny County	Harmar Township Springdale Township Springdale Borough Cheswick Borough	Allegheny River (WWF)

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>
JSR Management 275 Naftzingertown Road Mohrsville, PA 19541	Berks County	145.8	1,648.78	Poultry, Swine	NA	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 MINOR AMENDMENT

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

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

Application No. 5040300-T1, Minor Amendment.

Applicant	BVPV Styrenics, LLC 400 Frankfort Road Monaca, PA 15061
Township	Potter Township
County	Beaver County
Responsible Official	Bryan Stansloski Environmental Engineer
Type of Facility	Water system
Consulting Engineer	N/A
Application Received Date	August 12, 2020
Description of Action	Transfer of water supply system formerly owned by NOVA Chemicals.

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 remedi-

ate 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 site(s) identified below, proposed for remediation to a site-specific standard or as a special industrial area, the municipality, within which the site is located, may request to be involved in the development of the remediation and reuse plans for the site if the request is made within 30-days of the date specified below. During this comment period the municipality may request that the person identified below, 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:

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Former Matthews International Property, 6515 Penn Ave., Pittsburgh, PA 15206, Pittsburgh City, **Allegheny County**. American Geosciences, Inc., 3925 Reed Blvd., Ste. 400, Murrysville, PA 15668, on behalf of Walnut Capital Management, Inc., 5500 Walnut St., Ste. 300, Pittsburgh, PA 15232, has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been contaminated with PAH's, PCB's and inorganics. The proposed future use of property will be non-residential. The proposed cleanup standard for the site is site specific standard. The Notice of Intent to Remediate was published in the *Pittsburgh Post-Gazette* on October 8, 2020.

Pudgie Wudgie Property, Hulton Rd., Bessimer Ave., and Eastern Ave., Verona, PA 15147, Plum Borough, **Allegheny County**. American Geosciences, Inc., 3925 Reed Blvd., Ste. 400, Murrysville, PA 15668 on behalf of Fownes Foundation, 315 Old Mill Rd., Pittsburgh, PA 15238, has submitted a Notice of Intent to

Remediate. Soil and groundwater at the site has been contaminated with arsenic and petroleum-related volatile organic compounds. The proposed future use of the property will be non-residential. The proposed cleanup standard for the site is site specific standard. The Notice of Intent to Remediate was published in the *Pittsburgh Post-Gazette* on September 18, 2020.

Former Gateway Forest Products, AKA Mather Coal Reclamation, 1st St., Mather, PA 15346, Morgan Township, **Greene County**. AMO Environmental Decisions, Inc., 875 N. Easton Rd., Ste. 10, Doylestown, PA 18902, on behalf Greene County Industrial Development Authority, 93 E. High St., Waynesburg, PA 15370, has submitted a Notice of Intent to Remediate. Soil at the site has been contaminated PAH's, used motor oil, inorganics, and other organics. The proposed future use of the property will be residential. The proposed cleanup standard for the site is site specific standard. The Notice of Intent to Remediate was published in the *Observer-Reporter* on October 28, 2020.

Consol R&D Park Site, 4000 Brownsville Rd., South Park, PA 15033, South Park Township, **Allegheny County**. GAI Consultants, Inc., 385 E. Waterfront Dr., Homestead, PA 15120, on behalf of MERO South Park Ventures LLC, 3895 Stoneridge Ln., Dublin, OH 43017, has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been contaminated with volatiles, semi-volatiles, and metals. The proposed future use of the property will be residential and non-residential. The proposed cleanup standard for the site is the site-specific standard. The Notice of Intent to Remediate was published in the *Pittsburgh Post-Gazette* on October 23, 2020.

Riverfront 47, 19th St. and the Allegheny River, Sharpsburg, PA 15215, Sharpsburg Borough, **Allegheny County**. CEC, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of Riverfront 47 LP, 715 Henry W. Oliver Bldg., 535 Smithfield St., Pittsburgh, PA 15222, has submitted a Notice of Intent to Remediate. Soil and groundwater at the site has been contaminated with metals and PAH's. The proposed cleanup standard for the site is the special industrial area standard. The Notice of Intent to Remediate was published in the *Pittsburgh Post-Gazette* on November 13, 2020.

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

545 North Broad, 545 North Broad Street, Philadelphia, PA 19123, City of Philadelphia, **Philadelphia County**. James Manuel, Sr., REPSG, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142 on behalf of Paul Horos, 545 QOZB, LLC, 702 North 3rd Street, Unit 204, Philadelphia, PA 19123 submitted a Notice of Intent to Remediate. Soil on the site has been contaminated with PCBs. On-site development is proposed for complete demolition and redevelopment for use as mixed commercial and residential use. The proposed cleanup standard for the site is the Statewide Health Standard. The Notice of Intent to Remediate was published in *The Philadelphia Daily News* on October 27, 2020.

Willow Grove Oil Services Company, 5, 35, and 55 Davisville Road and 13 and 15 East Moreland Road, Willow Grove, PA 19090, Upper Moreland Township, **Montgomery County**. Christopher Zeliznak, P.G., EnviroSure, Inc., 319 South High Street, First Floor, West Chester, PA 19382 on behalf of Andrew Stitzinger, James & Robert Stitzinger Partnership, P.O. Box 1329, Lansdale, PA 19446 submitted a Notice of Intent to Remediate.

Soil at the site has been contaminated with inorganics. The proposed continued use of the site is commercial. The proposed cleanup standard for the site is the residential and non-residential Statewide Health Standard. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on November 2, 2020.

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.

09-0032A: Eureka Stone Quarry, Inc. (800 Lower State Rd., Chalfont, PA 18914) for the installation of a nonmetallic mineral processing plant controlled by a water spray suppression system at their facility located in Warrington Township, **Bucks County**. The new crushing/screening plant will replace the existing one currently permitted under State Only Operating Permit No. 09-00032. Estimated controlled emissions from the new plant are: 67.1 tons/yr of total PM, 26.5 tons/yr of PM₁₀, and 3.4 tons/yr of PM_{2.5}. This facility remains a non-Title V facility. The Plan Approval includes monitoring, recordkeeping, and work practice standard conditions designed to keep the facility operating within the allowable emission limits 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 header above. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

46-0294A: Crazy Aaron Enterprises, LLC (700 E Main St., Norristown, PA 19401) for the installation of one (1) new planetary mixer at the facility located in Norristown Borough, **Montgomery County**. Crazy Aaron Enterprises operates under Synthetic Minor Operating Permit 46-00294 for VOCs and 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 facility's allowable emission limits of 7.6 tpy HAPs and 8.05 tpy of VOCs 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 header above. 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: Raymond Kempa, New Source Review Chief, (570) 826-2507.

54-00093A: The Espoma Company (6 Espoma Road, Millville, NJ 08332) for their facility in Frailey Township, **Schuylkill County**.

In accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), the Department of Environmental Protection (DEP) intends to issue a Plan Approval for The Espoma Company (6 Espoma Road, Millville, NJ 08332) for their facility in Frailey Township, Schuylkill County. This Plan Approval No. 54-00093A will be incorporated into a Synthetic Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-00093A is for the installation and operation of a fertilizer granulation process consisting of two (2) landfill gas/propane fired dryers (one (1) rotary dryer and one (1) fluidized bed dryer), two (2) hammermills, two (2) baghouse filters, three (3) cyclone separators, and two (2) storage silos. The main emissions from the sources are Sulfur Oxides (SO_x), Nitrogen Oxides (NO_x), Particulate Matter (PM), and Volatile Organic Compounds (VOC's). The new sources shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions, 25 Pa. Code § 123.13 for particulate emissions, 25 Pa. Code § 123.21 for sulfur emissions, and Best Available Technology (BAT). The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711.

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 54-000093A and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

A public hearing may be held, if the Department of Environmental Protection, in its discretion, decides that such a hearing is warranted based on the comments received. All persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper or the *Pennsylvania Bulletin* or by telephone, where DEP determines such notification is sufficient. Written comments or requests for a public hearing should be directed to Ray Kempa, Environmental Group Manager, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

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

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

67-05016H: RH Sheppard Co., Inc. (101 Philadelphia Street, Hanover, PA 17331) for the modification of the Sinto and Disa Sand Preparation Lines, which includes the construction of two new sand mixers, two new bucket elevators, two new shutoff hoppers, five new belt conveyors, a new compactability tester, and the installation of a new baghouse at the facility located in Hanover Borough, **York County**. The expected increases in facility emis-

sions as a result of the changes proposed are: 21.74 tons per year of PM, 3.26 tons per year of PM₁₀, and 3.26 tons per year of PM_{2.5}. The facility is a Title V facility. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12, and 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources; and 40 CFR Part 64—Compliance Assurance Monitoring. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

OPERATING PERMITS

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

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

Contact: Janine Tulloch-Reid, Facilities Permitting Chief, (484) 250-5920.

23-00009: The Boeing Company (P.O. Box 16858, Philadelphia, PA 19142-0858) for renewal of the Title V Operating Permit for its aerospace manufacturing facility located in Ridley Township, **Delaware County**. The renewal will also include the incorporation of Plan Approvals 23-0009J, and 23-0009K. Current operations included in the facility's Title V permit include: boilers, emergency generators, turbines, degreasers, tanks, paint booths, and other miscellaneous VOC sources associated with aerospace manufacturing activities. The renewal does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

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.

48-00015: Lehigh Heavy Forge Corporation (275 Emery Street, Bethlehem, PA 18015). The Department intends to issue a Title V Operating Permit Renewal for their facility located in the City of Bethlehem, **Northampton County**. The operations at this facility include forging, custom heat treating and machining. The proposed Title V Operating Permit includes all applicable emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirements.

39-00004: Mack Trucks, Inc. (7000 Alburdis Road, Macungie, PA 18062). The Department intends to issue a Title V Operating Permit Renewal for their facility located in Lower Macungie Township, **Lehigh County**. This facility manufactures heavy duty and over the road trucks. The proposed Title V Operating Permit includes all applicable emission limits, work practice standards, testing, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within applicable air quality requirement.

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

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

53-00007: Dominion Energy Transmission Inc. (120 Tredegar Street, Richmond, VA 23192) to issue a renewal Title V Operating Permit for their State Line Transmission Station located in Genesee Township, **Potter County**. The facility is currently operating under Title V Operating Permit 53-00007. The facility's main sources include one 7.0 MMBtu/hr and one 4.2 MMBtu/hr natural-gas-fired heaters, three 1,100 brake-horsepower, one 1,350 brake-horsepower, and one 398 brake-horsepower natural-gas-fired engine, and various storage tanks. The facility has potential annual emissions of 123.25 tons of carbon monoxide, 134.41 tons of nitrogen oxides, 0.10 ton of sulfur oxides, 3.99 tons of particulate matter including particulate matter less than 10 microns in size, 3.99 tons of particulate matter less than 2.5 microns in size, 118.59 tons of volatile organic compounds, 10.03 tons of hazardous air pollutants, and 12,827 tons of greenhouse gases. A revision includes incorporating a 398 brake-horsepower diesel generator authorized via RFD. 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 40 CFR Part 60 Subpart JJJJ, 40 CFR Part 63 Subpart ZZZZ, and 25 Pa. Code Article III, Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

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.

23-00096: County of Delaware George W. Hill Correctional Facility (500 Cheyney Road, Thornton, PA 19373) for the renewal permit to operate six (6) diesel-fired engines and various small natural gas-fired hot water heaters at the correctional facility located in Concord Township, **Delaware County**. The renewal permit is for a non-Title V (State Only) facility. The facility caps Nitrogen Oxide (NO_x) to less than 25 tons per year each; therefore, the facility is a Synthetic Minor. The renewal permit will include monitoring, recordkeeping and reporting 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 header above. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

46-00069: Highway Materials Plymouth Meeting Quarry (5000 Joshua Road, Plymouth Meeting, PA 19462), for the renewal of a State Only, Natural Minor Operating Permit in Whitmarsh Township, **Montgomery County**. Highway Materials operates an aggregate processing plant at the Plymouth Meeting quarry using various crushers, screeners, and conveyors. The primary pollutant of concern is particulate matter emissions. The facility is required to operate water spray dust suppression systems to minimize fugitive dust emissions. There is no change to the operations, or any emission increases with the renewal of the operating permit. The permit includes monitoring, recordkeeping, reporting and testing conditions designed to keep the facility operating within all applicable local, State, and Federal 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.

45-00028: H & K Group, Inc. (P.O. Box 196, 2052 Lucon Road, Skippack, PA 19474). The Department intends to issue a renewal State-Only Operating Permit for operation of sources at their facility located in Smithfield Township, **Monroe County**. This facility operates a rock crushing plant. The proposed permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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.

38-03002: Crestwood Services, LLC (811 Main Street, Suite 3400, Houston, TX 77002-6119) to issue a State-Only Operating Permit for the liquid propane storage and distribution facility located in Heidelberg Township, **Lebanon County**. Potential emissions from the facility are estimated to be 9.4 tpy of NO_x, 2.0 tpy of CO, 1.3 tpy of SO_x, 0.5 tpy of PM₁₀ and 4.2 tpy of VOC. The Operating Permit will include emission limits and work practice standards along with monitoring and recordkeeping 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 and 40 CFR Part 60 Subpart Kb—Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced after July 23, 1984.

36-03106: New Enterprise Stone & Lime Co, Inc. (3580 Division Highway, East Earl, PA 17519-9217) to

issue a State-Only Operating Permit for the limestone crushing plant in West Cocalico Township, **Lancaster County**. Potential emissions from the facility are estimated to be 12.44 tons PM, 4.57 tons PM₁₀ and 0.60 tons PM_{2.5}. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.63 and 40 CFR 60, Subpart 000—Standards of Performance for Nonmetallic Mineral Processing Plants.

28-03055: D.L. Martin Co. (25 D. L. Martin Drive, Mercersburg, PA 17236) for the industrial parts manufacturing plant in Mercersburg Borough, **Franklin County**. This is a renewal of the State-Only Operating Permit. The facility's potential emissions are estimated at 8.24 tpy VOC, 0.27 tpy HAPs, 0.08 tpy NO_x, 2.26 tpy PM₁₀ and 0.01 tpy CO. 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.

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

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

17-00037: King Coal Sales, Inc. (P.O. Box 712, Philipsburg, PA 16866-0712) for renewal Air Quality State Only Operating Permit for continued operation of the Cunard Tipple, located in Morris Township, **Clearfield County**. There is an existing coal crushing operation (Sources P101) at the facility, as well as a diesel generator engine (Source P102), a mobile screening unit processing coal that is powered by another smaller diesel generator engine (Sources P103), and the stockpiling activities and haul roads within the facility. The Potential to Emit for the facility is, as follows: 20.9 tons per year (TPY) for PM₁₀ and PM_{2.5}, 4.5 TPY for carbon monoxide (CO), 20.7 TPY for nitrogen oxides, 1.3 TPY sulfur oxides, 1.6 TPY of volatile organic compounds (VOC), 0.3 TPY of hazardous air pollutants (HAP), and 767 TPY of greenhouse gases/CO_{2e}. Sources P101 are subject to the Standards of Performance for Coal Preparation and Processing Plants, as codified in 40 CFR Part 60 subpart Y. The coal processing operation is also subject to Best Available Technology (BAT) in accordance with 25 Pa. Code §§ 127.1 and 127.12. Based on the information provided to the Department, the existing BAT for the control of fugitives or dust from this facility will be incorporated into the renewal permit, along with all other applicable Air Quality regulatory requirements pertaining to the above, such as the National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines codified in 40 CFR Part 63 subpart ZZZZ. The applicable requirements are derived from 25 Pa. Code Article III, relating to the PA DEP Air Resources rules and regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

60-00019: Playworld, Inc. (1000 Buffalo Road, Lewisburg, PA 17837) to issue a State Only Operating Permit for the Lewisburg Plant located in Buffalo Twp., **Union County**. This issuance will also incorporate the

terms and conditions of Plan Approval 60-00019A issued for the construction and operation of a fluidized bed sand cleaning system. The facility's main sources include two wash lines, a powder coating line, surface coating spray booth, fluidized bed sand cleaning system and various boilers, process heaters and curing ovens. The facility has potential emissions of 11.06 TPY of CO; 11.64 TPY of NO_x; 0.06 TPY of SO_x; 1.77 TPY of PM/PM₁₀; 1.42 TPY of VOCs; 0.30 TPY HAPs; 14,117 TPY GHGs. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of Title 25 Pa. Code Chapters 121–145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

19-00023: Trivium Packaging, Inc. (6670 Low Street, Bloomsburg, PA 17815) for a State Only Operating Permit for their Bloomsburg facility located in South Centre Township, **Columbia County**. The facilities sources includes: two (2) parts washers, five (5) can assembly lines and seven (7) VideoJet printing systems. The facility has potential emissions of 12.51 tons per year of volatile organic compounds, and 2.0 tons per year of total hazardous air pollutants (HAPs). 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. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

17-00028: Greenwood Processing & Loading Complex LLC (1340 Hoyt Road, Curwensville, PA 16833-9124) for renewal Air Quality State Only Operating Permit for continued operation of the Belles Landing Tipple, located in Greenwood Township, **Clearfield County**. There are existing coal preparation and processing sources (Sources P101) at the facility, along with open storage or stockpiles and site haul roads (Sources P104). The Potential to Emit for the facility is, as follows: 47.28 tons per year (TPY) for PM₁₀ & PM_{2.5}. Source P101 is subject to the Standards of Performance for Coal Preparation and Processing Plants, as codified in 40 CFR Part 60 subpart Y. The coal processing operation equipment are equipped with enclosures for the control of the fugitive air contaminants. Other fugitive dust control measures are in place at the facility to comply with the above, as well as the applicable requirements from 25 Pa. Code §§ 123.1 and 123.2. The operating permit will incorporate all applicable Air Quality regulatory requirements, based on the information provided to the Department. The applicable requirements were derived from 25 Pa. Code Article III, relating to the PA DEP Air Resources rules and regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the

Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570.327.0550.

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

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

65-00661: Derry Construction Co., Inc. (527 Rt. 217, Latrobe, PA 15650). In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice of intent to issue a synthetic minor State Only Operating Permit for the operation of a batch mix Hot Mix Asphalt (HMA) plant. Delmont Plant is located in Salem Township, **Westmoreland County**.

Delmont Plant operates one HMA plant at a maximum production rate of 400 tons HMA/year, one parts washer, and three large storage tanks containing asphalt cement and waste-derived liquid fuel (WDLF). This facility has a potential to emit 8.39 tons of NO_x, 17.52 tons of CO, 6.27 tons of SO_x, 5.32 tons of VOCs, 6.94 tons of PM, 4.73 tons of PM₁₀, and 1.55 tons of HAPs based on the proposed operating limits. The asphalt plant, Source 101, is limited to 4.0 tons PM, 8.5 tons VOCs, 14.0 tons NO_x, 33 tons CO, and 12 tons SO_x in any 12-consecutive month period (12-cmp). The facility will be limited to 400,000 tons HMA/yr and 492,000 gallons of WDLF/yr. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00661) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

All comments must be received prior to the close of business 30 days after the date of this publication. A public hearing may be held in accordance with 25 Pa. Code § 127.429, if the Department, in its discretion, decides that such a hearing is warranted based on the information received. If a public hearing is held, all persons who have properly filed a protest under 25 Pa. Code § 127.426 may appear and give testimony. The Department is not required to hold a conference or hearing. The applicant, the protestant, and other participants will be notified of the decision to hold a hearing (and the time, place and purpose of such hearing) by publication in the newspaper or by the *Pennsylvania Bulletin*, or by telephone, where the Department determines such notification by telephone is sufficient. Written

comments or requests for a public hearing should be directed to Tom Joseph, Facilities Permit Chief, at the previously listed address.

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 renew a Minor State Only Operating Permit for the following facility:

OP18-000005: PBF Logistic Products Terminals, LLC (1650 South 51st Street, Philadelphia, PA 19143) for the operation of a Petroleum Bulk Station and Terminal facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include eleven distillate tanks, and Distillate Rack Loading.

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

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

COAL & 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 applicant'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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
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			

¹The 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.

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472-1900, (Contact: Melanie Ford-Wigfield).

Permit 56950105 and NPDES No. PA0213136. Marquise Mining Corp., P.O. Box 338, Blairsville, PA 15717, permit renewal for reclamation only of a bituminous surface mine in Stonycreek Township, **Somerset County** affecting 245 acres. Receiving streams: unnamed tributaries to Wells Creek and unnamed tributaries to the Stonycreek River classified for following use: cold water fishes. The first downstream potable water supply intake from the point of discharge is the Hooversville Municipal Authority. Application received: November 17, 2020.

Permit 11000103 and NPDES No. PA0235067. T.J. Mining, Inc., P.O. Box 370, Carrolltown, PA 15722, permit renewal for the continued operation and restoration of a bituminous surface mine in Cresson Township, **Cambria County**, affecting 85.3 acres. Receiving streams: Unnamed tributaries to/and Burgoon Run classified for the following use: cold water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: November 17, 2020.

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

Permit No. 16190103 and NPDES Permit No. PA0280739. Ben Hal Mining, Inc. (389 Irishtown Road, Grove City, PA 16127), revision to an existing bituminous surface mine to add 16.8 for a total of 77.8 acres in Piney Township, **Clarion County**. Receiving stream(s): Unnamed tributaries to Licking Creek and Licking Creek classified for the following use(s): CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: November 9, 2020.

Noncoal Applications Received

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

Table 2

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

* The parameter is applicable at all times.

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

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, (Contact: Ashley Smith).

Permit No. 08200301 and NPDES PA0269913. Anthony P. Bennett, 3657 Old Stage Coach Road, Wyalusing, PA 18853. Commencement, operation, and restoration of a large noncoal surface mine located in Pike Township, **Bradford County** affecting 73 acres. Receiving stream(s): Williams Creek for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: October 30, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 58050840. Brian Gesford (1586 North Road, Montrose, PA 18801), Stage I & II bond release of a quarry operation in Springville Township, **Susquehanna County** affecting 1.0 acre on property owned by J. William Brooks. Application received: September 14, 2020.

Permit No. 58150807. Jose F. Suscal (2226 Germantown Road, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Jackson Township, **Susquehanna County** affecting 5.0 acres on property owned by George Banko. Application received: September 14, 2020.

Permit No. 40190801. Piacenti Trucking & Excavation, Inc. (Rear 538 Putnam Street, West Hazleton, PA 18202), Stage I & II bond release of a quarry operation in Black Creek and Hazle Townships, **Luzerne County** affecting 5.0 acres on property owned by Randy P. Zanolini and Shari E. Florida. Application received: October 1, 2020.

Permit No. 35070803. Robert Schneider (871 Marshbrook Road, Factoryville, PA 18419), Stage I & II bond release of a quarry operation in Benton Township, **Lackawanna County** affecting 1.0 acre on property owned by Robert Schneider. Application received: October 19, 2020.

Permit No. 58120808. Robert Schneider (871 Marshbrook Road, Factoryville, PA 18419), Stage I & II bond release of a quarry operation in New Milford Township, **Susquehanna County** affecting 2.1 acres on property owned by Robert Schneider. Application received: October 19, 2020.

Permit No. 58010811. Robert A. Coleman (P.O. Box 3, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres on property owned by Bowtie, LLC and Robert A. and Donna C. Coleman. Application received: October 26, 2020.

Permit No. 58052806. Robert A. Coleman (P.O. Box 3, Susquehanna, PA 18847), Stage I & II bond release of a quarry operation in Great Bend Township, **Susquehanna County** affecting 5.0 acres on property owned by Timothy Easter. Application received: October 26, 2020.

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)).

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. E4601220-037, Pulte Group, Inc., 150 Allen Road, Suite 303, Basking Ridge, NJ 07920, Hatfield Township, **Montgomery County**, ACOE Philadelphia District.

To construct and maintain 160 single-family dwellings and 166-townhome units for age-qualified residential development and amenities within the floodway/floodplain of a UNT to Skippack Creek (TSF-MF), associated with the Del Webb North Penn Project. The project will also include the following activities:

1. Safely aligned intersection of Clemens and Forty Foot Roads at the entrance will require stream relocation, approximately 190-feet.

2. Internal roadway system will require approximately 85-foot stream impacts to a UNT to Skippack Creek.

3. Construct and maintain three outfall structures, two outlets into wetlands.

4. Construct and maintain four utility line stream crossings.

5. Minor road crossing at corner of northeastern property along the wetland (GP-7).

6. Temporary road crossing at northeastern property (GP-8).

7. Total stream length impact will be 275-feet and permanent wetland (PEM) impact will be 0.085 acre.

The site is located at 491 Forty Foot Road (Telford, PA USGS Quadrangles, Latitude: 40.265559; Longitude: -75.311706) in Hatfield Township, Montgomery County.

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

E4502220-024. Tobyhanna Township, 105 Government Center Way, Pocono Pines, PA 18350, in Tobyhanna Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain several road improvements near the I-380/SR940 interchange for the purpose of improving safety and traffic flow. The road improvements will permanently impact 0.90 acre of wetlands (EV) and cross a UNT to the Upper Tunkhannock Creek (HQ-CWF, MF) consisting of a 150-foot long, 18-inch HDPE pipe. To compensate for the permanent wetland impacts, the applicant will mitigate in a 2:1 ratio, providing 1.95 acres of new wetlands offsite. The project is located on the west side of the I-380/SR940 interchange (Pocono Pines, PA Quadrangle Latitude: 41° 6' 27" Longitude: -75° 24' 6") in Tobyhanna Township, Monroe County.

E3502220-023. Ramar Land Corporation, 600 Gil-lam Road, Wilmington, OH 45177, in Jermyn Borough, **Lackawanna County**, U.S. Army Corps of Engineers, Philadelphia District.

To permanently impact two PEM wetlands, totaling 0.09 acre, for the construction of a cross dock trucking facility, office, maintenance building and associated parking. The project is located at the intersection of S.R.107 Road and Bonnie Drive. (Carbondale, PA Quadrangle, Latitude: 41° 31' 42.25"; Longitude: -75° 32' 19.32").

Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

E5929220-030: Rockdale Marcellus, LLC, 4600 J. Barry Court, Suite 120, Canonsburg, PA 15317, Liberty Township, **Tioga County**, ACOE Baltimore District.

To construct, operate, and maintain:

- 1) A temporary road crossing using timber mats and a 16-inch diameter waterline impacting 1,744 square feet of an exceptional value palustrine emergent (EV-PEM) wetland (Liberty, PA Quadrangle 41° 35' 26" N, 77° 02' 15" W);

- 2) A temporary road crossing using timber mats and a 16-inch diameter waterline impacting 980 square feet of an exceptional value palustrine forested (EV-PFO) wetland (Liberty, PA Quadrangle 41° 35' 28" N, 77° 02' 08" W);

- 3) A temporary road crossing using timber mats and a 16 inch diameter waterline impacting 18 linear feet of an

unnamed tributary to Salt Spring Run (HQ-CWF), 16 linear feet of another unnamed tributary to Salt Spring Run (HQ-CWF), and 668 square feet of an exceptional value palustrine forest (EV-PFO) wetland (Liberty, PA Quadrangle 41° 35' 29" N, 77° 02' 05" W);

The project will result in 34 linear feet of temporary stream impacts and 3,392 square feet (0.08 acre) of temporary wetland impacts all for the purpose of installing a freshwater pipeline in Liberty Township, Tioga County.

ENVIRONMENTAL ASSESSMENTS

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

EA2103220-021. Upper Allen Township, 100 Gettysburg Pike, Mechanicsburg, PA 17055. Upper Allen Township, **Cumberland County**, U.S. Army Corps of Engineers Baltimore District.

The applicant proposes to restore and maintain 659 linear feet of an Unnamed Tributary to Yellow Breeches Creek (CWF, MF) by grading back high eroded stream banks to form stable banks and a stable floodplain bench, all within Spring Run Park in Upper Allen Township, Cumberland County (Latitude: 40.1717; Longitude: -76.9803).

EROSION AND SEDIMENT CONTROL

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (BMPs) which restrict the rate and quantity of sediment discharged.

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

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the

30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

Applications received under Sections 5 and 402 of the Clean Streams Law (35 P.S. §§ 691.5 and 691.402).

Southwest Region: Oil and Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222 (412) 442-4281.

E0407220-021: ETC Northeast Field Services, LLC, 6051 Wallace Road Extension, Suite 300, Wexford, PA 15090, Economy Borough, **Beaver County**, ACOE Pittsburgh District.

ETC Northeast Field Services, LLC is proposing to remediate a slope failure near Station 3+00 of the B15 Well Connect natural gas pipeline (40° 38' 23", -80° 10' 52"). The project requires permanent impacts to wetlands due to subsurface drains and reconstruction of the slope with engineered soil fill.

The project is located within the Baden USGS 7 1/2 Minute Quadrangle Map.

<i>Resource</i>	<i>Permanent Direct</i>	<i>Temporary Direct</i>	<i>Temporary Indirect</i>
PEM (ac.)	0.021	0.03	-----
PSS (ac.)	0.008	0.15	0.018
Total	0.029	0.015	0.018

E0207220-038; ETC Northeast Pipeline, LLC, 6051 Wallace Road Extension, Third Floor, Wexford, PA 15090, Findlay Township, **Allegheny County**, Center, Conway, Independence, New Sewickley, Racoon Township(s), **Beaver County**, Jackson Township, **Butler County**, Robinson, Smith Townships, **Washington County**, ACOE Pittsburgh District.

The Revolution Pipeline project was originally permitted to install a 40.5-mile-long, 24-inch diameter steel natural gas pipeline that connects wells in Butler and Beaver counties to a natural gas processing facility in Washington County, Pennsylvania. This application is for the proposed restoration and on-site mitigation of aquatic resources impacted by the initial Revolution Pipeline construction, slope failures along the Revolution Pipeline ROW and the reconstruction of slope failures along the Revolution Pipeline ROW, the use of off-site mitigation for permanent impacts that cannot be restored on-site, unavoidable impacts to waters associated with landslide remediation and slope stabilization, and temporary impacts to waters for access for restoration and remediation activities.

The project is located within the Aliquippa, Baden, Beaver, Clinton, Evans City and Zelienople USGS 7 1/2 Minute Quadrangle Map.

See E0407220-023; E1007220-026 and E6307220-027 for additional impacts associated with this project.

Historic Impacts from the construction of the Revolution Pipeline include:

ALLEGHENY COUNTY (STA 1780+00 TO 1914+00)						
Stream 77-1	Ephemeral	40.481936	-80.347023	UNT to Potato Garden Run	WWF	Recovered, unauthorized impact by temporary access for pipeline installation.
						Temp
						65 x 2 ft. 87 s.f.
						65 x 102 ft. 6,621 s.f.
						NA

Project Information							PA DEP/105			
Structure/Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type/Temp/Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Landward Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
PC-Stream 9-126	Ephemeral	40.479011	-80.346336	UNT to Potato Garden Run	WWF	Post-construction channel loss	Perm	215 x 1 ft. 218 s.f.	215 x 101 ft. 21,715 s.f.	NA
PC-Stream 9-127	Ephemeral	40.477891	-80.344316	UNT to Potato Garden Run	WWF	Post-construction channel loss	Temp	33 x 3 ft. 87 s.f.	33 x 103 ft. 3,399 s.f.	NA
PC-Stream 11-33	Ephemeral	40.472977	-80.340128	UNT to Potato Garden Run	WWF	Post-construction channel loss	Temp	68 x 4 ft. 261 s.f.	68 x 104 ft. 7,072 s.f.	NA
PC-Stream 13-4	Ephemeral	40.473126	-80.340152	UNT to Potato Garden Run	WWF	Post-construction channel loss	Temp	97 x 1 ft. 87 s.f.	97 x 101 ft. 9,797 s.f.	NA
PC-Wetland 13-A	PEM	40.473099	-80.339948	NA	NA	Post-construction wetland loss	Temp	NA	NA	29 x 26 ft. 392 s.f.

Proposed Impacts:

ALLEGHENY COUNTY (STA 1780+00 TO 1914+00)										
GP-ACCESS-Stream 77-1	Ephemeral	40.481934	-80.347035	Trib 33757 to Potato Garden Run	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	26 x 1 ft. 26 s.f.	100 x 57 ft. 5,700 s.f.	NA
Stream 9-127	Ephemeral	40.477837	-80.344343	UNT to Potato Garden Run	WWF	Grading w/in stream channel and floodway for restoration	Temp	13 x 5 ft. 40 s.f.	31 x 14 ft. 217 s.f.	NA
Stream 9-128 #3	Perennial	40.476953	-80.344278	Potato Garden Run	WWF	Slope Repair	Temp	0	83 x 11 ft. 417 s.f.	NA
OUT-Stream 9-128	Perennial	40.476356	-80.343834	Potato Garden Run	WWF	Outfall	Perm	0	4 x 8 ft. 32 s.f.	NA

ALLEGHENY COUNTY (STA 1780+00 TO 1914+00)					
Stream 9-128 #1	Perennial	40.476368	-80.343551	Potato Garden Run	WWF
				Slope Repair	Temp
				100 x 12 ft. 1211 s.f.	160 x 30 ft. 5,180 s.f.
					NA

PA DEP / 105										
Project Information										
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Landward Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
Stream 9-128 #2	Perennial	40.476338	-80.343630	Potato Garden Run	WWF	Vegetated Riprap	Perm	35 x 5 ft. 155 s.f.	95 x 10 ft. 916 s.f.	NA
GP-ACCESS-Stream 9-128	Perennial	40.476691	-80.344040	Potato Garden Run	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	48 x 20 ft. 819 s.f.	231 x 20 ft. 4,292 s.f.	NA
Wetland W-20200414-1417 CWI-A	PEM	40.473019	-80.340172	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	54 x 24 ft. 566 s.f.
Stream 11-33	Ephemeral	40.472979	-80.340132	UNT to Potato Garden Run	WWF	Grading w/in stream channel and floodway for restoration	Temp	22 x 4 ft. 86 s.f.	14 x 6 ft. 41 s.f.	NA
Stream 13-4	Ephemeral	40.473128	-80.340158	UNT to Potato Garden Run	WWF	Grading w/in stream channel and floodway for restoration	Temp	97 x 1 ft. 97 s.f.	89 x 81 ft. 4,856 s.f.	NA
Stream 11-32	Perennial	40.473104	-80.339778	UNT to Potato Garden Run	WWF	Temporary Disturbance for Bank Pump Around Discharge	Temp	62 x 12 ft. 531 s.f.	126 x 101 ft. 6,098 s.f.	NA

E407220-023; ETC Northeast Pipeline, LLC, 6051 Wallace Road Extension, Third Floor, Wexford, PA 15090, Findlay Township, **Allegheny County**, Center, Conway, Independence, New Sewickley, Racoon Township(s), **Beaver County**, Jackson Township, Robinson, Smith Townships, **Washington County**, ACOE Pittsburgh District.

The Revolution Pipeline project was originally permitted to install a 40.5-mile-long, 24-inch diameter steel natural gas pipeline that connects wells in Butler and Beaver counties to a natural gas processing facility in Washington County, Pennsylvania. This application is for the proposed restoration and on-site mitigation of aquatic resources impacted by the initial Revolution Pipeline construction, slope failures along the Revolution Pipeline ROW and the reconstruction of slope failures along the Revolution Pipeline ROW, the use of off-site mitigation for permanent impacts that cannot be restored on-site, unavoidable impacts to waters associated with landslide remediation and slope stabilization, and temporary impacts to waters for access for restoration and remediation activities.

The project is located within the Aliquippa, Baden, Beaver, Clinton, Evans City and Zelienople USGS 7 1/2 Minute Quadrangle Map.

See E0207220-038; E1007220-026 and E6307220-027 for additional impacts associated with this project.

Historic Impacts from the construction of the Revolution Pipeline include:

BEAVER COUNTY (STA 254+00 TO 1780+00)

Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type/ Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
PC-Wetland 10-G	PSS	40.731001	-80.157909	NA	NA	Post-construction wetland loss	Temp	NA	NA	258 x 41 ft. 6,186 s.f.
PC-Wetland 1-A	PSS	40.728771	-80.162082	NA	NA	Post-construction conversion PSS to PEM	Temp	NA	NA	123 x 105 ft. 7,362 s.f.
PC-Wetland 1-C	PEM	40.728665	-80.162898	NA	NA	Post-construction wetland loss	Temp	NA	NA	106 x 60 ft. 3,703 s.f.
Wetland 9-CS	PSS	40.726998	-80.162336	NA	NA	Recovered unauthorized impact by temporary access for pipeline installation	Temp	NA	NA	4 x 3 ft. 6 s.f.

PROJECT INFORMATION

PA DEP / 105

Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type/ Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
Stream 10-21	Intermittent	40.726625	-80.162118	UNT to Trib Brush Creek	WWF	Recovered, unauthorized impact by pipeline installation.	Temp	129 x 4 ft. 523 s.f.	129 x 104 ft. 13,416 s.f.	NA
Stream 1-2	Ephemeral	40.719211	-80.164326	UNT to Trib 34825 to Brush Creek	WWF	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	24 x 13 ft. 305 s.f.	24 x 113 ft. 2,701 s.f.	NA
PC-Wetland 9-BZ	PSS	40.717174	-80.162854	NA	NA	Post-construction conversion PSS to PEM	Temp	NA	NA	73 x 36 ft. 2,265 s.f.
PC-Wetland 9-BV	PEM	40.708846	-80.170171	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	160 x 39 ft. 3,746 s.f.
PC-Wetland 9-CF	PEM	40.704771	-80.172522	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	261 x 42 ft. 4,008 s.f.

PROJECT INFORMATION				PA DEP/105						
Stream S-20200330-1307 JWR	Intermittent	40.733559	-80.165878	UNT to Brush Creek	WWF	Recovered, unauthorized impact by pipeline installation.	Temp	218 x 2 ft. 436 s.f.	218 x 102 ft. 22,216 s.f.	NA
Stream 11-59	Intermittent	40.690195	-80.178150	UNT to Trib 36572 to Crows Run	WWF	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	37 x 4 ft. 131 s.f.	37 x 104ft. 3,833 s.f.	NA
PC-Stream 11-5	Ephemeral	40.691071	-80.183008	Tributary 36572 to Crows Run	WWF	Post-construction channel realignment	Temp	85 x 2 ft. 131 s.f.	0	NA
PC-Stream 11-7	Ephemeral	40.686910	-80.196349	UNT to Crows Run	WWF	Post-construction channel loss	Temp	214 x 3 ft. 610 s.f.	214 x 103 ft. 22,042 s.f.	NA
PC-Wetland 13-C	PSS	40.680166	-80.205459	NA	NA	Post-construction wetland loss	Temp	NA	NA	236 x 77 ft. 8,407 s.f.
PC-Stream 11-12	Perennial	40.680100	-80.205333	Pine Run	WWF	Post-construction streambank erosion.	Temp	51 x 7 ft. 304 s.f.	0	NA
PC-Stream 11-30 (Crows Run)	Perennial	40.678996	-80.204938	Crows Run	WWF	Post-construction streambank erosion	Temp	70 x 17 ft. 915 s.f.	0	NA
PC-Stream 9-2-11	Intermittent	40.678428	-80.210620	UNT to Crows Run	WWF	Post-construction streambank erosion	Temp	84 x 7 ft. 305 s.f.	0	NA
PC-Stream 2-19	Perennial	40.676443	-80.229452	UNT to Crows Run	WWF	Post-construction streambank erosion	Temp	105 x 6 ft. 479 s.f.	0	NA
Wetland W-20200331-1245-DWL	PEM	40.676364	-80.229374	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	25 x 12 ft. 174 s.f.
PC-Wetland 2-N	PEM	40.669472	-80.263507	NA	NA	Post-construction wetland loss	Perm	NA	NA	88 x 15 ft. 740 s.f.
PC-Stream 2-25	Intermittent	40.669403	-80.264577	UNT to Moon Run	WWF	Post-construction channel loss	Perm	70 x 6 ft. 392 s.f.	70 x 106 ft. 7,420 s.f.	NA

PROJECT INFORMATION						PA DEP/105				
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
PC-Stream 2-24 (Elkhorn Run)	Perennial	40.668800	-80.270300	Elkhorn Run	WWF	Post-construction channel loss	Temp	249 x 22 ft. 5,489 s.f.	249 x 122 ft. 30,378 s.f.	NA
PC-Wetland 2-F	PEM	40.636074	-80.296698	NA	NA	Post-construction wetland loss	Temp	NA	NA	52 x 29 ft. 1,220 s.f.
PC-Wetland 2-R	PEM	40.629177	-80.303213	NA	NA	Post-construction wetland loss	Temp	NA	NA	72 x 56 ft. 1,655 s.f.
Stream S-20200418-1236 JWR #1	Ephemeral	40.626305	-80.305526	UNT to Raccoon Creek	WWF	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	35 x 4 ft. 131 s.f.	35 x 104 ft. 3,659 s.f.	NA
PC-Stream 9-138	Intermittent	40.624635	-80.306124	UNT to Raccoon Creek	WWF	Post-construction channel realignment	Temp	91 x 2 ft. 182 s.f.	0	NA
PC-Stream 9-137	Intermittent	40.624726	-80.306007	UNT to Raccoon Creek	WWF	Post-construction channel loss	Temp	165 x 1 ft. 174 s.f.	165 x 101 ft. 16,683 s.f.	NA
PC-Stream 9-136	Perennial	40.624532	-80.305920	UNT to Raccoon Creek	WWF	Post-construction channel realignment	Temp	20 x 10 ft. 21 s.f.	0	NA
PC-Stream 9-140	Ephemeral	40.623196	-80.306646	UNT to Raccoon Creek	WWF	Post-construction channel loss	Temp	149 x 6 ft. 915 s.f.	149 x 106 ft. 15,794 s.f.	NA
PC-Wetland 9-DY	PEM	40.622649	-80.308614	NA	NA	Post-construction wetland loss	Perm	NA	NA	70 x 50 ft. 2,004 s.f.
PC-Wetland 9-DX	PEM	40.622714	-80.308984	NA	NA	Post-construction wetland loss	Perm	NA	NA	87 x 63 ft. 2,875 s.f.
PC-Stream 9-143	Intermittent	40.622474	-80.309060	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm	204 x 3 ft. 609 s.f.	204 x 103 ft. 20,996 s.f.	NA
PC-Stream 9-144	Intermittent	40.622506	-80.309004	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm	64 x 3 ft. 174 s.f.	64 x 103 ft. 6,592 s.f.	NA
PC-Stream 9-142	Intermittent	40.622462	-80.309690	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm	42 x 3 ft. 131 s.f.	42 x 103 ft. 4,312 s.f.	NA

PROJECT INFORMATION				PA DEP/105			
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Post-construction wetland loss	Perm
PC-Wetland 10-I	PEM	40.622368	-80.309715	NA	NA	Post-construction wetland loss	Perm
PC-Wetland 9-Y	PEM	40.617308	-80.326493	NA	NA	Post-construction wetland loss	Perm
PC-Stream 9-30	Intermittent	40.616590	-80.329428	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm
PC-Stream 9-31	Intermittent	40.616486	-80.329590	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm
PC-Wetland 9-BI	PEM	40.615705	-80.330794	NA	NA	Post-construction wetland loss	Temp
PC-Wetland 9-AG (2-AG)	PEM	40.611546	-80.329982	NA	NA	Post-construction wetland loss	Temp

PROJECT INFORMATION				PA DEP/105						
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type/ Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
PC-Wetland 9-DL	PSS	40.606768	-80.327086	NA	NA	Post-construction wetland loss	Perm	NA	NA	63 x 33 ft. 1,176 s.f.
PC-Wetland 9-DN	PSS	40.605880	-80.327434	NA	NA	Post-construction wetland loss	Perm	NA	NA	42 x 31 ft. 915 s.f.
PC-Stream 9-147	Intermittent	40.600528	-80.328684	UNT to Raccoon Creek	WWF	Post-construction channel loss	Perm	114 x 2 ft. 218 s.f.	114 x 102 ft. 11,628 s.f.	NA
PC-Wetland 9-EC	PSS	40.600427	-80.328844	NA	NA	Post-construction wetland loss	Perm	NA	NA	93 x 46 ft. 3,049 s.f.
PC-Wetland 9-EIE	PSS	40.600078	-80.328374	NA	NA	Post-construction wetland loss	Perm	NA	NA	36 x 25 ft. 653 s.f.
PC-Stream 9-64	Perennial	40.593352	-80.328337	UNT to Frames Run	WWF	Post-construction channel loss	Perm	67 x 3 ft. 218 s.f.	67 x 103 ft. 6,901 s.f.	NA
PC-Stream 9-63	Perennial	40.593331	-80.328149	Frames Run	WWF	Post-construction channel fill, streambank erosion	Temp	349 x 20 ft. 5,576 s.f.	0	NA

<i>PROJECT INFORMATION</i>				<i>PA DEP / 105</i>						
PC-Stream 9-164	Ephemeral	40.584963	-80.333664	UNT to Tributary 33594 to Service Creek	WWF	Post-construction channel fill, streambank erosion	Temp	108 x 15 ft. 1,612 s.f.	0	NA
PC-Wetland 9-EP	PEM	40.584595	-80.335935	NA	NA	Post-construction wetland loss	Perm	NA	NA	59 x 23 ft. 1,089 s.f.
PC-Wetland 9-EO	PEM	40.579814	-80.337336	NA	NA	Post-construction wetland loss	Temp	NA	NA	60 x 27 ft. 1,045 s.f.
Wetland 23-A	PEM	40.576754	-80.335983	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	86 x 98 ft. 4,704 s.f.
PC-Stream 9-151	Ephemeral	40.573228	-80.331823	UNT to Service Creek	WWF	Post-construction channel loss	Temp	138 x 3 ft. 392 s.f.	138 x 103 ft. 14,214 s.f.	NA
PC-Stream 9-152	Perennial	40.573499	-80.331918	UNT to Service Creek	WWF	Post-construction channel fill, streambank erosion	Temp	136 x 8 ft. 741 s.f.	0	NA
PC-Wetland 9-EI	PEM	40.561764	-80.330033	NA	NA	Post-construction wetland loss	Temp	NA	NA	55 x 44 ft. 1,089 s.f.
PC-Wetland 9-DF	PEM	40.551541	-80.340636	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	83 x 61 ft. 3,833 s.f.
PC-Stream 2-35	Perennial	40.545240	-80.343379	UNT to Obney Run	WWF	Post-construction streambank erosion	Temp	115 x 12 ft. 1,307 s.f.	0	NA
PC-Wetland 13-AD	PEM	40.544836	-80.343659	NA	NA	Post-construction wetland loss	Perm	NA	NA	46 x 22 ft. 653 s.f.
PC-Stream 9-109 (Stream 13-107B)	Perennial	40.534831	-80.351350	UNT to Raccoon Creek	WWF	Post-construction streambank erosion	Temp	153 x 4 ft. 871 s.f.	0	NA

PROJECT INFORMATION						PA DEP / 105				
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Landward Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
Wetland 42-D	PEM	40.534747	-80.351206	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	29 x 2 ft. 58 s.f.
PC-Stream 9-36	Perennial	40.509578	-80.350945	UNT Raccoon Creek	WWF	Post-construction channel loss	Temp	358 x 3 ft. 1,074 s.f.	358 x 103 ft. 36,874 s.f.	NA
PC-Wetland 9-AK	PEM	40.508454	-80.350936	NA	NA	Post-construction wetland loss	Temp	NA	NA	89 x 12 ft. 742 s.f.
PC-Wetland 9-AM	PEM	40.496635	-80.349641	NA	NA	Post-construction wetland loss	Temp	NA	NA	44 x 23 ft. 523 s.f.
PC-Stream 9-37	Intermittent	40.496514	-80.349550	UNT to Tributary 33750 to Raccoon Creek	WWF	Post-construction channel loss	Temp	188 x 3 ft. 566 s.f.	188 x 103 ft. 19,364 s.f.	NA
PC-Wetland 9-AN	PFO	40.496002	-80.349259	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	37 x 27 ft. 566 s.f.
PC-Wetland 9-AO	PEM	40.496422	-80.349285	NA	NA	Post-construction wetland loss	Temp	NA	NA	40 x 19 ft. 523 s.f.
Wetland 10-Q #1	PEM	40.489168	-80.358032	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	286 x 122 ft. 18,382 s.f.
Wetland 10-Q #2	PEM	40.488212	-80.358978	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	188 x 2 ft. 376 s.f.
Wetland 10-Q #3	PEM	40.487243	-80.359184	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	188 x 51 ft. 5,766 s.f. 381 x 49 ft. 15,290 s.f.

PROJECT INFORMATION				PA DEP / 105						
Wetland 10-Q #4	PEM	40.486254	-80.358732	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	170 x 2 ft. 340 s.f.
							Temp	NA	NA	170 x 123 ft. 10,768 s.f.

Proposed Impacts:

BEAVER COUNTY (STA 254+00 TO 1780+00)										
ACCESS Wetland 25 H	PEM	40.735009	-80.152566	NA	NA	Temporary equipment access >200ft	Temp	NA	NA	414 x 20 ft. 7,144 s.f.
Wetland 25 H	PEM	40.735243	-80.152234	NA	NA	Waterbar Removal	Temp	NA	NA	67 x 15 ft. 945 s.f.
Wetland W 20200423 1005 CWI	PEM	40.731817	-80.155131	NA	NA	Waterbar Removal	Temp	NA	NA	46 x 15 ft. 535 s.f.

PROJECT INFORMATION						PA DEP / 105				
Structure/Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed ⁽¹⁾	DEP Impact Type/Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Landward Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
Wetland 10-G #1	PSS	40.730960	-80.157992	NA	NA	Temporary Disturbance for Perimeter Erosion Control for Abutting Restoration	Temp	NA	NA	7 x 285 ft. 871 s.f.
GP-ACCESS-Wetland 10-G #2	PEM	40.731132	-80.157488	NA	NA	GP-8 Temporary equipment crossing (timber mat)	Temp	NA	NA	21 x 12 ft. 190 s.f.
Stream 9-94	Perennial	40.731137	-80.157849	UNT 34822 to BRUSH CREEK	WWF	Grading w/in floodway for restoration	Temp	0	155 x 32 ft. 3,920 s.f.	NA
Wetland 1-C	PEM	40.728722	-80.162994	NA	NA	Temporary Disturbance for Perimeter Erosion Control for Abutting Restoration	Temp	NA	NA	31 x 25 ft. 391 s.f.

PROJECT INFORMATION				PA DEP / 105					
Wetland 9-BZ	PEM	40.717122	-80.162900	NA	NA	Temp	NA	91 x 25 ft. 1,796 s.f.	
Stream 9-42	Perennial	40.717080	-80.162820	Tributary 34825 to Brush Creek	WWF	Temp	90 x 5 ft. 373 s.f.	131 x 100 ft. 11,701 s.f.	NA
GP-ACCESS-Stream 10-20	Perennial	40.727708	-80.162733	Brush Creek	WWF	Temp	58 x 20 ft. 529 s.f.	158 x 20 ft. 2,164 s.f.	NA
GP-ACCESS-Stream 9-43.1	Ephemeral	40.719034	-80.162925	UNT to Trib 34825 to Brush Creek	WWF	Temp	10 x 20 ft. 166 s.f.	76 x 100 ft. 7,635 s.f.	NA
GP-ACCESS-Wetland 2-AL	PEM	40.715472	-80.162935	NA	NA	Temp	NA	NA	55 x 20 ft. 804 s.f.
GP-ACCESS-Stream 9-72	Perennial	40.714553	-80.162621	Trib 34824 to Brush Creek	WWF	Temp	5 x 20 ft. 61 s.f.	203 x 100 ft. 20,384 s.f.	NA
GP-ACCESS-Wetland W-20200327-1126-JWR-A	PEM	40.714509	-80.162586	NA	NA	Temp	NA	NA	15 x 10 ft. 66 s.f.
GP-ACCESS-Stream 9-67	Ephemeral	40.712522	-80.162615	UNT to Trib 34825 to Brush Creek	WWF	Temp	4 x 20 ft. 64 s.f.	94 x 100 9,370 s.f.	NA
Wetland 9-CF	PEM	40.705147	-80.172622	NA	NA	Temp	NA	NA	212 x 20 ft. 2,831 s.f.
Stream 9-81	Intermittent	40.704821	-80.172600	UNT to Tributary 36575 to Crows Run	WWF	Temp	GP-8 (previously authorized) ¹	67 x 19 ft. 1,310 s.f.	NA
Stream 9-82	Perennial	40.705591	-80.172675	UNT to Tributary 36575 to Crows Run	WWF	Temp	GP-8 (previously authorized) ¹	147 x 140 ft. 10,526 s.f.	NA
ACCESS-Wetland 9-CF	PEM	40.704315	-80.172555	NA	NA	Temp	NA	NA	446 x 20 ft. 6,724 s.f.

PROJECT INFORMATION				PA DEP / 105						
Stream 11-5	Ephemeral	40.691090	-80.183172	Tributary 36572 to Crows Run	WWF	Grading w/in stream channel and floodway for restoration	Temp	13 x 2 ft. 19 s.f.	45 x 15 ft. 270 s.f.	NA
Stream 11-8	Intermittent	40.686788	-80.196138	UNT to Crows Run	WWF	Grading w/in floodway for restoration	Temp	0	54 x 44 ft. 1,950 s.f.	NA

PROJECT INFORMATION						PA DEP / 105					
Wetland W-20200407-0920 DWL-A	PEM	40.686948	-80.202833	NA	NA	Waterbar Removal	Temp	NA	NA	134 x 15 ft. 822 s.f.	Wetland Impact Length and Width (feet) Area (square feet)
Wetland 13-C	PSS	40.680143	-80.205356	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	12 x 6 ft. 33 s.f.	Wetland Impact Length and Width (feet) Area (square feet)
Stream 11-12	Perennial	40.680100	-80.205333	Pine Run	WWF	Grading w/in floodway and stream bank stabilization for restoration	Temp	51 x 7 ft. 287 s.f.	140 x 53 ft. 5,860 s.f.	NA	Wetland Impact Length and Width (feet) Area (square feet)
GP-ACCESS-Stream 11-12	Perennial	40.680107	-80.205286	Pine Run	WWF	GP-8 Temporary Equipment Crossing	Temp	17 x 12 ft. 87 s.f.	33 x 16 ft. 523 s.f.	NA	Wetland Impact Length and Width (feet) Area (square feet)
Stream 11-30 (Crows Run)	Perennial	40.678985	-80.204919	Crows Run	WWF	Bank Stabilization	Temp	73 x 18 ft. 897 s.f.	69 x 64 ft. 4,473 s.f.	NA	Wetland Impact Length and Width (feet) Area (square feet)
GP-ACCESS-Wetland W-20200427-1145-DWL	PEM	40.679069	-80.204877	Wetland	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	8 x 19 ft. 203 s.f.	Wetland Impact Length and Width (feet) Area (square feet)
Stream 9-2-11	Intermittent	40.678460	-80.210577	UNT to Crows Run	WWF	Slope Repair, Bank Stabilization	Temp	88 x 8 ft. 312 s.f.	84 x 100 ft. 5,822 s.f.	NA	Wetland Impact Length and Width (feet) Area (square feet)
Wetland 28-A	PEM	40.678149	-80.210982	NA	NA	Waterbar Removal	Temp	NA	NA	15 x 13 ft. 173 s.f.	Wetland Impact Length and Width (feet) Area (square feet)
Stream 2-14	Intermittent	40.677701	-80.220032	UNT to Crows Run	WWF	Slope Repair	Temp	0	112 x 49 ft. 5,515 s.f.	NA	Wetland Impact Length and Width (feet) Area (square feet)

PROJECT INFORMATION				PA DEP/105						
Stream 2-15	Ephemeral	40.677737	-80.220654	UNT to Crows Run	WWF	Slope Repair	Temp	0	280 x 40 ft. 11,180 s.f.	NA
Stream 2-19	Perennial	40.676400	-80.229431	UNT to Crows Run	WWF	Slope Repair and Bank Stabilization	Temp	139 x 5 ft. 608 s.f.	134 x 56 ft. 7,533 s.f.	NA
Stream 27-1 (78A)	Intermittent	40.676457	-80.229736	UNT to Crows Run	WWF	Slope Repair	Temp	0	29 x 29 ft. 835 s.f.	NA
Stream 27-1 (78B)	Intermittent	40.676327	-80.230030	UNT to Crows Run	WWF	Slope Repair	Temp	0	49 x 22 ft. 1,078 s.f.	NA
Crows Run (Stream 2-20) #1	Perennial	40.673595	-80.237104	Crows Run	WWF	Slope Repair	Temp	154 x 12 ft. 1,894 s.f.	154 x 12 ft. 1,827 s.f.	NA
Crows Run (Stream 2-20) #2	Perennial	40.673595	-80.237104	Crows Run	WWF	Vegetated Riprap	Perm	154 x 7 ft. 1,111 s.f.	154 x 4 ft. 676 s.f.	NA
Stream 60-3	Intermittent	40.669601	-80.262857	UNT to Elkhorn Run	WWF	Slope Repair	Temp	0	18 x 96 ft. 1,710 s.f.	NA
Stream 2-25	Intermittent	40.669282	-80.264565	UNT to Elkhorn Run	WWF	Slope Repair	Temp	0	33 x 48 ft. 1,578 s.f.	NA
OUT-Stream S-20200401-1417-DWL	Ephemeral	40.669292	-80.264439	UNT to Elkhorn Run	WWF	Outfall	Perm	0	6 x 6 ft. 36 s.f.	NA
Stream S-20200401-1417-DWL	Ephemeral	40.669294	-80.264523	UNT to Elkhorn Run	WWF	Slope Repair	Temp	0	55 x 32 ft. 1,780 s.f.	NA
Stream 2-24 (Elkhorn Run) #1	Perennial	40.668917	-80.269928	Elkhorn Run	WWF	Slope Repair	Temp	0	155 x 26 ft. 4,097 s.f.	NA
Stream 2-24 (Elkhorn Run) #2	Perennial	40.668737	-80.270145	Elkhorn Run	WWF	Grading w/in stream channel and floodway for restoration	Temp	117 x 22 ft. 469 s.f.	270 x 57 ft. 10,846 s.f.	NA

PROJECT INFORMATION				PA DEP/105						
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Wetland W-20200317-1127 DWL	PEM	40.668975	-80.270241	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	14 x 6 ft. 41 s.f.

PROJECT INFORMATION					PA DEP/105				
Stream	Perennial	40.651551	-80.277166	WWF	Slope Repair	Temp	0	87 x 44 ft. 3,836 s.f.	NA
Stream 2-29									
GP-ACCESS-Wetland W-20200330-1546-DWL	PEM	40.651391	-80.277103	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	17 x 12 ft. 206 s.f.
GP-ACCESS-Wetland W-20200330-1615-DWL-B	PEM	40.649212	-80.279033	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	20 x 17 ft. 343 s.f.
GP-ACCESS-Wetland 2-F	PEM	40.636204	-80.296495	NA	GP-8 Temporary equipment crossing (timber mat)	Temp	NA	NA	61 x 37 ft. 1,045 s.f.
Stream 2-9	Perennial	40.636082	-80.296679	WWF	Grading w/in floodway for restoration	Temp	0	93 x 31 ft. 2,614 s.f.	NA
Wetland 2-R #1	PEM	40.629297	-80.303134	NA	Waterbar Removal	Temp	NA	NA	42 x 11 ft. 342 s.f.
Wetland 2-R #2	PEM	40.629207	-80.303192	NA	Grading w/in wetland for restoration	Temp	NA	NA	64 x 27 ft. 741 s.f.
Stream 2-31	Intermittent	40.629233	-80.303218	WWF	Grading w/in floodway for restoration	Temp	0	76 x 64 ft. 2,701 s.f.	NA
Stream S-20200418-1236-JWR #2	Ephemeral	40.626272	-80.305451	WWF	Temporary floodway impact due to BMP installation for adjacent restoration	Temp	0	67 x 50 ft. 3,240 s.f.	NA
GP-ACCESS-Stream 9-135	Ephemeral	40.625485	-80.305623	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	23 x 20 ft. 298 s.f.	161 x 20 ft. 2,937 s.f.	NA
GP-ACCESS-Stream 9-138	Intermittent	40.624625	-80.306145	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	20 x 2 ft. 40 s.f.	175 x 20 ft. 3,500 s.f.	NA
Stream 9-138	Intermittent	40.624694	-80.306228	WWF	Grading w/in stream channel and floodway for restoration	Temp	80 x 2 ft. 180 s.f.	79 x 48 ft. 2,625 s.f.	NA

PROJECT INFORMATION				PA DEP / 105						
GP-ACCESS-Stream 9-137	Intermittent	40.624816	-80.306083	UNT to Raccoon Creek	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	0	58 x 20 ft. 1,150 s.f.	NA
Stream 9-137	Intermittent	40.624722	-80.306008	UNT to Raccoon Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	44 x 7 ft. 123 s.f.	59 x 52 ft. 1,930 s.f.	NA
GP-ACCESS-Stream 9-136	Perennial	40.625450	-80.305642	UNT to Raccoon Creek	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	8 x 20 ft. 156 s.f.	163 x 20 ft. 2,746 s.f.	NA
Stream 9-136 (RP-108)	Perennial	40.624532	-80.305920	UNT to Raccoon Creek	WWF	Graing w/in stream channel and floodway for restoration	Temp	20 x 10 ft. 21 s.f.	103 x 53 ft. 4,801 s.f.	NA
Stream 9-136 (RP-108A)	Perennial	40.623120	-80.306449	UNT to Raccoon Creek	WWF	Graing w/in stream channel and floodway for restoration	Temp	13 x 3 ft. 21 s.f.	50 x 50 ft. 2,587 s.f.	NA
OUT-Stream S-20200402-1440-DWL	Ephemeral	40.621966	-80.309829	UNT to Raccoon Creek	WWF	Outfall	Perm	24 x 4 ft. 96 s.f.	25 x 43 ft. 1,072 s.f.	NA
Stream S-20200402-1440-DWL	Ephemeral	40.621966	-80.309829	UNT to Raccoon Creek	WWF	Slope Repair	Temp	0	25 x 43 ft. 1,072 s.f.	NA

PROJECT INFORMATION				PA DEP / 105						
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OUT-Stream 13-109	Ephemeral	40.620813	-80.312694	UNT to Raccoon Creek	WWF	Outfall	Perm	25 x 6 ft. 150 s.f.	25 x 106 ft. 2,650 s.f.	NA
OUT-Stream 9-10-24	Perennial	40.621210	-80.313836	Trib 33581 to Raccoon Creek	WWF	Outfall	Perm	0	9 x 13 ft. 117 s.f.	NA
Stream 9-10-24	Perennial	40.621210	-80.313836	Trib 33581 to Raccoon Creek	WWF	Slope Repair	Temp	0	219 x 49 ft. 10,730 s.f.	NA

PROJECT INFORMATION				PA DEP/105						
Stream	Intermittent	40.616603	-80.329037	UNT to Raccoon Creek	WWF	Slope Repair	Temp	0	113 x 34 ft. 3,859 s.f.	NA
Stream 9-29	Intermittent	40.616603	-80.329037	UNT to Raccoon Creek	WWF	Slope Repair	Temp	0	113 x 34 ft. 3,859 s.f.	NA
OUT-Stream 9-28 (Raccoon Creek)	Perennial	40.616658	-80.329217	Raccoon Creek	WWF	Outfall	Perm	0	68 x 6 ft. 402 s.f.	NA
Stream 9-28 (Raccoon Creek)	Perennial	40.616733	-80.329192	Raccoon Creek	WWF	Slope Repair	Temp	0	63 x 123 ft. 7,642 s.f.	NA
Wetland 9-AG (2-AG)	PEM	40.611579	-80.330028	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	115 x 37 ft. 3,013 s.f.
GP-ACCESS-Wetland 20200421-1215-CWI	PEM	40.610475	-80.330144	NA	NA	GP-8 Temporary Equipment Access	Temp	NA	NA	144 x 41 ft. 3,920 s.f.
OUT-Stream 37-1	Ephemeral	40.607685	-80.325821	UNT to Trib 33580 to Raccoon Creek	WWF	Outfall	Perm	0	60 x 25 ft 1,500 s.f.	NA
Stream 9-113	Perennial	40.606406	-80.327059	Trib 33580 to Raccoon Creek Floodway	WWF	Slope Repair	Temp	0	54 x 38 ft 2,070 s.f.	NA
OUT-Stream 9-113	Perennial	40.606457	-80.327048	Trib 33580 to Raccoon Creek Floodway	WWF	Outfall	Perm	0	4 x 4 ft 16 s.f.	NA
Stream 9-112	Ephemeral	40.606797	-80.327088	UNT to Trib 33580 to Raccoon Creek	WWF	Slope Repair	Temp	0	134 x 53 ft 7,066 s.f.	NA
OUT-Stream 9-112 #1	Ephemeral	40.606533	-80.327039	UNT to Trib 33580 to Raccoon Creek	WWF	Outfall	Perm	0	4 x 4 ft 16 s.f.	NA
OUT-Stream 9-112 #2	Ephemeral	40.606589	-80.327032	UNT to Trib 33580 to Raccoon Creek	WWF	Outfall	Perm	0	4 x 4 ft 16 s.f.	NA
Stream 9-112.1	Intermittent	40.606808	-80.326991	UNT to Trib 33580 to Raccoon Creek	WWF	Slope Repair	Temp	0	59 x 24 ft. 1,431 s.f.	NA
OUT-Stream 9-112.1	Intermittent	40.606858	-80.327001	UNT to Trib 33580 to Raccoon Creek	WWF	Outfall	Perm	0	4 x 4 ft 16 s.f.	NA

PROJECT INFORMATION				PA DEP / 105						
Stream 9-114	Perennial	40.606293	-80.327474	UNT to Trib 33580 to Raccoon Creek Floodway	WWF	Slope Repair	Temp	0	95 x 41 ft. 3,892 s.f.	NA
Wetland W-20200403-1342 DWL	PEM	40.607442	-80.327084	NA	NA	Slope Repair	Perm	NA	NA	24 x 23 ft. 549 s.f.
Wetland W-20200403-1114 DWL	PEM	40.606675	-80.327267	NA	NA	Slope Repair	Perm	NA	NA	16 x 11 ft. 175 s.f.
Stream 9-63	Perennial	40.593311	-80.328129	Frames Run	WWF	Slope Repair, Grading w/in stream channel and floodway for restoration	Temp	373 x 15 ft. 5,591 s.f.	315 x 100 ft. 31,505 s.f.	NA

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Wetland 73-D	PEM	40.592974	-80.327675	NA	NA	Temporary impact due to pump-around and coffer dam installation for adjacent stream restoration	Temp	NA	NA	21 x 5 ft. 49 s.f.
Stream 9-164	Ephemeral	40.585055	-80.333557	UNT to Tributary 33594 to Service Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	111 x 15 ft. 848 s.f.	174 x 93 ft. 10,644 s.f.	NA
Wetland W-20200421-1025 JWR	PEM	40.584982	-80.333651	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	12 x 9 ft. 91 s.f.
Stream 9-162	Perennial	40.584505	-80.335892	Trib 33594 to Service Creek	WWF	Slope Repair	Temp	0	145 x 52 ft. 7,561 s.f.	NA

PROJECT INFORMATION				PA DEP / 105						
Stream 9-2-34	Perennial	40.576691	-80.334797	UNT to Service Creek	WWF	Slope Repair	Temp	0	108 x 14 ft. 1,532 s.f.	NA
Stream 9-2-34	Perennial	40.576691	-80.334797	UNT to Service Creek	WWF	Slope Repair	Temp	0	108 x 14 ft. 1,532 s.f.	NA
OUT-Stream 9-2-34	Perennial	40.576522	-80.334857	UNT to Service Creek	WWF	Outfall	Perm	0	4 x 3 ft. 12 s.f.	NA
GP-ACCESS-Wetland W-20200415-1132-JWR-C	PEM	40.575010	-80.331003	Wetland	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	67 x 26 ft. 963 s.f.
Stream 9-151	Ephemeral	40.573296	-80.331826	UNT to Service Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	140 x 11 ft. 1343 s.f.	97 x 71 ft. 4,791 s.f.	NA
Stream 9-152	Perennial	40.573512	-80.332052	UNT to Service Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	135 x 12 ft. 733 s.f.	120 x 110 ft. 10,060 s.f.	NA
Wetland 31-A	PEM	40.562223	-80.330260	NA	NA	Waterbar Removal	Temp	NA	NA	84 x 15 ft. 737 s.f.
Wetland 9-EI	PEM	40.561632	-80.329976	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	59 x 40 ft. 1,469 s.f.
Stream 9-153	Perennial	40.561537	-80.329957	UNT to Tributary 33659 of Raccoon Creek	WWF	Grading w/in floodway for restoration	Temp	GP-8 (previously authorized) ¹	145 x 70 ft. 5,689 s.f.	NA
Wetland 9-EN	PEM	40.558901	-80.334310	NA	NA	Waterbar Removal	Temp	NA	NA	111 x 39 ft. 790 s.f.
ACCESS-Stream 2-36	Perennial	40.551972	-80.34066	Tributary 33660 to Raccoon Creek	WWF	Temporary equipment crossing; fill over culvert exceeds GP threshold	Temp	20 x 17 ft. 348 s.f.	227 x 125 ft. 17,032 s.f.	NA
Stream 2-35	Perennial	40.545196	-80.343404	UNT to Obney Run	WWF	Slope Repair, Bank Stabilization	Temp	110 x 11 ft. 1,232 s.f.	99 x 50 ft. 4,969 s.f.	NA
Stream 9-109 (Stream 13- 107B)	Perennial	40.534851	-80.351353	UNT to Raccoon Creek	WWF	Slope Repair, Bank Stabilization	Temp	152 x 16 ft. 864 s.f.	154 x 126 ft. 9,810 s.f.	NA
Wetland 42-D (RP-151)	PEM	40.534747	-80.351206	NA	NA	Temporary Disturbance for Abutting Channel Restoration	Temp	NA	NA	146 x 31 ft. 1,801 s.f.

PROJECT INFORMATION						PA DEP / 105			
Wetland 27-I	PEM	40.528063	-80.351112	NA	NA	Waterbar Removal	Temp	NA	28 x 9 ft. 174 s.f.
Stream 10-52 (Raccoon Creek)	Perennial	40.514074	-80.351202	Raccoon Creek	WWF	Grading w/in floodway for restoration	Temp	0	20 x 17 ft. 348 s.f.

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Wetland W-20200401-1043 JWR-A	PEM	40.513270	-80.351006	NA	NA	Removal of fill.	Temp	NA	NA	17 x 53 ft. 906 s.f.
Stream 9-36	Perennial	40.509608	-80.350739	UNT to Raccoon Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	280 x 5 ft. 1,282 s.f.	280 x 42 ft. 7,377 s.f.	NA
Wetland 9-AK	PEM	40.508450	-80.350940	NA	NA	Temporary Disturbance for Perimeter Erosion Control for Abutting Restoration	Temp	NA	NA	8 x 64 ft. 338 s.f.
Stream S-20200401-0911-JWR	Intermittent	40.508450	-80.350940	UNT to Raccoon Creek	WWF	Grading w/in stream channel and floodway for restoration	Temp	77 x 3 ft. 187 s.f.	105 x 94 ft. 5,232 s.f.	NA
GP-ACCESS-Stream S-20200401-0911-JWR	Intermittent	40.508449	-80.350915	UNT to Raccoon Creek	WWF	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	0	34 x 20 ft. 757 s.f.	NA
GP-ACCESS-Wetland W-20200331-1310-JWR-A	PEM	40.508000	-80.351000	NA	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	20 x 18 ft. 365 s.f.
GP-ACCESS-Wetland W-20200331-1310-JWR-B	PEM	40.508000	-80.351000	NA	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	20 x 30 ft. 599 s.f.

PROJECT INFORMATION				PA DEP / 105					
Stream	Intermittent	40.496315	-80.349556	WWF	Grading w/in stream channel and floodway for restoration	Temp	331 x 3 ft. 784 s.f.	305 x 108 ft. 29,011 s.f.	NA
Stream 9-37	Intermittent	40.496315	-80.349556	WWF	Grading w/in stream channel and floodway for restoration	Temp	331 x 3 ft. 784 s.f.	305 x 108 ft. 29,011 s.f.	NA
Stream 10-43	Intermittent	40.495966	-80.349247	WWF	Grading w/in floodway for restoration	Temp	0	76 x 20 ft. 566 s.f.	NA
Wetland W-20200409-1558 DWL	PEM	40.496491	-80.349309	NA	Grading w/in wetland for restoration	Temp	NA	NA	89 x 6 ft. 367 s.f.
ACCESS-Wetland 10-Q	PEM	40.489555	-80.357903	NA	Temporary equipment crossing >200ft.	Temp	NA	NA	914 x 20 ft. 16,840 s.f.
GP-ACCESS-Wetland 15-A	PEM	40.490033	-80.357365	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	60 x 20 ft. 1,199 s.f.
Wetland 15-A	PEM	40.490521	-80.356911	NA	Temporary E&S Controls	Temp	NA	NA	37 x 25 ft. 573 s.f.
OUT-Stream 10-44	Perennial	40.490136	-80.357283	WWF	Outfall	Perm	0	5 x 5 25 s.f.	NA
Stream 10-44	Perennial	40.489900	-80.357212	WWF	Temporary Staging Areas	Temp	0	104 x 123 ft. 12,796 s.f.	NA
Stream 10-42	Perennial	40.495531	-80.349389	WWF	Slope Repair	Temp	0	125 x 50 6,250 s.f.	NA

E1007220-026; ETC Northeast Pipeline, LLC, 6051 Wallace Road Extension, Third Floor, Wexford, PA 15090, Findlay Township, **Allegheny County**, Center, Conway, Independence, New Sewickley, Racoon Township(s), **Beaver County**, Jackson Township, **Butler County**, Robinson, Smith Townships, **Washington County**, ACOE Pittsburgh District.

The Revolution Pipeline project was originally permitted to install a 40.5-mile-long, 24-inch diameter steel natural gas pipeline that connects wells in Butler and Beaver counties to a natural gas processing facility in Washington County, Pennsylvania. This application is for the proposed restoration and on-site mitigation of aquatic resources impacted by the initial Revolution Pipeline construction, slope failures along the Revolution Pipeline ROW and the reconstruction of slope failures along the Revolution Pipeline ROW, the use of off-site mitigation for permanent impacts that cannot be restored on-site, unavoidable impacts to waters associated with landside remediation and slope stabilization, and temporary impacts to waters for access for restoration and remediation activities.

The project is located within the Aliquippa, Baden, Beaver, Clinton, Evans City and Zelienople USGS 7 1/2 Minute Quadrangle Map.

See E0207220-038; E0407220-023 and E6307220-027 for additional impacts associated with this project.

Historic Impacts from the construction of the Revolution Pipeline include:

BUTLER COUNTY (STA 0+00 TO 254+00)										
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed(1)	DEP Impact Type Temp/ Perm	Watercourse Impact Linear foot (along channel) x Width (Top of Banks) Length and Width (feet)	Floodway Impact Top of Bank Landward Length and Width (feet) Area (square feet)	Wetland Impact Length and Width (feet) Area (square feet)
PC-Stream 25-1	Intermittent	40.783374	-80.081030	UNT to Tributary 35017 to Breakneck Creek	WWF	Post-construction realignment of stream channel to existing pond	Temp	62 x 6 ft. 348 s.f.	0	NA
PC-Wetland 9-J #1	PSS	40.783764	-80.081317	NA	NA	Post-construction wetland loss	Temp	NA	NA	80 x 75 ft. 6,839 s.f.
PC-Wetland 9-J #2		40.783683	-80.080882				Perm	NA	NA	103 x 93 ft. 3,267 s.f.
PC-Stream 9-97	Intermittent	40.783320	-80.081675	UNT to Tributary 35017 to Breakneck Creek	WWF	Post-construction channel loss	Perm	287 x 2 ft. 566 s.f.	287 x 102 ft. 29,272 s.f.	NA
PC-Wetland 9-T	PEM	40.777441	-80.117721	NA	NA	Post-construction wetland loss	Temp	NA	NA	54 x 28 ft. 784 s.f.
PC-Wetland 9-U	PEM	40.777588	-80.121228	NA	NA	Post-construction conversion PSS to PEM	Temp	NA	NA	64 x 25 ft. 1,002 s.f.
PC-Wetland 2-J	PEM	40.774674	-80.124875	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	96 x 44 ft. 2,570 s.f.
Wetland 9-DQ	PEM	40.769696	-80.140968	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	7 x 6 ft. 38 s.f.
Wetland 9-DO	PEM	40.770082	-80.141709	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	15 x 4 ft. 39 s.f.
PC-Stream 9-91	Ephemeral	40.769826	-80.146502	UNT to a UNT to Tributary 34909 to Glade Run	WWF	Post-construction channel loss	Temp	55 x 3 ft. 174 s.f.	55 x 102 ft. 5,610 s.f.	NA

BUTLER COUNTY (STA 0+00 TO 254+00)						
PC-Stream 9-92	Ephemeral	40.769910	-80.146557	UNT to a UNT to Tributary 34909 to Glade Run	WWF	Post-construction channel loss
					Temp	58 x 4 ft. 218 s.f.
						58 x 104 ft. 6,032 s.f.
						NA

Proposed Impacts:

BUTLER COUNTY (STA 0+00 TO 254+00)						
Project Information				PA DEP/105		
Structure/ Activity Unique Identifier	Aquatic Resource Type	Latitude dd nad83	Longitude dd nad83	Waters Name	PA Code Chapter 93 Designation	Work Proposed(1)
Stream 25 1	Intermittent	40.783448	-80.081179	UNT to Tributary 35017 to Breakneck Creek	WWF	Grading w/in floodway for restoration
Wetland W 20200424 0940 MRM	PSS	40.782530	-80.081215	NA	NA	Grading w/in wetland for stream restoration
Wetland 9 K	PEM	40.776968	-80.103685	NA	NA	Waterbar Removal
Stream 9 11	Ephemeral	40.776960	-80.106013	UNT to Trib 34910 To Glade Run	WWF	Temporary access and stockpiling for riparian plantings
GP ACCESS Wetland W 20200416 1045 DWL B	PEM	40.776862	-80.106156	NA	NA	GP 8 Temporary equipment crossing (timber mat)
GP ACCESS Wetland W 20200416 1045 DWL C	PEM	40.776863	-80.106011	NA	NA	GP 8 Temporary equipment crossing (timber mat)
Wetland W 20200423 1220 CW1A	PEM	40.777374	-80.117507	NA	NA	Waterbar Removal
					Temp	GP 8 (previously authorized) ¹
					Temp	NA
					Temp	NA
					Temp	91 x 31 ft. 1,430 s.f.
					Temp	NA
					Temp	16 x 10 ft. 109 s.f.
					Temp	18 x 12 ft. 145 s.f.
					Temp	27 x 15 ft. 360 s.f.
					Temp	203 x 106 ft. 13,024 s.f.
					Temp	66 x 54 ft. 2,831 s.f.
					Temp	19 x 15 ft. 268 s.f.

BUTLER COUNTY (STA 0+00 TO 254+00)										
Wetland 9 T	PEM	40.777396	-80.117701	NA	NA	Grading w/in wetland for restoration	Temp	NA	NA	22 x 15 ft. 164 s.f.
Stream 9 18	Perennial	40.777449	-80.117648	UNT to Tributary 34910 to Glade Run	WWF	Grading w/in floodway for restoration	Temp	GP 8 (previously authorized) ¹	108 x 74 ft. 5,272 s.f.	NA
Wetland 2 J	PEM	40.774729	-80.124884	NA	NA	Waterbar Removal	Temp	NA	NA	40 x 15 ft. 417 s.f.
Wetland 25 F	PEM	40.771324	-80.137431	NA	NA	Waterbar Removal	Temp	NA	NA	75 x 15 ft. 743 s.f.
Wetland W 20200318 1324 DWL A	PEM	40.769824	-80.144880	NA	NA	Waterbar Removal	Temp	NA	NA	37 x 15 ft. 397 s.f.
Stream 10 14	Intermittent	40.769858	-80.146470	UNT to Tributary 34909 to Glade Run	WWF	Grading w/in floodway for restoration	Temp	GP 8 (previously authorized) ¹	76 x 64 ft. 4,381 s.f.	NA
Wetland 9 CO	PEM	40.769876	-80.146543	NA	NA	Grading w/in wetland for adjacent stream restoration	Temp	NA	NA	46 x 77 ft. 2,039 s.f.
Wetland 9 CP	PEM	40.769819	-80.146462	NA	NA	Grading w/in wetland for adjacent stream restoration	Temp	NA	NA	17 x 76 ft. 907
Wetland 65 H	PEM	40.765731	-80.152841	NA	NA	Waterbar Removal	Temp	NA	NA	118 x 15 ft. 1,210 s.f.

E6307220-027; ETC Northeast Pipeline, LLC, 6051 Wallace Road Extension, Third Floor, Wexford, PA 15090, Findlay Township, **Allegheny County**, Center, Conway, Independence, New Sewickley, Racoon Township(s), **Beaver County**, Jackson Township, **Butler County**, Robinson, Smith Townships, **Washington County**, ACOE Pittsburgh District.

The Revolution Pipeline project was originally permitted to install a 40.5-mile-long, 24-inch diameter steel natural gas pipeline that connects wells in Butler and Beaver counties to a natural gas processing facility in Washington County, Pennsylvania. This application is for the proposed restoration and on-site mitigation of aquatic resources impacted by the initial Revolution Pipeline construction, slope failures along the Revolution Pipeline ROW and the reconstruction of slope failures along the Revolution Pipeline ROW, the use of off-site mitigation for permanent impacts that cannot be restored on-site, unavoidable impacts to waters associated with landside remediation and slope stabilization, and temporary impacts to waters for access for restoration and remediation activities.

The project is located within the Aliquippa, Baden, Beaver, Clinton, Evans City and Zelienople USGS 7 1/2 Minute Quadrangle Map.

See E0407220-023; E1007220-026 and E0207220-038 for additional impacts associated with this project.

Historic Impacts from the construction of the Revolution Pipeline include:

WASHINGTON COUNTY (STA 1914+00 TO 2152+58)										
PC-Wetland 11-H	PSS	40.454739	-80.336924	NA	NA	Post-construction conversion PSS to PEM	Temp	NA	NA	140 x 75 ft. 9,540 s.f.

WASHINGTON COUNTY (STA 1914+00 TO 2152+58)										
Wetland 11-L	PEM	40.448069	-80.334953	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	2 x 1 ft. 2 s.f.
PC-Wetland 9-FK	PFO	40.443979	-80.336085	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	59 x 50 ft. 2,875 s.f.
PC-Wetland 9-EZ	PFO	40.439952	-80.340274	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	71 x 60 ft. 3,093 s.f.
Wetland W-20200408-0958-DWL	PEM	40.438369	-80.345962	NA	NA	Recovered, unauthorized impact by pipeline installation.	Temp	NA	NA	142 x 2 ft. 284 s.f.
Wetland 9-EW	PEM	40.437806	-80.346522	NA	NA	Recovered, unauthorized impact by temporary access for pipeline installation.	Temp	NA	NA	142 x 58 ft. 3,506 s.f.
Stream 10-302	Ephemeral	40.423734	-80.352405	UNT to Trib 33805 to Little Raccoon Run	WWF	Recovered, unauthorized impact by pipeline installation.	Temp	84 x 1 ft. 87 s.f.	84 x 101 ft. 8,494 s.f.	NA
PC-Wetland WPA-CDK-003	PFO	40.415498	-80.345441	NA	NA	Post-construction conversion PFO to PEM	Temp	NA	NA	43 x 39 ft. 1,176 s.f.

Proposed Impacts:

WASHINGTON COUNTY (STA 1914+00 TO 2152+58)										
GP-ACCESS-Wetland 9-EV	PEM	40.438000	-80.346500	NA	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	70 x 20 1,424 s.f.
GP-ACCESS-Wetland 9-FH	PEM	40.435290	-80.354900	NA	NA	GP-8 Temporary Equipment Access for Slope Stabilization	Temp	NA	NA	20 x 20 ft. 422 s.f.
Wetland 30-BA	PEM	40.428765	-80.352872	NA	NA	Waterbar Removal	Temp	NA	NA	131 x 15 ft. 1,818 s.f.

ACTIONS

THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT
FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.101) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

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

I. NPDES Renewal Permit Actions.

Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915, 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>
PA0034746 (Sewage)	Li'l Wolf MHP 2 North Riverside Plaza Suite 800 Chicago, IL 60606-2682	Lehigh County North Whitehall Township	Unnamed Tributary to Coplay Creek (CWF, MF) (2-C)	Y

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

NPDES Permit No. PA0027375, Sewage, SIC Code 4952, **City of DuBois**, 16 W Scribner Avenue, DuBois, PA 15801-2210.

This existing facility is located in City of DuBois, **Clearfield County**.

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

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

<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>
PA0034215 (Sewage)	White Haven Campground 4007 Westford Road Jamestown, PA 16134-6735	Crawford County South Shenango Township	Unnamed Tributary to Shenango River (WWF) (20-A)	Y

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

Southcentral Region: Regional Clean Water Program Manager, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, Phone: 717.705.4800.

NPDES Permit No. PA0267147, Storm Water, SIC Code 4225, **XPO Worldwide Logistics Inc.**, 100 Carolina Way, Carlisle, PA 17015-8801.

This proposed facility is located in Middlesex Township, **Cumberland County**.

Description of Proposed Action/Activity: Issuance of an NPDES Permit for a new discharge of stormwater associated with industrial activity.

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

NPDES Permit No. PA0288756, Sewage, SIC Code 8800, **Bonnie Vaughn**, 2175 Buckhorn Road, Knox, PA 16232-7509.

This proposed facility is located in Cherrytree Township, **Venango County**.

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

III. QM 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.

QM Permit No. 4509405 A-1, Sewage, SIC Code 4952, **Brodhead Creek Region Authority**, 410 Mill Creek Road, East Stroudsburg, PA 18301-1126.

This existing facility is located in Stroudsburg Borough, **Monroe County**.

Description of Proposed Action/Activity: Upgrade BCRA's STP with the conversion of the existing Authothermal Thermophilic Aerobic Digestion reactors to Aerobic Digestion. Including replacement of the existing jet aeration mixing system with a coarse bubble mixing/aeration system. Discharge will remain through their existing NPDES PA0029289.

QM Permit No. 5296402, Sewage, **East Stroudsburg Area School District**, P.O. Box 298, East Stroudsburg, PA 18301-0298.

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

Description of Proposed Action/Activity: This is a re-lining project and for maintenance-related activities for two (2) existing wastewater lagoons.

QM Permit No. 6420402, Sewage, SIC Codes 4941 & 4952, **Roamingwood Sewer and Water Association an Agent of South Wayne Water and Sewer Authority**, P.O. Box 6, Lake Ariel, PA 18436-0006.

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

Description of Proposed Action/Activity: The project is for upgrades to the wastewater treatment plant, including: addition of an influent pump station with three submersible pumps, repurposing of equalization tanks to backwash/emergency storage tanks, replacement of existing plant blowers, piping modifications, replacement of surface aerators in the fermentation tanks, improvements to the secondary clarifiers, replacement of media in the tertiary filters, the addition of an ultraviolet radiation disinfection system, the addition of a pH adjustment tank, replacement of the aerated solids tanks, and the addition of a new screw press.

Southwest Region: Clean Water Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, Email: RA-EPNPDES_SWRO@pa.gov.

QM Permit No. 1120403, Sewage, **Ebensburg Borough Municipal Authority**, 300 West High Street, Ebensburg, PA 15931.

This proposed facility is located in Ebensburg Borough/Cambria Township, **Cambria County**.

Description of Proposed Action/Activity: Proposed construction of a short sewer segment to eliminate the last Combined Sewer Overflow (CSO)—Griffith's Field—CSO # 002 located in Ebensburg Borough/Cambria Township. Treatment to be provided at the existing Ebensburg Municipal Authority STP.

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

QM Permit No. 6120404, Sewage, SIC Code 8800, **Bonnie Vaughn**, 2175 Buckhorn Road, Knox, PA 16232-7509.

This proposed facility is located in Cherrytree Township, **Venango 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.

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

<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>
PAI134813	City of Williamsport Joint Client 245 W 4th Street Williamsport, PA 17701-6113	Williamsport City Lycoming County	Millers Run (WWF, MF), Daugherty Run (WWF, MF), Grafius Run (WWF), West Branch Susquehanna River (WWF), a UNT to Lycoming Creek (WWF, MF), and a UNT to West Branch Susquehanna River (WWF)	N	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>
PAD390155 Authorization/ Issuance	Eric Scheller 10285 Ziegels Church Road Breinigsville, PA 18031	Lehigh County	Upper Macungie Township	UNT to Schaefer Run (HQ-CWF, MF)
PAD390147 Authorization/ Issuance	Pa Department of General Services 1800 Herr St. Harrisburg, PA 17103-1540	Lehigh County	City of Allentown	Lehigh River (WWF, MF)
PAD390179 Authorization/ Issuance	Lehigh Valley Health Network 2100 Mack Blvd. 5th Floor P.O. Box 4000 Allentown, PA 18105-4000	Lehigh County	City of Bethlehem Hanover Township	Monocacy Creek (HQ-CWF, MF), UNT to Monocacy Creek (HQ-CWF, MF)
PAD450115 Authorization/ Issuance	Castle Rock Realty Company P.O. Box 190 Mount Pocono, PA 18344	Monroe County	Coolbaugh and Tobyhanna Townships	Indian Run (EV)
PAD450113 Authorization/ Issuance	Penn DOT Engineering District 5-0 1002 Hamilton Street Allentown, PA 18101	Monroe County	Chestnuthill Township	Weir Creek (CWF, MF) UNT to McMichael Creek (HQ-CWF, MF)
PAD480112 Authorization/ Issuance	Bruce Macgregor 424 Luna Bella Lane New Smyrna Beach, FL 32168	Northampton County	Lehigh Township	UNT to Bertsch Creek (CWF, MF), EV Wetlands

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>
PAD060035 Issued	HRES Hereford, LLC 5601 Mariner Street Suite 100 Tampa, FL 33609	Berks County	Hereford Township	Perkiomen Creek (HQ-CWF)

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD210059 Issued	South Middleton Township Municipal Authority 345 Lear Lane Boiling Springs, PA 17007-9695	Cumberland County	South Middleton Township Carlisle Borough	Letort Spring Run (HQ-CWF, MF) UNTs Letort Spring Run (HQ-CWF, MF)
PAD670045 Issued	York Township Water & Sewer Authority 190 Oak Road Dallastown, PA 17313-9307	York County	York Township	UNTs Mill Creek (CWF, MF) EV Wetlands

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

<i>NPDES Permit No.</i>	<i>Applicant Name & Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD250011	YMCA Camp Fitch 12600 Abels Road North Springfield, PA 16430	Erie County	Springfield Township	Crooked Creek HQ-CWF
PAD420006	Domtar Paper Company LLC 100 Kingsley Park Drive Fort Mill, SC 29715	McKean County	Hamlin Township	Lanigan Brook EV, Tributary to West Branch Clarion River CWF
PAD620002	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Warren County	Mead Township Sheffield Township	UNTs to West Branch Tionesta Creek CWF, Six Mile Run HQ-CWF, Fourmile Run HQ-CWF

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

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

List of NPDES and/or Other General Permit Types.

PAG-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>
PAC350052 A-1 Authorization/ Issuance	Woodbury Estates, Inc. 859 Enterprise Street Dickson City, PA 18519-1598	Lackawanna County	Archbald Boro	Tinklepaugh Creek (CWF, MF)	Lackawanna County Conservation District 1038 Montdale Road Scott Township, PA 18447 570-382-3086
PAC390116 Authorization/ Issuance	Catasauqua Area School District 201 N. 14th St. Catasauqua, PA 18032-1107	Lehigh County	Catasauqua Borough	Catasauqua Creek (CWF, MF) UNT to Catasauqua Creek (CWF, MF)	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18401 610-391-9583
PAC540094 Authorization/ Issuance	Schuylkill Haven School District 501 E Main St. Schuylkill Haven, PA 17972	Schuylkill County	Schuylkill Haven Boro	UNT to Schuylkill River (CWF, MF)	Schuylkill Conservation District 1206 AG Center Drive Pottsville, PA 17901-9733 570-622-3742
PAC540086 Authorization/ Issuance	Michael Cahn 1805 Shea Center Dr. Ste 250 Highlands Ranch, CO 80129	Schuylkill County	Frailey Twp	Rausch Creek (CWF, MF) Lorberry Creek (CWF, MF)	Schuylkill Conservation District 1206 AG Center Drive Pottsville, PA 17901-9733 570-622-3742

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>
PAC210216 Issued	BDR Real Estate Services, LLC P.O. Box 261 Quincy, PA 17247	Cumberland County	Shippensburg Township	Burd Run (CWF, MF)	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
PAC280214 Issued	Bear Valley Joint Water Authority 218 School House Road St. Thomas, PA 17252	Franklin County	Peters Township	Tributary 59560 West Branch Conococheague Creek (TSF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280034 A-1 Issued	Menno Haven, Inc. 2011 Scotland Avenue Chambersburg, PA 17201	Franklin County	Greene Township	Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280201 Issued	GV Properties, Inc. 1587 South Main Street Chambersburg, PA 17201	Franklin County	Peters Township	UNT Conococheague Creek (WWF, MF)	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>
PAC280163 A-1 Issued	2017 Greenmount Road, LLC 11535 Hopewell Road Hagerstown, MD 21740	Franklin County	Antrim Township	UNT Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280215 Issued	Chambersburg Area Development Corporation 100 Lincoln Way East Chambersburg, PA 17201	Franklin County	Southampton Township	Furnace Run (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280224 Issued	Marsh Run Properties, LLC 625 North Grant Street Waynesboro, PA 17268	Franklin County	Washington Township	West Branch Antietam Creek (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280218 Issued	Franklin County Area Development Corporation 1900 Wayne Road Chambersburg, PA 17202	Franklin County	Washington Township	UNT West Branch Conococheague Creek (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280211 Issued	Mid-Atlantic Interstate Transmission, LLC 341 White Pond Road Akron, OH 44320	Franklin County	Southampton Township	Rowe Run (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280124 A-1 Issued	A Duie Pyle P.O. Box 564 West Chester, PA 19381	Franklin County	Antrim Township	UNT Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC2802220 Issued	Columbia Gas of Pennsylvania 1600 Colony Road York, PA 17408	Franklin County	Antrim Township	Paddy Run (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280219 Issued	Abe's Auto Service, Inc. 3066 Molly Pitcher Highway Chambersburg, PA 17202	Franklin County	Borough of Chambersburg	UNT Conococheague Creek (WWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280226 Issued	Blevins Blue Mountain Finishing Farm, LLC 10315 Otterbein Church Road Newburg, PA 17240	Franklin County	Lurgan Township	Clippingers Run (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499

NOTICES

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<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>
PAC280225 Issued	Jason Bachtell 401 Leedy Way East Chambersburg, PA 17202	Franklin County	Montgomery Township	UNT West Branch Conococheague Creek (TSF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280222 Issued	Dennis Rife 6724 Guitner Road Greencastle, PA 17225	Franklin County	Antrim Township	UNT Conococheague Creek (WWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280204 Issued	County Wide Development, Inc. 1115 Sheller Avenue Chambersburg, PA 17201	Franklin County	Antrim Township	UNT West Branch Antietam Creek (CWF, MF)	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 County	Greene Township	Conococheague Creek (CWF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499
PAC280227 Issued	White Rock, Inc. 3720 Clubhouse Drive Fayetteville, PA 17222	Franklin County	Guilford Township	West Branch Antietam Creek (CWF, MF)	Franklin County Conservation District 185 Franklin Farm Lane Chambersburg, PA 17202 717.264.5499

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAC140100	Toftrees Development Company, Inc. 2121 Old Gatesburg Rd State College, PA 16803	Patton Township Centre County	UNT Spring Creek CWF-MF	Centre County Conservation District 414 Holmes Ave Ste 4 Bellefonte, PA 16823 (814) 355-6817
PAC190034 A-1	Orangeville DG, LLC 361 Summit Blvd Suite 110 Birmingham, AL 35243	Orange Township Columbia County	Fishing Creek	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102
PAC190053	Wagonshed Self Storage 21 McWilliams Rd Bloomsburg, PA 17815	Montour Township Columbia County	Montour Run	Columbia County Conservation District 702 Sawmill Rd Ste 204 Bloomsburg, PA 17815 (570) 784-1310 X 102

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>Municipality and County</i>	<i>Receiving Water/Use</i>	<i>Contact Office and Phone Number</i>
PAC040092	FDR Development, LLC 113 Stone Quarry Road Aliquippa, PA 15001	Center Township Beaver County	UNT to Raccoon Creek (WWF)	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAC160024(2)	Barend Snyman 211 Tamarack Drive Mars, PA 16046	Paint Township Clarion County	Rapp Run, Toby Creek, Clarion River CWF	Clarion County Conservation District 217 S 7th Avenue Room 106A Clarion, PA 16214 814-297-7813
PAC330001A1	C & R Equipment Leasing Inc. I-088 County Road 18 Holgate, OH 43527	Pine Creek Township Jefferson County	UNT to Mill Creek CWF	Jefferson County Conservation District 1514 Route 28 Brookville, PA 15825 814-849-7463
PAC330023	Tri-County Transportation Inc. 406 Magnolia Street Northern Cambria, PA 15714	Bell Township Jefferson County	Mahoning Creek WWF	Jefferson County Conservation District 1514 Route 28 Brookville, PA 15825 814-849-7463
PAC430052	Hutton Hermitage PA St LLC 736 Cherry Street Chattanooga, TN 37402	Hermitage City Mercer County	Pine Hollow Run via stormwater WWF	Mercer County Conservation District 24 Avalon Court Suite 300 Mercer, PA 16137 724-662-2242
PAC100217	Municipal Water Authority of Adams Township P.O. Box 807 Mars, PA 16046	Penn Township Middlesex Township Butler County	Glade Run WWF, a UNT to Glade Run WWF, a UNT to Thorn Creek CWF	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270

General Permit Type—PAG-03

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG034848 A-1	S & J Recycling Inc. 3576 Old Route 15 New Columbia, PA 17856-9369	White Deer Township Union County	Unnamed Tributary of West Branch Susquehanna River (WWF, MF)—10-C	DEP Northcentral Regional Office Clean Water Program 208 W Third Street Suite 101 Williamsport, PA 17701-6448 570.327.3636

General Permit Type—PAG-12

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

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG123908	Leonard R Martin 221 Deep Run Road Myerstown, PA 17067-3311	Bethel Township Berks County	Little Swatara Creek (CWF, MF) Watershed(s) 7-D	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.6639

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Municipality & County</i>	<i>Receiving Water/Use</i>	<i>Contact Office & Phone No.</i>
PAG123909	Glendon Nolt 252 Millbach Road Newmanstown, PA 17073-9233	Greenwich Township Berks County	Unnamed Tributary to Maiden Creek (TSF, MF) Watershed(s) 3-B	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.6639
PAG123907	Misty Hollow Farm 611 Blattadahl Road Mohrsville, PA 19541-9216	Centre Township Berks County	Unnamed Tributary to Irish Creek (WWF, MF) and Leshner Run (WWF, MF) Watershed(s) 3-B	DEP Southcentral Regional Office Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717.705.6639

**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>
Drew Johnson 20522 Hammond Rd Spring Run, PA 17262	Franklin County	0	726.9	Swine	NA	Approved
Milton Rotz 592 Pine Stump Road Chambersburg, PA 17202	Franklin County	711.1	1,657.25	Dairy	NA	Approved
Drew Remley 1170 Salt Spring Road Roaring Branch, PA 17765	Tioga County	933.5	1,708.97	Swine/Beef	Salt Spring Run—HQ Brain Creek—HQ French Lick Run—HQ	Approved

PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market

Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

SAFE DRINKING WATER

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

Northeast Region: 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. 3396420, Operations Permit, Public Water Supply.

Applicant	Nestle Waters North America, Inc. (Updated Tanker Truck Listing) 405 Nestle Way Breinigsville, PA 18031
Township	Upper Macungie Township
County	Lehigh County
Type of Facility	Bottled Water Facility
Consulting Engineer	Edward E. Davis, P.E. Miller Brothers Construction, Inc. P.O. Box 472 Schuylkill Haven, PA 17972
Permit to Operate Issued	November 18, 2020

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

Operations Permit issued to: **Badges Sports Bar and Grill, LLC**, 17907 Route 287, Tioga, PA 16946, **PWSID No. 2590302**, Tioga Township, **Tioga County** on November 24, 2020 for the operation of facilities approved under construction permit # MA-GWR-T1. Public water supply permits for operation of the public water system in Tioga Township, transferred from That Damn Bar to Badges Sports Bar and Grill. The Badges Sports Bar and Grill water system consists of 4-log inactivation of viruses for Well No. 1 (Entry Point 100) at That Dam Bar & Pizza Barn, including an existing 8-gpm Goulds J5SH jet pump, pressure tank, sodium hypochlorite disinfection tank, two new 120-gallon retention tanks connected in series, a Peristaltic Chemical feed meter pump and injection assembly, a new flow control device and distribu-

tion system. Note that the entire water system is now approved by a public water supply construction permit under 25 Pa. Code § 109.503. It no longer qualifies for noncommunity approval under § 109.505.

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

Permit No. 1120508MA, Minor Amendment.

Applicant	Croyle Township Water Authority P.O. Box 249 Summerhill, PA 15958
Borough	Ebensburg Borough
County	Cambria County
Responsible Official	William Wilkinson Manager
Type of Facility	Water system
Consulting Engineer	The EADS Group, Inc. 450 Aberdeen Drive Somerset, PA 15501
Permit Issued	November 17, 2020

Operations Permit issued to: **Municipal Authority of the Township of Robinson**, 4200 Campbells Run Road, Pittsburgh, PA 15205, **PWSID No. 5020045**, Robinson Township, **Allegheny County** on November 23, 2020 for the operation of facilities approved under permit # 0220527 for the operation of Filter # 4.

Operations Permit issued to: **Horizon Coffee & Bottled Water Service, Inc.**, 122 Equity Drive, Suite E, Greensburg, PA 15601, **PWSID No. 5656616**, Hempfield Township, **Westmoreland County** on November 24, 2020 for the operation of facilities approved under permit # 5656616 for the operation of a bottled water system.

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:

Township	Township Address	County
Jackson Township	13233 Greenwood Lane	Huntingdon County

Plan Description: Approval of a revision to the official plan of Jackson Township, Huntingdon County. The project is known as Julian DiGilio Property SFTF. The plan provides for the installation of a small flow treatment facility with a discharge on the property into an unnamed tributary to Herod Run (HQ-CWF), to replace a failing on-lot sewage disposal system for a single-family dwelling on a 3.3-acre lot. The property is located at 12046 Guyer 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 A3-31919-114-3s and the APS Id is 1021825. Any permits must be obtained in the name of the property owner.

Plan Location:

Township	Township Address	County
Pequea Township	1028 Millwood Rd. Willow Street, PA 17584	Lancaster County

Plan Description: Approval of a revision to the official plan of Pequea Township, Lancaster County has been issued. This action is a result of the review of a planning module for the Penn Grant Commons West Development (DEP Code No. A3-36945-164-3; APS ID No. 1021696). The proposed development—to be located at 148 West Willow Road in Willow Street—consists of the expansion of an existing development to add 104 apartments, 90 townhomes, and a clubhouse with additional sewage flows of 67,900 gallons per day. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. Any permits must be obtained in the name of Oak Hill Partners Lancaster, LLC.

SEWAGE FACILITIES ACT PLAN DISAPPROVAL

Plan Disapprovals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.

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

Plan Location:

Township	Township Address	County
Tyrone Township	152 Burket Road Tyrone, PA 16686	Blair County

Plan Description: The planning module for Trevor Beiswenger SFTF, DEP Code No. A3-07922-173-3s, APS Id 1019756, consisting of a small flow treatment facility to serve an existing three-bedroom residential dwelling on 0.9 acre with a malfunctioning on-lot sewage system, is disapproved. The proposed development is located at 3794 Kettle Road, Altoona, Pennsylvania. This plan is disapproved because planning module failed to show through hydrogeologic calculations how the two wells located within 200 feet of the drainage ditch leading to the ephemeral stream will not be affected by the discharge as required by 25 Pa. Code § 71.64(c)(3).

Plan Location:

Township	Township Address	County
Frankstown Township	2122 Frankstown Road Hollidaysburg, PA 16648	Blair County

Plan Description: The planning module for the Randall & Holly Sheetz subdivision, DEP Code No. A3-07911-202-2, APS Id 1023065, consisting of a residential subdivision of one new 20.28-acre lot using a shallow limiting zone alternate technology on-lot sewage system for a 5-bedroom single family dwelling, is disapproved. The proposed development is located at 3341 Scotch Valley Road, Hollidaysburg, Pennsylvania. This plan is disapproved because the planning module failed to document that all required minimum horizontal isolation distances as per Chapter 73, Section 73.13 can be met and failed to address the marginal site conditions.

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, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

Former Cramp Shipyard Site Parcel B & C, 2001 Richmond Street & 2005 Richmond Street, Philadelphia, PA 19125, City of Philadelphia, **Philadelphia County**. Craig Herr, PG, RT Environmental Services, Inc., 215 West Church Road, King of Prussia, PA 19406 on behalf of Craig Hoogstraten, Dyott Corporation/Columbus Boulevard Associates, LP, 6958 Torresdale Avenue, Philadelphia, PA 19135 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil contaminated with VOCs, SVOCs, metals and PCBs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

North Aberdeen, 210 North Aberdeen Avenue, Wayne, PA 19087, Radnor Township, **Delaware County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Christy Flynn, 210 North Aberdeen Associates, LLC, 126 East State Street, Media, PA 19063 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning remediation of site soil contaminated with SVOCs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

Janeway Towing, 1516 Butler Pike, Conshohocken, PA 19428, Plymouth Township, **Montgomery County**.

Richard D. Trimpi, PG, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Jane Dougherty, Janeway Towing, 1516 Butler Pike, Conshohocken, PA 19428 submitted a Cleanup Plan concerning remediation of site soil contaminated with leaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard.

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

Contact: Eric Supey, Environmental Program Manager.

1031 Hamilton Street (Only Cleaners), 1031 Hamilton Street, Allentown, PA 18101, Allentown City, **Lehigh County**. Comstock Environmental, 806 Fayette Street, Conshohocken, PA 19428, on behalf of Ethan Holding Company, 485 North Oswego Street, Allentown, PA 18109, submitted a combined Remedial Investigation Report, Cleanup Plan, and Final Report concerning remediation of soil contaminated by historic releases from a dry-cleaning facility. The report is intended to document remediation of the site to meet a combination of Site-Specific and Statewide Health Standards.

Martins Creek Steam Electric Station, 6605 Foul Rift Road, Bangor, PA 18013, Lower Mount Bethel Township, **Northampton County**. V.F. Britton Group, 326 Conestoga Road, Wayne, PA 19087, on behalf of Talen Energy, 6605 Foul Rift Road, Bangor, PA 18013, submitted a Final Report concerning remediation of soil contaminated by a release of lubricating oil. The report is intended to document remediation of the site to meet Statewide Health Standards.

Alpha Recycling, 2 Katz Drive, Stroudsburg, PA 18360, Stroudsburg Borough, **Monroe County**. Gilmore & Associates, 65 East Butler Avenue, Suite 100, New Britain, PA 18901, on behalf of Alpha Recycling Hwy 80 Inc., 2 Katz Drive, Stroudsburg, PA 18360, submitted a combined Remedial Investigation Report and Cleanup Plan concerning remediation of soil contaminated with lead from historic use as a machine shop, locomotive engine repair shop, and scrap yard. The report is intended to document remediation of the site to meet Site Specific Standards.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Torrance Post Office Property, 565 Torrance Rd., Torrance, PA 15779, Derry Township, **Westmoreland County**. JMT Industrial & Environmental Contracting Services, 710 Uhler Rd., Easton, PA 18040, on behalf of American Postal Infrastructure Partners, LLC, 565 Torrance Rd., Torrance, PA 15779, has submitted a combined Notice of Intent to Remediate and Final Report concerning the remediation of site soil contaminated with Fuel Oil No. 2. The Final report is intended to document remediation of the site to meet the non-residential Statewide Health Standard.

Dwayne O Kemp Residence, 106 Karen Dr., McDonald, PA 15057, Cecil Township, **Washington County**. Moody and Associates, Inc., 11548 Cotton Rd., Ste. 101, Meadville, PA 16335, on behalf of Adams Petroleum Products, Inc., 2060 Big Sewickley Creek Rd., Sewickley, PA 15143, has submitted a Final Report concerning the remediation of site soil contaminated with Fuel Oil No. 2. The Final report is intended to document remediation of the site to meet the residential Statewide Health Standard.

4137 Bakerstown Rd., LLC, AKA Former Pittsburgh Cut Flowers, 4136 Bakerstown Rd., Gibsonia, PA

15044, Richland Township, **Allegheny County**. PVE, LLC, 2000 Georgetown Dr., Sewickley, PA 15143, on behalf of TOA Richland, LLC, 4121 Bakerstown Rd., Gibsonia, PA 15044, has submitted a Final Report concerning the remediation of site soil contaminated with vanadium, arsenic, and benzo(a)pyrene. The Final report is intended to document remediation of the site to meet the residential background and Statewide Health Standards.

Pepsi Cola, Co., 400 Graham St., McKees Rocks, PA 15136, McKees Rocks Township, **Allegheny County**. EBI Consulting, 21 B St., Burlington, MA 01803, on behalf of Gersham Properties, LLC, 12300 Willshire Blvd., Ste. 310, Los Angeles, CA 90025, has submitted a Final Report concerning the remediation of site soil and groundwater contaminated with Tetrachloroethylene, Trichloroethylene, Vinyl Chloride and cis-1,2-Dichloroethylene. The Final report is intended to document remediation of the site to meet the non-residential site-specific standards.

Duquesne University College of Osteopathic Medicine, 1323 Forbes Ave., Pittsburgh, PA 15219, Pittsburgh City, **Allegheny County**. Intertek-PSI, 850 Poplar St., Pittsburgh, PA 15220, on behalf of Duquesne University, 600 Forbes Ave., Pittsburgh, PA 15219, has submitted a combined Remedial Investigation Report, Risk Assessment Report and Cleanup Plan concerning the remediation of site soil and groundwater contaminated with metals and PAH's. The Final report is intended to document remediation of the site to meet the site-specific standards.

The Crossings at Harts Run, 3462 Harts Run Rd., Glenshaw, PA 15116, Indiana Township, **Allegheny County**. ECS Mid-Atlantic, LLC, 52-6 Grumbacher Rd., York, PA 17406, on behalf of Fox Chapel IL-AL Investors, LLC, 4423 Pheasant Ridge Rd., SW Ste. 301, Roanoke, VA 24014, has submitted a combined Final Report concerning the remediation of site soil and groundwater contaminated with VOC's, SVOC's, and metals. The Final report is intended to document remediation of the site to meet the site-specific standards.

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

Former Paint Waste Disposal Pit, 601 Hansen Avenue, Butler, PA 16001, City of Butler, **Butler County**. Wood Environmental & Infrastructure Solutions, Inc., 4600 J Barry Court, Suite 210, Canonsburg, PA 15317 on behalf of Fahy Associates c/o Honeywell, 115 Tabor Road 4D-4, Morris Plains, NJ 09750 has submitted a combined Remedial Investigation/Risk Assessment Report concerning remediation of site soil contaminated with ethylbenzene, toluene, xylenes, polychlorinated biphenyls and site groundwater contaminated with ethylbenzene, toluene, xylenes, and 1,1,1-trichloroethane. The report is intended to document remediation of the site to meet the Site-Specific Standard.

LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995 PREAMBLE 3

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

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

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

The Department has received the following plans and reports:

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

Penn Engineering and Manufacturing Inc., 5190 Old Easton Road, Danboro, PA 18916, Plumsted Township, **Bucks County**. George Seidman, Earth Data Northeast, Inc., 924 Springdale Drive, Exton, PA 19341 on behalf of Matthew Miller, Penn Engineering and Manufacturing Corporation, 5190 Old Easton Road, Danboro, PA 18916 submitted a Remedial Investigation Report concerning the remediation of site groundwater contaminated with chlorinated solvents. The Report was reviewed by the Department which issued a technical deficiency letter on November 10, 2020.

1405-1407 Bridgewater Road, 1405-1407 Bridgewater Road, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Peter Lamont, PG, Penn Environmental and Remediation, Inc., Hatfield, PA 19440 on behalf of Kurt Hecht, 935 Tower View Circle, New Hope, PA 18938

submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site groundwater contaminated with chlorinated solvents. The Report was reviewed by the Department which issued a technical deficiency letter on November 13, 2020.

Colonial Heritage Mobil Home Park, 297-299 Evergreen Drive, New Britain, PA 18901, New Britain Township, **Bucks County**. Alan R. Hirschfeld, L&A Environmental Specialties, Inc., 219 Lauren Road, Schwenksville, PA 19473 on behalf of Jason Perano, Colonial Village, LLC, P.O. Box 677, Morgantown, PA 19543 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with No. 2 fuel oil and diesel fuel. The Report was reviewed by the Department which issued a technical deficiency letter on November 16, 2020.

114 South Washington Street, 114 South Washington Street, Pottstown, PA 19464, Pottstown Borough, **Montgomery County**. Joseph Kraycik, Environmental Standards, Inc., 1140 Valley Forge Road, Valley Forge, PA 19482 on behalf of Ken Wible, WC Development Group, Inc., 114 South Washington Street, P.O. Box 379, Pottstown, PA 19464 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with inorganics. The Final Report demonstrated attainment of the site-special standard and was approved by the Department on November 13, 2020.

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

Contact: Eric Supey, Environmental Program Manager.

Shammy Shine Car Wash, 240 Bushkill Drive, Easton, PA 18042, Easton City, **Northampton County**. Response Environmental, 912 Spring Circle, Mechanicsburg, PA 17055, on behalf of Rt. 12 Wah & Gas, Inc., 760 Frenchtown Road, Milford, NJ 08848, submitted a Final Report concerning remediation of soil contaminated by kerosene from an aboveground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on November 20, 2020.

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

I-81 South, Mile Marker 92.7, I-81 South, Mile Marker 92.7, Jonestown, PA 17038, Swatara Township, **Lebanon County**. Taylor Geoservices, 38 Bishop Hollow Road, Newtown Square, PA 19073, on behalf of YFF Trucking, LLC, 1105 Brooklyn Avenue, Kansas City, MO, 64127, and Pennsylvania Department of Transportation, 2140 Herr Street, Harrisburg, PA 17103, submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on November 30, 2020.

275 Quickel Road, 275 Quickel Road, York, PA 17315, Conewago Township, **York County**. Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382, on behalf of Connie Holtzapple, 4415 Bull Road, Dover, PA 17315 submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Standard and was approved by the Department on November 23, 2020.

Prospect Metal Company, 3650 York Road, New Oxford, PA 17350, Straban Township, **Adams County**.

Moody and Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of Nucor Skyline, 300 Technology Center Way, Rock Hill, SC 29730, and JKLM Corporation, 3640 York Road, New Oxford, PA 17350 submitted a Final Report concerning remediation of site soil contaminated with PCB oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on November 23, 2020.

Kwik Fill S0036, 2265 South Queen Street, York, PA 17402, York Township, **York County**. GES, Inc., 301 Commerce Park Drive, Cranberry Township, PA 16066, on behalf of United Refining Company of PA, 814 Lexington Avenue, P.O. Box 688, Warren, PA 16365, and Ricke Brothers Enterprises, 4449 Lincoln Highway, York, PA 17406 submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soil and groundwater contaminated with a historic release of gasoline and diesel fuels. The combined Report was approved by the Department on November 24, 2020.

Former Danskin Factory, 300 North State Street, York, PA 17403, York City, **York County**. ECS Mid-Atlantic LLC, 56 Grumbacher Road, York, PA 17406 on behalf of Pennrose Inc., One Brewery Park, 1301 North 31st Street, Philadelphia, PA 19121, and Blanda Nace, 101 South George Street, P.O. Box 509, York, PA 17405 submitted a Remedial Investigation and Risk Assessment Report concerning remediation of site soil and groundwater contaminated with heating oil. The Combined Report was approved by the Department on November 24, 2020.

Clean Enterprises, 315 West State Street, Quarryville, PA 17566, Quarryville Borough, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Stoner-Wade Ford, Inc., 415 West Fourth Street, Quarryville, PA 17566, and GEN 2 3 LLC, 315 West State Street, P.O. Box 664, Quarryville, PA 17566 submitted Remedial Investigation and Cleanup Plan concerning remediation of site soil and groundwater contaminated with chlorinated solvents from historical dry cleaning operations. The combined Report was disapproved by the Department on November 30, 2020.

Southwest Region: Environmental Cleanup & Brownfield Development Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Forbes Ave. Redevelopment, 3500 Forbes Ave. and 228 Semple St., Pittsburgh, PA 15213, Pittsburgh City, **Allegheny County**. Langan Engineering and Environmental Services, Inc., 2400 Ansys Dr., Ste. 403, Canonsburg, PA 15317, on behalf of CASL Pittsburgh Property Owner, LLC, 130 E. Randolph St., Ste. 2100, Chicago, IL 60601, has submitted a combined Baseline Environmental Report concerning the remediation of site soil contaminated with other organics. The Baseline Environmental Report was approved by the Department on November 20, 2020. In order to obtain cleanup liability protection, the person undertaking the reuse of a Special Industrial Area shall enter into an agreement with the Department, based on the approved Baseline Environmental Report which outlines cleanup liability of the property.

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

Collins Pines Well No. 22 Release, 95 Hardwood Drive, Kane, PA 16735, Wetmore Township, **McKean County**. Environmental Remediation & Recovery, Inc.,

4250 Route 6N, Edinboro, PA 16412 on behalf of Bull Run Resources, LLC, 200 Liberty Street, Suite 20, Warren, PA 16365 has submitted a Final Report concerning the remediation of site soil contaminated with Aluminum, Barium, Boron, Iron, Lithium, Manganese, Strontium, Vanadium, Zinc, Selenium, Acenaphthene, Anthracene, Benzo[a]anthracene, Benzo[a]pyrene, Benzo[b]fluoranthene, Benzo[g,h,i]perylene, Chrysene, Fluoranthene, Fluorene, Indeno[1,2,3-cd]pyrene, 2-Methylnaphthalene, Phenanthrene, Pyrene, Benzene, Sec-Butylbenzene, Tert-Butylbenzene, Cyclohexane, Ethylbenzene, Isopropylbenzene (Cumene), Naphthalene, Toluene, 1,2,4 Trimethylbenzene, 1,3,5 Trimethylbenzene, and Xylene. The Final Report demonstrated attainment of the Statewide Health and Background Standards and was approved by the Department on November 12, 2020.

RESIDUAL WASTE GENERAL PERMITS

Permit(s) Renewed 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.

Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.

General Permit No. WMGR065-NE001. Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015. A permit renewal application for continued coverage under General Permit WMGR065 for the beneficial use of residual wastes from historic steelmaking and foundry operations as structural construction fill at the Lehigh Valley Industrial Park site located in the City of Bethlehem, **Northampton County**. The permit renewal was approved by the Regional Office on November 25, 2020.

Persons interested in reviewing the general permit may contact Roger Bellas, Environmental Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

Permit(s) Renewed 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, 909 Elmerton Avenue, Harrisburg, PA 17101.

Permit No. 101538, WSI Sandy Run Landfill, Inc., 995 Landfill Road, Hopewell, PA 16650. **Bedford County**.

The permit for the Sandy Run Landfill, Solid Waste Permit No. 101538, was renewed on November 17, 2020, and is extended until June 5, 2031.

AIR QUALITY

General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.

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

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

GP1-09-0114: Colfin 2015-4 Industrial Owner, LLC (602 West Office Center Drive, Suite 200, Fort Washington, PA 19034) on November 23, 2020 a General Plan Approval/Operating Permit for two 14.645 MMBtu/hr natural gas-fired boilers in Bensalem Township, **Bucks County**.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

AG5-48-00001A: Adelphia Gateway LLC (1415 Wyckoff Road, Wall, NJ 07719) on November 30, 2020 for the construction of a natural gas compression facility to be located at the Martins Creek Station in Lower Mount Bethel Twp., **Northampton 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.

GP1-06-03033: Reading Housing Authority (400 Hancock Blvd., Reading, PA 19611) on November 23, 2020, for three (3) existing natural gas/No. 2 oil-fired boilers, 12.45 MMBtu/hr. each, under GP1, at the Glenside Homes public housing site located in the City of Reading, **Berks County**. The general permit authorization was renewed.

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

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

AG5-08-00005B: Tilden Bradford, LLC (4600 J Barry Court, # 220, Canonsburg, PA 15317) re-authorized a General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) on November 16, 2020 to reflect a transfer in ownership of the Bradford Compressor Station facility from EOG Resources, Inc. to Tilden Bradford, LLC. This facility is located in Springfield Township, **Bradford County**. The expiration date is February 12, 2025.

AG5-08-00010A: Tilden Bradford, LLC (4600 J Barry Court, # 220, Canonsburg, PA 15317) re-authorized a General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) on November 16, 2020 to reflect a transfer in ownership of the Beardslee Compressor Station facility from EOG Resources, Inc. to Tilden Bradford, LLC. This facility is located in Springfield Township, **Bradford County**. The expiration date is February 15, 2023.

AG5-59-00022A: HEP Pennsylvania Gathering, LLC (16211 La Cantera Parkway, San Antonio, TX 78256) on November 18, 2020, for the authorization to continue operating ten (10) identical 1,775 brake horsepower, Caterpillar model G3606 natural gas-fired engines, two (2) Forum Energy 50 million cubic feet per day dehydration units, one (1) Forum Energy 100 million cubic feet per day dehydration unit, one (1) 701 brake horsepower, Cummins model GTA28 natural gas-fired emergency generator engine, five (5) storage tanks, one (1) 0.576 million Btu per hour Eclipse Combustion, Inc. line heater, along with pigging operations and fugitive emissions 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 Tioga CPF # 2 Compressor Station located in Liberty Township, **Tioga County**.

GP1-17-00045A: Pennsylvania Department of Corrections (State Correctional Institution Houtzdale, 209 Institutional Drive, Houtzdale, PA 16689) on November 30, 2020, for the authorization construct and operate two (2) 11.715 million Btu per hour, Superior model X6-X-1750-W160-WBCF-G natural gas/# 2 fuel oil-fired water boilers and one (1) 11.715 million Btu per hour, Superior model X6-X-1750-S160-WBCF-G natural gas/# 2 fuel oil-fired steam boiler pursuant to the General Plan Approval and/or General Operating Permit BAQ-GPA/GP-1: Small Gas & No. 2 Oil Fired Combustion Units at the State Correctional Institution Houtzdale facility located in Woodward Township, **Clearfield County**.

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

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

GP1-26-00542A: State Correctional Institute at SCI-Fayette/Dept. of Corrections (50 Overlook Drive, LaBelle, PA 15450-1050) on December 1, 2020, for the authorization to install and operate one (1) Cleaver Brooks, Model No. CBEX200-1000-250ST, 1,000 hp boiler and associate skid-mounted 18,175 gallon No. 2 fuel oil storage tank; pursuant to the General Plan Approval and/or General Operating Permit for Small Gas and No. 2 Oil-Fired Combustion Units (BAQ-GPA/GP-1) at the SCI Fayette Location in Luzerne Township, **Fayette County**.

Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.

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

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

46-0014G: Knoll, Inc. (1235 Water Street, East Greenville, PA 18041) on November 23, 2020 for the installation of one (1) metal and plastic saw (Source ID 413) at the manufacturing plant located in Upper Hanover Township, **Montgomery County**.

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

Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.

45-00031D: Ardent Mills LLC (258 Harvest Lane, Pocono Summit, PA 18344) issued on December 1, 2020

for the installation and operation of a new packer in the bulk loadout and packing area operations at the existing facility located in Pocono Twp., **Monroe County**.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.

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

36-05017G: Conestoga Wood Specialties Corp. (245 Reading Road, East Earl, PA 17519-9549) on November 17, 2020, for the construction of a new Venjakob conveyorized spray coating line, and associated ovens, at the kitchen cabinet manufacturing facility located in East Earl Township, **Lancaster County**. This equipment will replace the existing CEFLA coating line (Source ID # 204).

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

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

19-00001C: Autoneum North America, Inc. (480 West Fifth Street, Bloomsburg, PA 17815) on November 12, 2020, to replace an existing natural gas burner with a new 81 million Btu per hour natural gas-fired burner in Source 033 at the Bloomsburg Plant facility located in the Town of Bloomsburg, **Columbia County**. All applicable Federal and State regulatory requirements are included in the permit.

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

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

PA-63-00074A: Langeloth Metallurgical Co., LLC (P.O. Box 608, 10 Langeloth Plant Drive, Langeloth, PA 15054-0608) Plan Approval issuance date effective November 20, 2020, to allow the modification and temporary operation of two (2) existing 16.3 Mcf/hr roasters; the reactivation of three (3) existing 260 tons raw material silos; and the continued operation of the existing aluminothermic process to diversify products without a physical change. The Plan Approval also allows the installation and initial temporary operation of: two (2) 10,400 SCFM afterburners and spray coolers; one (1) 63,300 SCFM Circulating Bed Scrubber; one (1) 70,900 SCFM baghouse; four (4) electric oxide production sources; four (4) 13,340 SCFM baghouses; one (1) 2,000 SCFM baghouse; one (1) 2,450 SCFM baghouse; three (3) 1,200 SCFM bin vent collectors; one (1) unloading source controlled by a 1,300 baghouse; one (1) packaging source; one (1) 1,900 SCFM baghouse; one (1) 277 tons hydrated lime silo; one (1) 507 SCFM bin vent filter; one (1) 386 tons spent hydrated lime silo and truck loading source; one (1) 1,229 SCFM baghouse; and the continued use of the facility paved roadway. The Plan Approval also allows the increase of the facility-wide VOC emission limit from 249.5 tpy to 249.7 tpy. The facility is located in Smith Township, **Washington County**.

Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.

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

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

15-0104E: Flowers Baking Company/Oxford, Inc. (700 Lincoln Street, Oxford, PA 19363-1529) on November 25, 2020 an extension for installation of a new burn oven. Emissions will be controlled by a catalytic oxidizer with a 95% control efficiency in Oxford Borough, **Chester County**.

Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.

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

67-05001E: Magnesita Refractories Co. (425 South Salem Church Road, York, PA 17408-5955) on November 24, 2020, for the refractory manufacturing facility in West Manchester Township, **York County**. Plan Approval No. 67-05001E authorizes the increased capacity in the facility's rotary kilns. The rotary kilns and cure oven will be fitted with additional natural gas burners to increase production by an estimated 118-ton product per hour. The rotary kilns will have additional NO_x and SO_x controls installed as part of this plan approval. The plan approval was extended.

67-05083F: Calpine Mid-Merit LLC (1055 Pikes Peak Road, Delta, PA 17314) on November 23, 2020, for the upgrade of the Block 2 Electricity Generation Project's nominally rated power output capacity from 760 MW to 830 MW at the York Energy Center in Peach Bottom Township, **York County**. The plan approval was extended.

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

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

14-00002S: Graymont (PA), Inc. (375 Graymont Rd., Bellefonte, PA 16823) was issued an extension to allow for continued usage of the specified solid and gaseous fuel mixtures for the rotary lime kilns No. 6 and 7 at their Pleasant Gap plant in Spring Township, **Centre County**, pending issuance of an operating permit for the modified sources. This plan approval authorization also contains the NO_x and CO PAL requirements for the facility that will also be incorporated into the operating permit. The extension is valid for 180 days to May 31, 2021.

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

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

65-00634A: Dominion Energy Transmission, Inc. (5000 Dominion Blvd—2NW, Glen Allen, VA 23060-3308) on November 25, 2020, to extend the construction period at the JB Tonkin Compressor Station located in Murrysville Borough, **Westmoreland County**. The expiration date of the plan approval is March 28, 2021.

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

Contact: David Balog, New Source Review Chief—Telephone: 814-332-6940.

10-001P: AK Steel Corporation—Butler Works (1 Armco Drive, Lyndora, PA 16045) on October 26, 2020,

effective October 26, 2020, has issued a plan approval extension for continued temporary operation and compliance evaluation of the No. 26 Carlite furnace in Butler Township, **Butler County**. This is a Title V facility. This will expire on February 28, 2021.

20-194F: Lord Corporation, Saegertown (601 South Street, Saegertown, PA 16433) on October 27, 2020, effective October 27, 2020, has issued a plan approval extension for continued installation of a CM-100 curative production line in Saegertown Borough, **Crawford County**. This is a Title V facility. This will expire on April 30, 2021.

42-004J: American Refining Group (77 North Kendall Avenue, Bradford, PA 16701) on October 26, 2020, effective October 26, 2020, has issued a plan approval extension for continued temporary operation and compliance evaluation of new gas fired # 6 boiler in Bradford City, **McKean County**. This is a Title V facility. This will expire on April 30, 2021.

42-246A: National Fuel Gas Supply Corporation, Keelor Compressor Station (575 Township Line Road, Kane, PA 16735) on October 27, 2020, effective October 27, 2020, has issued a plan approval extension for continued temporary operation of subject sources in Wetmore Township, **McKean County**. This is a State Only facility. This will expire on April 30, 2021.

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

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

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

09-00007: Waste Management Disposal Services of PA, Inc. (100 New Ford Mill Rd., Morrisville, PA 19067-3704) on November 22, 2020, for renewal of their Title V Operating Permit for the GROWS municipal solid waste (MSW) landfill, three (3) back-up flares and four (4) exempted diesel fuel-fired emergency generator engines located in Falls Township, **Bucks County**.

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

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

22-05005: Energy Center Harrisburg LLC (900 Walnut Street, Harrisburg, PA 17101-2440) on November 18, 2020, for steam and electrical generation facility located in Harrisburg City, **Dauphin County**. This is a renewal of the Title V operating permit.

07-05010: ST Products LLC dba Small Tube Products (200 Oliphant Drive, Duncansville, PA 16635-8392) on November 24, 2020, for the copper and brass tubing manufacturing facility located in Allegheny Township, **Blair County**. The Title V permit was renewed.

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

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

11-00378 Interpower Alcon Partners, L.P. (141 Interpower Drive, Colver, PA 15927-4207). In accordance with 25 Pa. Code § 127.431, the Department of

Environmental Protection (DEP) is providing notice that on November 25, 2020, DEP issued a renewed Title V Operating Permit to Interpower Alcon Partners LP for the continued operation of waste coal-fired electrical power plant, known as the Colver Power Project, located in Cambria and Blacklick Townships in **Cambria County**. The renewed TVOP also incorporates the applicable requirements of RACT II into the permit.

The Colver Power Project produces electrical power for the PJM grid. The main source at the Colver Power Project is one (1) circulating fluidized bed (CFB) waste coal-fired boiler (Source ID 031), with a maximum fuel heat input of 1,214.5 MMBtu/hour, which powers a single electrical generator. Net electrical output from the system is 102-MW. Nominal heat content of the waste coal is 6,800 Btu/pound. The waste coal was abandoned in the past and reprocessed. Emissions from the CFB boiler is controlled by limestone fed into the fluidized bed to control sulfur dioxide (SO₂) emissions, low combustion temperatures, and selective non-catalytic reduction systems (SNCR) with urea injection, to control NO_x emissions, coarse particulate cyclone separation with reinjection into the bed, followed by fabric filters to control PM emissions and further control SO₂ emissions. Supporting equipment at this site includes one (1), 28 MMBtu/hr, propane-fired fuel dryer, one (1) 5.7 MMBtu/hr, propane-fired propane vaporizer, two (2), 780-bhp and 412-bhp, emergency, diesel engines, coal processing, handling and conveying equipment, an ash handling system, and plant roads.

Sources at the Colver Power Project are subject to 40 CFR Part 60, Subpart A—General Provisions, 40 CFR Part 60, Subpart Da—Standards of Performance for Electric Utility Steam Generating Units, 40 CFR Part 63, Subpart A—General Provisions, 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR Part 63, Subpart DDDDD—National Emission Standards for Hazardous Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters, Subpart UUUUU—National Emission Standards for Hazardous Pollutants for Coal- and Oil-fired Electric Steam Utility Steam Generating Units, and 25 Pa. Code Chapters 121—145. Air Resources, including 25 Pa. Code §§ 129.96—129.100 RACT II. The emission restriction, testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 60, 63, 70, 72, 96, 97, and 98 and 25 Pa. Code Article III, Chapters 121—145.

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

10-00267: Kawneer Commercial Windows, LLC (71 Progress Ave, Cranberry Township, PA 16066-3511). On November 30, 2020, the Department issued a renewal Title V Operating Permit for the facility located in Cranberry Township, **Butler County**. The facility's primary emission sources include the operation of surface coating processes and various process ovens. The potential emissions, after permit limitations, of the major pollutants from the facility are as follows: 59.01 TPY (tons per year) NO_x, 49.59 TPY CO, 113.70 TPY VOC, 36.17 TPY total HAPs (hazardous air pollutants), 10.0 TPY Xylene, 1.78 TPY filterable PM₋₁₀ and PM_{2.5}, and 0.50 TPY SO_x; thus, the facility is subject to Title V requirements for potential emissions of VOC in excess of

50 TPY, combined HAPs in excess of 25 TPY, and a single speciated HAP (xylene) equal to or greater than 10 TPY. The facility is subject to 40 CFR 82 Subpart F for Recycling and Emissions Reductions. The surface coating processes are subject to 40 CFR 63 Subpart Mmmm, NESHAP for Surface Coating of Miscellaneous Metal Parts and Products. The Tellkamp Line & Binks Booth is also subject to compliance assurance monitoring (CAM) requirements of 40 CFR Part 64. Various process heaters are subject to 40 CFR 63 Subpart DDDDD, NESHAP for Major Sources: Industrial, Commercial and Institutional Boilers and Process Heaters. The diesel emergency engine is subject to 40 CFR 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines and presumptive RACT under 25 Pa. Code § 129.97(c)(5) relating to work practice requirements. The coated extrusion bake oven, fill line adhesive application, assembly (sealing, cleaning, touch-up), and paint kitchen are subject to alternative RACT under 25 Pa. Code § 129.99 relating to work practices. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.

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

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

15-00081: Johnson Matthey, Inc. (1401 King Road, West Chester, PA 19380) on November 24, 2020, a State-Only Operating Permit renewal for the operation of their manufacturing facility located in West Whiteland Township, **Chester 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.

07-03045: Cargill, Inc. (965 Frederick Road, Martinsburg, PA 16662-8866) on November 24, 2020, for the animal feed mill located in Taylor Township, **Blair County**. The State-Only Permit was renewed.

36-05127: New Enterprise Stone & Lime Co., Inc. (3580 Division Highway, East Earl, PA 17519-9217) on November 25, 2020, for the Burkholder asphalt plant in Earl Township, **Lancaster County**. The State-Only Permit was renewed.

36-05166: Birch Holdings of PA, LLC dba Rutt Handcrafted Cabinetry (215 Diller Avenue, New Holland, PA 17557-1611) on November 24, 2020, for the wood cabinet manufacturing facility located in Earl Township, **Lancaster County**. This is a synthetic minor State-Only Permit to replace the Title V permit at the facility.

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

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

49-00030: Glen Raven Custom Fabrics LLC (1150 Walnut Street Ext, Sunbury, PA 17801) on Novem-

ber 4, 2020, for the issuance of a renewal State Only Operating Permit 49-00030 for Glen Raven Custom Fabrics LLC's facility located in the City of Sunbury, **Northumberland County**. All applicable Federal and State regulatory requirements including appropriate testing, monitoring, recordkeeping, reporting, and work practices to verify compliance are included in the permit.

41-00033: UPMC (700 High Street, Williamsport, PA 17701) on November 17, 2020, for the issuance of a renewal State Only Operating Permit 41-00033 for UPMC Williamsport facility located in Williamsport, **Lycoming County**. All applicable Federal and State regulatory requirements including appropriate testing, monitoring, recordkeeping, reporting, and work practices to verify compliance are included in the permit.

49-00052: Bimbo Bakeries USA, Inc. (500 Hanover St., Northumberland, PA 17857) on November 16, 2020 was issued a renewal State only operating permit the Northumberland Plant 2 located in Northumberland Borough, **Northumberland County**. The State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

49-00042: Catawissa Wood & Components, Inc. (1015 W. Valley Ave., Elysburg, PA 17824) on November 16, 2020 was issued a renewal State Only Operating Permit for the Paxinos Plant located in Ralpho Township, **Northumberland County**. The State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

14-00008: Bolton Metal Products Co., Inc. (P.O. Box 239, Bellefonte, PA 16823) on November 30, 2020 was issued a renewal State Only Operating Permit for their facility located in Spring Township, **Centre County**. The State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

55-00014: Bingaman & Son Lumber, Inc. (1195 Creek Mountain Road, Kreamer, PA 17833) on November 24, 2020, was issued a renewal State Only Operating Permit for their Kreamer Lumber Yard located in Middlecreek Township, **Snyder County**. The facility's main emission sources include a 29.15 MMBtu/hr Biomass-fired Boiler and various woodworking sources. The State Only Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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

Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.

30-00166: Greene Team Pellet Fuel Company (150 Carmichaels Rd., Carmichaels, PA 15320). On November 24, 2020, the Department issued a natural minor renewal State Only Operating Permit for the operation of a wood pelletizing plant in Greene Township, **Greene County**. Equipment at this facility includes a 26.0 MMBtu/hr, wood waste-fired rotary dryer to reduce the moisture content of raw sawdust which is then processed into wood pellets for use in residential pellet burning stoves. The dryer is controlled by a high efficiency multi-clone dust collector. The pellet production process includes crushing the dried saw dust with a hammer mill, screening the saw dust, forming the pellets, and then sorting the pellets by size. These processes are

controlled by a 10,000 acfm baghouse. The facility is subject to the applicable requirements of 25 Pa. Code Article III, Chapters 121—145. The operating permit includes emission limitations, monitoring, work practice, reporting, and recordkeeping requirements for the facility.

63-00955: National Fuel Gas Supply Corporation (6363 Main Street, Williamsville, NY 14221). In accordance with 25 Pa. Code § 127.431, the Department of Environmental Protection (DEP) is providing notice that on November 23, 2020, DEP issued a renewed, State Only Operating Permit to National Fuel Gas Supply Corporation for the operation of a natural gas pipeline compressor station, known as the Buffalo Compressor Station, located in Buffalo Township, **Washington County**.

Total compressive power at the facility is 25,300-bhp. The facility has two, 2,370-bhp reciprocating, natural gas (NG)-fired, lean burn, compressor engines, with CO and VOC emissions controlled by oxidation catalysts. It also has two, 10,280-bhp turbine, NG-fired compressor engines. In addition, the facility has an 803-bhp, NG-fired, lean burn, emergency generator engine, equipped with a non-selective catalyst (NSCR, 3-Way), which controls NO_x, CO, and VOC emissions.

No emission or equipment changes have been approved by this action. Emission sources at the facility are subject to 25 Pa. Code Chapters 121—145. The permit includes emission limitations, and operational, monitoring, reporting and recordkeeping requirements for the facility. The emission restriction, monitoring, recordkeeping, reporting and work practice conditions of the SOOP have been derived from the applicable requirements of 40 CFR Part 60, Subpart A—General Provisions, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines, and Subpart KKKK—Standards of Performance for Stationary Combustion Turbines, and 25 Pa. Code Article III, Chapters 121—145.

65-00549: Comptec, Inc. (8291 Pennsylvania Ave, Irwin, PA 15642-2776). On November 30, 2020, the Department issued a Natural Minor Operating Permit renewal for the operation of the facility's air contamination sources consisting of one paint booth, one sander, two parts washers, three grinding booths, six machining lathes, three mixers, and two resin mixers. The facility is limited to 5.0 tons PM, 5.0 tons VOCs, and 2.0 tons HAPs per 12-consecutive month period (12-cmp). The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit located at the Irwin Insulator Plant in North Huntingdon Township, **Westmoreland County**.

65-01033: Unifirst Corporation (1150 2nd Avenue, New Kensington, PA 15068) on December 1, 2020, the Department of Environmental Protection issued an initial synthetic minor State-Only Operating Permit for the operation of a laundering facility located in the city of New Kensington, **Westmoreland 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.

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.

15-00105: Buckeye Pipeline Transportation, LLC/Malvern Station (8 S. Malin Rd., Malvern, PA 19355) on November 23, 2020 for an Administrative Amendment to incorporate Plan Approval 15-0105 into the Title V Operating Permit for this facility located in East Whiteland Township, **Chester County**. The plan approval was written remove group and individual emission limits or throughput limits to allow for more flexibility in how the storage tanks are utilized at this facility by allowing a facility-wide throughput limit of 1,000,000,000 gallons gasoline per 12-month rolling period for all the tanks at this facility. The Title V Operating Permit was revised in accordance with 25 Pa. Code § 127.450(a)(5).

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

Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.

27-00018: KC Midstream Solutions Queen Compressor Station (1112 S. Braddock Ave., Suite 201, Pittsburgh, PA 15218-1262). The Department on November 20, 2020, issued an administrative amendment of the State Operating Permit for the facility to incorporate the change of ownership from NFG to KC Midstream. The facility is located in Hickory Township, **Forest County**.

42-00181: Elkhorn Gas Processing LLC Lewis Run Gas Plant (4613 East 91st Street, Tulsa, OK 74137). On November 18, 2020, the Department issued a modification of the Natural Minor Operating Permit to operate the natural gas processing plant in Bradford Township, **McKean County**. Source 106 (700 HP Compressor Engine) was previously exempted from plan approval. The modification removes conditions applicable to the previous General Permit for this source which are not applicable to the source.

Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.

Contact: Edward Wiener, Chief of Source Registration, 215-685-9426.

The City of Philadelphia, Air Management Services (AMS) administratively amended operating permits issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices for the following facilities:

OP19-000008: Thomas Jefferson University & Hospital (214 S 11th Street, Philadelphia, PA 19107) administratively amended on November 25, 2020 to incorporate a change of permit contact and a change of responsible official. The Synthetic Minor Operating Permit was originally issued on October 28, 2016, and a modification of the original permit was issued on July 29, 2019.

De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.

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.

06-05007: Carpenter Technology Corp. (101 Bern Street, Reading, PA 19601). Pursuant to 25 Pa. Code

§ 127.449(i), this *Pennsylvania Bulletin* Notice is for de minimis emissions increases of 0.30 ton of NO_x, of 0.025 ton of VOC, of 0.07 ton of CO, of 0.02 ton of PM and 0.02 ton of SO_x. The increases will result from a temporary generator used for startup of the Steckel Mill at the steel manufacturing facility in Reading City, **Berks County**. This is the third de minimis emissions increase at the facility during the term of the current operating permit.

ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); 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 Permits Issued

Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900, (Contact: Melanie Ford-Wigfield).

Permit No. 32190201 and NPDES No. PA 0279714. Robindale Energy Services, Inc., 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, commencement, operation and restoration of a bituminous surface mine in Young Township, **Indiana County**, affecting 84.1 acres. Receiving streams: Coal Run, unnamed tributary to Aultmans Run, to Conemaugh River to Kiskiminetas River to Allegheny River, to Ohio River, classified for the following use: trout stocked fishes. There are no potable water supply intakes within 10 miles downstream. Application received: May 1, 2019. Permit Issued: November 19, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 49870201R6. Susquehanna Coal Company (P.O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 184.7 acres. Receiving stream: North Branch Shamokin Creek. Application received: November 8, 2019. Renewal issued: November 24, 2020.

Permit No. 49870201C2. Susquehanna Coal Company (P.O. Box 27, Nanticoke, PA 18634), correction to update the post-mining land use on an existing anthracite coal refuse reprocessing operation in Mt. Carmel Township, **Northumberland County** affecting 184.7 acres. Receiving stream: North Branch Shamokin Creek. Application received: November 8, 2019. Correction issued: November 24, 2020.

Permit No. PAM114022R. Susquehanna Coal Company (P.O. Box 27, Nanticoke, PA 18634), renew coverage

under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 49870201 in Mt. Carmel Township, **Northumberland County**, receiving stream: North Branch Shamokin Creek. Application received: November 8, 2019. Renewal issued: November 24, 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. Application received: June 25, 2020. Renewal issued: November 24, 2020.

Permit No. PAM115008R. Farragut Anthracite Company (122 Wilburton Road, Mt. Carmel, PA 17851), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 49050101 in Coal and Zerbe Townships, **Northumberland County**, receiving stream: unnamed tributary to Carbon Run. Application received: June 25, 2020. Renewal issued: November 24, 2020.

Permit No. 40763206R7. Heavy Media, Inc. (P.O. Box 27, Nanticoke, PA 18634), renewal of an existing anthracite coal refuse reprocessing operation in Larksville Borough, **Luzerne County** affecting 77.24 acres. Receiving stream: unnamed tributary to Susquehanna River. Application received: September 23, 2020. Renewal issued: November 24, 2020.

Permit No. PAM115022R. Heavy Media, Inc. (P.O. Box 27, Nanticoke, PA 18634), renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on Surface Mining Permit No. 40763206 in Larksville Borough, **Luzerne County**, receiving stream: unnamed tributary to Susquehanna River. Application received: September 23, 2020. Renewal issued: November 24, 2020.

Noncoal Permits Issued

Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200, (Contact: Ashley Smith).

Permit No. 08190301, NPDES No. PA0269905, Johnson Quarries, Inc., P.O. Box 136, LeRaysville, PA 18829-0136, issuance of an NPDES permit for discharge of water resulting from noncoal surface mining in Wilmot Township, **Bradford County**, affecting 55.3 acres. Receiving stream(s): Sugar Run Creek unnamed tributary to North Branch of Susquehanna River, classified for the following use(s): Cold Water Fishes, Migratory Fishes. Application received: September 30, 2019. Permit issued: November 17, 2020.

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. PAM120009. Glen-Gery Corp. (P.O. Box 7001, Reading, PA 19610), coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 67100301 in Dover Township, **York County**, receiving stream: Davidsburg Run. Application received: June 17, 2020. Permit issued: November 20, 2020.

Permit No. 6575SM2C20 and NPDES Permit No. PA0594415. Hanson Aggregates PA, LLC (7600 Imperial Way, Allentown, PA 18195), renewal of an NPDES Permit for discharge of treated mine drainage on a quarry

operation in Hamilton Township, **Monroe County**. Receiving streams: unnamed tributary to Lake Creek and Cherry Creek. Application received: January 10, 2020. Renewal issued: November 20, 2020.

Permit No. 40060301T. New Enterprise Stone & Lime Co., Inc. (3912 Brumbaugh Road, New Enterprise, PA 16444), transfer of an existing quarry operation in Plains Township and Laflin Borough, **Luzerne County** affecting 169.34 acres. Receiving stream: Gardner Creek. Application received: May 30, 2019. Transfer issued: November 24, 2020.

Permit No. PAM119016. New Enterprise Stone & Lime Co., Inc. (3912 Brumbaugh Road, New Enterprise, PA 16444), coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities on Surface Mining Permit No. 40060301 in Plains Township and Laflin Borough, **Luzerne County**, receiving stream: Gardner Creek. Application received: May 30, 2019. Permit issued: November 24, 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

Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118, (Contact: Theresa Reilly-Flannery).

Permit No. 22204110. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Autumn Ridge Phase 4 in Lower Paxton Township, **Dauphin County** with an expiration date of October 30, 2021. Permit issued: November 19, 2020.

Permit No. 66204102. Meshoppen Blasting, Inc. (P.O. Box 127, Meshoppen, PA 18630), construction blasting for Chesapeake Shingle Ridge Pad and Access Road in North Branch Township, **Wyoming County** with an expiration date of November 18, 2021. Permit issued: November 19, 2020.

Permit No. 67204117. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Auto Spa Express in West Manchester Township, **York County** with an expiration date of October 19, 2021. Permit issued: November 19, 2020.

Permit No. 36204144. Abel Construction Co., Inc. (3925 Columbia Avenue, Mountville, PA 17554), construction blasting for Traditions of America in East Hempfield Township, **Lancaster County** with an expiration date of November 19, 2021. Permit issued: November 20, 2020.

Permit No. 39204109. Maine Drilling & Blasting, Inc. (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Crackersport Warehouse in South Whitehall Township, **Lehigh County** with an expiration date of November 9, 2021. Permit issued: November 23, 2020.

Permit No. 46204113. Rock Work, Inc. (1257 DeKalb Pike, Blue Bell, PA 19422), construction blasting for UDR Apartments in Upper Merion Township, **Montgomery County** with an expiration date of November 30, 2020. Permit issued: November 25, 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. § 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@a.gov.

Permit No. E2301220-024, Stormwater Authority of the City of Chester, 29 East 5th Street, Chester, PA 19013, City of Chester, Delaware County, ACOE Philadelphia District.

To date a 275 linear foot, 66-inch by 84-inch elliptical CMP stream enclosure carrying a UNT to Delaware River (WWF-MF, Watercourse A) for the Veterans Memorial Park Stormwater Wetland Basin Project. In its place, the City of Chester will construct and maintain a 4-acre stormwater wetland basin by removing fill and grading

within the existing park and constructing an outlet structure discharging to an existing stream enclosure within AMTRACK right-of-way. This activity will result in 275 linear feet (1,925 square feet, 0.044 acre) of permanent watercourse impact, 556 square feet (0.013 acre) of permanent wetland impact to a wetland area (PEM, Wetland B), and 1964 square feet (0.045 acre) of temporary wetland impact to a wetland area (PEM, Wetland A).

This project is located at Veterans Memorial Park on 7th Street in Chester City, Delaware County (USGS PA Marcus Hook Quadrangle—Latitude 39.836710 N, Longitude 75.389625 W). Permit issued November 17, 2020.

Permit No. E46-1169, Pennsylvania Department of Transportation, Engineering District 6-0, 7000 Geerdes Boulevard, King of Prussia, PA 19406, Norristown Borough, East Norriton and Whitpain Townships, **Montgomery County**, ACOE Philadelphia District.

To perform the below listed water obstruction and encroachment activities associated with SR 0202, Section 61S Reconstruction Project:

1. To replace an existing 53.5-foot long, 6-foot by 4-foot reinforced concrete box culvert carrying an unnamed tributary to East Branch of Stony Creek (Waterway G, TSF-MF) and to construct and maintain a new 142.7-foot long, 10-foot by 5-foot reinforced concrete box stream enclosure resulting in 45.3 linear feet (513.8 square feet) of permanent stream impact, 46.8 linear feet (716.5 square feet) of temporary stream impact, and 15,578 square feet (0.36 acre) of permanent floodway impact. The construction and maintenance of three stormwater outfalls along with the placement of riprap rock aprons are also associated with this activity and included in the floodway impact values above. (USGS PA Lansdale Quadrangle—Latitude 40.136185 N, Longitude 75.31799 W).

2. To extend a 36-inch diameter reinforced concrete pipe culvert carrying an unnamed tributary to East Branch of Stony Creek (Waterway F, TSF-MF) resulting in 15.8 linear (172.9 square feet) of permanent stream impact, 9.4 linear feet (143.5 square feet), and 2,410 square feet (0.06 acre) of permanent floodway impact. The construction of a stormwater outfall and placement of riprap rock aprons are also included in the impact values above. (USGS PA Lansdale Quadrangle—Latitude 40.40.136186 N, Longitude 75.31335 W).

3. To remove an existing 27.05-foot single span reinforced concrete slab bridge over an unnamed tributary to East Branch of Stony Creek (Waterway E, TSF-MF) and in its place, construct and maintain a 30-foot single span concrete spread box beam resulting in 96.4 linear feet (2,458.5 square feet) of permanent stream impact, 21.1 linear feet (2,077.5 square feet) of temporary stream impact. 16,698 square feet (0.38 acre) of permanent floodway impact are proposed for this activity which include the placement of fill for the construction of a stormwater facility, placement of fill for the roadway embankment, and the construction and maintenance of three stormwater outfalls along with the placement of riprap rock aprons (USGS PA Lansdale Quadrangle—Latitude 40.142806 N, Longitude 75.31172 W).

4. To construct and maintain an 18-inch diameter reinforced concrete outfall to facilitate the outlet of stormwater conveyance resulting 10.5 linear feet (52.6 square feet) of permanent stream impact and 55.9 linear feet (705.4 square feet) of temporary stream impact. Permanent floodway impact associated with this activity are included with the construction of the

stormwater facility listed within Item 3 (USGS PA Lansdale Quadrangle—Latitude 40.142944 N, Longitude 75.31089 W).

Approximately 40,268 square feet (0.80 acre) of permanent floodplain impact is proposed. This project is located on SR 202 between Johnson Highway (USGS PA Lansdale Quadrangle—Latitude 40.129484 N, Longitude 75.324595 W) and Township Line Road in Norristown Borough, East Norriton and Whitpain Townships, Montgomery County (USGS PA Lansdale Quadrangle—Latitude 40.148650 N, Longitude 75.307676 W). Permit issued November 19, 2020.

Permit No. E5101220-023, JPC Group, Inc., 228 Blackwood Barnsboro Road, Blackwood, NJ 08012, City of Philadelphia, **Philadelphia County**, ACOE Philadelphia District.

To construct, replace, and maintain the following activities in and along the Schuylkill River (Tidal, CWF, MF) near its confluence with the Delaware River associated with inshore timber bulkheads project rehabilitation on either side of the outshore Pier 3 waterfront. Details of the work are outlined as follows:

A. Timber Low—Deck Pier Aprons Between Piers 2 and 3, and Piers 3 and 4, from the Outshore Seawall to the Inshore Timber Bulkhead Cutoff Wall:

1. Remove earthen fill overburden down to the timber deck elevation, from the outshore seawall, to the inshore timber bulkhead cutoff wall.

2. Slope soil back to match inshore grade.

3. Sawcut and remove existing concrete seawall.

4. Remove existing timber low deck and timber piles.

5. Drive new steel pipe piles and fill with concrete.

6. Install new steel combination wall inshore of the existing timber cutoff wall.

7. Backfill behind and grade down to existing ground level. Backfill to be placed above mean high water line/high tide line.

8. Install precast concrete beams in the upriver/downriver direction.

9. Install precast concrete planks in the inshore/outshore direction.

10. Place timber crane matting to protect concrete surface.

11. Install new fender system and mooring bollards.

B. Pier 3:

1. Remove earthen fill overburden down to the timber deck elevation, from the outshore seawall, to the inshore timber bulkhead cutoff wall.

2. Slope soil back to match inshore grade.

3. Sawcut and remove existing concrete seawall.

4. Install new steel combination wall inshore of the existing timber cutoff wall.

5. Backfill behind and grade down to existing ground level. Backfill to be placed below mean high water line/high tide line consisting of 18,700 square feet, or 693 cubic yards, of material.

6. Remove the existing timber low deck and timber piles.

7. Drive new steel pipe piles and fill with concrete.

8. Install precast concrete beams in the upriver/downriver direction.

9. Install precast concrete planks in the inshore/outshore direction.

10. Place timber crane matting to protect concrete surface.

11. Excavate the 414-foot long low deck finger pier section of Pier 3 that has silted in, consisting of approximately 20,230 square feet of material.

12. Install six breasting/mooring clusters to match the fender lines of the demolished finger pier, consisting of six 14-inch H-piles each for a total of 36 piles.

13. Install two turning dolphin clusters at the outshore corners of the demolished finger pier, consisting of ten 14-inch H-piles each for a total of 20 piles.

14. Install five pile bents between each pair of clusters.

15. Install fender system.

The project proposes the installation of a total of 510 18-inch concrete-filled pipe piles installed with a vibratory hammer and finished with an impact hammer. The removal of the 414-foot long section of Pier 3 is proposed as compensation for the 18,600 square feet of intertidal/subtidal fill that is proposed for the rehabilitation of the collapsed inshore section of Pier 3.

To offset the filling of 18,600 square feet of tidal waters, the applicant proposes to remove the approximately 20,230-square-foot partially collapsed outshore Pier 3 finger pier and replace it with mooring dolphins.

The site is located near the intersection South 26th Street and Penrose Ferry Road, west of the Navy Yard (Philadelphia, PA-NJ USGS map; Latitude: 39.895319; -75.198601) in the City and County of Philadelphia. Permit issued November 23, 2020.

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

Contact: Gillian Ostrum, Clerk Typist 2, 570-830-3077.

E3902220-027. Whitehall Township, 3219 MacArthur Road, Whitehall, PA 18052-2921, Whitehall Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To fill and maintain a 0.18-acre portion of the floodway of Jordan Creek (TSF, MF) consisting of an asphalt walking trail ranging in width from 6-ft to 15-ft, an information kiosk, a bicycle repair station, tree plantings, park benches, and a picnic table. These impacts will result in a 58 ft³ net cut within the floodway. The project is located approximately 200-ft southeast of the intersection of Mallard Drive and Mickley Road (Catasauqua, PA Quadrangle Latitude: 40° 37' 45" Longitude: -75° 29' 20") in Whitehall Township, Lehigh County.

E4002220-025. NP Hanover Logistics, LLC, 4825 NW 41st Street, Suite 500, Riverside, MO 64150, Hanover Township, **Luzerne County**, U.S. Army Corps of Engineers, Baltimore District.

To fill and maintain 0.71 acre of PEM wetlands for the purpose of constructing a portion of a 486,720 ft² Warehouse Building and a portion of an adjoining 35-space parking lot as part of the "Chamber/Loomis" industrial development project. The project will provide 1.11 acres of wetland mitigation. The project is located approximately 0.4 mile north of the intersection of S.R. 29 (South Cross Valley Expressway) and South Valley Parkway (Wilkes-

Barre West, PA Quadrangle Latitude: 41° 12' 16.18"; Longitude: -75° 57' 38.78") in Hanover Township, Luzerne County.

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

E0603219-007. Edwin Kelley, 3291 Haycreek Road, P.O. Box 33, Geigertown, PA 19523. Robeson Township, **Berks County**, U.S. Army Corps of Engineers, Philadelphia District.

To remove an existing structure and to construct and maintain a 35-foot long by 12-foot wide concrete bridge having an underclearance of 2.9-feet with boulder wall bank protection across Beaver Run (HQ-CWF, MF, Wild Trout), permanently impacting 0.01 acre of exceptional value, palustrine emergent wetlands, all for the purpose of providing access to a single-family residence. The project is located at 527 Buck Hollow Road (Latitude: 40.2230°N; Longitude: 75.8734°W) in Robeson Township, Berks County. Wetland impacts are de minimus and replacement is not required. Permit issued November 3, 2020.

Southwest Region: Dana Drake, Waterways and Wetlands Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

E02052-1826, Allegheny County Department of Public Works, County Office Building, 542 Forbes Ave, Room 501, Pittsburgh, PA 15219, McCandless Township and Pine Township, **Allegheny County**; Pittsburgh ACOE District.

Has been given consent to:

Repave 2.25 miles of Pearce Mill Road between Brown Road and Babcock Boulevard to accommodate installation of a separated bicycle lane and pedestrian path.

The project consists of the following:

1. Placing and maintaining fill within seven (7) wetlands, resulting in: 0.08 acre of temporary impacts and 0.01 acre of permanent impacts of PEM wetlands, 0.01 acre of temporary impacts impact of PSS wetlands, 0.05 acre of temporary impacts and 0.01 acre of permanent impacts of PEM/PFO wetlands;

2. Placing and maintaining fill temporarily impacting 1,591 square feet and permanently impacting 779 square feet of perennial and intermittent streams associated with fifteen (15) stream impacts to UNTs to N. Fork Pine Creek (CWF);

3. Placing and maintaining fill, temporarily impacting 29,740 square feet and permanently impacting 14,751 square feet of assumed floodways to 17 UNTs to N. Fork Pine Creek (CWF);

4. Placing and maintaining fill, temporarily impacting 8,096 square feet and permanently impacting 251 square feet of the FEMA defined floodplain of N. Fork Pine Creek;

5. Placing and maintaining fill, temporarily impacting 12,776 square feet and permanently impacting 5,788 square feet of the FEMA defined floodplain of Marshall Lake;

6. Placing and maintaining fill, temporarily impacting 3,700 square feet and permanently impacting 13 square feet of the FEMA defined floodplain of North Park Lake.

For the purpose of widening Pearce Mill Road to allow for pedestrian and bicycle access. Mitigation for these impacts will be in the form of on-site restoration of all temporarily disturbed areas within wetlands, streams,

floodways, and floodplains; no mitigation is required for the permanent impacts associated with this project. The project site location begins at the intersection of Babcock Boulevard and Pearce Mill Rd continues 2.25 miles northwest, and ends at the intersection of Brown Road and Pearce Mill Road, (Mars, PA USGS topographic quadrangle; starting at: N: 40°, 34', 46.6"; W: -79°, 59' 49.56" & ending at: N: 40°, 37', 11.64"; W: -80°, 1', 29.28"; Sub-basin 20F; USACE Pittsburgh District), in McCandless Township & Pine Township, Allegheny County.

E0205120-030, PennDOT District 11-0, 45 Thoms Run Road, Bridgeville, PA 15017, White Oak Borough, **Allegheny County**; Pittsburgh ACOE District.

Has been given consent to:

Construct and maintain 175 LF of R-7 rock slope stabilization, within the floodway and floodplain of Long Run (HW-TSF). There are no impacts to Long Run. The impacts include 0.169 acre (175 LF x 42 LF) of permanent, and 0.200 acre (175 LF x 50 LF) of temporary impact to the floodway of Long Run. The project will also impact 0.014 acre (75 LF x 8 LF) of permanent, and 0.04 acre (175 LF x 10 LF) of the floodplain of Long Run.

For the purpose of stabilizing a slope along SR 2035-A05 (McKee Road).

The project site is located along McKee Road, near the intersection of Jack's Run Road. (McKeesport, PA USGS topographic quadrangle; N: 40°, 20', 47.6804"; W: 79°, 48', 0.5967"; Sub-basin 19D; USACE Pittsburgh District), in White Oak Borough, Allegheny County.

E63052-741, Municipal Authority of the City of Monongahela, 51 West Main Street, Monongahela, PA 15063, City of Monongahela, **Washington County**; Pittsburgh ACOE District.

Has been given consent to:

1. Construct, operate, and maintain 1,000 cubic yards of R-5 and R-4 rip rap and 7,000 square feet of live stake planting consisting of silky dogwood, gray dogwood, and pussy willow along both banks along 150 LF of Dry Run (WWF).

For the purpose of repairing a slope failure along Dry Run, to prevent further stream bank erosion, and to stabilize the stream banks. The project site is located approximately 650 feet from the intersection of Dry Run Rd and West Main St., Monongahela, PA USGS topographic quadrangle; N: 40° 12' 27.1764"; W: -79° 56' 15.3054"; Sub-basin 19C; USACE Pittsburgh District), in City of Monongahela, Washington County.

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

E1006220-024, Thornhill Partners, LP (c/o Elmhurst Development, LLC) One Bigelo Square, Suite 630, Pittsburgh, PA 15219. Heights at Thornhill (Phase 2), in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40.677478; W: -80.115955).

To fill 0.009 acre of PEM wetland for the construction of a stormwater management pond associated with development of Heights at Thornhill (Phase 2) along Thorn Hill Road approximately 1.5 miles west of US 19 (Mars, PA Quadrangle N: 40.677478; W: -80.115955) in Cranberry Township, Butler County.

Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

E0829-120: Appalachia Midstream, LLC, 400 IST Center, Suite 404, Horseheads, NY 14845, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 1,342 square feet of a Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41° 35' 47", Longitude: -76° 35' 32");

2. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 150 linear feet of an unnamed tributary to Wolf Run (CWF, MF) and impacting 664 square feet of an adjacent Palustrine Emergent Wetland (EV) and 644 square feet of an adjacent Palustrine Scrub-Shrub Wetland (EV) (Colley, PA Quadrangle, Latitude: 41° 32' 50", Longitude: -76° 16' 26");

3. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 7,040 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41° 32' 48", Longitude: -76° 16' 30");

4. a temporary timber mat bridge impacting 57 square feet of a Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41° 32' 48", Longitude: -76° 16' 45");

5. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 5,720 square feet of a Palustrine Emergent Wetland (Colley, PA Quadrangle, Latitude: 41° 32' 54", Longitude: -76° 16' 50");

6. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 52 linear feet of an unnamed tributary to Wolf Run (CWF, MF) (Colley, PA Quadrangle, Latitude: 41° 32' 58", Longitude: -76° 16' 53");

7. a 10-inch diameter natural gas line and a temporary timber mat bridge impacting 52 linear feet of an unnamed tributary to Wolf Run (CWF, MF) and impacting 202 square feet of an adjacent Palustrine Emergent Wetland (EV) (Colley, PA Quadrangle, Latitude: 41° 33' 08", Longitude: -76° 17' 03").

The project will result in 254 linear feet or 2,447 square feet of temporary stream impacts and 13,683 square feet (0.31 acre) of PEM and 1,986 square feet (0.05 acre) of PSS wetland impacts all for the purpose of installing a natural gas pipeline with associated access roadways for Marcellus shale development in Wilmot Township, Bradford County. This project is associated with permit application number E5729-093.

E5729-023: Appalachia Midstream, LLC, 100 IST Center, Horseheads, NY 14845, Fox Township, **Sullivan County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16-inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 786 square feet (Grover, PA Quadrangle, Latitude: 41° 34' 58", Longitude: -76° 47' 02"),

2. a 16-inch natural gas line and a timber mat bridge across a Palustrine Forested Wetland. Impacted Area: 1,255 square feet (Grover, PA Quadrangle, Latitude: 41° 34' 57", Longitude: -76° 46' 58"),

3. a 16 inch diameter natural gas line and a timber mat bridge impacting 140 linear feet of an unnamed tributary to Schrader Creek (EV, MF) and adjacent

Palustrine Forested Wetland (EV) impacting 2,032 square feet (Grover, PA Quadrangle, Latitude: 41° 34' 58", Longitude: -76° 46' 57"),

4. a 16-inch natural gas line and a timber mat bridge across a Palustrine Emergent Wetland. Impacted Area: 1,003 square feet (Grover, PA Quadrangle, Latitude: 41° 34' 58", Longitude: -76° 46' 48"),

5. a 16-inch natural gas line and a timber mat bridge across a Palustrine Scrub-Shrub Wetland. Impacted Area: 1,222 square feet (Grover, PA Quadrangle, Latitude: 41° 34' 58", Longitude: -76° 46' 42"),

6. a 16-inch diameter natural gas line impacting 28 linear feet of Schrader Creek (EV, MF) (Grover, PA Quadrangle, Latitude: 41° 35' 00", Longitude: -76° 46' 12").

The project will result in 168 linear feet or 1,951 square feet of temporary stream impacts, 5,043 square feet (0.12 acre) of PEM/PSS temporary wetland impacts and 1,255 square feet (0.03 acre) of PFO permanent wetland impacts all for the purpose of installing a natural gas line with associated access roadways.

Permit No. E5829220-026, Williams Field Services Company, LLC, 310 State Rt 29 N, Tunkhannock, PA 18657-6817, Natural Gas Pipeline. Bridgewater Township, **Susquehanna County**; ACOE, Baltimore Office.

To construct, operate, and maintain:

1. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 1,544 square feet (0.04 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 36", Longitude: -75° 50' 39"),

2. a temporary timber mat bridge crossing impacting 11 square feet of floodway impacts to a tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 37", Longitude: -75° 50' 38"),

3. a temporary timber mat bridge crossing impacting 25 square feet of floodway impacts to a tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 40", Longitude: -75° 50' 36"),

4. a temporary timber mat crossing impacting 837 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 41", Longitude: -75° 50' 34"),

5. a temporary timber mat bridge crossing impacting 326 square feet of floodway impacts to an unnamed tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 42", Longitude: -75° 50' 30"),

6. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 21,565 square feet (0.50 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 42", Longitude: -75° 50' 29"),

7. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 4,179 square feet (0.10 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 44", Longitude: -75° 50' 21"),

8. a 16-inch diameter steel natural gas pipeline and temporary timber mat bridge crossing impacting 50 lineal feet of a tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 43", Longitude: -75° 50' 12"),

9. a 16-inch diameter steel natural gas pipeline and temporary timber mat bridge crossing impacting 53 lineal feet of a tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 44", Longitude: -75° 50' 11"),

10. a temporary timber mat crossing impacting 772 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 41", Longitude: -75° 50' 08"),

11. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 11,174 square feet (0.26 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 47", Longitude: -75° 49' 52"),

12. a temporary timber mat crossing impacting 237 square feet (0.01 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 49", Longitude: -75° 49' 51"),

13. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 2,567 square feet (0.06 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 50", Longitude: -75° 49' 50"),

14. a 16-inch diameter steel natural gas pipeline and temporary timber mat bridge crossing impacting 1,021 square feet of floodway impacts to an unnamed tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 51", Longitude: -75° 49' 47"),

15. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 6 square feet (0.00 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 51", Longitude: -75° 49' 47"),

16. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 28,396 square feet (0.65 acre) of palustrine emergent wetlands (PEM) and 2,561 square feet (0.06 acre) of palustrine emergent scrub-shrub wetlands (PSS) (Montrose East, PA Quadrangle; Latitude: 41° 51' 50", Longitude: -75° 49' 46"),

17. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 10,097 square feet (0.23 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 48", Longitude: -75° 49' 40"),

18. a 16-inch diameter steel natural gas pipeline and temporary timber mat bridge crossing impacting 98 lineal feet of impacts to a tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 48", Longitude: -75° 49' 40"),

19. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 12 square feet (0.00 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 48", Longitude: -75° 49' 39"),

20. a temporary timber mat bridge crossing impacting 466 square feet of floodway impacts to an unnamed tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 47", Longitude: -75° 49' 38"),

21. a 16-inch diameter steel natural gas pipeline and temporary timber mat crossing impacting 5,862 square feet (0.13 acre) of palustrine emergent wetlands (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 51' 46", Longitude: -75° 49' 37"),

22. a temporary timber mat bridge crossing impacting 13 lineal feet of impacts to an unnamed tributary to Snake Creek (CWF-MF) (Montrose East, PA Quadrangle; Latitude: 41° 51' 31", Longitude: -75° 50' 44").

The Williams Diamond Loop Extension Project proposes to construct approximately 1.8 miles of 16-inch diameter pipeline Bridgewater Township, Susquehanna County. The project will result in 214 lineal feet of stream impacts, 23,164 square feet (0.53 acre) of floodway only impacts, 87,248 square feet (2.00 acres) of PEM wetlands, and 2,561 square feet (0.06 acre) of PSS wetlands for the purpose of providing safe reliable storage and conveyance of Marcellus Shale natural gas to market.

E0829220-029: Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, Wilmot Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. an 111-foot 10-inch maximum diameter intake line with a 2.3' x 7.5' intake screen placed on the bottom of the Susquehanna River (WWF-MF) and a 70' x 38' gravel staging pad within the floodway (Laceyville, PA Quadrangle, Latitude: 41.670075°, Longitude: -76.209756°).

The project will result in 118 linear feet and 8,700 square feet (0.20 acre) of stream impacts, and 2,660 square feet (0.06 acre) of floodway impacts, all for the purpose of establishing a water withdrawal for Marcellus well development in Wilmot Township, Bradford County.

ENVIRONMENTAL ASSESSMENTS

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

EA2406220-021, Elk County Conservation District, 850 Washington Street, St. Marys, PA 15857 (St. Marys, PA Quad, N: 41.461988; W: -78.512382) in St. Marys, **Elk County**. ACOE Pittsburgh District.

The Department has reviewed and approves the Environmental Assessment and waiver of permit requirements under 105.12(a)(16) for the construction of AMD treatment consisting of constructing passive treatment system consisting of a collection system, Terraced Iron Formation, Jennings-style Vertical Flow Pond, Anoxic Limestone Drainage, aerobic treatment wetland, and converting the existing, degraded pond into a finishing pond with baffle curtain. The collection system will potentially indirectly affect 0.55 acre of wetlands and 0.01 acre of degraded pond at the West Creek AMD site in St. Marys, Elk County. This approval is based on the project qualifying under the existing 401 Water Quality Certification approved under Title 4 of the Surface Mining Control and Reclamation Act of 1977 et seq. providing that the activity meets one of two environmental parameters. This waiver was published as a final note in the *Pennsylvania Bulletin* on December 13, 1996.

EA4206220-021, McKean County Conservation District, 17137 Route 6, Smethport, PA 16749 (Norwich PA quad, N: 41.6940; W: -78.3153) in Norwich Township, **McKean County**. ACOE Pittsburgh District.

The Department has reviewed and approves the Environmental Assessment and waiver of permit requirements under 105.12(a)(16) for the construction of AMD treatment consisting of collecting a discharge of Acid Mine Drainage Water and diverting it into an oxic limestone bed treatment system and discharging the treated water into a large wetland complex at the HR 25D Project site in Norwich Township, McKean County. This approval is based on the project qualifying under the existing 401

Water Quality Certification approved under Title 4 of the Surface Mining Control and Reclamation Act of 1977 et seq. providing that the activity meets one of two environmental parameters. This waiver was published as a final note in the *Pennsylvania Bulletin* on December 13, 1996.

DAM SAFETY

Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, 717-787-3411.

D32-080. Pioneer Lake Outdoor Club, 623 Pioneer Lake Drive, Cherry Tree, PA 15724. Permit issued to modify Pioneer Lake Dam, located across a tributary of Hazelet Run for the purpose of recreation. (Barnesboro, PA Quadrangle, Latitude: 40° 44' 14" N; Longitude: 78° 51' 11" W) in Montgomery Township, **Indiana County**.

EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

Southwest Region: Oil and Gas Management Program Manager 400 Waterfront Drive, Pittsburgh, PA 15222 (412) 442-4281.

E63-07-016: Columbia Gas Transmission, LLC, 700 Louisiana Street, Houston, TX 77002, Donegal Township, **Washington County**, ACOE Pittsburgh District.

Columbia Gas Transmissions, LLC is improving an existing access road to the Donegal Wells 3839 and 4757, off Cunningham Road. Improvements to the existing access road which consist of the replacement of three culverts that were historically installed on UNTs to Dutch Fork (HQ-WWF) and the placement of permanent fill of a wetland that formed on the existing access road.

Currently the road is impassible due to disturbance and degradation of the roadway at the three stream crossings and one wetland crossing.

The project was approved on, November 20, 2020, under a Joint Permit Application to cover the permanent impacts to wetland 4757-W3 and the culvert replacement of Stream 3839-S3 and Stream 4757-S2.

<i>Resource</i>	<i>Latitude/Longitude</i>	<i>Area of Impact</i>
Wetland 4757-W3	Lat: N 40.141185 Long: W -80.454648	Permanent Filled: 8,199 sq. ft. Permanently Converted to Palustrine Emergent (PEM): 1593 sq. ft.
Stream 3839-S3	Lat: N 40.139460 Long: W -80.451343	Permanent Watercourse Impact: 890 sq. ft. Permanent Floodway Impact: 3,804 sq. ft.
Stream 4757-S2	Lat: N 40.141297 Long: W -80.454811	Permanent Watercourse Impact: 557 sq. ft. Permanent Floodway Impact: 1,005 sq. ft.
Stream 3839-S2 (Waiver 2)	Lat: N 40.138969 Long: W -80.449821	Permanent Watercourse Impact: 90 sq. ft. Permanent Floodway Impact: 2,617 sq. ft.

This permit contains the following special permit conditions:

a. Temporary stream crossing(s) shall be constructed of suitable non-erodible material in order to prevent any road materials from washing out if structure is overtopped during periods of high water.

b. This permit grants perpetual authorization for periodic excavation of debris and bed-load deposits in order to maintain the project to original permitted configuration, in accordance with the permit conditions.

c. The cofferdam must be constructed of rock, free of fines and silts, or other non-erodible material.

d. Water pumped from the construction area shall be diverted into a sediment trap or basin, or into an appropriate vegetated filter area to prevent sediment from being discharged into any waters of the Commonwealth.

e. Streambank disturbance shall be kept to a minimum and stabilized with indigenous vegetation within 20 days of final earthmoving to prevent erosion and provide cover, shading, and food source for aquatic life.

f. Demolition or excavated materials shall not be deposited in any wetland, watercourse, floodway, floodplain or other body of water without applying for and receiving the written permit of DEP.

g. All disturbed areas are to be restored to the original contours and shall be replanted with indigenous plant species. Any excess fill material must be removed from the wetland and not spread on-site.

h. Prior to the beginning of work, all public water supplies or other water-related activities located downstream that may be affected by turbidity increases or other water quality changes caused by said work shall be sufficiently notified in advance to allow for preparation of any water quality changes.

i. Project construction shall take place when the stream is at normal low flow.

j. This permit does not convey any real property rights or interests or authorization to trespass on privately-owned riparian land. By accepting this permit, the permittee certifies that he/she holds title, easement, right or other real interest in the riparian land. Any dispute over ownership of this land is solely a matter for private litigation.

k. This permit does not relieve the permittee of the responsibility to comply with all applicable local codes and ordinances, including floodplain and stormwater management.

l. The permittee shall maintain the structure(s) herein authorized free of flood debris and silt deposits. When removal of silt and debris is necessary, it shall be

accomplished in accordance with DEP's "Standards for Channel Cleaning at Bridges and Culverts," a copy of which is attached and made part of this permit. Future bridge and culvert rehabilitation and maintenance work is subject to the following conditions:

1. No reduction of span, under clearance or waterway opening of the structure will occur.

2. No roadway grade will be altered, other than that required for normal resurfacing.

3. No substantial modification of the structure from its original specifications will be permitted.

4. When work involves repairs to piers, footers or wingwalls, the construction area should be enclosed wherever possible within a cofferdam of sandbags or other nonpollution material.

5. The placement of riprap, where necessary, shall not constrict the normal channel width nor shall it interfere with any navigation on the stream or migration of fish.

m. This permit is not to be considered an approval of the structural analysis, the engineering specifications or the construction methods utilized during construction of this access road.

n. The structure approved by this permit is to serve only a personal and private use; it is not to be considered a sole access for any existing or proposed residential development or further subdivision for commercial development.

o. The permittee and his agents will be watchful for archaeological artifacts and will assure that ground disturbance activities will cease immediately upon discovery of archaeological artifacts, and immediately notify the DEP Regional Office and the Pennsylvania Historical and Museum Commission at P.O. Box 1026, Harrisburg, PA 17120-1026, telephone 717-783-8947.

p. A regularly scheduled inspection of the structure(s) shall be made to provide for continued operation and maintenance during the lifetime of the facility.

q. Prior to construction Columbia Gas Transmission, LLC will provide the Department with a copy of the Credit Transfer Letter for the 0.24 wetland credits they reserved with RES.

r. All wetlands within the project area shall be accurately field-definable prior to the start of construction activities and up to the time that earth disturbance activities are completed, and the site has been stabilized. An acceptable means of field-identification is the use of an orange construction safety fence.

Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.

ESCGP-3 # ESG290820026-00

Applicant Name Chesapeake Appalachia, LLC

Contact Person Eric Haskins

Address 14 Chesapeake Lane

City, State, Zip Sayre, PA 18840-1567

County Bradford County

Township(s) Terry

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

Secondary: South Branch Towanda Creek (CWF, MF), South Branch Towanda Creek (CWF, MF)

ESCGP-3 # ESG295820041-00

Applicant Name SWN Production Company, LLC

Contact Person Afton R. Sterling

Address 917 State Route 92 North

City, State, Zip Tunkhannock, PA 18657

County Susquehanna County Township(s) Franklin

Receiving Stream(s) and Classification(s) UNT to Snake Creek A (CWF/MF), a UNT to Snake Creek B (CWF/MF), a UNT to Snake Creek C (CWF/MF)

Secondary: Susquehanna River (WWF/MF), Susquehanna River (WWF/MF), Susquehanna River (WWF/MF)

ESCGP-3 # ESG2941220004-00

Applicant Name NFG Midstream Clermont, LLC

Contact Person Michael Kasprzak

Address 1100 State Street

City, State, Zip Erie, PA 16501

County Cameron County

Township(s) Shippen

Receiving Stream(s) and Classification(s) Cooks Run (EV), Right Branch to Cooks Run (EV), North Creek (HQ-CWF, EV), Johns Run (HQ-CWF)

Secondary: Driftwood Branch Sinnemahoning Creek (TSF, EV), Cooks Run (EV), Driftwood Branch Sinnemahoning Creek (TSF, EV), Driftwood Branch Sinnemahoning Creek (TSF, EV)

ESCGP-3 # ESG295820045-00

Applicant Name SWN Production Company, LLC

Contact Person Afton R. Sterling

Address 917 State Route 92 North

City, State, Zip Tunkhannock, PA 18657

County Susquehanna County

Township(s) Middletown & Rush

Receiving Stream(s) and Classification(s) UNT to Middle Branch Wyalusing Creek (CWF/MF)

Secondary: Wyalusing Creek (WWF/MF)

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 reme-

dial 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 DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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.

Lukoil 69711, 23-43626, 501 W. Lancaster Ave., Strafford, PA 19087, Radnor Township, **Delaware County**. EnviroTrac Ltd., 602 S. Bethlehem Pike, Suite A-2&3, Ambler, PA 19002, on behalf of Lukoil North America, LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline, diesel fuel, and waste oil. The report is intended to document remediation of the site to meet nonresidential site-specific standards.

Clifton Fuels 67401, 23-23941, 501 W. Lancaster Ave., Strafford, PA 19087, Radnor Township, **Delaware County**. Petrodi, LLC Elmwood Drive, Tabernacle, NJ 08088, on behalf of Ramoco Marketing Group, P.O. Box 2218, Princeton, NJ 08540, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential site-specific standards.

Mervine Svc Ctr, 46-43324, 1258 N. Charlotte St., Pottstown, PA 19464, Lower Pottsgrove Township, **Montgomery County**. Reliance Environmental, Inc., 235 N. Duke St., Lancaster, PA 17602, on behalf of CJD Group, LLC, 1700 Oregon Pike, Lancaster, PA 17601 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline and used motor oil. The report is intended to document remediation of the site to meet nonresidential Statewide Health and Site-Specific Standards.

Iannello Bros, 51-43010, 2700 S. 15th St., Philadelphia, PA 19145, **City of Philadelphia**. Petrodi LLC, 5 Elmwood Drive, Tabernacle, NJ 08088, on behalf of Iannello Brothers, 2700 S. 15th Street, Philadelphia, PA 19145 submitted a Remedial Action Plan 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 Standards.

Cumberland Gulf 160755 L, 51-09165, 9699 Ashton Rd., Philadelphia, PA 19114, **City of Philadelphia**. Arcadis U.S., Inc., 6041 Wallace Road Ext, Suite 300, Wexford, PA 15090, on behalf of Durkin Contacting Company, Inc., 3030 Grant Avenue, Philadelphia, PA 19114-2401 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet site specific standards.

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

Contact: Eric Supey, Environmental Program Manager.

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 revised, 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 Statewide Health Standards.

Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.

Contact: Gregory Bowman, Environmental Group Manager.

Martin Paving, Storage Tank Facility ID # 36-61945, 531 East 28th Division Highway, Lititz, PA 17543, Elizabeth Township, **Lancaster County**. Crawford Environmental Services, LLC, 20 Cardinal Drive, Birdsboro, PA 19508, on behalf of Martin Paving, Inc., of Lititz, PA submitted a Remedial Action Plan concerning remediation of soil contaminated with petroleum. The plan is intended to document remediation of the site to meet the Statewide Health Standard.

Southwest Region: Environmental Cleanup Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.

Contact: Environmental Group Manager, Storage Tanks Program.

Former Alden's Citgo Service Station, Storage Tank Facility ID # 26-18469, 72 N. Gallatin Ave., Uniontown, PA 15401, Uniontown City, **Fayette County**. Letterle & Associates, Inc., 2859 Oxford Blvd, Allison Park, PA 15101, on behalf of Paul Bortz, Sr., 63 N. Beeson Ave., Uniontown, PA 15401, submitted a 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 Statewide Health Standard.

Aspinwall Citgo, Storage Tank Facility ID # 02-24885, 304 Freeport Rd., Aspinwall, PA 15215, Aspinwall Borough, **Allegheny County**. Letterle & Associates, Inc., 2859 Oxford Blvd, Allison Park, PA 15101, on behalf of SAS Oil, Inc., 304 Freeport Rd., Aspinwall, PA 15215, submitted a revised Remedial Action Plan concerning the remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.

Contact: Kim Bontrager, Clerk Typist 3.

BFS Grove City West Main, Storage Tank Facility ID # 43-14158, 201 West Main Street, Grove City, PA 16127, Grove City Borough, **Mercer County**. Antea USA, Inc., 10320 Little Patuxent Parkway, Suite 200, Columbia, MD 21044, on behalf of Remediation Management Services Company (BP Products North America, Inc. affiliate), P.O. Box 101925, Arlington, VA 22210, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with unleaded gasoline constituents. The plan is intended to document the remedial actions for meeting the Statewide Health Standard and Site-Specific Standards.

Harrys Svc Ctr Old, Storage Tank Facility ID # 37-31309, 428 Spring Avenue, Ellwood City, PA 16117, City of Ellwood City, **Lawrence County**. American Geosciences, Inc., 3925 Reed Boulevard, Suite 400, Murrysville, PA 15668, on behalf of Orion Development RA XXX, LP, c/o Mr. Coilin E. Fitch, Esquire, Marriner, Jones & Fitch, 600 Washington Trust Building, 6 South Main Street, Washington, PA 15301, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, naphthalene, cumene, total xylenes and methyl tert-butyl ether. The report is intended to document remediation of the site to meet the Statewide Health Standard.

Browns Country Kitchen, Storage Tank Facility ID # 10-10488, 1149 West Portersville Road, Portersville, PA 16501, Portersville Borough, **Butler County**. Flynn Environmental, Inc., 5640 Whipple Avenue NW, North Canton, OH 16323, on behalf of Harold Brown, 1149 West Portersville Road, Portersville, PA 16501, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, naphthalene, cumene, total xylenes, 1,2,4-trimethylbenzene (TMB), 1,3,4-TMB and methyl tert-butyl ether. The plan is intended to document the remedial actions for meeting the Statewide Health Standard.

Country Fair 41, Storage Tank Facility ID # 25-38172, 5985 Route 6N W, Edinboro, PA 16412, Washington Township, **Erie County**. ATC Group Services, LLC, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Country Fair, Inc., 2251 E. 30th Street, Erie, PA 16365, submitted a Remedial Action Completion Report concerning remediation of surface water contaminated with benzene, toluene, ethylbenzene, xylenes, cumene, naphthalene, MTBE, 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide Health Standard.

CORRECTIVE ACTION UNDER ACT 32, 1989

PREAMBLE 3

The Department of Environmental Protection (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 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.

DEP may approve or disapprove plans and reports submitted. This notice provides 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 DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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.

M & M Sunoco, 09-24405, 1102 General Washington Memorial Blvd., Washington Crossing, PA 18977, Upper Makefield Township, **Bucks County**. Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426, on behalf of M & M Sunoco Inc., 1102 General Washington Memorial Blvd., Washington Crossing, PA 18977 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum compounds. The report is intended to document remediation of the site to meet residential Statewide Health and Site-Specific Standards and was approved on November 20, 2020.

Main Line Citgo, 23-45906, 700 W. Haverford Rd., Bryn Mawr, PA 19010-3857, Haverford Township, **Delaware County**. Comstock Environmental Services LLC, P.O. Box 509, Lafayette Hill, PA 19444, on behalf of Sun & Raj LLC, Bryn Mawr, PA 19010 submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with diesel fuel and unleaded gasoline. The Site Characterization Report 310(b) demonstrated attainment of nonresidential Statewide Health Standards and was approved by the DEP on November 23, 2020.

Sunoco 0004 7811, 23-32428, 2850 West Chester Pike, Broomall, PA 19008-1800, Marple Township, **Delaware County**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Group, LLC, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with unleaded gasoline. The

report was acceptable to meet nonresidential Statewide Health Standards for MTBE in groundwater was approved by the DEP on November 25, 2020.

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

Contact: Eric Supey, Environmental Program Manager.

Carriage Stop Plaza Sunoco, Storage Tank ID # 40-38017, 2500 East End Boulevard, Wilkes-Barre, PA 18702, Plains Township, **Luzerne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Anup Patel, 2500 East End Boulevard, Wilkes-Barre, PA 18702, has submitted a revised, combined Site Characterization Report and Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The combined Site Characterization Report and Remedial Action Plan was acceptable to meet Statewide Health Standards and was approved by DEP on November 24, 2020.

Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.

Contact: Kim Bontrager, Clerk Typist 3.

Harrisville Lift Station, Storage Tank Facility ID # 10-55574, 555 South Main Street, Harrisville, PA 16038, Harrisville Borough, **Butler County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Harrisville Borough, 117 South Main Street, Harrisville, PA 16038 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, isopropyl benzene, naphthalene, methyl tertiary butyl ether (MTBE), 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on November 12, 2020.

Conneaut Lake Exxon, Storage Tank Primary Facility ID # 20-06621, 12395 Conneaut Lake Road, Conneaut Lake, PA 16316, Sadsbury Township, **Crawford County**. Moody and Associates, Inc., 11548 Cotton Road, Meadville, PA 16335, on behalf of AIG Property Casualty, 101 Hudson Street, 30th Floor, Jersey City, NJ 07302, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, methyl tert-butyl ether, cumene, and naphthalene. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on November 18, 2020.

Country Fair No. 47, Storage Tank Facility ID # 61-30908, 1 Spring Street, Oil City, PA 16302, City of Oil City, **Venango County**. Groundwater & Environmental Services, Inc., 301 Commerce Park Drive, Cranberry Township, 16066, on behalf of United Refining Company of Pennsylvania, 814 Lexington Avenue, Warren, PA 16365 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, xylenes, isopropyl benzene, naphthalene, methyl tertiary butyl ether, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene. The Remedial Action Completion Report demonstrated attainment of the Statewide Health Standard and was approved by DEP on November 18, 2020.

Sacketts Service, Storage Tank Facility ID # 43-12987, 3140 East State Street, Hermitage, PA 16148, City of Hermitage, **Mercer County**. R.A.R. Engineering

Group, Inc., 1135 Butler Avenue, New Castle, PA 15086, on behalf of Sacketts Service, 3140 East State Street, Hermitage, PA 16148 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, xylenes, iso-

propyl benzene, naphthalene, methyl tertiary butyl ether, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene. The Remedial Action Plan was acceptable to meet the Site-Specific Standard and was approved by DEP on November 18, 2020.

SPECIAL NOTICES

RADIATION PROTECTION

Notice of Certification to Perform Radon-Related Activities in Pennsylvania.

In the months of October 2020, Department of Environmental Protection of the Commonwealth of Pennsylvania, under the authority contained in the Radon Certification Act, act of July 9, 1987, P.L. 238, No. 43 (63 P.S. §§ 2001—2014) and regulations promulgated thereunder at 25 Pa. Code Chapter 240, has certified the persons listed below to perform radon related activities in Pennsylvania. The period of certification is two years. (For a complete list of persons currently certified to perform radon-related activities in Pennsylvania and for information as to the specific testing devices that persons certified for testing or laboratory are certified to use, contact the Bureau of Radiation Protection, Radon Division, P.O. Box 8469, Harrisburg, PA 17105-8469, (1-800-23RADON).

<i>Name</i>	<i>Address</i>	<i>Certification</i>
Michael Biechler	2466 Roundtop Road Middletown, PA 17057	Testing Individual
Roger Burens	630 Freedom Business Center Dr. 3rd Floor King of Prussia, PA 19406	Mitigation Individual
Ronald Eckenroth	1006 Greenway Terrace Reading, PA 19607	Testing Individual
Raymond Fonos	1216 Edgewood Drive West Homestead, PA 15120	Testing Individual
Cara Galob	20 Everett Avenue Willow Grove, PA 19090	Testing Individual
David Glick	2061 Kenbrook Rd. Lebanon, PA 17046	Testing Individual
Eric Kraklio	69 Curtis St. Pittston, PA 18640	Testing Individual
John Labar	1120 Eleanor Circle Aston, PA 19014	Testing Individual
Chris Matteson	50 N Linden Rd, Unit 31 Hershey, PA 17033	Testing Individual
Eli Port	6312 Oakton Street Morton Grove, IL 60053	Laboratory Individual
Joshua Probst	899 Huckleberry Hwy Central City, PA 15926	Testing Individual
Matthew Steger	2133 Andrew Avenue Elizabethtown, PA 17022	Testing Individual

WATER MANAGEMENT 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).

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 as provided by law. This paragraph does not, in and of itself, create a right of appeal

beyond that permitted by applicable statutes and decisional law. Important legal rights are at stake, so you should show this document to a lawyer promptly.

Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.

Permits, Environmental Assessments and 401 Water Quality Certifications Issued:

PUBLIC NOTICE OF FINAL STATE WATER QUALITY CERTIFICATION FOR FERC REGULATED PIPELINE PROJECT

State Water Quality Certification Issued by the Commonwealth of Pennsylvania, Department of Environmental Protection Pursuant to Section 401 of the Clean Water Act for the Lilly Compressor Units Replacement Project.

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONALPERMIT@pa.gov.

WQ1183220-001. Texas Eastern Transmission, LP (Applicant), 890 Winter Street, Suite 300, Waltham, MA 02451. Lilly Compressor Units Replacement Project (Project), in Cresson Township, **Cambria County**, U.S. Army Corps of Engineers, Pittsburgh District. The proposed project is located at the Lilly Compressor Station situated off Texas Lane (Latitude: 40.43889°; Longitude: -78.592453°).

On January 10, 2020, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a certificate of public convenience and necessity to construct and operate its Project (FERC Docket No. CP20-37-000). The FERC Environmental Assessment for the Project, which was issued on July 16, 2020 may be viewed on FERC's website at www.ferc.gov (search eLibrary; Docket Search; CP20-37-000).

On May 6, 2020, Applicant requested a state water quality certification (SWQC) from the Pennsylvania Department of Environmental Protection (PADEP), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania consistent with the requirements of State law and the Clean Water Act.

The Lilly Compressor Units Replacement Project is a FERC regulated project consisting of the replacement of four existing gas turbine compressor units with two, more efficient gas turbine units and associated facilities to comply with future air emission reduction requirements of Pennsylvania. A new compressor building will be constructed to house the two new compressor units. The existing compressor units are in two separate compressor buildings, both of which will be removed from service but remain in place. Additional facilities to be updated or installed include a generator building, an electrical control building, a service entrance building, and an auxiliary building, as well as four filter separators. The project will also include the construction of a new stormwater retention basin and temporary impacts to two wetlands and one watercourse and its associated floodway.

DEP published public notice of a draft SWQC for this project in the *Pennsylvania Bulletin* on August 29, 2020. DEP has not received public comments on this request for SWQC.

PADEP certifies that the construction, operation and maintenance of the Project complies with the applicable provisions of sections 301–303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311–1313, 1316 and 1317). The PADEP further certifies that the construction, operation and maintenance of the Project complies with Pennsylvania water quality standards and that the construction, operation and maintenance of the Project will maintain and protect applicable Commonwealth water quality standards provided that the construction, operation and maintenance of the project complies with the following PADEP water quality permitting programs, criteria and conditions established pursuant to Pennsylvania law:

1. *Discharge of Hydrostatic Test Water*—Applicant shall obtain and comply with a National Pollutant Discharge Elimination System (NPDES) permit(s) for the discharge of water from the hydrostatic testing of the pipeline associated with the Project pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1–691.1001), 25 Pa. Code Chapter 92a (relating to NPDES permitting, monitoring and compliance), and all other applicable regulations.

2. *Erosion and Sediment Control and Stormwater Management*—All projects proposing earth disturbance must implement best management practices (BMPs) to protect and maintain water quality pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1–691.1001) and Storm Water Management Act (32 P.S. §§ 680.1–680.17), 25 Pa. Code Chapter 102 (relating to erosion and sediment control), and all other applicable regulations. Applicant shall obtain and comply with an Erosion and Sediment Control Permit(s) for earth disturbance associated with the Project as provided in 25 Pa. Code § 102.5.

3. *Water Obstruction and Encroachment Permits*—Applicant shall obtain and comply with a Water Obstruction and Encroachment Permit(s) for the construction, operation and maintenance of all stream and wetland crossings associated with the Project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 693.1–693.27), and Flood Plain Management Act (32 P.S. §§ 679.101–679.601.), 25 Pa. Code Chapter 105 (relating to dam safety and waterway management), 25 Pa. Code Chapter 106 (relating to floodplain management), and all other applicable regulations.

4. *Other Water Quality Requirements*—Applicant shall obtain any other permits, authorizations or approvals required to construct, operate, and maintain the Project from any interstate or international agency as required by an interstate compact or international agreement that has established water quality standards applicable to surface waters of this Commonwealth, including wetlands.

5. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that water quality in the receiving waters associated with the Project is not adversely impacted by any operational and construction process that may be employed by Applicant.

6. *Operation*—At all times, Applicant shall properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) installed to achieve compliance with the terms and conditions of this SWQC and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Applicant.

7. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP or the delegated County Conservation District to determine compliance with this SWQC, including all permits, authorizations or approvals issued to ensure the project shall maintain and protect state water quality standards as required by this SWQC. The Applicant shall provide a copy of this SWQC to an authorized representative conducting an inspection of the Project.

8. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project or any

portion(s) thereof, the Applicant shall provide a copy of this SWQC and copies of any permits, authorizations or approvals obtained to comply with the SWQC upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the appropriate PADEP Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owners containing a specific date for transfer of responsibility, coverage, and liability under the SWQC and any permits, authorizations and approvals obtained to comply with the SWQC. The new owner shall submit to PADEP a new application form for the SWQC and any permits, authorizations and approvals required to comply with the SWQC signed by the new owner.

9. *Correspondence*—All correspondence with and submittals to PADEP concerning this SWQC shall be addressed to the Department of Environmental Protection, Regional Permit Coordination Office, Domenic Rocco, P.E., Director, 400 Market Street, Harrisburg, PA 17101, RA-EPREGIONALPERMIT@pa.gov.

10. *Reservation of Rights*—PADEP may modify, suspend or revoke this SWQC if (i) PADEP becomes aware of new facts about the Project that warrant such action; or (ii) PADEP determines that the Applicant has not complied with the terms and conditions of this SWQC. PADEP may require additional measures to achieve compliance with any applicable law or regulation.

11. *Other Laws*—Nothing in this SWQC shall be construed to preclude the institution of any legal action or to relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable law or regulation.

12. *Severability*—The provisions of this SWQC are severable and should any provision of this SWQC be declared invalid or unenforceable, the remainder of the SWQC shall not be affected thereby.

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal

Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 as provided by law. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law. Important legal rights are at stake, so you should show this document to a lawyer promptly.

WATER OBSTRUCTIONS AND ENCROACHMENTS

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONALPERMIT@pa.gov.

E1183220-023. Texas Eastern Transmission, LP, 890 Winter Street, Suite 320, Waltham, MA 02451, Lilly Compressor Units Replacement Project in Cresson Township, **Cambria County**, U.S. Army Corps of Engineers, Pittsburg District. The proposed project is located at the Lilly Compressor Station situated off Texas Lane (Latitude: 40.43889°; Longitude: -78.592453°).

To construct a temporary equipment crossing of a tributary to Little Conemaugh River (CWF, MF) and associated floodway and to place temporary timber mats in 0.03 acre of PEM wetlands (EV) and 0.04 acre of PEM wetlands (Other).

EROSION AND SEDIMENT CONTROL

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONALPERMIT@pa.gov.

ESG831120001-00. The Department of Environmental Protection (Department) provides notice of final action regarding the following Chapter 102, Erosion and Sediment Control Permit Application related to Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities.

Lilly Compressor Units Replacement Project is located in Cresson Township, **Cambria County**, Pennsylvania.

<i>Permit No.</i>	<i>Applicant Name & Address</i>	<i>Counties</i>	<i>DEP Office</i>
ESG831120001-00	Texas Eastern Transmission, LP 890 Winter Street Suite 320 Waltham, MA 02451	Cambria County	Regional Permit Coordination Office

Any person aggrieved by this action may file a petition for review pursuant to Section 19(d) of the Federal Natural Gas Act, 15 U.S.C.A. § 717r(d), with the Office of the Clerk, United States Court of Appeals for the Third Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790 as provided by law. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law. Important legal rights are at stake, so you should show this document to a lawyer promptly.

REGIONAL PERMIT COORDINATION OFFICE

Request for Comment and Notice of Public Hearing.

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101.

PennEast Pipeline Company, LLC, PennEast Pipeline Project—Phase 1, Permit No. E40-780, E13-185,

E48-435, ESG02000160001, various municipalities, **Luzerne, Carbon, Monroe, and Northampton Counties.**

The Pennsylvania Department of Environmental Protection's (DEP) Regional Permit Coordination Office (RPCO) has received a request for a formal public hearing concerning the above referenced Ch. 102 (Erosion Control) and Ch. 105 (Dam Safety and Waterway Management) permit applications for the PennEast Pipeline Project. In accordance with Governor Tom Wolf's emergency disaster declaration and advice from the PA Department of Health regarding the mitigation of the spread of the novel coronavirus (COVID-19), DEP has scheduled a virtual formal public hearing for Wednesday, January 13, 2021 to begin at 6:00 PM. The hearing will end at 9:00 PM or earlier if no additional commenters are present. During this time, DEP will receive comments concerning the permit applications covering Phase 1 only. A separate public hearing will be scheduled for Phase 2 at a future

date for portions of the project extending between Northampton and Bucks Counties.

Individuals who wish to observe or present testimony at the formal virtual public hearing must contact Colleen Connolly at 570-826-2035 or coconnolly@pa.gov, a minimum of 24 hours in advance of the hearing to reserve time to present testimony. The WebEx information for the virtual public hearing will be available through the Public Participation tab on DEP's website at www.dep.pa.gov (select "Public Participation"). All comments, whether delivered orally during the virtual hearing or submitted in writing to RA-EPPENNEAST@pa.gov carry equal weight and consideration with DEP. Written comments will be accepted until close of business on January 20, 2021.

Verbal testimony is limited to 3 minutes for each witness. Video demonstrations and screen sharing by witnesses will not be permitted. DEP asks that each organization designate one speaker per group and reminds those presenting that time may not be shared or relinquished to others. More information on DEP virtual hearings may be found on DEP's Public Participation page, at www.dep.pa.gov (select "Public Participation").

[Pa.B. Doc. No. 20-1745. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at www.depgreenport.state.pa.us/elibrary/. The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

Ordering Paper Copies of Department Technical Guidance

The Department encourages the use of the Internet to view and download TGDs. When this option is not

available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

Changes to TGDs

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

Final Technical Guidance: Major Revision

DEP ID: 385-2314-002. **Title:** Sewage Enforcement Officer Certification and Training Program Guidance. **Description:** This guidance document provides a framework for the Sewage Enforcement Officer (SEO) certification and training program with the goal of producing a knowledgeable and skilled SEO community to help administer the onlot sewage program in the Commonwealth. The program includes the criteria for SEO candidates who wish to become certified SEOs, the criteria for certified SEOs to maintain their SEO certification and the criteria for lapsed or inactive SEOs who wish to reinstate their SEO certification. A draft of this TGD was published at 49 Pa.B. 2789 (June 1, 2019). In response to public comments on the draft, changes to the TGD were made, including: several clarifications; providing for up to three continuing education credits to be carried over from one certification cycle to the next certification cycle; and providing options to test out of the precertification soils course.

Contact: Questions regarding this TGD can be directed to Brian Schlauderaff at bschlauder@pa.gov or (717) 772-5620.

Effective Date: December 12, 2020

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-1746. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Planning Grant Award under Section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act, Act 101 of 1988

The Department of Environmental Protection announces the following grant to Somerset County under section 901 of the Municipal Waste Planning, Recycling and Waste Reduction Act (Act 101) (53 P.S. § 4000.901) and section 208 of the Small Business and Household Pollution Prevention Program Act (35 P.S. § 6029.208).

Planning grants are awarded to counties for 80% of approved costs for preparing municipal waste management plans, as required by Act 101, for carrying out related studies, surveys, investigations, inquiries, research and analysis, including those related to siting, environmental mediation, education programs on pollution prevention and household hazardous waste and providing technical assistance to small businesses for pollution prevention. Grants may be awarded for feasibility studies and project development for municipal waste processing or disposal facilities, except for facilities for the combustion of municipal waste that are not proposed to be operated for the recovery of energy. All grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of Act 101 (53 P.S. §§ 4000.701 and 4000.702) and the availability of funds in the Recycling Fund.

Inquiries regarding the grant offering can be directed to Mark Vottero, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472, at mvottero@pa.gov or (717) 772-5719.

Act 101, Section 901 Planning Grant

<i>Region</i>	<i>County</i>	<i>Applicant</i>	<i>Project</i>	<i>Grant</i>
Southwest	Somerset	Somerset County	Planning	\$60,924

PATRICK McDONNELL,
Secretary

[Pa.B. Doc. No. 20-1747. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HEALTH

Bureau of Family Health Metabolic Formula Program

The Department of Health, Bureau of Family Health, Metabolic Formula Program (Program) currently provides metabolic formula coverage through 21 years of age and for women 22 years of age or older who are either pursuing pregnancy or are pregnant without any insurance stipulations. Because the Medical Foods Insurance Coverage Act of 1996 (40 P.S. §§ 3901—3909), amended October 22, 2014 (P.L. 2564, No. 158), requires health insurance policies to cover the cost of formulas necessary for the treatment of phenylketonuria and other disorders, and due to the availability of Medical Assistance (MA), the Program will begin requiring that formula be obtained through private insurance and durable medical equipment coverage, or through enrollment in MA.

Effective November 1, 2020, all new applicants and renewal applicants will be required to submit either a letter of denial of coverage from their insurance and MA or submit a signed insurance or MA refusal form due to religious objection in order to be considered for eligibility under the Program.

For additional information, contact David Hiester, Administrative Officer, Division of Newborn Screening and Genetics, at (717) 783-8143. Speech and/or hearing-impaired persons use V/TT (717) 783-6514 or the Pennsylvania AT&T Relay Service at (800) 654-5984 (TT).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 20-1748. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HEALTH

Home Health Agencies; Requests for Exception

The following home health agencies are seeking exceptions to 28 Pa. Code § 601.31 (relating to acceptance of patients, plan of treatment and medical supervision):

Achilles Home Health
8118 Old York Road, Suite D
Elkins Park, PA 19027
LIC # 04510501

Penn Highlands Community Nurses
1033 Turnpike Avenue, Suite 100
Clearfield, PA 16830
LIC # 709105

Penn Highlands Community Nurses
757 Johnsonburg Road, Suite 200
Saint Marys, PA 15857
LIC # 702805

Penn Medicine Home Health Lancaster General Health
1811 Olde Homestead Lane
Lancaster, PA 17605
LIC # 701305

Punxsutawney Home Health Care
602 East Mahoning Street
Punxsutawney, PA 15767
LIC # 709605

Tri County Home Health
13 Armand Hammer Boulevard, Suite 201
Pottstown, PA 19484
LIC # 730205

UPMC Cole Home Health and Hospice Services
102-108 South Main Street
Coudersport, PA 16915
LIC # 747805

UPMC Cole Home Healthcare
300 Northpointe Circle, Suite 201
Seven Fields, PA 16046
LIC # 763605

UPMC Home Healthcare
1700 Peach Street, Suite 244
Erie, PA 16501
LIC # 715705

UPMC Home Healthcare
628 North Fraley Drive
Kane, PA 16735
LIC # 763105

UPMC Home Healthcare
110 Youngstown Road
Lemont Furnace, PA 15456
LIC # 713405

UPMC Home Healthcare
1100 Grampton Boulevard 4S
Williamsport, PA 17701
LIC # 700605

UPMC Home Healthcare of Central Pennsylvania
20 Sheraton Drive
Altoona, PA 16601
LIC # 708705

UPMC Home Healthcare of Central Pennsylvania
805 Sir Thomas Court, Lower Level
Harrisburg, PA 17109
LIC # 07280501

UPMC Somerset Home Health and Hospice
223 South Pleasant Avenue, Suite 103
Somerset, PA 15501
LIC # 719605

Visiting Nurses Association of Venango County
491 Allegheny Boulevard
Franklin, PA 16323
LIC # 710105

These requests are on file with the Department of Health (Department). Persons may receive a copy of

a request for exception by requesting a copy from the Department of Health, Division of Home Health, Forum Place, Suite 701, 555 Walnut Street, Harrisburg, PA 17101, (717) 783-1379, fax (717) 787-3188, ra-communityprogramlicensure@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 20-1749. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HEALTH

Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Briarleaf Nursing and Convalescent Center
252 Belmont Avenue
Doylestown, PA 18901
FAC ID # 331402

This request is on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number listed previously, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,
Secretary

[Pa.B. Doc. No. 20-1750. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HEALTH

Pennsylvania Rural Health Redesign Center Authority Board Virtual Meeting

The Pennsylvania Rural Health Redesign Center Authority Board (Board), established under section 302 of the Pennsylvania Rural Health Redesign Center Authority Act (35 P.S. § 449.132), will hold its next meeting on Wednesday, December 16, 2020, from 9 a.m. to 11 a.m. The meeting will be held virtually by means of Microsoft Teams at https://teams.microsoft.com/l/meetup-join/19%3ameeting_NGU0NzllZGMtN2M3Mi00ZDE1LTg2ZTEtYjYwZTkzZjFmE5%40thread.v2/0?context=%7b%22Tid%22%3a%22418e2841-0128-4dd5-9b6c-47fc5a9a1bde%22%2c%22Oid%22%3a%220fc4a4bd-5e1b-4934-80c5-00e4d2bb8f23%22%7d or by using the following call-in information: toll number: +1 (267) 332-8737; conference ID: 944577675#.

The Board is charged with administering the Pennsylvania Rural Health Model (Model) which aims to protect the financial viability of rural hospitals in this Commonwealth through transitioning them from a traditional fee-for-service model to a global budget payment model. The meeting will provide updates on a variety of topics including Model status updates, Federal grant deliverables, global budget methodology and more. It will also discuss current and upcoming activities.

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 Emily Roussel, Executive Advisor for Health Innovation, Department of Health, (717) 425-0623, eroussel@pa.gov. 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. 20-1751. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Availability of Amendments to the Office of Developmental Programs' Consolidated, Person/Family Directed Support, Community Living and Adult Autism Waivers

The Department of Human Services (Department) is making available for public review and comment the Office of Developmental Programs' proposed amendments to the Consolidated, Person/Family Directed Support (P/FDS), Community Living and Adult Autism waivers.

Background

Whenever substantive changes are made to an approved waiver, the Department must submit an amendment to the Centers for Medicare & Medicaid Services (CMS) for approval. The Department proposes the following substantive amendments to all four waivers effective March 1, 2021:

- Promote health, wellness and safety by allowing certain services to be provided in a hospital consistent

with amendments to the Social Security Act (42 U.S.C.A. §§ 1396—1396w-5) by the Coronavirus Aid, Relief and Economic Security Act (Pub.L. No. 116-136).

- o In the Consolidated, P/FDS and Community Living waivers, services that can be provided when a participant is hospitalized are: Supplemental Habilitation; In-Home and Community Support; Companion; Supports Broker; Supports Coordination; and Behavioral Support.

- o In the Adult Autism waiver, services that can be provided when a participant is hospitalized are: Temporary Supplemental Services; Supports Coordination; and Specialized Skill Development.

- o Participants who receive services when hospitalized will not be disenrolled from the waiver and will not need to have waiver capacity reserved to allow them to reenroll in the waiver when discharged from the hospital.

- Promote self-direction, choice and control by allowing certain services to be provided directly to the participant using remote technology.

- o In the Consolidated, P/FDS and Community Living Waivers, direct services that can be rendered using remote technology are: In-Home and Community Support; Companion; Behavioral Support; Supported Employment; Communication Specialist; Music Therapy; Art Therapy; Therapy Services; Consultative Nutritional Services; and Supports Broker.

- o In the Adult Autism Waiver, direct services that can be rendered using remote technology are: Career Planning; Supported Employment; Specialized Skill Development; and Nutritional Consultation.

- Support flexibility in service delivery and increase participant choice and independence by expanding options to receive remote support that meets a participant's needs in a cost-effective manner through the Assistive Technology service.

- Promote the safety of participants and support quality services through the clarification of criminal history clearance requirements that providers must comply with to be qualified to render services in the waivers.

The following proposed changes solely apply to the Consolidated, P/FDS and Community Living waivers:

- Increase participants' access to needed vendor goods and services by allowing Supports Coordination Organizations to be Organized Health Care Delivery Systems.

- Increase participants' connection to their communities by clarifying that Housing Transition and Tenancy Sustaining Services must be used to find homes in integrated settings in alignment with the CMS Home and Community Based Settings Rule.

- Promote competitive integrated employment by allowing staff rendering the Benefits Counseling service the option of obtaining the Work Incentive Practitioner credential.

- Support participants with complex needs by focusing on restrictive interventions implemented by staff versus staff to individual ratios.

- Reduce the amount of redundant information participants receive by clarifying that the Vendor Fiscal/Employer Agent and Agency With Choice wage ranges for Support Service Professionals will only be issued when there is a change to the wage ranges.

The following proposed changes solely apply to the Adult Autism waiver:

- Promote health, wellness and safety by ensuring that individuals on the Priority 1 interest list are added to the Adult Autism waiver waiting list.

- Simplify the system by aligning the level of care process and use of the Supports Intensity Scale in the Adult Autism waiver with the Consolidated, Community Living and P/FDS waivers.

- Develop and support qualified staff by delaying the implementation date of certification/training requirements for Supported Employment and Career Planning services due to the novel coronavirus (COVID-19) pandemic.

Fiscal Impact

It is anticipated that there will be no increase or decrease in costs associated with the proposed changes to the Consolidated, Community Living, P/FDS and Adult Autism waivers.

The amount of funding available is dependent upon the funds appropriated by the General Assembly for the current fiscal year. Therefore, until a budget bill is enacted that is intended to fund an entire 12-months of Fiscal Year 2020-2021, the fiscal impact is estimated.

Public Comment

The proposed amendments to the Consolidated, P/FDS, Community Living and Adult Autism waivers, effective March 1, 2021, are available at <https://www.dhs.pa.gov/Services/Disabilities-Aging/Pages/Proposed-Waiver-Amendments.aspx>.

Interested persons are invited to submit written comments regarding the proposed waiver amendments. Comments should be addressed to Julie Mochon, Department of Human Services, Office of Developmental Programs, 625 Forster Street, Room 510, Harrisburg, PA 17120. Comments may also be submitted to the Department at RA-odpcomment@pa.gov using subject header "Waiver Amendment Comments."

Comments received within 30 days of publication of this notice will be reviewed and considered for revisions to the proposed waiver amendments.

The Department will also hold two webinars to receive comments on the proposed waiver amendments; one webinar for the Consolidated, P/FDS and Community Living Waivers and one for the Adult Autism Waiver. The date, time and link for registration to attend the webinar for the Consolidated, P/FDS and Community Living waivers are as follows:

January 11, 2021
1 p.m. to 3 p.m.

The following link must be used to register for the previously listed webinar: <https://attendee.gotowebinar.com/register/6919419499151760396>.

The date, time and link for registration to attend the webinar for the Adult Autism waiver are as follows:

January 8, 2021
10 a.m. to 12 p.m.

The following link must be used to register for the previously listed webinar: <https://attendee.gotowebinar.com/register/7997069537232835084>.

Participants are able to participate in the webinars by phone, but will need a computer to provide comments during the webinars. To assist the Department in accurately capturing comments provided during the webinars,

individuals are asked to submit a written copy of their comments by e-mail or mail to the previously listed address.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania AT&T Relay Service by dialing 711 or by using one of the toll-free numbers: (800) 654-5984 (TDD users), (800) 654-5988 (voice users), (844) 308-9292 (Speech-to-Speech) or (844) 308-9291 (Spanish).

Copies of this notice and documents containing the changes proposed in the waiver amendments may be obtained by contacting Julie Mochon, Office of Developmental Programs, 625 Forster Street, Room 510, Harrisburg, PA 17120, RA-odpcomment@pa.gov.

TERESA D. MILLER,
Secretary

Fiscal Note: 14-NOT-1413. No fiscal impact; (8) recommendations adoption.

[Pa.B. Doc. No. 20-1752. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF HUMAN SERVICES

Disproportionate Share Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds for Fiscal Year (FY) 2020-2021 disproportionate share hospital (DSH) payments for qualifying Medical Assistance (MA) enrolled acute care general hospitals that promote access to comprehensive inpatient services for MA eligible persons by providing an adequate supply of health care professionals who have been trained in high volume MA enrolled hospital settings. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

All payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

The allocation of the funds for DSH payments described is contingent on the availability of Federal financial participation for these payments.

Fiscal Impact

The FY 2020-2021 impact, as a result of the funding allocation for these payments, is \$93.354 million in total funds upon approval by the Centers for Medicare & Medicaid Services.

Public Comment

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider comments received within 30 days in determining the final payment methodology for these payments.

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-1412. (1) General Fund;

(7) MA—Academic Medical Centers; (2) 2020-21 Implementing Year is \$1,000,000; (3) 1st Succeeding Year 2021-22 through 5th Succeeding Year 2025-26 are \$0; (4) 2019-20 Program—\$21,092,000; 2018-19 Program—\$24,681,000; 2017-18 Program—\$24,681,000;

(7) MA—Fee-for-Service; (2) 2020-21 Implementing Year is \$42,123,000; (3) 1st Succeeding Year 2021-22 through 5th Succeeding Year 2025-26 are \$0; (4) 2019-20 Program—\$344,107,000; 2018-19 Program—\$342,544,000; 2017-18 Program—\$477,690,000;

(7) MA—Physician Practice Plans; (2) 2020-21 Implementing Year is \$1,500,000; (3) 1st Succeeding Year 2021-22 through 5th Succeeding Year 2025-26 are \$0; (4) 2019-20 Program—\$7,502,000; 2018-19 Program—\$10,071,000; 2017-18 Program—\$10,071,000;

(8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 20-1753. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF LABOR AND INDUSTRY

Consumer Price Index Adjustment of Base Amounts on Bids Effective January 1, 2021

Each year the Department of Labor and Industry (Department) is required by the following statutes to publish changes to the base amounts triggering the requirement for public bids, telephonic bids or separate bids, or both, for certain contracts. The Department is required to announce the percentage change in the Consumer Price Index for All Urban Consumers (CPI-U): All Items for the United States City Average for the 12-month period ending September 30 of each year. The Department utilizes the most current nonseasonally adjusted series, as published by the United States Bureau of Labor Statistics (BLS), which at present uses 1982—1984 as the index base period (set equal to 100). The percentage change for the 12-month period ending September 30, 2020, is 1.4%.

The change to the base rate is determined as follows:

1) Calculate the percentage change in CPI-U (I) from September 2019 to September 2020. This is derived as $I = (CPI_{20} - CPI_{19})/CPI_{19}$, where the subscripts refer to September 2020 and 2019 values of CPI-U. As reported by the BLS these values are $(260.280 - 256.759)/256.759 = +3.521/256.759 = +1.3713\%$, which when rounded to 1 decimal place = 1.4%. (This was also reported as 1.4% in Table A of the BLS News release on the Consumer Price Index Summary for September 2020).

2) The legislation puts a floor of 0 and a cap of 3% on the percentage change to be utilized in the calculations (technically these restrictions are on the Preliminary Adjusted Base (PAB), defined in step 4, however this is mathematically equivalent). The truncated value of the

percentage change to be used in the adjustment formula is denoted as PC, resulting in:

- a) $PC = I$, for $0 \leq I \leq 3\%$,
- b) $PC = 0$, for $I < 0$ and
- c) $PC = -3\%$, for $I > 3\%$.

3) The base value (either original for new legislation or the prior year's PAB) is designated as B and the product of B and PC (determined previously) is P. (There are different values of the base depending on the entity and the type of bid, so technically B could be designated with 2 subscripts. For illustration purposes, the subscripts are omitted). Then $P = B * PC$. A common

value for the base amount in 2020 for a public bid is \$20,959.79. (The other two prior PABs, which are this year's bases for a variety of bid types, were \$11,329.62 and \$28,324.04). For example, using $B = \$20,959.79$, results in $P = \$20,959.79 * 1.4\% = \293.44 .

4) Then the Preliminary Adjusted Base, $PAB = P + B$, which reduces to $\$293.44 + \$20,959.79 = \$21,253.23$.

5) The Final Adjusted Base Amount, FAA, (which is used as the limit for the next year that is 2021) is the PAB rounded to the nearest 100. Therefore, the $FAA = \$21,300.00$.

<i>Entity and Legislation</i>	<i>Final Adjusted Base Amount for Use in 2021</i>			
	<i>Public Bid</i>	<i>Written / Telephonic Bid</i>	<i>Separate Bids</i>	<i>Concessions</i>
The County Code (16 P.S. §§ 1801—1803 and 2317)	\$21,300	\$11,500	\$21,300	
Second Class County Code (16 P.S. §§ 3112, 5001, 5511-A and 5517)	\$21,300	\$11,500	\$21,300	
Public School Code (24 P.S. §§ 1-120, 7-751 and 8-807.1)	\$21,300	\$11,500	\$21,300	
Public School Code, Thaddeus Stevens College of Technology (24 P.S. § 19-1913.1-B)	\$21,300			
Public School Code, State System of Higher Education (24 P.S. §§ 20-2003-A.1 and 20-2010-A)	\$21,300			
Prevention and Control of Floods, Flood Control Districts (32 P.S. §§ 662 and 662.1)	\$21,300			
Housing Authorities (35 P.S. § 1551)	\$21,300	\$11,500		
Intergovernmental Cooperation (53 Pa.C.S. §§ 2308, 2311 and 2312)	\$21,300	\$11,500		
General Municipal Law, Flood Control (53 P.S. § 2863)	\$21,300	\$11,500		
Political Subdivisions Joint Purchases Law (53 P.S. § 5432)	\$21,300	\$11,500		
Parking Authorities (53 Pa.C.S. § 5511)	\$28,700	\$11,500		
Municipal Authorities (53 Pa.C.S. § 5614)	\$21,300	\$11,500		
Public Auditorium Authorities Law (53 P.S. § 23851)	\$21,300	\$11,500		
Third Class City Code (11 Pa.C.S. §§ 11901.1, 11901.2, 11901.4, 11902, 11903.1 and 11909)	\$21,300		\$21,300	
Boroughs and Incorporated Towns (8 Pa.C.S. §§ 1402, 1403 and 1405)	\$21,300	\$11,500	\$21,300	
Incorporated Towns (53 P.S. §§ 53202, 53202.1, 53203, 53203.1 and 53205)	\$21,300	\$11,500	\$21,300	
First Class Township Code (53 P.S. §§ 56802, 56803 and 56805)	\$21,300	\$11,500	\$21,300	
Second Class Township Code (53 P.S. §§ 68102 and 68107)	\$21,300	\$11,500	\$21,300	
Economic Development Financing Law (73 P.S. § 382)	\$21,300	\$11,500		
Metropolitan Transportation Authorities (74 Pa.C.S. § 1750)	\$28,700			\$21,300

W. GERARD OLEKSIK,
Secretary

[Pa.B. Doc. No. 20-1754. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF REVENUE

Rates of Tax on Aviation Gasoline and Jet Fuel for 2021; Oil Company Franchise Tax Rate for 2021; Alternative Fuels Tax Rates for 2021

I. Aviation Gasoline and Jet Fuels

A. Aviation Gasoline Rate for 2021

Under 74 Pa.C.S. § 6121(b) (relating to tax on aviation fuels), the Secretary of Revenue (Secretary) announces that for calendar year 2021 the rate of tax on aviation gasoline and all other liquid fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in propeller-driven piston engine aircraft or aircraft engines will decrease to the rate of 5.5¢ per gallon or fractional part thereof.

B. Jet Fuel Rate for 2021

Under 74 Pa.C.S. § 6131(b) (relating to tax on jet fuels), the Secretary announces that for calendar year 2021 the rate of tax on jet fuels used or sold and delivered by distributors within this Commonwealth for use as fuel in turbine-propeller jet, turbojet and jet-driven aircraft and aircraft engines will decrease to the rate of 1.5¢ per gallon or fractional part thereof.

C. Calculating the 2021 Aviation Gasoline and Jet Fuel Rates

The rate of tax on aviation gasoline is adjusted annually beginning on January 1, 1985 and each January 1 thereafter.

The rate of tax on jet fuels is adjusted annually beginning on January 1, 1986 and each January 1 thereafter. Under 74 Pa.C.S. §§ 6121(b) and 6131(b) the rate of each tax increases or decreases 0.1¢ per gallon for each 10% increase or decrease in the producer price index for jet fuel as determined by the United States Department of Labor, Bureau of Labor Statistics, for the most recent 12-month period available as of November 1 each year subject to a maximum rate of 6.0¢ per gallon for aviation gasoline and 2.0¢ per gallon for jet fuels.

On October 19, 2020, the most recently available 12-month period was September 2019 to September 2020, as reported in the Bureau of Labor Statistics, United States Department of Labor, Producer Price Indexes, September 2020, USDL-20-1927, released October 14, 2020, for which the percentage change was a decrease of 40.8%. Accordingly, the aviation gasoline tax rate will decrease to the rate of 5.5¢ per gallon; the jet fuel tax rate also will decrease to the rate of 1.5¢ per gallon.

II. Oil Company Franchise Tax

A. Transportation Funding Act of 2013

Governor Corbett signed into law the act of November 25, 2013 (P.L. 974, No. 89) which amended 75 Pa.C.S. (relating to Vehicle Code) to both eliminate the inflationary cap on the Oil Company Franchise Tax and the fixed 12¢ per gallon Liquid Fuels and Fuels tax. Specifically, 75 Pa.C.S. § 9002 (relating to definitions) provides for the future removal of the cap and specific wholesale prices for use in the interim years.

B. Calculating the 2021 Oil Company Franchise Tax Rate

The rate of the oil company franchise tax imposed under 75 Pa.C.S. Chapter 95 (relating to taxes for highway maintenance and construction), 75 Pa.C.S. § 9502 (relating to imposition of tax), and collected under 75 Pa.C.S. Chapter 90 (relating to Liquid Fuels and Fuels

Tax Act), 75 Pa.C.S. § 9004(b) (relating to imposition of tax, exemptions and deductions), is determined annually by the Department of Revenue (Department) and announced by each December 15 for the following calendar year. The tax rate is determined on a “cents per gallon equivalent basis,” which is defined by 75 Pa.C.S. § 9002 as:

The average wholesale price per gallon multiplied by the decimal equivalent of any tax imposed by section 9502 (relating to imposition of tax), the product of which is rounded to the next highest tenth of a cent per gallon. The rate of tax shall be determined by the Department of Revenue on an annual basis beginning on every January 1 and shall be published as a notice in the *Pennsylvania Bulletin* no later than the preceding December 15. In the event of a change in the rate of tax imposed by section 9502, the Department shall redetermine the rate of tax as of the effective date of such change and give notice as soon as possible.

“Average wholesale price” as used previously is defined by 75 Pa.C.S. § 9002 as:

The average wholesale price of all taxable liquid fuels and fuels, excluding the Federal excise tax and all liquid fuels taxes shall be as follows:

- (1) After December 31, 2013, and before January 1, 2015, the average wholesale price shall be \$1.87 per gallon.
- (2) After December 31, 2014, and before January 1, 2017, the average wholesale price shall be \$2.49 per gallon.
- (3) After December 31, 2016, the average wholesale price shall be as determined by the Department of Revenue for the 12-month period ending on the September 30 immediately prior to January 1 of the year for which the rate is to be set. In no case shall the average wholesale price be less than \$2.99 per gallon.

For the 12-month period ending September 30, 2020, the Department has determined that the average wholesale price for all grades of gasoline and diesel fuel is \$1.48 per gallon, which was less than the statutory minimum; therefore, the average wholesale price for 2021 is set at the floor of \$2.99 per gallon.

The oil company franchise tax imposed under 75 Pa.C.S. § 9502 is separated into two portions: mills per gallon not subject to discount (NSTD) and mills per gallon subject to discount (STD). The following table details the underlying calculations:

Composition of Oil Company Franchise Tax (OCFT)

OCFT Per Gallon NSTD

Imposed By:	Liquid Fuels	Fuels
75 Pa.C.S. § 9502(a)(1)	60.0	60.0
75 Pa.C.S. § 9502(a)(2)	55.0	55.0
75 Pa.C.S. § 9502(a)(3)	38.5	38.5
75 Pa.C.S. § 9502(a)(4)	00.0	55.0
NSTD Mills per Gallon:	153.5	208.5

Decimal Equivalent:	0.1535	0.2085
Average Wholesale Price:	<u>x \$2.99</u>	<u>x \$2.99</u>
Product:	45.90¢	62.34¢

<i>Imposed By:</i>	<i>Liquid Fuels</i>	<i>Fuels</i>
OCFT per Gallon, NSTD, rounded to next highest tenth per 75 Pa.C.S. § 9002:	45.9¢	62.4¢
<i>OCFT Per Gallon STD</i>		
<i>Imposed By:</i>	<i>Liquid Fuels</i>	<i>Fuels</i>
75 Pa.C.S. § 9502(a)(5)	39.0	39.0
STD Mills per Gallon:	39.0	39.0
Decimal Equivalent:	0.0390	0.0390
Average Wholesale Price:	x \$2.99	x \$2.99
Product:	11.66¢	11.66¢
OCFT per Gallon, STD, rounded to next highest tenth per 75 Pa.C.S. § 9002:	11.7¢	11.7¢
<i>Total OCFT per Gallon, rounded to next highest tenth</i>		

Liquid Fuels Fuels

Total OCFT = NSTD + STD: 57.6¢ 74.1¢

C. Imposition of Oil Company Franchise Tax on Liquid Fuels and Fuels

The act of April 17, 1997 (P.L. 6, No. 3) provides that the oil company franchise tax as previously computed is imposed when liquid fuels or fuels are used or sold and delivered in this Commonwealth. Accordingly, the tax imposed upon the use or sale and delivery of 1 gallon of liquid fuels (primarily gasoline) shall be 57.6¢, and the

tax imposed upon the use or sale and delivery of 1 gallon of fuels (primarily undyed diesel fuel) shall be 74.1¢.

III. Alternative Fuels Tax Rates for 2021

Under 75 Pa.C.S. § 9004(d) the Secretary is required to compute the rate of tax applicable to each alternative fuel on a gallon-equivalent-basis. Under 75 Pa.C.S. § 9002 “gallon-equivalent-basis” is defined as the “amount of any alternative fuel as determined by the Department to contain 114,500 BTU’s.” The amount determined on a “gallon-equivalent-basis” for each alternative fuel is subject to the oil company franchise tax currently imposed on 1 gallon of gasoline. The rate of tax on 1 gallon of gasoline during the period of this notice is 57.6¢ which is equal to the Oil Company Franchise Tax.

The 2021 tax rates for Compressed Natural Gas (CNG) and Hydrogen are calculated by utilizing the unit of measurement referred to as the gasoline gallon equivalent (GGE). A GGE is the amount of alternative fuel it takes to equal the energy content of one liquid gallon of gasoline.

The 2021 tax rate for Liquefied Natural Gas (LNG) is calculated by utilizing the unit of measurement referred to as the diesel gallon equivalent (DGE). A DGE is the amount of alternative fuel it takes to equal the energy content of one liquid gallon of diesel.

GGE and DGE are the most common forms of measurement for these products at the retail level. Measuring alternative fuels by GGE and DGE allows the consumer to make energy and cost comparisons with gasoline and diesel.

The Secretary announces that the 2021 tax rates for alternative fuels are as follows:

<i>Alternative Fuel (Liquids)</i>	<i>Rate of Conversion (BTU/Gal of Alternative Fuel)</i>	<i>Tax Rate per Gallon of Alternative Fuel</i>
Ethanol	76,330	\$0.384
Methanol	57,250	\$0.289
Propane/LPG	84,250	\$0.425
E-85	82,056	\$0.413
M-85	65,838	\$0.332
Electricity	3,414 BTU/kWh	\$0.0172/kWh
<i>Alternative Fuels under GGE Formula (Gaseous)</i>	<i>GGE Equivalent to One Gallon of Gasoline</i>	<i>Tax Rate per GGE</i>
CNG	1	\$0.576
Hydrogen	1	\$0.576
<i>Alternative Fuels under DGE Formula (1 DGE = 1.7 gallons)</i>	<i>DGE Equivalent to One Gallon of Diesel</i>	<i>Tax Rate per DGE</i>
LNG	1	\$0.648

C. DANIEL HASSELL,
Secretary

[Pa.B. Doc. No. 20-1755. Filed for public inspection December 11, 2020, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION

Addendum and Revision to the Listing of Approved Speed-Timing Devices and Appointment of Maintenance and Calibration Stations

The Department of Transportation (Department), Bureau of Motor Vehicles (Bureau), under 75 Pa.C.S. § 3368 (relating to speed timing devices), amends the published comprehensive list of approved speed-timing devices by adding an additional speed timing device.

Under 75 Pa.C.S. § 3368(c)(3), the Department has approved, for use by any police officer, the following electronic speed-timing device (nonradar) which calculates average speed between any two points:

(1) The TDx, Manufactured by YCG, Inc., 2603 Reach Road, Rear, Williamsport, PA 17701.

Comments, suggestions or questions may be directed to Michael Smith, Manager, Administrative and Technical Support Section, Vehicle Inspection Division, Bureau of Motor Vehicles, Riverfront Office Center, 1101 South Front Street, Harrisburg, PA 17104, (717) 783-7016.

YASSMIN GRAMIAN,
Secretary

[Pa.B. Doc. No. 20-1756. Filed for public inspection December 11, 2020, 9:00 a.m.]

ENVIRONMENTAL HEARING BOARD

Fish and Boat Commission v. Department of Environmental Protection; EHB Doc. No. 2020-102-L

The Fish and Boat Commission has appealed the issuance by the Department of Environmental Protection of NPDES Permit No. PA0040835 for a discharge from the Bellefonte State Fish Hatchery located in Benner Township, Centre County.

The appeal is filed with the Environmental Hearing Board (Board). The notice of appeal, and other filings related to the appeal, may be reviewed by any interested person through the Board's web site at <http://ehb.courtapps.com>. If information concerning this notice is required in an alternative form, contact the Secretary to the Board at (717) 787-3483. TDD users may telephone the Board through the Pennsylvania AT&T Relay Center at (800) 654-5984. A date for the hearing on the appeal has not yet been scheduled.

Petitions to intervene in the appeal may be filed with the Board by interested parties under 25 Pa. Code § 1021.81 (relating to intervention). Copies of the Board's rules of practice and procedure are available upon request from the Board.

THOMAS W. RENWAND,
Chairperson

[Pa.B. Doc. No. 20-1757. Filed for public inspection December 11, 2020, 9:00 a.m.]

FISH AND BOAT COMMISSION

Proposed Special Regulation Designations

The Fish and Boat Commission (Commission) has approved guidelines with regard to encouraging public participation on possible changes to the designation of streams, stream sections or lakes for special regulation programs. Under 58 Pa. Code Chapter 65 (relating to special fishing regulations), the Commission designates or redesignates certain streams, stream sections and lakes as being subject to special fishing regulations. These designations and redesignations are effective after Commission approval when they are posted at the site and a notice is published in the *Pennsylvania Bulletin*. Under the Commission's guidelines, a notice concerning the proposed designation or redesignation of a stream, stream section or lake under special regulations ordinarily will be published in the *Pennsylvania Bulletin* before the matter is reviewed by the Commissioners.

At the next Commission meeting on January 25 and 26, 2021, the Commission will consider taking the following actions with respect to waters subject to special fishing regulations under 58 Pa. Code Chapter 65, effective upon publication in the *Pennsylvania Bulletin*.

58 Pa. Code § 65.9. Big Bass waters program

The Commission will consider adding the following waters to its list of "Big Bass Regulation" waters regulated and managed under 58 Pa. Code § 65.9 (relating to big bass):

County	Water
Cumberland	Opossum Lake

58 Pa. Code § 65.11. Panfish enhancement

The Commission will consider adding the following waters to its list of "Panfish Enhancement" waters regulated and managed under 58 Pa. Code § 65.11 (relating to panfish enhancement):

County	Water	Species
Cumberland	Opossum Lake	Crappie
Huntingdon	Lake Perez	Crappie and sunfish

At this time, the Commission is soliciting public input concerning the previously listed designations. Persons with comments, objections or suggestions concerning the designations are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 20-1758. Filed for public inspection December 11, 2020, 9:00 a.m.]

FISH AND BOAT COMMISSION
Triploid Grass Carp Permit Application

Under 58 Pa. Code § 71.7 (relating to triploid grass carp), the Fish and Boat Commission (Commission) may issue permits to stock triploid grass carp in Commonwealth waters. Triploid grass carp are sterile fish that may, in appropriate circumstances, help control aquatic vegetation. The Commission has determined, consistent with 58 Pa. Code § 71.7(e)(3), to seek public input with respect to any proposed stockings of triploid grass carp in waters having a surface area of more than 5 acres.

Interested persons are invited to submit written comments, objections or suggestions about the notice to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 10 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted. Comments also may be submitted electronically by completing the form at www.fishandboat.com/regcomments. If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt.

The following applications to stock triploid grass carp in waters having a surface area of greater than 5 acres are currently undergoing staff review:

<i>Applicant</i>	<i>Water</i>	<i>Location of Water</i>	<i>Description of Water</i>	<i>Nature of Vegetation to be Controlled</i>
Perry Cooley	Rockwell Pond 41 50' 16" -76 14' 37"	Orwell Township, Bradford County	21-acre lake tributary to Johnson Creek tributary to Wysox Creek tributary to North Branch of the Susquehanna River	<i>Ceratophyllum demersum</i> , <i>Potamogeton amplifolius</i> , <i>Utricularia spp.</i>
Peggy Walters	Walters Pond 41 45' 17" -76 37' 54"	West Burlington Township, Bradford County	13-acre lake tributary to North Branch Towanda Creek tributary to Towanda Creek tributary to North Branch of the Susquehanna River	<i>Ceratophyllum demersum</i> , <i>Lemma spp.</i> , <i>Brasenia schreberi</i> , <i>Nymphaea odorata</i> , <i>Nuphar spp.</i>

TIMOTHY D. SCHAEFFER,
Executive Director

[Pa.B. Doc. No. 20-1759. Filed for public inspection December 11, 2020, 9:00 a.m.]

PENNSYLVANIA PUBLIC UTILITY COMMISSION

Default Service Plan; Telephonic Prehearing Conference

P-2020-3022988. Pike County Light & Power Company. Petition of Pike County Light & Power Company for approval of default service plan and waiver of Pennsylvania Public Utility Commission (Commission) regulations and nunc pro tunc treatment for the period June 1, 2021, through May 31, 2024.

Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to

public utilities) on or before December 29, 2020. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the petitioner and a copy provided to the Administrative Law Judge. The documents filed in support of the petition 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 petitioner's business address.

Applicant: Pike County Light & Power Company

Through and by Counsel: Whitney Snyder, Esquire, Hawke McKeon & Sniscak, LLP, 100 North Tenth Street, Harrisburg, PA 17101, wesnyder@hmslegal.com

Prehearing Conference

An initial call-in telephonic prehearing conference on the previously-captioned case will be held as follows:

<i>Date:</i>	Tuesday, January 5, 2021
<i>Time:</i>	10 a.m.
<i>Presiding:</i>	Administrative Law Judge Eranda Vero

At the previously listed date and time, individuals must call into the hearing. Individuals will not be called by the Administrative Law Judge.

To participate in the hearing, individuals must:

- Dial the toll-free number.
- Enter the following PIN number when instructed to do so.
- Speak the individual's name when prompted.
- The telephone system will connect you to the hearing

Toll-free bridge number: (866) 560-8322

PIN number: 36676820

Individuals who require an interpreter to participate in the hearings, the Commission will make every reasonable effort to have an interpreter present. Call the Scheduling Office at the Commission at least 10 business days prior to the hearing to submit their request.

- Scheduling Office: (717) 787-1399
- Pennsylvania AT&T Relay Service number for persons who are deaf or hearing-impaired: (800) 654-5988

The Commission offers a free eFiling Subscription Service which allows users to automatically receive an e-mail notification whenever a document is added, removed or changed on the Commission's web site regarding a specific case. Instructions for subscribing to this service are on the Commission's web site at http://www.puc.pa.gov/Documentation/eFiling_Subscriptions.pdf.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-1760. Filed for public inspection December 11, 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 December 28, 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-2020-3022883. S&B Empire Limousine, LLC (1159 University Drive, Dunbar, Fayette County, PA 15431) in limousine service, from points in Fayette County, to points in Pennsylvania, and return; excluding areas under the jurisdiction of the Philadelphia Parking Authority.

A-2020-3022969. Quality Care Transportation Services, LLC (3933 Jonestown Road, Harrisburg, Dauphin County, PA 17109) for the right to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, from points in the Counties of Adams, Cumberland, Dauphin, Franklin, Juniata, Lancaster, Lebanon, Northumberland, Perry, Schuylkill, Snyder and York.

A-2020-3022996. Infinite EMS, LLC (380 Red Lion Road, Suite 232, Huntingdon Valley, Montgomery, PA 19006) in paratransit service, restricted to service in wheelchair vans, from points in the Counties of Bucks, Chester and Montgomery, and the City and County of Philadelphia, to points in Pennsylvania, and return.

A-2020-3023003. Golden Caring Transit Corp. (3334 North Front Street, Philadelphia, Philadelphia County, PA 19140) 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 Chester County and in the City and County of Philadelphia.

Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of persons by transfer of rights as described under the application.*

A-2020-3022929. Richard J. McFillin, t/a M J Lavish Limo Service (2031 Stout Drive, Unit 5, Warminster, Bucks County, PA 18974) to transport, as a common carrier, by motor vehicle, persons in limousine service between points in Pennsylvania; excluding Allegheny County and service that is under the jurisdiction of the Philadelphia Parking Authority, which is to be a transfer of all rights authorized under the certificate issued at A-00105575 to Michael J. Lavish, t/a M J Lavish Limo Service, subject to the same limitations and conditions.

Application of the following for the approval of the *transfer of stock as described under the application.*

A-2020-302302I. Easton Coach Company (1200 Conroy Place, Germansville, Easton, Northampton County, PA 18040) for the approval of the transfer of 443,375.25 shares of issued stock, from David M. Boucher (225,000), Sandra S. Boucher (5,000), S. Sidney Boucher (5,000), Emily M. Boucher (5,000), Skylight Foundation, Inc. (66,584), Woodstock Street Foundation, Inc. (66,583), P. Joseph Scott (45,000), Mark E. Glatz (20,000) and Elizabeth C. McFadden (5,208.25), to ECC Holding Company, Inc. *Attorney:* John F. Povilaitis. 409 North Second Street, Suite 500, Harrisburg PA 17101.

ROSEMARY CHIAVETTA,
Secretary

[Pa.B. Doc. No. 20-1761. Filed for public inspection December 11, 2020, 9:00 a.m.]

PHILADELPHIA PARKING AUTHORITY

Service of Default Order

Philadelphia Parking Authority, Taxicab and Limousine Division v. Crown Limousine Inc.; Doc. No. C-19-01-118

Attention Crown Limousine, Inc., c/o Israel Ziano, President, last known address of 15 Joshua Drive, Richboro, PA 18954, this notice advises that a Default Order of Hearing Officer, Hon. Sheldon C. Jelin was issued and entered on December 1, 2020, with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division's (TLD) Office of the Clerk.

On January 18, 2019, the Enforcement Department of the TLD of the Authority issued Citation T-27891 to Crown Limousine, Inc., (Respondent) for a violation of 52 Pa. Code § 1051.4, failure to pay assessment.

The complaint was served by proof-of-mail on January 18, 2019, but was returned to the TLD marked as "return to sender, not deliverable as addressed, unable to forward."

Service of the complaint was effectuated on February 23, 2019, via publication in the *Pennsylvania Bulletin* pursuant to 52 Pa. Code § 1001.51(e) (relating to service by the Authority). See 49 Pa.B. 906.

Respondent did not pay the penalty amount identified on the citation or file a request for a hearing with the TLD Clerk within 15 days after the date of service as provided in 52 Pa. Code § 1005.13(b) (relating to answer to citations).

On January 25, 2020, a notice was published in the *Pennsylvania Bulletin* to remind Respondent of the outstanding citation; to either pay the penalty, request a hearing, or suffer a default. See 50 Pa.B. 630.

To date, more than 15 days have expired and Respondent has failed to pay the penalty or file a request for a hearing with the TLD Clerk. Therefore, pursuant to 52 Pa. Code § 1005.13(c) the complaint is sustained and a Default Order is entered against Respondent.

A penalty of \$500 is imposed along with an administration fee of \$75 for a total of \$575.

In addition, Respondent's CPC No. 1020995-07 is hereby CANCELLED.

Respondent is Ordered to pay \$575 by December 16, 2020.

Pursuant to 52 Pa. Code, § 1001.13(b) this Order will become effective on December 16, 2020 as an adjudication of the Authority if not selected for review by the Authority.

Respondent is hereby notified to cease and desist from further violations of the Taxicab and Limousine regulations, 52 Pa. Code, §§ 1001.1 et seq.

Hon. Sheldon C. Jelin (Ret.)
Hearing Officer

If you have any questions concerning this notice, please do not hesitate to contact the TLD's Office of the Clerk,

Sherry Rudzinski, Clerk at (215) 683-9498 or at
TLDclerk@philapark.org.

SCOTT PETRI,
Executive Director

[Pa.B. Doc. No. 20-1762. Filed for public inspection December 11, 2020, 9:00 a.m.]

STATE BOARD OF FUNERAL DIRECTORS

Bureau of Professional and Occupational Affairs v. Antonio Genise, FD; Case No. 18-48-007899

On December 9, 2019, Antonio Genise, FD, funeral director license No. FD138745 and funeral supervisor license No. FS015999, last known of Philadelphia, Philadelphia County, was levied a \$4,000 civil penalty and placed on 3-years' probation for his convictions of crimes of moral turpitude and engaging in fraud or deceit in obtaining a license.

Individuals may obtain a copy of the adjudication at www.pals.pa.gov.

This order represents the final State Board of Funeral Directors (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

WILLIAM G. HARRIS, FD,
Chairperson

[Pa.B. Doc. No. 20-1763. Filed for public inspection December 11, 2020, 9:00 a.m.]

STATE BOARD OF NURSING

Automatic Suspension of the License to Practice as a Practical Nurse of Brian D. Mikesell, LPN; Case No. 18-51-012516

On August 18, 2020, Brian D. Mikesell, LPN, license No. PN250103L, last known of Cheswick, Creighton and Tarentum, Allegheny County, was automatically suspended, effective July 31, 2019, based on his misdemeanor conviction under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—780-144).

Individuals may obtain a copy of the order at www.pals.pa.gov.

This final order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

ANN M. COUGHLIN, DNP, MBA, RN,
Chairperson

[Pa.B. Doc. No. 20-1764. Filed for public inspection December 11, 2020, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Julie Lynne Hall, LPN; Case No. 19-51-016221

On August 4, 2020, Julie Lynne Hall, LPN, license No. PN281566, last known of Martinsburg, WV, had her license indefinitely suspended by the State Board of Nursing (Board), based upon disciplinary action taken by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication at www.pals.pa.gov.

This order represents the final Board decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

ANN M. COUGHLIN, DNP, MBA, RN,
Chairperson

[Pa.B. Doc. No. 20-1765. Filed for public inspection December 11, 2020, 9:00 a.m.]

STATE BOARD OF NURSING

Bureau of Professional and Occupational Affairs v. Bonnie Martinez, RN; Case No. 20-51-009666

On August 24, 2020, Bonnie Martinez, RN, license No. RN642896, last known of El Paso, TX, had her license indefinitely suspended by the State Board of Nursing (Board) for failing to pay a previously imposed civil penalty.

Individuals may obtain a copy of the adjudication at www.pals.pa.gov.

This order represents the final Board decision in this matter. It may be appealed to the Commonwealth Court

of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

ANN M. COUGHLIN, DNP, MBA, RN,
Chairperson

[Pa.B. Doc. No. 20-1766. Filed for public inspection December 11, 2020, 9:00 a.m.]

STATE BOARD OF VEHICLE MANUFACTURERS, DEALERS AND SALESPERSONS

Bureau of Professional and Occupational Affairs v. Chestnuthill Powersports; Case No. 20-60- 009671

On August 24, 2020, Chestnuthill Powersports, vehicle dealer license No. VD031119, of Swiftwater, Monroe County, was suspended for failing to pay a previously imposed civil penalty.

Individuals may obtain a copy of the final order at www.pals.pa.gov.

This order represents the final State Board of Vehicle Manufacturers, Dealers and Salespersons (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

DAN G. MURPHY, III,
Chairperson

[Pa.B. Doc. No. 20-1767. Filed for public inspection December 11, 2020, 9:00 a.m.]