

# PENNSYLVANIA BULLETIN

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**Agencies in this issue**

The General Assembly  
The Courts  
Department of Agriculture  
Department of Banking and Securities  
Department of Environmental Protection  
Department of Health  
Department of Transportation  
Independent Regulatory Review Commission  
Insurance Department  
Intergovernmental Cooperation Authority for the  
City of Harrisburg  
Labor Relations Board  
Pennsylvania Public Utility Commission  
State Real Estate Commission

**Detailed list of contents appears inside.**



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

**No. 543, February 2020**

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# CONTENTS

## THE GENERAL ASSEMBLY

### COMMISSION ON SENTENCING

Adopted 7th edition sentencing guidelines, amendment 5; correction .....	787
Proposed model pretrial risk assessment tool; correction .....	787

## THE COURTS

### DISCIPLINARY BOARD OF THE SUPREME COURT

Notice of suspension .....	791
----------------------------	-----

### LOCAL COURT RULES

#### Montgomery County

Adoption of local rule of judicial administration 1907.2*—Montgomery County Constable Review Board; No. 2020-00001 .....	790
--	-----

#### PHILADELPHIA RULES

Clean Slate Act—offenses without grade information in CPCMS; No 02 of 2020 .....	788
--	-----

## EXECUTIVE AND INDEPENDENT AGENCIES

### DEPARTMENT OF AGRICULTURE

#### Notices

Action of Controlled Plant and Noxious Weed Committee; addition of noxious weeds to controlled plants and noxious weed list .....	801
Order; training and certification for certified parking meter inspectors .....	801

### DEPARTMENT OF BANKING AND SECURITIES

#### Notices

Actions on applications .....	803
-------------------------------	-----

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Notices

Applications, actions and special notices .....	804
---	-----

### DEPARTMENT OF HEALTH

#### Notices

Long-term care nursing facilities; requests for exception .....	881
Rare Disease Advisory Council meeting .....	881
Sexual assault victim emergency services regulation listing of hospitals that may not provide emergency contraception and hospitals that may not provide any sexual assault emergency services ..	881

### DEPARTMENT OF TRANSPORTATION

#### Notices

Highly Automated Vehicle Advisory Committee meeting .....	882
---	-----

### INDEPENDENT REGULATORY REVIEW COMMISSION

#### Notices

Notice of comments issued .....	883
Notice of filing of final rulemakings .....	885

### INSURANCE DEPARTMENT

#### Proposed Rulemaking

Mental health parity analysis documentation .....	798
---	-----

### INTERGOVERNMENTAL COOPERATION

#### AUTHORITY FOR THE CITY OF HARRISBURG

#### Notices

Financial statement .....	886
---------------------------	-----

### LABOR RELATIONS BOARD

#### Rules and Regulations

Board rules and regulations .....	792
-----------------------------------	-----

### PENNSYLVANIA PUBLIC UTILITY COMMISSION

#### Notices

Commission-regulated public utilities; removal from list .....	887
Service of notice of motor carrier applications .....	887
Service of notice of motor carrier formal complaints ..	888
Transmission lines; prehearing conference .....	892

### STATE REAL ESTATE COMMISSION

#### Notices

Bureau of Professional and Occupational Affairs v. Nancy J. Steranka-Dickson and Resi Comm Realty Services, Inc.; case Nos. 15-56-05791 and 15-56-05792 .....	893
---	-----

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

## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

## *Citation to the Pennsylvania Bulletin*

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

## *Pennsylvania Code*

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

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

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

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

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

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

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

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

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### Printing Format

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

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

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

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

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

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

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

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

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

### Fiscal Notes

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

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

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

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# List of Pa. Code Chapters Affected

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

<b>4 Pa. Code (Administration)</b>		<b>207 Pa. Code (Judicial Conduct)</b>	
<b>Statements of Policy</b>		<b>Adopted Rules</b>	
9 .....	328, 546	33 .....	7, 197
<b>31 Pa. Code (Insurance)</b>		<b>210 Pa. Code (Appellate Procedure)</b>	
<b>Proposed Rules</b>		<b>Adopted Rules</b>	
168 .....	798	1 .....	505, 535
<b>34 Pa. Code (Labor and Industry)</b>		3 .....	505
<b>Adopted Rules</b>		5 .....	505
91 .....	792	7 .....	505
93 .....	792	9 .....	505, 535
95 .....	792	11 .....	535
<b>49 Pa. Code (Professional and Vocational Standards)</b>		13 .....	505, 535
<b>Proposed Rules</b>		15 .....	505
39 .....	668	16 .....	505
<b>52 Pa. Code (Public Utilities)</b>		17 .....	505, 535
<b>Adopted Rules</b>		19 .....	505
77 .....	469	23 .....	535
<b>67 Pa. Code (Transportation)</b>		27 .....	505
<b>Adopted Rules</b>		33 .....	505, 535
601 .....	545	37 .....	651
<b>204 Pa. Code (Judicial System General Provisions)</b>		69 .....	657
<b>Adopted Rules</b>		<b>Proposed Rules</b>	
71 .....	641	3 .....	303
83 .....	197	19 .....	304
85 .....	647	<b>231 Pa. Code (Rules of Civil Procedure)</b>	
91 .....	647	<b>Adopted Rules</b>	
93 .....	647, 648, 651	200 .....	198, 306
<b>Proposed Rules</b>		400 .....	199
83 .....	642	1000 .....	199
85 .....	642	Part II .....	306
89 .....	642	<b>249 Pa. Code (Philadelphia Rules)</b>	
91 .....	642	Unclassified .....	788
93 .....	642	<b>252 Pa. Code (Allegheny County Rules)</b>	
		Unclassified .....	307
		<b>255 Pa. Code (Local Court Rules)</b>	
		Unclassified .....	199, 200, 667, 790

# THE GENERAL ASSEMBLY

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### COMMISSION ON SENTENCING [ 204 PA. CODE CH. 303 ]

#### Adopted 7th Edition Sentencing Guidelines, Amendment 5; Correction

An error occurred in the Annex under section 303.10(h) published at 49 Pa.B. 5110 (September 7, 2019). The title of Pa.C.S. Chapters 25, 27, 29, 30, 31, or 49 was inadvertently omitted. The Annex is corrected as follows. The remainder of the Annex was accurate as published.

#### Annex A

### TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

#### PART VIII. CRIMINAL SENTENCING

#### CHAPTER 303. SENTENCING GUIDELINES

\* \* \* \* \*

#### § 303.10. Guideline sentence recommendations: en- hancements.

\* \* \* \* \*

(h) Domestic Violence Enhancement. When the court determines that the offender committed an offense under 18 Pa.C.S. Chapters 25, 27, 29, 30, 31, or 49 against a family or household member as

defined in 23 Pa.C.S. § 6102, the court shall instead consider the sentence recommendation in § 303.9(o).

[Pa.B. Doc. No. 20-178. Filed for public inspection February 7, 2020, 9:00 a.m.]

### COMMISSION ON SENTENCING

#### Proposed Model Pretrial Risk Assessment Tool; Correction

An error occurred in the notice published at 50 Pa.B. 294 (January 18, 2020). An incorrect e-mail address was published. The e-mail address is corrected as follows. The remainder of the notice was accurate as published.

Persons or organizations wishing to testify should contact the Commission at least five business days prior to the hearing to register and to provide an electronic copy of any testimony. Written comments from persons or organizations not wishing to testify should be received by the Commission at least five business days before the last-scheduled public hearing. Commission staff will copy and distribute any submitted documents to Commission Members. Please contact Cathy Dittman (814.863.5729 or CWD2@PSU.EDU) to register to testify and/or to submit testimony or written comments.

[Pa.B. Doc. No. 20-179. Filed for public inspection February 7, 2020, 9:00 a.m.]

# THE COURTS

## Title 249—PHILADELPHIA RULES

### PHILADELPHIA COUNTY

#### Clean Slate Act—Offenses without Grade Information in CPCMS; No 02 of 2020

##### Order

*And Now*, this 21st day of January, 2020, it appearing that the automated sealing of eligible offenses, one of the goals of the Clean Slate Act, cannot be accomplished due to missing grade information in the electronic record of Philadelphia County's criminal cases migrated into the statewide Court of Common Pleas Case Management System (CPCMS) on September 17, 2006 it is *Ordered* and *Decreed* that the grade offense information residing in CPCMS shall be updated as provided as follows.

(1) Philadelphia cases with missing grade offense information in CPCMS shall be assigned a Proposed Grade as provided as follows:

(a) Charges listed below in cases with a docket number beginning with MC-51-CR, or CP-51-CR with missing grade information shall be assigned a Proposed Grade as noted in the chart as follows:

<i>Title</i>	<i>Section</i>	<i>Subsection</i>	<i>The arrest occurred on or after</i>	<i>The arrest occurred on or before</i>	<i>Proposed Grade</i>
18	2705	ANY	6/6/1973	09/17/2006	M2
18	2706	ANY	6/6/1973	8/26/2002	M1
18	2706	A1	2/14/2000	8/26/2002	M1
18	2706	A2	2/14/2000	8/26/2002	M1
18	2706	A3	2/14/2000	8/26/2002	M1
18	2709	ANY	6/6/1973	6/22/1993	S
18	2709	A1	6/6/1973	2/6/2003	S
18	2709	A1	2/7/2003	09/17/2006	S
18	2709	A2	6/6/1973	2/6/2003	S
18	2709	A2	2/7/2003	09/17/2006	S
18	2709	A3	6/6/1973	2/6/2003	S
18	2709	A3	2/7/2003	09/17/2006	S
18	2709	A4	2/7/2003	09/17/2006	M3
18	2709	A5	2/7/2003	09/17/2006	M3
18	2709	A6	2/7/2003	09/17/2006	M3
18	2709	A7	2/7/2003	09/17/2006	M3
18	2902	ANY	6/6/1973	12/19/2000	M1
18	2903	ANY	6/6/1973	12/19/2000	M2
18	3124	ANY	6/6/1973	5/29/1995	M2
18	3127	ANY	6/6/1973	5/29/1995	M2
18	3503	B.1	12/26/1995	09/17/2006	S
18	3503	B.2(1)(i)	12/3/1998	09/17/2006	M3
18	3503	B.2(1)(ii)	12/3/1998	09/17/2006	M2
18	3503	B1v	10/2/2002	09/17/2006	M1
18	3928	ANY	6/6/1973	09/17/2006	M2
18	3928	A	6/6/1973	09/17/2006	M2
18	4110	ANY	6/6/1973	09/17/2006	M2
18	4114	ANY	6/6/1973	09/17/2006	M2
18	4115	ANY	6/6/1973	09/17/2006	M2
18	4117	B	4/9/1990	09/17/2006	M1
18	4117	B1	4/9/1990	09/17/2006	M1
18	4117	B2	4/9/1990	09/17/2006	M1



<i>Title</i>	<i>Section</i>	<i>Subsection</i>	<i>The arrest occurred on or after</i>	<i>The arrest occurred on or before</i>	<i>Proposed Grade</i>
18	4117	B3	4/9/1990	09/17/2006	M1
18	4117	B4	2/20/1995	09/17/2006	M1
18	4304	ANY	6/6/1973	2/16/1989	M2
18	4304	ANY	2/17/1989	9/3/1995	M1
18	4904	A	6/6/1973	09/17/2006	M2
18	4904	B	6/6/1973	09/17/2006	M3
18	4910	ANY	6/6/1973	09/17/2006	M2
18	4912	ANY	6/6/1973	09/17/2006	M2
18	5101	ANY	6/6/1973	09/17/2006	M2
18	5104	ANY	6/6/1973	09/17/2006	M2
18	5901	ANY	6/6/1973	09/17/2006	M3
18	6105	ANY	6/6/1973	2/13/2000	M1
18	6105	A	10/11/1995	2/13/2000	M1
18	6105	A1	11/22/1995	2/13/2000	M1
18	6105	A2	11/22/1995	2/13/2000	M1
18	6106	ANY	6/6/1973	11/21/1995	M1
18	6106	A2	6/23/1997	09/17/2006	M1
18	6108	ANY	6/6/1973	09/17/2006	M1
18	6310.1	ANY	5/24/1988	09/17/2006	M3
18	907	ANY	6/6/1973	9/8/1996	M1
18	907	A	6/6/1973	09/17/2006	M1
18	907	B	6/6/1973	09/17/2006	M1
18	908	ANY	6/6/1973	09/17/2006	M1
18	912	ANY	12/15/1980	09/17/2006	M1
35	780-113	A16	4/14/1972	1/22/2000	M
35	780-113	A19	4/14/1972	09/17/2006	M
35	780-113	A31	4/14/1972	09/17/2006	M
35	780-113	A32	2/2/1981	09/17/2006	M

(b) cases with a docket number beginning with MC-51-CR, which were disposed of with a finding of guilt, a guilty plea, or entrance into a diversion program with guilty pleas, adjudications and ARD dispositions which meet the criteria in the below chart for title, section, subsection, and arrest date shall be assigned a Proposed Grade as noted in the chart as follows:

<i>Title</i>	<i>Section</i>	<i>Subsection</i>	<i>The arrest occurred on or after</i>	<i>The arrest occurred on or before</i>	<i>Proposed Grade</i>
18	2706	ANY	8/27/2002	09/17/2006	M1
18	2902	ANY	12/20/2000	09/17/2006	M1
18	2902	A	12/20/2000	09/17/2006	M1
18	2903	ANY	12/20/2000	09/17/2006	M2
18	4304	ANY	9/4/1995	09/17/2006	M1
35	780-113	A16	1/23/2000	09/17/2006	M

(c) cases with a docket number beginning with MC-51-SU with missing grade information wherein the offense occurred on or before September 17, 2006 shall be assigned a Proposed Grade of "Summary."

(2) Cases containing offenses with Proposed Grade information determined as provided in Section 1 previously will be transmitted to the Pennsylvania State Police for its review and inclusion in the central repository as appropriate.

(3) Unless otherwise provided by the Court, the process described previously shall commence on or about June 29, 2020 and shall be completed no later than June 30, 2021.

It is further *Ordered* and *Decreed*, however, that the proposed gradation of any offense determined as provided previously shall be superseded by the actual gradation as may be established by the existing case file, and corrective changes will be made as may be ordered by the Court on a case by case basis.

*By the Court*

HONORABLE IDEE C. FOX,  
*Chair, Administrative Governing Board  
 First Judicial District of Pennsylvania  
 President Judge, Court of Common Pleas  
 Philadelphia County*

[Pa.B. Doc. No. 20-180. Filed for public inspection February 7, 2020, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### MONTGOMERY COUNTY

#### Adoption of Local Rule of Judicial Administration 1907.2\*—Montgomery County Constable Review Board; No. 2020-00001

##### Order

*And Now*, this 21st day of January, 2020, the Court hereby adopts Montgomery County Local Rule of Judicial Administration 1907.2\*—Montgomery County Constable Review Board. This Local Rule shall become effective thirty (30) days after publication in the *Pennsylvania Bulletin*.

The Court Administrator is directed to publish this Order once in the *Montgomery County Law Reporter* and in *The Legal Intelligencer*. In conformity with Pa.R.J.A. 103, one (1) certified copy of this Order shall be filed with the Administrative Office of Pennsylvania Courts. Two (2) certified copies shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. One (1) copy shall be filed with the Law Library of Montgomery County, and one (1) copy with each Judge of this Court. This Order shall also be published on the Court's website and incorporated into the complete set of the Court's Local Rules.

*By the Court*

THOMAS M. DeRICCI,  
*President Judge*

#### Local Rule of Judicial Administration 1907.2\*. Montgomery County Constable Review Board.

##### A. Purpose and Authority

1. The Montgomery County Constable Review Board (CRB) has been established to resolve allegations of misconduct against any Constable. As used herein, the term "Constable" includes any Deputy Constable.

2. This Local Rule is issued pursuant to the authority granted by Rule 1907.2 of the Pennsylvania Rules of Judicial Administration and the Constable Policies, Procedures and Standards of Conduct issued by the Administrative Office of Pennsylvania Courts (May 2013) and shall be construed in accordance with such Rule and Policies.

##### B. CRB Composition

1. The CRB shall be comprised of five (5) members:

a. A Judge of the Court of Common Pleas, who shall be appointed annually and serve at the pleasure of the President Judge. Such appointee shall serve as Chairperson.

b. A Member of the public who shall be appointed annually and serve at the pleasure of the President Judge.

c. A Magisterial District Judge who shall be appointed annually and serve at the pleasure of the President Judge.

d. A Certified Constable in Montgomery County, together with an alternate to serve in case of conflict, who shall be appointed by the President Judge annually in consultation with the leadership of the Montgomery County Constable Association and serve at the pleasure of the President Judge.

e. The Montgomery County District Court Administrator or his/her designee. Such member shall serve as Secretary of the Board and shall be responsible for maintaining the records of all proceedings of the Board.

2. The Chairperson shall be responsible for conducting, coordinating and overseeing the business of the CRB.

3. Any decision or action by the CRB must have the affirmative vote of at least three (3) members.

##### C. Filing Procedures—Public Complaint

1. Complaints concerning the professionalism or conduct of a Constable may be filed by any person on the Public Complaint Form appended hereto. Copies of the Public Complaint Form shall be made available at the offices of all Magisterial District Judges. Complaints must be filed within one year of the incident and may be filed at the office of a Magisterial District Judge or at the office of the Special Courts Administrator. Any complaint filed with the office of a Magisterial District Judge shall be promptly forwarded by such office to the Special Courts Administrator.

2. If a complaint is filed against a Constable, the Special Courts Administrator shall forward a date stamped copy of the complaint, together with a request for comment/response, to the Constable by first class mail. A copy shall also be delivered, in a sealed envelope, to the Controller's office for inclusion with the Constable's reimbursement check. If the Constable receives his/her reimbursement check by mail or direct deposit, then a copy of the complaint and request for comment/response shall be sent by certified mail, return receipt requested.

a. If notice is provided through the Controller's office, the Controller's office will have the Constable sign an acknowledgment of receipt. The signed acknowledgment shall be returned to the Special Courts Administrator.

b. The Constable will have fourteen (14) days to respond in writing to the CRB via the Special Courts Administrator if he/she chooses to do so.

c. The Constable's response shall be date stamped when received by the Special Courts Administrator and immediately forwarded to the CRB members.

d. The CRB shall have discretion to determine whether to send a copy of the Constable's response to the complaining party.

3. Failure of a Constable to respond to a written allegation and failure to appear before the CRB when requested will be interpreted as an admission of no contest to the allegation.

*D. Actions and Dispositions of the CRB and the President Judge*

1. The CRB shall receive, examine and investigate all filings submitted through the Special Courts Administrator.

2. The CRB may directly interview all parties involved. The CRB shall have discretion to determine whether to conduct a formal hearing on the matter.

3. The CRB shall have the authority to act, without the filing of a complaint, on any potential violations that may be discovered in the course of its investigation or that otherwise come to its attention.

4. A Recommended Decision by the CRB should be entered and forwarded to the President Judge within 60 days of the relevant filing in the Special Courts Administrator's office. Individual members of the CRB may submit separate opinions with the Recommended Decision of the Board.

5. A copy of the Recommended Decision shall be promptly sent by first-class mail to the affected Constable and to the complaining party. Accompanying the Recommended Decision shall be a summary of the provisions of paragraph 6 below, relating to review by the President Judge.

6. The President Judge shall have authority to approve, reject, modify, or dismiss the Recommended Decision. Any interested party shall have twenty-one (21) days from the date of the Recommended Decision to submit to the President Judge any exceptions to the Recommended Decision. In the absence of any exceptions, the President Judge may act on the Recommended Decision without further proceedings. If exceptions are timely filed, the President Judge shall act on the Recommended Decision and exceptions after such further proceedings, if any, as the President Judge deems appropriate.

7. Notwithstanding paragraph 6 above, if the CRB considers a matter to be urgent, it may recommend to the President Judge that immediate action be ordered pending the filing and disposition of any exceptions and the President Judge shall have discretion to act upon any such recommendation.

8. A copy of the decision of the President Judge shall be promptly sent by the Special Courts Administrator's office to the Constable and any public complainant by first-class mail or by such other means as the President Judge may direct.

9. In the event that the President Judge orders the suspension of a Constable, the Constable will not be authorized to perform services for the County of Montgomery, including any Court or political subdivision, for the specified time period. Upon receipt of the suspension notice, the Constable shall immediately return to all courts and agencies all warrants, writs, subpoenas, civil papers, to the proper issuing authority. Failure to do so promptly may be cause for further disciplinary action.

*E. Investigation of Petitions for Appointment*

1. Any Judge before whom a petition for appointment of a Constable is pending may refer the petition to the CRB to conduct such investigation of the petition as the Judge directs.

2. The CRB's report of its investigation shall be submitted to the referring Judge. The report shall not be made public or otherwise disclosed except as the Judge may direct.

[Pa.B. Doc. No. 20-181. Filed for public inspection February 7, 2020, 9:00 a.m.]

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## DISCIPLINARY BOARD OF THE SUPREME COURT

### Notice of Suspension

Notice is hereby given that by Order of the Supreme Court of Pennsylvania dated January 23, 2020, Hercules Pappas (# 81511) whose office is in Haddonfield, NJ, is Suspended from the Bar of this Commonwealth for a period of one year and one day. In accordance with Rule 217(f), Pa.R.D.E., since this formerly admitted attorney resides outside the Commonwealth of Pennsylvania, this notice is published in the *Pennsylvania Bulletin*.

MARCEE D. SLOAN,  
*Board Prothonotary*

[Pa.B. Doc. No. 20-182. Filed for public inspection February 7, 2020, 9:00 a.m.]

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# RULES AND REGULATIONS

## Title 34—LABOR AND INDUSTRY

### LABOR RELATIONS BOARD

#### [ 34 PA. CODE CHS. 91, 93 AND 95 ]

#### Board Rules and Regulations

The Labor Relations Board (Board) amends 34 Pa. Code, Part V (relating to Labor Relations Board), §§ 91.2, 93.11, 93.12, 95.11, 95.13, 95.31, 95.41, 95.42 and 95.98 to read as set forth in Annex A.

#### *Effective Date*

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

#### *Statutory Authority*

This final-form rulemaking is authorized by section 4(f) of the Pennsylvania Labor Relations Act (PLRA) (43 P.S. § 211.4(f)) which provides that “[t]he board, by and with the approval of the Secretary of Labor and Industry, shall have authority, from time to time, to make, amend, and rescind such rules and regulations as may be necessary to carry out the provisions of this act,” and section 502 of the Public Employe Relations Act (PERA) (43 P.S. § 1101.502) which provides that “[t]he board shall have authority from time to time to make, amend and rescind such rules and regulations as may be necessary to carry out the provisions of this act.” The amendments to the Board’s rules and regulations were approved by the Secretary of Labor and Industry on November 6, 2018.

#### *Background and Purpose*

This final-form rulemaking updates the Board’s office locations and addresses, allows electronic filing of certain documents with the Board and permits parties to serve certain documents on other represented parties by e-mail.

Section 9(e) of the PLRA (43 P.S. § 211.9(e)) provides that “[n]o petition or charge shall be entertained which relates to acts which occurred or statements which were made more than six weeks prior to the filing of the petition or charge” and established a 6-week statute of limitations for filing a Charge of Unfair Labor Practices with the Board. Police and Firefighters who have the right to organize under the Policemen and Firemen Collective Bargaining Act (P.L. 237, No. 111) are governed by the procedures and rules and regulations promulgated under the PLRA. *Philadelphia Fire Officers Association v. Pennsylvania Labor Relations Board*, 470 Pa. 550, 369 A.2d 159 (1977). Section 1505 of PERA (43 P.S. § 1101.1505) states “[n]o petition or charge shall be entertained which relates to acts which occurred or statements which were made more than four months prior to the filing of the petition or charge” and similarly provides for a 4-month statute of limitations period for Charges of Unfair Practice involving public sector collective bargaining.

Additionally, there are other statutes and provisions governing the timeliness of documents filed with the Board, such as a request for fact-finding under Act 88 of 1992. See 24 P.S. § 11-1122-A or the 20-day period for filing of exceptions under 34 Pa. Code § 95.98(a) (relating to decisions of the Board) of the Board’s rules and regulations.

As presently promulgated, the Board’s rules and regulations provide that documents submitted to the Board are filed only when received by the Board or in the case of

exceptions under § 95.98, when mailed through the United States Postal Service with a Form 3817 Certificate of Mailing. This has on occasion resulted in untimely filing of charges and exceptions precluding an administrative remedy.

Use of e-mail to communicate and submit documentation has become standard and reliable in both the private and public sector. Updating the Board’s rules and regulations to allow for e-mail filing of certain documents would utilize this commonly accepted technology to alleviate some of the inconveniences in timely filing documents with the Board. Further, the electronic filing of documents would alleviate the requirement for numerous paper copies to be filed with the Board.

#### *Summary of Amendments*

#### *Chapter 91. Private and Public Employees*

##### *§ 91.2. Appearances.*

Amendments to this section provide the option of allowing the attorney or representative for a party to indicate, in an entry of appearance, that they would accept service of filings by other parties by e-mail.

#### *Chapter 93. Private Employees*

##### *§ 93.11. Institution of proceedings.*

Amendments to this section update the regulations to reflect that the Board no longer has a regional office in Philadelphia.

##### *§ 93.12. Service and filing of papers.*

Amendments to subsection (a) eliminate the requirement of service by “registered mail” while retaining the requirement of service on an unrepresented party by certified mail. The amendments to subsection (a) would also add that where an attorney or representative has elected to accept e-mail service, that service of documents by a party on the attorney or representative of another party may be made by e-mail at the designated e-mail address. The amendments to § 93.12 retain the requirement that service of complaints, orders and other processes and papers issued by the Board on a party or their representative or attorney be made by certified mail.

The amendments create a new subsection (b), methods of filing with the Board. Subsection (b)(1) retains the current method of filing with the Board by actual receipt, and clarifies that charges and petitions sent to the Board by mail will be filed on the date of receipt by the Board. Subsection (b)(2) adds the option of filing any document, except a petition with a “showing of interest,” see § 95.1 (relating to definitions), by e-mail to a resource e-mail account established exclusively for receipt of documents for filing with the Board.

Previous subsection (b) is renamed as subsection (c). Subsection (c) retains the requirement that filings with the Board must be received by the Board before the close of business on the last day for filing.

Prior subsection (c) is renamed (d) and continues to require that filings be legible.

Previous subsection (d) requiring filing of multiple copies is deleted.

#### *Chapter 95. Public Employees*

##### *§ 95.11(b)(8).*

Amendments to this section reflect the current address of the Board’s office in Harrisburg, PA.

§ 95.13(c).

Amendments to this section reflect the current address of the Board's office in Harrisburg, PA.

§ 95.31. *Charges.*

Amendments to this section eliminate the need to file multiple paper copies of charges of unfair practices with the Board.

§ 95.41. *Service of papers.*

Amendments to this section eliminates the requirement of service by "telegram" while retaining the requirement of service on an unrepresented party by mail or in person. The amendments also add the provision that where an attorney or representative has elected to accept e-mail service, that service of documents by a party on the attorney or representative of other parties may be made by e-mail at the designated e-mail address. The amendments to § 95.41 retain the requirement that service of complaints, orders and other processes and papers issued by the Board on a party or their representative or attorney continue to be made by certified mail.

§ 95.42. *Filing of papers.*

Subsection (a) is unchanged and retains the requirement that filings with the Board must be received by the Board before the close of business on the last day for filing.

Subsection (b) is amended to reflect that the Board no longer has a regional office in Philadelphia, PA.

The amendments to this section create a new subsection (c), methods of filing with the Board. Subsection (c)(1) retains the current method of filing with the Board by actual receipt and clarifies that charges and petitions sent to the Board by mail will be filed on the date of receipt by the Board. Subsection (c)(2) adds the option of filing any document, except a joint election request or petition with a "showing of interest," by e-mail to a resource e-mail account established for the Board set up exclusively for receipt of documents for filing.

Previous subsection (c) is renamed as subsection (d). Subsection (d) retains the requirement that the first paper filed with the Board contain an address of the parties for initial service of documents issued by the Board.

Prior subsection (d) is renamed subsection (e) and continues to require that filings be legible.

Previous subsection (e), requiring filing of multiple copies is deleted.

§ 95.98. *Decisions of the Board.*

Existing § 95.98(a)(1), regarding exceptions to a hearing examiner decision, allows the filing of exceptions to the Board based on "actual receipt" by the Board, or on the date deposited in the United States mail as shown on a Form 3817 Certificate of Mailing. Subsection (a)(1) amends "actual receipt" to the methods of filing in §§ 93.12 and 95.42 (relating to service and filing of papers; and filing of papers). Provisions in § 95.98(a)(1) allowing the filing of exceptions by United States mail with a Form 3817 would be retained.

Amendments to § 95.98(a) and (c) also eliminate the need to file multiple copies of exceptions with the Board and eliminate the requirement to serve a copy of a response to exceptions on the hearing examiner.

*Comment and Response*

Notice of the proposed rulemaking was published at 49 Pa.B. 1657 (April 6, 2019), with a public comment period as required by law. The Board did not receive public comments. The Board did receive comments from the Independent Regulatory Review Commission (IRRC) regarding the proposed rulemaking.

IRRC commented that proposed changes to § 91.2 (relating to appearances) to allow a representative to identify an e-mail address on the entry of appearance appeared to conflict with section 10 of the PLRA (43 P.S. § 211.10) and section 1606 of the PERA (43 P.S. § 1101.1606), which govern the Board's service of documents. Those statutory provisions provide as follows:

Complaints, orders and other process and papers of the board, its members or agent may be served, either personally or by registered mail or by telegraph or by leaving a copy thereof at the principal office or place of business of the person required to be served.

However, the amendments to § 91.2 do not govern how the Board serves orders or papers on parties or representatives. Section 91.2 provides that attorneys or representatives may identify an e-mail address and indicate if they would accept service of papers by e-mail.

However, consistent with IRRC's comments and concerns vis-à-vis section 10 of the PLRA and section 1606 of PERA, §§ 91.2, 93.12 and 95.42 of the proposed rulemaking have been amended in this final-form rulemaking to reflect that the e-mail address on an entry of appearance in § 91.2 is to identify if the representative or attorney would allow other parties to serve them by means of e-mail. Having an e-mail address on file with the Board in an entry of appearance would assist the Board in verifying service by a party. Additionally, upon request of a representative or attorney, the Board may provide courtesy copies of documents and orders by e-mail, but such courtesy copies would not constitute or replace the required service by the Board under section 10 of the PLRA and section 1606 of PERA. Sections 93.12 and 95.42 of this final-form rulemaking continue to require that formal service by the Board of its orders and papers be in person or by certified mail.

IRRC also posed questions regarding language in §§ 93.12(b)(2) and 95.42(c)(2) that the filer bears "the risk that the e-mailed document may not be properly received or timely filed." This language was proposed as a reiteration that filers should exercise due diligence to ensure that documents filed with the Board are legible, §§ 93.12(d) and 95.42(e), and are received by a Board officer or agent by close of business on the last day to file, §§ 93.12(c) and 95.42(a).

IRRC asked "if an e-mailed document is not properly received, will the Board allow a party to resubmit the document? Will the Board allow a party to resubmit filings that are not properly received on the last day of a time limit for filing? [W]hat does the Board consider 'timely filed' when a party submits documents by e-mail?"

In response, the amendments to §§ 93.12 and 95.42 to allow e-mail filing will not change the Board's practice, nor its jurisdiction regarding timely filed submissions. Section 1505 of PERA and section 9(e) of the PLRA, providing that charges of unfair labor practices must be filed within 4 months and 6 weeks, respectively, are jurisdictional and cannot be extended by the Board. Likewise, under § 95.98(a) of the Board's regulations, a

Proposed Decision and Order becomes final and binding if no exceptions are filed within 20 days of issuance.

Further, under the Board's current regulations, renumbered as §§ 93.12(c) and (d) and 95.42(a) and (e), documents filed with the Board must be legible, and must be received by a Board agent or officer by close of business (that is 5 p.m.) on the last day to file. Currently under Board regulations and practice, and under the amended regulations for e-mail filing, if a document is not received by a Board officer or agent by close of business on the last business day for filing, the filing will be dismissed as untimely under section 1505 of PERA and section 9(e) of the PLRA, 34 Pa. Code §§ 93.12(c), 95.42(a) or 95.98(b). If a filing is received, but unable to be read, it will be dismissed for failure to comply with §§ 93.12(d) or 95.42(e). Under the Board's current practice and regulations, the Board does not notify the filer of a deficient filing nor does the Board allow resubmission of an untimely filing. However, exceptions may be filed to the Board challenging dismissal of an untimely filed, or illegible, charge or document, and reconsideration may be sought from a Board order dismissing exceptions as untimely or illegible. See 34 Pa. Code § 95.98(g).

Succinctly, in response to IRRC's questions, filings submitted to the Board by e-mail must be actually received by a Board officer or agent and must be able to be read by a Board officer or agent no later than the close of business (that is 5 p.m.) on the last day for filing of the document. The intended purposes of the proposed language in §§ 93.12(b)(2) and 95.42(c)(2), that the filer bears "the risk that the e-mailed document may not be properly received or timely filed," was a reminder that filers should ensure proper receipt and readability of the document by the Board agent or officer prior to close of business on the last day to file. As this proposed language was a restatement of existing regulations, renumbered §§ 93.12(c) and (d) and 95.42(a) and (e), to avoid confusion, the language in the proposed rulemaking, that the filer bears "the risk that the e-mailed document may not be properly received or timely filed," has been deleted from this final-form rulemaking, and replaced with "[t]he date of filing of an e-mailed document shall be the date of receipt by a Board officer or agent. . ." in accordance with §§ 93.12(c) or 95.42(a).

IRRC also noted comments for clarifying language in the preamble in the proposed rulemaking discussing §§ 93.12(b)(2) and 95.42(c)(2), the discussion of those sections has been amended to reflect the changes in this final-form rulemaking. IRRC also questioned whether § 95.98(a)(1) should continue to require filing of multiple copies of a statement of exceptions. This final-form rulemaking has been amended in § 95.98(a)(1) to eliminate the need to file multiple copies of exceptions.

#### *Fiscal Impact and Requirements*

The jurisdiction of the Board extends to public employers, including but not limited to the Commonwealth, political subdivisions, municipalities, school districts and State-related universities. Board jurisdiction includes employees of public employers and employee representatives. The Board has very limited jurisdiction over private employers under the PLRA.

*Benefits.* The amendments to the Board's rules and regulations to allow filing by e-mail, and to eliminate the need for parties to file multiple copies of documents, is a significant benefit to filers.

*Requirements.* The amendments to the Board's rules and regulations to allow filing by e-mail, and to eliminate

the need for parties to file multiple copies of documents, does not require filing by e-mail or eliminate existing means of filing with the Board. Charge of Unfair Practice (PERA-9) and Charge of Unfair Labor Practice (PLRA-15) forms currently utilized by the Board, will remain in existence and per the amendments may also be filed by e-mail. Existing forms may be found on the Board's web site at <https://www.dli.pa.gov/Individuals/Labor-Management-Relations/plrb>.

*Costs.* The amendments to the Board's rules and regulations to allow filing by e-mail and to eliminate the need for parties to file multiple copies of documents will not have any adverse financial impact for persons with cases and petitions before the Board.

#### *Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on March 28, 2019, the Board submitted a copy of the notice of proposed rulemaking, published at 49 Pa.B. 1657, to IRRC and the Chairpersons of the House and Senate Committees on Labor and Industry for review and comment.

Under section 5(c) of the Regulatory Review Act, IRRC and the House and Senate Committees were provided with copies of the comments received during the public comment period, as well as other documents when requested. In preparing this final-form rulemaking, the Board has considered all comments from IRRC, the House and Senate Committees and the public.

Under section 5.1(j.2) of the Regulatory Review Act (71 P.S. § 745.5a(j.2)), on December 4, 2019, this final-form rulemaking was deemed approved by the House and Senate Committees. Under section 5.1(e) of the Regulatory Review Act, IRRC met on December 5, 2019, and approved this final-form rulemaking.

#### *Contact Persons*

For further information, contact Warren R. Mowery, Jr., Chief Counsel, 651 Boas Street, Room 418, Labor and Industry Building, Harrisburg, PA 17121, (717) 783-6016, [wamowery@pa.gov](mailto:wamowery@pa.gov); or Nathan Bortner, Secretary, 651 Boas Street, Room 418, Labor and Industry Building, Harrisburg, PA 17121, (717) 783-6018.

#### *Findings*

The Board finds that:

(1) Public notice of proposed rulemaking was given under sections 201 and 202 of the act of July 31, 1968 (P.L. 769, No. 240) (45 P.S. §§ 1201 and 1202) and regulations promulgated thereunder, 1 Pa. Code §§ 7.1 and 7.2 (relating to notice of proposed rulemaking required; and adoption of regulations).

(2) A public comment period was provided as required by law and all comments were considered.

(3) The amendments to this final-form rulemaking do not enlarge the scope of the proposed rulemaking published at 49 Pa.B. 1657.

(4) This final-form rulemaking adopted by this order is necessary and appropriate for the administration of the Pennsylvania Labor Relations Act, the Public Employee Relations Act and other acts administered by the Board.

#### *Order*

The Board, acting under the Pennsylvania Labor Relations Act and the Public Employee Relations Act, orders that:

(a) The regulations of the Board, 34 Pa. Code Chapters 91, 93 and 95, are amended by amending §§ 91.2, 93.11, 93.12, 95.11, 95.13, 95.31, 95.41, 95.42 and 95.98 to read as set forth in Annex A.

(b) The Secretary of the Board shall submit this order and Annex A to IRRC and the Senate and House Committees as required by the Regulatory Review Act.

(c) The Secretary of the Board shall submit this order and Annex A to the Office of Attorney General for approval as to legality and form as required by law.

(d) The Secretary of the Board shall certify this order and Annex A to the Legislative Reference Bureau as required by law.

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

NATHAN BORTNER,  
Secretary

*(Editor's Note: See 49 Pa.B. 7544 (December 21, 2019) for IRRC's approval order.)*

**Fiscal Note:** Fiscal Note 104-1 remains valid for the final adoption of the subject regulations.

**Annex A**

**TITLE 34. LABOR AND INDUSTRY**

**PART V. LABOR RELATIONS BOARD**

**CHAPTER 91. PRIVATE AND PUBLIC EMPLOYEES**

**GENERAL PROVISIONS**

**§ 91.2. Appearances.**

(a) An attorney or other representative desiring to participate in a proceeding before the Labor Relations Board (Board) or a designated agent of the Board, and who wishes to be served with papers, shall file an appearance either by letter, or by a form provided by the Board or by oral request at the hearing. The entry of appearance shall indicate whether the attorney or representative will allow other parties to serve papers filed with the Board by e-mail and, if so, provide a valid e-mail address for service.

(b) A person who has been employed by the Board is not permitted to appear as attorney or representative for a party in a case which was pending before the Board during the period of his employment.

**CHAPTER 93. PRIVATE EMPLOYEES**

**PREHEARING PROVISIONS**

**§ 93.11. Institution of proceedings.**

(a) Charges and petitions instituting proceedings before the Board may be filed with the principal office of the Board in Harrisburg, or with the regional office of the Board in Pittsburgh. Charge and petition forms are available at Board offices.

(b) Charges and petitions may be filed by a person entitled to do so under the act, shall be in writing, shall contain pertinent information required by the act and shall be verified by the person filing the charges and petitions.

(c) In actions before the Board, the first paper filed on behalf of each party shall contain an address at which service of complaints, orders and other processes and papers of the Board may be made. Thereafter, a party may file with the Board an entry of appearance under § 91.2(a) (relating to appearances), which shall form part of the record in the case, setting forth a new address at

which the service may be made. If he does not do so, notice sent to him by registered mail at his last address of record shall be equivalent to service.

**§ 93.12. Service and filing of papers.**

(a) Service of papers on a party shall be made personally, or by certified mail, or by leaving a copy thereof with the person then in charge at the principal office or place of business of the person to be served. Where an attorney or representative has entered his appearance under § 91.2(a) (relating to appearances), complaints, orders and other processes and papers of the Board shall be served on the attorney or representative and need not be served on the party. Service by a party on an attorney or representative who has entered an appearance under § 91.2(a), may be made personally, by United States Postal Service first-class mail, or where the attorney or representative has approved service by e-mail in an entry of appearance, by e-mail to the e-mail address provided in the entry of appearance.

*(b) Methods of Filing with the Board.*

(1) In person at the principal office of the Board in Harrisburg, or with the regional office of the Board in Pittsburgh. If mailed to the Board through the United States Postal Service or third-party courier, the date of filing shall be the date of receipt by the Board in its Harrisburg or Pittsburgh office.

(2) Filings, other than a petition or other document with a showing of interest as defined by § 95.1 (relating to definitions), may be filed with the Board by electronic mail by e-mailing a portable document format (PDF) file of the scanned complete signed document, including attachments and exhibits thereto, to the Board at the Board's designated e-mail address. The date of filing of an e-mailed document shall be the date of receipt by the Board officer or agent in accordance with subsection (c).

(c) When the acts, or this chapter or an order of the Board requires the filing of a motion, brief, exception or other paper in a proceeding, the document shall be received by the Board or the officer or agent designated by the Board to receive the document before the close of business of the last day of the time limit, if any, for the filing. Exceptions to this requirement will be at the discretion of the Board.

(d) Papers, pleadings, briefs or other documents filed with the Board shall be legibly typed, printed or otherwise legibly duplicated.

**CHAPTER 95. PUBLIC EMPLOYEES**

**INSTITUTION OF REPRESENTATION PROCEEDINGS**

**§ 95.11. Request for certification.**

(a) A public employe, employe organization or group of employes and the public employer may, when the public employe organization represents a majority of the employes in an appropriate unit, jointly submit to the Board a request for certification upon a form to be supplied by the Board.

(b) The request for certification shall set forth the following:

(1) The name, address and telephone number of the public employer and the person to contact, including his title, if known.

(2) The name, address and affiliation, if any, of the employe organization and the name, address and telephone number of its representative.

(3) A description and factual statement in support of the unit claimed to be appropriate for the purpose of exclusive representation.

(4) The budget submission date of the public employer.

(5) The signatures of the parties, including their titles and telephone numbers.

(6) A statement that the employe organization represents a majority of the employes in the unit and the method of determining the representative majority. Proof of the representative majority shall be submitted to the hearing examiner, if requested.

(7) The names and addresses of known employe representatives, individuals, labor organizations or groups claiming to represent any of the employes in the bargaining unit.

(8) Five days prior to the submission to the Board of the joint request for certification, the employer shall post on the bulletin boards at all locations where employes in the requested unit work a copy of the joint request for certification and a statement that the request will be filed with the Pennsylvania Labor Relations Board, 418 Labor and Industry Building, 651 Boas Street, Harrisburg, Pa. 17121, for the purpose of securing from that Board a certification of \_\_\_\_\_ as the exclu-

(Name of employe representative)

sive bargaining representative for the employes within the unit.

(9) Other relevant facts.

(c) A 15% showing of interest among employes within the requested unit is required before an employe representative may be permitted to intervene.

(d) When the request for certification serves to effectuate the policies of the act, the Board Representative will issue an appropriate order of certification.

#### § 95.13. Consent to election request.

(a) If a public employer consents to an election request by a public employe, a group of public employes or an employe organization, the consent shall be given in writing to the party giving notice within 10 days of the receipt of an election request.

(b) Upon consent to an election request, a joint election request shall be submitted to the Board, in triplicate, upon forms prepared by the Board, which shall include the following:

(1) A description and factual statement in support of the unit deemed appropriate.

(2) The basis for alleging a 30% interest or more.

(3) A list of all unit employes prepared by the employer in the order requested by the Board with occupations or classifications of those agreed upon as eligible to vote.

(4) Suggested times and places of holding the election.

(5) The budget submission date of the public employer.

(6) A 1% showing of interest among employes within the requested unit is required before another employe representative may be placed on the ballot. A 10% showing of interest among employes within the requested unit is required before another employe representative may be permitted to intervene as a party.

(7) If a public employer refuses to consent within the 10-day period to an election, the party making the request may file a petition for representation election. A public employer may file a petition for representation

election if, after receiving a notice for an election request, the moving party thereafter fails to submit a joint election request within 10 days after consent is given by the employer.

(c) Five days prior to the submission to the Board of the joint election request, the employer shall post on the bulletin boards at all locations where employes in the requested unit work, a copy of the joint election request and a statement that the request will be filed with the Pennsylvania Labor Relations Board, 418 Labor and Industry Building, 651 Boas Street, Harrisburg, Pa. 17121, for the purpose of securing from that Board a certification of \_\_\_\_\_ as the exclu-

(Name of employe representative)

sive bargaining representative for the employes within the unit.

### UNFAIR PRACTICES PROCEEDINGS

#### § 95.31. Charges.

(a) Charges shall be in writing on forms supplied by the Board and shall be signed and sworn to before a person authorized to administer oaths. An original of the charge shall be filed with the Board by one or more public employes, or an employe organization, acting in their behalf, or by a public employer.

\* \* \* \* \*

### PREHEARING PROVISIONS

#### § 95.41. Service of papers.

Service of papers on a party shall be made personally, by United States mail, or by leaving a copy of the papers with the person then in charge at the principal office or place of business of the person to be served. Where an attorney or representative has entered his appearance under § 91.2(a) (relating to appearances), complaints, orders and other processes and papers of the Board shall be served on the attorney or representative and need not be served on the party. Service by a party on an attorney or representative who has entered an appearance under § 91.2(a) may be made personally, by United States Postal Service first-class mail, or where the attorney or representative has approved service by e-mail in an entry of appearance, by e-mail to the e-mail address provided in the entry of appearance.

#### § 95.42. Filing of papers.

(a) When the act, this chapter or an order of the Board requires the filing of a motion, brief, exception or other paper in a proceeding, the document shall be received by the Board or the officer or agent designated by the Board to receive the document before the close of business of the last day of the time limit, if any, for the filing. Exceptions to this requirement will be at the discretion of the Board.

(b) Charges and petitions may be filed with the principal office of the Board in Harrisburg, or with the regional office of the Board in Pittsburgh. Charge and petition forms are available at Board offices.

(c) *Methods of Filing with the Board.*

(1) In person at the principal office of the Board in Harrisburg, or with the regional office of the Board in Pittsburgh. If mailed to the Board through the United States Postal Service or third-party courier, the date of filing shall be the date of receipt by the Board in its Harrisburg or Pittsburgh office.

(2) Except for a Joint Election Request (Form PERA-3), Petition (Form PLRB-13 or Form PERA-4), or other document with a showing of interest, filing by electronic



mail by e-mailing a portable document format (PDF) file of the scanned complete signed document, including attachments and exhibits thereto, to the Board at the Board's designated e-mail address. The date of filing of an e-mailed document shall be the date of receipt by a Board officer or agent in accordance with subsection (a).

(d) Actions before the Board, the first paper filed on behalf of each party shall contain an address including zip code at which service of complaints, orders and other processes and papers of the Board may be made. Thereafter, a party may file with the Board an entry of appearance under § 91.2(a) (relating to appearances), which shall form part of the record in the case, setting forth a new address at which the service may be made. If he does not do so, notice sent to him by United States mail at his last address of record shall be equivalent to service.

(e) Papers, pleadings, briefs or other documents filed with the Board shall be legibly typed, printed or otherwise legibly duplicated.

**PROVISIONS FOR FORMAL PROCEEDINGS**

**§ 95.98. Decisions of the Board.**

(a) *Exceptions to a hearing examiner decision.* Filing of statements of exceptions to a hearing examiner decision will be as follows:

(1) A party may file with the Board within 20-calendar days of the date of issuance with the Board an original of a statement of exceptions and a supporting brief to a proposed decision issued under § 95.91(k)(1) (relating to hearings) or a nisi order issued under § 95.96(b) (relating to exceptions) certifying a representative or the results of an election. Exceptions will be deemed filed in accordance with § 93.12 (relating to service and filing of papers) or § 95.42 (relating to filing of papers), or on the date deposited in the United States mail, as shown on a

United States Postal Form 3817 Certificate of Mailing enclosed with the statement of exceptions. The statement of exceptions shall:

(i) State the specific issues of procedure, fact or law, or other portion of the proposed decision to which each exception is taken.

(ii) Identify the page or part of the decision to which each exception is taken.

(iii) Where possible, designate by page citation or exhibit number the portions of the record relied upon for each exception.

(iv) State the grounds for each exception.

(2) No reference may be made in the statement of exceptions to any matter not contained in the record of the case.

(3) An exception not specifically raised shall be waived.

(4) The party shall, concurrent with its filing of the statement of exceptions and supporting brief, serve a copy of the same upon each party to the proceeding. Proof of service shall be filed with the Board.

(b) *Failure to file exceptions.* When no exceptions are filed to a proposed decision, it will become final upon the expiration of 20-calendar days from the date of issuance.

(c) *Response to exceptions.* Within 20-calendar days following the date of receipt of the statement of exceptions and supporting brief, a party may file a response to the statement of exceptions and a supporting brief with the Board. Copies of these documents shall be served concurrently on each party, and proof of service shall be filed with the Board.

\* \* \* \* \*

[Pa.B. Doc. No. 20-183. Filed for public inspection February 7, 2020, 9:00 a.m.]

# PROPOSED RULEMAKING

## INSURANCE DEPARTMENT

[ 31 PA. CODE CH. 168 ]

### Mental Health Parity Analysis Documentation

The Insurance Department (Department) proposes to add Chapter 168 (relating to mental health parity analysis documentation) to the Department's regulations to read as set forth in Annex A. This proposed rulemaking is proposed under the Department's general rulemaking authority as set forth in sections 205, 506, 1501 and 1502 of The Administrative Code of 1929 (71 P.S. §§ 66, 186, 411 and 412) and the Department's rulemaking authority under section 606-B of the act of May 17, 1921 (P.L. 682, No. 284), known as The Insurance Company Law of 1921 as amended by the Health Insurance Coverage Parity and Nondiscrimination Act (Parity Act) (40 P.S. § 908-16).

#### *Purpose*

Sections 601-B—606-B of the Parity Act (40 P.S. §§ 908-11—908-16) incorporate into State law the mental health and substance use disorder (MH/SUD) parity standards set forth in section 2726 of the Public Health Service Act, which codifies the Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 (MHPAEA) (Pub.L. No. 110-343, 122 Stat. 3881) (42 U.S.C. § 300gg-26). The parity standards require health insurers offering individual and group health insurance to ensure that quantitative and nonquantitative coverage limitations that are applied to MH/SUD treatment are no more restrictive than quantitative and nonquantitative coverage limitations applied to medical or surgical treatment. These standards have been set forth under MHPAEA in Federal regulation including 45 CFR 146.136, 147.160 and 156.10—156.1256, as amended, and its associated formal administrative guidance.

This proposed rulemaking furthers the purpose set forth in section 602-B of the Parity Act (40 P.S. § 908-12), which is to maintain the Commonwealth's sovereignty over the regulation of health insurance in this Commonwealth by implementing the requirements of, inter alia, the MHPAEA, contained in the Public Health Service Act (42 U.S.C. §§ 201 et seq.). Having these standards in State law retains the Commonwealth's authority to regulate health insurance in this Commonwealth, consistent with sections 2722 and 2761 of the Public Health Service Act (42 U.S.C. §§ 300gg-21 and 300gg-61).

Specifically, the purpose of this proposed rulemaking is to create specific reporting requirements that will facilitate the Department's regulation of MH/SUD insurance coverage. Specifically, this proposed rulemaking will require an insurer to attest that it has completed documented analyses of its efforts to comply with MH/SUD parity requirements and ensure that an insurer will have available for review by the Department the documentation necessary to demonstrate compliance with MH/SUD parity requirements set forth in MHPAEA.

#### *Explanation of Regulatory Requirements*

Proposed § 168.1 (relating to definitions) defines the words and terms used in proposed Chapter 168.

Proposed § 168.2 (relating to purpose) sets forth that the purpose of the chapter is to specify attestation and documentation requirements on insurers required to comply with MH/SUD statutory and regulatory provisions,

which will enable the Department to effectively review a health insurer's compliance with these requirements.

Proposed § 168.3 (relating to annual attestation) sets forth requirements that insurers submit annual attestations for insurance policy forms to which MHPAEA applies and for those to which MHPAEA does not apply. For policies to which MHPAEA applies, the insurer would be required to attest to the insurer's documented analyses of its efforts to comply with MHPAEA parity standards. For policies to which MHPAEA does not apply, the insurer would be required to attest to the nonapplicability of MHPAEA to the policy form.

Proposed § 168.4 (relating to analysis and disclosure documentation) sets forth requirements for insurers to document parity analyses, including any changes to parity analyses, and disclosure documentation as required by MHPAEA. Additionally, this proposed section includes specific factors that must be included in the analyses for nonquantitative treatment limitations.

Proposed § 168.5 (relating to penalties) sets forth the penalties which may be imposed by the Department for violations of this proposed chapter.

#### *External Comments*

The Department circulated an exposure draft substantially similar to this proposed rulemaking on December 16, 2019, to the Insurance Federation of Pennsylvania and those health insurers issuing group and individual accident and health policies in this Commonwealth. Those comments were carefully considered in the drafting of this proposed rulemaking.

#### *Affected Parties*

This proposed rulemaking applies to all insurers licensed to transact business in the Commonwealth that offer individual or group, or both, accident and health insurance.

#### *Fiscal Impact*

##### *State government*

This proposed rulemaking is anticipated to have no costs or savings to the Commonwealth. However, by requiring more efficient compliance methods by insurers, this proposed rulemaking is anticipated to result in streamlined enforcement efforts by the Department.

##### *General public*

This proposed rulemaking will have no fiscal impact upon the general public.

##### *Political subdivisions*

This proposed rulemaking will have no fiscal impact upon political subdivisions.

##### *Private sector*

While the Department cannot quantify the exact costs to the private sector, the Department believes that the costs to the private sector will be minimal because the health insurers that must comply with MHPAEA are already aware of the parity standards and have mechanisms for compliance already in place. This proposed rulemaking will add additional minimal administrative requirements that are not anticipated to be unreasonably burdensome.

*Paperwork*

This proposed rulemaking would not impose additional paperwork requirements upon the Department. The documentation and analysis requirements of this proposed rulemaking are already required by MHPAEA. To the extent an insurer is not in compliance with these requirements, this proposed rulemaking will impose minimal additional paperwork for the private sector, because it sets forth clear standards that require annual attestations as to compliance with the MHPAEA documentation and analysis requirements and that the documented analyses must be submitted to the Department upon request.

*Effectiveness/Sunset Date*

This proposed rulemaking will become effective immediately upon final-form publication in the *Pennsylvania Bulletin*. The Department continues to monitor the effectiveness of regulations on a triennial basis. Therefore, a sunset date has not been assigned.

*Contact Person*

Questions or comments regarding this proposed rulemaking may be addressed in writing to Bridget Burke, Regulatory Coordinator, Insurance Department, 1341 Strawberry Square, Harrisburg, PA 17120, fax (717) 772-1969, [briburke@pa.gov](mailto:briburke@pa.gov) within 30 days following the publication of this proposed rulemaking in the *Pennsylvania Bulletin*.

*Regulatory Review*

Under section 5(a) of the Regulatory Review Act (71 P.S. § 745.5(a)), on January 28, 2020, the Department 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 Insurance Committee and the Senate Banking and Insurance Committee. A copy of this material is available to the public upon request.

Under section 5(g) of the Regulatory Review Act, IRRC may convey comments, recommendations or objections to the proposed rulemaking within 30 days of the close of the public comment period. The comments, recommendations or objections must 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 Department, the General Assembly and the Governor.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

**Fiscal Note:** 11-258. No fiscal impact; (8) recommends adoption.

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

**Annex A**

**TITLE 31. INSURANCE**

**PART VIII. MISCELLANEOUS PROVISIONS**

**CHAPTER 168. MENTAL HEALTH PARITY ANALYSIS DOCUMENTATION**

Sec.	
168.1.	Definitions.
168.2.	Purpose.
168.3.	Annual attestation.
168.4.	Analysis and disclosure documentation.
168.5.	Penalties.

**§ 168.1. Definitions.**

The definitions as set forth in section 603-B of the act of May 17, 1921 (P.L. 682, No. 284), known as The Insurance Company Law of 1921 as amended by the Health Insurance Coverage Parity and Nondiscrimination Act (40 P.S. § 908-13), are hereby incorporated and apply to the terms used in this chapter. The following words and terms, when used in this chapter, have the following meanings, unless the context clearly indicates otherwise:

*Insurance Policy*—A policy, subscriber contract, certificate or plan issued by an insurer that provides medical or health care coverage. The term does not include any of the following:

- (1) An accident only policy.
- (2) A fixed indemnity policy.
- (3) A limited benefit policy.
- (4) A credit only policy.
- (5) A dental only policy.
- (6) A vision only policy.
- (7) A specified disease policy.
- (8) A Medicare supplement policy.
- (9) A policy under which benefits are provided by the Federal government to active or former military personnel and their dependents.
- (10) A long-term care or disability income policy.
- (11) A workers' compensation policy.
- (12) An automobile medical payment policy.

*Insured*—A person on whose behalf an insurer is obligated to pay covered health care expense benefits or provide health care services under an insurance policy. The term includes a policyholder, subscriber, certificate holder, member, dependent or other individual who is eligible to receive health care services through an insurance policy.

*MH/SUD*—Mental Health and Substance Use Disorder.

*MH/SUD Parity Federal Guidance*—Federal guidance issued under or in conjunction with MHPAEA and the MH/SUD Parity Federal Regulations.

*MH/SUD Parity Federal Regulations*—Regulations promulgated by the Federal government to implement MHPAEA, including 45 CFR 146.136, 147.160 and 156.10—156.1256.

*MHPAEA*—The Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act of 2008 (Pub.L. No. 110-343, 122 Stat. 3881), originally enacted as section 2705 of the Public Health Service Act (58 Stat. 682 (42 U.S.C. § 300gg-5)); as renumbered and amended by the Patient Protection and Affordable Care Act (Pub.L. No. 111-148) together with the Health Care and Education Reconciliation Act of 2010 (Pub.L. No. 111-152) as section 2726 of the Public Health Service Act (42 U.S.C. § 300gg-26); as further amended by Div. B, Title XIII § 13001 of the 21st Century Cures Act (Pub.L. No. 114-255); as amended.

*Treatment Limitation*—A limit on the scope of a benefit or duration of treatment for a covered service.

**§ 168.2. Purpose.**

The purpose of this chapter is to specify attestation and documentation requirements on insurers required to comply with sections 601-B—606-B of The Insurance Company Law of 1921 as amended by the Health Insurance

Coverage Parity and Nondiscrimination Act (40 P.S. §§ 908-11—908-16), which incorporate into State law the standards set forth in MHPAEA and the MH/SUD Parity Federal Regulations, and to enable the Department to effectively review a health insurer's compliance with these requirements.

**§ 168.3. Annual attestation.**

(a) For the form for each insurance policy offered, issued or renewed by an insurer in this Commonwealth to which MHPAEA applies, the insurer shall annually file with the Department a statement attesting to the insurer's documented analyses of its efforts to comply with MHPAEA and the MH/SUD Parity Federal Regulations as of the date of the attestation.

(b) For the form for each insurance policy offered, issued or renewed by an insurer in this Commonwealth that is required to be filed by an insurer with the Department for approval but to which MHPAEA does not apply, the insurer shall annually file with the Department a statement attesting to the nonapplicability of MHPAEA to the form for each insurance policy.

(c) Each attestation required under this section must be filed by April 30 of each year, or with each form filing, whichever is earlier.

**§ 168.4. Analysis and disclosure documentation.**

(a) For each form for each insurance policy offered, issued or renewed by an insurer in this Commonwealth to which MHPAEA applies, the insurer shall:

(1) Perform and document a baseline parity analysis to demonstrate compliance with MHPAEA and the MH/SUD Parity Federal Regulations for each quantitative treatment limitation and each nonquantitative treatment limitation applicable to a MH/SUD benefit.

(2) Perform and document a parity analysis to demonstrate compliance with MHPAEA and the MH/SUD Parity Federal Regulations for each change to a quantitative treatment limitation or nonquantitative treatment limitation applicable to a MH/SUD benefit.

(3) Prepare disclosure documentation required by section 2726(a)(4) of MHPAEA (42 U.S.C. § 300gg-26(a)(4)) as amended, consistent with then-current MH/SUD Parity Federal Guidance issued under section 13001 of the 21st Century Cures Act (Pub.L. No. 114-255) (42 U.S.C. § 300gg-26(a)(6) and (7)), as amended.

(b) Each documented analysis performed under subsection (a)(1) and (2) for a nonquantitative treatment limitation, including medical management, must:

(1) Identify the limitation that is applied to MH/SUD benefits and that is applied to medical and surgical benefits.

(2) Describe the process used to develop, select or continue the use of the limitation for MH/SUD benefits,

and the process used to develop, select or continue the use of that limitation for medical and surgical benefits.

(3) Identify and define each factor used to determine that the limitation is applicable to the MH/SUD benefit, including processes, strategies and evidentiary standards used to develop each factor.

(4) Contain a comparative analysis, including the results of the analysis, performed to determine that, as designed and written, each factor applicable to the limitation of the MH/SUD benefit is comparable to that same factor as applicable to the limitation of medical and surgical benefits.

(5) Specify the findings and conclusions in the analysis that indicate that the insurer is in compliance with this chapter, MHPAEA and the MH/SUD Parity Federal Regulations.

(c) For each nonquantitative treatment limitation, including medical management, that is or has been in operation and applied under an insurance policy form offered, issued or renewed by an insurer in this Commonwealth, an insurer shall maintain documentation to demonstrate that each factor applicable to the limitation for the MH/SUD benefit is comparable to, and is applied no more stringently than, that same factor as applicable to the limitation for medical and surgical benefits. The documentation required by subsections (a) and (b) shall be maintained so that it is available for examination by the Commissioner or the Commissioner's appointed designees pursuant to an examination under section 901 of The Insurance Company Law of 1921 (40 P.S. § 323.1).

(d) An insurer shall make the information and documentation set forth in subsections (a)—(c) available as follows:

(1) The information and documentation set forth in subsections (a)(1)—(3), (b) and (c) shall be available to the Department upon request.

(2) The information and documentation set forth in subsection (a)(3) shall be available to an insured or provider as required by section 2726(a)(4) of MHPAEA (42 U.S.C. § 300gg-26(a)(4)) in response to a good faith request.

(3) If applicable, an insurer may designate the information and documentation produced under this provision as trade secret or confidential proprietary information.

**§ 168.5. Penalties.**

Failure to comply with the provisions of this chapter will subject an insurer to the penalties provided by section 605-B of The Insurance Company Law of 1921 as amended by the Health Insurance Coverage Parity and Nondiscrimination Act (40 P.S. § 908-15) and any other penalty provided by law.

[Pa.B. Doc. No. 20-184. Filed for public inspection February 7, 2020, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF AGRICULTURE

### Action of Controlled Plant and Noxious Weed Committee; Addition of Noxious Weeds to Controlled Plants and Noxious Weed List

A meeting of the Controlled Plant and Noxious Weed Committee (Committee) was held on January 23, 2020, at the Department of Agriculture, 2301 North Cameron Street, Harrisburg, PA 17110.

A Sunshine Notice regarding the meeting was published at 50 Pa.B. 331 (January 18, 2020).

The purpose of the meeting was to consider the addition of six plants to the noxious weed list as authorized under 3 Pa.C.S. § 1511(b)(3)(ii) (relating to designation of noxious weeds and controlled plants).

A quorum of the Committee was present at the meeting. After a presentation by the Department of Conservation and Natural Resources and the Department of Agriculture (Department), the acknowledgement of written public comments received and a discussion of the Committee, the Committee voted to approve the following weeds for addition to the noxious weed list.

- Japanese knotweed (*Reynoutria japonica*)
- Giant knotweed (*Reynoutria sachalinensis*)
- Bohemian knotweed (*Reynoutria x bohemica*)

Under the authority and requirements of § 1511(b)(3)(iv), the Department hereby publishes the addition of Japanese knotweed, Giant knotweed and Bohemian knotweed to the noxious weed list.

The addition of the previously listed plants to the controlled plants and noxious weeds list will become effective 60 days from publication of this notice.

RUSSELL C. REDDING,  
Secretary

[Pa.B. Doc. No. 20-185. Filed for public inspection February 7, 2020, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Order; Training and Certification for Certified Parking Meter Inspectors

#### Section 1. Purpose; Authority; Duration.

This Order is a temporary order establishing training and certification requirements and procedures for persons seeking to become Certified Parking Meter Inspectors, and is authorized under the Consolidated Weights and Measures Act, at 3 Pa.C.S. § 4115(b).

This Order is effective as of March 8, 2020 and shall remain in effect until March 8, 2021—one year from date of issuance.

#### Section 2. Definitions.

The following word and terms, when used in this order, have the following meanings, unless the context clearly indicates otherwise:

*Act*—The Consolidated Weights and Measures Act, 3 Pa.C.S. §§ 4101—4194.

*Certified parking meter inspector or CPMI*—An individual who is certified by the Department of Agriculture to inspect and certify the accuracy of parking meters.

*Department*—The Department of Agriculture of the Commonwealth.

#### Section 3. Certified parking meter inspector.

(a) *General*. A person may apply to the Department to be designated a certified parking meter inspector (“CPMI”) for purposes of the Act and this order.

(b) *Authority*. A CPMI may inspect and certify the accuracy of parking meters as required by the Act.

(c) *Fees*. A CPMI may charge a fee for inspection and testing services.

#### Section 4. Certification standards.

A person seeking a CPMI certificate from the Department shall do the following:

(1) Successfully complete an approved training course as described in Section 5 (relating to training courses).

(2) Pass a Department-administered or Department-approved written test by a score of at least 70%.

(3) Possess or have access to field standards and test equipment as necessary to inspect, determine and certify the accuracy of parking meters, as required under the Act.

(4) Comply with the application requirements described in Section 7 (relating to applying for CPMI certification) and other requirements of this order.

(5) Be at least 18 years of age.

#### Section 5. Training courses.

(a) *Department-administered courses and Department-approved courses*. The Department-administered parking meter certification training course meets the requirements of subsection (b) and is an approved training course. The Department will approve additional parking meter certification training courses that meet the application and course-content requirements of this Section.

(b) *Training course; hours and content*. A Department-approved parking meter certification training course shall consist of a minimum of four (4) hours of instruction, with at least two (2) hours of classroom training and at least two (2) hours of hands-on training. The training course shall cover the following topics:

(1) Basic operation of mechanical and digital parking meters.

(2) Determination and use of appropriate field standards.

(3) Familiarization with documentation requirements.

(4) Inspection and testing procedures.

(5) Noting deficiencies and reporting results.

(c) *Application for approval by Department*. A person seeking the Department’s approval of a parking meter certification training course shall apply in writing to the Department and provide the following:

- (1) A course outline.
- (2) A description of the subject matter to be addressed in each component of the course, addressing all of the course topic requirements set forth in subsection (a).
- (3) The name and background information of each course instructor, a description of the subject matter to be addressed by that instructor and information to demonstrate the familiarity of the instructor with that subject matter.
- (4) A list of the dates, times and locations at which the training course is to be presented.
- (5) A copy of the proposed written test, together with a copy of the answer key.
- (6) Verification that the person conducting the course shall issue a certificate of completion to any person who successfully completes the course, and shall promptly report the results of the testing required under Section 4, Paragraph (2) (relating to certification standards), above, in writing to the Department.
- (7) Such other information as the Department may reasonably require.

(d) *Obtaining the list of current approved training courses.* The Department will provide a current list of approved training courses upon request, and will maintain a copy of the current list on its internet website: [www.agriculture.state.pa.us](http://www.agriculture.state.pa.us).

(e) *Effect of addition of a course to list of courses.* If a training course is added to the list described in subsection (d), a person who has successfully completed that course within six (6) months preceding the date the Department approved the course will be deemed to have successfully completed an approved training course as described in Section 4, Paragraph 1 (relating to certification standards). That person must also meet the requirements of Section 4, Paragraphs (2), (3), (4) and (5) in order to be designated a CPMI.

#### **Section 6. Audit by Department.**

The Department may attend and audit an approved training course to ascertain whether the course is conducted in accordance with the Act and this order. A person offering or conducting an approved training course shall, at least 7 days in advance of conducting the course, mail or deliver to the Department written notification of the date, time and location of the training course. A person offering or conducting an approved training course shall allow the Department's auditors entry to the program and provide copies of course materials.

#### **Section 7. Applying for CPMI certification.**

(a) *Application required.* A person who has successfully completed a Department-administered or Department-approved parking meter certification training course may apply to the Department for a CPMI certificate. Certification is granted through issuance of the certificate described in Section 8 (relating to CPMI certificate).

(b) *Form of application.* A person seeking certification under the Act may obtain an application form from the Department using the contact information provided in Section 14 (relating to contacting the Department). The applicant shall complete the form and return it to that same address. The application form shall require the following information:

- (1) The name, mailing address and birth date of the person seeking a certificate.
- (2) The name, location and date of completion of any approved training course completed by the person seeking a certificate.
- (3) A copy of any certificate of completion with respect to the approved training course.
- (4) A detailed description of the equipment the person seeking the CPMI certificate will use in conducting parking meter inspections, including applicable verifications of accuracy, inspection records and other documentation demonstrating the equipment is accurate and in working order.
- (5) The date of the application.
- (6) Other information the Department might reasonably require.

(c) *Departmental action on application.* The Department will, within 30 days of receiving an application, mail the applicant a certificate, a disapproval notice or a request for additional clarification or documentation. If the Department requests additional clarification or documentation, its review and consideration of the application will cease until the requested material is received, from which time the 30-day review period shall begin again.

#### **Section 8. CPMI certificate.**

(a) *CPMI certificate.* The Department will provide a CPMI a CPMI certificate.

(b) *Contents of CPMI certificate.* A CPMI certificate will bear the following information:

- (1) The name of the person to whom it is issued.
- (2) The date of issuance.
- (3) A unique identification number.

(4) A statement that the Department has determined the person identified on the certificate to be a "CPMI" with respect to parking meters.

(5) Other information the Department might reasonably include.

(c) *Ownership of CPMI certificate.* A CPMI certificate issued by the Department will remain the property of the Department. A CPMI or other person having physical possession of a certified parking meter certificate shall, upon written notice from the Department, surrender and return the certificate to the Department.

(d) *Obligation to produce CPMI certificate for inspection.* A CPMI shall produce the CPMI certificate for inspection upon demand by the Department or any person on whose behalf the CPMI is performing the inspection or test.

#### **Section 9. Expiration of CPMI certificate.**

A CPMI certificate will remain valid unless or until five (5) years or more elapse between consecutive parking meter inspections by the CPMI to whom the CPMI certificate is issued, or unless the CPMI certificate is suspended or revoked in accordance with the procedures in Section 12 (relating to suspension or revocation of certification).

#### **Section 10. Obtaining a new CPMI certificate.**

(a) *No renewals: new certificate required.* The Department will not renew a CPMI certificate or extend the expiration date of a certificate. A person shall, instead, apply for and obtain a new CPMI certificate in accordance

with Section 7 (relating to applying for CPMI certification) to be issued a successor CPMI certificate.

(b) *Training course.* A person who is applying for a CPMI certificate shall have successfully completed a training course as described in Section 5 (relating to training courses) within six (6) months of the date of the application form.

#### **Section 11. Inspection and testing by the Department.**

(a) *Random inspection and testing.* The Department may conduct random inspection and testing of parking meters that have been inspected and tested by a CPMI to determine whether the CPMI conducted the inspection and testing in accordance with the Act and this order.

(b) *Inspections generally.* In addition to the random inspection and testing described in subsection (a), the Department may conduct inspection and testing of any parking meter that has been inspected and tested by a CPMI.

(c) *Time lapse affecting results.* In evaluating the inspection and testing performed by the CPMI, the Department will take into account any lapse of time between an inspection performed by the Department and the inspection performed by the CPMI.

(d) *Reporting of results.* Within 30 days following a random inspection, the Department will mail the CPMI written notice of the inspection and the results of that inspection.

(e) *Use of results.* The Department may use the results of its inspection and testing to suspend or revoke the certificate of a CPMI in accordance with Section 12 (relating to suspension or revocation of certification), or as the basis for a warning or instruction directed to the CPMI.

#### **Section 12. Suspension or revocation of certification.**

(a) *Basis for action.* The Department may suspend or revoke a CPMI certificate if the CPMI does one or more of the following:

- (1) Violates a provision of this order.
- (2) Violates a provision of the Act.
- (3) Intentionally or fraudulently reports inaccurate information on an inspection report form.
- (4) Is found, following inspection and testing by the Department in accordance with Section 11 (relating to

inspection and testing by the Department), to have inaccurately, improperly or incompetently performed testing and inspections of parking meters issued.

(b) *Notice.* The Department will provide a CPMI with written notice of its intention to suspend or revoke certification, which will afford the CPMI notice and opportunity for an administrative hearing before the Department prior to the effective date of the suspension or revocation.

(c) *Delivery of notice.* The Department will deliver the notice described in subsection (b) to the affected CPMI by personal service or by regular mail to the address provided by the CPMI on his application for a certificate under Section 7 (relating to applying for CPMI certification), or to the address most recently provided to the Department in writing by the CPMI as the address to which notices should be sent.

#### **Section 13. CPMI list.**

(a) *CPMI list to be maintained.* The Department will maintain a current CPMI list containing the following information with respect to each CPMI:

- (1) Name and address.
- (2) Telephone number.
- (3) Fax number (if available).
- (4) The unique identification number of the CPMI's certificate.

(b) *Distribution of copies.* The Department will provide a copy of the current CPMI list upon request.

#### **Section 14. Contacting the Department.**

For purposes of this order, a person may contact the Department at the following address:

Department of Agriculture  
Bureau of Ride and Measurement Standards  
2301 North Cameron Street  
Harrisburg, Pennsylvania 17110-9408  
Telephone Number: (717) 787-9089  
FAX Number: (717) 783-4158

This Order is effective as of March 8, 2020.

RUSSELL C. REDDING,  
*Secretary*

[Pa.B. Doc. No. 20-186. Filed for public inspection February 7, 2020, 9:00 a.m.]

## **DEPARTMENT OF BANKING AND SECURITIES**

### **Actions on Applications**

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending January 28, 2020.

Under section 503.E of the Department of Banking and Securities Code (71 P.S. § 733-503.E), any person wishing to comment on the following applications, with the exception of branch applications, may file comments in writing with the Department of Banking and Securities, Bank Supervision or Credit Union and Trust Supervision (as applicable), 17 North Second Street, Suite 1300, Harrisburg, PA 17101-2290. Comments must be received no later than 30 days from the date notice regarding receipt of the application is published in the *Pennsylvania Bulletin*. The nonconfidential portions of the applications are on file at the Department and are available for public inspection, by appointment only, during regular business hours. To schedule an appointment, for banks (717) 783-8240 and for credit unions and trust companies (717) 783-2253. Photocopies of the nonconfidential portions of the applications may be requested consistent with the Department's Right-to-Know Law Records Request policy.

**BANKING INSTITUTIONS****Branch Applications****De Novo Branches**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-18-2020	Republic First Bank Philadelphia Philadelphia County	331 Tilton Road, Suite 18 Northfield Atlantic County, NJ	Opened

**Branch Discontinuances**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-17-2020	First Citizens Community Bank Mansfield Tioga County	2217 West Cumberland Street Lebanon Lebanon County	Closed

**CREDIT UNIONS**

No activity.

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

ROBIN L. WIESSMANN,  
*Secretary*

[Pa.B. Doc. No. 20-187. Filed for public inspection February 7, 2020, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION****Applications, Actions and Special Notices****APPLICATIONS**

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

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

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

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

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

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



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

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

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

### I. NPDES Renewal Applications.

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0060356 (Sewage)	Camp Wayne for Boys, Inc. 55 Channel Drive Port Washington, NY 11050	Wayne County Buckingham Township	Kinneyville Creek (HQ-CWF, MF) (1-A)	Yes
PA0060551 (Sewage)	Aqua Pennsylvania Wastewater, Inc. Rivercrest WWTP 762 W. Lancaster Avenue Bryn Mawr, PA 19010	Wyoming County Tunkhannock Township	Susquehanna River (WWF, MF) (4-G)	Yes
PA0275646 (Storm Water)	Bimbo Bakeries USA, Inc.— Lehigh Plant 150 Boulder Drive Breinigsville, PA 18031-1838	Lehigh County Upper Macungie Township	Iron Run (HQ-CWF, MF) (2-C)	Yes
PAS212203 (Storm Water)	Rock Hill Concrete— Bossardsville Plant 339 School Street Suite 001 Catasauqua, PA 18032-1832	Monroe County Hamilton Township	Unnamed Tributary to Lake Creek (HQ-CWF, MF) (1-E)	Yes
PA0275719 (Storm Water)	Rock Hill Concrete— Catasauqua Plant 339 School Street Suite 001 Catasauqua, PA 18032-1832	Lehigh County Catasauqua Borough	Catasauqua Creek [HQ-CWF, MF, Designated Class A Wild Trout (existing use)] (2-C)	Yes
PAS802219 (Storm Water)	United States Postal Service Lehigh Valley Vehicle Maintenance Facility 17 South Commerce Way Lehigh Valley, PA 18002-9371	Northampton County Bethlehem Township	Unnamed Tributary to Monocacy Creek (HQ-CWF, MF) (2-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA02477502 (SEW)	John Kauffman 312 Steelstown Rd. Newville, PA 17241-9699	Cumberland County North Newton Township	UNT of Conodoguinet	Y
PA0085715 (SEW)	Bertha Geib 504 Hemlock Lane Lebanon, PA 17042-9015	Lebanon County Cornwall Borough	UNT Shearer's Creek	Y
PA0083585 (SEW)	Todd Township 2998 East Dutch Corner Road McConnellsburg, PA 17233	Fulton County Todd Township	Licking Creek/13-B	Y
PA0246433 (SEW)	Broad Top Township Hess Trailer Park 124 Hitchens Road P.O. Box 57 Defiance, PA 16633	Bedford County Broad Top Township	UNT Sherman Valley Run/11-D	Y

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0261408 (SEW)	Ross and Amanda Garner 311 Hoy Road Carlisle, PA 17013	Cumberland County North Middleton Township	UNT Wertz Run/7-B	Y
PA0009326 (IW)	Motts, LLP 45 Aspers North Road Aspers, PA 17304	Adams County Menallen Township	Opossum Creek/7-F	Y
PA0281727 A1 (CAFO)	Hamilton Farms, LLC 10049 Ferguson Valley Road Lewistown, PA 17044	Snyder County Adams Township	UNT Strodes Run/HQ-CWF/12-A	Y
PA0261530 (SEW)	Roddy Runyan 1370 Waggoners Gap Rd. Carlisle, PA 17013	Cumberland County North Middleton Township	Conodoguinet Creek/7B	Y

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228281 (Sewage)	Tabernacle of The Living God Properties P.O. Box 409 Milesburg, PA 16853-0409	Centre County Boggs Township	Unnamed Tributary to Bald Eagle Creek (CWF) (9-C)	Yes
PA0113140 (Sewage)	Kress Holdings & Land Development LLC Hillside View MHP 356 Roscoe Drive Gillett, PA 16925-9700	Tioga County Richmond Township	Unnamed Tributary to North Elk Run (CWF, MF) (4-A)	Yes
PA0233641 (Sewage)	John & Kristen Gresh SRSTP 198 Bennett Road Julian, PA 16844-9309	Centre County Union Township	Unnamed Tributary to Brower Hollow Run (CWF) (9-C)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0222844 (Industrial)	Ellwood Industrial Facilities Oxygen Generation Plant 700 Moravia Street New Castle, PA 16101-3950	Lawrence County New Castle City	Shenango River (20-A)	Yes
PA0004766 (Industrial)	Ellwood National Forge 1 Front Street Irvine, PA 16329-1801	Warren County Brokenstraw Township	Brokenstraw Creek (16-B)	Yes

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

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

**PA0056294**, Sewage, SIC Code 7997, **Hickory Valley Golf Course**, 1921 Ludwig Road, Gilbertsville, PA 19525-9438. Facility Name: Hickory Valley Golf Course. This existing facility is located in New Hanover 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), Swamp 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 .0015 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min	XXX	XXX	XXX
			5.0			
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min	0.5	XXX	1.2
			XXX			
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	XXX	XXX	XXX	20	XXX	40
May 1 - Oct 31	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0

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

- A. Submit AMR
- B. Submit DMR
- C. Depth of Septage
- D. Solids Removal Requirements
- E. TRC Requirements
- F. No Stormwater
- G. Obtain Necessary Property Rights
- H. Proper Sludge Disposal
- I. Connect to Public Sewers if Required

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.

**PA0058017**, Sewage, SIC Code 8811, **Harrow Station, LLC**, 265 Frogtown Road, Kintnersville, PA 18930-9644. Facility Name: Harrow Station STP. This existing facility is located in 8340 Easton Road, Ottsville, PA 18942, Nockamixon Township, **Bucks County**.

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

The receiving stream(s), Unnamed Tributary to Haycock Creek (TSF, MF), is located in State Water Plan watershed 2-D 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 .005286 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (GPD)	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
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	0.44	XXX	XXX	10.0	XXX	20
Total Suspended Solids	0.44	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	113.0	XXX	1,000.0
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	113.0	XXX	1,000.0
				Geo Mean		
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Total Nitrogen	0.44	XXX	XXX	10.0	XXX	20
Ammonia-Nitrogen						
Nov 1 - Apr 30	0.132	XXX	XXX	3.0	XXX	6
May 1 - Oct 31	0.066	XXX	XXX	1.5	XXX	3
Total Phosphorus	0.0159	XXX	XXX	0.5	XXX	1

Sludge use and disposal description and location(s): Permit amendment application, sludge use and disposal description and location not included.

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

I. Other Requirements

- A. No Stormwater
- B. Acquire Necessary Property Rights
- C. Sludge Disposal Requirements
- D. Abandon STP when Municipal Sewers Available
- E. Dry Stream Discharge
- F. Notification of Responsible Operator
- G. O&M Plan

II. Fecal Coliform Monitoring

III. Special Protection Waters (SPW)

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.*

**PA0051900**, Sewage, SIC Code 4952, **Robeson Township Municipal Authority Berks County**, 8 Boonetown Road, Birdsboro, PA 19508. Facility Name: Robeson Township STP. This existing facility is located in Robeson Township, **Berks County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .3 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instant. 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	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	62	XXX	XXX	25.0	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	75	XXX	XXX	30.0	XXX	60
Total Dissolved Solids	Report	XXX	XXX	1,000.0	XXX	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

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Ammonia-Nitrogen	50	XXX	XXX	20.0	XXX	40
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Reed beds for drying and off-site disposal after drying.

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

- Preparation, submittal, and implementation of Pollutant Minimization Plan for Poly-chlorinated bi-phenyls (TMDL for PCBs)
- Requirement to prepare and update a High Flow Minimization Plan
- Restriction on hauled-in wastes

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.

**PA0070149**, Sewage, SIC Code 4952, **Leesport Borough Authority Berks County**, 10 E Wall Street, Leesport, PA 19533-0201. Facility Name: Leesport Borough STP. This existing facility is located in Leesport Borough, **Berks County**.

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

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

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

Parameters	Mass Units (lbs/day)		Concentrations (mg/L unless otherwise indicated)	Instant. Maximum
	Average Monthly	Daily Maximum		
Flow (MGD)	Report	Report	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	104	XXX	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )				
Raw Sewage Influent	Report	Report	XXX	XXX
Total Suspended Solids				
Raw Sewage Influent	Report	Report	XXX	XXX
Total Suspended Solids	125	XXX	XXX	60
Total Dissolved Solids	Report	XXX	XXX	XXX
Fecal Coliform (No./100 ml)				
Oct 1 - Apr 30	XXX	XXX	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	1,000
Ammonia-Nitrogen	83	XXX	XXX	40
Nitrate-Nitrite as N	Report	XXX	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	XXX
Total Nitrogen	Report	XXX	XXX	XXX
Total Phosphorus	Report	XXX	XXX	XXX
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): landfill or larger WWTP.

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

- Sewage Sludge/Biosolids Inventory and reporting
- Preparation and implementation of a Pollutant Minimization Plan for PCBs

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.

**PA0081841**, Sewage, SIC Code 4952, **MHC TT Inc. DBA Hershey Preserve**, 493 S Mt Pleasant, Lebanon, PA 17042-8945. Facility Name: Hershey Preserve. This existing facility is located in South Annville Township, **Lebanon County**.

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

The receiving stream(s), Unnamed Tributary to Gingrich Run (TSF), is located in State Water Plan watershed 7-D and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .04 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.12	XXX	0.38
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
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
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6
Total Phosphorus	XXX	XXX	XXX	2.0	XXX	4
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX

Sludge use and disposal description and location(s): Digested Sludge is hauled off-site periodically by a license hauler.

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

1. Stormwater prohibition
2. Approval contingencies
3. Management of collected screenings, slurries, sludges and other solids
4. Requirement to connect if a public sewer becomes available in the area
5. Dry stream discharge condition
6. Chlorine minimization

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

**PA0248088**, Sewage, SIC Code 4952, **PA American Water Co.**, 852 Wesley Drive, Mechanicsburg, PA 17055. Facility Name: Franklin Waste Water Treatment Plant. This existing facility is located in Franklin Township, **Adams County**.

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

The receiving stream(s), Unnamed Tributary to Marsh Creek (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.2 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	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>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.051	XXX	0.166
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	41.7	66.7	XXX	25.0	40.0	50
Total Suspended Solids	50.0	Wkly Avg 75.1 Wkly Avg	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)						
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Ammonia-Nitrogen						
May 1 - Oct 31	4.2	XXX	XXX	2.5	XXX	5.0
Nov 1 - Apr 30	12.5	XXX	XXX	7.5	XXX	15
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.2 MGD.—Limits.

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

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

The EPA Waiver is in effect.

**PA0088056**, Industrial, SIC Code 4941, **Gettysburg Borough Municipal Authority Adams County**, 601 East Middle Street, Gettysburg, PA 17325-3307. Facility Name: Gettysburg Municipal Authority Water System. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Unnamed Tributary Marsh Creek (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.3 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Total Annual</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	1.3 Daily Max	XXX	XXX	XXX	XXX
Total Volume (MGD)	XXX	117	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
Downstream Monitoring	XXX	XXX	Report	Report	Report	XXX
Temperature (°F)						
Upstream Monitoring	XXX	XXX	Report	Report	Report	XXX
Temperature (°F)	XXX	XXX	Report	Report	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Total Sulfate	XXX	XXX	XXX	Report	Report	XXX

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

The EPA Waiver is in effect.

**PA0261386**, Sewage, SIC Code 4952, **Justin Webb**, 220 Shatto Drive, Carlisle, PA 17013-0121. Facility Name: Justin Webb Kendor Summit Lot 11 Properties. This existing facility is located in North Middleton Township, **Cumberland County**.

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

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

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Annual Average	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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.

**PA0248088**, Sewage, SIC Code 4952, **PA American Water Co.**, 852 Wesley Drive, Mechanicsburg, PA 17055. Facility Name: Franklin Waste Water Treatment Plant. This existing facility is located in Franklin Township, **Adams County**.

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

The receiving stream(s), Unnamed Tributary to Marsh Creek (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.2 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum	Minimum	Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.051	XXX	0.166
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	41.7	66.7	XXX	25.0	40.0	50
Total Suspended Solids	50.0	Wkly Avg 75.1	XXX	30.0	45.0	60
Fecal Coliform (No./100 ml)		Wkly Avg				
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
				Geo Mean		
Ammonia-Nitrogen						
May 1 - Oct 31	4.2	XXX	XXX	2.5	XXX	5.0
Nov 1 - Apr 30	12.5	XXX	XXX	7.5	XXX	15
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.2 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual	Minimum	Average Monthly	Weekly Average	
Ammonia-Nitrogen	Report	Report	XXX	XXX	XXX	XXX
Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX



Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Monthly	Annual		Average Monthly	Weekly Average	
Total Nitrogen	Report	Report	XXX	Report	XXX	XXX
Total Phosphorus	Report	Report	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

**PA0088056**, Industrial, SIC Code 4941, **Gettysburg Borough Municipal Authority Adams County**, 601 East Middle Street, Gettysburg, PA 17325-3307. Facility Name: Gettysburg Municipal Authority Water System. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Unnamed Tributary Marsh Creek (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.3 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Total Annual		Average Monthly	Daily Maximum	
Flow (MGD)	Report	1.3	XXX	XXX	XXX	XXX
Total Volume (MGD)	XXX	117	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Temperature (°F)						
Downstream Monitoring	XXX	XXX	Report	Report	Report	XXX
Upstream Monitoring	XXX	XXX	Report	Report	Report	XXX
Temperature (°F)	XXX	XXX	Report	Report	Report	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report	Report	XXX
Total Iron	XXX	XXX	XXX	Report	Report	XXX
Total Manganese	XXX	XXX	XXX	Report	Report	XXX
Total Sulfate	XXX	XXX	XXX	Report	Report	XXX

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

The EPA Waiver is in effect.

**PA0081850**, Industrial, SIC Code 4941, **Gettysburg Borough Municipal Authority Adams County**, 601 E Middle Street, Gettysburg, PA 17325-1951. Facility Name: Gettysburg Municipal Authority Water System. This existing facility is located in Cumberland Township, **Adams County**.

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

The receiving stream(s), Marsh Creek (CWF), is located in State Water Plan watershed 13-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.215 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Total Aluminum	XXX	XXX	XXX	4.0	8.0	10
Total Iron	XXX	XXX	XXX	2.0	4.0	5
Total Manganese	XXX	XXX	XXX	1.0	2.0	2.5

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

The EPA Waiver is in effect.

**PA0084051**, Sewage, SIC Code 6515, **Scott Lupfer**, 280 Airy View Road, Shermans Dale, PA 17090-8504. Facility Name: Creekview Farms MHP. This existing facility is located in Carroll Township, **Perry 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), Sherman Creek (WWF), is located in State Water Plan watershed 7-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 .1 MGD.—Limits.

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

The proposed effluent limits for Outfall 001 are based on a design flow of .1 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Minimum</i>	<i>Average Monthly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Total Suspended Solids						
Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
				Geo Mean		

Sludge use and disposal description and location(s): Capital Region Water, Harrisburg, PA.

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.

**PA0246620**, Industrial, SIC Code 4011, **Norfolk Southern Railway Co.**, 1200 Peachtree Street NE, Atlanta, GA 30309-0013. Facility Name: Rutherford Intermodal. This existing facility is located in Swatara Township, **Dauphin County**.

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

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

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Average Weekly</i>	<i>Minimum</i>	<i>Average Quarterly</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	Avg Qrtly XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	Inst Min XXX	30.0	60.0	75
Oil and Grease	XXX	XXX	XXX	XXX	15	30

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of .0006 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Quarterly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report Avg Qrtly	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	75
Oil and Grease	XXX	XXX	XXX	XXX	15	30
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX

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.

**PA0081817**, Sewage, SIC Code 4952, 8211, **Juniata County School District**, 32944 Route 35 N, McAlisterville, PA 17049-8109. Facility Name: East Juniata High School. This existing facility is located in Fayette Township, **Juniata 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), Cocolamus Creek (TSF), is located in State Water Plan watershed 12-B and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .016 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Nitrate-Nitrite as N	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Nitrogen	XXX	Report Daily Max	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Kjeldahl Nitrogen	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX
Total Phosphorus	XXX	Report Daily Max	XXX	Report Daily Max	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .016 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX

Sludge use and disposal description and location(s): Offsite Location.

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

- N/A

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

The EPA Waiver is in effect.

**PA0083721**, Sewage, SIC Code 4952, **Jam 1124 LP**, 1045 Lake Road, Spring Grove, PA 17326. Facility Name: Paradise Homes Comm. This existing facility is located in Paradise Township, **York County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.02	XXX	0.07
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
May 1 - Oct 31	XXX	XXX	XXX	15	XXX	30
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

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

Sludge use and disposal description and location(s): Sludge is hauled offsite by a hauler.

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

- N/A

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

The EPA Waiver is in effect.

**PA0083721**, Sewage, SIC Code 4952, **Jam 1124 LP**, 1045 Lake Road, Spring Grove, PA 17326. Facility Name: Paradise Homes Comm. This existing facility is located in Paradise Township, **York County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	6.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.02	XXX	0.07
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	XXX	XXX	XXX	25	XXX	50
May 1 - Oct 31	XXX	XXX	XXX	15	XXX	30
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3

The proposed effluent limits for Outfall 001 are based on a design flow of .02 MGD.—Limits.

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

Sludge use and disposal description and location(s): Sludge is hauled offsite by a hauler.

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

- N/A

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

The EPA Waiver is in effect.

**PA0261661**, Sewage, SIC Code 1522, **Pravin M and Mangla P Patel**, 2845 Lebanon Road, Manheim, PA 17545-8346. Facility Name: Comfort Inn. This existing facility is located in Rapho Township, **Lancaster 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), Shearers Creek (HQ-CWF), is located in State Water Plan watershed 7-G and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0048 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Copper, Total	XXX	XXX	XXX	0.053	0.106	0.13
Lead, Total	XXX	XXX	XXX	Avg Qrtly 0.094	0.188	0.235
Zinc, Total	XXX	XXX	XXX	Avg Qrtly 0.244	0.488	0.61

The proposed effluent limits for Outfall 001 are based on a design flow of .0048 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
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	7.0 Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10	20	25
Total Suspended Solids	XXX	XXX	XXX	10	20	25
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	10.0	20.0	25
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	5	10	12.5
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	1.0	2.0	2.5
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	0.5	1	1.25
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): Biosolids disposed at Annville Township STP under DEP Permit # PA083504.

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.

**PA0022250**, Sewage, SIC Code 4952, **Biglerville Borough Authority**, 33 Musselman Avenue, Biglerville, PA 17307-9233. Facility Name: Biglerville STP. This existing facility is located in Biglerville Borough, **Adams County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .37 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	77	123	XXX	25	40	50
May 1 - Oct 31	46	67	XXX	15	22	30
Biochemical Oxygen Demand (BOD <sub>5</sub> )						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids						
Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	92	138	XXX	30	45	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	12	XXX	XXX	3.9	XXX	7.8
May 1 - Oct 31	4.0	XXX	XXX	1.3	XXX	2.6
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	6.0	XXX	XXX	2.0	XXX	4
Copper, Total	0.043	XXX	XXX	0.014	XXX	XXX
Hardness, Total (as CaCO <sub>3</sub> )	XXX	XXX	XXX	Report	XXX	XXX

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

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

- Stormwater Prohibition, Approval Contingencies, Proper Waste/Solids Management and Restriction on receipt of hauled in waste under certain conditions

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.

**PA0007765**, Industrial, SIC Code 3751, **Harley Davidson Motor Co. Operations Inc.**, 1425 Eden Road, York, PA 17402-1599. Facility Name: Harley Davidson Motorcycle Co. This existing facility is located in Springettsbury Township, **York County**.

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

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

The proposed effluent limits for Outfall 004 are based on a design flow of .005375 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of .005375 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	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>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
Nickel, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 004 are based on a design flow of .005375 MGD.—Limits.

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

The proposed effluent limits for Outfall 006 are based on a design flow of .011929 MGD.—Limits.

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

The proposed effluent limits for Outfall 006 are based on a design flow of .011929 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 006 are based on a design flow of .011929 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
Nickel, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 009 are based on a design flow of 0 MGD.—Limits.

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

The proposed effluent limits for Outfall 010 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Daily Maximum</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	Report	XXX	XXX	Report



Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Daily Maximum	Maximum	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
Nickel, Total	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 011 are based on a design flow of 0 MGD.—Limits.

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

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

- N/A

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

The EPA Waiver is in effect.

**Application No. PA0229091**, Concentrated Animal Feeding Operation (CAFO), **Greg A Haladay (GNH Farms LLC)**, 224 White Church Road, Elysburg, PA 17824-9161.

Greg A Haladay has submitted an application for an Individual NPDES permit for a renewal of an CAFO known as GNH Farms LLC, located in Cleveland Township, **Columbia County**.

The CAFO is situated near Unnamed Tributary to Mugser Run (HQ-CWF) and Unnamed Tributary to Mugser Run (HQ-CWF, MF) in Watershed 5-E, which is classified for High Quality—Cold Water, High Quality Waters—Cold Water Fishes, and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 627.8 animal equivalent units (AEUs) consisting of 10 beef finishers, 1 horse, 95,000 layers, 2,100 grow-finish pigs, and 5 sheep. Manure is stored in an underbarn manure storage and a solid stacking shed. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

**Application No. PA0088561**, Concentrated Animal Feeding Operation (CAFO), **Evergreen Farms Inc. (Evergreen Farms CAFO)**, 3102 Evergreen Lane, Spruce Creek, PA 16683-1508.

Evergreen Farms Inc. has submitted an application for an Individual NPDES permit for a renewal of a CAFO known as Evergreen Farms CAFO, located in Franklin Township, **Huntingdon County**.

The CAFO is situated near Spruce Creek (HQ-CWF, MF) and Spruce Creek (HQ-CWF) in Watershed 11-A, which is classified for High Quality—Cold Water, High Quality Waters—Cold Water Fishes, and Migratory Fish. The CAFO is designed to maintain an animal population of approximately 7,533.19 animal equivalent units (AEUs) consisting of 3,290 mature Holstein cows, 2,680 Holstein heifers, 1,875 Holstein calves, and 30 Holstein bulls. Manure stored in 17 facilities:

Description of Manure Storage Facilities
160' × 16' Main Dairy Circular Concrete Storage (Pit 1)
450' × 145' × 10' Main Dairy Wastewater Storage Basin (Pit 2)

<i>Description of Manure Storage Facilities</i>
700' × 100' × 8' Main Dairy Earthen Storage Basin (Pit 3)
75' × 50' × 5'10" Peterson Farm Front Pit (Pit 5)
325' × 90' × 7' Peterson Farm Back Pit (Pit 6)
76' × 12' LeCrone Farm Circular Concrete Tank (Pit 7)
90' × 200' × 10' Rhodes Farm Earthen Storage (Pit 8)
80' × 12' Dink Farm Circular Concrete Storage (Pit 9)
200' × 14' Main Dairy Round Concrete Storage (Pit 10)
750' × 215' × 16' Keatley Farm HDPE Lined Lagoon (Pit 11)
85' × 110' × 10' Oliver East Farm Earthen Storage (Pit 12)
36' × 55' × 6' Oliver East Farm Solid Manure Storage (Pit 13)
25' × 50' × 8' Peterson Farm Uncle Gary Solid Manure Storage (Pit 14)
20' × 50' × 9' Peterson Farm Free Stall Solid Manure Storage (Pit 15)
18' × 50' × 5' Peterson Farm Solid Manure Storage (Pit 16)
111'4" × 424' × 8 ft Rider Farm Underbarn Heifer Storage (Pit 17)
65' × 90' × 8' Rider Farm Rectangular Concrete (Pit 18)

A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 25-year, 24-hour storm event.

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

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

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

**NPDES Permit No. PA0232777**, CAFO, **Roaring Creek Egg Farms LLC**, 190 Tyson School Road, Catawissa, PA 17820-8212.

This existing facility is located in Cleveland Township, **Columbia County**.

Description of size and scope of existing operation/activity: Poultry (Layers): 3,436.09 AEU's.

The receiving stream, Unnamed Tributary to Mugser Run (HQ-CWF, MF), is in watershed 5-E and classified for: High Quality—Cold Water and Migratory Fish. The proposed effluent limits for the operation/activity include: Except for the chronic or catastrophic rainfall events defined as over the 25-year/24-hour rain storms, the CAFO general permit is a non-discharge NPDES permit. Where applicable, compliance with 40 CFR Federal effluent limitation guidelines is required. The general permit requires no other numeric effluent limitations and compliance with the Pennsylvania Nutrient Management Act and the Clean Stream Law constitutes compliance with the State narrative water quality standards.

**PA0262153**, Sewage, SIC Code 4952, **Point View Cottage Association**, Point View Drive, Williamsburg, PA 16693. Facility Name: Point View Cottage Association # 1 STP. This existing facility is located in Catharine Township, **Blair 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 Township Run (WWF, MF), is located in State Water Plan watershed 11-A 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 .002 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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.

**PA0262161**, Sewage, SIC Code 4952, **Point View Cottage Association**, Point View Drive, Williamsburg, PA 16693. Facility Name: Point View Cottage Association # 2 STP. This existing facility is located in Catharine Township, **Blair 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 Township Run (WWF, MF), is located in State Water Plan watershed 11-A 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 .002 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
				Geo Mean		

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

The EPA Waiver is in effect.

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

**PA0255050**, Storm Water, SIC Code 3341, **Philips Respirationics**, 1001 Murry Ridge Lane, Murrysville, PA 15668-8517. Facility Name: Murry Ridge Facility. This facility is located in Murrysville Borough, **Westmoreland County**.

Description of Proposed Activity: The application is for a new NPDES permit for a new discharge of Stormwater associated with industrial activities.

The receiving stream(s), Unnamed Tributary of Humms Run (TSF) and Unnamed Tributary of Haymakers Run (HQ-CWF), is located in State Water Plan watershed 19-A and is classified for Trout Stocking and High-Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 and Outfall 002 are displayed as follows:

Parameters	Mass Units (lbs/day)		Concentrations (mg/L)	Daily Maximum	Instant. Maximum
	Average Monthly	Average Weekly			
Total Suspended Solids	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

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

**PA0288004**, Sewage, SIC Code 8800, **Evelyn Gallagher**, 693 Mushrush Road, Butler, PA 16002. Facility Name: Evelyn Gallagher SRSTP. This proposed facility is located in Jefferson Township, **Butler 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), Patterson Run (CWF), is located in State Water Plan watershed 20-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg	XXX	6.0	XXX	XXX	9.0
			Inst Min			

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Annual Average	Maximum	
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

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

The EPA Waiver is in effect.

**PA0287903**, Sewage, SIC Code 7033, **Adventure Bound SV, LLC**, 905 16th Place, Vero Beach, FL 32960. Facility Name: Adventure Bound Shenango Valley. This proposed facility is located at 599 East Crestview Drive, Transfer, PA 16154, located in Delaware Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary of Shenango River (WWF), is located in State Water Plan watershed 20-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 .015 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		Instant. Maximum
	Average Monthly	Average Weekly		Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	Inst Min XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	10,000
Ultraviolet Light Transmittance (%)	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	5.0	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	4.5	XXX	9
May 1 - Oct 31	XXX	XXX	XXX	1.5	XXX	3
Total Phosphorus	XXX	XXX	XXX	0.5	XXX	XXX
Total Nickel				Report		
Chloride	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX

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

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

The EPA Waiver is in effect.

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

*Northeast Region: Clean Water Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**WQM Permit No. 6419402**, Sewage, **LT Realty Inc.**, 150 Noble Lane, Bethany, PA 18431.

This proposed facility is located in Dyberry Township, **Wayne County**.

Description of Proposed Action/Activity: The project is for the construction of a 0.0065 MGD packaged extended aeration wastewater treatment plant with tertiary filtration and ultraviolet light disinfection to serve the Bethany Village Senior Living Center. The proposed outfall is located on Tributary 5990 to Dyberry Creek.

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

**WQM Permit No. 2173201**, Amendment # 4, Industrial Waste, **Advanced Disposal**, Cumberland County Landfill, 620 Neville Road, Newburg, PA 17240.

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

Description of Proposed Action/Activity: Seeking permit approval for the addition of a moving bed biofilm reactor.

**WQM Permit No. 6706406**, Amendment # 3, Sewerage, **Jefferson Codorus Joint Sewer Authority**, P.O. Box 146, Codorus, PA 17311

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

Description of Proposed Action/Activity: Seeking permit approval for the installation of mechanical screening unit to remove grit from influent wastewater stream.

**WQM Permit No. 0720401**, Sewerage, **Altoona Water Authority**, 900 Chestnut Avenue, Altoona, PA 16601-4496.

This proposed facility is located in Altoona City and Logan Township, **Blair County**.

Description of Proposed Action/Activity: Seeking permit approval for improvements to the Keystone Pump Station.

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

**WQM Permit No. 0219406**, Sewage, **Elizabeth Township**, 100 Atlantic Avenue, McKeesport, PA 15132-3807.

This proposed facility is located in Elizabeth Township, **Allegheny County**.

Description of Proposed Action/Activity: construction of two pump stations, a wet weather equalization tank, and a force main that will replace a sewage treatment plant.

**WQM Permit No. 463S103 A-1**, Sewage, **Mount Pleasant Borough**, 1 Etze Avenue, Mount Pleasant, PA 15666.

This existing facility is located in Mount Pleasant Borough, **Westmoreland County**.

Description of Proposed Action/Activity: Rehabilitation of existing Quarry Street Pump Station.

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

**WQM Permit No. 4320401**, Sewage, **John Englert**, 244 Colt Road, Transfer, PA 16154.

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

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

**WQM Permit No. 2520401**, Sewage, **Edinboro Borough Municipal Authority Erie County**, 124 Meadville Street, Edinboro, PA 16412-2502.

This proposed facility is located in Edinboro Borough, **Erie County**.

Description of Proposed Action/Activity: Replacement of existing sanitary sewer conveyance.

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

*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.*

*Monroe County Conservation District, 8050 Running Valley Road, Stroudsburg, PA 18347, 570-629-3060.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD450103	PTV 1019 LLC 400 Penn Center Blvd Bldg 4 Ste 1000 Pittsburgh, PA 15235	Monroe	Middle Smithfield Twp	Pond Creek (HQ-CWF, MF) EV Wetlands (EV)

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD020020-A1	4137 Bakerstown Road, LLC 2 Manhattanville Road Suite 403 Purchase, NY 10577	Allegheny	Richland Township	Montour Run (TSF); UNT to Breakneck Creek (WWF); UNT to Willow Run (TSF)

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

*Lancaster County Conservation District: 1383 Arcadia Road, Room 200, Lancaster, PA 17601-3149.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD360051	ACP Properties LLC 301 East Hill Street Ephrata, PA 17522	Lancaster County	West Hempfield Township	UNT to Strickler Run/WWF, MF

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

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

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

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Waiver Application Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAG130013	Conshohocken Borough 400 Fayette Street Suite 200 Conshohocken, PA 19428	Conshohocken Borough Montgomery County	N	Y

## **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>
James McCloskey 1220 Parthemer Road McClure, PA 17841	Snyder	0 for manure application	1,253.1	Swine/ Finishing	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**

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

*Southeast Region: Water Supply Management Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5980.*

*Contact: Kimberleigh Rivers, Clerk Typist 2, 484.250.5887.*

**Permit No. 0920502**, Public Water Supply.  
 Applicant **Perkasie Regional Authority**  
 150 Ridge Road  
 Suite 1  
 West Rockhill Township, PA  
 18960-1521  
 Township East Rockhill  
 County **Bucks**  
 Responsible Official Nicholas Fretz-Manager  
 150 Ridge Road  
 Suite 1  
 West Rockhill Township, PA  
 18960-1521  
 Type of Facility PWS  
 Consulting Engineer Peter C. Andersen, P.E.  
 Andersen Engineering  
 Associates, Inc.  
 150 Ridge Road  
 Suite 2  
 West Rockhill Township, PA  
 18960-1521

Application Received Date January 9, 2020  
 Description of Action Construction of a booster station at the Park Avenue Tank Site.  
**Permit No. 0919540**, Public Water Supply.  
 Applicant **PA American Water Company**  
 852 Wesley Drive  
 Mechanicsburg, PA 17055  
 Township Worcester  
 County **Montgomery**  
 Responsible Official Bruce Aiton  
 852 Wesley Drive  
 Mechanicsburg, PA 17055  
 Type of Facility PWS  
 Consulting Engineer Craig Darosh  
 PA American Water Co.  
 852 Wesley Drive  
 Mechanicsburg, PA 17055  
 Application Received Date January 14, 2020  
 Description of Action Construction of a new booster station to replace an existing booster station at a different site.

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

**Permit No. 2119515**, Public Water Supply.  
 Applicant **HMS Host**  
 Municipality West Pennsboro Township  
 County **Cumberland**  
 Responsible Official Shawn Leslie,  
 Senior Maintenance Manager  
 P.O. Box 8  
 Middletown, PA 17057  
 Type of Facility Public Water Supply  
 Consulting Engineer Wendy Gray, P.E.  
 Environmental Guidance & Solutions  
 P.O. Box 261  
 Lafayette Hill, PA 19444  
 Application Received: October 9, 2019  
 Description of Action The addition of two new wells and permitting of the existing three wells, softening, mixed media filtration, reverse osmosis, disinfection, and storage facilities.

**Permit No. 0619519**, Public Water Supply.  
 Applicant **Dew Fresh Inc.**  
 Municipality Windor Township  
 County **Berks**  
 Responsible Official Mark Gaspari, President  
 670 Clauss Road  
 Lenhartsville, PA 19534  
 Type of Facility Public Water Supply

Consulting Engineer Katherine E. Cirone, P.E.  
Liberty Environmental Inc.  
315 West James Street  
Suite 205  
Lancaster, PA 17603

Application Received: November 7, 2019

Description of Action The installation of cation exchange for hardness removal, anion exchange for nitrate removal, carbon filtration, cartridge filtration, and ultraviolet disinfection for Wells No. 6-01 and 6-02.

**Permit No. 0519507**, Public Water Supply.

Applicant **Hyndman Borough**

Municipality Hyndman Borough

County **Bedford**

Responsible Official Todd Rizer, Council President  
3945 Center Street  
Suite 2  
Hyndman, PA 15545

Type of Facility Public Water Supply

Consulting Engineer Andrew H. Johnson, P.E.  
Gwin, Dobson & Foreman, Inc.  
3121 Fairway Drive  
Altoona, PA 16602-4475

Application Received: December 4, 2019

Description of Action Filter media replacement, automatic shutdown valve, and relocation of turbidimeter sampling point and pH adjustment location.

**Permit No. 3419501**, Public Water Supply.

Applicant **McAlisterville Area Joint Authority**

Municipality Fayette Township

County **Juniata**

Responsible Official Cory S. Fronk, Manager  
P.O. Box 61  
McAlisterville, PA 17049

Type of Facility Public Water Supply

Consulting Engineer Brian L. Book, P.E.  
cb3 Solutions, LLC  
1161 Seibert Road  
Bellefonte, PA 16823

Application Received: December 30, 2019

Description of Action Rehabilitation of the Tennis Springs.

**Permit No. 2819512**, Public Water Supply.

Applicant **Mercersburg Sportsman Association**

Municipality Peters Township

County **Franklin**

Responsible Official Randy E. Rose, President  
12143 Dickeys Road  
P.O. Box 33  
Mercersburg, PA 17236

Type of Facility Public Water Supply

Consulting Engineer Robert H. Schemmerling, P.E.  
RHS Engineering, Inc.  
41 S Antrim Way  
Greencastle, PA 17225

Application Received: December 30, 2019

Description of Action Installation of 4-log treatment of viruses.

**Permit No. 0120501**, Public Water Supply.

Applicant **Lake Meade Municipal Authority (LMMA)**

Municipality Reading Township

County **Adams**

Responsible Official Bennett L. Leas, Manager  
59 Curtis Drive  
East Berlin, PA 17316

Type of Facility Public Water Supply

Consulting Engineer Randolph S. Bailey, P.E.  
Wm. F. Hill & Assoc., Inc.  
207 Baltimore Street  
Gettysburg, PA 17325

Application Received: January 21, 2020

Description of Action Re-permitting of Well No. 3. The installation of uranium treatment and GWR 4-Log disinfection.

**Permit No. 0619520**, Public Water Supply.

Applicant **Reading Area Water Authority**

Municipality Bethel Township

County **Berks**

Responsible Official William Murray,  
Executive Director  
1801 Kutztown Road  
Reading, PA 19604

Type of Facility Public Water Supply

Consulting Engineer Brian Hassinger, P.E.  
SSM Group, Inc.  
1047 North Park Road  
Reading, PA 19610-0307

Application Received: December 6, 2019

Description of Action New source (Well No. 2) and finished water storage tank.

**Permit No. 0620501**, Public Water Supply.

Applicant **Giorgi Mushroom Company, Farm 3, Plant 5**

Municipality Muhlenberg Township

County **Berks**

Responsible Official Jeremy Lawson,  
Farm 3 Manager  
1161 Park Road (rear)  
Reading, PA 19605

Type of Facility Public Water Supply

Consulting Engineer Katherine E. Cirone, P.E.  
Liberty Environmental Inc.  
315 West James Street  
Suite 205  
Lancaster, PA 17603



Application Received: January 10, 2020  
 Description of Action The installation of cation exchange for hardness removal, anion exchange for nitrate removal, and cartridge filtration for Well 3-51.

**Permit No. 0620502**, Public Water Supply.  
 Applicant **Bethany Evangelical Congregational Church**

Municipality Washington Township

County **Berks**

Responsible Official Ross Campbell, Board Representative  
 14 Church Hill Road  
 Barto, PA 19504

Type of Facility Public Water Supply

Consulting Engineer Jeremy S. Madaras, P.E.  
 J.S. Madaras Consulting LLC  
 250 Indian Lane  
 Boyertown, PA 19512

Application Received: January 7, 2020

Description of Action Permitting of an existing nitrate removal system and the installation of UV disinfection.

**Permit No. 2120501**, Public Water Supply.  
 Applicant **SUEZ Water Pennsylvania, Inc.**

Municipality Upper Allen Township

County **Cumberland**

Responsible Official John D. Hollenbach,  
 General Manager  
 4211 East Park Circle  
 Harrisburg, PA 17111-0151

Type of Facility Public Water Supply

Consulting Engineer Brendan West, P.E.  
 Suez Water Pennsylvania Inc.  
 6310 Allentown Blvd  
 Harrisburg, PA 17112

Application Received: January 15, 2020

Description of Action The consolidation of SUEZ Mechanicsburg (PWS ID No. 7210028), SUEZ Grantham (PWS ID No. 7210027), and SUEZ Center Square (PWS ID No. 7210054) public water systems, which includes the installation of two (2) pressure-reducing valve vaults and the cessation of fluoridation in PWS ID No. 7210028.

**Permit No. 0620503**, Public Water Supply.  
 Applicant **Giorgi Mushroom Farm 3 Plants 3 & 4**

Municipality Muhlenberg Township

County **Berks**

Responsible Official Jeremy Lawson,  
 Farm 3 Manager  
 1161 Park Road (rear)  
 Reading, PA 19605

Type of Facility Public Water Supply  
 Consulting Engineer Katherine E. Cirone, P.E.  
 Liberty Environmental Inc.  
 315 West James Street  
 Suite 205  
 Lancaster, PA 17603

Application Received: January 10, 2020

Description of Action The installation of cation exchange for hardness removal, anion exchange for nitrate removal, and cartridge filtration for Well 3-41.

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

**Permit No. 0220501**, Public Water Supply.  
 Applicant **AHN—Wexford Hospital**  
 12351 Perry Highway  
 Wexford, PA 15090

Township or Borough Pine Township

County **Allegheny**

Responsible Official Amy Cashdollar,  
 Chief Operating Officer  
 AHN—Wexford Hospital  
 12351 Perry Highway  
 Wexford, PA 15090

Type of Facility New water system

Consulting Engineer Jacobs Engineering Associates  
 1914 Mt. Royal Boulevard  
 Glenshaw, PA 15116

Application Received Date January 3, 2020

Description of Action Installation of an iChlor system for secondary disinfection.

**Permit No. 0420501**, Public Water Supply.  
 Applicant **Municipal Water Authority of Aliquippa**  
 160 Hopewell Avenue  
 Aliquippa, PA 15001

Township or Borough City of Aliquippa

County **Beaver**

Responsible Official Robert J. Bible, P.E.  
 General Manager  
 Municipal Water Authority of Aliquippa  
 160 Hopewell Avenue  
 Aliquippa, PA 15001

Type of Facility Pump station

Consulting Engineer Lennon Smith Souleret  
 Engineering, Inc.  
 846 Fourth Avenue  
 Coraopolis, PA 15108

Application Received Date January 21, 2020

Description of Action Replacement of the Sheffield Terrace booster station.

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**MINOR AMENDMENT**


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**Applications Received Under the Pennsylvania Safe Drinking Water Act.**


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

**Application No. 0420502MA, Minor Amendment.**

Applicant	<b>Beaver Falls Municipal Authority</b> 1425 Eighth Avenue Beaver Falls, PA 15010
Township or Borough	West Mayfield Borough
County	<b>Beaver</b>
Responsible Official	James Riggio, Manager Beaver Falls Municipal Authority 1425 Eighth Avenue Beaver Falls, PA 15010
Type of Facility	Water system
Consulting Engineer	Entech Engineering, Inc. 400 Rouser Road Building 2 Suite 200 Coraopolis, PA 15108
Application Received Date	January 15, 2020
Description of Action	Rehabilitation of the West Mayfield 45th Street water storage tank.

**Application No. 0420503MA, Minor Amendment.**

Applicant	<b>Beaver Falls Municipal Authority</b> 1425 Eighth Avenue Beaver Falls, PA 15010
Township or Borough	New Sewickley Township
County	<b>Beaver</b>
Responsible Official	James Riggio, Manager Beaver Falls Municipal Authority 1425 Eighth Avenue Beaver Falls, PA 15010
Type of Facility	Water system
Consulting Engineer	Entech Engineering, Inc. 400 Rouser Road Building 2 Suite 200 Coraopolis, PA 15108
Application Received Date	January 15, 2020
Description of Action	Rehabilitation of the Freedom water storage tank.

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**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**


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**UNDER ACT 2, 1995  
PREAMBLE 1**


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**Acknowledgment of Notices of Intent to Remediate Submitted Under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).**

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Sections 302, 303, 304 and 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, State-wide health standard, the site-specific standard, or who intend to remediate a site as a special industrial area, must file a (NOI) to Remediate with the Department. A NOI to Remediate filed with the Department provides a brief description of the location of the site, a list of known or suspected contaminants at the site, the proposed remediation measures for the site, and a description of the intended future use of the site. A person who demonstrates attainment of one, or a combination of the cleanup standards, or who receives approval of a special industrial area remediation identified under the Act, will be relieved of further liability for the remediation of the site for any contamination identified in reports submitted to and approved by the Department. Furthermore, the person shall not be subject to citizen suits or other contribution actions brought by responsible persons not participating in the remediation.

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

For further information concerning the content of a NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

**Emmanuel CSI Church**, 3325 Brownsville Road, Bensalem Township, **Bucks County**. Matthew Abraham, Westchester Environmental, 1248 Wrights Lane, West Chester, PA 19380 on behalf of Koshy Verghese, Emmanuel CSI Church, 3325 Brownsville Road, Festerville-Trevose, PA 19053 submitted a Notice of Intent to Remediate. Soil at the site had been impacted with the release of No. 2 fuel oil. The proposed future use of the property will be residential. The proposed cleanup stan-

dard for the site is Statewide Health. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on January 15, 2020.

**Flats Redevelopment Site**, 115 West Lincoln Avenue, Coatesville Borough/Valley Township, **Chester County**. Paul White, Brickhouse Environmental, 51 South Franklin Street, Suite D-1, West Chester, PA 19382 on behalf of Derrick Morgan, KINGDM Coatesville, LLC, 223 Brook Hollow Road, Nashville, TN 37205 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with VOCs and metals. The proposed future use of the property will be non-residential. The proposed cleanup standard for the site is Site-Specific. The Notice of Intent to Remediate was published in the *Daily Local News* on January 15, 2020.

**1405 Bridgewater Road**, 1405 Bridgewater Road, Bensalem Township, **Bucks County**. Jeff Walsh, PG, Penn Environmental & Remediation, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Kurt Hecht, 935 Tower View Circle, New Hope, PA 18938 submitted a Notice of Intent to Remediate. Groundwater at the site has been contaminated with the release of PCE and other chlorinated VOCs. The proposed future use of the property continues to be non-residential for tenant commercial spaces. The proposed cleanup standard for the site is Site-Specific. The Notice of Intent to Remediate was published in *The Bucks County Courier Times* on January 8, 2020.

**Signature Cleaners**, 1456 Ferry Road, New Britain Township, **Bucks County**. Joseph Kraycik, Environmental Standards, Inc., 1140 Valley Forge Road, P.O. Box 810, Valley Forge, PA 19482 on behalf of Michael Rosen, MAR & SAR, LLC d/b/a/Signature Cleaners, 1456 Ferry Road, Suite 10, New Britain, PA 18901 submitted a Notice of Intent to Remediate. Soil and groundwater have been contaminated with the release of VOCs. The future use of the property is expected to remain non-residential. The proposed cleanup standard for the site is Site-Specific. The Notice of Intent to Remediate was published in *The Intelligencer* on January 7, 2020.

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

**300 Furnace Street**, 300 Furnace Street, Emmaus Borough, **Lehigh County**. Geo-Technology Associates, 2405 John Fries Highway, Quakertown, PA 18951, on behalf of 300 Furnace Street LLC, 2227 Albright Avenue, Allentown, PA 18104, submitted a Notice of Intent to Remediate. Soil was contaminated by historic fill and a release of heating oil. Future use of the site will be commercial and residential. The Notice of Intent to Remediate was published in the *Lehigh Valley Press* on January 22, 2020.

**26 Rutter Street Property**, 26 Rutter Street, Hanover Township, **Luzerne County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Newell Fuel Service, 1355 Memorial Highway, Shavertown, PA 18708, submitted a Notice of Intent to Remediate. Soil was contaminated by a release of heating oil during product delivery. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Citizens Voice* on October 3, 2019.

**R. Squier Pad 1**, 9968 North Weston Road, Brooklyn Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a

Notice of Intent to Remediate. Soil contamination was found during pad grading at a natural gas well drilling operation. Future use of the site will be for natural gas production. The Notice of Intent to Remediate was published in *The Susquehanna County Independent* on January 8, 2020.

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

**Former West Liberty Avenue Glass**, City of Pittsburgh, **Allegheny County**. RT Environmental Services, Inc., 2001 Waterdam Plaza Drive, Suite 205, Canonsburg, PA 15317 on behalf of Fumiero Properties, LLC, 103 Capital Avenue, Pittsburgh, PA 15226 has submitted a Notice of Intent to Remediate. The NIR states that the Remediator plans to demonstrate attainment of the non-residential Statewide Health Standards for metals and PAHs in soil. The planned future use of the Site is commercial/non-residential. The NIR was published in the *Pittsburgh Post-Gazette* on March 27, 2019.

**Barchemy, LLC**, Donora Borough, **Washington County**. RT Environmental Services, Inc., 2001 Waterdam Plaza Drive, Suite 205, Canonsburg, PA 15317 on behalf of Barchemy, LLC, 65 East 1st Street, Donora, PA 15033 has submitted a Notice of Intent to Remediate. The NIR states that the Remediator plans to demonstrate attainment of a Site Specific Standard for petroleum constituents in soil and groundwater. The planned future use of the Site is commercial/industrial. The NIR was published in the *Observer-Reporter* on November 05, 2019.

**Forbes Avenue Redevelopment**, City of Pittsburgh, **Allegheny County**. Langan Engineering and Environmental Services, Inc., 2400 Ansys Drive, Suite 403, Canonsburg, PA 15317 on behalf of CASL Pittsburgh Property Owner, LLC, 130 East Randolph Street, Suite 2100, Chicago, IL 60601-6223 has submitted a Notice of Intent to Remediate. The NIR states that the Site is currently occupied by a gasoline station, parking lots, and a restaurant. Historically, the Site was previously occupied by another gasoline station, automobile repair shops, a sheet and tin plate facility, film processing facility, and used automobile sales. The Site has been found to be contaminated with volatile and semi-volatile organic compounds and metals in groundwater and soil and volatile organic compounds in soil gas. The proposed remediation measures include both institutional and engineering controls. The planned future use of the Site is mixed use. The NIR was published in the *Pittsburgh Post-Gazette* on January 03, 2020.

#### REGISTRATION FOR RESIDUAL WASTE GENERAL PERMITS

**Registration(s) Received Under the Solid Waste Management Act; the Municipal Waste Planning, Recycling and Waste Reduction Act; and Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

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

**General Permit Application No. WMGR123SW041. Range Resources-Appalachia, LLC**, 3000 Town Center Blvd., Canonsburg, PA 15317. A request for registration for coverage under General Permit WMGR123 to con-

struct and operate the DMC East Tank Pad Reuse Water Storage Facility for storage and reuse of oil and gas liquid waste at a site located in Buffalo and East Finley Townships, **Washington County**. The registration was received in the Regional Office on January 20, 2020 and accepted as administratively complete on January 7, 2020.

**DETERMINATION OF APPLICABILITY FOR  
RESIDUAL WASTE GENERAL PERMITS**

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

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

**General Permit Application No. WMGR066-NE002.** LTC Trucking Corp., 2 Madison Avenue, Suite 209, Larchmont, NY 10538. A determination of applicability for the processing (collection, bulking, storage and incidental oil/water separation) of waste oil, virgin fuel oil tank bottoms, spent antifreeze and waste oil/water mixtures prior to beneficial use at a facility located in Port Carbon Borough, **Schuylkill County**. The application for determination of applicability was received by the Regional Office on June 17, 2019. Supplemental information was received on January 9 and January 22, 2020 and the application was deemed administratively complete on January 23, 2020.

Comments concerning the application should be directed to Roger Bellas, Environmental Program Manager, Waste Management Program, 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. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**General Permit Application No. WMGR038-NE009.** Roundhouse Rubber LLC, 10 Taylor Street, Scott Township, PA 18447-7510. A determination of applicability for the processing of waste tires for beneficial reuse at a facility located in Greenfield Township, **Lackawanna County**. The application for determination of applicability was received by the Regional Office on January 24, 2020 and deemed administratively complete on January 27, 2020.

Comments concerning the application should be directed to Roger Bellas, Environmental Program Manager, Waste Management Program, 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. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

**AIR QUALITY**

**PLAN APPROVAL AND OPERATING  
PERMIT APPLICATIONS**

The Department has developed an "integrated" plan approval, State Operating Permit and Title V Operating

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

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

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

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

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

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

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

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

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

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

**46-0005AW: Merck, Sharp & Dohme, Corp.** (770 Sumneytown Pike, West Point, PA 19486-0004) for the installation of a 1,300-kW natural gas fired non-emergency generator in Building 60 to upgrade the electric infrastructure and improve reliability in support of the operations in this building at an existing permitted Title V facility in Upper Gwynedd Township, **Montgomery County**. The non-emergency generator will be restricted to 500 hours of operation per 12-month rolling period. The proposed engine will be equipped by the manufacturer with computerized combustion controls, turbocharger, aftercoolers, NO<sub>x</sub> sensor, and lean-burn technology to comply with BAT. The generator will be subject to 40 CFR Part 60, Subpart JJJJ. The generator will result in the following ton/year air contaminants: VOC—0.7; NO<sub>x</sub>—1.0; CO—2.0; SO<sub>x</sub>—0.002; and PM<sub>10</sub>/PM<sub>2.5</sub>—0.04. The installation of this source does not trigger applicability toward NSR or PSD regulations. The plan approval will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Raymond Kempa, New Source Review Chief, (570) 826-2507.*

**48-00115A: Aria Energy East LLC** (46280 Dylan Drive, Suite 200, Novi, MI 48377) submitted an application to the Department of Environmental Protection for a proposed renewable natural gas (RNG) processing facility to be located in Lower Saucon Twp, **Northampton County**. This plan approval will be incorporated into State Only Permit through an administrative amendment at a later date.

Aria Energy is proposing a RNG processing facility designed to process up to 3,500 SCFM of landfill gas. The plant is being controlled by a thermal oxidizer unit that will be used to destroy VOCs, HAPs and to control odors, along with a bypass flare and emergency generator.

The Department's review of the information submitted by Aria Energy indicates that the proposed operation will meet all applicable air quality requirements pertaining to air contamination sources and the emission of air contaminants, including the BAT requirements. The company shall comply with 123.31 for malodorous emissions. The company shall comply with 123.13 for particulate emissions. The company shall comply with 123.41 for visible emissions. VOC emissions from the plant will remain under 50 TPY threshold limit, 12-month rolling sum. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. SO<sub>x</sub> emissions will be limited to 99.9 TPY, based on a 12-month rolling sum. The emergency generator is subject to 40 CFR Part 60 Subpart IIII requirements.

The Plan approval and Operating Permit will include testing, monitoring, record keeping, and reporting re-

quirements designed to keep the sources operating within all applicable air quality requirements. For further details, contact Ray Kempa at (570) 826-2511 within 30 days after publication date.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the following: name, address and telephone number of the person submitting the comments; identification of the proposed permit No. 48-00115A; and a concise statement regarding the relevancy of the information or objections to the issuance of the permit.

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

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

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

**36-05146C: EPP Renewable Energy, LLC** (3049 River Road, Conestoga, PA 17516) for the installation of a 10.68 MMBtu/hr Candlestick Flare at the EPP Renewable Energy LLC landfill gas-to-energy installation associated with the Frey Farm Creswell Landfill located in Manor Township, **Lancaster County**. The expected increases in facility emissions as a result of the changes proposed are: potential emissions of NO<sub>x</sub> 3.15 tpy, CO 59.13 tpy, SO<sub>x</sub> 6.41 tpy, PM<sub>10</sub> 1.34 tpy and VOC 0.21 tpy. 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 60 Subpart 60.18 General control device and work practice standards and 40 CFR Part 60 Subpart XXX—Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014. 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.

**67-05004U: Pixelle Specialty Solutions, LLC** (228 South Main Street, Spring Grove, PA 17362-1000) for the installation of two 115 MMBtu/hr natural gas burners in the # 3 Recovery Boiler (ID 037) which will be limited by an annual fuel limitation of 225.49 mmscf of natural gas, upgrade of the PLC software and various hardware of the Hardwood Digester (ID 112) to increase pulp production by 2.1%, and upgrades to the water removal system of paper machines # 1 and # 8 (contained in ID 115) to increase paper production by approximately 8% at the pulp and paper mill in Spring Grove Borough, **York County**.

The expected emissions increase is calculated to be 0.02 tpy PM<sub>10</sub>/PM<sub>2.5</sub>, 0.07 tpy SO<sub>2</sub>, 3.60 tpy NO<sub>x</sub>, 10.70 tpy VOC, and 9.45 tpy CO. The plan approval 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 requirements in the permit, certain units will be subject to CEMS requirements, 40 CFR Subpart MM—National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semichemical Pulp Mills, 40 CFR 60 Subpart Db—Standards of Performance for Industrial Steam Generating Units, 40 CFR 63 Subpart S—National Emission Standards for Hazardous Air Pollutants for Pulp and Paper Industry, and 40 CFR 60 Subpart BBa—Standards of Performance for Kraft Pulp Mills.

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 requirements (BAT) of 25 Pa. Code §§ 127.1 and 127.12. 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.

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

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

**08-00002F: DuPont Specialty Products USA, LLC** (Patterson Boulevard, Towanda, PA 18848) has submitted an application (08-00002F) for the construction and operation of an electrically-heated, batch oven (Source P158) that will process polymers-coated metal foils which contain volatile organic compounds. The permittee proposes to control the VOC emissions from the proposed oven with a condenser (Control Device C158) at their Towanda facility located in North Towanda Township, **Bradford County**. The respective facility is a major facility for which a Title V operating permit 08-00002 has been issued. The Department's review of the information submitted by DuPont Specialty Products USA, LLC indicates that the construction of the proposed batch oven and the installation of the condenser satisfies all applicable air quality regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the Best Available Technology requirements pursuant to 25 Pa. Code §§ 127.1 and 127.12. Based on

these findings, the Department intends issue plan approval. Additionally, if the Department determines that the air contaminant sources and control device are operating in compliance with all plan approval conditions, the conditions established in the plan approval will be incorporated into Title V operating permit 08-00002 via an administrative amendment pursuant to 25 Pa. Code § 127.450. The following is a summary of the conditions that the Department proposes to place in the plan approval to be issued to ensure compliance with all applicable regulatory requirements: All conditions as specified in Title V operating permit 08-00002 shall remain in effect unless superseded or amended by a condition contained herein. If there is a conflict between a condition contained in the Title V operating permit 08-00002 and a condition contained herein, the permittee shall comply with the condition contained herein rather than the conflicting condition contained in the Title V operating permit 08-00002. Pursuant to 25 Pa. Code § 127.12b, the volatile organic compound emission from Control Device C158 associated with Source P158 shall not exceed 0.38 ton in any 12 consecutive month period, Source P158 shall be equipped with fail safe switches or interlocks which shall prevent the heaters incorporated in Source P158 from energizing in the respective source if the exhaust gas temperature from Control Device C158 is in excess of 30°F, Control Device C158 shall be equipped with instrumentation to continuously monitor the exhaust temperature and differential pressure across the respective control device, the exhaust temperature of Control Device C158 shall not exceed 30°F at any time Source P158 is operational, all condensate from Control Device C158 shall be collected via an enclosed system and stored in closed containers, the air contaminant emissions from Source P158 shall be controlled by a single-pass, counter current condenser at all times the respective source is operational, no volatile hazardous air pollutant-containing materials shall be process in Source P158 at any time. A copy of the plan approval application is available for public review between 8 a.m. and 4 p.m. at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review may be made by calling the Department at 570-327-0550. Written comments or requests for a public hearing should be directed to Muhammad Q. Zaman, Environmental Program Manager, Department of Environmental Protection, Air Quality Program, Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3648.

## OPERATING PERMITS

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

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

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

**40-00129: Moxie Freedom, LLC dba Caithness Moxie Freedom** (565 5th Ave, FL 29, New York, NY 10017-2478). The Department intends to issue a Title V Operating Permit for operation of sources at an electricity generating station in Salem Township, **Luzerne County**. The sources on site include two identical 1 × 1 power blocks, each consisting of a combustion gas turbine (CGT or CT) and a steam turbine (ST) configured in single shaft alignment fueled exclusively by pipeline-quality natural gas. HRSGs are equipped with selective catalytic

reduction (SCR) to minimize nitrogen oxide (NO<sub>x</sub>) emissions and oxidation catalysts to minimize carbon monoxide (CO) and volatile organic compound (VOC) emissions from the CTs and duct burners. Other ancillary sources on site include one fuel gas dew-point natural gas-fired heater, one natural gas-fired auxiliary boiler, one diesel engine powered emergency generator, and one diesel engine powered fire water pump. Storage tanks on site include diesel fuel, lubricating oil, and aqueous ammonia storage tanks. 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.

**54-00054: Commonwealth Environmental Systems, L.P.** (P.O. Box 322, 99 Commonwealth Road, Hegins, PA 17938-0322). The Department intends to issue a Title V Operating Permit for operation of sources at a landfill in Foster Township, **Schuylkill County**. The sources on site include a landfill and landfill expansion area with landfill gas collection systems, haul and maintenance roads, a central diesel generator, a diesel storage tank, and rock crushing plants. Control devices for the site include two enclosed flares, one portable open flare, and water spray for the rock crushing plants. 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.

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

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

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

**35-00061: Polarized Meats Co., Inc.** (107 Keystone Industrial Park, P.O. Box 172, Dunmore, PA 18512-0172). The Department intends to issue a State-Only Operating Permit for operation of sources at a food manufacturing facility in Dunmore Borough, **Lackawanna County**. The sources include two cooking lines and two charmaker lines. Control devices include a wet scrubber with a demister, and two parallel activated carbon adsorption units. 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.

**54-00072: JELD-WEN Inc./Pottsville** (1162 Keystone Blvd., Pottsville, PA 17901-9055). The Department intends to issue a renewal State-Only (Natural Minor) Permit for the manufacturing of wood products located in Cass Township, **Schuylkill County**. The primary sources consist of layup lines, routers, and paint booths. The control devices are baghouses and panel filters. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

*Southcentral Region: Air Quality Program, 909 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.*

**28-05031: Chambersburg Borough** (1489 Sheffler Drive, Chambersburg, PA 17201) for the operation of a generator station facility in Chambersburg Borough, **Franklin County**. This is for renewal of the existing State-Only Permit. The actual 2018 emissions were 1.21 tpy PM, 6.11 tpy NO<sub>x</sub>, 4.90 tpy CO, 2.14 tpy VOC, and 0.14 tpy SO<sub>2</sub>. 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.

**36-03186: Kline's Services, LLC** (5 Holland Street, Salunga, PA 17538) to issue a State Only Operating Permit for the anaerobic digestion installation in East Hempfield Township, **Lancaster County**. Kline's Services operates a biogas engine fueled by gas from the digester. The potential emissions from the facility are estimated at 8.8 tpy of NO<sub>x</sub>, 13.0 tpy of CO, 0.2 tpy of PM<sub>10</sub>, 0.7 tpy of VOC, 0.1 tpy SO<sub>x</sub> and 1.6 tpy of formaldehyde. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 60 Subpart JJJJ and 25 Pa. Code § 129.63.

**22-03017: Hoover Funeral Homes & Crematory, Inc.** (6011 Linglestown Road, Harrisburg, PA 17112) for the operation of a human crematory in Lower Paxton Township, **Dauphin County**. The State-Only Operating Permit is undergoing a significant modification to replace the burn cycle charge door interlock requirement with alternative monitoring requirements.

**06-05076: Mitsubishi Chemical Advanced Materials, Inc.** (2120 Fairmont Avenue, P.O. Box 14235, Reading, PA 19612) to issue a State-Only Operating Permit for their specialty plastics production plant in the City of Reading, **Berks County**. Actual emissions from the facility for the timeframe 6/1/17 through 5/31/18 were estimated to be: 0.76 tpy of PM<sub>10</sub>, 3.59 tpy CO, 2.95 tpy NO<sub>x</sub>, 0.02 tpy SO<sub>x</sub>, 0.64 tpy VOC, and 0.00 tpy of combined HAPs. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code §§ 123.11, 123.13, 123.22, 129.52d, 129.63, 40 CFR 60, Subpart III—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines, & 40 CFR Part 63 Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines.

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

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

**49-00036: Anthracite Industries, Inc.** (610 Anthracite Road, Sunbury, PA 17801) to issue a renewal State Only (Synthetic Minor) Operating Permit for their Sunbury facility located in Upper Augusta Township,

**Northumberland County.** The facility is currently operating under State Only Operating Permit 49-00036. The facility's main sources include one 12 MMBtu/hr natural-gas fired rotary dryer, two natural-gas fired dryers (with a total combined heat input of 8.4 MMBtu/hr), and various carbon (coal/coke/graphite) product processing equipment, which are controlled by baghouses. The facility has potential emissions of 5.37 tons in any 12 consecutive month period (tpy) of carbon monoxide, 6.68 tpy of nitrogen oxides, 1.07 tpy of sulfur oxides, 3.06 tpy of volatile organic compounds, 95.4 tpy of particulate matter less than 10 microns in size, 93.7 tpy of particulate matter less than 2.5 microns in size, and 8,023 tpy of greenhouse gases (i.e. carbon dioxide equivalent). Revisions include removing the 4,500-hour annual operation limitation for some sources determined to be of minor significance through the Request for Determination process. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping, and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145. 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.

**08-00008: Guthrie Robert Packer Hospital** (One Guthrie Square, Sayre, PA 18840) to issue a renewal State Only (Synthetic Minor) Operating Permit for their healthcare campus located in Sayre Borough, **Bradford County**. The facility is currently operating under State Only Operating Permit 08-00008. The facility's main sources include one 2,826 bhp natural gas fired engine, natural gas/No. 2 fuel oil fired boilers and diesel fired emergency generators. The facility has potential emissions of 37.71 tons in any 12 consecutive month period (tpy) of carbon monoxide, 80.07 tpy of nitrogen oxides, 72.78 tpy of sulfur oxides, 4.94 tpy of volatile organic compounds, 5.83 tpy of particulate matter less than 10 microns in size, 5.83 tpy of particulate matter less than 2.5 microns in size, and 1.48 tpy of hazardous air pollutants (HAPs). The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping, and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 and 40 CFR Parts 60 and 63. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

**53-00014: Emporium Specialties Co., Inc.** (P.O. Box 65, Austin, PA 16720) for their powder metal plant located in Austin Borough, **Potter County**. The facility is currently operating under State Only Operating Permit 53-00014. The facility's main sources include one (1) vapor degreaser and three (3) electric sintering furnaces. The facility has taken synthetic minor restrictions to limit its volatile organic compounds, single hazardous air pollutant and total combined hazardous air pollutants emis-

sions below the major emission thresholds. With synthetic minor restriction, the facility has potential emissions of less than 10 tons per year of volatile organic compounds including hazardous air pollutant, and less than 25 tons per year of total hazardous air pollutants (HAPs). No emission or equipment changes are being proposed by this action other than removal of one vapor degreaser from the renewal permit due to inactivation of the source. This facility is subject to the requirements of 40 CFR Part 63, Subpart T—National Emission Standards for Halogenated Solvent Cleaning, Sections 63.460—63.471. The permittee shall comply with all applicable requirements of 40 CFR Sections 63.460—63.471. The emission limits, throughput limitations and work practice standards along with testing, monitoring, record keeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 as well as 40 CFR Parts 60, 63 and 98. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-0550.

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

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

**32-00227: Integrated Power Services** (4470 Lucerne Rd, Indiana, PA 15701-9498). The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for the manufacturing facility located in White Township, **Indiana County**. The facility's primary emission sources consist of several natural gas-fired baking ovens, sandblasting, surface coating processes (paint booths), resin usage, and parts washers (solvent degreasers). The potential emissions of the primary pollutants from the facility are as follows: 7.45 TPY (tons per year) NO<sub>x</sub>, 6.26 TPY CO, 18.64 TPY VOC, 7.34 TPY total HAPs, 0.62 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.04 TPY SO<sub>x</sub>; thus, the facility is a natural minor. The surface coating operations are subject to 25 Pa. Code § 129.52d for control of VOC emissions from miscellaneous metal parts surface coating processes, miscellaneous plastic parts surface coating processes and pleasure craft surface coatings. The renewal permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**33-00147: Dominion Energy Transmission, Inc.** (5000 Dominion Blvd, Glen Allen, VA 23060). The Department intends to renew the State Only Operating Permit for the natural gas compressor station located in Gaskill Township, **Jefferson County**. The primary sources at the facility include a 1,775 hp natural gas fueled compressor engine and a glycol dehydrator equipped with a 500,000 Btu/hr natural gas fueled burner. The facility is a Natural Minor. Potential emissions are 11.84 tpy VOC; 30.07 tpy CO; 6.63 tpy NO<sub>x</sub>; 1.91 tpy for all HAPs combined; less than 1 tpy Particulate Matter; and less than 1 tpy SO<sub>x</sub>. The dehydrator is subject to 40 CFR Part 63 Subpart HH, the NESHAP for Oil & Natural Gas Production Facilities. The compressor engine is subject to 40 CFR Part 63 Subpart ZZZZ, the NESHAP for Stationary RICE. The renewal permit contains emission restric-



tions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**37-00321: New Castle Recycling** (215 Gardner Ave, New Castle, PA 16101-3926). The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for operation of the scrap metal cutting facility located in the City of New Castle, **Lawrence County**. The facility's primary emission sources include the scrap cutting of large objects under a metal hood that is controlled by a baghouse and yard cutting of smaller carbon steel (with minimal amounts of nickel and chrome) and aluminum scrap. Particulate emissions from the exhaust of the baghouse are estimated at 0.029 TPY. The renewal permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**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

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l
pH <sup>1</sup>		greater than 6.0; less than 9.0	
Alkalinity greater than acidity <sup>1</sup>			

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

A settleable solids instantaneous maximum limit of 0.5 ml/l applied to: surface runoff (resulting from a precipitation event of less than or equal to a 10-year 24-hour event) from active mining areas; active areas disturbed by coal refuse disposal activities; and mined areas backfilled and revegetated; and drainage (resulting from a precipitation event of less than or equal to a 1-year 24-hour event) from coal refuse disposal piles.

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100, (Contact: Bonnie Herbert).*

**32733708 and NPDES Permit No. PA0215503. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, to renew the permit and related NPDES permit for the Greenwich No. 1 Coal Refuse Disposal Area in Green Township, **Indiana County** and Susquehanna Township, **Cambria County**. No additional discharges. The application was considered administratively complete on January 23, 2020. Application received: January 9, 2020.

**56841608 and NPDES Permit No. PA0213721. PBS Coals, Inc.**, 1576 Stoystown Road, P.O. Box 260, Friedens, PA 15541, to revise the permit for a new stockpile area, revised water handling plan, and to add two (2) NPDES discharge points to the NPDES Permit for the Cambria Fuel Prep Plant in Stonycreek Township, **Somerset County**. Receiving

stream(s): Schrock Run classified for the following use(s): CWF. The application was considered administratively complete on January 22, 2020. Application received: November 21, 2019.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900, (Contact: Holly Calvetti).*

**Permit 56110108 and NPDES No. PA0263354. Robindale Energy Services, Inc.**, 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, permit renewal for the continued operation and restoration of a bituminous surface & auger mine in Shade Township, **Somerset County**, affecting 176.9 acres. Receiving stream(s): unnamed tributaries to/and Oven Run and unnamed tributaries to Stonycreek River classified for the following use(s): CWF. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority intake on Stonycreek River approximately 1 mile downstream. Application received: January 17, 2020.

**Permit 56110108 and NPDES No. PA0263354. Robindale Energy Services, Inc.**, 224 Grange Hall Road, P.O. Box 228, Armagh, PA 15920, transfer of an existing bituminous surface and auger mine in Shade Township, **Somerset County**, affecting 176.9 acres. Receiving stream(s): unnamed tributaries to/and Oven Run and unnamed tributaries to Stonycreek River classified for the following use(s): CWF. The first downstream potable water supply intake from the point of discharge is Hooversville Municipal Authority intake on Stonycreek River approximately 1 mile downstream. Application received: January 17, 2020.

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

**16180101. Ben Hal Mining, Inc.** (389 Irishtown Road, Grove City, PA 16127). Revision to an existing bituminous surface mine to change the post-mining land use from forestland to unmanaged natural habitat on the John W. Port and W. Scott Port property in Clarion Township, **Clarion County**. Receiving streams: Five unnamed tributaries to Brush Run, classified for the following uses: CWF. There are no potable surface water supply intakes within 10 miles downstream. Application received: January 2, 2020.

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

**Permit No. 13890201R6 and NPDES Permit No. PA0594580. Panther Creek Permitting, LLC** (4 Dennison Road, Nesquehoning, PA 18240), renewal of an existing anthracite coal refuse reprocessing operation and NPDES Permit for discharge of treated mine drainage in Nesquehoning Borough, **Carbon County** affecting 76.8 acres. Receiving stream: Nesquehoning Creek, classified for the following uses: cold water and migratory fishes. Application received: December 23, 2019.

**Permit No. 13890201C2. Panther Creek Permitting, LLC** (4 Dennison Road, Nesquehoning, PA 18240), correction of an existing anthracite coal refuse reprocessing operation to change the post-mining and use from forestland to unmanaged natural habitat in Nesquehoning Borough, **Carbon County** affecting 76.8 acres. Receiving stream: Nesquehoning Creek, classified for the following uses: cold water and migratory fishes. Application received: December 23, 2019.

**Permit No. 49080105R2. Keystone Anthracite Co., Inc.** (259 North Second Street, Girardville, PA 17935), renewal of an existing anthracite surface mine, coal refuse disposal and preparation plant operation in Zerbe and West Cameron Townships, **Northumberland County** affecting 960.3 acres. Receiving streams: Zerbe Run, unnamed tributary to Zerbe Run and Mahanoy Creek, classified for the following uses: cold water, warm water and migratory fishes. Application received: January 10, 2020.

**Permit No. 49080105C3. Keystone Anthracite Co., Inc.** (259 North Second Street, Girardville, PA 17935), correction to add a coal preparation plant to an existing anthracite surface mine, coal refuse disposal and preparation plant operation in Zerbe and West Cameron Townships, **Northumberland County** affecting 960.3 acres. Receiving streams: Zerbe Run, unnamed tributary to Zerbe Run and Mahanoy Creek, classified for the following uses: cold water, warm water and migratory fishes. Application received: January 10, 2020.

**Permit No. GP12-49080105. Keystone Anthracite Co., Inc.** (259 North Second Street, Girardville, PA 17935), application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 49080105 in Zerbe and West Cameron Townships, **Northumberland County**. Application received: January 10, 2020.

**Permit No. 54850101R7. Schuylkill Reclamation Corp.** (10 Gilberton Road, Gilberton, PA 17934), renewal of an existing anthracite surface mining permit in Mahanoy Township, **Schuylkill County** affecting 61.0 acres. Receiving stream: North Mahanoy Creek, classified for the following uses: cold water and migratory fishes. Application received: January 13, 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>30-day Parameter</i>	<i>Daily Average</i>	<i>Instantaneous Maximum 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.

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500, (Contact: Tracy Norbert).*

**03142001. Britt Energies, Inc.**, P.O. Box 515, Indiana, PA 15701, revision application to add acres to an existing mine in South Bend Township, **Armstrong County**, affecting an additional 16.2 acres. Receiving stream(s): Crooked Creek, classified for the following use(s): WWF. There is no downstream potable water supply intake from the point of discharge. Application received: January 21, 2020.

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

**Permit No. 40200301 and NPDES Permit No. PA0224944. Hazleton Materials, LLC** (P.O. Box 196, Skippack, PA 19474), commencement, operation and restoration of a quarry operation (replacing SMP No. 40080301) in Foster Township, **Luzerne County** affecting 325.92 acres. Receiving stream: unnamed tributary to Sandy Run, classified for the following use: HQ—cold water fishes. Application received: December 23, 2019.

**Permit No. 58080855. O'Hara Samson Natural Stone, LLC** (1100 Curlew Road, Lot 142, Dunedin, FL 34690), Stage I & II bond release on a quarry operation in Dimock Township, **Susquehanna County** affecting 2.0 acres on property owned by Bob and Ada Hess. Application received: December 23, 2019.

**Permit No. 8073SM4A1C14 and NPDES Permit No. PA0594849. H & K Group, Inc.** (P.O. Box 196, Skippack, PA 19474), renewal of an NPDES Permit for discharge of treated mine drainage from a quarry operation in Lower Pottsgrove Township, **Montgomery County** affecting 37.45 acres. Receiving stream: Sanatoga Creek, classified for the following use: warm water fishes: Application received: January 9, 2020.

#### *Coal NPDES Draft Permits*

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

**NPDES No. PA0214167 (Mining Permit No. 17921604), Waroquier Coal Company**, P.O. Box 128, Clearfield, PA 16830, permit renewal of an NPDES permit for bituminous coal mining activity (tipple) in Lawrence Township, **Clearfield County**, affecting 5.3 acres. Receiving stream(s): unnamed tributary to West Branch Susquehanna River classified for the following use(s): CWF. This receiving stream is included in the West Branch Susquehanna River TMDL. Application received: June 11, 2019.

The following outfall discharges to unnamed tributary to West Branch Susquehanna River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	TFO

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

<i>Outfalls: 001 (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/l)	1.5	3.0	3.8
Manganese (mg/l)	1.0	1.0	1.0
Aluminum (mg/l)	0.75	0.75	0.75
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Osmotic pressure (mOsm/k)	50.0	50.0	50.0
Sulfate (mg/L)	Monitor & Report		
Flow (gpm)	Monitor & Report		
Temperature (°C)	Monitor & Report		
Specific Conductivity (µmhos/cm)	Monitor & Report		
Chlorides (mg/L)	Monitor & Report		
Total Dissolved Solids (mg/L)	Monitor & Report		
Alkalinity must exceed acidity at all times.			

**NPDES No. PA0269557 (Mining Permit No. 17130103), Waroquier Coal Company**, P.O. Box 128, Clearfield, PA 16830, permit renewal of an NPDES permit for bituminous surface coal mining in Lawrence Township, **Clearfield County**, affecting 33.0 acres. Receiving stream(s): Orr's Run, classified for the following use(s): CWF. This receiving stream is included in the West Branch Susquehanna TMDL. Application received: June 25, 2019.

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

The following outfalls discharge to Orr's Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001 (TP1)	N	Treatment facility
002 (SP1)	N	Sediment pond
003 (SP2)	Y	Sediment pond

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

<i>Outfalls: 001 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	1.6	3.2	4.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Sulfate (mg/L)	Monitor & Report		
Flow (gpm)	Monitor & Report		
Temperature (°C)	Monitor & Report		
Specific Conductivity (µmhos/cm)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

<i>Outfalls: 002 and 003 (All Weather Conditions)</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Iron (mg/l)	3.0	6.0	7.0
Manganese (mg/l)	2.0	4.0	5.0
Aluminum (mg/l)	1.6	3.2	4.0
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Sulfate (mg/L)	Monitor & Report		
Flow (gpm)	Monitor & Report		
Temperature (°C)	Monitor & Report		
Specific Conductivity (µmhos/cm)	Monitor & Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

*Noncoal NPDES Draft Permits*

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

**NPDES No. PA0115789 (Mining Permit No. 4774SM4), Hanson Aggregates Pennsylvania LLC, 7660 Imperial Way, Allentown, PA 18195, revision of an NPDES permit for sand and gravel mining in Montoursville Borough & Fairfield Township, Lycoming County affecting 950.0 acres. Receiving stream(s): Bennetts Run and Tules Run classified for the following use(s): CWF. Application received: June 28, 2019.**

The following outfall discharges to Bennetts Run and Tules Run:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
002	N	Treatment

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

<i>Outfalls: 002</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
pH	Monitor Only		
Benzene	Monitor Only		
Oil & Grease	Monitor Only		
Total Suspended Solids	Monitor Only		
Flow (gpm or MGD)	Monitor Only		
pH (S.U.): Must be between 6.0 and 9.0 standard units.			

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	Sediment Control
003	Y	Sediment Control

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

<i>Outfalls: 001 &amp; 003</i> <i>Parameter</i>	<i>30-Day</i> <i>Average</i>	<i>Daily</i> <i>Maximum</i>	<i>Instant.</i> <i>Maximum</i>
Total Suspended Solids (mg/l)	35.0	70.0	90.0
Flow (gpm or MGD)	Monitor Only		
pH (S.U.): Must be between 6.0 and 9.0 standard units.			

## 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 Environ-

mental 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 and Wetlands Program, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160.*

*Contact: Elaine Henderson, Clerk Typist 3, 484.250.5157.*

**Permit No. E23-553, Lansdowne Borough**, 12 East Baltimore Avenue, Lansdowne, PA 19050, Lansdowne Borough, **Delaware County**, ACOE Philadelphia District.

To perform the following listed water obstruction and encroachment activities associated with Reservoir Park. The proposed project consists of stream and riparian buffer restoration including stream realignment, streambank stabilization, and sanitary sewer pipe replacement. The construction of the streambank/riparian buffer restoration and sanitary sewer pipe replacement will result in 0.06 acre of permanent stream impact, 0.02 acre of temporary stream impact, 0.16 acre of permanent floodway impact, 0.08 acre of temporary floodway impact, and 0.01 acre of temporary wetland impact (Falls Creek, TSF).

The site is approximately at 120 West Greenwood Avenue (Lansdowne Lat. 39° 56' 27.2974"; Long. 75° 16' 45.8157") in Lansdowne Borough, Delaware County.

*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.*

**E5402219-004. Dennis Nolt**, 105 Turkey Farm Road, Pine Grove, PA 17963, in Washington Township, **Schuylkill County**, U.S. Army Corps of Engineers, Baltimore District.

To construct and maintain the following water obstructions and encroachments associated with proposed improvements to an existing commercial agricultural operation located on Turkey Farm Road:

1) To remove an existing culvert structure and to construct and maintain a stream crossing of the Upper Little Swatara Creek (CWF, MF) consisting of two (2) 32-foot long, 48-inch diameter reinforced concrete culverts, riprap apron, and having an invert depressed by 1-ft below the existing streambed elevation. This activity will permanently impact 0.038 acre of PFO Wetlands.

2) To construct a wetland crossing consisting of a 30-foot wide gravel access road. This activity will permanently impact 0.057 acre of PEM/PFO Wetlands.

This project will provide 0.1 acre of wetland mitigation.

The project is located 0.3 mile north of the intersection of Turkey Farm Road (T-556) and Sweet Arrow Lake Road (S.R. 3002) (Swatara Hill, PA Quadrangle Latitude: 40° 35' 39" Longitude: -76° 18' 42") in Washington Township, Schuylkill County.

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

*Contact: Edward Muzic, Section Chief, 717.705.4802.*

**E0603219-007. Edwin Kelley**, 527 Buck Hollow Road, Birdsboro, PA 19508, in Robeson Township, **Berks County**, ACOE Philadelphia District.

To construct and maintain a 48.33-foot long by 7.50-foot wide timber rail bridge having an underclearance of 5.34-feet with boulder wall bank protection in and 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 deminimus and replacement is not required.

**E3103119-001. PennDOT Engineering District 9-0**, 1620 N. Juniata Street, Hollidaysburg, PA 16648 in Tell Township, **Huntingdon County**, ACOE Baltimore District.

To remove existing structure and to install and maintain (1) 31-foot 1.25-inch × 24-foot bridge over Tuscarora Creek (CWF, MF) with riprap scour protection, (2) rehabilitate and extend two (2) existing 36-inch diameter culverts with cure-in-place slip-lining to 44-feet. The project proposes to permanently impact 112 linear feet of stream channel and temporarily impact 163 linear feet of Tuscarora Creek. There will be 74 linear feet of permanent impacts and 82 linear feet of temporary impacts to unnamed tributary to Tuscarora Creek. There will be 0.007 ac of permanent and 0.003 ac of temporary wetland (PEM) impacts. This is all for the purpose of improving transportation safety and roadway standards. The project is located in Tell Township, Huntingdon County (40.2297°, -77.7701°).

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

**E1804220-001: Brooke R. Williams & Jeffrey M. Williams**, 10 Deer Path Lane, Lock Haven, PA 17745. Williams Picnic Pavilion, Woodward Township, **Clinton County**, U.S. Army Corps of Engineers Baltimore District (Lock Haven Quadrangle; Latitude 41.147062°N; 77.459593°W).

The applicant proposes to construct and maintain a 30' × 20' pavilion over an existing at grade concrete pad along the left-bank 100-year floodway of the W. Br. Susquehanna River. The project will disturb 600 ft<sup>2</sup> of floodway. No work will occur below the OHWM.

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

**E63052-742, Pennsylvania Turnpike Commission**, P.O. Box 67676, Harrisburg, PA 17106-7676; McDonald Borough and Cecil Township; **Washington County**, Pittsburgh ACOE District.

The applicant proposes to:

1. Remove the existing stream enclosure/storm drain on an Unnamed Tributary (UNT) to Robinson Run (WWF) approximately 510' long.

2. Reconstruct and maintain approximately 510' of new channel in the place of the stream enclosure/storm drain conveying the UNT.

3. Reconstruct and maintain an additional 170' of existing open channel conveying the UNT.

The purpose of the project is to reduce flooding along SR 0980 by daylighting and reconstructing a UNT to Robinson Run. Natural channel design is proposed and includes the use of woody debris and step pools. Floodplain benches are proposed on both sides of the channel.

The project site is located along SR 0980 (South McDonald Street) (Canonsburg, PA USGS topographic quadrangle; N: 40°, 21', 51"; W: -80°, 14', 6"; Sub-basin 20F; USACE Pittsburgh District), in McDonald Borough and Cecil Township, Washington County.

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

**E4306120-001, PA DOT District 1-0**, 255 Elm Str., Oil City, PA 16301. SR 2007 SEG 0080, in Findley Township, **Mercer County**, ACOE Pittsburgh District (Grove City and Mercer, PA Quadrangle N: 41°, 12', 26.34"; W: -80°, 7', 29.68").

To remove the existing structure and to install and maintain an 18.0-foot × 5.5.0-foot pre-cast, reinforced concrete box culvert carrying SR 2007 over Mill Creek approximately 0.8 mile north of Interstate 80. The project will result in a permanent impact of 0.22 acre of PEM/PSS wetland and a temporary impact of 0.08 acre of PEM/PSS wetland. The applicant proposes debiting credits from an existing wetland bank as mitigation for the project impacts.

#### ENVIRONMENTAL ASSESSMENTS

*Cambria District: Contact Person: Patrick M. Webb, 286 Industrial Park Road, Ebensburg, PA 15931-4119.*

**EA0209-002, Pennsylvania Department of Environmental Protection**, Bureau of Abandoned Mine Reclamation, Cambria Office, 286 Industrial Park Road, Ebensburg, PA 15931. Gladden Acid Mine Drainage

(AMD) Treatment Plant in South Fayette Township, **Allegheny County**, ACOE Pittsburgh District.

In accordance to Restoration Waiver No. 16 under 25 Pa. Code § 105.12(a)(16), Non-Reporting Activity Number 20(a), the applicant, South Fayette Conservation Group, proposes to permanently impact a wetland in order to construct and operate the proposed Gladden AMD Treatment Plant. An existing 0.12 acre wetland drains to Millers Run (WWF), a tributary to Chartiers Creek (WWF); the entire 0.12 acre wetland will be impacted. Permanent impacts to the wetland are being proposed for the purpose of constructing and operating the Gladden AMD Treatment Plant. The plant has maximum treatment capacity of approximately 2.2 million gallons per day (MGD) of treated AMD discharging into Millers Run (WWF), which is a tributary to Chartiers Creek (WWF). The effluent iron concentration range of the treated AMD from the plant will be between 1.0 mg/L to 2.0 mg/L and is not expected to exceed 3.0 mg/L under normal operating conditions. The plant will be located in South Fayette Township at 151 Parks Road, Cuddy, PA. Currently, Millers Run routinely has an iron concentration of 0.2 mg/L. The iron concentration of Millers Run increases over 19 mg/L due to the negative impacts of the Gladden AMD discharge. Non-Reporting Activity Number 20(a) Restoration Waiver No. 16 is applicable to AMD that exceeds 7.0 mg/L. Once the plant is operating at an average design capacity of 1.1 MGD of treated AMD, the historic heavily polluting Gladden AMD discharge will be eliminated. Therefore, the 0.12 acre of permanent wetland impact will support the elimination of the Gladden Discharge and rehabilitation of approximately four miles of Millers Run (WWF) and three miles of Chartiers Creek (WWF). In all, a total of seven miles of warm water fishery streams that are currently impaired by AMD will be restored with the cumulative 0.12 acre of permanent wetland impact. Additionally, the outfall discharge of the Gladden AMD Treatment Plant that would routinely be permitted as a single General Permit No. 4 (GP-4) is also included within the EA 0209-002 permit application. (Cannonsburg PA Quadrangle 40.340080" N, -80.169606 W).

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.*

**D44-017EA, PA DCDNR**, Bureau of Forestry, Ed Raptosh, 8th Floor RCSOB, 400 Market Street, Harrisburg, PA 17101, Brown Township, **Mifflin County**, USACOE Baltimore District.

Project proposes to remove the Tea Creek Dam to eliminate a threat to public safety and to restore approximately 150 feet of stream channel to a free-flowing condition. The project is located across Tea Creek (HQ-CWF, MF) (Barrville, PA Quadrangle, Latitude: 40.6951; Longitude: -77.6270).

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## ACTIONS

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

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended and renewed NPDES and WQM permits, applications for permit waivers and NOIs for coverage under General Permits. This notice of

final action is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376).

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

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

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

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

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

### **I. NPDES Renewal Permit Actions.**

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed)</i>	<i>EPA Waived Y/N?</i>
PA0055395 (Sewage)	Green Top MHP P.O. Box 677 Morgantown, PA 19543-0677	Bucks County West Rockhill Township	Unnamed Tributary of Tohickon Creek (TSF) 2-D	Yes
PA0050547 (Sewage)	Indian Run Village P.O. Box 677 Morgantown, PA 19543-0677	Chester County West Brandywine Township	Indian Run (HQ-CWF, MF) 3-H	No
PA0051730 (Sewage)	Philadelphia Cc 1601 Spring Mill Road Gladwyne, PA 19035-1020	Montgomery County Lower Merion Township	Sawmill Run (WWF, MF) 3-F	Yes
PA0244635 (Sewage)	Morton Salt Fairless Hills Facility 444 West Lake Street Suite 3000 Chicago, IL 60606-0090	Bucks County Falls Township	Delaware River (WWF, MF) 2-E	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N</i>
PA0086487 (Storm Water)	Vitro Flat Glass Manufacturing Plant 400 Park Drive Carlisle, PA 17015-9271	Cumberland County South Middleton Township	Yellow Breeches Creek (HQ-CWF, MF) (7-E)	Yes

## NOTICES

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N</i>
PA0026646 (Sewage)	Antietam Valley Municipal Authority Berks County 502 Butter Lane Reading, PA 19606-1604	Berks County Saint Lawrence Borough	Antietam Creek (CWF) UNT to Antietam Creek (CWF) Watershed(s) 3-C	No
PA0070351 (Sewage)	Amity Township 2004 Weavertown Road Douglassville, PA 19518-8971	Berks County Amity Township	Schuylkill River (WWF, MF) in Watershed(s) 3-D	No
PA0087343 (Sewage)	Broad Top Township Bedford County 187 Municipal Road Defiance, PA 16633-0057	Bedford County Broad Top Township	Sandy Run (WWF) in Watershed(s) 11-D	No
PA0261572 (Sewage)	Mt Hope Nazarene Retirement Comm 3026 Mount Hope Home Road Manheim, PA 17545-9529	Lancaster County Rapho Township	Brubaker Run (TSF) in Watershed(s) 7-G	Yes
PA0051781 (IW)	Reading Area Water Authority Berks County 1801 Kutztown Road Reading, PA 19604-1515	Berks County Ontelaunee Township	Maiden Creek (WWF, MF) Watershed(s) 3-B	Yes
PA0267031 (IW)	Quincy Township Franklin County 7575 Mentzer Gap Road Waynesboro, PA 17268-8946	Franklin County Quincy Township	Dry Swale and then to Unnamed Tributary to West Branch Antietam Creek (CWF, MF) in Watershed(s) 13-C	Yes
PA0232556 (CAFO)	Country View Family Farms LLC 1301 Fulling Mill Road Middletown, PA 17507	Lycoming County Pine Township	Unnamed Tributary to Hughes Run (EV (existing use)) Watershed(s) 9-A	No
PA0248312 (CAFO)	Willow Behrer Farm LLC 3288 Behrer Lane Spruce Creek, PA 16683-1500	Huntingdon County Franklin Township	Unnamed Tributary to Spruce Creek (HQ-CWF, MF) and Unnamed Tributary to Spruce Creek (HQ-CWF)	No
PA0261181 (SEW)	Michael F. & Cynthia George Camellerie 150 Corey Place Huntingdon Station, NY 11746-2021	Cumberland County North Middleton Township	UNT Conodoguinet Creek/7-B	Yes
PA0246425 (SEW)	Dublin Township, Fort Littleton STP P.O. Box 719 McConnellsburg, PA 17233-0719	Fulton County Dublin Township	Little Aughwick Creek/12-C	Yes
PA0084646 (SEW)	Southern Fulton School District—Fulton Elem 3072 Great Cove Rd Ste # 100 Warfordsburg, PA 17267-8530	Fulton County Bethel Township	White Oak Run/13-B	Yes
PA0248568 (SEW)	James Angelo Res 12295 Turkey Farm Road Huntingdon, PA 16652-7737	Huntingdon County Walker Township	UNT Crooked Creek/11-B	Yes
PA0036889 (SEW)	Reading Twp Munic Auth 843 West Middle St. Hanover, PA 17331	Adams County Reading Township	Conewago Creek/7-F	Yes
PA0031631 (SEW)	Twin Valley School District 4851 N Twin Valley Rd Elverson, PA 19520-9340	Berks County Caernarvon Township	UNT East Branch Conestoga River/7-J	Yes



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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N?</i>
PA0228842 (Sewage)	Madera Wastewater Treatment Plant 813 Spruce Street Madera, PA 16661-9102	Clearfield County Bigler Township	Clearfield Creek (WWF) (8-C)	No

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed No.)</i>	<i>EPA Waived Y/N</i>
PA0219037 (Industrial)	Saltlick WTP P.O. Box 1407 640 Franklin Street Johnstown, PA 15907-1407	Cambria County East Taylor Township	Saltlick Run (HQ-CWF) and Little Conemaugh River (WWF) (18-E)	Yes
PA0217646 (Sewage)	Dunbar Borough/ Township Sanitary Authority WWTF 93 Connellsville Street Dunbar, PA 15431-1542	Fayette County Dunbar Borough	Dunbar Creek (TSF) (19-D)	Yes
PA0216895 (Industrial)	Highridge Water System 17 Maple Avenue Blairsville, PA 15717-1232	Westmoreland County Fairfield Township	Tubmill Creek (TSF) (18-D)	Yes
PA0216500 (Industrial)	Beaver Groundwater Remediation 20 Stanwix Street # 10 Pittsburgh, PA 15222	Beaver County Vanport Township	Ohio River (WWF) (20-G)	Yes
PA0204901 (Industrial)	Port Authority Ross Garage 345 6th Avenue Floor 3 Pittsburgh, PA 15222-2527	Allegheny County Ross Township	Nelson Run (WWF) (18-A)	Yes
PA0203963 (Industrial)	Washington Penn Plastic Co., Inc. Performance Products Division 450 Racetrack Road P.O. Box 236 Washington, PA 15301-0236	Washington County South Strabane Township	Unnamed Tributary to Chartiers Creek (HQ-WWF) (20-F)	Yes

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

<i>NPDES No. (Type)</i>	<i>Facility Name &amp; Address</i>	<i>County &amp; Municipality</i>	<i>Stream Name (Watershed #)</i>	<i>EPA Waived Y/N?</i>
PA0222496 (Sewage)	Summerville Borough STP P.O. Box 278 Summerville, PA 15864-0278	Jefferson County Summerville Borough	Runaway Run (CWF) (17-C)	Yes

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

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

**NPDES Permit No. PA0053082**, Sewage, **Mendenhall Inn**, P.O. Box 607, Concordville, PA 19331.

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

Description of Action/Activity: Issuance of NPDES Permit for an existing discharge of treated sewage.

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

**NPDES Permit No. PA0029122**, Sewage, SIC Code 4952, **Saxonburg Borough Area Authority**, 420 West Main Street, Saxonburg, PA 16056-9517.

This existing facility is located in Saxonburg Borough, **Butler County**.

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

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


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

**WQM Permit No. 4606402**, Sewage, **Lower Pottsgrove Township Authority**, 2199 Buchert Road, Pottstown, PA 19464.

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

Description of Action/Activity: Increase of hydraulic flow to two pumps.

**WQM Permit No. WQG02461918**, Sewage, **Masons Mill Partner LP**, 1800 Byberry Road, Suite 1410, Huntingdon Valley, PA 19006.

This proposed facility is located in Bryn Athyn Borough, **Montgomery County**.

Description of Action/Activity: Grinder pump connection to public sanitary sewer.

**WQM Permit No. 4604419**, Sewage, Amendment, **Masons Mill Partner LP**, 1800 Byberry Road, Suite 1410, Huntingdon Valley, PA 19006.

This proposed facility is located in Bryn Athyn Borough, **Montgomery County**.

Description of Action/Activity: Reducing the length of the force main covered by permit.

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

**WQM Permit No. 6719407**, Sewage, SIC Code 4952, **Manchester Township Municipal Authority**, 3200 Farmtrail Road, York, PA 17406-5699.

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

Description of Proposed Action/Activity: This permit approves the construction of sewage facilities consisting of: a new suction lift pumping station rated for 185 gpm at 150 ft. TDH and a 4,760 ft. 6" forcemain. The pumping station will serve the Welbourne Reserve residential development, which will consist of 123 EDUs at build-out. The forcemain will connect to existing MH 456 in the MTMA system for ultimate treatment at the City of York WWTP.

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

**WQM Permit No. 5503402 A-1**, Sewage, **Eastern Snyder County Region Authority**, P.O. Box 330, Selinsgrove, PA 17870-0330.

This existing facility is located in Penn Township, **Snyder County**.

Description of Proposed Action/Activity: Install pumps, screens, blowers, MLSS mixers, dewatering units and other equipment to replace and/or supplement aged equipment to improve reliability of operations.

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

**WQM Permit No. 6374406 A-11**, Sewage, **Canonsburg Houston Joint Authority**, 68 E Pike Street, Canonsburg, PA 15317-1375.

This existing facility is located in Cecil Township, **Washington County**.

Description of Proposed Action/Activity: Upgrades to Canonsburg Houston JA WWTP.

**WQM Permit No. 6319201**, Industrial, SIC Code 4911, **Robinson Power Co. LLC**, P.O. Box 127, Burgettstown, PA 15021-0127.

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

Description of Proposed Action/Activity: Construction of a sodium bisulfite treatment system, a pre-filtration system, two ion-exchange vessels, and a post-filtration system.

**WQM Permit No. 8046 A-1**, Sewage, **McCandless Township Sanitary Authority**, 418 Arcadia Drive, Pittsburgh, PA 15237-5557.

This existing facility is located in Ross Township, **Allegheny County**.

Description of Proposed Action/Activity: Replace chlorine with UV system.

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

**WQM Permit No. WQG02431902**, Sewage, **Hermitage Municipal Authority Mercer County**, 800 North Hermitage Road, Hermitage, PA 16148.

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

Description of Proposed Action/Activity: Sewer extension to serve North Neshannock Road, North Darby Road and South Darby Road.

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


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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Receiving Water(s)/Use(s)</i>	<i>TMDL Plan Submitted (Y/N)</i>	<i>Pollutant Reduction Plan Submitted (Y/N)</i>
PAI136116	North Versailles Township 1401 Greensburg Avenue North Versailles, PA 15137	North Versailles Township Allegheny	Long Run (HQ-TSF), Unnamed Tributary to Welty Run (HQ-CWF), Crooked Run (WWF), and Unnamed Tributary of Humms Run (WWF)	N	Y

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


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*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

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

*Lackawanna County Conservation District, 1038 Montdale Road, Scott Township, PA 18447, 570-382-3086.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD350012	PennDOT Engineering District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Lackawanna	Dunmore Borough Roaring Brook Township	Roaring Brook (CWF, MF), Unnamed Tributaries to Roaring Brook (CWF, MF), EV Wetlands

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

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD390136	Isett Property One, LLC 85 South Route 100 Allentown, PA 18106	Lehigh	Upper Macungie Township	Little Cedar Creek (HQ-CWF, MF) and EV Wetlands

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

*Contact: Nathan Phillips, Section Chief, 717.705.4802.*

<i>NPDES Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Receiving Water/Use</i>
PAD670027 Issued	Keystone Construction, Inc. 30 Marianne Drive York, PA 17406	York	Fairview Township	UNTs Fishing Creek (TSF, CWF) EV Wetlands
PAD060021 Issued	Column Construction 203 Temple Road Glenmore, PA 19343	Berks	Robeson Township	Hay Creek (EV, MF)
PAD500007 Issued	Merlin Shirk 41 Polecat Road Landisburg, PA 17040	Perry	Spring Township	UNT Green Valley Run (HQ-CWF, MF)

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


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

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


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PAG-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: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.*

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

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC350063 Authorization/ Issuance	Archbald Boro Lackawanna County	Kenneth Powell 1 Highland Blvd Ste 207 Archbald, PA 18403	UNT to Lackawanna River (CWF, MF)	Lackawanna County Conservation District 1038 Montdale Road Scott Township, PA 18447 570-382-3086

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

*Contact: Nathan Phillips, Section Chief, 717.705.4802.*

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water /Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC070068 Issued	Roaring Spring Borough Blair County	Yvonne Gahagan 365 Tremmel Lane Williamsburg, PA 16693	Cabbage Creek (WWF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC070066 Issued	Duncansville Borough Allegheny Township Blair Township Blair County	Stuckey Factory, LLC 500 Broad Avenue Hollidaysburg, PA 16648	Blair Gap Run (TSF, MF)	Blair County Conservation District 1407 Blair Street Hollidaysburg, PA 16648 814.696.0877, ext. 5
PAC360496 Issued	Rapho Township Lancaster County	Fairview Enterprises LLC 580 North Colebrook Road Manheim, PA 17545	Dellinger Run (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC360458 Issued	Mount Joy Township Lancaster County	Dombach Builders 568 Kraybill Church Road Mount Joy, PA 17552	Conoy Creek (TSF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360504 Issued	Penn Township Lancaster County	DDP Development LLC 3995 Continental Drive Columbia, PA 17512	UNT Chickies Creek (WWF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360485 Issued	Little Britain Township Lancaster County	Anthony DeMeo 30 King Pen Road Nottingham, PA 19362	UNT Octoraro Creek (TSF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360433 Issued	Lancaster City Lancaster County	City of Lancaster 120 North Duke Street Lancaster, PA 17602	Conestoga River (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360475 Issued	Columbia Borough West Hempfield Township Lancaster County	PPL Electric Utilities Corp 2 North 9th Street, GENN4 Allentown, PA 18101	Susquehanna River (WWF, MF) Shawnee Run (WWF, MF) Chiques Creek (WWF, MF)	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

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

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water / Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC170011	Boggs Twpl Clearfield Cnty	PA Waste, LLC 175 Bustleton Pike Feasterville, PA 19053	Clearfield Creek WWF, MF Camp Hope Run CWF Sanbourn Run CWF	Clearfield County Conservation District 511 Spruce St Ste 6 Clearfield, PA 16830 (814) 765-2629
PAC470006	Mahoning Twp Montour Cnty	Danko Holdings, LP 1500 Sycamore Rd Montoursville, PA 17754	Sechler Run CWF	Montour County Conservation District 14 E Mahoning St Danville, PA 17821 (570) 271-1140
PAC490052	Lewis Twp Northumberland Cnty	Leon Martin 26 Woods Lane Newmanstown, PA 17073	UNT Warrior Run WWF, MF	Northumberland County Conservation District 441 Plum Creek Rd Sunbury, PA 17801 (570) 286-7114, ext. 4

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAC490053	City of Sunbury Northumberland Cnty	City of Sunbury Attn: Jody Ocker, City Administrator 225 Market Street Sunbury, PA 17801	West Branch Susquehanna River WWF, MF	Northumberland County Conservation District 441 Plum Creek Rd Sunbury, PA 17801 (570) 286-7114, ext. 4

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

<i>Facility Location: Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
Penn Township Butler County	PAC100161A1	Butler County Airport Authority Mr. Richard Kelly 473 Airport Road Suite 2 Butler, PA 16002	UNT Glade Run WWF	Butler County Conservation District 120 Hollywood Drive Suite 201 Butler, PA 16001 724-284-5270
Armstrong Township Indiana County Plumcreek Township Armstrong County	PAC320036	Mid-Atlantic Interstate Transmission LLC 800 Cabin Hill Road Greensburg, PA 15601	Curry Run WWF, Crooked Creek WWF	Armstrong County Conservation District 120 S Grant Avenue Suite 2 Kittanning, PA 16201 724-548-3425
Limestone Township Clarion County	PAC160027	Land Pro Equipment LLC 1756 Lindquist Drive Falconer, NY 14733	Glade Run CWF, UNT Glade Run CWF	Clarion County Conservation District 217 S 7th Avenue Room 106A Clarion, PA 16214 814-297-7813

*General Permit Type—PAG-03*

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG036270	Big Beaver Borough Beaver County	E. J. Bognar, Inc. 528 Elmwood Boulevard New Galilee, PA 16141	Unnamed Tributary of North Fork Little Beaver Creek (HQ-CWF)—20-B	DEP Southwest Regional Office Clean Water Program 400 Waterfront Drive Pittsburgh, PA 15222-4745 412.442.4000

*General Permit Type—PAG-8 (SSN)*

<i>Permit No.</i>	<i>Facility Location: Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG083511	Arthur Hoover Farm 2127 Dry Hollow Rd. Tyrone, PA 16686	Altoona Water Authority 144 Westerly Treatment Plant Rd. Altoona, PA 16602	Arthur Hoover Farm 2127 Dry Hollow Rd. Tyrone, PA 16686	SCRO—Clean Water Program 909 Elmerton Avenue Harrisburg, PA 17110-8200 717-705-4707
PAG083512	Warriors Mark and Franklin Township/ Huntingdon County	Arthur Hoover Farm 2127 Dry Hollow Rd. Tyrone, PA 16686	Arthur Hoover Farm 2127 Dry Hollow Rd. Tyrone, PA 16686	Warriors Mark and Franklin Township/ Huntingdon County

*General Permit Type—PAG-12*

<i>Permit No.</i>	<i>Facility Location Municipality &amp; County</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
PAG123894	Walker Township & Delaware Township Juniata County	Lavon J Zimmerman 11653 William Penn Highway Thompstontown, PA 17094	Watershed(s) 12-B	SCRO 909 Elmerton Ave. Harrisburg, PA 17110 717-705-4707
PAG123897	Reading Township Adams County	Miller Poultry LLC 345 Church Rd East Berlin, PA 17316	Watershed(s) 7-F	SCRO 909 Elmerton Ave. Harrisburg, PA 17110 717-705-4707

*General Permit Type—PAG-13*

<i>Facility Location Municipality &amp; County</i>	<i>Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>Receiving Water/Use</i>	<i>Contact Office &amp; Phone No.</i>
West Conshohocken Borough Montgomery County	PAG130056	West Conshohocken Borough 112 Ford Street Conshohocken, PA 19428-2916	Plymouth Creek (WWF, MF), Gulph Creek (WWF, MF), and Unnamed Tributary to Schuylkill River (WWF, MF) 3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970
Norristown Borough Montgomery County	PAG130159	Norristown Borough 235 East Airy Street Norristown, PA 19401	Schuylkill River (WWF, MF), Stony Creek (TSF, MF), and Sawmill Run (WWF, MF) 3-F	DEP Southeast Regional Office Clean Water Program 2 E Main Street Norristown, PA 19401 484.250.5970

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

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

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

**SAFE DRINKING WATER**

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

*Southeast Region: Safe Drinking Water Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5980.*

*Contact: Kimberleigh Rivers, Clerk Typist 2, 484.250.5887.*

**Permit No. 4620501, Public Water Supply.**

Applicant	<b>Pottstown Borough Authority</b> 100 East High Street Pottstown, PA 19464
Township	West Pottsgrove
County	<b>Montgomery</b>
Type of Facility	PWS
Consulting Engineer	Pottstown Borough Authority 100 East High Street Pottstown, PA 19464
Permit to Construct Issued	January 16, 2020

**Permit No. 4619513**, Public Water Supply.  
 Applicant **Pottstown Borough Authority**  
 100 East High Street  
 Pottstown, PA 19464  
 Township West Pottsgrove  
 County **Montgomery**  
 Type of Facility PWS  
 Consulting Engineer Herbert, Rowland, & Grubic, Inc.  
 369 East Park Drive  
 Harrisburg, PA 17111  
 Permit to Construct Issued January 27, 2020

**Operations Permit # 1520501** issued to: **Phoenixville Borough**, 351 Bridge Street, 2nd Floor, Phoenixville, PA 19460, **PWS ID No. 1150077**, Phoenixville Borough, **Chester County** on January 16, 2020 for the operation of the use of flow weighted average Individual filter effluent turbidity for reporting of combined filter effluent turbidity facilities approved under construction permit # 1520501.

**Operations Permit # 1518510** issued to: **Aqua Pennsylvania, Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1150035**, West Whiteland Township, **Chester County** on January 16, 2020, for the operation of Ammonium Sulfate at Shoen Road Well Station facilities approved under construction permit # 1518510.

**Operations Permit # 1517526** issued to: **Aqua Pennsylvania Inc.**, 762 West Lancaster Avenue, Bryn Mawr, PA 19010, **PWS ID # 1460073**, West Goshen Township, **Chester County** on January 27, 2020, for the operation of Boot Road Water Storage Tank No. 2 following Interior Repainting facilities approved under construction permit # 1517526.

*Northeast Region: Watershed Management Program Manager, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.*

*Contact: Melissa Seidler, Clerk Typist 2, 570-830-3048.*

**Permit No. 2451437**, **Operations Permit:** Public Water Supply.

Applicant **Exeter Blakeslee Lot 110 Land, LLC**  
 101 West Elm Street  
 Suite 600  
 Conshohocken, PA 19428  
 Borough or Township Tobyhanna Township  
 County **Monroe**  
 Type of Facility PWS  
 Consulting Engineer Mr. Christopher McDermott, P.E.  
 Project Manager  
 Reilly Associates  
 P.O. Box 667  
 411 Main Street  
 Suite 102d  
 Stroudsburg, PA 18360  
 Permit to Operate Issued January 13, 2020

**Permit No. 2400054**, **Operations Permit:** Public Water Supply.

Applicant **Borough of Freeland Municipal Authority**  
 711 Birkbeck Street  
 P.O. Box C  
 Freeland, PA 18224  
 Borough or Township Freeland Borough  
 County **Luzerne**  
 Type of Facility PWS  
 Consulting Engineer Samantha Albert, P.E.  
 Borton Lawson  
 613 Baltimore Dr.  
 Suite 300  
 Wilkes-Barre, PA 18702  
 Permit to Operate Issued 11/26/2019

**Permit No. 3540037**, **Operations Permit:** Public Water Supply.

Applicant **Pine Grove Borough**  
 1 Snyder Avenue  
 Pine Grove, PA 17963  
 Borough or Township Pine Grove Borough  
 County **Schuylkill**  
 Type of Facility PWS  
 Consulting Engineer Mr David Kavitski P.E.  
 Sr Project Manager  
 Bcm Engineers  
 705 Ingham St  
 Freeland, PA 18224  
 Permit to Operate Issued December 9, 2019

**Permit No. 3480056**, **Operations Permit:** Public Water Supply.

Applicant **Bethlehem Authority (Country Squire Estates)**  
 10 East Church St.  
 Bethlehem, PA 18018  
 [Borough or Township] East Allen Township  
 County **Northampton**  
 Type of Facility PWS  
 Consulting Engineer Mr. Ed Boscola, P.E.  
 City of Bethlehem  
 10 East Church St.  
 Bethlehem, PA 18018  
 Permit to Operate Issued December 16, 2019

**Permit No. 3540070**, **Operations Permit:** Public Water Supply.

Applicant **Aqua Pennsylvania, Inc.**  
 1 Aqua Way  
 White Haven, PA 18661  
 [Borough or Township] Hazle Township  
 County **Luzerne**  
 Type of Facility PWS  
 Consulting Engineer Peter Lusardi PE  
 GHD Inc.  
 1240 North Mountain Rd.  
 Harrisburg, PA 17112



Permit to Operate Issued December 11, 2019

**Permit No. 2450053, Operations Permit:** Public Water Supply.

Applicant **Tobyhanna Army Depot**  
11 Hap Arnold Blvd.  
Tobyhanna, PA 18466

Borough or Township Coolbaugh Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Mr. James Hendricks, PE  
Humbar-Garick Engineers  
3308 RT 940  
Suite 104-213  
Mount Pocono, PA 18344

Permit to Operate Issued December 16, 2019

**Permit No. 4519508,** Public Water Supply.

Applicant **Community Utilities of Pennsylvania, Inc.**  
Penn Estates  
570 Hallet Road  
East Stroudsburg, PA 18301

[Borough or Township] Stroud Township

County **Monroe**

Type of Facility PWS

Consulting Engineer Mr. Peter J. Lusardi, P.E.  
GHD, Inc.  
1240 North Mountain Rd.  
Harrisburg, PA 17113

Permit to Construct Issued January 6, 2020

**Permit No. 3130012, Operation Permit,** Public Water Supply.

Applicant **Palmerton Municipal Authority**  
443 Delaware Avenue  
Palmerton, PA 18071

Municipality Palmerton Borough

County **Carbon**

Type of Facility New Finished Water Storage Tank

Consulting Engineer Timothy A. Miller, P.E.  
Keystone Consulting Engineers, Inc.  
6235 Hamilton Boulevard  
Wescosville, PA 18106

Permit to Operate Issued January 22, 2020

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

**Operation Permit No. 0519503 MA** issued to: **PA DCNR Bureau of State Parks (PWS ID No. 4050801)**, Napier Township, **Bedford County** on January 16, 2020 for facilities at Shawnee State Park submitted under Application No. 0519503 MA.

**Operation Permit No. 0618528 MA** issued to: **Bally Investors (PWS ID No. 3060839)**, Washington Town-

ship, **Berks County** on January 14, 2020 for facilities approved under Construction Permit No. 0618528 MA.

**Operation Permit No. 0719504 MA** issued to: **Altoona Water Authority (PWS ID No. 4070023)**, Antis Township, **Blair County** on January 14, 2020 for facilities submitted under Application No. 0719504 MA.

**Comprehensive Operation Permit No. 7360504** issued to: **Pasqualino Pillitteri (PWS ID No. 7360504)**, Little Britain Township, **Lancaster County** on January 14, 2020 for the operation of facilities at Pasquale Pizza submitted under Application No. 7360504.

**Rescission of Permit No. 7360947** issued to: **Summit View Christian School (PWS ID No. 7360947)**, Leacock Township, **Lancaster County** on January 15, 2020. Action is for the rescission of facilities approved under Permit No. 7360947.

*Northcentral Region: Safe Drinking Water Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**Permit No. 1717504MA—Operation—Public Water Supply.**

Applicant	<b>Clearfield Municipal Authority</b>
Township/Borough	Lawrence Township
County	<b>Clearfield County</b>
Responsible Official	Mr. John Williams Clearfield Municipal Authority 107 East Market Street Clearfield, PA 16830
Type of Facility	Public Water Supply—Operation
Consulting Engineer	N/A
Permit Issued	January 22, 2020
Description of Action	Authorizes operation of the upgrades to the Mt. Joy Pump Station, Mt. Joy Booster Chlorination Station, and Mt. Joy Finished Water Storage Tank.

**Permit No. 1719503—Construction—Public Water Supply.**

Applicant	<b>Aqua Pennsylvania, Inc.—Treasure Lake</b>
Township/Borough	Sandy Township
County	<b>Clearfield County</b>
Responsible Official	Mr. Zach Martin Aqua Pennsylvania, Inc. 644 North Water Avenue Sharon, PA 16146
Type of Facility	Public Water Supply—Construction
Consulting Engineer	Mr. Robert Horvat Jr. P.E. Entech Engineering, Inc. 400 Rouser Road Building 2 Suite 200 Coraopolis, PA 15108
Permit Issued	January 23, 2020

Description of Action Authorizes construction of dipotassium phosphate chemical feed systems for general corrosion control at N4, N12, N14, N23, N32, and Bimini Wellhouses and 30% polyphosphate chemical feed systems for sequestration at N4, N12, N14, and N32 Wellhouses.

**Permit No. MA (8/3/1988)-T1, 4786501-T1, MA(6/28/2011)-T1—Operation—Public Water Supply.**

Applicant **Blue Spring, LLC**  
 Township/Borough Derry Township  
 County **Montour County**  
 Responsible Official Mr. Kyle Keindl, Principle  
 Blue Springs, LLC  
 P.O. Box 534  
 Poughquaq, NY 12570

Type of Facility Public Water Supply—  
 Operation

Consulting Engineer N/A  
 Permit Issued January 27, 2020

Description of Action Authorizes the transfer of permits: MA (8/3/1988)-T1, 4786501-T1, MA (6/28/2011)-T1 from Blue Springs Terrace to Blue Springs, LLC.

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

**Permit No. 0319501**, Public Water Supply.

Applicant **Mahoning Township Municipal Authority**  
 Township or Borough Mahoning Township  
 County **Armstrong County**  
 Type of Facility Public Water Supply  
 Consulting Engineer Michael Malak  
 Senate Engineering  
 420 William Pitt Way  
 Pittsburgh, PA 15238

Permit to Construct Issued January 24, 2020

**Permit No. 3309502-MA2**, Public Water Supply.

Applicant **Brockway Borough Municipal Authority**  
 Township or Borough Brockway Borough  
 County **Jefferson County**  
 Type of Facility Public Water Supply  
 Consulting Engineer Peter Fleszar  
 Glace Associates, Inc.  
 3705 Trindle Road  
 Camp Hill, PA 17011

Permit to Construct Issued January 24, 2020

**Permit No. 2515505-MA1**, Public Water Supply.

Applicant **Erie City Water Authority**  
 Township or Borough City of Erie  
 County **Erie County**

Type of Facility Public Water Supply  
 Consulting Engineer Craig Palmer  
 ErieWater Works  
 240 West 12th Street  
 Erie, PA 16501

Permit to Construct Issued January 27, 2020

#### SEWAGE FACILITIES ACT PLAN APPROVAL

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.**

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

*Plan Location:*

<i>Borough or Township</i>	<i>Borough or Township Address</i>	<i>County</i>
Allegheny Township	3131 Colonial Drive Duncansville, PA 16635	Blair

*Plan Description:* Approval of a revision to the official plan of Allegheny Township, **Blair County**. The project is known as Area D-2 Sanitary Sewer Extension. The plan provides for a 7,850 linear foot sewer extension to serve 13 existing lots located in the Mill Road/Cory Lane section of the Township with a total of 5,200 gallons per day tributary to the Altoona Westerly WWTP. 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 A3-07905-363-3m and the APS ID is 1004178. Any permits must be obtained in the name of the Allegheny Township Sewer and Water Authority.

#### 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 circum-

stances, 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.*

**512 East Haines Street**, 512 East Haines Street, City of Philadelphia, **Philadelphia County**. Richard S. Werner, PG, Environmental Consulting, Inc., 2002 Renaissance Boulevard, Suite 110, King of Prussia, PA 19406 on behalf of Lee Hecht, Haines State Holding, LLC, 126 Executive Drive, Ambler, PA 19002 submitted a Final Report concerning remediation of site soil contaminated with petroleum. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**1322 Brandywine Creek Road**, 1322 Brandywine Creek Road, Newlin Township, **Chester County**. Stephen Huxta, PG, Brickhouse Environmental, 51 South Franklin Street, West Chester, PA 19382 on behalf of Joan McIvaine, 3403 Midvale Avenue, Philadelphia, PA 19129 submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Sellersville Senior Apartments, LLC**, Western Corner of the Intersection of East Clymer Avenue and Diamond Street, Sellersville Borough, **Bucks County**. Christopher M. Kern, PG, Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601 on behalf of Daniel McKee, Sellersville Senior Apartments, LLC, 12 Lutheran Drive, Telford, PA 18969 submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil contaminated with PAHs. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Clifton Fuels 67401**, 134 West Baltimore Avenue, Clifton Heights Borough, **Montgomery County**. Andrew Musetto, Antea Group, 535 Route 38, Suite 203, Cherry Hill, PA 18022 on behalf of Jim Gallasso, GJA Construction, P.O. Box 1118, Glenside, PA 19038 submitted a Final Report concerning remediation of site soil contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**Emmanuel CSI Church**, 3325 Brownsville Road, Bensalem Township, **Bucks County**. Mark Fortna, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Michael A. Downs, Toll Brothers, Inc., 250 Gibraltar Road, Horsham, PA 19044 submitted a Final Report concerning remediation of site soil and groundwater contaminated with No. 2 heating oil. The report is intended to document remediation of the site to meet the Statewide Health Standard.

**709-719 South 50th Street Site**, 709-719 South 50th Street, City of Philadelphia, **Philadelphia County**. David Schantz, PG, Aquaterra Technologies, Inc., 122 South Church Street, West Chester, PA 19382 on behalf of George Korein, RKP B, LLC, 340 Central Park South, Unit 2D, New York, NY 10019 submitted a Cleanup Plan/Final Report concerning remediation of site soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**Furniture Mart USA**, 50 Hulmeville Avenue, Pennel Borough, **Bucks County**. David Schantz, Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381 on behalf of Roger Betesh, Furniture Mart USA, 50 Hulmeville Avenue, Pennel, PA 19047 submitted a Cleanup Plan/Final Report concerning remediation of site groundwater and soil contaminated with arsenic and vanadium. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**9800 Bustleton Avenue Site**, 9800 Bustleton Avenue, City of Philadelphia, **Philadelphia County**. Thomas A. Petrecz, Penn E&R, Inc., 2755 Bergey Road, Hatfield, PA 19440 on behalf of Leonard Greenfield, GFM Biz, LLC, 9800 Bustleton Avenue, Philadelphia, PA 19115 submitted a Remedial Investigation Report/Cleanup Plan/Risk Assessment Report/Final Report concerning remediation of site soil and groundwater contaminated with MTBE, PCE, and TCE. The report is intended to document remediation of the site to meet the Site-Specific Standard.

**United States Steel Corporation-KIPC (77-Acre Parcel)**, One Ben Fairless Drive, Falls Township, **Bucks County**. Michael H. Leon, United States Steel Corporation, 1350 Penn Avenue, Suite 200, Pittsburgh, PA 15222 on behalf of John A. Garges, GHD, 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 submitted a Risk Assessment Report/Remedial Investigation Report/Final Report concerning remediation of site soil contaminated with PCBs, VOCs, SVOCs and metals. 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.*

**Former Scot Truck Stop # 01975**, Interstate 84 and PA Route 191, Sterling Township, **Wayne County**. Parsons, 3606 Park 42 Drive, Box 13, Sharonville, OH 45241, submitted a final report concerning remediation of soil and groundwater contaminated by petroleum from underground storage tanks. The report is intended to document remediation of the site to meet a combination of Site-Specific and Statewide Health Standards.

**284 Sawkill Road Property**, 284 Sawkill Road, Dingman Township, **Pike County**. Envirosearch Consultants, P.O. Box 940, Springhouse, PA 19477, on behalf of Federal National Mortgage Association, 14221 Dallas Parkway # 1000, Dallas, TX 75265, submitted a final report concerning remediation of soil and groundwater contaminated by a release of heating oil from an aboveground storage tank. The report is intended to document remediation of the site to meet Statewide Health Standards.

**26 Rutter Street Property**, 26 Rutter Street, Hanover Township, **Luzerne County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Newell Fuel Service, 1355 Memorial Highway, Shavertown, PA 18708, submitted a final report concerning remediation of soil contaminated by a release of heating oil from an aboveground storage tank during

product delivery. The report is intended to document remediation of the site to meet Statewide Health Standards.

**R. Squier Pad 1**, 9968 North Weston Road, Brooklyn Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Cabot Oil & Gas Corporation, 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a final report concerning remediation of soil contaminated by a release found during pad grading at a natural gas well drilling operation. The report is intended to document remediation of the site to meet Statewide Health Standards.

**Bethlehem Commerce Center Site—Coal Chemical Area**, LVIP VII Commerce Center Boulevard, Bethlehem City, **Northampton County**. HDR Engineering, Inc., 1720 Spillman Drive, Bethlehem, PA 18015, on behalf of Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Bethlehem, PA 18015, submitted a combined cleanup plan and risk assessment concerning remediation of site soils contaminated during historic coke production processes at the former Bethlehem Steel. The report is intended to document remediation of the site to meet the Site-Specific Standards.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, Benjamin Stone-Thonus, 717-705-4705, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**BAE Systems Land & Armaments L.P.**, 1100 Bairs Road, York, PA 17408, West Manchester Township, **York County**. Hydro-Terra Group, 7420 Derry Street, Harrisburg, PA 17111, on behalf of BAE Systems, Inc., 1100 Bairs Road, York, PA 17408, submitted a Remedial Investigation Report concerning remediation of site groundwater contaminated with chlorinated solvents. 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:

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

**Kozicky Property**, 462 Main Street, Bethlehem City, **Northampton County**. Boucher & James, 559 Main Street, Bethlehem, PA 18018, on behalf of Christmas City Hotel LLC, 462 Main Street, Bethlehem, PA 18018, submitted a final report concerning remediation of soil contaminated by a release of heating oil from an underground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on January 27, 2020.

**Henzelman Property**, 1995 Quarter Mile Road, Lower Saucon Township, **Northampton County**. JMT Industrial & Environmental Contracting Services, 710 Uhler Road, Easton, PA 18040, on behalf of Carl Henzelman, 1995 Quarter Mile Road, Bethlehem, PA 18015, submitted a Final Report concerning remediation of soil contaminated by a release of heating oil from an underground storage tank. The report documented remediation of the site to meet Statewide Health Standards and was approved by DEP on January 28, 2020.

*Southcentral Region: Environmental Cleanup and Brownfields Program Manager, Benjamin Stone-Thonus, 717-705-4705, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Titus Combustion Turbine Site**, Tract 5, 296 Poplar Neck Road, Birdsboro, PA 19508, Cumru Township, **Berks County**. Groundwater and Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of GenOn, 315 Riegelsville Road, Milford, NJ 08848 submitted a Remedial Investigation Report, Remedial Assessment Report, Cleanup Plan, and Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil and lubricating oil. The combined Final Report did not demonstrate attainment of the Site-Specific Standard and was disapproved by the Department on January 23, 2020.

**Green Land Enterprises**, 513 Freedom Street, East Freedom, PA 16637, Freedom Township, **Blair County**. Whispering Pines Environmental Recovery LLC, 2012 Whispering Pines Lane, Duncansville, PA 16635, on behalf of Green Land Enterprises, P.O. Box 444, Hollidaysburg, PA 16637 submitted a Final Report concerning remediation of site soil contaminated with No. 2 fuel oil. The Final Report demonstrated attainment of the Residential Statewide Health Standard and was approved by the Department on January 24, 2020.

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

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

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit No. 101719.** PA Waste, LLC, 175 Bustleton Pike, Feasterville, PA 19053, Boggs Township, **Clearfield County**. This permit is for the construction and operation of the 845-acre Camp Hope Run municipal waste landfill, of which 217 acres are permitted for waste disposal. This permit allows for the collection and treatment of leachate up to an average and maximum daily waste disposal volume of 5,000 tons. The permit was issued by the Northcentral Regional Office on January 28, 2020.

The Department held a public hearing on July 23, 2018 at the Florian Banquet Center in Boggs Township, Clearfield County. The comment and response document developed from that meeting can be found on the Department's web site, under Regional Resources, Northcentral Regional Office, Community Information, Waste Management—Camp Hope.

Persons interested in reviewing the permit may contact Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, or call 570-327-3752. TDD users may contact the Department through the Pennsylvania AT&T Relay Service, (800) 654-5984.

**AIR QUALITY**

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001–4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Southeast Regional Office: 2 East Main Street, Norristown, PA 19401.*

**GP9-15-0034: Longwood Gardens, Inc.** (1030 East Baltimore Pike, P.O. Box 501, Kennett Square, PA 19348) on January 27, 2020 for the operation of a new 200 kW diesel engine which powers an emergency generator in Chadds Ford Township, **Chester 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.*

**AG5-58-00003B: Williams Field Services LLC** (310 State Route 29, Tunkhannock, PA 18657) on January 15,

2020 for the continued operation of the Shields Compressor Station located in Dimock Twp., **Susquehanna 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.*

**GP3-28-05035G: St. Thomas Development, Inc.** (409 Stenton Avenue, Flourtown, PA 19031) on January 22, 2020, for portable nonmetallic mineral process equipment, under GP3, including a crusher, screen and conveyor at the St. Thomas Quarry located in St. Thomas Township, **Franklin County**.

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

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

**GP19-08-00006A: UTC Railcar Repair Services, LLC** (403 North Thomas Avenue, Sayre, PA 18840) on January 16, 2019, for the authorization to construct and operate a railcar abrasive blasting operation pursuant to the General Plan Approval and/or General Operating Permit for Dry Abrasive Blasting Operations (BAQ-PGPA/GP-19) at the Sayre Shop located in Borough of Sayre, **Bradford County**.

**AG5-41-00010A: ARD Operating, LLC** (33 West Third Street, Suite 300, Williamsport, PA 17701) on January 15, 2020, for the construction of new sources and reauthorization to continue operation of existing sources that include three (3) 1,380 bhp Caterpillar model G3516TA-ULB four-stroke ultra-lean-burn natural-gas-fired compressor engines each equipped with oxidation catalyst, two (2) 35 MMsct/day J.W. Williams dehydration units each equipped with a 0.75 MMBtu/hr natural-gas fired reboiler and flash tank, one (1) 87 bhp Capstone model C65 Microturbine generator, one (1) 195 bhp Caterpillar model G3306 TA LCR rich-burn emergency generator engine, two (2) 16,800-gallon produced water tanks, two (2) 500-gallon lube oil tanks, two (2) 250-gallon day tanks, one (1) 500-gallon engine coolant tank, one (1) 500-gallon triethylene glycol tank, and one (1) 1,000-gallon waste oil tank pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression and/or Processing Facilities (BAQ-GPA/GP-5) at the Lycoming Hunt & Fish Club Compressor Station located in Cogan House Township, **Lycoming County**.

**GP3-60-00017A: New Enterprise Stone & Lime Co., Inc.** (297 Quarry Road, Chambersburg, PA 17202) on January 23, 2020 to authorize the operation of a 350 ton per hour, Terex Simplicity model TXR5624 portable rip rap screening plant pursuant to the General Plan Approval and/or General Operating Permit For Portable Nonmetallic Mineral Processing Plants (BAQ-GPA/GP-3) at their Lewisburg Quarry located in Buffalo Township, **Union County**.

**GP9-60-00017B: New Enterprise Stone & Lime Co., Inc.** (297 Quarry Road, Chambersburg, PA 17202) on January 23, 2020 to authorize the operation of a 2012 vintage 147 kilowatt John Deere model 6135H diesel engine pursuant to the General Plan Approval and General Operating Permit for Diesel or No. 2 Fuel-Fired Internal Combustion Engines (BAQ-GPA/GP-9) at their Lewisburg Quarry located in Buffalo Township, **Union 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 Regional Office: 2 East Main Street, Norristown, PA 19401.*

**09-0244: MM Metals USA, LLC** (4000 Chemical Road, Plymouth Meeting, PA 19462) on January 27, 2020 for a new low-carbon ferrochrome (LC FeCr) alloy manufacturing facility to be located in Falls Township, **Bucks County**. Post-control Particulate Matter (PM), Volatile Organic Compound (VOC), Nitrogen Oxide (NO<sub>x</sub>), and Hazardous Air Pollutant (HAP) emissions are less than major source thresholds for the Philadelphia Metropolitan Area; the facility is classified as a Natural Minor Facility. The requirements of 40 CFR Part 63 Subpart RRR apply to the melt furnace operating as part of Aluminum Production. The melt furnace is classified as a Group 1 Furnace and is subject to the dioxins/furans-related requirements of Subpart RRR. The general opacity requirements of 40 CFR Part 63 Subpart YYYYYY apply to the plasma furnace operating as part of LC FeCr Production. The plan approval will include monitoring, testing, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

**54-00022E: Hydro Extrusions Inc.** (53 Pottsville Road, Cressona, PA 17929) issued on January 21, 2020 for the installation of a new homogenizing oven and cooler at the facility located in Cressona Borough, **Schuylkill 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.*

**05-05021C: Creative Pultrusions, Inc.** (214 Industrial Lane, Alum Bank, PA 15521-8304) on January 24, 2020, for addition of In-Mold coating (Source 101A) to the existing fiberglass pultrusion operation, at the Alum Bank plant located in West Saint Clair Township, **Bedford County**.

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

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

**14-00003K: Pennsylvania State University** (101P Physical Plant Bldg, University Park, PA 16802) on January 17, 2020, for the construction of a combined heat and power unit including a natural gas-fired (with diesel backup) lean-burn pre-mix Solar Taurus 60-7901S turbine with an electric output of approximately 6.5 MW and a heat recovery steam generator equipped with a natural gas-fired duct burner rated at a maximum heat input of 94.9 MMBtu/hr at the University Park Campus located in College Township and State College Borough, **Centre 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 Regional Office: 2 East Main Street, Norristown, PA 19401.*

**23-0072A: Eastern Concrete Materials** (1401 Calcon Hook Road, Sharon Hill, PA 19079) on January 22, 2020 for the installation and operation of a Crushing Plant, a Screening Plant and associated engines (Source IDs 107 and 108), to be used to recycle waste concrete into saleable products in Darby, **Delaware County**.

**46-0036K: DIV AR Properties L.P.** (1420 US Highway 206, Ste. 200, Bedminster, NJ 07921) on January 23, 2020, minor modification of the Plan Approval No. 46-0036K for physical operation at 2700 Morris Road, Worcester Township, **Montgomery County**. The plan approval is for the operation of four (4) existing No. 2 fuel oil-fired electric generators with SCR and catalysts identified at the facility as Diesel Generator # 1, # 2, # 3, and # 4. This modification is for the relocation and the change of address of the company's headquarters to Bedminster, New Jersey.

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

The City of Philadelphia, Air Management Services (AMS) issued on January 27, 2020 a Plan Approval for installation of air pollution sources at the following facility:

**IP19-000463: American Airlines, PHL International Airport** (8500 Essington Avenue, Philadelphia, PA 19153) for the installation and temporary operation of air emission sources at an air transportation establishment in the City of Philadelphia, **Philadelphia County**. The following significant stationary air emission sources are part of the Plan Approval: thirty-three (33) air heaters firing natural gas each rated less than 4 MMBtu/hr, seven (7) fire pumps firing diesel fuel each rated 430 HP, four (4) boilers firing natural gas each rated less than 2 MMBtu/hr, one (1) hot water heater firing natural gas rated 0.30 MMBtu/hr, and one (1) emergency generator firing diesel fuel rated 896 HP. Additionally, five (5) insignificant air heaters firing natural gas each rated 0.25 MMBtu/hr and one (1) insignificant emergency generator firing natural gas rated 49 HP are also included in the Plan Approval for facility-wide emission calculation, and they are required to follow the applicable requirements in the Plan Approval. Moreover, the facility requested an amendment for four (4) non-stationary sources that were previously permitted under IP18-000027, IP18-000029, IP18-000031, and IP18-000032 issued 2/27/2018. The non-stationary sources are Portable Aircraft Ground Power Units firing diesel fuel, of which one (1) rated 300 HP and three (3) rated 155 HP each, and the facility requested increasing the operating hours limit per rolling 12-month period from 720 hours to 1,600 hours. The plan approval contains operating, monitoring, recordkeeping, and reporting requirements to ensure operation within all applicable requirements.

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

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

**06-05154A: Birdsboro Power LLC** (92 Armorcast Drive, Birdsboro, PA 19508) on January 22, 2020, for the construction of a natural gas-fired combined cycle electric generation facility located in Birdsboro Borough, **Berks County**. The facility is designed to generate up to 450 MW nominal using a combustion turbine generator and a heat recovery steam generator that will provide steam to drive a steam turbine generator. The heat recovery steam generator will be equipped with a natural gas-fired duct burner to supplement power output. The turbine is rated at 2,944 MMBtu/hr and the duct burner is rated at 500 MMBtu/hr. A selective catalytic reduction (SCR) system and oxidation catalyst in series will control NO<sub>x</sub>, CO and VOC. The proposed project will also include a diesel emergency generator, a diesel emergency fire pump and an evaporative cooling tower. The plan approval was extended.

**01-05033B: Knouse Foods Cooperative, Inc.** (800 Peach Glen-Idaville Road, Peach Glen, PA 17307) on January 22, 2020, for construction of a combined heat and power (CHP) project to include an anaerobic digester, combustion flare, IC engine/generator set and catalytic oxidizer at the Peach Glen facility in Huntington Township, **Adams County**. The plan approval was extended.

**36-05015H: Dart Container Corporation of PA** (60 East Main Street, Leola, PA 17540) on January 22, 2020, for the construction of new extrusion and thermoforming lines and construction of new equipment for the recycling of consumer EPS scrap at the facility located in Upper Leacock Township, **Lancaster County**. The plan approval was extended.

**67-05004T: Pixelle Specialty Solutions, LLC** (228 South Main Street, Spring Grove, PA 17362) on January 23, 2020, for the pulp and paper manufacturing facility located in the Spring Grove Borough, **York County**. The plan approval revises the selected continuous monitoring option in Plan Approval 67-05004S regarding the 40 CFR Part 63 Subpart DDDDD (Boiler MACT) Hydrogen Chloride (HCL) emission limit for Power Boiler Number 5. 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.*

**08-00057A: Gateway Cogeneration 1, LLC** (6219 Squires Court, Spring, TX 77389) on January 17, 2020, to extend the authorization to construct a 128 MW electric power generation station at the Gateway Bradford Plant facility located in Towanda Township, **Bradford County** to July 16, 2021. The plan approval has been extended.

**49-00063A: Renewal Processing, Inc.** (10705 State Route 44, Watsontown, PA 17777) on January 18, 2020 to extend the authorization to operate the bakery waste rotary dryer at their facility located in Lewis Township, **Northumberland County** on a temporary basis to July 17, 2020. The plan approval has been extended.

**18-00005E: Dominion Transmission, Inc.** (925 White Oakes Boulevard, Bridgeport, WV 26330) on January 22, 2020, for the temporary operation of a 11,015 brake-horsepower (bhp) natural gas-fired turbine/compressor engine (Source P111) and a 791 bhp natural gas-fired emergency generator (Source P203) at their Finnefrock Compressor Station located in Leidy Township, **Clinton County**. The plan approval has been extended to July 8, 2020.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6940.*

**10-401A: Commercial Asphalt Supply, Fennelton** (300 Old Route 422 East, Fennelton, PA 16034) on January 21, 2020, effective January 2, 2020, has issued a plan approval extension to allow DEP to schedule a plan approval inspection, and for the facility to apply for its initial State Only Operating Permit in Clearfield Township, **Butler County**. This is a State Only facility. This will expire on June 30, 2020.

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

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484.250.5920.*

**46-00022: Janssen Research & Development, LLC** (1400 McKean Rd, Springhouse, PA 19477) on January 27, 2020 located in Lower Gwynedd Township, **Montgomery County**. This action is a renewal of the Title V Operating Permit. The main sources of air emissions are boilers and internal combustion engines. There are no new applicable regulations and no sources have been installed or modified, except those permitted under a Department's Plan Approval, since the permit was last issued in August 2016. The renewal contains monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**43-00310: NLMK Pennsylvania LLC** (15 Roemer Boulevard, Farrell, PA 16121). On January 22, 2020, in accordance with 25 Pa. Code § 127.521, the Department of Environmental Protection revised a Title V Operating Permit for the NLMK Pennsylvania Farrell Plant owned and operated by NLMK Pennsylvania LLC, in the City of Farrell, **Mercer County**. The permit modification incorporates the provisions and requirements contained in the RACT II approval for the facility, which are intended to satisfy the requirements for the 1997, 2008, and 2015 National Ambient Air Quality Standard (NAAQS) for ozone. The relevant RACT II requirements are being submitted to the U.S. Environmental Protection Agency (EPA) as a revision to Pennsylvania's SIP and will remain in effect until replaced pursuant to 40 CFR 51 and approval by the EPA. Requirements that are not part of the RACT II determination will be excluded from the SIP submittal; this includes the provisions of the Department's presumptive RACT II requirements in accordance with 25 Pa. Code § 129.97, as they apply to existing

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

Source	RACT II Requirement
106, Slab Reheat Furnace # 1 and	<ul style="list-style-type: none"> <li>Gas usage shall not exceed 136.967 mmcf based on a 30-day rolling total.</li> <li>NO<sub>x</sub> emissions shall not exceed 0.14 lb/mcf.</li> <li>NO<sub>x</sub> stack testing shall be conducted within 5 years of permit modification and every 5 years thereafter.</li> </ul>
107, Slab Reheat Furnace # 2	<ul style="list-style-type: none"> <li>Gas usage shall not exceed 136.967 mmcf based on a 30-day rolling total.</li> <li>NO<sub>x</sub> emissions shall not exceed 0.14 lb/mcf.</li> <li>NO<sub>x</sub> stack testing shall be conducted within 5 years of permit modification and every 5 years thereafter.</li> </ul>
208, Slab Reheat Furnace # 3	<ul style="list-style-type: none"> <li>Gas usage shall not exceed 217.152 mmcf based on a 30-day rolling total.</li> <li>NO<sub>x</sub> emissions shall not exceed 0.058 lb/mcf.</li> <li>NO<sub>x</sub> stack testing shall be conducted within 5 years of permit modification and every 5 years thereafter.</li> </ul>

*Southeast Regional Office: 2 East Main Street, Norristown, PA 19401.*

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.*

The City of Philadelphia, Air Management Services (AMS) issued on 01/23/2020 a renewal Title V/State Operating Permit for the following facility:

**OP16-000039: Vicinity Energy Philadelphia (formerly known as Veolia Energy Philadelphia)—Schuylkill Station** (2600 Christian Street, Philadelphia, PA 19146) for the operation of boilers and parts degreasing stations at a steam generating facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include a tangential fired boiler rated 795 MMBtu/hr that uses No. 6 oil as primary fuel and No. 2 oil for ignition, a front wall fired boiler rated 761 MMBtu/hr that operates on No. 6 oil and natural gas, and three parts degreasing stations that use non-halogenated solvents. The facility is a major source of Nitrogen Oxides (NO<sub>x</sub>). The issued Title V/State Operating Permit incorporates a change of ownership from Veolia Energy Philadelphia to Vicinity Energy Philadelphia. The intent to issue the Title V/State Operating Permit was published on December 7, 2019 in the *Pennsylvania Bulletin* under Veolia Energy Philadelphia—Schuylkill Station.

The City of Philadelphia, Air Management Services (AMS) issued on 01/27/2020 a revision of the Title V/State Operating Permit for the following facility:

**OP18-000028: The Children's Hospital of Philadelphia** (3401 Civic Center Boulevard, Philadelphia, PA 19104), which is a revision for the Title V/State Operating Permit (V14-015) that was issued on March 5, 2018, for the operation of boilers, peak-shaving generators, emergency generators, and fire pump at a hospital facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include the following:

- Thirteen (13) boilers firing natural gas and No. 2 oil, of which three (3) rated 20.922 MMBtu/hr, one (1) rated 10.461 MMBtu/hr, seven (7) rated 32.659 MMBtu/hr, and two (2) rated 30.615 MMBtu/hr.
- Four (4) peak-shaving generators with oxidation catalysts firing natural gas each rated 1085 HP.
- Thirteen (13) emergency generators firing No. 2 oil, of which four (4) rated 3634 HP, two (2) rated 2937 HP, three (3) rated 2876 HP, two (2) rated 2168 HP, one (1) rated 1027 HP, one rated 900 HP, and one (1) rated 643 HP.
- One fire pump firing No. 2 oil rated 121 HP.

**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

*Contact: Norman Frederick, Facility Permitting Chief—Telephone: 570-826-2409.*

**48-00061: Haines & Kibblehouse, Inc.** (P.O. Box 196, 2052 Lucon Road, Skippack, PA 19474-0196). The Department issued, on 1/21/20, a State-Only Operating Permit for the operation of sources at the H&K Group ABE Materials Easton Quarry located in Lower Mount Bethel Township, **Northampton County**. The sources include WDLF fired Batch Asphalt Plant with RAP, and a particle separation process. The operating permit contains all applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

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

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

**21-05049: Pennsy Supply, Inc.** (2400 Thea Drive, Suite 3A, Harrisburg, PA 17110) on January 22, 2020, for the asphalt and portable crusher operations at the Penn Township Quarry, located in Penn Township, **Cumberland County**. The State-only permit was renewed.

**36-03094: Snavely's Mill, Inc.** (333 Snavely Mill Road, Lititz, PA 17543-9624) on January 21, 2020, for the flour mill located in Warwick Township, **Lancaster County**. The State-only permit was renewed.

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

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

**41-00088: Compass Natural Gas Partners LP** (635 Lucknow Road, Suite H, Harrisburg, PA 17110), on January 15, 2020, for their Quaker CNG Truck Terminal located in Upper Fairfield Township, **Lycoming County**.



The State Only operating permit contains all applicable regulatory requirements including monitoring, record-keeping and reporting conditions.

**55-00024: Conestoga Wood Specialties Corporation** (P.O. Box 158, East Earl, PA 17519-0158) was issued a State Only operating permit (renewal) on January 15, 2020, for their wood cabinet manufacturing facility located in Spring Township, **Snyder County**. All applicable Federal and State regulatory requirements including testing, monitoring, recordkeeping, reporting, and work practice conditions to assure compliance with the applicable requirements have been included in the permit.

*Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**65-00181: Chestnut Ridge Foam, Inc.** (443 Warehouse Drive, P.O. Box 781, Latrobe, PA 15650), Synthetic Minor Operating Permit on January 22, 2020, the Department of Environmental Protection (DEP) authorized a synthetic minor State-Only operating permit for a specialty foam manufacturing facility located in Derry Township, **Westmoreland County**. The facility was previously designated as a Title V facility and has elected to take a facility-wide emissions limit not to equal or exceed 50.0 TPY VOC to become a synthetic minor. The permit also includes Reasonably Available Control Technology (RACT II) requirements for this facility in accordance with 25 Pa. Code §§ 129.96—129.100. The permit includes emission limits, operating requirements, monitoring requirements, recordkeeping requirements, and work practice standards for the site to ensure that the facility complies with all applicable Federal and State air quality regulations.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**24-00119: Advanced Heat Treating** (1057 Trout Run Rd, Saint Marys, PA 15857), on January 22, 2020, the Department issued the renewal of the State-Only Operating Permit of a metal heat treating facility located in Saint Marys City, **Elk County**. Permitted air contamination sources are two tempering furnaces, five draw furnaces, and miscellaneous natural gas usage. Several tempering and draw furnaces are subject to requirements established through PA 24-119B. In this renewal, three tempering furnaces no longer operated are removed from the operating permit.

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**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.**

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*Southeast Regional Office: 2 East Main Street, Norristown, PA 19401.*

**46-00024: Johnson & Johnson Consumer, Inc.** (7050 Camp Hill Road, Fort Washington, PA 19034) on

January 27, 2020 located in Whitemarsh Township, **Montgomery County**. The Minor Modification of State Only Operating Permit is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462. The modification addresses a change to the Responsible Official, change to fuel type in the three (3) existing boilers from No. 4 oil to No. 2 fuel oil, and add No. 2 fuel oil to one of the boilers. The requirements of 40 CFR Part 60 Subpart Dc and 40 CFR Part 63 Subpart JJJJJJ now apply to Boiler 4 (Source ID B08), which was previously a natural gas-fired only boiler. The modified permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00013: Clemens Food Group** (aka Hatfield Quality Meats, Inc.) (2700 Clemens Rd., Hatfield, PA 19440-0902). On January 27, 2020 an Administrative Amendment of Title V Operating Permit for this facility is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450 to incorporate the requirements of two (2) plan approvals into the operating permit for a facility located in Hatfield Township, **Montgomery County**.

46-0013E was previously issued for the replacement of existing control devices on the sludge dryer at the wastewater treatment plant (WWTP) with new venturi scrubber and new packed tower scrubber. Plan Approval 46-0013F was previously issued for the replacement of existing control devices at the Rendering Plant with a new venturi scrubber and a packed tower scrubber, as well as to permit the change of the packing material for an existing control device (packed tower scrubber—Source ID: C02).

The amended Title V Operating Permit will contain monitoring, recordkeeping, reporting and work practice standards to keep the facility operating within all applicable air quality requirements.

**09-00222: Telex Metals, LLC** (105 Phyllis Drive, Croydon, PA 19021). On January 23, 2020 a Minor Operating Permit Modification is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462 to State Only (Natural Minor) Operating Permit No. 09-00222 for its metal refining facility, which is located in Bristol Township, **Bucks County**. The Minor Operating Permit Modification authorizes changing the hydrochloric acid (HCl) removal efficiency (99%) and outlet HCl emission concentration (0.1 ppmv) restrictions for the HCl metal refining line and associated packed tower wet scrubber to an HCl emission rate restriction of 150 lbs/yr.

*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.*

**07-03034: Alpha Assembly Solutions** (4100 6th Avenue, Altoona, PA 16602) on January 16, 2020, for the secondary lead smelting and reclamation plant located in Altoona City, **Blair County**. The State-only permit was administratively amended in order to incorporate the requirements of Plan Approval No. 07-03034G.

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

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

**49-00020: Truck Accessories Group, LLC** (3560 Housels Run Road, Milton, PA 17847-9006) on January 14, 2020, for the significant modification to the Title V operating permit TVOP 49-00020 for the incorporation of Reasonable Available Control Technology (RACT II) requirements pursuant to 25 Pa. Code §§ 129.96—129.100 at the Milton facility located in Milton Borough, **Northumberland County**. The revised Title V operating permit contains all applicable regulatory requirements including monitoring, recordkeeping and reporting conditions.

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**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.*

**21-03108: Sunoco Pipeline, L.P.—Plainfield Station Pump Station** (74 Pinedale Road, Carlisle, PA 17015). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.88 tpy NO<sub>x</sub>, 4.00 tpy CO and 0.29 tpy VOC resulting from the maintenance activities at the Plainfield Pump Station located in Lower Frankford Township, **Cumberland County**. This is the second de minimis emissions increase at the facility during the term of the current operating permit.

**06-03164: Sunoco Pipeline, L.P.—Beckersville Pump Station** (536 Alleghenyville Road, Mohnton, PA 19540). Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of 0.01 tpy NO<sub>x</sub>, 0.02 tpy CO and 0.07 tpy VOC resulting from the replacement of the existing 8-inch pig receiver with a new pig receiver not to exceed 20-inches in size at the Beckersville Pump Station located in Brecknock Township, **Berks County**. This is the second 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*

*California District Office: 25 Technology Drive, Coal Center, PA 15423, 724-769-1100, (Contact: Bonnie Herbert).*

**56140701 and NPDES Permit No. PA0236292 and GP12-56140701-R0. Coal Innovations, LLC**, 1134 Stoystown Road, Friedens, PA 15541, to operate a new Coal Refuse Disposal Site, a Coal Preparation Plant, and related NPDES Permit, includes authorization request for an Air Quality GPA/GP12 General Permit for the Stoystown Prep Plant & CRDA located in Quemahoning and Stonycreek Townships, **Somerset County**, affecting 85.9 proposed surface acres, 55.6 proposed coal refuse disposal support acres, and 46.9 proposed coal refuse disposal acres. Approval is authorized under General Permit BAQ-GPA/GP12 and is required to meet all applicable limitations, terms, and conditions of authorization GP12-56140701-R0. Receiving stream(s): Stonycreek River classified for the following use: CWF. The application was considered administratively complete on July 28, 2015. Application received: April 17, 2015. Permit issued: January 21, 2020.

**11743703 and NPDES Permit No. PA0214671. Robindale Energy Services, Inc.**, P.O. Box 228, Armagh, PA 15920, to renew the permit and related NPDES Permit for Lancashire No. 25 located in Barr and West Carroll Townships, **Cambria County**. No additional discharges. The application was considered administratively complete on May 12, 2016. Application received: November 20, 2015. Permit issued: January 21, 2020.

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, 814-472-1900, (Contact: Holly Calvetti).*

**Permit 11130104. Elk Resources, Inc.**, 30 Pounds Road, West Lebanon, PA 15783, permit renewal for reclamation only of a bituminous surface mine in Richland Township, **Cambria County**, affecting 18 acres. Receiving stream(s): Solomon Run classified for the following use(s): WWF. The first downstream potable water supply intake from the point of discharge is Buffalo Township Municipal Authority intake at Freeport, PA on Allegheny River. Application received: December 4, 2019. Permit issued: January 22, 2020.

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

**17753180 and NPDES PA0609439. Penn Coal Land, Inc.**, P.O. Box 68, Boswell, PA 15531, permit renewal for reclamation only for water treatment of a bituminous surface coal mine located in Boggs Township, **Clearfield County** affecting 140.0 acres. Receiving stream(s): Laurel Run classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: January 16, 2019. Permit issued: January 10, 2020.

**17090101. Fair Coal Company LLC**, 360 Peaceful Endings Lane, Irvona, PA 16656, permit renewal for reclamation only of a bituminous surface coal mine located in Beccaria Township and Glen Hope Borough, **Clearfield County** affecting 143.8 acres. Receiving stream(s): Unnamed Tributary to Clearfield Creek and Unnamed Tributary to Blue Run classified for the follow-

ing use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: September 3, 2019. Permit issued: January 13, 2020.

*New Stanton District Office: P.O. Box 133, 131 Broadview Road, New Stanton, PA 15672, 724-925-5500. (Contact: Tracy Norbert).*

**65-19-02 and NPDES Permit No. PA0278408. P & N Coal Company, Inc.**, P.O. Box 332, Punxsutawney, PA 15767. Government Financed Construction Contract issued for reclamation of approximately 2.5 acres of abandoned mine lands located in Derry Township, **Westmoreland County**. Receiving stream(s): unnamed tributary to McGee Run. Application received: August 7, 2019. Contract issued: January 24, 2020.

**63120105 and NPDES Permit No. PA0252298.** Amerikohl Mining, Inc., 1384 State Route 711, Stahlstown, PA 15687. Renewal permit for an existing bituminous mine site located in Somerset Township, **Washington County**, affecting 50.2 acres. Receiving stream(s): North Branch Pigeon Creek and Monongahela River. Application received: May 10, 2019. Permit issued: January 24, 2020.

*Noncoal Permits Issued*

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

**PAM219002. Aggrock, LLC**, 2298 Fall Run Road, Wysox, PA 18854, coverage under General NPDES Permit For Stormwater Discharges Associated With Mining Activities (BMP GP-104) on GP-105 No. 08192501 located in Wysox Township, **Bradford County**. Receiving stream(s): Unnamed Tributary to Johnson Creek classified for the following use(s): CWF, MF. Application received: March 25, 2019. Permit issued: January 15, 2020.

**PAM219009. Timothy D. Leonard**, 284 Patterson Road, Columbia Cross Roads, PA 16914, coverage under General NPDES Permit For Stormwater Discharges Associated With Mining Activities (BMP GP-104) on Noncoal Permit No. 08092805 located in Springfield Township, **Bradford County**. Receiving stream(s): Mill Creek and Unnamed Tributary to Sugar Creek classified for the following use(s): TSF, MF. Application received: May 28, 2019. Permit Issued: January 10, 2020.

**41990301 and NPDES PA238287. Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, Suite 203, State College, PA 16803, renewal for an existing NPDES on a large noncoal surface mining site located in Armstrong Township, **Lycoming County** affecting 41.27 acres. Receiving stream(s): Hagerman Run classified for the following use(s): CWF. Application received: April 29, 2019. Permit issued: January 15, 2020.

**14060302 and NPDES PA0256447. Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, State College, PA 16803, renewal for an existing NPDES on a large noncoal surface mining site located in Spring Township, **Centre County** affecting 23.3 acres. Receiving stream(s): Spring Creek classified for the following use(s): CWF. Application received: July 11, 2019. Permit issued: January 15, 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. 58204101. DW Drilling & Blasting** (2733 East Battlefield Street # 320, Springfield, MO 65804) construction blasting for Diaz M P2 Gas and Tank Pad in Harford Township, **Susquehanna County** with an expiration date of January 9, 2021. Permit issued: January 21, 2020.

**Permit No. 35204101. Holbert Explosives, Inc.** (237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435), construction blasting for Dobrinski Lot 18 warehouse in Jessup Borough, **Lackawanna County** with an expiration date of January 24, 2021. Permit issued: January 27, 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 one. 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 and Wetlands Program, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160.*

*Contact: Elaine Henderson, Clerk Typist 3, 484.250.5157.*

**Permit No. EA46012-025, Perkiomen Watershed Conservancy, 1 West Skippack Pike, Schwenksville, PA 19473, Perkiomen Township, Montgomery County, ACOE Philadelphia District.**

To perform the following water obstruction and encroachment activities within Jacob Reiff Park along approximately 315 linear feet of West Branch of Skippack Creek and tribis (Perennial, TSF):

1. Streambank Restoration (315 feet West Branch)—Plantings (live stakes) are proposed along a portion of the West Branch of Skippack Creek to help alleviate erosion of the streambank. As part of the restoration, rip-rap will be placed (hand placed) below the normal water elevation.

2. Floodplain Reconnection—A portion of the streambank will be lowered to allow water to overflow during higher flows into a shallow ponding area. The ponding area will be planted with a mix of both native wetland seed mix and live stakes. This will allow for a reconnection of the floodplain in this area and a slowing of floodwaters. In the event of high flow events, a stabilized overflow will allow for water to re-enter the stream.

3. Re-establish Tributary Channel (Tributary No. 1) (390 feet)—An existing tributary channel is located to the east of the proposed ponding area and conveys flow from a 36" CMP located in Quarry Road. The project includes the re-establishment and stabilization of this tributary.

4. Tributary Erosion Control—Tributary (energy dissipator—R-5 rip-rap)—An additional tributary is located to the north of the proposed ponding area and conveys flow from an 18" HDPE pipe also located in Quarry Road. A rip-rap apron is proposed. Additionally, the rip-rap apron will act as a level spreader to convert the concentrated channel flow into sheet flow.

The Jacob Reiff Park site is located near the intersection of Quarry and Upper Mainland Roads in Lower Salford Township, Montgomery County (Collegeville USGS Quadrangles, Latitude 40.241728 N"; Longitude—75.380698 W").

*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.*

**E3502119-003. Pa Department of Transportation, Eng District 4-0, 55 Keystone Industrial Drive,**

Dunmore, PA 18512, Dunmore Borough & Roaring Brook Township, **Lackawanna County**, Army Corps of Engineers, Baltimore District.

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

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

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

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

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

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

6. The project also proposes to install rock apron outlet protection in various locations impacting approximately 74 l.f. of tributary Roaring Brook (HQ-CWF, MF) (waterways WW-238, WW-239, WW-249, WW-239, WW-236).

The project also includes the impacts to PEM wetlands totaling 0.12 acre due to roadway realignment and widening. The permittee is required to provide 0.12 acre of replacement wetlands.

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

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

**E17-501. PA Waste LLC, 175 Bustleton Pike, Feasterville, PA 19053-6456. Camp Hope Run Landfill, Boggs Township, Clearfield County, USACOE Baltimore District (Glen Richey & Wallaceton, PA Quadrangles, Latitude 40° 56' 0" N; Longitude -78° 23' 52" W).**

Department approval giving consent to construct, operate and maintain an 845-acre solid waste landfill with ancillary water pollution control facilities, which will require water obstruction and/or encroachment activities be conducted in or along following Regulated Waters of this Commonwealth:

Project Information										Corps / 404					PADEP / 105		
Structure/Activity	Aquatic Resource	Latitude	Longitude	Work Proposed/Impact Type	Waters Name	Pa. Code Chapter 93 Designation	Corps Impact TYPE	Stream Impact WIDTH	Stream Impact LENGTH	Stream Impact AREA	Wetland Impact AREA	DEP Impact TYPE	Floodway Impact AREA	Wetland Impact AREA			
1	Wetland	40.936269	-78.392217	Fill	Wet 2—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	11,054			
2	Wetland	40.932481	-78.406345	Fill	Wet 3-2—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	2,110			
3	Wetland	40.931613	-78.388887	Fill	1-G1—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	1,603			
4	Wetland	40.931309	-78.388652	Fill	1-G2—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	1,750			
5	Wetland	40.931175	-78.387795	Fill	1-G3—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	647			
6*	Wetland	40.931873	-78.388763	Fill	SB-2 (Sediment Basin)	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	35,518			
7	Wetland	40.933211	-78.392542	Fill	1H-1—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	1,237			
8	Wetland	40.931356	-78.395082	Fill	Wet 5—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	889			
9	Wetland	40.930928	-78.394167	Fill	3A2—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	3,386			
10	Wetland	40.930827	-78.394260	Fill	3A1—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	454			
11*	Wetland	40.930150	-78.394426	Fill	SB-4 (Sediment Basin)	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	40,821			
12**	Stream	40.930170	-78.395990	Excavation	UNTSBR-01 (UNT Sanbourn Run)	CWF, MF	N/A	N/A	N/A	N/A	N/A	Perm	900	N/A			
13	Wetland	40.926610	-78.394620	Fill	3CB—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	9,758			
14	Wetland	40.939452	-78.400353	Fill	Wet 1-3—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	739			
15	Wetland	40.931739	-78.406819	Fill	Wet 2-3A—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	498			
16	Wetland	40.931582	-78.406951	Fill	Wet 2-3—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	3,414			
17	Wetland	40.928529	-78.400297	Fill	Wet 17—Isolated	Other	N/A	N/A	N/A	N/A	N/A	Perm	N/A	12,137			
18	Stream	40.931500	-78.411200	Excavation	UNTSBR-05 (UNT Sanbourn Run)	CWF, MF	N/A	N/A	N/A	N/A	N/A	Perm	600	N/A			

Structure/Activity	Project Information					Corps./404					PADEP/105		
	Aquatic Resource	Latitude	Longitude	Work Proposed/Impact Type	Waters Name	Pa. Code Chapter 93 Designation	Corps Impact TYPE	Stream Impact WIDTH	Stream Impact LENGTH	Stream Impact AREA	Wetland Impact AREA	DEP Impact TYPE	Floodway Impact AREA
1	Wetland	40.936269	-78.392217	Fill	Wet 2—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	11,054
19	Wetland	40.929150	-78.408343	Fill	Wet 1-2—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	4,689
20**	Stream	40.928320	-78.406500	Excavation	UNTSBR-02 (UNT Sanbourn Run)	CWF, MF	N/A	N/A	N/A	N/A	Perm	900	N/A
21***	Wetland	40.932034	-78.387565	Excavation	CHR10W—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	41
21***	Wetland	40.932034	-78.387565	Excavation	CHR10W—Isolated	Other	N/A	N/A	N/A	N/A	Temp	N/A	1,097
22***	Wetland	40.932849	-78.387297	Excavation	CHR9W—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	19
22***	Wetland	40.932849	-78.387297	Excavation	CHR9W—Isolated	Other	N/A	N/A	N/A	N/A	Temp	N/A	305
23***	Wetland	40.933513	-78.387406	Excavation	CHR8W—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	13
23***	Wetland	40.933513	-78.387406	Excavation	CHR8W—Isolated	Other	N/A	N/A	N/A	N/A	Temp	N/A	624
24***	Wetland	40.934062	-78.387601	Excavation	CHR5W—Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	74
24***	Wetland	40.934062	-78.387601	Excavation	CHR5W—Isolated	Other	N/A	N/A	N/A	N/A	Temp	N/A	1,227
25***	Stream	40.934803	-78.387573	Excavation	Camp Hope Run	CWF, MF	Perm	13	3	39	Perm	424	N/A
25***	Stream	40.934803	-78.387573	Fill	Camp Hope Run	CWF, MF	Temp	13	58	754	Temp	5,563	N/A
26**	Stream	40.936166	-78.386703	Excavation	CHR5S (UNT Camp Hope Run)	CWF, MF	Perm	4	3	12	Perm	395	N/A
26**	Stream	40.936166	-78.386703	Fill	CHR5S (UNT Camp Hope Run)	CWF, MF	Temp	4	74	296	Temp	4,947	N/A
27**	Stream	40.936581	-78.386609	Excavation	CHR6S (UNT Camp Hope Run)	CWF, MF	Perm	2	3	6	Perm	327	N/A
27**	Stream	40.936581	-78.386609	Fill	CHR6S (UNT Camp Hope Run)	CWF, MF	Temp	2	40	80	Temp	3,942	N/A
28****	Stream	40.954065	-78.403533	Excavation	CR-01 (Clearfield Creek)	WWF, MF	Perm	N/A	N/A	N/A	Perm	121	N/A

Structure/ Activity	Project Information						Corps./404						PADEP/105		
	Aquatic Resource	Latitude	Longitude	Work Proposed/ Impact Type	Waters Name	Pa. Code Chapter 93 Designation	Corps Impact TYPE	Stream Impact WIDTH	Stream Impact LENGTH	Stream Impact AREA	Wetland Impact AREA	DEP Impact TYPE	Floodway Impact AREA	Wetland Impact AREA	
1	Wetland	40.936269	-78.392217	Fill	Wet 2— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	11,054	
28****	Stream	40.954065	-78.403533	Excavation	CR-01 (Clearfield Creek)	WWF, MF	Temp	N/A	N/A	N/A	Temp	2,599	N/A	N/A	
29**	Stream	40.930543	-78.382616	Fill	UNTCR-04 (UNT Camp Hope Run)	CWF, MF	Perm	1.5	560	840	Perm	21,948	N/A	N/A	
30	Wetland	40.935553	-78.391200	Fill	1-F1— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	14,787	
31	Wetland	40.932732	-78.404977	Fill	Wet 3A— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	619	
32	Wetland	40.932631	-78.405166	Fill	Wet 3CH— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	289	
33	Wetland	40.932726	-78.405280	Fill	Wet 3B— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	588	
34	Wetland	40.932034	-78.387565	Fill	CHR10W— Isolated	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	617	
35	Wetland	40.932196	-78.387999	Fill	Wet 11	Other	N/A	N/A	N/A	N/A	Perm	N/A	N/A	2,674	
36 *****	Stream	40.933177	-78.385190	Ford	Camp Hope Run	CWF, MF	Temp	10	5	50	Temp	543	N/A	N/A	
37**	Stream	40.935730	-78.389915	Fill	CHR9S	CWF, MF	Perm	3	185	555	Perm	20,448	N/A	N/A	

\*Qualifies for Waiver 105.12(a)(6). Note that some impacts are the removal of an existing sediment basin thus not requiring wetland mitigation.

\*\*Qualifies for Waiver 105.12(a)(2).

\*\*\*Qualifies for GP-5.

\*\*\*\*Qualifies for GP-4.

\*\*\*\*\*Qualifies for GP-8.

The project includes a cumulative permanent impact of 1.701 acre<sup>1</sup> of PEM wetlands, 754 linear feet of watercourse, and 1.057 acre of floodway. Temporary cumulative impacts, for which minimization and restoration shall be implemented, are 0.075 acre of wetlands, 177 linear feet of watercourse, and 0.404 acre of floodway. The applicant has offered compensatory mitigation for permanent impacts to Regulated Waters of this Commonwealth incurred with project construction. The design objectives of the compensatory mitigation are water quality improvement and wetland creation through the construction, operation and maintenance of a new abandoned mine drainage abatement system. The passive system will capture and treat acid mine drainage from a tributary of Camp Hope Run (UNTCHR-04), and the effluent from the system will be used to create 2.2 acres of new wetlands along Camp Hope Run. The Camp Hope Run Landfill and ancillary water pollution control facilities are located along the western right-of-way of SR 0153 approximately 2.1-miles north of the SR 2012/0153 intersection. \*Listed impacts for SB-2 and SB-4 (POW wetlands) are waived of compensatory mitigation requirements under § 105.12(a)(6).

<sup>1</sup> Does not include Stormwater Basin Area—excluded from wetland impacts.

**E1704219-004: Rusty's Oil & Propane**, Woodward Township, **Clearfield County**, U.S. Army Corps of Engineers Baltimore District (Houtzdale Quadrangle; Latitude 40° 49' 51" N; 78° 20' 3" W).

The applicant will expand the Houtzdale oil and propane business along SR 53 in Woodward Township. The project will result in 0.151 acre of permanent wetland impact. The palustrine emergent wetland is not considered exceptional value and no known threatened or endangered species inhabit the resource. Mitigation for the impact will be completed onsite by converting 0.151 acre of upland to wetland. The ditches on the property through the existing wetlands will be plugged. The mitigation area plus the adjacent natural wetland will be protected by a deed restriction.

*Eastern Region: Oil and Gas Management Program Manager, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**E5829-136 Modified: Bridgewater Township, Williams Field Services Company, LLC**, 30351 Route 6, Wysox, PA 18854; Bridgewater Township, **Susquehanna County**; ACOE Baltimore District.

To construct, operate, and maintain:

1) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 700 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 36", Longitude: -75° 51' 30"),

2) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 51 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 34", Longitude: -75° 51' 30"),

3) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,706 square feet (0.02 acre) of a palustrine emergent wetland (PEM) and 453 square feet (0.01 acre) of a palustrine scrub-shrub wetland (Montrose East, PA Quadrangle; Latitude: 41° 48' 29", Longitude: -75° 51' 21"),

4) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 40 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 26", Longitude: -75° 51' 19"),

5) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 867 square feet (0.02 acre) of a palustrine emergent wetland (PEM), 2,524 square feet (0.06 acre) of a palustrine scrub-shrub wetland, and 1,860 square feet (0.04 acre) of palustrine forested wetland (Montrose East, PA Quadrangle; Latitude: 41° 48' 26", Longitude: -75° 51' 18"),

6) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,644 square feet (0.06 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 21", Longitude: -75° 50' 57"),

7) a temporary timber mat crossing impacting 1,140 square feet (0.03 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 24", Longitude: -75° 50' 51"),

8) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 50 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 34", Longitude: -75° 50' 40"),

9) a temporary timber mat crossing impacting 423 square feet (0.01 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 41", Longitude: -75° 50' 19"),

10) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 50 lineal feet of Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 42", Longitude: -75° 50' 19"),

11) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 4,306 square feet (0.10 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 41", Longitude: -75° 50' 17"),

12) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,385 square feet (0.06 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 42", Longitude: -75° 50' 10"),

13) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 50 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 43", Longitude: -75° 50' 08"),

14) a temporary timber mat crossing impacting 997 square feet (0.02 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 44", Longitude: -75° 49' 38"),



15) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 2,309 square feet (0.05 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 42", Longitude: -75° 49' 39"),

16) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 50 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 40", Longitude: -75° 49' 38"),

17) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 1,820 square feet (0.04 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 18", Longitude: -75° 49' 33"),

18) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat bridge crossing impacting 54 lineal feet of a tributary to Meshoppen Creek (CWF, MF) (Montrose East, PA Quadrangle; Latitude: 41° 48' 16", Longitude: -75° 49' 33"),

19) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 9,370 square feet (0.22 acre) of a palustrine emergent wetland (PEM) (Montrose East, PA Quadrangle; Latitude: 41° 48' 14", Longitude: -75° 49' 33"),

20) a 16-inch diameter steel natural gas gathering pipeline and temporary timber mat crossing impacting 3,687 square feet (0.08 acre) of a palustrine emergent wetland (PEM) and 425 square feet (0.01 acre) of palustrine open water wetland (Montrose East, PA Quadrangle; Latitude: 41° 48' 09", Longitude: -75° 49' 32").

The natural gas gathering pipeline project consists of constructing approximately 3.3 miles 16-inch (modified from 12-inch) steel natural gas pipeline located in Bridgewater Township, Susquehanna County. The project will result in 345 lineal feet of stream impacts, 32,354 square feet (0.74 acre) of palustrine emergent wetland impacts, 2,977 square feet (0.07 acre) of palustrine scrub-shrub wetland impacts, 1,820 square feet (0.04 acre) of palustrine forested wetland, and 425 square feet (0.01 acre) of palustrine open water wetland impacts to provide safe reliable conveyance of Marcellus Shale natural gas to market.

**E5729-095: Chief Oil and Gas, LLC**, 1720 Sycamore Road, Montoursville, PA 17754, Elkland and Fox Township, **Sullivan County**, USACE Baltimore District.

To construct, operate, and maintain:

1. a 12-inch diameter temporary waterline and a timber mat bridge impacting 426 square feet of a Palustrine Emergent Wetland (EV) (Shunk, PA Quadrangle 41.55917°, -76.67694°);

2. a timber mat bridge impacting 29 linear feet of an unnamed tributary to Elk Creek (EV, MF) (Shunk, PA Quadrangle 41.55944°, -76.67694°);

3. a 12-inch diameter temporary waterline and a timber mat bridge impacting 62 linear feet of an unnamed tributary to Elk Creek (EV, MF) (Shunk, PA Quadrangle 41.55944°, -76.67667°);

4. a 12-inch diameter temporary waterline and a timber mat bridge impacting 94 linear feet of an unnamed tributary to Elk Creek (EV, MF) (Shunk, PA Quadrangle 41.55944°, -76.67639°);

5. a 12-inch diameter temporary waterline and a timber mat bridge impacting 99 square feet of a Palustrine Emergent Wetland (EV) (Shunk, PA Quadrangle 41.55944°, -76.67639°);

6. a 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.56667°, -76.67778°);

7. a 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.56722°, -76.67889°);

8. a 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 12 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.56806°, -76.68056°);

9. a 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 474 square feet of floodway to an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.56806°, -76.68056°);

10. a 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 6 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.56944°, -76.68278°);

11. a 12-inch diameter temporary waterline and a 16-inch diameter temporary waterline impacting 805 square feet of floodway to an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.57361°, -76.68361°);

12. a 12-inch diameter temporary waterline and a 16-inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.57361°, -76.68361°).

The project will result in approximately 215 linear feet of temporary stream impacts and 525 square feet (0.01 acre) of temporary PEM impacts for the purpose of installing temporary waterlines for Marcellus Shale gas development in Elkland and Fox Township, Sullivan County. This project is associated with permit application number E0829-124.

**E0829-124: Chief Oil and Gas, LLC**, 1720 Sycamore Road, Montoursville, PA 17754, Overton Township, **Bradford County**, USACE Baltimore District.

To construct, operate, and maintain:

1. A 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 5 square feet of a Palustrine Emergent Wetland (EV) (Shunk, PA Quadrangle 41.58028°, -76.67056°).

2. A 12-inch diameter temporary waterline and a 16 inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Elk Creek (EV) (Shunk, PA Quadrangle 41.58750°, -76.66556°).

The project will result in approximately 4 linear feet of temporary stream impacts and 5 square feet of temporary PEM impacts for the purpose of installing temporary waterlines for Marcellus Shale gas development in Overton Township, Bradford County. This project is associated with permit application number E5729-095.

**E4129-130: NFG Midstream Trout Run, LLC**, 1100 State Street, Erie, PA 16501-1912. Alta Pipeline in McIntyre Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate and maintain approximately 5.6-miles (29,568 ft) of one (1) 8-inch diameter and one (1)

12-inch diameter flex steel natural gas pipeline in McIntyre Township—Lycoming County. Additionally, a 16-inch diameter temporary above ground waterline (TAGWL) will be installed aerially. The pipeline will be placed via open cut trenching within the existing ROW. The purpose of this project is to provide a conveyance of low-pressure natural gas between the Bodine Mountain Compressor & Mountain Meadow Pad B.

The project will result in a total of 64 LF (770 SF) of permanent and 743 LF (6,423 SF) of temporary stream impacts, 7,854 SF (0.1803 acre) of permanent and 67,031 SF (1.5388 acre) of temporary floodway impacts and 14,723 SF (0.3380 acre) of permanent and 10,464 SF (0.2402 acre) of temporary wetland impacts all for the purpose of constructing a natural gas pipeline for Marcellus well development.

**Stream Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-1 UNT Frozen Run	McIntyre Trout Run	Trench	HQ-CWF	None			5	42	41.49262° 77.00281°
UNT20-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	HQ-CWF	None	2	21			41.49262° 77.00281°
UNT20-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	HQ-CWF	None	43	220			41.49262° 77.00281°
UNT18-1 UNT Frozen Run	McIntyre Trout Run	Trench	HQ-CWF	None			5	32	41.49512° 77.00009°
UNT18-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	HQ-CWF	None	2	10			41.49512° 77.00009°
UNT18-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	HQ-CWF	None	48	495			41.49512° 77.00009°
UNT16-1 UNT Frozen Run	McIntyre Trout Run	Trench	HQ-CWF	None			5	19	41.49599° 77.00018°
UNT16-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	HQ-CWF	None	2	4			41.49599° 77.00018°
UNT16-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	HQ-CWF	None	48	104			41.49599° 77.00018°
UNT15-1 UNT Frozen Run	McIntyre Trout Run	Trench	HQ-CWF	None			5	10	41.49627° 77.00051°
UNT15-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	HQ-CWF	None	2	4			41.49627° 77.00051°
UNT15-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	HQ-CWF	None	88	185			41.49627° 77.00051°
UNT14-1 UNT Frozen Run	McIntyre Bodines	Trench	HQ-CWF	None			5	26	41.49658° 76.99876°
UNT14-2 UNT Frozen Run	McIntyre Bodines	TAWGL	HQ-CWF	None	2	9			41.49658° 76.99876°
UNT14-3 UNT Frozen Run	McIntyre Bodines	Additional Workspace	HQ-CWF	None	43	129			41.49658° 76.99876°
UNT11-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	HQ-CWF	None	157	461			41.49970° 77.00297°
UNT8-1 UNT Frozen Run	McIntyre Liberty	Trench	HQ-CWF	None			5	12	41.50190° 77.00602°
UNT8-2 UNT Frozen Run	McIntyre Liberty	TAWGL	HQ-CWF	None	2	5			41.50190° 77.00602°
UNT8-3 UNT Frozen Run	McIntyre Liberty	Additional Workspace	HQ-CWF	None	33	61			41.50190° 77.00602°
UNT1-1A UNT Frozen Run	McIntyre Liberty	Trench	HQ-CWF	None			5	90	41.50278° 77.00638°
UNT1-2A UNT Frozen Run	McIntyre Liberty	TAWGL	HQ-CWF	None	2	36			41.50278° 77.00638°
UNT1-3A UNT Frozen Run	McIntyre Liberty	Equipment Crossing	HQ-CWF	None	10	172			41.50278° 77.00638°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT1-4A UNT Frozen Run	McIntyre Liberty	Additional Workspace	HQ-CWF	None	33	540			41.50278° 77.00638°
AP5S-1 Frozen Run	McIntyre Liberty	Trench	HQ-CWF	None			3	79	41.50917° 77.00440°
AP5S-2 Frozen Run	McIntyre Liberty	Trench	HQ-CWF	None			3	76	41.50917° 77.00440°
AP5S-3 Frozen Run	McIntyre Liberty	TAWGL	HQ-CWF	None	2	48			41.50917° 77.00440°
AP5S-4 Frozen Run	McIntyre Liberty	Equipment Crossing	HQ-CWF	None	10	247			41.50917° 77.00440°
AP5S-5 Frozen Run	McIntyre Liberty	Additional Workspace	HQ-CWF	None	32	818			41.50917° 77.00440°
AP3S-1 UNT Frozen Run	McIntyre Ralston	Trench	HQ-CWF	None			3	67	41.51503° 76.99720°
AP3S-2 UNT Frozen Run	McIntyre Ralston	Trench	HQ-CWF	None			3	73	41.51503° 76.99720°
AP3S-3 UNT Frozen Run	McIntyre Ralston	TAWGL	HQ-CWF	None	2	54			41.51503° 76.99720°
AP3S-4 UNT Frozen Run	McIntyre Ralston	Equipment Crossing	HQ-CWF	None	10	249			41.51503° 76.99720°
AP3S-5 UNT Frozen Run	McIntyre Ralston	Additional Workspace	HQ-CWF	None	32	770			41.51503° 76.99720°
AP2S-1 UNT Red Run	McIntyre Ralston	Trench	CWF	None			3	98	41.51502° 76.99264°
AP2S-2 UNT Red Run	McIntyre Ralston	Trench	CWF	None			3	49	41.51502° 76.99264°
AP2S-3 UNT Red Run	McIntyre Ralston	TAWGL	CWF	None	2	28			41.51502° 76.99264°
AP2S-4 UNT Red Run	McIntyre Ralston	Equipment Crossing	CWF	None	10	154			41.51502° 76.99264°
AP2S-5 UNT Red Run	McIntyre Ralston	Additional Workspace	CWF	None	32	780			41.51502° 76.99264°
AP1S-1 UNT Red Run	McIntyre Ralston	Trench	CWF	None			3	21	41.51412° 76.98314°
AP1S-2 UNT Red Run	McIntyre Ralston	Trench	CWF	None			3	21	41.51412° 76.98314°
AP1S-3 UNT Red Run	McIntyre Ralston	TAWGL	CWF	None	2	14			41.51412° 76.98314°
AP1S-4 UNT Red Run	McIntyre Ralston	Equipment Crossing	CWF	None	10	69			41.51412° 76.98314°
AP1S-5 UNT Red Run	McIntyre Ralston	Additional Workspace	CWF	None	32	223			41.51412° 76.98314°
UNT 1—1B UNT 1 Frozen Run	McIntyre Liberty	Trench	HQ-CWF	None			5	55	41.50415° 77.01062°
UNT 1—2B UNT 1 Frozen Run	McIntyre Liberty	TAWGL	HQ-CWF	None	2	20			41.50415° 77.01062°
UNT 1—3B UNT 1 Frozen Run	McIntyre Liberty	Equipment Crossing	HQ-CWF	None	10	102			41.50415° 77.01062°
UNT 1—4B UNT 1 Frozen Run	McIntyre Liberty	Additional Workspace	HQ-CWF	None	38	391			41.50415° 77.0106°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chapter 93</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
<b>TOTAL IMPACTS</b>					743	6,423	64	770	
<b>TOTAL STREAM IMPACTS</b>					227	4,409	28	587	
<b>TOTAL WAIVER 2 IMPACTS</b>					516	2,014	36	183	

**Wetland Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Total Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Total Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 68-1	McIntyre Trout Run	Trench	PEM; EV	None			7	34	41.48120° 77.00263°
Wetland 68-2	McIntyre Trout Run	TAWGL	PEM; EV	None	6	12			41.48120° 77.00263°
Wetland 68-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	6	106			41.48120° 77.00263°
Wetland 67-1	McIntyre Trout Run	Trench	PEM; EV	None			11	55	41.48418° 77.00294°
Wetland 67-2	McIntyre Trout Run	TAWGL	PEM; EV	None	3	5			41.48418° 77.00294°
Wetland 67-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	9	155			41.48418° 77.00294°
Wetland 6z	McIntyre Trout Run	Equipment Crossing	PEM; EV	None	25	127			41.49224° 77.00241°
Wetland AP24W-1	McIntyre Trout Run	Trench	PFO; EV	None			72	393	41.49592° 77.00064°
Wetland AP24W-2	McIntyre Trout Run	TAWGL	PFO; EV	None			99	210	41.49592° 77.00064°
Wetland AP24W-3	McIntyre Trout Run	Equipment Crossing	PFO; EV	None			182	1,432	41.49592° 77.00064°
Wetland AP24W-4	McIntyre Trout Run	Additional Workspace	PFO; EV	None			94	4,188	41.49592° 77.00064°
Wetland AP24W-5	McIntyre Trout Run	Additional Workspace	PFO; EV	None			72	609	41.49592° 77.00064°
Wetland 11z-1	McIntyre Trout Run	Trench	PEM; EV	None			13	67	41.49532° 77.00034°
Wetland 11z-2	McIntyre Trout Run	TAWGL	PEM; EV	None	25	50			41.49532° 77.00034°
Wetland 11z-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	25	744			41.49532° 77.00034°
Wetland 12z-1	McIntyre Trout Run	Trench	PEM; EV	None			26	129	41.49555° 77.00027°
Wetland 12z-2	McIntyre Trout Run	TAWGL	PEM; EV	None	25	50			41.49555° 77.00027°
Wetland 12z-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	25	656			41.49555° 77.00027°
Wetland AP23W-1	McIntyre Trout Run	TAWGL	PEM; EV	None	15	29			41.49653° 77.00044°
Wetland AP23W-2	McIntyre Trout Run	Equipment Crossing	PEM; EV	None	13	18			41.49653° 77.00044°
Wetland AP23W-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	30	73			41.49653° 77.00044°
Wetland 8z-1	McIntyre Trout Run	Trench	PFO; EV	None			38	193	41.49702° 77.00043°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Total Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Total Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 8z-2	McIntyre Trout Run	TAWGL	PFO; EV	None			55	113	41.49702° 77.00043°
Wetland 8z-3	McIntyre Trout Run	Equipment Crossing	PFO; EV	None			37	818	41.49702° 77.00043°
Wetland 8z-4	McIntyre Trout Run	Additional Workspace	PFO; EV	None			38	308	41.49702° 77.00043°
Wetland 8z-5	McIntyre Trout Run	Additional Workspace	PFO; EV	None			38	325	41.49702° 77.00043°
Wetland AP22W-1	McIntyre Trout Run	Equipment Crossing	PFO; EV	None	20	68	20	68	41.49737° 77.00136°
Wetland AP21W-1	McIntyre Trout Run	Equipment Crossing	PEM; EV	None	20	167			41.49804° 77.00235°
Wetland AP21W-2	McIntyre Trout Run	Additional Workspace	PEM; EV	None	33	116			41.49804° 77.00235°
Wetland AP21AW-1	McIntyre Trout Run	Trench	PEM; EV	None			9	44	41.49844° 77.00228°
Wetland AP21AW-2	McIntyre Trout Run	TAWGL	PEM; EV	None	18	36			41.49844° 77.00228°
Wetland AP21AW-3	McIntyre Trout Run	Additional Workspace	PEM; EV	None	34	1,277			41.49844° 77.00228°
Wetland AP20W-1	McIntyre Trout Run	Additional Workspace	PEM; EV	None	142	817			41.49828° 77.00258°
Wetland 25-1A	McIntyre Liberty	Trench	PEM; EV	None			5	25	41.50234° 77.00639°
Wetland 25-2A	McIntyre Liberty	TAWGL	PEM; EV	None	4	7			41.50234° 77.00639°
Wetland 25-3A	McIntyre Liberty	Equipment Crossing	PEM; EV	None	9	89			41.50234° 77.00639°
Wetland 25-4A	McIntyre Liberty	Additional Workspace	PEM; EV	None	8	242			41.50234° 77.00639°
Wetland 25-1B	McIntyre Liberty	Trench	PEM; EV	None			5	24	41.50261° 77.00644°
Wetland 25-2B	McIntyre Liberty	TAWGL	PEM; EV	None	6	12			41.50261° 77.00644°
Wetland 25-3B	McIntyre Liberty	Equipment Crossing	PEM; EV	None	3	35			41.50261° 77.00644°
Wetland 25-4B	McIntyre Liberty	Additional Workspace	PEM; EV	None	4	155			41.50261° 77.00644°
Wetland AP28W-1	McIntyre Ralston	Trench	PEM; EV	None			51	154	41.51450° 76.99886°
Wetland AP28W-2	McIntyre Ralston	Additional Workspace	PEM; EV	None	51	805			41.51450° 76.99886°
Wetland AP9W-1	McIntyre Ralston	Trench	PFO; EV	None			102	305	41.51499° 76.99762°
Wetland AP9W-2	McIntyre Ralston	Trench	PFO; EV	None			95	286	41.51499° 76.99762°
Wetland AP9W-3	McIntyre Ralston	TAWGL	PFO; EV	None			75	150	41.51499° 76.99762°
Wetland AP9W-4	McIntyre Ralston	Equipment Crossing	PFO; EV	None			90	896	41.51499° 76.99762°
Wetland AP9W-5	McIntyre Ralston	Additional Workspace	PFO; EV	None			94	1,227	41.51499° 76.99762°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cowardin Class</i>	<i>Listed Trout</i>	<i>Total Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Total Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland AP9W-6	McIntyre Ralston	Additional Workspace	PFO; EV	None			100	1,884	41.51499° 76.99762°
Wetland AP29W-1	McIntyre Ralston	Trench	PEM; EV	None			20	61	41.51538° 76.99751°
Wetland AP29W-2	McIntyre Ralston	Trench	PEM; EV	None			20	61	41.51538° 76.99751°
Wetland AP29W-3	McIntyre Ralston	TAWGL	PEM; EV	None	20	38			41.51538° 76.99751°
Wetland AP29W-4	McIntyre Ralston	Equipment Crossing	PEM; EV	None	20	200			41.51538° 76.99751°
Wetland AP29W-5	McIntyre Ralston	Additional Workspace	PEM; EV	None	20	650			41.51538° 76.99751°
Wetland AP11W-1	McIntyre Ralston	Trench	PFO; EV	None			26	79	41.51560° 76.99729°
Wetland AP11W-2	McIntyre Ralston	Additional Workspace	PFO; EV	None			29	165	41.51560° 76.99729°
Wetland AP11W-3	McIntyre Ralston	Additional Workspace	PFO; EV	None			26	203	41.51560° 76.99729°
Wetland AP8BW-1	McIntyre Ralston	Trench	PEM; EV	None			34	104	41.51535° 76.99222°
Wetland AP8BW-2	McIntyre Ralston	Trench	PEM; EV	None			20	63	41.51535° 76.99222°
Wetland AP8BW-3	McIntyre Ralston	TAWGL	PEM; EV	None	20	41			41.51535° 76.99222°
Wetland AP8BW-4	McIntyre Ralston	Equipment Crossing	PEM; EV	None	20	203			41.51535° 76.99222°
Wetland AP8BW-5	McIntyre Ralston	Additional Workspace	PEM; EV	None	20	920			41.51535° 76.99222°
Wetland AP6W-1	McIntyre Ralston	Trench	PEM; EV	None			12	36	41.51491° 76.98804°
Wetland AP6W-2	McIntyre Ralston	Trench	PEM; EV	None			5	14	41.51491° 76.98804°
Wetland AP6W-3	McIntyre Ralston	Equipment Crossing	PEM; EV	None	2	14			41.51491° 76.98804°
Wetland AP6W-4	McIntyre Ralston	Additional Workspace	PEM; EV	None	12	227			41.51491° 76.98804°
Wetland AP15W-1	McIntyre Liberty	Equipment Crossing	PEM; EV	None	175	2,155			41.50258° 77.01952°
Wetland AP15W-2	McIntyre Liberty	Additional Workspace	PEM; EV	None	62	233			41.50258° 77.01952°
<b>TOTAL IMPACTS</b>					910	10,464	1,620	14,723	
					<i>PEM</i>	910	10,464	238	871
					<i>PSS</i>				
					<i>PFO</i>		1,382	13,852	

**Floodway Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-1 UNT Frozen Run	McIntyre Trout Run	Trench			133	662	41.49262° 77.00281°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT20-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	111	221			41.49262° 77.00281°
UNT20-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	175	7,743			41.49262° 77.00281°
UNT18-1 UNT Frozen Run	McIntyre Trout Run	Trench			175	880	41.49512° 77.00009°
UNT18-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	170	358			41.49512° 77.00009°
UNT18-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	140	8,399			41.49512° 77.00009°
UNT16-1 UNT Frozen Run	McIntyre Trout Run	Trench			34	168	41.49599° 77.00018°
UNT16-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	12	23			41.49599° 77.00018°
UNT16-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	28	800			41.49599° 77.00018°
UNT15-1 UNT Frozen Run	McIntyre Trout Run	Trench			47	238	41.49627° 77.00051°
UNT15-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	54	108			41.49627° 77.00051°
UNT15-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	89	3,218			41.49627° 77.00051°
UNT14-1 UNT Frozen Run	McIntyre Bodines	Trench			117	640	41.49658° 76.99876°
UNT14-2 UNT Frozen Run	McIntyre Bodines	TAWGL	115	229			41.49658° 76.99876°
UNT14-3 UNT Frozen Run	McIntyre Bodines	Additional Workspace	127	4,506			41.49658° 76.99876°
UNT11-1 UNT Frozen Run	McIntyre Trout Run	Trench			153	761	41.49970° 77.00297°
UNT11-2 UNT Frozen Run	McIntyre Trout Run	TAWGL	150	301			41.49970° 77.00297°
UNT11-3 UNT Frozen Run	McIntyre Trout Run	Additional Workspace	154	6,936			41.49970° 77.00297°
UNT8-1 UNT Frozen Run	McIntyre Liberty	Trench			131	649	41.50190° 77.00602°
UNT8-2 UNT Frozen Run	McIntyre Liberty	TAWGL	146	293			41.50190° 77.00602°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
UNT8-3 UNT Frozen Run	McIntyre Liberty	Additional Workspace	107	3,369			41.50190° 77.00602°
UNT1-1A U NT Frozen Run	McIntyre Liberty	Trench			105	523	41.50278° 77.00638°
UNT1-2A UNT Frozen Run	McIntyre Liberty	TAWGL	103	208			41.50278° 77.00638°
UNT1-3A UNT Frozen Run	McIntyre Liberty	Equipment Crossing	33	344			41.50278° 77.00638°
UNT1-4A UNT Frozen Run	McIntyre Liberty	Additional Workspace	107	4,287			41.50278° 77.00638°
AP5S-1 Frozen Run	McIntyre Liberty	Trench			102	304	41.50917° 77.00440°
AP5S-2 Frozen Run	McIntyre Liberty	Trench			101	304	41.50917° 77.00440°
AP5S-3 Frozen Run	McIntyre Liberty	TAWGL	100	103			41.50917° 77.00440°
AP5S-4 Frozen Run	McIntyre Liberty	Equipment Crossing	20	205			41.50917° 77.00440°
AP5S-5 Frozen Run	McIntyre Liberty	Additional Workspace	101	4,161			41.50917° 77.00440°
AP3S-1 UNT Frozen Run	McIntyre Ralston	Trench			57	170	41.51503° 76.99720°
AP3S-2 UNT Frozen Run	McIntyre Ralston	Trench			57	173	41.51503° 76.99720°
AP3S-3 UNT Frozen Run	McIntyre Ralston	TAWGL	62	122			41.51503° 76.99720°
AP3S-4 UNT Frozen Run	McIntyre Ralston	Equipment Crossing	29	288			41.51503° 76.99720°
AP3S-5 UNT Frozen Run	McIntyre Ralston	Additional Workspace	56	2,164			41.51503° 76.99720°
AP2S-1 UNT Red Run	McIntyre Ralston	Trench			108	323	41.51502° 76.99264°
AP2S-2 UNT Red Run	McIntyre Ralston	Trench			136	407	41.51502° 76.99264°
AP2S-3 UNT Red Run	McIntyre Ralston	TAWGL	90	179			41.51502° 76.99264°
AP2S-4 UNT Red Run	McIntyre Ralston	Equipment Crossing	17	170			41.51502° 76.99264°
AP2S-5 UNT Red Run	McIntyre Ralston	Additional Workspace	121	4,553			41.51502° 76.99264°
AP1S-1 UNT Red Run	McIntyre Ralston	Trench			159	477	41.51412° 76.98314°
AP1S-2 UNT Red Run	McIntyre Ralston	Trench			225	644	41.51412° 76.98314°



<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
AP1S-3 UNT Red Run	McIntyre	Ralston	TAWGL	199	438		41.51412° 76.98314°
AP1S-4 UNT Red Run	McIntyre Ralston	Equipment Crossing	32	309			41.51412° 76.98314°
AP1S-5 UNT Red Run	McIntyre Ralston	Additional Workspace	181	7,914			41.51412° 76.98314°
UNT 1—1B UNT 1 Frozen Run	McIntyre Liberty	Trench			105	531	41.50415° 77.01062°
UNT 1—2B UNT 1 Frozen Run	McIntyre Liberty	TAWGL	101	207			41.50415° 77.01062°
UNT 1—3B UNT 1 Frozen Run	McIntyre Liberty	Equipment Crossing	20	199			41.50415° 77.01062°
UNT 1—4B UNT 1 Frozen Run	McIntyre Liberty	Additional Workspace	100	4,676			41.50415° 77.01062°
<b>TOTAL IMPACTS</b>			3,050	67,031	1,945	7,854	

### DAM SAFETY

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.*

**D15-388. James Fisher**, President, Lenape Cabin Club, Inc., P.O. Box 14, Pocopson, PA 19366, Pocopson Township, **Chester County**, USACOE Philadelphia District.

Project proposes to remove the Lenape Dam to eliminate a threat to public safety and to restore approximately 3,400 feet of stream channel to a free-flowing condition. The project is located across Brandywine Creek (WWF, MF) (Unionville, PA Quadrangle, Latitude: 39.9168; Longitude: -75.6371).

### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222.*

ESCGP-3 # ESG076319029-00  
Applicant Name EQM Gathering OPCO LLC  
Contact Person Brinton Goettel  
Address 2200 Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Somerset & North Bethlehem Townships  
Receiving Stream(s) and Classification(s) South Branch Pigeon Creek (WWF); Center Branch Pigeon Creek (WWF); Pigeon Creek (WWF)

ESCGP-3 # ESG076319032-00  
Applicant Name EQM Gathering OPCO LLC  
Contact Person Ralph Deer  
Address 2200 Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Somerset & North Bethlehem Townships  
Receiving Stream(s) and Classification(s) UNTs to South Branch Pigeon Creek (WWF); South Branch Pigeon Creek (WWF); UNTs to Center Branch Pigeon Creek (WWF); Center Branch Pigeon Creek (WWF); Pigeon Creek (WWF)

ESCGP-3 # ESG30712519-013  
Applicant Name EQM Gathering OPCO LLC  
Contact Person Brinton Goettel  
Address 2200 Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington

Township(s) Nottingham & Union Townships  
 Receiving Stream(s) and Classification(s) UNTs to Mingo  
 Creek and UNTs to & Froman Creek of Monongahela  
 River Watershed which has a Chapter 93 designated  
 use as High Quality—Trout Stock Fishes (HQ-TSF)

*Eastern Region: Oil and Gas Management Program  
 Manager, 208 West Third Street, Suite 101, Williamsport,  
 PA 17701-6448.*

ESCGP-3 # ESG290819024-00  
 Applicant Name Appalachia Midstream SVC, LLC  
 Contact Person Joel Moore  
 Address 400 1st Ctr  
 City, State, Zip Horseheads, NY 14845  
 County Bradford  
 Township(s) Wilmot  
 Receiving Stream(s) and Classification(s) Sugar Run  
 Creek (CWF, MF);  
 Secondary: Susquehanna River (WWF, MF)

ESCGP-3 # ESG29081140043  
 Applicant Name Range Resources—Appalachia LLC  
 Contact Person Karl Matz  
 Address 3000 Town Center Blvd  
 City, State, Zip Canonsburg, PA 15317-5839  
 County Lycoming  
 Township(s) Jackson  
 Receiving Stream(s) and Classification(s) Packhorse  
 Creek (EV);  
 Secondary: Steam Valley Run (EV)

ESCGP-3 # ESG294119021-00  
 Applicant Name Rockdale Marcellus LLC  
 Contact Person Edward Hebert  
 Address 4600 J Barry Court, Ste 120  
 City, State, Zip Canonsburg, PA 15317  
 County Lycoming  
 Township(s) McIntyre Twp  
 Receiving Stream(s) and Classification(s) UNT to Red  
 Run (CWF & MF);  
 Secondary: Lycoming Creek (CWF & MF)

## STORAGE TANKS SITE-SPECIFIC INSTALLATION PERMITS

**The following Storage Tank Site-Specific Installation Permits, under the authority of the Storage Tank Spill Prevention Act (35 P.S. §§ 6021.304, 6021.504, 6021.1101 and 6021.1102) and under 25 Pa. Code Chapter 245, Subchapter C, have been issued by the Bureau of Environmental Cleanup and Brownfields, Director, P.O. Box 8763, Harrisburg, PA 17105-8763.**

<i>SSIP Permit No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
20-51-033	City of Philadelphia, Philadelphia Intl Airport 8000 Essington Avenue Philadelphia, PA 19153-3755 Attn: Raymond Scheinfeld	Delaware	Tinicum Township	4 ASTs storing Jet A	10,080,000 gallons total
20-02-045	United States Steel Corporation 400 State Street Clairton, PA 15025-1855 Attn: Mike Dzurinko	Allegheny	City of Clairton	1 AST storing light oil	270,000 gallons

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

**The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to

the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Southeast Regional Office: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

*Contact: Richard Staron, Professional Geologist Manager.*

**Avis Rent A Car**, 51-02335, Avis Rent A Car System, LLC, 6625 Norwitch Drive, **City of Philadelphia**. Groundwater & Environmental Services, Inc., 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Avis Rent A Car Budget Facility, LLC, 6 Sylvan Way, Parsippany, NJ 07054, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet nonresidential Statewide health and site-specific standards.

**ORTEP of PA**, 09-09477, 650 Knowles Ave., Upper Southampton Township, **Bucks County**. Patriot Environmental Management, LLC, 2404 Brown Street, Pottstown, PA 19464, on behalf of ORTEP of PA, 650 Knowles Avenue, Southampton, PA 18966, submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with # 2 fuel oil. The report is intended to document remediation of the site to meet nonresidential Statewide health standards.

**Herr Foods**, 15-24418, 20 Herr Dr., Nottingham, PA 19362-9788, West Nottingham Township, **Chester County**. Environmental Alliance, Inc., 5341 Limestone Road, Wilmington, DE 19808, on behalf of Herr Foods, 20 Herr Drive, Nottingham, PA 19362-9788, 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.

**Amoco Car Wash**, 23-27098, 3100 Edgmont Ave., Parkside Borough, **Delaware County**. Reliance Environmental, Inc., 235 N. Duke St., Lancaster, PA 17602 on behalf of Jagger Investments, LLC, 275 Hess Boulevard, Lancaster, PA 17601 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with leaded and unleaded gasoline. The report is intended to document remediation of the site to meet site-specific standards.

**Monroe Energy**, 23-41511, 4101 Post Rd, Trainer Borough, **Delaware County**. Weston Solutions, 1400 Weston Way, West Chester, PA 19380, on behalf of Monroe Energy, 4101 Post Road, Marcus Hook, PA 19061, submitted a Site Characterization Report 310(b) concerning remediation of soil contaminated with crude oil. The report is intended to document remediation of the site to meet nonresidential Statewide Health Standards.

**Lukoil 69244**, 51-41437, 7959 Roosevelt Blvd, **City of Philadelphia**. Envirotrac Ltd., 3070 Bristol Pike, Building 1, Suite 221, Bensalem, PA 19020, on behalf of Lukoil North America LLC, 302 Harper Drive, Suite 303, Moorestown, NJ 08057, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health and site-specific standards.

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

**Shaffer Oil Company**, Primary Facility ID # 56-25672, 405 Hillside Drive, Windber, PA 15963, North Paint

Township, **Somerset County**. Keystone Environmental, Health and Safety Services, Inc., 1111 12th Avenue, Altoona, PA 16601, on behalf of Shaffer Oil Company, 409 19th Street, Windber, PA 15963, 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 nonresidential site-specific standard.

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

**Country Fair 43**, Storage Tank Facility ID # 25-09234, 3826 Peach Street, City of Erie, **Erie County**. ATC Group Services, LLC, 270 William Pitt Way, Pittsburgh, PA 15238, on behalf of Country Fair Stores, Inc., 2251 East 30th Street, Erie, PA 16510, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, xylenes, cumene, naphthalene, methyl tertiary butyl ether, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The plan is intended to document the remedial actions for meeting the Statewide Health Standard.

**Yorktown Center**, Storage Tank Facility ID # 25-55432, 2519 West 12th Street, Millcreek Township, **Erie County**. APEX Companies, LLC, 1600 Commerce Circle, Trafford, PA 15085, on behalf of Yorktown Station, LLC, 11501 Northlake Drive, Cincinnati, OH 45249 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with benzene, ethylbenzene, toluene, xylenes, cumene, naphthalene, benzo(a)anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(g,h,i)perylene, chrysene, ideno (1,2,3-cd)pyrene, pyrene and lead. The plan is intended to document the remedial actions for meeting the Statewide Health Standard.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

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**The DEP has taken action on the following plans and reports under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

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Provisions of 25 Pa. Code Chapter 245 Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

The DEP may approve or disapprove plans and reports submitted. This notice provides the DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

The DEP has received the following plans and reports:

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

**Hornbeck Chevrolet**, Storage Tank ID # 58-23256, 400 Main Street, Forest City Borough, **Susquehanna County**. Aquaterra, P.O. Box 744, West Chester, PA 19381 on behalf of Hornbeck Chevrolet, 400 Main Street, Forest City, PA 18421, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The Remedial Action Completion Report demonstrated attainment of a combination of Site-Specific, Background, and Statewide Health Standards and was approved by DEP on January 22, 2020.

**Auto in Motion**, Storage Tank ID # 45-26268, 1142 State Route 390, Barrett Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Mountainhome Investment Group, P.O. Box 254, Cresco, PA 18326, submitted a revised Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The Remedial Action Completion Report demonstrated attainment of a combination of Site-Specific and Statewide Health Standards and was approved by DEP on January 23, 2020.

**Ralph's Service Center**, 48-41154, 574 South Main Street, Nazareth Borough, **Northampton County**, MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Ralph Murante, 403 Bushkill Center Road, Nazareth, PA 18064, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The Remedial Action Completion Report demonstrated attainment of a combination of Site-Specific and Statewide Health Standards and was approved by DEP on January 27, 2020.

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

**Penelec Bradford Office**, Storage Tank Facility ID # 42-31826, 475 High Street, Bradford Township, **McKean County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of FirstEnergy Corp, 800 Cabin Hill Drive, Greensburg, PA 15601 submitted a Remedial Action Plan concerning remediation of groundwater contaminated with benzene, ethylbenzene, isopropyl-benzene, methyl tert-butyl ether, naphthalene, toluene, 1,2,4-trimethylbenzene, 1,3,5-trimethylbenzene, xylenes. The Remedial Action Plan was acceptable to meet the Statewide Health Standard and was approved by DEP on January 28, 2020.

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## SPECIAL NOTICES

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### OIL AND GAS MANAGEMENT

*Northwest District Oil and Gas Operations: Brian Babb, 230 Chestnut Street, Meadville, PA 16335-3481.*

Notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) has received a

request from **Chesapeake Energy Corporation** to waive the 330-foot setback as required by the Oil and Gas Conservation Law (OGCL) (58 P.S. §§ 401—419) regarding the MTL 6HC Well borehole, API No. 015-23541 located in Wyalusing and Tuscarora Townships, **Bradford County**. The Notice is also given that the DEP will conduct a public hearing for this waiver on Wednesday, February 26, 2020 beginning at 6:00 P.M.—7:30 P.M. at the Wyalusing Township Office, 2473 Old Stagecoach Rd., Wyalusing, PA 18853.

Chesapeake Energy is proposing to drill the MTL 6H Well which will penetrate the Onondaga formation, therefore the wellbore is subject to the OGCL and 25 Pa. Code Chapter 79. A well subject to the OGCL must be at least 330 feet from the nearest outside boundary line of the lease on which it is located, or if the lease is included in a voluntary unit, the well must be located 330 feet from the nearest unit line. The 330-foot setback applies to the entire length of both the vertical and horizontal well bore.

Section 406(a) of the OGCL and 25 Pa. Code § 79.11(b) allows an applicant to submit a request to waive the 330-foot setback in their application for a well permit. The public hearing will be held for the purpose of DEP accepting testimony on the above proposed 330-foot waiver request. The public hearing is scheduled as follows:

Wyalusing Township Office	Wednesday, February 26,
2473 Old Stagecoach Rd.	2020
Wyalusing, PA 18853	6:00 P.M. to 7:30 P.M.

Persons wishing to present testimony at the hearing should contact Ms. Megan Lehman, Environmental Community Relations Specialist, Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701 (570-327-3659) at least one week in advance of the hearing to register to present testimony. Oral testimony will be limited to a maximum of five minutes and two written copies of the oral testimony are required. Each organization is requested to designate one witness to present testimony in its own behalf. In the event the department does not receive any requests to testify by 4 p.m. on Wednesday, February 19, the Department may cancel the scheduled hearing. Notice of the cancellation will be posted at DEP's Northcentral Regional Office Community Information Page at <https://www.dep.pa.gov/About/Regional/North-central-Regional-Office/Community-Information/Pages/default.aspx>.

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodations to do so should contact District Oil & Gas Operations, 814-332-6860, or the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD) to discuss how the Department may accommodate your needs.

Anyone wishing to provide written comments should address them to Ms. Megan Lehman, Environmental Community Relations Specialist, via e-mail at [meglehman@pa.gov](mailto:meglehman@pa.gov) or via mail at Pennsylvania Department of Environmental Protection, 208 West Third Street, Suite 101, Williamsport, PA 17701. Comments should be submitted no later than 4 p.m. on Friday, March 7, 2020.

All documents regarding the waiver request are available for review from 8:00 a.m. to 4:00 p.m. at the DEP's Northwest Regional Office. Appointments for scheduling a review must be made by calling 814-332-6340. A copy of the waiver request is also available for review at DEP's Northcentral Regional Office Community Information Page at <https://www.dep.pa.gov/About/Regional/North-central-Regional-Office/Community-Information/Pages/default.aspx>.

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

### **Invitation for Bids to Perform Mine Drainage Treatment System O&M under Act 181 of 1984**

The Department of Environmental Protection is soliciting interest and bids for a five (5) year contract to operate and maintain mine drainage treatment systems in **Centre, Clearfield, Clinton and Sullivan Counties**, Pennsylvania. The scope of work focuses on one chemical treatment facility in Burnside Township, Centre County (Site 1) and one chemical treatment facility in Morris Township, Clearfield County (Site 2). Secondary focus is nine (9) passive treatment systems located in Center, Clearfield, Clinton and Sullivan Counties (Site 3).

A mandatory pre-bid meeting will be conducted on Wednesday, February 26, 2020 at 9:00 AM at the Pine Glen treatment facility entrance road, intersection of SR-0879 (Pine Glen Road) and Short Dog Lane, Burnside Township, Centre County, Latitude: 41° 03' 41.34" Longitude: 78° 01' 37.87" (41.061483, -78.027186). Attendance (or a prior conference) is mandatory to place a bid for this contract.

Pre-registration is necessary via a letter of interest or verbal confirmation through Aaron Pontzer, Mining Permit and Compliance Specialist, Moshannon District Office, Department of Environmental Protection, 186 Enterprise Drive, Philipsburg, PA 16866, no later than 3:30 PM, Monday, February 24, 2020. Telephone inquiries shall be directed to Aaron Pontzer at 814.342.8200. Proposal documents package will be provided at meeting. Only proposals from those in attendance will be considered for this contract.

[Pa.B. Doc. No. 20-188. Filed for public inspection February 7, 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 § 205.6(a) (relating to function of building):

North Hills Health and Rehabilitation Center  
194 Swinderman Road  
Wexford, PA 15090  
FAC ID # 051702

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 211.9(g) (relating to pharmacy services):

Titusville Healthcare and Rehabilitation Center  
81 Dillon Drive  
Titusville, PA 16354  
FAC ID # 331102

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 20-189. Filed for public inspection February 7, 2020, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **Rare Disease Advisory Council Meeting**

The Department of Health will hold a public meeting of the Rare Disease Advisory Council on Thursday, February 13, 2020, from 10 a.m. to 3 p.m. This meeting will be held at Gannett Flemming, 207 Senate Avenue, Camp Hill, PA 17011. The purpose of this meeting is to review progress in areas to coordinate Statewide efforts for the study of the incidence and prevalence of rare diseases in this Commonwealth; advise the General Assembly and relevant State and private agencies that provide services to, or are charged with the care of, individuals with rare diseases; and coordinate communication with relevant organizations within this Commonwealth to ensure greater cooperation between entities regarding the research, diagnosis and treatment of rare diseases.

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 Peter Blank, Executive Policy Specialist, Department of Health, Harrisburg, PA, (717) 547-3454, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This meeting is subject to cancellation without notice.

RACHEL L. LEVINE, MD,  
*Secretary*

[Pa.B. Doc. No. 20-190. Filed for public inspection February 7, 2020, 9:00 a.m.]

## **DEPARTMENT OF HEALTH**

### **Sexual Assault Victim Emergency Services Regulation Listing of Hospitals that may not Provide Emergency Contraception and Hospitals that may not Provide any Sexual Assault Emergency Services**

The Department of Health (Department) published final-form sexual assault victim emergency services regulations at 38 Pa.B. 573 (January 26, 2008). The sexual assault victim emergency services regulations became

effective on January 26, 2008, and amended 28 Pa. Code Part IV, Subpart B (relating to general and special hospitals) to add specific requirements for hospitals relating to the provision of sexual assault emergency services. See 28 Pa. Code §§ 117.51—117.58 (relating to sexual assault victim emergency services).

Hospitals that decide they may not provide emergency contraception due to a stated religious or moral belief contrary to providing this medication are required to give notice to the Department of the decision. See 28 Pa. Code § 117.57 (relating to religious and moral exemptions). Hospitals that refer all emergency patients to other hospitals after institution of essential life-saving measures and decide not to provide any sexual assault emergency services are required to give notice to the Department of the decision. See 28 Pa. Code § 117.58 (relating to exemption for hospitals providing limited emergency services).

Sections 117.57(1)(ii) and 117.58(1)(ii) of 28 Pa. Code state that the Department will annually publish the lists of hospitals in the *Pennsylvania Bulletin* that have chosen not to provide emergency contraception under 28 Pa. Code § 117.57 or any sexual assault emergency services under 28 Pa. Code § 117.58. The following lists are published in accordance with those provisions and do not create any new obligations for hospitals or relieve hospitals of any existing obligations.

#### *Hospitals that may not Provide Emergency Contraception*

Under 28 Pa. Code § 117.57(1)(ii), the Department publishes the following list of hospitals that have provided notice to the Department that the hospital may not provide emergency contraception due to a stated religious or moral belief:

<i>Hospital Name</i>	<i>City, Zip Code</i>
Holy Spirit Hospital	Camp Hill, 17011
Geisinger Jersey Shore Hospital	Jersey Shore, 17740
Mercy Fitzgerald Hospital	Darby, 19023
Suburban Community Hospital	East Norriton, 19401
Millcreek Community Hospital	Erie, 16509
Muncy Valley Hospital	Muncy, 17756
Nazareth Hospital	Philadelphia, 19152
Physicians Care Surgical Hospital	Royersford, 19468
Regional Hospital of Scranton	Scranton, 18501
Sacred Heart Hospital	Allentown, 18102
St. Joseph Medical Center	Reading, 19603
St. Mary Medical Center	Langhorne, 19047
UPMC Mercy	Pittsburgh, 15219
Williamsport Regional Medical Center	Williamsport, 17701

#### *Hospitals that may not Provide any Sexual Assault Emergency Services*

Under 28 Pa. Code § 117.58(1)(ii), the Department publishes the following list of hospitals that have provided notice to the Department that the hospital may not provide any sexual assault emergency services due to the limited services provided by the hospital:

<i>Hospital Name</i>	<i>City, Zip Code</i>
Allied Services Institute of Rehabilitation—Scranton	Scranton, 18501
Holy Redeemer Hospital	Meadowbrook, 19046
John Heinz Institute of Rehabilitation Medicine—Wilkes-Barre	Wilkes-Barre Township, 18702
Kindred Hospital South Philadelphia	Philadelphia, 19145
OSS Health	York, 17402
Physicians Care Surgical Hospital	Royersford, 19468
Rothman Orthopedic Specialty Hospital	Bensalem, 19020
WellSpan Surgery & Rehabilitation Hospital	York, 17403

Additional information regarding the sexual assault victim emergency services regulations and emergency contraception and an up-to-date list of hospitals not providing emergency contraception under 28 Pa. Code § 117.57 or not providing any sexual assault emergency services under 28 Pa. Code § 117.58 is available on the Department's web site at [www.health.pa.gov](http://www.health.pa.gov).

The notice in the *Pennsylvania Bulletin* or on the Department's web site of the lists of hospitals not providing emergency contraception under 28 Pa. Code § 117.57, or not providing any sexual assault emergency services under 28 Pa. Code § 117.58, may not be deemed an acknowledgement or confirmation by the Department that the hospitals are in compliance with the requirements of the regulations.

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact Garrison E. Gladfelter, Jr., Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, 625 Forster Street, Harrisburg, PA 17120-0701, (717) 783-8980, fax (717) 772-2163 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. 20-191. Filed for public inspection February 7, 2020, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### Highly Automated Vehicle Advisory Committee Meeting

The Highly Automated Vehicle Advisory Committee will hold a meeting on Wednesday, February 12, 2020, from 1 p.m. to 3 p.m. in Conference Room 8N1, Commonwealth Keystone Building, Harrisburg, PA. For more information contact Mark C. Kopko, Director, Office of Transformational Technology, (717) 783-1903, [markkopko@pa.gov](mailto:markkopko@pa.gov).

YASSMIN GRAMIAN,  
*Acting Secretary*

[Pa.B. Doc. No. 20-192. Filed for public inspection February 7, 2020, 9:00 a.m.]

# INDEPENDENT REGULATORY REVIEW COMMISSION

## Notice of Comments Issued

Section 5(g) of the Regulatory Review Act (71 P.S. § 745.5(g)) provides that the Independent Regulatory Review Commission (Commission) may issue comments within 30 days of the close of the public comment period. The Commission comments are based upon the criteria contained in section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b).

The Commission has issued comments on the following proposed regulation. The agency must consider these comments in preparing the final-form regulation. The final-form regulation must be submitted within 2 years of the close of the public comment period or it will be deemed withdrawn.

<i>Reg. No.</i>	<i>Agency/Title</i>	<i>Close of the Public Comment Period</i>	<i>IRRC Comments Issued</i>
125-225	Pennsylvania Gaming Control Board Slot Machine Licenses; Accounting and Internal Controls; Compulsive and Problem Gambling Requirements; Casino Self-Exclusion; Table Game Equipment; Credit 49 Pa.B. 7084 (November 30, 2019)	12/30/19	1/29/20

### **Pennsylvania Gaming Control Board Regulation # 125-225 (IRRC # 3246)**

#### **Slot Machine Licenses; Accounting and Internal Controls; Compulsive and Problem Gambling Requirements; Casino Self-Exclusion; Table Game Equipment; Credit**

**January 29, 2020**

We submit for your consideration the following comments on the proposed rulemaking published in the November 30, 2019 *Pennsylvania Bulletin*. Our comments are based on criteria in Section 5.2 of the Regulatory Review Act (71 P.S. § 745.5b). Section 5.1(a) of the Regulatory Review Act (71 P.S. § 745.5a(a)) directs the Pennsylvania Gaming Control Board (Board) to respond to all comments received from us or any other source.

#### **1. Statutory authority; Whether the regulation is in the public interest; Reasonableness of requirements; and Protection of the public health, safety and welfare.**

The Board proposes to change the title of the self-exclusion list to “casino self-exclusion list.” It explains that the proposed rulemaking “will revise the body of existing regulations to alter the procedures for a person to self-exclude from gaming activities in the Commonwealth, and specifically delineate that the impacted sections apply only to casino and retail sports wagering self-exclusion.” The Board further explains that given the expansion of gaming in the Commonwealth, separate lists will be kept for the various forms of gaming (interactive gaming and online sports wagers, video gaming and fantasy contests). (RAF # 10)

Section 1516 of Title 4 (4 Pa.C.S. § 1516(a) and (b)) requires the Board to provide by regulation for the “establishment of a list of persons self excluded from gaming activities, including interactive gaming, at all licensed facilities” and to include “procedures for placements and removals from the list . . .” (Emphasis added.)

What is the Board’s statutory authority for setting apart a self-exclusion list for casinos and retail sports wagering from an interactive gaming self-exclusion list?

How does the Board’s multi-list approach (a list for casinos/retail sports wagers and a list for interactive gaming self-exclusions) conform to the intent of the legislature? What is the Board’s rationale for this approach?

The Board should provide, in the Preamble and RAF to the final-form rulemaking, its statutory authority for establishing multiple self-exclusion lists, its rationale, and explain how its approach conforms to the legislative intent of the act.

A concern we have with the Board’s multi-list approach is that it may make the self-exclusion process too cumbersome for patrons, particularly for those who want to ban themselves from all forms of legalized gaming. Under the proposed regulation, individuals selecting to self-exclude from all forms of gaming would have to petition the Board several times. Did the Board consider a blanket exclusion? The Board should explain the reasonableness of its approach and how it protects the public health, safety and welfare.

The Board mentions in its response to RAF # 22b that an online form is being developed to collect biographical and documentary information on individuals that wish to self-exclude. Will the web form eliminate the need for individuals to submit the same information several times if they are requesting to be self-excluded from multiple forms of gaming?

#### **2. Compliance with the RRA or IRRC regulations.**

Section 5.2 of the RRA (71 P.S. § 745.5b) directs this Commission to determine whether a regulation is in the public interest. When making this determination, the Commission considers criteria such as economic or fiscal impact and reasonableness. To make that determination, the Commission must analyze the text of the proposed regulation and the reasons for the new or amended language. The Commission also considers the information a promulgating agency is required to provide under Section 5 of the RRA in the Regulatory Analysis Form (RAF) (71 P.S. § 745.5(a)).

### Preamble

The explanation in the Preamble and the information contained in the RAF are not sufficient to allow this Commission to determine if the regulation is in the public interest. The “Explanation” section of the Preamble provides a broad overview of the proposed changes. It does not, however, provide a concise explanation for each section being amended.

In addition to updating the regulations to allow online self-exclusion requests and removals, the Board is proposing two significant amendments. The first pertains to the Board’s multi-list approach which is discussed in Comment # 1. The second one would allow individuals who select a lifetime ban to request removal from the casino self-exclusion list, under limited circumstances.

Currently, lifetime self-exclusions do not expire. In fact, the person requesting a lifetime exclusion must submit a signed release that acknowledges he/she is prohibited from requesting removal from the self-exclusion list. (§ 503a.2(e)(4)). The Preamble to the proposed regulation does not include a detailed description of the amendment, the need for it, or a rationale for the change.

Without this input from the Board, it is difficult for this Commission to determine whether the regulation is in the public interest. The Board should submit a revised Preamble to the final-form regulation that includes a concise explanation for each section of the regulation being amended, including the need and rationale for the changes.

### RAF

There are several examples where the Board’s response to RAF questions are either incomplete or are unanswered:

- RAF # 10 asks the Board to describe who will benefit from the regulation and to quantify the benefits as completely as possible and approximate the number of people who will benefit. The Board does not discuss the proposed changes to lifetime self-exclusion in its response;
- The Board’s response to RAF # 12 states that the rulemaking seeks only to make administrative changes to current procedures and therefore should not negatively impact Pennsylvania’s ability to compete with other states. The Board’s response addresses only the second part of the question. The final-form RAF should compare key aspects of this proposal to that of other states;
- The Board’s response to RAF # 15 does not identify the number of persons affected by the regulation;
- The Board’s response to RAF # 18 does not discuss the proposed amendment on lifetime self-exclusion;
- The Board’s response to RAF # 23 is incomplete. “N/A” is not an acceptable response; and
- RAF # 27 is not answered.

When the Board submits the final version of this rulemaking, it should include a revised and completed RAF that addresses the issues identified above.

### 3. Communication with the regulated community.

RAF # 14 asks the Board to describe the communications with the regulated community and list the specific groups involved. The Board responded:

“No other persons or groups were involved in the development and drafting of the regulation.”

We believe that public input from those likely to be affected by a regulation is the cornerstone of the regulatory review process. Therefore, we strongly encourage the Board, as it develops the final version of this rulemaking, to actively seek input from partner state agencies/entities also tasked with formulating policy on problem gambling and service providers to gain their feedback on the proposed changes.

### Subpart I. COMPULSIVE AND PROBLEM GAMBLING

#### CHAPTER 501a. COMPULSIVE AND PROBLEM GAMBLING REQUIREMENTS

#### CHAPTER 503a. CASINO SELF-EXCLUSION

#### 4. Section 503a.1. Definitions.—Clarity.

In the definition of “casino self-exclusion list,” Subparagraph (ii) reads “Excluded from engaging in all gaming related activities at a licensed facility.” For consistency with other amendments in the proposed regulation, the phrase “or other location approved by the Board to conduct gaming activity” should be inserted after the word “facility.”

This same comment applies to the following sections: § 503a.2(e)(6)(ii); § 503a.4(a)(4); § 503a.4(b); and § 503a.4(f).

#### 5. Section 503a.2. Request for casino self-exclusion.—Clarity; Reasonableness of requirements, implementation procedures and timetable for compliance by the public and private sectors; and Possible conflict with statute.

Subsection (b) Paragraph (5) is being amended to read:

(b) A request for casino self-exclusion must include the following identifying information: . . .

(5) Social Security number, when voluntarily provided in accordance with section 7 of the Privacy Act of 1974 (5 U.S.C.A. § 552a). **At a minimum, the last 4 digits of the Social Security number must be provided.**

We have two issues that we would like the Board to clarify regarding this amendment. First, we understand the intent of this provision is that it will apply to all requests, not to just those who voluntarily provide their Social Security number. Section 7 of the Privacy Act of 1974 (5 U.S.C.A. § 552a) (Act) makes it unlawful for any federal, state or local government agency to deny an individual any right, benefit or privilege provided by law because of the individual’s refusal to disclose their social security number. The Board should explain how the amendment is consistent with the Act.

Second, the effect of this requirement is that slot machine licensees will have access to information that makes the identification of an individual more verifiable. As such, licensees with stricter self-exclusion policies may, at their discretion, bar self-excluded patrons from other forms of gaming at their venues. Will persons making the request to self-exclude be informed by the Board that placement on the casino self-exclusion list may exclude them from other forms of gaming at multiple venues and/or jurisdictions?



*Subsection (c)*

Self-excluded individuals are required to notify the Board, within 30 days, of a change to their identifiable information. Under this subsection, a self-excluded patron may request a “Change of Information Form” by calling, writing or emailing the Board. The Board should explain why this type of information exchange is unavailable for electronic submittal.

**6. Section 503a.3. Casino self-exclusion list.—Clarity.**

*Subsection (a)*

Should this subsection include a reference to § 503a.5 (relating to Removal from casino self-exclusion list) since “deletions” to the list are removal requests that have been effectuated?

**7. Section 503a.5. Removal from casino self-exclusion list.—Clarity; Reasonableness of requirements, implementation procedures and timetables for compliance by the public; Whether the regulation is in the public interest; and Protects the public health, safety and welfare.**

*Subsection (e)*

We have questions regarding the process to request removal from the casino self-exclusion list and the determination of when an individual is officially considered removed from the list.

Section 503a.2(f) states that casino self-exclusions for 1 year or 5 years remain in effect until the period of casino self-exclusion concludes and the person requests removal from the Board’s casino self-exclusion list. Section 503a.2(e)(4) reads that a person requesting a 1-year or 5-year exclusion will remain on the list until a request for removal is approved. Section 503a.5(e) provides that within 5 business days after the request form is accepted by Board staff, OCPG will delete the name of the individual from the casino self-exclusion list.

The Board should make consistent this subsection with §§ 503a.2(f) and 503a.2(e)(4) with regard to the use of the terms “approval” or “acceptance.” It should revise the Annex of the final rulemaking to delineate clearly when a person is considered to be officially removed from the casino self-exclusion list.

Patrons that apply for removal from the list are prohibited from entering the gaming floor or engaging in gaming-related activities for 7 business days from the date the Board staff accepts the request form. How will

the date of acceptance be determined for those filing electronically? Will date of acceptance be the same as the date it is electronically submitted?

The Board should explain in the Preamble how the date of acceptance will be determined for requests that are submitted electronically and revise the Annex to the final-form regulation accordingly.

*New subsection (f)*

*Paragraph (2)(ii)*

This subparagraph provides for an assessment to be made by a state-funded problem gambling treatment provider. The Board should include, in the Preamble to the final-form regulation, its rationale for limiting this assessment to only State-funded providers.

*Paragraph (6)(i) and (ii)*

Will the removal process from the casino self-exclusion list be different from or the same as provided for under § 503a.5? The Board should include, in the Annex to the final rulemaking, the removal process for lifetime self-excluded individuals whose petition is approved under this section. We also recommend that when the Board denies a petition under this section that a reason for the denial be included in the order.

**8. Miscellaneous clarity.**

- To be consistent, in Subpart K. (Table Games) §§ 603a.20(q)(7) and 609a.3(c)(5)(iii) should be revised to refer to “casino self-exclusion list”;

- Make consistent the use of the word “complete” or “completed” when referring to forms. For instance, existing language in § 503a.2(a) refers to a “completed Request for Voluntary Self-Exclusion from Gaming Activities Form . . . .” Sections 503a.5(c) and (e) are amended to refer to “A complete Request for Removal from Voluntary Self-Exclusion Form . . . .”;

- Section 503a.2(g) gives examples of “some other documentation” and § 503a.5(d) does not. The Board should make consistent the language in these sections; and

- References in § 603a.20 to mailing Match Play Coupons should be updated since they are not mailed.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 20-193. Filed for public inspection February 7, 2020, 9:00 a.m.]

**INDEPENDENT REGULATORY REVIEW COMMISSION**

**Notice of Filing of Final Rulemakings**

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the date noted. The Commission’s public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed on the Commission’s web site at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Final-Omit Reg. No.</i>	<i>Agency/Title</i>	<i>Resubmitted</i>	<i>Public Meeting</i>
125-228	Pennsylvania Gaming Control Board General Table Games Provisions; Table Game Equipment; Electronic Table Games; Gaming Related Gaming Service Providers; Table Game Rules of Play	1/27/20	3/19/20

<i>Final Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
7B-9	Department of Conservation and Natural Resources Snowmobile and All-Terrain Vehicle Grants	1/23/20	3/19/20

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 20-194. Filed for public inspection February 7, 2020, 9:00 a.m.]

**INTERGOVERNMENTAL COOPERATION AUTHORITY  
FOR THE CITY OF HARRISBURG**  
**Financial Statement**

Under section 207 of the Intergovernmental Cooperation Authorities Act for Cities of the Third Class (53 P.S. § 42207) the Intergovernmental Cooperation Authority for the City of Harrisburg (Authority) is required to publish a “concise financial statement” annually in the *Pennsylvania Bulletin*. The Authority has issued its annual report for its fiscal year ended June 30, 2019, which includes an audit for this period performed in accordance with generally accepted accounting standards by an independent firm of certified public accountants. The complete annual report of the Authority may be obtained from the Authority’s web site at [www.hbgica.org](http://www.hbgica.org) or from the Intergovernmental Cooperation Authority for the City of Harrisburg, 2205 Forest Hills Drive, Suite 10, Harrisburg, PA 17112, (717) 545-3032. Ask for the Authority’s Independent General Counsel, Jeffrey Engle, Esq.

JEFFREY B. ENGLE, Esq.,  
*Independent General Counsel*

**INTERGOVERNMENTAL COOPERATION AUTHORITY FOR HARRISBURG**  
**STATEMENT OF CASH RECEIPTS, CASH DISBURSEMENTS AND CASH BALANCES**  
**AS OF AND FOR THE PERIOD FEBRUARY 26, 2019 THROUGH JUNE 30, 2019**

<b>Cash Receipts:</b>		
Intergovernmental		\$100,000
Interest Income		<u>1</u>
Total Cash Receipts		100,001
<hr/>		
<b>Cash Disbursements:</b>		
Authority Manager Services		10,182
Legal Services		2,236
Insurance		4,123
Web Services		<u>1,998</u>
Total Cash Disbursements		18,539
<hr/>		
<b>Excess of Cash Receipts over Cash Disbursements</b>		81,462
<b>Cash—Beginning of Year</b>		<u>0</u>
<b>Cash—End of Year</b>		<u>\$ 81,462</u>

[Pa.B. Doc. No. 20-195. Filed for public inspection February 7, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Commission-Regulated Public Utilities; Removal from List

**A-2020-3017156. Adelphia Gateway, LLC.** Application of Adelphia Gateway, LLC for approval to remove Interstate Energy Company, LLC, f/k/a Interstate Energy Company from the list of Commission-Regulated Public Utilities.

Formal protests and petitions to intervene must be filed in accordance 52 Pa. Code (relating to public utilities) on or before February 24, 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 applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicants:* Adelphia Gateway, LLC

*Through and By Counsel for:* John F. Povilaitis, Esquire, Alan M. Seltzer, Esquire, Buchanan Ingersoll & Rooney, PC, Suite 500, 409 North Second Street, Harrisburg, PA 17101

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-196. Filed for public inspection February 7, 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 February 24, 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-2019-3014750. Agape Human Services, LLC** (4030 Danberry Drive, Easton, Northampton County, PA 18045) for the right to begin to transport, as a common carrier,

by motor vehicles, persons with autism, intellectual disabilities or physical disabilities in paratransit service, between points in the Counties of Lehigh, Monroe and Northampton.

**A-2020-3015557. C & R VIP, Inc.** (P.O. Box 279, Saint Clair, Schuylkill County, PA 17970) persons in group and party service, in vehicles seating 11 to 15 passengers, including the driver, between points in Dauphin County, Lehigh County and Schuylkill County.

**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-2020-3016441. ML Car Service, Ltd.** (655 North Ithan Avenue, Bryn Mawr, Montgomery County, PA 19010) to transport, as a common carrier, by motor vehicle, persons in limousine service between points in the Counties of Bucks, Chester, Delaware and Montgomery, to points in Pennsylvania, and return; excluding 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-6416661 to IWILLDRIVEU.COM, LLC, subject to the same limitations and conditions. *Attorney:* Heather C. Winett, Esquire, 1515 Market Street, Suite 1200, Philadelphia, PA 19102.

**Application of the following for approval of the *beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.***

**A-2020-3016610. Stress-Less Moving & Storage Company** (1231 Pine Grove Road, Yardley, Bucks County, PA 19067) for the right to begin to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**Application of the following for approval to *begin operating as contract carriers for transportation of persons as described under the application.***

**A-2019-3015170. E-Z Ride Home Transportation Services, LLC** (818 Alexander Avenue, Drexel Hill, Delaware County, PA 19026-4402) for the right to begin to transport, as a contract carrier, by motor vehicle, persons for the Office of Developmental Programs—Philadelphia, the Office of Long Term Living—Philadelphia, ALC Schools—Philadelphia, The School District of Philadelphia, Montgomery County School District, Montgomery County Office of Developmental Disabilities, Montgomery County Aging Department, Delaware County School District, Office of Services for the Aging for Delaware County, Office of Intellectual Disability—Delaware County, Bucks County Department of Mental Health/Developmental Programs, Bucks County Area Agency on Aging, Bucks County School District, Chester County School District, Chester County Department of Aging Services and the Chester County Office of Mental Health, between points in the Counties of Bucks, Chester, Delaware, Montgomery and Philadelphia.

**Applications of the following for the approval of the *right and privilege to discontinue/abandon operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.***

**A-2020-3016548. Lebert Atkinson, t/a Chambersburg City Cab** (562 Broad Street, Chambersburg, PA

17201) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-00120808, persons upon call or demand, in the County of Franklin.

**A-2020-3016908. DZ Taxi, LLC, t/a Black Bear Car Service** (804 Delaware Drive, Matamoras, Pike County, PA 18336) for the discontinuance and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons in limousine service, from points in Pike County, to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-197. Filed for public inspection February 7, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Formal Complaints

Formal complaints have been issued by the Pennsylvania Public Utility Commission. Answers must be filed in accordance with 52 Pa. Code (relating to public utilities). Answers are due February 24, 2020, and must be made with the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy to the First Deputy Chief Prosecutor, Pennsylvania Public Utility Commission.

### Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Eagle Ride, Inc.; Docket No. C-2019-3014565

#### COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Eagle Ride, Inc., (respondent) is under suspension effective November 15, 2019 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 368 E. Shedaker St., Philadelphia, PA 19144.
3. That respondent was issued a Certificate of Public Convenience by this Commission on August 06, 2019, at A-6419126.
4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66

Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500.00 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6419126 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 11/25/2019

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility  
Services  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Snyder Bus Lines, LLC; Docket No. C-2019-3015130**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Snyder Bus Lines, LLC, (respondent) is under suspension effective December 15, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 2106 North Milk and Water Road, Everett, PA 15537.

3. That respondent was issued a Certificate of Public Convenience by this Commission on August 03, 2011, at A-6413407.

4. That respondent has failed to maintain evidence of Liability insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500.00 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-6413407 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/26/19

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 400 North Street  
 Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
 Pennsylvania Public Utility Commission  
 Bureau of Investigation and Enforcement  
 400 North Street  
 Harrisburg, PA 17120

Or, emailed to Mr. Swindler at: [RA-PCCmpltResp@pa.gov](mailto:RA-PCCmpltResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
 Pennsylvania Public Utility Commission  
 400 North Street  
 Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
 Pennsylvania Public Utility Commission  
 400 North Street  
 Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this num-

ber if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. The Ties That Bind Transport, Inc.; Docket No. C-2019-3015006**

COMPLAINT

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to The Ties That Bind Transport, Inc., (respondent) is under suspension effective December 09, 2019 for failure to maintain evidence of insurance on file with this Commission.

2. That respondent maintains a principal place of business at 3900 Ford Road Unit 7R, Philadelphia, PA 19131.

3. That respondent was issued a Certificate of Public Convenience by this Commission on October 15, 2018, at A-8921285.

4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 and cancellation of the Certificate of Public Convenience.

5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

*Wherefore*, unless respondent pays the penalty of \$500.00 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8921285 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
 David W. Loucks, Chief  
 Motor Carrier Enforcement  
 Bureau of Investigation and Enforcement  
 400 North Street  
 Harrisburg, PA 17120

VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I

expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/19/19

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

**NOTICE**

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

**Pennsylvania Public Utility Commission; Bureau of Investigation and Enforcement v. Nathans Final Mile, Inc.; Docket No. C-2019-3015073**

**COMPLAINT**

The Pennsylvania Public Utility Commission (Commission) is a duly constituted agency of the Commonwealth of Pennsylvania empowered to regulate public utilities within the Commonwealth. The Commission has delegated its authority to initiate proceedings which are prosecutory in nature to the Bureau of Investigation and Enforcement and other bureaus with enforcement responsibilities. Pursuant to that delegated authority and Section 701 of the Public Utility Code, the Bureau of Investigation and Enforcement hereby represents as follows:

1. That all authority issued to Nathans Final Mile, Inc., (respondent) is under suspension effective December 12, 2019 for failure to maintain evidence of insurance on file with this Commission.
2. That respondent maintains a principal place of business at 169 W. Thayer St., Philadelphia, PA 19140.
3. That respondent was issued a Certificate of Public Convenience by this Commission on January 04, 2019, at A-8921650.
4. That respondent has failed to maintain evidence of Liability and Cargo insurance on file with this Commission. The Bureau of Investigation and Enforcement's proposed civil penalty for this violation is \$500.00 and cancellation of the Certificate of Public Convenience.
5. That respondent, by failing to maintain evidence of insurance on file with this Commission, violated 66 Pa.C.S. § 512, 52 Pa. Code § 32.2(c), and 52 Pa. Code § 32.11(a), § 32.12(a) or § 32.13(a).

Wherefore, unless respondent pays the penalty of \$500.00 or files an answer in compliance with the attached notice and/or causes its insurer to file evidence of insurance with this Commission within twenty (20) days of the date of service of this Complaint, the Bureau of Investigation and Enforcement will request that the Commission issue an Order which (1) cancels the Certificate of Public Convenience held by respondent at A-8921650 for failure to maintain evidence of current insurance on file with the Commission, (2) fines Respondent the sum of five hundred dollars (\$500.00) for the illegal activity described in this Complaint, (3) orders such other remedy as the Commission may deem to be

appropriate, which may include the suspension of a vehicle registration and (4) imposes an additional fine on the respondent should cancellation occur.

Respectfully submitted,  
David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

#### VERIFICATION

I, David W. Loucks, Chief, Motor Carrier Enforcement, Bureau of Investigation and Enforcement, hereby state that the facts above set forth are true and correct to the best of my knowledge, information and belief and that I expect that the Bureau will be able to prove same at any hearing held in this matter. I understand that the statements herein are made subject to the penalties of 18 Pa.C.S. § 4904 relating to unsworn falsification to authorities.

Date: 12/23/19

David W. Loucks, Chief  
Motor Carrier Enforcement  
Bureau of Investigation and Enforcement

#### NOTICE

A. You must file an Answer within 20 days of the date of service of this Complaint. The date of service is the mailing date as indicated at the top of the Secretarial Letter. See 52 Pa. Code § 1.56(a). The Answer must raise all factual and legal arguments that you wish to claim in your defense, include the docket number of this Complaint, and be verified. You may file your Answer by mailing an original to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Or, you may eFile your Answer using the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov). The link to eFiling is located under the Filing & Resources tab on the homepage. If your Answer is 250 pages or less, you are not required to file a paper copy. If your Answer exceeds 250 pages, you must file a paper copy with the Secretary's Bureau.

Additionally, a copy should either be mailed to:

Michael L. Swindler, Deputy Chief Prosecutor  
Pennsylvania Public Utility Commission  
Bureau of Investigation and Enforcement  
400 North Street  
Harrisburg, PA 17120

Or, emailed to Mr. Swindler at: [RA-PCCmplntResp@pa.gov](mailto:RA-PCCmplntResp@pa.gov)

B. If you fail to answer this Complaint within 20 days, the Bureau of Investigation and Enforcement will request that the Commission issue an Order imposing the penalty.

C. You may elect not to contest this Complaint by causing your insurer to file proper evidence of current insurance in accordance with the Commission's regulations and by paying the fine proposed in this Complaint by certified check or money order within twenty (20) days of the date of service of this Complaint. Accord certificates of insurance and faxed form Es and Hs are unacceptable as evidence of insurance.

The proof of insurance must be filed with the:

Compliance Office, Bureau of Technical Utility Services  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Payment of the fine must be made to the Commonwealth of Pennsylvania and should be forwarded to:

Rosemary Chiavetta, Secretary  
Pennsylvania Public Utility Commission  
400 North Street  
Harrisburg, PA 17120

Your payment is an admission that you committed the alleged violation and an agreement to cease and desist from further violations. Upon receipt of the evidence of insurance from your insurer, and upon receipt of your payment, the Complaint proceeding shall be closed.

D. If you file an Answer which either admits or fails to deny the allegations of the Complaint, the Bureau of Investigation and Enforcement will request the Commission to issue an Order imposing the penalty set forth in this Complaint.

E. If you file an Answer which contests the Complaint, the matter will be assigned to an Administrative Law Judge for hearing and decision. The Judge is not bound by the penalty set forth in the Complaint, and may impose additional and/or alternative penalties as appropriate.

F. If you are a corporation, you must be represented by legal counsel. 52 Pa. Code § 1.21.

Alternative formats of this material are available for persons with disabilities by contacting the Commission's ADA Coordinator at 717-787-8714. Do not call this number if you have questions as to why you received this complaint. For those questions you may call 717-783-3847.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-198. Filed for public inspection February 7, 2020, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Transmission Lines; Prehearing Conference

**A-2017-2640195. Transource Pennsylvania, LLC.** Amended application of Transource Pennsylvania, LLC for approval of the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—East Project in portions of York County.

**A-2017-2640200. Transource Pennsylvania, LLC.** Amended application of Transource Pennsylvania, LLC for approval of the siting and construction of the 230 kV transmission line associated with the Independence Energy Connection—West Project in portions of Franklin County.

**P-2018-3001878. Transource Pennsylvania, LLC.** Amended petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the Rice Substation in Franklin County is reasonably necessary for the convenience or welfare of the public.

**P-2018-3001883. Transource Pennsylvania, LLC.** Amended petition of Transource Pennsylvania, LLC for a finding that a building to shelter control equipment at the



Furnace Run Substation in York County is reasonably necessary for the convenience or welfare of the public.

**A-2018-3001881, et al. Transource Pennsylvania, LLC.** Amended application of Transource Pennsylvania, LLC for approval to acquire a certain portion of the lands of various landowners in York and Franklin Counties for the siting and construction of the 230 kV transmission line associated with the Independence Energy—East and West Projects as necessary or proper for the service, accommodation, convenience or safety of the public.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 28, 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 Administrative Law Judge Elizabeth H. Barnes, Administrative Law Judge Andrew M. Calvelli and the applicant. The documents filed in support of the application are available for inspection and copying at the Office of the Secretary between 8 a.m. and 4:30 p.m., Monday through Friday, at the Pennsylvania Public Utility Commission’s (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant’s business address.

*Applicant:* Transource Pennsylvania, LLC

*Through and By Counsel:* David B. MacGregor, Esquire, Post & Schell, PC, 17 North 2nd Street, 12th Floor, Harrisburg, PA 17101-1601; Amanda Riggs Conner, Esquire, Hector Garcia, Esquire, American Electric Power Service Corp., 1 Riverside Plaza, 29th Floor, Columbus, OH 43215; Anthony D. Kanagy, Esquire, Christopher T. Wright, Esquire, Post & Schell, PC, 17 North 2nd Street, 12th Floor, Harrisburg, PA 17101-1601; Antonio Smith, Transource Pennsylvania, LLC, 1 Riverside Plaza, Columbus, OH 43215

**Prehearing Conference**

A further in-person prehearing conference on the previously-captioned case will be held as follows:

<i>Date:</i>	Wednesday, March 18, 2020
<i>Time:</i>	10 a.m.
<i>Location:</i>	Hearing Room 1 2nd Floor Commonwealth Keystone Building 400 North Street Harrisburg, PA 17120
<i>Presiding:</i>	Administrative Law Judge Elizabeth H. Barnes 400 North Street 2nd Floor West Harrisburg, PA 17120 (717) 787-1399 Fax: (717) 787-0481

*Attention:* Individuals may lose the case if they do not come to this hearing and present facts on the issues raised.

Individuals must serve the presiding officer with a copy of any document they file in this case.

For individuals who intend to file exhibits, two copies of all hearing exhibits to be presented into evidence must be submitted to the reporter. An additional copy must be furnished to the presiding officer. A copy must also be provided to each party of record.

Individuals representing themselves are not required to be represented by an attorney. All others (corporation, partnership, association, trust or governmental agency or

subdivision) must be represented by an attorney. An attorney representing an individual should file a notice of appearance before the scheduled hearing date.

For persons with a disability who wish to attend the hearing, the Commission may be able to make arrangements for their special needs. If appropriate, the Commission may be able to provide those persons with a telephonic hearing instead of an in-person hearing. Call the scheduling office at the Commission at least 5 business days prior to the hearing to submit a request.

For persons 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 a 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](http://www.puc.pa.gov/Documentation/eFiling_Subscriptions.pdf).

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 20-199. Filed for public inspection February 7, 2020, 9:00 a.m.]

**STATE REAL ESTATE COMMISSION**

**Bureau of Professional and Occupational Affairs v. Nancy J. Steranka-Dickson and Resi Comm Realty Services, Inc.; Case Nos. 15-56-05791 and 15-56-05792**

On September 12, 2019, Nancy J. Steranka-Dickson and Resi Comm Realty Services, Inc. of Pittsburgh, Allegheny County, were assessed a civil penalty of \$64,000 for engaging in the real estate profession without a license.

Individuals may obtain a copy of the final order by writing to Juan A. Ruiz, Commission Counsel, State Real Estate Commission, P.O. Box 69523, Harrisburg, PA 17106-9523.

This order represents the final State Real Estate Commission (Commission) 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 Commission with a copy of their petition for review. The Commission contact for receiving service of appeals is the previously-named Commission counsel.

ANNE M. RUBIN,  
*Chairperson*

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