

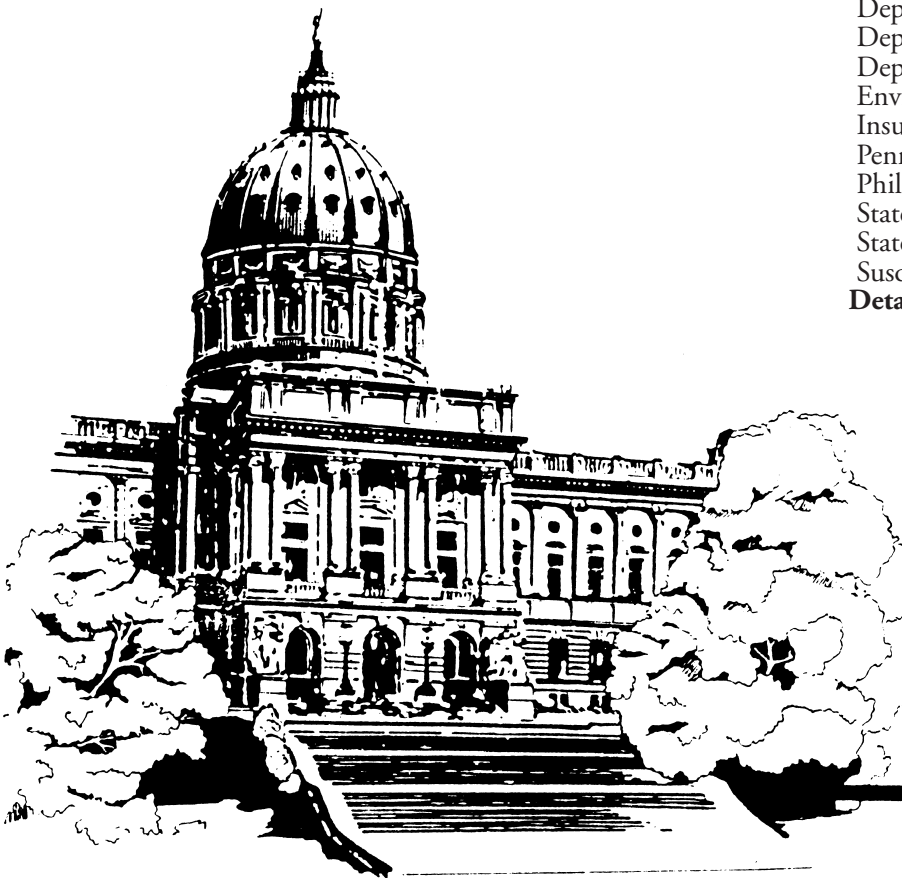
# PENNSYLVANIA BULLETIN

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**Agencies in this issue**

The Courts  
Delaware River Basin Commission  
Department of Agriculture  
Department of Banking and Securities  
Department of Environmental Protection  
Department of Health  
Department of Human Services  
Department of Labor and Industry  
Department of Revenue  
Department of Transportation  
Environmental Quality Board  
Insurance Department  
Pennsylvania Public Utility Commission  
Philadelphia Parking Authority  
State Board of Medicine  
State Board of Nursing  
Susquehanna River Basin Commission

**Detailed list of contents appears inside.**



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

**No. 563, October 2021**

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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.

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

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

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

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

## **Citation to the *Pennsylvania Bulletin***

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

## ***Pennsylvania Code***

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

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

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

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

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

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

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

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### 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 2021.

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# THE COURTS

## Title 231—RULES OF CIVIL PROCEDURE

### PART 1. GENERAL

[ 231 PA. CODE CHS. 1900, 1910, 1915, 1920 AND 1930 ]

Order Amending Rules 1901, 1901.3, 1910.11, 1910.12, 1915.4-2, 1915.4-3, 1920.1, 1920.31, 1920.33, 1920.42, 1920.45, 1920.46, 1920.51, 1920.53, 1920.54, 1920.55-1—1920.55-3, 1920.61, 1920.74, 1920.91, 1930.7 and 1931 of the Pennsylvania Rules of Civil Procedure; No. 721 Civil Procedural Rules Doc.

#### Order

*Per Curiam*

And Now, this 19th day of October, 2021, upon the recommendation of the Domestic Relations Procedural Rules Committee, the proposal having been published for public comment in the *Pennsylvania Bulletin*, 51 Pa.B. 1006 (February 27, 2021):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rules 1901, 1901.3, 1910.11, 1910.12, 1915.4-2, 1915.4-3, 1920.1, 1920.31, 1920.33, 1920.42, 1920.45, 1920.46, 1920.51, 1920.53, 1920.54, 1920.55-1, 1920.55-2, 1920.55-3, 1920.61, 1920.74, 1920.91, 1930.7, and 1931 of the Pennsylvania Rules of Civil Procedure are amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on January 1, 2022.

#### Annex A

### TITLE 231. RULES OF CIVIL PROCEDURE

#### PART I. GENERAL

#### CHAPTER 1900. ACTIONS PURSUANT TO THE PROTECTION FROM ABUSE ACT

##### Rule 1901. Definitions.

As used in this chapter:

\* \* \* \* \*

*Fees*—means any costs associated with the filing, issuance, registration, service or appeal of a Protection From Abuse matter, including any foreign protection order.

[ *Master for Emergency Relief*—means an attorney, admitted to the practice of law by the Supreme Court of Pennsylvania and appointed pursuant to 23 Pa.C.S.A. § 6110(e), to hear petitions for emergency protection from abuse. ]

*Temporary Order*—An ex parte order entered by the court pursuant to 23 Pa.C.S.A. § 6107.

#### [ Explanatory Comment—2006

The 2005 amendments to the Protection From Abuse Act, Act 66 of 2005, authorize two methods to secure emergency protection from abuse orders. The first is through a magisterial district judge and the other is through a master for emergency relief. In order for a county to exercise the master for

emergency relief option, the county must assume the costs of the master and the Administrative Office of Pennsylvania Courts must approve the master's selection and appointment. 23 Pa.C.S.A. § 6110(e).

The 2005 amendments to the Protection From Abuse Act also prohibit the assessment of fees or costs against the plaintiff or petitioner. This prohibition includes fees related to filing, serving, registering or appealing a protection from abuse petition or order. 23 Pa.C.S.A. §§ 6104(d)(1), 6106(b) and (g.1) and 6113.1(b). ]

##### Rule 1901.3. Commencement of Action.

(a) Except as provided in subdivision (b), [ **an action shall be commenced** ] a plaintiff shall commence an action by presenting to the court or filing with the prothonotary a petition setting forth the alleged abuse by the defendant. The petition shall be substantially in the form set forth in [ **Rule** ] Pa.R.C.P. No. 1905(b) and shall have as its first page the Notice of Hearing and Order set forth in [ **Rule** ] Pa.R.C.P. No. 1905(a).

(b) An action may be commenced by filing with the prothonotary a certified copy of an emergency order entered pursuant to 23 [ Pa.C.S.A. ] Pa.C.S. § 6110, including orders issued by [ **masters for emergency relief** ] a hearing officer.

(c) Any fees associated with this action shall not be charged to the plaintiff.

(d) The [ **master for emergency relief** ] hearing officer shall follow the procedures set forth in the Pennsylvania Rules of Civil Procedure Governing Actions and Proceedings Before Magisterial District Judges for emergency relief under the Protection From Abuse Act.

*Official Note:* See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*.

#### CHAPTER 1910. ACTIONS FOR SUPPORT

##### Rule 1910.11. Office Conference. Subsequent Proceedings. Order.

(a) *Office Conference.*

(1) A conference officer shall conduct the office conference.

(2) A lawyer serving as a conference officer employed by, or under contract with, a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer [ , **permanent or standing master** ], or judge of the same judicial district.

*Official Note:* Conference officers preside at office conferences under Pa.R.C.P. No. 1910.11. Hearing officers preside at hearings under Pa.R.C.P. No. 1910.12. The appointment of [ **masters** ] a hearing officer to hear actions in divorce or for annulment of marriage is authorized by Pa.R.C.P. No. 1920.51.

\* \* \* \* \*

**Rule 1910.12. Office Conference. Hearing. Record. Exceptions. Order.**

(a) **Office Conference.** There shall be an office conference as provided by [ Rule ] Pa.R.C.P. No. 1910.11(a) through (d). The provisions of [ Rule ] Pa.R.C.P. No. 1910.11(d)(3) and (4) regarding income information apply in cases proceeding pursuant to [ Rule ] Pa.R.C.P. No. 1910.12.

(b) **Conference Conclusion.**

(1) At the conclusion of a conference attended by both parties, if an agreement for support has not been reached, and the conference and hearing are not scheduled on the same day, the court, without hearing the parties, shall enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in [ Rule ] Pa.R.C.P. No. 1910.27(e), and the parties shall be given notice of the date, time and place of a hearing. A record hearing shall be conducted by a hearing officer who must be a lawyer.

(2) If either party, having been properly served, fails to attend the conference, the court may enter an interim order calculated in accordance with the guidelines and substantially in the form set forth in [ Rule ] Pa.R.C.P. No. 1910.27(e). Within [ twenty ] 20 days after the date of receipt or the date of mailing of the interim order, whichever occurs first, either party may demand a hearing before a hearing officer. If no hearing is requested, the order shall become final.

(3) Any lawyer serving as a hearing officer employed by, or under contract with, a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer[ , permanent or standing master ], or judge of the same judicial district.

**Official Note:** Conference officers preside at office conferences under [ Rule ] Pa.R.C.P. No. 1910.11. Hearing officers preside at hearings under [ Rule ] Pa.R.C.P. No. 1910.12. The appointment of [ masters ] a hearing officer to hear actions in divorce or for annulment of marriage is authorized by [ Rule ] Pa.R.C.P. No. 1920.51.

(c) **Separate Listing.**

(1) Except as provided in subdivision (c)(2), promptly after **the conference's** conclusion [ of the conference ], a party may move the court for a separate listing of the hearing [ where ] if:

- (i) there are complex questions of law, fact or both; [ or ]
- (ii) the hearing will be protracted; or
- (iii) the orderly administration of justice requires that the hearing be listed separately.

(2) [ Where ] **When** the conference and hearing are scheduled on the same day, all requests for separate listing [ must ] **shall** be presented to the court at least seven days prior to the scheduled court date.

(3) If the motion for separate listing is granted, discovery shall be available in accordance with [ Rule ] Pa.R.C.P. No. 4001 *et seq.*

**Official Note:** The rule relating to discovery in domestic relations matters generally is [ Rule ] Pa.R.C.P. No. 1930.5.

\* \* \* \* \*

**CHAPTER 1915. ACTIONS FOR CUSTODY OF MINOR CHILDREN**

**Rule 1915.4-2. Partial Custody. Office Conference. Hearing. Record. Exceptions. Order.**

\* \* \* \* \*

(b) **Hearing.**

(1) The hearing shall be conducted by a hearing officer who must be a lawyer, and a record shall be made of the testimony. A hearing officer who is a lawyer employed by, or under contract with, a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer[ , permanent or standing master ], or judge of the same judicial district.

\* \* \* \* \*

**Rule 1915.4-3. Non-Record Proceedings. Trials.**

(a) **Non-Record Proceedings.** In judicial districts utilizing an initial non-record proceeding, *i.e.*, office conference, if an agreement is not finalized by the conclusion of the proceeding, the conference officer shall promptly notify the court that the matter should be listed for trial. A lawyer employed by, or under contract with, a judicial district or appointed by the court to serve as a conference officer to preside over a non-record proceeding shall not practice family law before a conference officer, hearing officer[ , permanent or standing master ], or judge of the same judicial district.

\* \* \* \* \*

**CHAPTER 1920. ACTIONS OF DIVORCE OR FOR ANNULMENT OF MARRIAGE**

**Rule 1920.1. Definitions. Conformity to Civil Action.**

(a) As used in this chapter [ , ]:

\* \* \* \* \*

“divorce,” divorce from the bonds of matrimony or dissolution of a civil union;

“**hearing officer,**” shall have the same meaning as “**master**” as that term is used in the Divorce Code, 23 Pa.C.S. §§ 3101 *et seq.*

“marital property rights” means those rights created solely by Section 3501 of the Divorce Code; and

\* \* \* \* \*

**Rule 1920.31. Joinder of Related Claims. Ancillary Claims.** Alimony. Counsel Fees. Costs and Expenses.

(a) **Ancillary Claims.**

(1) If a party has raised a claim for alimony, counsel fees, or costs and expenses, the parties shall file a true copy of the most recent federal income tax return, pay stubs for the preceding six months, a completed Income Statement in the form required by Pa.R.C.P. No. 1910.27(c)(1), and a completed Expense Statement in the form required by Pa.R.C.P. No. 1910.27(c)(2)(B).

(i) A party may not file a motion for the appointment of a [ master ] hearing officer or a request for court action regarding alimony, counsel fees, or costs and expenses until at least 30 days following the filing of that party's tax returns, Income Statement, and Expense Statement.

(ii) The other party shall file the tax returns, Income Statement, and Expense Statement within 20 days of service of the moving party's documents.

\* \* \* \* \*

(b) **Alimony.**

(1) Orders for alimony may be enforced as provided by the rules governing actions for support and divorce, and in the Divorce Code.

\* \* \* \* \*

**Rule 1920.33. Joinder of Related Claims. Equitable Division. Enforcement.**

(a) If a pleading or petition raises a claim for equitable division of marital property under Section 3502 of the Divorce Code, the parties shall file and serve on the other party an inventory, which shall include the information in subdivisions [ (1) through (3) ] (a)(3)(i)—(iii), and shall be substantially in the form set forth in Pa.R.C.P. No. 1920.75.

(1) Within 20 days of service of the moving party's inventory, the non-moving party shall file an inventory.

(2) A party may not file a motion for the appointment of a [ master ] hearing officer or a request for court action regarding equitable division until at least 30 days following the filing of that party's inventory.

**Official Note:** See Pa.R.C.P. No. 1930.1(b). This rule may require attorneys or unrepresented parties to file confidential documents and documents containing confidential information that are subject to the *Case Records Public Access Policy of the Unified Judicial System of Pennsylvania*.

(3) The inventory shall set forth as of the date of separation:

[ (1) ] (i) a specific description of the marital assets, which either or both parties have a legal or equitable interest, individually or jointly with another person, the name of the co-owners, if applicable, and the marital liabilities, which either party incurred individually or jointly with another person, and the name of any co-debtors, if applicable;

[ (2) ] (ii) a specific description of the assets or liabilities claimed to be non-marital and the basis for such claim; and

[ (3) ] (iii) the estimated value of the marital and non-marital assets and the amount due for each marital and non-marital liability.

**Official Note:** Subdivision (c) provides for sanctions for failure to file an inventory as required by subdivision (a). An inventory may be incomplete if a party lacks comprehensive knowledge of the assets and liabilities involved in the claim for equitable division. Consequently, the rule does not contemplate that a party will be precluded from presenting testimony or offering evidence as to assets or liabilities omitted from the inventory. The omission may be remedied by inclusion of the omitted information in the pre-trial statement required by subdivision (b).

(b) Within the time required by order of court or written directive of the [ master ] hearing officer or, if none, at least 60 days before the scheduled hearing on the claim for equitable division, the parties shall file and serve upon the other party a pre-trial statement. The pre-trial statement shall include the following matters, together with any additional information required by special order of the court:

\* \* \* \* \*

**Rule 1920.42. Obtaining Divorce Decrees under Section 3301(c) or Section 3301(d) of the Divorce Code. Affidavits and Counter-Affidavits. Requirements of the Affidavit of Consent. Ancillary Claims. Orders Approving Grounds for Divorce. Notice of Intention to File the Praecipe to Transmit Record. Praecipe to Transmit Record.**

(a) *Obtaining a divorce decree under Section 3301(c)(1) of the Divorce Code.*

\* \* \* \* \*

(3) After the court enters an order approving grounds for divorce, a party may request, consistent with the judicial district's local rules and procedures, that the court either hears the ancillary claims or appoints a [ master ] hearing officer to hear the ancillary claims as outlined in Pa.R.C.P. No. 1920.51.

**Official Note:** See Pa.R.C.P. No. 1920.74 for the Motion for Appointment of [ Master ] Hearing Officer.

(4) If the parties resolve the ancillary claims by agreement after the court approves the grounds for the divorce but before the court enters an order disposing of the ancillary claims, the parties shall file a Praecipe to Transmit Record requesting the court enter the appropriate divorce decree. To the extent the agreement does not address all of the parties' claims raised in the pleadings, the party raising the outstanding claims shall withdraw the claims before the court enters a divorce decree.

(b) *Obtaining a divorce decree under Section 3301(c)(2) of the Divorce Code.*

(1) If a party has filed a complaint requesting a divorce on the ground of irretrievable breakdown and a party has been convicted of a personal injury crime against his or her spouse, the court shall enter a decree in divorce after:

\* \* \* \* \*

(iii) the filed affidavits and a blank Counter-Affidavit under Section 3301(c)(2) of the Divorce Code have been served on the other party consistent with Pa.R.C.P. No. 1930.4, and the other party has admitted or failed to deny the averments in the Affidavit to Establish Presumption of Consent under Section 3301(c)(2) of the Divorce Code;

(A) If a party files a Counter-Affidavit under Section 3301(c)(2) of the Divorce Code denying an averment in the Affidavit to Establish Presumption of Consent under Section 3301(c)(2) of the Divorce Code, either party may present a motion requesting the court resolve the issue.

(B) After presentation of the motion in subdivision (A), the court may hear the testimony or, consistent with Pa.R.C.P. No. 1920.51(a)(1)(ii)(D), appoint a [ master ] hearing officer to hear the testimony and to issue a report and recommendation.

\* \* \* \* \*

(3) After the court enters an order approving grounds for divorce, a party may request, consistent with the judicial district's local rules and procedures, that the court either hears the ancillary claims or appoints a [ master ] hearing officer to hear the ancillary claims as outlined in Pa.R.C.P. No. 1920.51.

**Official Note:** See Pa.R.C.P. No. 1920.74 for the Motion for Appointment of [ Master ] Hearing Officer.

(4) If the parties resolve the ancillary claims by agreement after the court approves the grounds for the divorce but before the court enters an order disposing of the ancillary claims, the parties shall file a Praecipe to

Transmit Record requesting the court enter the appropriate divorce decree. To the extent the agreement does not address all of the parties' claims raised in the pleadings, the party raising the outstanding claims shall withdraw the claims before the court enters a divorce decree.

(c) *Obtaining a divorce decree under Section 3301(d) of the Divorce Code.*

(1) If a party has filed a complaint requesting a divorce on the ground of irretrievable breakdown and the requisite separation period has elapsed, the court shall enter a decree in divorce after:

\* \* \* \* \*

(iii) the filed affidavit and a blank Counter-Affidavit under Section 3301(d) of the Divorce Code have been served on the other party consistent with Pa.R.C.P. No. 1930.4, and the other party has admitted or failed to deny the averments in the Affidavit under Section 3301(d) of the Divorce Code;

(A) If a party files a Counter-Affidavit under Section 3301(d) of the Divorce Code denying an averment in the Affidavit under Section 3301(d) of the Divorce Code, including the date of separation, either party may present a motion requesting the court resolve the issue.

(B) After presentation of the motion in subdivision (A), the court may hear the testimony or, consistent with Pa.R.C.P. No. 1920.51(a)(1)(ii)(D), appoint a **[ master ] hearing officer** to hear the testimony and to issue a report and recommendation.

\* \* \* \* \*

(3) After the court enters an order approving grounds for divorce, a party may request, consistent with the judicial district's local rules and procedures, that the court either hears the ancillary claims or appoints a **[ master ] hearing officer** to hear the ancillary claims as outlined in Pa.R.C.P. No. 1920.51.

**Official Note:** See Pa.R.C.P. No. 1920.74 for the Motion for Appointment of **[ Master ] Hearing Officer**.

\* \* \* \* \*

**Rule 1920.45. Counseling.**

\* \* \* \* \*

(d) If the court has referred a divorce action to a **[ master ] hearing officer** and a party requests counseling pursuant to the Divorce Code, without leave of court, the **[ master ] hearing officer** may require counseling and continue the hearing pending the counselor's report.

**Rule 1920.46. Affidavit of Non-Military Service.**

If the defendant fails to appear in the action, the plaintiff shall file an affidavit regarding military service with the motion for appointment of a **[ master ] hearing officer**, prior to a trial by the court, or with the plaintiff's affidavit required by Pa.R.C.P. No. 1920.42(b)(1)(ii) and (c)(1)(ii).

\* \* \* \* \*

Rule 1920.51. Hearing by the Court. Appointment of **[ Master ] Hearing Officer**. Notice of Hearing.

(a) In an action of divorce or annulment:

(1) the court may:

(i) hear the testimony; or

(ii) upon motion of a party or of the court, appoint a **[ master ] hearing officer**:

\* \* \* \* \*

(2) the court shall not appoint a **[ master ] hearing officer**:

\* \* \* \* \*

**Official Note:** Section 3321 of the Divorce Code prohibits the appointment of a **[ master ] hearing officer** as to the claims of custody and paternity. However, as set forth in Pa.R.C.P. No. 1920.91(3), the Supreme Court of Pennsylvania suspended Section 3321 insofar as that section prohibits the appointment of **[ masters ] a hearing officer** in partial physical custody cases.

(3) The Motion for the Appointment of a **[ Master ] Hearing Officer** and the order shall be substantially in the form prescribed by Pa.R.C.P. No. 1920.74. The order appointing the **[ master ] hearing officer** shall specify the issues or ancillary claims that are referred to the **[ master ] hearing officer**.

(4) A permanent or standing **[ master ] hearing officer** employed by or under contract with a judicial district or appointed by the court shall not practice family law before a conference officer, hearing officer, permanent or standing **[ master ] hearing officer**, or judge of the same judicial district.

**Official Note:** Conference officers preside at office conferences under Pa.R.C.P. No. 1910.11. Hearing officers preside at hearings under Pa.R.C.P. No. 1910.12. The appointment of **[ master ] hearing officer** to hear actions in divorce or annulment is authorized by Section 3321 of the Divorce Code.

(b) Written notice of the hearing shall be given to each attorney of record by the **[ master ] hearing officer**. If a **[ master ] hearing officer** has not been appointed, the prothonotary, clerk, or other officer designated by the court shall give the notice.

(c) If no attorney has appeared of record for a party, notice of the hearing shall be given to the party by the **[ master ] hearing officer**, or if a **[ master ] hearing officer** has not been appointed, by the prothonotary, clerk, or other officer designated by the court, as follows:

\* \* \* \* \*

Rule 1920.53. Hearing by **[ Master ] Hearing Officer**. Report.

In an action for divorce or annulment that has been referred to a **[ master ] hearing officer**, the **[ master's ] hearing officer's** report and recommendation shall include findings of fact, conclusions of law, and a recommended disposition of the case or issue.

(a) The findings of fact shall include, as appropriate for the circumstances and issues before the **[ master ] hearing officer**:

(1) the method and date of service of process;

(2) the manner and date of service of the notice of the **[ master's ] hearing officer's** hearing or the **[ master's ] hearing officer's** efforts to notify the parties;

\* \* \* \* \*

(b) The conclusions of law shall include a discussion of the law as it relates to the facts, as well as the legal conclusions reached by the **[ master ] hearing officer**.

(c) If a divorce or an annulment is recommended, the [ master ] hearing officer shall attach a proposed decree to the report and recommendation.

Rule 1920.54. Hearing by [ Master ] Hearing Officer. Report. Related Claims.

(a) If claims for counsel fees and costs and expenses have been referred to a [ master ] hearing officer pursuant to Pa.R.C.P. No. 1920.51(a), the [ master's ] hearing officer's report shall contain a separate section captioned "Counsel Fees and Costs and Expenses[ ].]" The report may be in a narrative form stating the reasons for the recommendation and shall include a proposed order stating:

\* \* \* \* \*

(b) If a claim for alimony has been referred to a [ master ] hearing officer, the report shall contain a separate section captioned "Alimony." The report shall conform to the requirements of subdivision (a) and, in addition, shall set forth:

\* \* \* \* \*

(c) If a claim for the determination and distribution of existing property rights and interests between the parties has been referred to a [ master ] hearing officer, the report shall contain a separate section captioned "Division of Property." The section shall be divided into two parts[ , ]:

\* \* \* \* \*

Rule 1920.55-1. Alternative Hearing Procedures for Matters Referred to a [ Master ] Hearing Officer.

(a) Matters referred to a [ master ] hearing officer for hearing shall proceed as prescribed by Pa.R.C.P. No. 1920.55-2 unless the court by local rule adopts the alternative procedure of Pa.R.C.P. No. 1920.55-3.

(b) The president judge or the administrative judge of Family Division of each county shall certify that all divorce proceedings which are referred to a [ master ] hearing officer in that county are conducted in accordance with either Pa.R.C.P. No. 1920.55-2 or Pa.R.C.P. No. 1920.55-3. The certification shall be filed with the Domestic Relations Procedural Rules Committee and shall be substantially in the following form:

I hereby certify that \_\_\_\_\_ County conducts its divorce proceedings that are referred to a [ master ] hearing officer in accordance with Pa.R.C.P. No. \_\_\_\_\_.

\_\_\_\_\_  
(PRESIDENT JUDGE)  
(ADMINISTRATIVE JUDGE)

\* \* \* \* \*

Rule 1920.55-2. [ Master's ] Hearing Officer's Report. Notice. Exceptions. Final Decree.

(a) After conclusion of the hearing, the [ master ] hearing officer shall:

- (1) file the record and the report within:
(ii) twenty days in uncontested actions; or[ ; ]

(i) thirty days from the last to occur of the receipt of the transcript by the [ master ] hearing officer or close of the record in contested actions; and

(2) immediately serve upon counsel for each party, or, if unrepresented, upon the party, a copy of the report and recommendation and written notice of the right to file exceptions.

(b) Within [ twenty ] 20 days of the date of receipt or the date of mailing of the [ master's ] hearing officer's report and recommendation, whichever occurs first, any party may file exceptions to the report or any part thereof, to rulings on objections to evidence, to statements or findings of fact, to conclusions of law, or to any other matters occurring during the hearing. Each exception shall set forth a separate objection precisely and without discussion. Matters not covered by exceptions are deemed waived unless, prior to entry of the final decree, leave is granted to file exceptions raising those matters.

(c) If exceptions are filed, any other party may file exceptions within [ twenty ] 20 days of the date of service of the original exceptions. The court shall hear argument on the exceptions and enter a final decree.

\* \* \* \* \*

Rule 1920.55-3. [ Master's ] Hearing Officer's Report. Notice. Hearing De Novo. Final Decree.

\* \* \* \* \*

(b) After the conclusion of hearing, the [ master ] hearing officer shall:

- (1) file the report within:
(i) twenty days in uncontested actions; or[ ; ]
(ii) thirty days in contested actions; and
(2) immediately serve upon counsel for each party, or, if unrepresented, upon the party, a copy of the report and recommendation, and written notice of the right to demand a hearing de novo.

(c) Within [ twenty ] 20 days of the date the [ master's ] hearing officer's report is mailed or received, whichever occurs first, any party may file a written demand for a hearing de novo. If a demand is filed, the court shall hold a hearing de novo and enter a final decree.

(d) If no demand for de novo hearing is filed within the [ twenty-day ] 20-day period, the court shall review the report and recommendation and, if approved, shall enter a final decree.

\* \* \* \* \*

Rule 1920.61. Testimony Outside the County.

On motion of a party and upon such terms as it may order, the court may authorize and direct the [ master ] hearing officer to take testimony of witnesses within any other county of the Commonwealth or in any other state or territory subject to the jurisdiction of the United States, or in any foreign country.

Rule 1920.74. Form of Motion for Appointment of [ Master ] Hearing Officer. Order.

(a) The motion for appointment of a [ master ] hearing officer shall be substantially in the following form:

(Caption)

MOTION FOR APPOINTMENT OF [ MASTER ] HEARING OFFICER

\_\_\_\_\_ (Plaintiff) (Defendant) moves the court to appoint a [ master ] hearing officer with respect to the following claims:

- ( ) Divorce
( ) Annulment
( ) Alimony
( ) Equitable Division of Marital Property
( ) Counsel Fees
( ) Costs and Expenses
( ) Other: \_\_\_\_\_

and in support of the motion states:

- (1) Discovery (is) (is not) complete as to the claim(s) for which the appointment of a [ master ] hearing officer is requested.
(2) The non-moving party (has) (has not) appeared in the action (personally) (by his or her attorney, \_\_\_\_\_, Esquire).
(3) The statutory ground(s) for divorce (is) (are) \_\_\_\_\_.
(4) If the [ master's ] hearing officer's appointment is for resolution of a divorce, an annulment, or ancillary claims, the parties have complied with Pa.R.C.P. Nos. 1920.31, 1920.33, and 1920.46, as applicable.
(5) Check and complete the applicable paragraph(s):
[ ] (a) The action is not contested.
[ ] (b) An agreement has been reached with respect to the following claims:
\_\_\_\_\_.
[ ] (c) The action is contested with respect to the following claims:
\_\_\_\_\_.
(6) The action (involves) (does not involve) complex issues of law or fact.
(7) The hearing is expected to take \_\_\_\_\_ (hours) (days).
(8) Additional information, if any, relevant to the motion: \_\_\_\_\_

Date: \_\_\_\_\_
Attorney for [ (PLAINTIFF) (DEFENDANT) ]
(Plaintiff) (Defendant)

(b) The order appointing a [ master ] hearing officer shall be substantially in the following form:
(Caption)

ORDER APPOINTING [ MASTER ] HEARING OFFICER

AND NOW, \_\_\_\_\_, 20\_\_\_\_, \_\_\_\_\_, Esquire, is appointed [ master ] hearing officer with respect to the following claims: \_\_\_\_\_.

BY THE COURT:
\_\_\_\_\_

MOVING PARTY

NON-MOVING PARTY

Name:

Name:

Attorney's Name:

Attorney's Name:

Attorney's Address:

Attorney's Address:

Attorney's Telephone #:

Attorney's Telephone #:

Attorney's E-Mail:

Attorney's E-Mail:

Party's Address and Telephone

Party's Address and Telephone

# if not represented by counsel:

# if not represented by counsel:

**Official Note:** See Pa.R.C.P. No. 1920.51(a)(1)(ii) for the issues and claims for which the court may appoint a [ master ] hearing officer. It is within the discretion of the court to determine the point at which a [ master ] hearing officer should be appointed in a case.

**Rule 1920.91. Suspension of Acts of Assembly.**

The following Acts of Assembly are suspended insofar as they apply to the practice and procedure in actions for divorce or annulment of marriage to the extent hereinafter set forth:

\* \* \* \* \*

(3) Section 3321 of the Domestic Relations Code, 23 Pa.C.S. § 3321, insofar as it prohibits the appointment of [ masters ] hearing officers in partial custody or visitation matters.

**Official Note:** Suspended Section 3321 of the Divorce Code states that the court may appoint a [ master ] hearing officer to hear testimony on all issues relating to a divorce except custody or paternity.

(4) And all other Acts or parts of Acts of Assembly inconsistent with these rules to the extent of such inconsistency.

**CHAPTER 1930. RULES RELATING TO DOMESTIC RELATIONS MATTERS GENERALLY**

**Rule 1930.7. Status Conference.**

At any time in the proceedings, the court, the court's designee or the [ master ] hearing officer, sua sponte or upon application of any party, may hold a status conference, in person or by any other means permitted by these rules, [ with counsel or with counsel and the parties ] with the parties' counsel, the parties and counsel, or self-represented parties in order to review the case status and expedite the litigation.

**Rule 1931. Family Court Rules.**

(a) *Actions Governed by These Rules* [ : ] .

\* \* \* \* \*

(b) *Commencement of Action.*

(1) *Unified Family Court Docketing.* All actions under these Family Court Rules which involve identical parties

shall be entered on the court's docket under the same primary case number. Additional letters or numbers may be added parenthetically to specify the type of action, judge assigned or other identifying information.

(2) *Custody Agreements.* If, at a support proceeding, it appears that resolution of custody issues will facilitate compliance with the child support order, the conference officer [ , ] or hearing officer [ or master ] may provide the parties with a form custody complaint and form custody agreement, along with information as to where to file the completed documents, the filing fee, and how to contact the lawyers referral service. The support conference officer [ , ] or hearing officer [ or master ] shall not participate in custody negotiations, preparation of the forms, or provide legal advice.

(c) *Consolidation of Family Court Matters.*

(1) *General Rule.* Two or more actions under these Family Court Rules involving the same parties and common questions of law and/or fact shall be consolidated for hearing or trial unless the court determines that it is inappropriate or impractical to do so.

(2) *Trial Continuity.* Trials before a judge or hearings before a [ master ] hearing officer shall be scheduled to be heard on consecutive days or within a [ ten (10) day ] ten-day period. If not completed within the time allotted, the trial or hearing shall be concluded within [ ninety (90) ] 90 days of the date of the commencement of the trial or hearing, unless a shorter time frame is required by statute or another procedural rule.

(3) *Prompt Decisions.*

(i) Except as provided in subdivision [ (ii) below ] (c)(3)(ii), in any matter brought under these Family Court Rules, a decision by a conference officer, [ master ] hearing officer, or judge shall be entered, filed, and served upon counsel for the parties, or any party not represented by counsel, not later than [ thirty (30) ] 30 days after the conference, hearing, or trial concludes, unless a shorter time frame is required by statute or another procedural rule.



(ii) The time for entering and filing a decision may be extended if, within [ **thirty (30)** ] **30** days of the conclusion of the conference, hearing, or trial, the court extends the date for such decision by order entered of record showing good cause for the extension. In no event shall an extension delay entry of the decision more than [ **sixty (60)** ] **60** days after the conclusion of the conference, hearing, or trial.

(d) *Continuing Education for Family Court Personnel.*

\* \* \* \* \*

(2) *Initial Training.* Within one [ **(1)** ] year of assignment to cases governed by these Family Court Rules, each [ **master,** ] hearing officer, conciliator, mediator, and other court personnel designated by the president or administrative judge of each judicial district shall successfully complete the coursework developed or approved by the AOPC.

(3) *Continuing Education.* Each [ **master,** ] hearing officer, conciliator, mediator, and other court personnel designated by the president or administrative judge who is assigned to cases governed by these Family Court Rules shall successfully complete six [ **(6)** ] hours of continuing education developed or approved by the AOPC each calendar year following the calendar year in which the initial training was completed.

(4) *Compliance.* The AOPC shall monitor compliance with the educational requirements of this rule.

[Pa.B. Doc. No. 21-1792. Filed for public inspection October 29, 2021, 9:00 a.m.]

**Title 246—MINOR COURT CIVIL RULES**

**PART I. GENERAL**

[ 246 PA. CODE CH. 500 ]

**Order Amending Rule 514 of the Pennsylvania Rules of Civil Procedure Governing Actions and Proceedings Before Magisterial District Judges; No. 463 Magisterial Rules Doc.**

**Order**

*Per Curiam*

*And Now*, this 20th day of October, 2021, upon the recommendation of the Minor Court Rules Committee; the proposal having been published for public comment at 50 Pa.B. 4646 (September 12, 2020):

It is Ordered pursuant to Article V, Section 10 of the Constitution of Pennsylvania that Rule 514 of the Pennsylvania Rules of Civil Procedure Governing Actions and Proceedings Before Magisterial District Judges is amended in the following form.

This Order shall be processed in accordance with Pa.R.J.A. No. 103(b), and shall be effective on January 1, 2022.

**Annex A**

**TITLE 246. MINOR COURT CIVIL RULES**

**PART I. GENERAL**

**CHAPTER 500. ACTIONS FOR THE RECOVERY OF POSSESSION OF REAL PROPERTY**

**Rule 514. Judgment; Notice of Judgment or Dismissal and the Right to Appeal.**

A. If it appears at the hearing that the complaint has been proven, the magisterial district judge shall enter judgment against the tenant that the real property be delivered up to the landlord and shall enter judgment by separate entries:

(1) for [ **the** ] **any** amount of rent[ , **if any, which** ] **that** remains due[ , ];

(2) for [ **the** ] **any** amount of damages[ , **if any,** ] for unjust detention[ , ];

(3) for [ **the** ] **any** physical damages[ , **if any,** ] to the leasehold premises[ , **and** ];

(4) for the costs of the proceeding; **and**

**(5) for the amount of any security deposit applied as an offset to the judgment, if applicable;**

less any amount found due the tenant on any cross-complaint filed by the tenant.

[ **In addition, the** ] **B. The** magisterial district judge shall make an entry **on the judgment** identifying the sum of money found by the magisterial district judge to constitute the monthly rental for the leasehold premises.

[ **B.** ] **C.** A money judgment may be rendered for the tenant on a cross-complaint filed by the tenant if the amount found due thereon exceeds any amount found due the landlord on the landlord's complaint.

[ **C.** ] **D. Entry of judgment.**

(1) Judgment shall be given at the conclusion of the hearing or within three days thereafter.

(2) Upon the entry of the judgment, the magisterial district court shall promptly give or mail to the parties written notice of judgment or dismissal.

[ **D.** ] **E.** The written notice of judgment or dismissal shall contain:

(1) notice of the right of the parties to appeal, the time within which the appeal must be taken, and that the appeal is to the court of common pleas;

(2) notice that a tenant in a residential lease action who is a victim of domestic violence may appeal the judgment within 30 days of the date of entry of judgment, as well as filing instructions for asserting such an appeal;

(3) notice that, except as otherwise provided in the rules, if the judgment holder elects to enter the judgment in the court of common pleas, all further process must come from the court of common pleas and no further process may be issued by the magisterial district judge; and

(4) notice that unless the judgment is entered in the court of common pleas anyone interested in the judgment may file a request for entry of satisfaction with the magisterial district judge if the debtor pays in full, settles, or otherwise complies with the judgment.

**Official Note:** Subdivision A of this rule requires that the landlord appear and give testimony to prove the

complaint before the magisterial district judge can enter judgment against the tenant, even when the tenant fails to appear for the hearing. The magisterial district judge shall not enter a default judgment in a possessory action, including a judgment for money only. *See* Rule 512A and Note. The various issues that the magisterial district judge must determine at the hearing include: whether notice to quit was given to the tenant in accordance with law or that no notice was required under the terms of the lease; the amount or rent due, if any; damages to the leasehold premises, if any; the amount found to constitute the monthly rental; and, the amount of the security deposit held by the landlord, if any.

As to the notice to quit requirement, *see* Section 501 of the Landlord and Tenant Act of 1951, 68 P.S. § 250.501. *See also* *Patrycia Bros., Inc. v. McKeefrey*, 38 Pa. D. & C.2d 149 (Delaware County C.P. 1966).

The separate entries provided in subdivision A are made necessary as a result of the rental deposit provisions for appeal or *certiorari* contained in Rules 1008B and 1013B, as well as the wage attachment provisions contained in Section 8127 of the Judicial Code, 42 Pa.C.S. § 8127.

**If the magisterial district judge permits a security deposit held by the landlord to be used as an offset against a monetary judgment, the amount of the security deposit so applied must be identified as such on the judgment form. There are limited circumstances when application of the security deposit to offset a monetary judgment is appropriate, such as when the tenant has already left the property, the landlord has had the opportunity to inspect the property, both parties have appeared before the magisterial district judge, and the parties agree that the security deposit should be used to offset the judgment. For additional requirements regarding the return of a security deposit, including the provision of a list of damages and remission of the deposit less the cost of damages within 30 days of termination of the lease or upon surrender and acceptance of the leasehold premises, see Section 512 of the Landlord and Tenant Act of 1951, 68 P.S. § 250.512.**

Subdivision [ B ] C of this rule [ makes provision ] **provides** for a money judgment for the tenant if the tenant prevails in a greater amount on the tenant's cross-complaint.

Subdivision [ D ] E of this rule provides for certain notices the magisterial district court shall include in the written notice of judgment or dismissal.

Subdivision [ D(2) ] E(2) reflects that the appeal period for a victim of domestic violence in a case arising out of a residential lease is 30 days. *See* Rule 1002B(2); *see also* 68 P.S. § 250.513. A tenant who is a victim of domestic violence may file a domestic violence affidavit with the magisterial district court to stay the execution of an order for possession until 30 days after the date of entry of the judgment, the filing of an appeal with the court of common pleas pursuant to Rule 1002, or by order of the court of common pleas, whichever is earlier. *See* Rule 514.1.

As to subdivision [ D(2) ] E(3), *see* Rule 402D and Note. As to subdivision [ D(3) ] E(4), *see* Rule 341.

## ADOPTION REPORT<sup>1</sup>

### Recommendation 2-2021, Minor Court Rules Committee

#### Amendment of Pa.R.Civ.P.M.D.J. 514

#### Application of Security Deposit to Offset Judgment

The Minor Court Rules Committee ("Committee") recommended amendments to Rule 514 of the Pennsylvania Rules of Civil Procedure Governing Actions and Proceedings Before Magisterial District Judges ("Rules"). These amendments relate to the use of a security deposit as an offset against a judgment in a landlord-tenant action. The Committee published the proposal for public comment at 50 Pa.B. 4646 (September 12, 2020) and it was posted on the Committee website on August 31, 2020.

The Committee was asked to consider clarifying how the application of a security deposit to a judgment in a landlord-tenant action is reported on the judgment form. Although Rule 514 does not address directly whether the security deposit or an offset is reported on the judgment form, the Note provides that "the amount of the security deposit held by the landlord, if any" is one of a number of issues that the magisterial district judge must determine at the hearing.

There are statutory requirements for return of a security deposit by the landlord at the termination of the lease. *See* 68 P.S. § 250.512. A landlord is required to provide a tenant with a list of damages to the premises within 30 days of the termination of the lease; the list of damages must be accompanied by payment of the difference between the security deposit (plus accrued interest) and the amount of damages to the premises. *Id.* § 250.512(a). If the landlord fails to provide a damages list within 30 days of the termination of the lease, the landlord waives the right to withhold any of the security deposit or interest, while failure to remit timely the security deposit to the tenant within 30 days makes the landlord liable to the tenant for double the amount of the security deposit. *Id.* § 250.512(b)-(c). The statute provides that "[a]ny attempted waiver of this section by contract or otherwise shall be void and unenforceable." *Id.* § 250.512(d).

The Committee believed that there are limited circumstances when application of the security deposit to offset a monetary judgment would be appropriate. Typically, this would occur when the tenant has already left the property, the landlord has had the opportunity to inspect the property, both parties are before the magisterial district judge, and the parties agree that the security deposit should be used to offset the judgment.

Rule 514 is amended to require that the judgment form reflect the amount of any security deposit applied to the judgment as an offset, if applicable. The Note to Rule 514 was also amended to identify the limited circumstances in which applying the security deposit as an offset to the judgment is appropriate. Listing the security deposit offset as an entry on the judgment form will create more transparency and provide greater clarity as to the elements of the judgment.

[Pa.B. Doc. No. 21-1793. Filed for public inspection October 29, 2021, 9:00 a.m.]

<sup>1</sup>This report was prepared by the Committee. It neither constitutes a part of the rules nor is adopted by the Supreme Court.

## Title 255—LOCAL COURT RULES

### ADAMS COUNTY

#### Rule of Judicial Administration 140; Administrative Order Number 5 of 2021

##### Order of Court

*And Now*, this 18th day of October, 2021, pursuant to the authority granted by Pennsylvania Rules of Judicial Administration 1910 and 1952, and Pennsylvania Rule of Criminal Procedure 112, it is hereby Ordered that Adams County Rule of Judicial Administration 140 is vacated in its entirety and replaced by the enactment of the following rule:

#### 140. Photography, Recording, Broadcasting, and Electronic Equipment in Judicial Facilities.

A. The activation, operation, or use of any device capable of capturing, recording, transmitting, or broadcasting a photograph, video, motion picture, or audio is prohibited within a judicial facility and the environs of a judicial facility unless otherwise permitted by this rule.

##### B. Definitions.

Activate, Operate, or Use—The terms activate, operate, or use include but are not limited to any electronic device which is being powered or is in the “on” position regardless of whether the device is in silent mode or otherwise disabled unless the device is completely turned off.

Environs—The environs of a judicial facility include the entire floor on which is located a courtroom, hearing room, jury room, prisoner holding room, Security Department station, or any court filing office including the Prothonotary’s Office, the Clerk of Courts Office, the Domestic Relations Office, and the Department of Probation Services Office. The term also includes any elevator and/or stairwell accessing a judicial facility.

Judicial Facilities—The term includes any courtroom, hearing room, or judicial chambers used by the Court, including Magisterial District Courts, to conduct trials, hearings, or any other court related business including rooms made available to interview witnesses including the environs of such a room.

Recording, Broadcasting, or Electronic Equipment—The terms recording, broadcasting, or electronic equipment include but are not limited to cell phones, laptops, electronic tablets, cameras, tape recorders, video recorders, and electronic devices of any type capable of photographing, recording, broadcasting, or digitally preserving information.

C. Exceptions. The prohibitions set forth in this rule shall not apply to the following:

1. Attorney Exception—Licensed attorneys conducting business related to the representation of a client provided the device is in the “silent” or “vibrate only” mode when the attorney is in a courtroom or hearing room unless the device is being actively utilized in a proceeding which the attorney is appearing. The exceptions set forth in this section do not authorize the use or operation of an electronic device to capture, record, transmit,

or broadcast a photograph, video, motion picture, or audio of a proceeding or person within a judicial facility or its environs.

2. Court Administration Exception—The use of advanced communication technology by Court Administration, an official court reporter, or designee for purposes of recording/transcribing the official court record or conducting proceedings with offsite counsel, parties, or witnesses in furtherance of directives from the presiding Judge.

3. Emergency Responder Exception—Emergency medical, fire, law enforcement, or other personnel responding to an emergency call within a judicial facility.

4. Employee/Independent Contractor Exception—Employees or independent contractors of the Adams County Court of Common Pleas or Adams County who clearly display an identification badge issued by the County of Adams or is otherwise pre-approved by the Security Director while the employee is acting as an employee/contractor on court/county business provided the device shall have the power switch “off” when the employee enters a courtroom or hearing room unless the courtroom is closed for repairs.

5. Evidence/Equipment Exception—Devices used for the purpose of presenting evidence, or a device which is actual evidence, in any court proceeding actually being conducted at the time of use of the device with the permission of the presiding Judge.

6. Law Enforcement Exception—Law enforcement officers providing proper identification and are on business related to a matter pending before the court and/or meeting with the Office of District Attorney provided the device shall have the power switch “off” while the law enforcement officer is in a courtroom or hearing room. This rule is also inapplicable to County Security Officers acting within the scope of their authority.

7. Magisterial District Court Exception—In a criminal judicial proceeding before a Magisterial District Judge, the Magisterial District Judge, upon request, shall permit the attorney for the Commonwealth, the affiant, or the defendant to record oral communications made during a judicial proceeding as an aid to the preparation of the written record for subsequent use in a case. Such recording shall not be publicly played or disseminated in any manner unless in a subsequent court proceeding for the litigation in which the recording was made. This exception is limited to the recordation of oral testimony and does not accept or permit the use or operation of an electronic device to capture, record, transmit, or broadcast a photograph, video, motion picture, or audio of a proceeding.

8. Office Exception—The provisions of this rule may be waived by an elected official or department director within the confines of their office space provided the device shall have the power switch “off” when leaving the office and reentering other environs of the judicial facility.

9. Special Permission Exception—The President Judge may, upon request, make exception to the prohibitions contained in this rule under such circumstances and subject to such conditions as the President Judge may prescribe. The presiding Judge in an active court proceeding is authorized

to grant exception to this rule to any party as the interests of justice require. The permission shall be limited to the proceeding being conducted and for the sole purpose of allowing the party access to information from an electronic device. The permission shall not authorize the capturing, recording, or broadcasting of a photograph, video, or audio of the proceeding nor shall extend beyond the confines of the courtroom in which the proceeding is being conducted unless the proceeding is a ceremonial proceeding in which the presiding Judge has expressly authorized such actions.

**10. Special Proceedings Exception**—At the discretion of the presiding Judge, photographing, video or audio recordings, televising, or broadcasting any special proceeding such as a marriage, naturalization, or adoption in a courtroom and subject to directives from the presiding Judge.

**11. Statutory Exception**—The prohibitions in this rule shall not apply in instances where Pennsylvania statutory law permits the recording of executive or legislative branch proceedings conducted in offices or conference rooms other than courtrooms. Where such exception applies, the electronic device shall only be activated upon entry into the room in which the proceeding is occurring and shall be deactivated and have the power switch “off” before reentry into the other environs of a judicial facility.

#### **D. Penalties.**

**1. Any violation of this rule may result in a finding of contempt and imposition of any other sanction authorized by law. Additionally, a violation of 18 Pa.C.S.A. § 5103.1 will result in criminal prosecution. The prohibitions set forth in this rule are in addition to all federal, state, and county laws and policies and any rule adopted by the Supreme Court including procedural rules.**

**2. Any person who violates this rule shall immediately surrender the electronic device to the Adams County Security Department, the Adams County Sheriff’s Department, or Court designee for the remainder of their visit. Additionally, the Security Department and/or the Sheriff’s Department is authorized to seize from any person any electronic equipment or device used in violation of this rule as necessary for the preservation of evidence in a subsequent contempt/criminal proceeding.**

**E. The exceptions set forth in this section do not authorize the use or operation of an electronic device to capture, record, transmit, or broadcast a photograph, video, motion picture, or audio of a proceeding or person within a judicial facility or its environs. The exceptions set forth in this section do not shield a person from prosecution under 18 Pa.C.S.A. § 5103.1 for actions in violation of the statutory provision unless authorized by the presiding Judge.**

This rule shall become effective after all the provisions of the Pennsylvania Rules of Judicial Administration 103 are met, to include the following:

a. Two (2) certified copies of this Order together with a computer diskette that complies with the requirement of 1 Pa. Code § 13.11(b), or other compliant format, containing the text of the local rule(s) adopted hereby shall be distributed to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

b. One copy of this Order shall be forwarded to the Administrative Office of the Pennsylvania Courts via e-mail to adminrules@pacourts.us;

c. A copy of the proposed local rule(s) shall be published on the 51st Judicial District website;

d. This Order shall be filed in the Office of the Prothonotary of Adams County and a copy thereof shall be filed with the Adams County Clerk of Courts and the Adams County Law Library for inspection and copying;

e. The effective date of the local rule(s) shall be 30 days after publication in the *Pennsylvania Bulletin*.

*By the Court*

MICHAEL A. GEORGE,  
*President Judge*

[Pa.B. Doc. No. 21-1794. Filed for public inspection October 29, 2021, 9:00 a.m.]

## **Title 255—LOCAL COURT RULES**

### **WASHINGTON COUNTY**

#### **Adoption of Local Rules of Juvenile Procedure L-120 and L-1120; No. 2021-1**

#### **Administrative Order**

*And Now*, this 15th day of October, 2021, it is hereby *Ordered, Adjudged, and Decreed* that Washington County Local Rules of Juvenile Procedure L-120 and 1120 (following) are hereby adopted, effective thirty (30) days after publication of this *Order* in the *Pennsylvania Bulletin*.

This *Order* shall be processed in accordance with Pa.R.J.A. 103(d). The District Court Administrator is directed to:

1. Distribute copies of the adopted local rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;

2. File one (1) copy with the Administrative Office of Pennsylvania Courts;

3. Publish the local rules on the Court’s website within thirty (30) days of the effective date; and

4. Cause a copy hereof to be published in the *Washington County Reports* once a week for two successive weeks at the expense of the County of Washington.

*By the Court*

JOHN F. DiSALLE,  
*President Judge*

*Washington County—Rules of Juvenile Procedure—Delinquency*

#### **Rule L-120. Definitions. Clerk of Courts.**

The Juvenile Probation Office is designated as the Clerk of Courts for juvenile delinquency matters. The Juvenile Probation Office shall have the responsibility and function to maintain the official court record and docket as set forth in Pennsylvania Rule of Juvenile Procedure 166. The Chief Juvenile Probation Officer shall have the authority to certify records of, and affix the seal of, the Court of Common Pleas of Washington County where the same may be required.

*Washington County—Rules of Juvenile Procedure—  
Dependency*

**Rule L-1120. Definitions. Clerk of Courts.**

The Juvenile Probation Office is designated as the Clerk of Courts for juvenile dependency matters. The Juvenile Probation Office shall have the responsibility and function to maintain the official court record and docket as set forth in Pennsylvania Rule of Juvenile Procedure 1166. The Chief Juvenile Probation Officer shall have the authority to certify records of, and affix the seal of, the Court of Common Pleas of Washington County where the same may be required.

[Pa.B. Doc. No. 21-1795. Filed for public inspection October 29, 2021, 9:00 a.m.]

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**DISCIPLINARY BOARD OF  
THE SUPREME COURT**

**Notice of Disbarment**

Notice is hereby given that Adam Luke Brent, (# 90834), having been disbarred in New Jersey, the Supreme Court of Pennsylvania issued an Order on October 14, 2021, disbaring Adam Luke Brent, from the Bar of this Commonwealth, effective November 13, 2021.

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

MARCEE D. SLOAN,  
*Board Prothonotary*

[Pa.B. Doc. No. 21-1796. Filed for public inspection October 29, 2021, 9:00 a.m.]

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**DISCIPLINARY BOARD OF  
THE SUPREME COURT**

**Notice of Disbarment**

Notice is hereby given that Gerald Hecht, (# 33999), having been disbarred on consent in Connecticut, the Supreme Court of Pennsylvania issued an Order October 14, 2021, disbaring Gerald Hecht, from the Bar of this Commonwealth, effective November 13, 2021.

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

MARCEE D. SLOAN,  
*Board Prothonotary*

[Pa.B. Doc. No. 21-1797. Filed for public inspection October 29, 2021, 9:00 a.m.]

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# PROPOSED RULEMAKING

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

[ 25 PA. CODE CHAPTER 250 ]

### Calculation of Soil Lead Medium-Specific Concentrations; Advance Notice of Proposed Rulemaking

The Department of Environmental Protection (Department) is soliciting information for the development of proposed amendments to Chapter 250 (relating to administration of Land Recycling Program) regarding the calculation of medium-specific concentrations (MSCs) in response to public comments on the previous Chapter 250 proposed rulemaking which proposed changes to the models used to calculate the soil lead MSCs. See 50 Pa.B. 1011 (February 15, 2020). After further consideration, the Department, in the final-form rulemaking, rescinded the proposed lead modeling amendments and decided to address this issue in a subsequent rulemaking. The Department, through this Advance Notice of Proposed Rulemaking (ANPR), is soliciting information necessary to prepare the proposed rulemaking.

The information received in response to this ANPR will be used to evaluate the updates to the model, potential changes to model input parameters and potential changes to the statistical tests used to demonstrate attainment of the Statewide health standard for lead in soil at Act 2 remediation sites.

#### A. Background and Purpose

During the public comment period for the previous proposed rulemaking, the Environmental Quality Board received numerous comments expressing concern with the proposed amendments to § 250.306(e) (relating to ingestion numeric values) which updated the models used to calculate the soil direct contact numeric values for lead. For the nonresidential numeric value calculation, the Society for Environmental Geochemistry and Health (SEGH) Task Force Approach to the Assessment of Lead in Soil was proposed to be replaced with United States Environmental Protection Agency's (EPA) Adult Lead Model (ALM). For the residential numeric value calculation, Uptake Biokinetic (UBK) Model for Lead (version 4.0) was proposed to be replaced with the EPA's Integrated Exposure Uptake Biokinetic (IEUBK) Model for Lead in Children from 2010 which has subsequently been updated in May 2021. Updates to the model input parameters Table 7 were also proposed.

Additionally, on September 17, 2020, the Cleanup Standards Scientific Advisory Board (CSSAB) provided a memo to the Department titled "Consideration for the Application of the IEUBK Model and ALM for the Development of Soil Direct Contact Values for Lead within the Act 2 Program." In this memo, the CSSAB discussed the models' use of average concentrations as input values and compared attainment outcomes for each of various datasets using three tests: 75% /10x, 95% UCL, and the average of the attainment sampling soil concentration. Based on this analysis, the CSSAB recommended the Department consider the use of the average lead concentration as an additional option for the attainment demonstration for sites with soil lead contamination. Persons wishing to use the two existing attainment

tests could still do so, consistent with what is currently provided for in the regulations implementing the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908) (Act 2).

#### B. Specific Information Requested by the Department

1. The Department is seeking scientific information regarding using the proposed updated models in calculating the residential and non-residential direct contact numeric soil values for lead. Scientifically supported reasoning in support or opposition to the use of these models should be provided including information relating to the financial and economic impacts of these updates.

2. The Department is seeking scientific information regarding the use of the most scientifically appropriate target blood lead level and other model input parameters for calculating the residential and nonresidential direct contact numeric soil values for lead. Information on the use of the models' default input parameters versus the use of other specific input parameters should be included.

3. The Department is seeking scientific information regarding the use of the average lead concentration as an additional option for the attainment demonstration of the Statewide health standard for sites with soil lead contamination. These models discuss the use of average concentrations as input values for site-specific evaluations. Information on the application of averages in the models as well as the use of averages to demonstrate attainment should be included.

#### C. How to Provide Information

Documents must be received by January 28, 2022. Written or electronic documents will be accepted. A subject heading must be included noting that the document is being submitted in response to the Advance Notice of Proposed Rulemaking for Proposed Changes to the Chapter 250 Soil Lead Models. A return name and address must be included in each letter or transmission.

Electronic documents may be submitted through eComment at <http://www.ahs.dep.pa.gov/eComment> or by e-mail to [RegComments@pa.gov](mailto:RegComments@pa.gov).

Written documents should be sent to the Department of Environmental Protection, Policy Office, 400 Market Street, P.O. Box 2063, Harrisburg, PA 17105-2063. Documents will not be accepted by facsimile or voice mail.

#### D. Contact Persons

For further information, contact Troy Conrad, Bureau of Environmental Cleanup and Brownfields, at [tcconrad@pa.gov](mailto:tcconrad@pa.gov) or (717) 783-9480. Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-1566 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

This ANPR is available on the Department's eComment web site at <http://www.ahs.dep.pa.gov/eComment>.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1798. Filed for public inspection October 29, 2021, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Acceptance of Rulemaking Petition for Study

On October 19, 2021, the Environmental Quality Board accepted a rulemaking petition for study under 25 Pa. Code Chapter 23 (relating to Environmental Quality Board policy for processing petitions—statement of policy). The petition, submitted by RES Coal, LLC, requests the amendment of 25 Pa. Code § 93.91 (relating to Drainage List L) to redesignate Saltlick Run in Clearfield County from High Quality Waters—Cold Water Fishes to Cold Water Fishes.

Under 25 Pa. Code § 93.4d(a) (relating to processing petitions, evaluations and assessments to change a designated use), the Department of Environmental Protection (Department) is required to publish a notice of intent to

assess candidate waters. The Department's assessment notice for this rulemaking petition will appear in a future issue of the *Pennsylvania Bulletin*.

The previously-referenced petition is available to the public by contacting the Environmental Quality Board, P.O. Box 8477, Harrisburg, PA 17105-8477, (717) 787-4526 and is accessible on the Department's web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Environmental Quality Board," then "2021 Meetings," then "Meeting Agendas/Minutes/Handouts; October 19, 2021: In-Person/WebEx Meeting").

PATRICK McDONNELL,  
*Chairperson*

[Pa.B. Doc. No. 21-1799. Filed for public inspection October 29, 2021, 9:00 a.m.]

# NOTICES

## DELAWARE RIVER BASIN COMMISSION

### Virtual Public Hearing and Virtual Public Business Meeting

The Delaware River Basin Commission (Commission) will hold a virtual public hearing on Wednesday, November 10, 2021. A virtual business meeting will be held the following month on Wednesday, December 8, 2021. Both the virtual public hearing and the virtual public business meeting are open to the public. Both meetings will be conducted remotely. Details about the remote platform and how to attend will be posted on the Commission's web site at [www.drbc.gov](http://www.drbc.gov), no later than October 29, 2021, for the virtual public hearing and no later than November 26, 2021, for the virtual business meeting.

**Public hearing.** The Commission will conduct the virtual public hearing remotely on November 10, 2021, beginning at 1:30 p.m. The hearing items will include draft dockets for withdrawals, discharges and other projects that could have a substantial effect on the basin's water resources. The list of draft dockets scheduled for hearing, including project descriptions, will be posted on the Commission's web site at [www.drbc.gov](http://www.drbc.gov), in a long form of this notice at least 10 days before the hearing date.

Written comments on matters scheduled for hearing on November 10, 2021, will be accepted through 5 p.m. on November 16, 2021.

The public is advised to check the Commission's web site periodically prior to the hearing date, as items scheduled for hearing may be postponed if additional time is needed to complete the Commission's review, and items may be added up to 10 days prior to the hearing date. In reviewing docket descriptions, the public is also asked to be aware that the details of projects may change during the Commission's review, which is ongoing.

**Public meeting.** The virtual public business meeting on December 8, 2021, will begin at 10:30 a.m. and will include: adoption of the minutes of the Commission's September 9, 2021, business meeting; announcement of upcoming meetings and events; a report on hydrologic conditions; reports by the Executive Director and the Commission's General Counsel; and consideration of any items for which a hearing has been completed or is not required.

After all scheduled business has been completed and as time allows, the virtual public business meeting will be followed by up to 1 hour of open public comment, an opportunity to address the Commission outside the context of a duly noticed, on-the-record public hearing, on any topic concerning management of the Delaware River Basin's water resources.

There will be no opportunity for additional public comment for the record at the December 8, 2021, virtual public business meeting on items for which a hearing was completed on November 10, 2021, or a previous date. Commission consideration on December 8, 2021, of items for which the public hearing is closed may result in approval of the item (by docket or resolution) as proposed, approval with changes, denial or deferral. When the Commissioners defer an action, they may announce an

additional period for written comment on the item, with or without an additional hearing date, or they may take additional time to consider the input they have already received without requesting further public input. Any deferred items will be considered for action at a public meeting of the Commission on a future date.

**Advance sign-up for oral comment.** Individuals who wish to comment on the record during the virtual public hearing on November 10, 2021, or to address the Commissioners informally during the open public comment portion of the meeting on December 8, 2021, are asked to sign up in advance through EventBrite. Links to EventBrite for the virtual public hearing and the virtual public business meeting will be available at [www.drbc.gov](http://www.drbc.gov) at least 10 days before the virtual public hearing. For assistance contact Patricia Hausler at [patricia.hausler@drbc.gov](mailto:patricia.hausler@drbc.gov).

**Submitting written comment.** Written comment on items scheduled for hearing may be made through the Commission's web-based comment system, a link to which is provided at [www.drbc.gov](http://www.drbc.gov). Use of the web-based system ensures that all submissions are captured in a single location and their receipt is acknowledged. Exceptions to the use of this system are available based on need, by writing to the attention of the Commission Secretary, Delaware River Basin Commission, P.O. Box 7360, 25 Cosey Road, West Trenton, NJ 08628-0360. For assistance in using the web-based comment system contact Patricia Hausler at [patricia.hausler@drbc.gov](mailto:patricia.hausler@drbc.gov).

**Accommodations for special needs.** Individuals in need of an accommodation as provided for in the Americans with Disabilities Act who wish to attend the virtual public business meeting or virtual public hearing should contact the Commission Secretary directly at (609) 883-9500, Ext. 203 or through the Telecommunications Relay Services (TRS) at 711, to discuss how the Commission can accommodate their needs.

**Additional information and contacts.** Additional public records relating to hearing items may be examined at the Commission's offices by appointment by contacting Denise McHugh at (609) 883-9500, Ext. 240. For other questions concerning hearing items contact David Kovach, Project Review Section Manager, at (609) 883-9500, Ext. 264.

PAMELA M. BUSH,  
Secretary

[Pa.B. Doc. No. 21-1800. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Referendum on Continuation of the Pennsylvania Wine Marketing and Research Program

I. The Pennsylvania Wine Marketing and Research Program was established under the provisions of the Agricultural Commodities Marketing Act. The Act requires that the Secretary of Agriculture call a referendum of affected producers every five years to determine whether or not a majority of those voting still desire the program. The program was last subjected to a review referendum conducted in 2016. It is now time for another review referendum to determine whether a majority of the wine producers desire the program to continue.



II. *Referendum Period:* The referendum period shall be from November 15, 2021 until 4 p.m. on November 29, 2021. Completed ballots shall be mailed or hand-delivered to the Pennsylvania Department of Agriculture, Bureau of Market Development, Room 310, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110-9408. Hand-delivered ballots must be received by 4 p.m. on November 29, 2021. Ballots that are mailed must be postmarked no later than November 29, 2021 and received no later than December 3, 2021.

III. *Notice of Referendum:* This referendum order and an official ballot shall be mailed no later than November 8, 2021, to all affected producers whose names appear on the list of Pennsylvania wine producers maintained in the Office of the Secretary of Agriculture. Additional copies of the same materials shall be made available at the Office of the Secretary of Agriculture.

IV. *Eligible Voters:* The rules governing the eligibility of a producer for voting are as follows: The record date for determination of whether a producer is eligible to vote is November 8, 2021. Names of affected eligible producers shall be taken from the commodity wine list of producers/sellers maintained in the Office of the Secretary of Agriculture. These names are supplied to the Secretary from the Pennsylvania Liquor Control Board. Voting producers must have a Limited Winery License. Producers who hold a Limited Winery License but do not produce wine in Pennsylvania are not eligible to vote.

V. *Counting of Ballots:* The ballots will be canvassed and counted by a Teller Committee appointed by the Secretary of Agriculture. The counting of the ballots will begin at 10 a.m., Wednesday, December 8, 2021 at the Pennsylvania Department of Agriculture, 2301 North Cameron Street, Harrisburg, Pennsylvania 17110. The Secretary will announce the results of the referendum within 30 days following the completion of the referendum period. The results will be published in the *Pennsylvania Bulletin* and the *Harrisburg Patriot-News*, and disseminated to the news media.

VI. *Reporting Irregularities:* Any irregularities or disputes concerning the referendum procedures must be reported in written form to the Secretary of Agriculture no later than seven (7) calendar days from the end of the referendum period.

VII. *Publication:* This referendum order shall be published in the *Pennsylvania Bulletin* and the *Harrisburg Patriot-News*.

VIII. *Effective Date:* The foregoing order shall be effective immediately.

RUSSELL C. REDDING,  
Secretary

[Pa.B. Doc. No. 21-1801. Filed for public inspection October 29, 2021, 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 October 19, 2021.

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

#### Section 112 Acquisitions

Date	Name and Location of Applicant	Action
10-14-2021	Driver Opportunity Partners I, LP (General Partner—Driver Management Company, LLC) New York New York County, NY	Filed
	Application for approval to solicit revocable proxies from more than 10% of the voting shares of common stock of Codorus Valley Bancorp, Inc., York, PA.	

#### Branch Applications

##### De Novo Branches

Date	Name and Location of Applicant	Location of Branch	Action
10-13-2021	The Dime Bank Honesdale Wayne County	300 Lackawanna Avenue Scranton Lackawanna County	Filed

## 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.

RICHARD VAGUE,  
Secretary

[Pa.B. Doc. No. 21-1802. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Applications, Actions and Special Notices

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#### APPLICATIONS

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### THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT

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

This notice provides information about persons who have applied to the Department of Environmental Protection (DEP) for a new, renewed, or amended NPDES or WQM permit, or a permit waiver for certain stormwater discharges, or have submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications and NOIs concern, but are not limited to, effluent discharges from sewage treatment facilities and industrial facilities to surface waters or groundwater; stormwater discharges associated with industrial activity (industrial stormwater), construction activity (construction stormwater), and municipal separate storm sewer systems (MS4s); the application of pesticides; the operation of Concentrated Animal Feeding Operations (CAFOs); and the construction of sewage, industrial waste, and manure storage, collection and treatment facilities. 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). More information on the types of NPDES and WQM permits that are available can be found on DEP's website (visit [www.dep.pa.gov](http://www.dep.pa.gov) and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

<i>Section</i>	<i>Category</i>
I	Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received
II	Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs
III	Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity

Section I identifies the following applications and NOIs that have been received by DEP:

- Individual and General WQM Permit Applications Received—DEP provides a 15-day public comment period for Individual WQM Permit Applications for new and reissued permits. There is no public comment period for General WQM Permit NOIs.
- General NPDES Permit NOIs Received—There is no public comment period for General NPDES NOIs received.
- All Transfer and Minor Amendment Applications/NOIs Received—Transfer and Minor Amendment Applications/NOIs received for Individual and General WQM Permits and Individual and General NPDES Permits are identified but do not have public comment periods. DEP provides a 15-day public comment period for Individual WQM Permit Applications for amendments.

Additional information on these applications and NOIs may be reviewed by generating the “Applications and NOIs without Comment Periods Report” or, for Individual WQM Permit Applications, the “Applications Received with Comment Periods Report” on DEP's website at [www.dep.pa.gov/CWPublicNotice](http://www.dep.pa.gov/CWPublicNotice).

Section II identifies individual NPDES permit applications received and draft permits issued by DEP relating to sewage, industrial waste, industrial stormwater, MS4s, pesticides and CAFOs. A 30-day public comment period applies to these applications, except when a site-specific water quality criterion is used to establish effluent limitations, in which case a 45-day public comment period applies. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information, including links to draft permits and fact sheets that explain the basis for DEP's tentative determinations may be reviewed by generating the “Applications Received with Comment Periods Report” on DEP's website at [www.dep.pa.gov/CWPublicNotice](http://www.dep.pa.gov/CWPublicNotice). Notification of 15-day extensions for comment will be provided in the “Applications Received with Comment Periods Report” (Comments column).

Section III provides notice of applications and draft individual permits for stormwater discharges associated with construction activities. Where indicated, DEP has made tentative determinations, based on preliminary review, to issue permits subject to proposed effluent limitations consisting of best management practices identified in the erosion and sediment control (E&S) plans and post-construction stormwater management (PCSM) plans submitted with the applications, as well as other terms and conditions based on the permit applications. A 30-day public comment period applies to these applications.

Applications and NOIs may be reviewed at the DEP office that received the application or NOI. Contact information for each DEP office for Sections I & II is listed as follows. Contact information for Section III is available within the table. Members of the public are encouraged to use DEP's website to obtain additional information as discussed previously.

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and 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 DEP of the exact basis of a comment and the relevant facts upon which it is based.

DEP office contact information to review applications and NOIs in Sections I & II and to submit comments for those application and NOIs, when applicable, is as follows:

*DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484.250.5910. Email: RA-EPNPDES\_SERO@pa.gov.*

*DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570.826.5472. Email: RA-EPNPDES\_NERO@pa.gov.*

*DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717.705.4732. Email: RA-EPNPDES\_SCRO@pa.gov.*

*DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570.327.3693. Email: RA-EPNPDES\_NCRO@pa.gov.*

*DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412.442.4286. Email: RA-EPNPDES\_SWRO@pa.gov.*

*DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814.332.6340. Email: RA-EPNPDES\_NWRO@pa.gov.*

*DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717.787.5017. Email: RA-EPNPDES\_Permits@pa.gov.*

DEP will also accept requests or petitions for public hearings on applications. The request or petition must indicate the interest of the party filing and the reasons why a hearing is warranted. A hearing will be held if the Department determines that there is a significant public interest. 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. DEP 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 Hamilton Relay Service at (800) 654-5984.

### **I. Individual and General WQM Permit Applications/NOIs Received, General NPDES Permit NOIs Received, and All Transfer and Minor Amendment Applications/NOIs Received.**

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
1521833	Joint DEP/PFBC Pesticides Permit	New	Deluca Homes 370 East Maple Avenue Suite 101 Langhorne, PA 19047	Wallace Township Chester County	SERO
0987448	Land Application and Reuse of Sewage Individual WQM Permit	Renewal	Blue Street Properties LLC 2324 Second Street Pike Newtown, PA 18940	Wrightstown Township Bucks County	SERO
2289403	Major Sewage Treatment Facility Individual WQM Permit	Amendment	Derry Township Municipal Authority Dauphin County 670 Clearwater Road Hershey, PA 17033-2453	Derry Township Dauphin County	SCRO
PA0036765	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Transfer	Comm Health Systems Professional Services Corp 746 Jefferson Avenue Scranton, PA 18510-1624	Tunkhannock Township Wyoming County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
NOEXNW217	No Exposure Certification	New	H&W Global Ind Inc. 414 Innovation Drive Blairsville, PA 15717-8096	Blairsville Borough Indiana County	NWRO
NOEXSE168	No Exposure Certification	Renewal	Northtec LLC 411 Sinclair Street Bristol, PA 19007-1525	Bristol Township Bucks County	SERO
NOEXSW195	No Exposure Certification	Renewal	Philips Respironics 1001 Murry Ridge Lane Murrysville, PA 15668-8517	Upper Burrell Township Westmoreland County	SWRO
NOEXSW215	No Exposure Certification	Renewal	GPS Metals Inc. 301 Wide Drive McKeesport, PA 15135-1019	Elizabeth Township Allegheny County	SWRO
PAR806202	PAG-03 NPDES General Permit for Industrial Stormwater	Transfer	Morton Salt Inc. 444 W Lake Street Chicago, IL 60606-0010	Pittsburgh City Allegheny County	SWRO
PAG041045	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Bethany & Sean Cunningham 5471 Old State Road Edinboro, PA 16412-1061	Washington Township Erie County	NWRO
PAG045150	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Transfer	Baggerly David 4481 Vetter Road Sayre, PA 18840-9483	Athens Township Bradford County	NCRO
2021417	Pump Stations WQM Individual Permit	New	PA DCNR P.O. Box 382 Linesville, PA 16424-0382	Pine Township Crawford County	NWRO
PA0233111	Single Residence STP Individual NPDES Permit	Transfer	Fink Ryan M 565 Kimble Hill Road Williamsport, PA 17701-8855	Loyalsock Township Lycoming County	NCRO
0803401	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Baggerly David 4481 Vetter Road Sayre, PA 18840-9483	Athens Township Bradford County	NCRO
1021415	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Mittica Dennis 110 Deer Run Drive Valencia, PA 16059-3308	Clinton Township Butler County	NWRO
3694411	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Pyle Bryan M 2447 River Road Bainbridge, PA 17502	Conoy Township Lancaster County	SCRO
4121401	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Fink Ryan M 565 Kimble Hill Road Williamsport, PA 17701-8855	Loyalsock Township Lycoming County	NCRO
4321413	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Smith Bryan L 32 Fassinger Lane Volant, PA 16156-1312	Springfield Township Mercer County	NWRO
WQG018810	WQG-01 WQM General Permit	Transfer	Bethany & Sean Cunningham 5471 Old State Road Edinboro, PA 16412-1061	Washington Township Erie County	NWRO

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**II. Individual NPDES Permits—New, Renewal, and Major Amendment Applications and Draft Permits for Discharges Relating to Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.**

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*Northeast Regional Office*

**PA0275867**, Storm Water, SIC Code 4953, **Advanced Disposal Services Hinkle Transfer Station, LLC**, 1725 Brookside Road, Macungie, PA 18062-8842. Facility Name: Hinkle Transfer Station. This existing facility is located in Lower Macungie Township, **Lehigh County**.

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

The receiving stream(s), Little Lehigh Creek (HQ-CWF, MF), is located in State Water Plan watershed 2-C and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD (stormwater).

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX
Cyanide, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Mercury, Total	XXX	XXX	XXX	XXX	Report	XXX
Selenium, Total	XXX	XXX	XXX	XXX	Report	XXX
Silver, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

**PA0276421**, Storm Water, SIC Code 2813, **Messer LLC**, 200 Somerset Corporate Drive, Bridgewater, NJ 08807. Facility Name: Messer Cylinder Filling Plant (Pocono Mountain Corp Center). This proposed facility is located in Coolbaugh Township, **Monroe County**.

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

The receiving stream(s), Clear Run (HQ-CWF, MF) and Red Run (HQ-CWF, MF), is located in State Water Plan watershed 2-A and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfalls 001—003, 004 are based on a design flow of 0 MGD.—Limits.

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

The proposed effluent limits for Outfalls 005 and 006 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	XXX	120.0
Total Suspended Solids	XXX	XXX	XXX	XXX	XXX	100.0

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum Daily</i>	
Oil and Grease	XXX	XXX	XXX	XXX	XXX	30.0
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	XXX	Report
Total Phosphorus	XXX	XXX	XXX	XXX	XXX	Report
Aluminum, Total	XXX	XXX	XXX	XXX	XXX	Report
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Lead, Total	XXX	XXX	XXX	XXX	XXX	Report
Zinc, Total	XXX	XXX	XXX	XXX	XXX	Report

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges; Best Management Practices (BMPs); Routine inspections; PPC Plan; Stormwater monitoring requirements; Necessary property rights; Residuals management

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is not in effect.

**PA0276430**, Storm Water, SIC Code 5015, **Deerfoot Auto Parts, Inc.**, 6600 Sullivan Trail, Wind Gap, PA 18091-9798. Facility Name: Deerfoot Auto Parts, Inc. This proposed facility is located in Wind Gap Borough, **Northampton County**.

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

The receiving stream(s), Unnamed Tributary to Little Bushkill Creek, is located in State Water Plan watershed 1-F and is classified for, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 MGD (Stormwater).

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 002 are based on a design flow of 0 MGD (Stormwater).

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

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

- Stormwater Outfalls and Authorized Non-Stormwater Discharges
- Best Management Practices (BMPs)
- Routine Inspections
- Preparedness, Prevention and Contingency (PPC) Plan
- Stormwater Monitoring Requirements

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

**PA0060895**, Sewage, SIC Code 4952, **Pocono Mountain Ind, Inc.**, 701 Main Street, Suite 407, Stroudsburg, PA 18360. Facility Name: Pocono Mountains Corporate Center East WWTP. This existing facility is located in Coolbaugh Township, **Monroe County**.

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

The receiving stream(s), Red Run (HQ-CWF, MF), is located in State Water Plan watershed 2-A and is classified for High Quality—Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0144 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

The proposed effluent limits for Outfall 001 are based on a design flow of .0144 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Instantaneous Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	0.02
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	Report	Report	XXX	15.0	30.0	30.0
Total Suspended Solids	Report	Report	XXX	30.0	60.0	60.0
Total Dissolved Solids	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
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	Geo Mean XXX	XXX	XXX
Nitrate-Nitrite as N	Report	Report	XXX	Report	Report	XXX
Total Nitrogen	Report	Report	XXX	Report	Report	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	Report	XXX	9.0	18.0	18.0
May 1 - Oct 31	Report	Report	XXX	3.0	6.0	6.0
Total Kjeldahl Nitrogen	Report	Report	XXX	Report	Report	XXX
Total Phosphorus	Report	Report	XXX	0.50	1.00	1.00

The proposed effluent limits for Internal Monitor Point/Outfall 101 are based on a design flow of NA MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> ) Raw Sewage Influent	Report	Report	XXX	Report	Report	XXX

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

- Stormwater prohibition; Necessary property rights; Residuals management; Planning: Chlorine minimization; Dry Stream discharge; Solids management.

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

**PA0063321**, Sewage, SIC Code 4952, **Ararat Township**, 1765 Ararat Road, Thompson, PA 18465. Facility Name: Fiddle Lake WWTP. This existing facility is located in Herrick Township, **Susquehanna 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, Fiddle Lake Creek (CWF/MF), is located in State Water Plan watershed 5-A and is classified for Cold Water and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.035 MGD.

(From Permit Effective Date to Permit Expiration Date)

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instant. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	40.0	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	45.0	60.0
Fecal Coliform (No./100 mL)	XXX	XXX	XXX	200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean XXX	XXX	Report XXX
E. Coli (No./100 mL)	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Aluminum, Total	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Iron, Total	XXX	XXX	XXX	Report	XXX	XXX
Manganese, Total	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Influent	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	XXX	XXX
Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.035 MGD.

(From Permit Effective Date to One Year After Permit Effective Date)

<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>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	1.2	XXX	2.8

The proposed effluent limits for Outfall 001 are based on a design flow of 0.035 MGD.

(From Permit Effective Date to Four Years After Permit Effective Date)

<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>	
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.035 MGD.

(From One Year After Permit Effective Date to Four Years After Permit Effective Date)

<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>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6

The proposed effluent limits for Outfall 001 are based on a design flow of 0.035 MGD.

(From Four Years After Permit Effective Date to Permit Expiration Date)

<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>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.13	XXX	0.42
Ammonia-Nitrogen	XXX	XXX	XXX	3.45	XXX	6.9
May 1 - Oct 31	XXX	XXX	XXX	10.35	XXX	20.7
Nov 1 - Apr 30	XXX	XXX	XXX			

Sludge use and disposal description and location(s): As per the September 2020 Sewage Sludge/Biosolids Production and Disposal form, 20,000 total gallons of liquid sludge was hauled off site by Hallstead Sanitary.



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

- Solids Management
- Effluent Limits Compliance Schedule
- Requirements for Total Residual Chlorine (TRC)

You may make an appointment to review the DEP files on this case by calling the File Review Coordinator at 570-826-5472.

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0252701**, Industrial, SIC Code 4922, **Eastern Gas Transmission & Storage, Inc.**, 925 White Oaks Boulevard, Bridgeport, WV 26330-6919. Facility Name: South Bend Compressor Station. This existing facility is located in South Bend Township, **Armstrong 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), Crooked Creek, is located in State Water Plan watershed 17-E 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 0.001 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0 Inst Min	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	XXX	35.0	XXX	70.0
Iron, Dissolved	XXX	XXX	XXX	XXX	XXX	7.0
Iron, Total	XXX	XXX	XXX	XXX	XXX	Report
Manganese, Total	XXX	XXX	XXX	XXX	XXX	Report

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

- Preparedness, Prevention and Contingency (PPC) Plan

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

The EPA Waiver is in effect.

**PA0025461**, Sewage, SIC Code 4952, **Vernon Township Sanitary Authority**, 16678 McMath Avenue, Meadville, PA 16335-6568. Facility Name: South Watson Run STP. This existing facility is located at 9868 South Watson Run Road, Meadville, PA 16335, located in Vernon Township, **Crawford 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), Watson Run (WWF), is located in State Water Plan watershed 16-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .27 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Weekly Average</i>	<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Daily Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Daily Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.3	XXX	1.3
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	34.0	45.0	20.0	15.0	XXX	30
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report	Report	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report	Report	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	68.0	101.0	45.0	30.0	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	200	XXX	1,000

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Weekly Average</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	5.5	XXX	XXX	2.5	XXX	5.0
May 1 - Oct 31						
Nov 1 - Apr 30	16.5	XXX	XXX	7.5	XXX	15.0
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is in effect.

**PA0033871**, Sewage, SIC Code 6515, **Frank T Perano**, P.O. Box 677, Morgantown, PA 19543-0677. Facility Name: Northview Estates MHP. This existing facility is located in White Township, **Indiana 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 McKee Run (CWF), is located in State Water Plan watershed 17-E 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 .0575 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Daily Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	Daily Min XXX	0.38	XXX	1.25
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen				Geo Mean		
Nov 1 - Apr 30	XXX	XXX	XXX	25.0	XXX	50.0
May 1 - Oct 31	XXX	XXX	XXX	25.0	XXX	50.0

The proposed effluent limits for Outfall 001 are based on a design flow of .0575 MGD.—Limits.

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

The proposed effluent limits for Outfall 001 are based on a design flow of .0575 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

The EPA Waiver is in effect.

**PA0263672**, Sewage, SIC Code 5812, **Jacquelyn D. & Ty A. Sornberger**, 7321 West Lake Road, Fairview, PA 16415-1459. Facility Name: Avonia Tavern STP. This existing facility is located in Fairview Township, **Erie 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, an Unnamed Tributary to the Trout Run (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.00135 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 3.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
Biochemical Oxygen Demand (BOD <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		
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
Total Phosphorus	XXX	XXX	XXX	1.0	XXX	XXX

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

The EPA Waiver is in effect.

**PA0264601**, Sewage, SIC Code 4952, 8800, **Benjamin R Miller**, 9660 Old Route 99, McKean, PA 16426-1724. Facility Name: Benjamin R Miller SRSTP. This existing facility is located in McKean Township, **Erie 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 is Lamson Run, located in State Water Plan watershed 15-A and is classified for Cold Water and Migratory Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	Inst Min 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

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

The EPA Waiver is in effect.

**PA0264733**, Sewage, SIC Code 8800, **Shirley Foster**, 2558 W Washington Street, Bradford, PA 16701-2417. Facility Name: Shirley Foster SRSTP. This existing facility is located in Corydon Township, **McKean 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), Willow Creek (HQ-CWF), is located in State Water Plan watershed 16-B 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 .0004 MGD.—Limits.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
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

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

The EPA Waiver is in effect.

**PA0264831**, Sewage, SIC Code 4952, 8800, **Benjamin Hornberger**, 133 Ridge Drive, Karns City, PA 16041-1721. Facility Name: Benjamin Hornberger SRSTP. This existing facility is located in Fairview Township, **Butler 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 is an unnamed tributary to Sugar Creek, located in State Water Plan watershed 17-C and classified for Warm Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <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

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

The EPA Waiver is in effect.

**PA0272795**, Sewage, SIC Code 6515, **Matthew R. Hinkle**, 5137 Clayton Circle, New Castle, PA 16101. Facility Name: Majors MHP. This existing facility is located in Slippery Rock Township, **Lawrence 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, an Unnamed Tributary to the Brush 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 0.00735 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC) Interim	XXX	XXX	XXX	0.5	XXX	1.6
Final	XXX	XXX	XXX	0.26	XXX	0.86
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX Report	XXX	Report
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	25.0	XXX	50.0
May 1 - Oct 31	XXX	XXX	XXX	16.6	XXX	33.2
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

- Solids Management
- Requirements for Total Residual Chlorine (TRC)

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

The EPA Waiver is in effect.

**PA0273155**, Sewage, SIC Code 4952, 8800: **Mark Zaffino**, 471 Thompson Hill Road, Russell, PA 16345-2443. Facility Name: Mark Zaffino SRSTP. This existing facility is located in Farmington Township, **Warren 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 is an Unnamed Tributary to Rhine Run, located in State Water Plan watershed 16-B and is classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	XXX
Biochemical Oxygen Demand (BOD <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

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

The EPA Waiver is in effect.

**PA0289884**, Sewage, SIC Code 8800, **Harry Belisky**, 10917 Westview Avenue, Meadville, PA 16335-4751. Facility Name: Harry Belisky SRSTP. This proposed facility is located in Summerhill Township, **Crawford County**.

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

The receiving stream(s), Unnamed Tributary of Conneaut Creek (CWF, MF), is located in State Water Plan watershed 15-A and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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

The EPA Waiver is in effect.

**PA0289931**, Sewage, SIC Code 8800, **John & Karen Dolak**, 9740 Edinboro Road, McKean, PA 16426-1914. Facility Name: John & Karen Dolak SRSTP. This proposed facility is located in McKean Township, **Erie County**.

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

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

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

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

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

The EPA Waiver is in effect.

**PA0289949**, Sewage, SIC Code 4952, **Layne Giering**, 697 McClain-Watson Road, Shippenville, PA 16254. Facility Name: Layne Giering SFTF. This proposed facility is located in Farmington Township, **Clarion County**.

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

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

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	20.0	XXX	40.0
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 814-332-6078.

The EPA Waiver is in effect.

**PA0289957**, Sewage, SIC Code 8800, **Susan Halke**, 4967 Garrett Drive, North Ridgeville, OH 44039-2011. Facility Name: Susan Halke SRSTP. This proposed facility is located in Jenks Township, **Forest County**.

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

The receiving stream(s), Unnamed Tributary to West Branch Millstone Creek (HQ-CWF), is located in State Water Plan watershed 17B 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 .0004 MGD.—Limits.

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

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

The EPA Waiver is in effect.

**PA0290017**, Sewage, SIC Code 4952, 8800, **Dennis Mittica**, 110 Deer Run Drive, Valencia, PA 16059-3308. Facility Name: Dennis Mittica SRSTP. This proposed facility is located in Clinton Township, **Butler County**.

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

The receiving stream is and unnamed tributary to Rocky Run, is located in State Water Plan watershed 18-A and 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 0.0005 MGD.

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

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

The EPA Waiver is in effect.

*Southcentral Regional Office*

**PA0082457**, Industrial, SIC Code 4911, **Alexandria Borough Water Authority Huntingdon County**, P.O. Box 336, Alexandria, PA 16611-0336. Facility Name: Alexandria Borough Water System. This existing facility is located in Porter Township, **Huntingdon County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of 0.008 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.0
Total Suspended Solids	Report	Report	XXX	30	60	75

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

- Chlorine minimization
- Chemical additives
- Solids and sludges handling and disposal

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

The EPA Waiver is in effect.

**PA0024961**, Sewage, SIC Code 4952, **Oley Township Municipal Authority Berks County**, 1 Rose Virginia Road, Oley, PA 19547-8605. Facility Name: Oley Township STP. This existing facility is located in Oley 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), Manatawny Creek (CWF), is located in State Water Plan watershed 3-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 0.4 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
CBOD <sub>5</sub>	83.0	133.0	XXX	25.0	40.0	50.0
Total Suspended Solids	100.0	Wkly Avg 150.0	XXX	30.0	45.0	60.0
BOD <sub>5</sub> Effluent Net	Report	Wkly Avg XXX	XXX	Report	XXX	XXX
Total Suspended Solids Effluent Net	Report	XXX	XXX	Report	XXX	XXX
Total Dissolved Solids	Report Avg Qrtly	XXX	XXX	Report Avg Qrtly	XXX	XXX
Fecal Coliform (No./100 ml) 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
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ammonia-Nitrogen	67.0	XXX	XXX	20.0	XXX	40.0
Total Phosphorus	6.7	XXX	XXX	2.0	XXX	4.0
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX

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

- Restrictions for accepting hauled-in waste,
- Condition to meet any additional requirements of the Delaware River Basin Commission.

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.

**PA0044598**, Sewage, SIC Code 4581, **Susquehanna Area Region Airport Authority**, 1 Terminal Drive, Suite 300, Middletown, PA 17057-5048. Facility Name: Harrisburg International Airport. This existing facility is located in Lower Swatara Township, **Dauphin 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 Susquehanna River (WWF, MF), is located in State Water Plan watershed 7-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 .35 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	73.0	117	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	88.0	131	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	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
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ultraviolet light transmittance (%)	XXX	XXX	Report	XXX	XXX	XXX



<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily 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>	
Nitrate-Nitrite as N (Total Load, lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Nitrogen Total Nitrogen (Total Load, lbs) Effluent Net	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Phosphorus Total Phosphorus (Total Load, lbs) (lbs)	6.0 Report Total Mo	XXX XXX	XXX XXX	2.0 XXX	XXX XXX	4 XXX
Total Phosphorus (Total Load, lbs) Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) Effluent Net	XXX	7,306 Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) Effluent Net	XXX	974 Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

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

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

- Stormwater prohibition, Approval contingencies, Solids management, Restriction on receipt of hauled in waste under certain conditions, and requirement for pretreatment program development and implementation.

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.

**PA0085880**, Sewage, SIC Code 6514, **Ross & Justine Neely**, 127 Lee Spring Road, Blandon, PA 19510-9736. Facility Name: Neely Residence. This proposed facility is located in Ruscombmanor Township, **Berks County**.

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

The receiving stream(s), Unnamed Tributary to Willow Creek (CWF), is located in State Water Plan watershed 3-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0005 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Semi-Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	XXX	Report	XXX	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Semi-Annual Average	Maximum	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	Report
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	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

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

- Periodic pumping of septic tanks
- Annual Maintenance Reports

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

The EPA Waiver is in effect.

*Southwest Regional Office*

**PA0253367**, Sewage, SIC Code 7032, **Christian Youth Crusade**, 293 Rich Road, Somerset, PA 15501-9668. Facility Name: Teen Quest Ranch STP. This existing facility is located in Milford Township, **Somerset 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 Middle Creek (TSF), is located in State Water Plan watershed 19-F 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 .01 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	0.01	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
Total Residual Chlorine (TRC)	XXX	XXX	Inst Min XXX	0.011	XXX	0.036
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Nov 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Oct 31	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	3.0	XXX	6.0
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	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.

**PA0254169**, Sewage, SIC Code 1241, **Consol PA Coal Co. LLC**, 1000 Consol Energy Drive, Canonsburg, PA 15317-6506. Facility Name: Enlow Fork Mine. This existing facility is located in East Finley Township, **Washington 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 Templeton Fork (TSF), is located in State Water Plan watershed 20-E 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 .05 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6

The proposed effluent limits for Outfall 001 are based on a design flow of .05 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.06	XXX	0.2

The proposed effluent limits for Outfall 001 are based on a design flow of .05 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	0.024	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	XXX	25	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	3.0	XXX	6.0
Nov 1 - Apr 30				2.0		
May 1 - Oct 31	XXX	XXX	XXX	XXX	XXX	4.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
					Daily Max	

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

The EPA Waiver is in effect.

**III. Individual NPDES Permit Applications for Discharges of Stormwater Associated with Construction Activity.**

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD400045	New	Bluecup Ventures Hazleton, LLC Jeff Randolph 20 Cedar Woods Lane Fairfield, CT 06825	Hazle Township Kline Township Banks Township Luzerne County Schuylkill County Carbon County	NERO
PAD400051	New	Hazleton Logistics, LLC (A DE Entity) Justin Bridges 4301 Indian Creek Parkway Overland Park, KS 66207	Hazle Township Luzerne County	NERO

**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. Com-

ments 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 Hamilton 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).

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

**Permit No. 3721501**, Public Water Supply.

Applicant	<b>Pennsylvania American Water Company</b>
Township	Jackson Township
County	<b>Butler</b>
Responsible Official	Bruce Aiton 852 Wesley Drive Mechanicsburg, PA 17055
Type of Facility	Booster Pump Station
Consulting Engineer	Garret J. Hargenrader, P.E. Gwin, Dobson, and Foreman, Inc. 3121 Fairway Drive Altoona, PA 16602-4496
Application Received Date	October 12, 2021
Description of Action	Install a new booster pump station near the SR-68 and I-79 interchange.

**Permit No. 3321502**, Public Water Supply.

Applicant	<b>Falls Creek Borough Municipal Authority</b>
Municipality	City of Sharon
County	<b>Mercer</b>
Responsible Official	Cindy Fritz 117 Taylor Avenue Falls Creek, PA 15840
Type of Facility	Chlorine Booster Pump Station
Consulting Engineer	David Cunningham, P.E. Keller Engineers, Inc. 420 Allegheny Street Hollidaysburg, PA 16648
Application Received Date	October 11, 2021

Description of Action	Addition of Chlorine boosting system at the existing Red Mill Water Booster Station for the existing Red Mill water distribution system.
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### WATER ALLOCATIONS

#### Applications received under the Act of June 24, 1939 (P.L. 842, No. 365) (35 P.S. §§ 631—641) relating to the Acquisition of Rights to Divert Waters of the Commonwealth.

*Southeast Region: Safe Drinking Water Program, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5887.*

Contact: Kimberleigh Rivers.

**WA-09-949D, Water Allocations. Warrington Township**, 1275 Almshouse Road, Warrington, PA 18976-1209, Warrington Township, **Bucks County**. Granting to right for Rail Avenue interconnect permitted to take up to 31,000 GPD on a 30-day average basis.

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

**WA32-1000A, Water Allocations. Indiana County Municipal Services Authority**, 602 Kolter Drive, Indiana, PA 15701, Washington Township, **Indiana County**. Water Allocation Permit application requesting the right to withdraw 0.932 MGD from Crooked Creek.

### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

#### UNDER ACT 2, 1995 PREAMBLE 1

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

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

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

For further information concerning the content of a NOI to Remediate, please contact the Environmental Cleanup Program Manager in the Department of Environmental Protection Regional Office under which the notice appears. If information concerning this acknowledgment is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone the Department through the Pennsylvania Hamilton 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 & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5787, Charline Bass.*

**205-207. Garfield Avenue**, 205-207 Garfield Avenue, West Chester, PA 19380, West Goshen Township, **Chester County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, Suite D-1, West Chester, PA 19382 on behalf of Rick Mammucari, A&A Enterprise LLC, 2801 Centerville Road, Wilmington, DE 19808 submitted a Notice of Intent to Remediate. Soil at the site has been found to be impacted by chlorinated volatile organic compounds. The current and intended future use of the site is nonresidential. The proposed cleanup standard for the site is the Site-Specific Standard. The Notice of Intent to Remediate was published in the *Daily Local News* on September 4, 2021.

**National Sports and Events Center (NSEC)**, 115 West Lincoln Avenue, Route 82 and Lincoln Avenue, Coatesville, PA 19320, Coatesville Borough and Valley Township, **Chester County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, Suite D-1, West Chester, PA 19382 on behalf of Crosby Wood, IDG Development LLC, 353 East Lincoln Highway, Coatesville, PA 19320 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with volatile organic compounds, semi-volatile organic compounds and metals in soil. The final plans for the property have not been completed. At present, the proposed future use of property is a mixed-use sports area and events center, hotel, office and retail space, dining, and outdoor meeting space. The proposed cleanup standard for the site is site-specific standard/Statewide health standard. The Notice of Intent to Remediate was published in the *Daily Local News* on September 4, 2021.

## RESIDUAL WASTE GENERAL PERMITS

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

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**General Permit Application No. WMGR070NE001. Wilkes-Barre Materials, LLC**, 500 Chase Road, Shavertown, PA 18708. A permit renewal application for continued coverage under General Permit WMGR070 for the beneficial use of baghouse fines from air pollution devices generated by hot mix asphalt plants for use as construction material as levee core impermeable fill and pipe bedding. Permit coverage is for the Wilkes-Barre Materials—315 Quarry located in Plains Township, **Luzerne County**. The application was received on September 13, 2021, supplemental information was received on October 12, 2021, and the application was deemed administratively complete by the Regional Office on October 14, 2021.

Comments concerning the application should be directed to Roger Bellas, Environmental Program Manager, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton 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.

## DETERMINATION FOR APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

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

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**General Permit Application No. WMGM036NC003. Denali Water Solutions, LLC**, 471 Piedmont Road, Somerset, PA 15501, Karthaus Township, **Clearfield County**. Application proposing processing of sewage sludge with alkaline material to produce lime stabilized biosolids. The biosolids will be land applied to aid in surface mine reclamation at the Pottersdale Mine. The application for determination of applicability was received by Northcentral Regional Office on September 24, 2021.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, 570-327-3752 or email RA-NC-WM-Comments@pa.gov. TDD users may contact the Department through the Pennsylvania Hamilton 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.

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

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

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**General Permit Application No. WMGR055NC003. Mas Wayne RNG LLC**, 3340 Peachtree Road NE, Suite 170, Atlanta, GA 30326, Wayne Township, **Clinton County**. Permit Application proposing to install and operate a facility for the processing and beneficial use of landfill gas generated at the Wayne Township Landfill. The application for determination of applicability was received by the Northcentral Regional Office on September 27, 2021.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, 570-327-3752 or email RA-NC-WM-Comments@pa.gov. TDD users may contact the Department through the Pennsylvania Hamilton 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. WMGR123NC042. Beech Resources LLC**, 343 Pine Street, Suite 1, Williamsport, PA 17701, Lycoming Township, **Lycoming County**. Permit Application proposing the construction of an aboveground storage structure to store and reuse liquids from Oil and Gas waste in Lycoming Township for future operations. The application for determination of applicability was received by the Northcentral Regional Office on September 24, 2021.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, 570-327-3752 or email RA-NC-WM-Comments@pa.gov. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

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

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

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**Permit Application No. 101201. Northern Tier Solid Waste Authority**, P.O. Box 10, Burlington, PA 16814, Hamilton Township, **Tioga County**. Application is for the renewal of the Solid Waste Permit for the Tioga County Landfill # 1. The application was received by the Northcentral Regional Office on September 24, 2021.

Comments concerning the application should be directed to Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Persons interested in obtaining more information about the general permit application may contact the Williamsport Regional Office, 570-327-3752 or email RA-NC-WM-Comments@pa.gov. TDD users may contact the Department through the Pennsylvania Hamilton 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 Hamilton Relay Service at (800) 654-5984.

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**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.**

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

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

**15-0081D: Johnson Matthey Inc.** (1401 King Rd., West Chester, PA 19380) for the modification of an existing plan approval emission limits and control efficiency requirements for hydrochloric acid (HCl) and nitric acid (HNO<sub>3</sub>) emissions from two (2) existing Vertical Wet Scrubbers (Nitric Scrubbers) (Source ID: C02) at their precious metals processing facility in West Whiteland Township, **Chester County**. This plan approval will supersede Plan Approval 15-0081B. As a result of potential emissions of NO<sub>x</sub> and VOC, the facility is a State-Only facility. The Plan Approval will contain recordkeeping requirements and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

**OPERATING PERMITS**

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**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.**

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*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**26-00535: Fayette Power Company, LLC** (100 Energy Drive, Masontown, PA 15461), the Department intends to renew the Title V Operating Permit and Phase II Acid Rain Permit for the operation of a natural gas-fired power plant, known as the Fayette Energy Facility, located in German Township, **Fayette County**. The facility's air emission sources include: two (2) General Electric, Frame 7, natural gas-fired combined cycle combustion turbines (CCCT), rated at 1,920 MMBtu/hr maximum capacity, each, and controlled by oxidation catalysts and selective catalytic reduction (SCR). Each combined cycle gas turbine (CTG1, CTG2) is equipped with heat recovery steam generators (HRSG) which include a natural gas-fired duct burner and heat recovery steam rated at 589 MMBtu/hr each are part of each combined cycle train [total maximum heat input capacity of 2,509 MMBtu/hr, for each CGT], one (1) natural gas-fired auxiliary boiler, 30.6 MMBtu/hr; one (1) diesel-fired fire-water pump engine, 265 hp; one (1) diesel-fired emergency generator engine, 489 hp and one (1) cooling tower. Turbine exhaust gases are treated with selective catalytic reduction (SCR) for NO<sub>x</sub> control, and an oxidation catalyst for VOC and CO control. The facility is limited to a maximum opacity from any processing equipment of 10 percent. The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to its potential to emit (PTE) Nitrogen Oxide (NO<sub>x</sub>), Volatile Organic Compounds (VOC), Particulate Matter less than 10 microns (PM<sub>10</sub>), Particulate Matter less than 2.5 microns (PM<sub>2.5</sub>), Sulfur Oxides (SO<sub>x</sub>), and Carbon Monoxide (CO) emissions. This facility has the potential to emit the following type and quantity of pollutants (not including startup and shutdown emissions): 313 tons per year of PM<sub>10</sub>, 308 tons per year of PM<sub>2.5</sub>, 296.1 tons per year of NO<sub>x</sub>, 581 tons per year of CO, 90 tons per year of VOC, 128.9 tons per year of SO<sub>x</sub>, 9.6 tons per year of formaldehyde, 16.9 tons per year of HAPs, 166 tons per year of ammonia, and 2,590,616 tons of CO<sub>2e</sub> greenhouse gases. The permit includes emission limitations and operational, monitoring, testing, record-keeping, work practices, and reporting requirements for the facility. This renewal action includes the incorporation of newly applicable regulations and the applicable changes authorized through Plan Approval 26-00535B for the Advanced Gas Path (AGP) project that involved select component replacement and changes to combustion control logic to increase the exhaust flow and increase efficiency. The facility is subject to the following regulatory provisions: 25 Pa. Code § 129.93, presumptive RACT requirements and 25 Pa. Code §§ 129.96—129.100 Additional Reasonably Available Control Technology (RACT) Requirements for Major Sources of NO<sub>x</sub> and VOC, Subpart KKKK—Standards of Performance for Stationary Combustion Turbines, Subpart ZZZZ—National Emissions Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines, 40 CFR 60, Subpart Dc—Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units, 40 CFR 64—Compliance Assurance Monitoring, 40 CFR 72 EPA Acid Rain Permit Program Application, 40 CFR Part 97 Cross-State Air Pollution Rule (CSAPR)-Related Subparts that include: Subpart AAAAA, Subpart CCCCC, and 97 Subpart GGGGG, and State requirements. The 40 CFR 60, Subpart GG—Standards of Performance for Standards of Performance for Stationary Gas

Turbines, 40 CFR 60, Subpart Da—Standards of Performance for Electric Utility Steam Generating Units and the 40 CFR 97 Subparts AA, AAA, and AAAA CAIR provisions no longer apply and have been removed from the permit.

All comments must be received prior to the close of business 30 days after the date of this publication. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (specify Operating Permit OP-26-00535) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

Comments or questions on this permit should be directed to Matthew Williams, Facilities Permitting Chief, NWRO Air Quality Program, at 814.332.6940. Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of this Major Source Operating Permit may submit the information to Sheri L. Guerrieri, P.E. at shguerrier@pa.gov or Pennsylvania Department of Environmental Protection, 121 N. Mill Street, New Castle, PA 16101.

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

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

**46-00112: Palmer International, Inc.** (2036 Lucon Road, Skippack, PA 19474) is a non-Title V, Synthetic Minor facility located in Skippack Township, **Montgomery County**. The Synthetic Minor Operating Permit No. 46-00112 is being renewed for another five (5) year term. The facility is a Synthetic Minor for nitrogen oxides (NO<sub>x</sub>) and volatile organic compounds (VOC). Facility-wide NO<sub>x</sub> and VOC emissions are each restricted to 24.9 tons per 12-month rolling period. The facility is a manufacturer of intermediate product materials, specifically resins and friction particles. The facility has not made any significant changes to the operation since the operating permit was last modified. The permit will continue to include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

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

**15-00045: Sealed Air Corporation** (22 Meredith Ct, Modena, PA 19358), for the renewal of the State Only Operating Permit (Synthetic Minor) in Modena Borough, **Chester County**. Sealed Air Corporation operates a paper mill, (which takes recycled cardboard and produces packing material for the packaging industry), a dual-fired boiler, an emergency diesel-fired generator, and an emergency diesel-fired fire pump. Sealed Air Corporation has elected to take a restriction on the use of No. 2 fuel oil on the boiler in order to restrict facility-wide nitrogen oxide (NO<sub>x</sub>) emissions to 24.9 tons per year or less, based on a 12-month rolling sum. Monitoring, recordkeeping, and reporting requirements have been added to the permit to address applicable limitations.

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

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

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

**41-00003: Martins Creek, LLC** (600 Hamilton St., Ste. 600, Allentown, PA 18101) to issue a State Only (Synthetic Minor) Operating Permit for their Williamsport Combustion Turbine Site located in the City of Williamsport, **Lycoming County**. The facility is currently operating under State Only (Synthetic Minor) Operating Permit 41-00003. The facility's main sources include two 269 MMBtu/hour General Electric Frame 5 Model L diesel-fired combustion turbines. The facility has potential emissions of <100 TPY of CO; <100 TPY of NO<sub>x</sub>; <100 TPY of SO<sub>x</sub>; <100 TPY of PM/PM<sub>10</sub>/PM<sub>2.5</sub>; <50 TPY of VOCs; <10 TPY of any individual HAP; <25 TPY combined HAPs; 31,464 TPY CO<sub>2</sub>e. The emission limits and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 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 570-327-3636.

**49-00046: Kurt Weiss Greenhouses of PA, Inc.** (225 Arcos Road, Mount Carmel, PA 17851) to issue a renewal State Only "Natural Minor" Operating Permit for their Mount Carmel Greenhouse located in Mount Carmel Township, **Northumberland County**. The facility is currently operating under State Only Operating Permit 49-00046. The significant emissions sources at the Mount Carmel Greenhouse are five (5) natural gas/# 2 fuel oil dual-fuel boilers. The facility has potential emissions of 34.8 tons per year of carbon monoxide, 53.0 tons per year of nitrogen oxides, 0.65 ton per year of sulfur oxides, 9.9 tons per year of particulate matter, 2.3 tons per year of volatile organic compounds, 0.8 ton per year of total Hazardous Air Pollutants, and 67,571 tons per year of carbon dioxide equivalents (greenhouse gases). The emission limits, throughput limitations and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 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 570-327-3636.



*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**63-01047: MarkWest Liberty Midstream & Resources, LLC/Wilhelm Launcher/Receiver Site** (4600 J Barry Court, Suite 500, Canonsburg, PA 15317-5854). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice of intent to issue a natural minor State Only Operating Permit for a pipeline maintenance stand-alone facility where pigs are launched or received from the pipelines, located in Donegal Township, **Washington County**.

MarkWest operates six pig receivers and three pig launchers at this site. This facility has the potential to emit 3.0 tons of VOCs and 0.27 ton of HAPs. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements, as well as conditions required by the April 2018 Consent Decree filed between US EPA, the Department, and MarkWest.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (63-01047) and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

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

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

**43-00321: Northeast Industrial Manufacturing, Incorporated** (640 Keystone Road, Greenville, PA 16125).

The Department intends to issue the renewal State-Only Operating Permit of a steel fabrication facility, which manufactures waste, scrap, construction-demolition, and recycling equipment, located in Hempfield Township, **Mercer County**. Permitted air contamination sources are two paint booths and cleaning solvent usage. For permitting purposes, the facility is Natural Minor. In this renewal, 25 Pa. Code § 129.52d, which was promulgated on October 22, 2016, is added as a permit requirement for the paint booths and replaces 25 Pa. Code § 129.52. Section 129.52d of 25 Pa. Code, which has provisions for coating-related cleaning activities, also applies to cleaning solvent usage for precoating surface preparation and paint spray gun cleaning. Promulgated on August 11, 2018, 25 Pa. Code § 129.63a is added as a permit requirement for cleaning solvent usage for maintenance.

**62-00163: IA Construction Corporation/Garland Mine** (P.O. Box 568, Franklin, PA 16323-0568). The Department is providing notice that they intend to renew a State Only Natural Minor Operating Permit for operation of the aggregate plant located in Pittsfield Township, **Warren County**. The facility's primary emission source consists of the stationary and portable processing plants, roadways, a stationary engine for the portable radial stacker conveyor, and a nonroad engine that powers the portable plant. The potential emission of the primary pollutants is as follows: PM<sub>10</sub>: 22.55 TPY, NO<sub>x</sub>: 14.82 TPY, CO: 4.1 TPY, and VOC: 0.86 TPY; thus, the facility is a natural minor. The facility is subject to Plan Approval 62-163B, which includes a facility throughput limit of 525,000 tons of material processed in any 12 consecutive month period. The stationary engine is subject to 40 CFR 63 Subpart ZZZZ, NESHAP for Stationary RICE. The aggregate plants are subject to 40 CFR 60 Subpart OOO, Standards of Performance for Nonmetallic Mineral Processing Plants. 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.

#### PLAN APPROVALS

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

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

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

**54-00096A: Blythe Township Landfill** (1061 Burma Road, Saint Clair, PA 17970) for their facility located in Blythe Township, **Schuylkill County**.

Notice is hereby given in accordance with 25 Pa. Code §§ 127.44(a) and 127.45(a), that the Department of Environmental Protection (DEP) has received and intends to issue a Plan Approval to Blythe Township Landfill (1061 Burma Road, P.O. Box 335, Saint Clair, PA 17970) for their facility located in Blythe Township, Schuylkill County. This Plan Approval No. 54-00096A will be converted into a natural Minor Permit through an administrative amendment at a later date.

Plan Approval No. 54-00096A is for the installation and operation of a landfill gas (LFG) Treatment System at the

Blythe Recycling and Demolition Site (BRADS). The facility is a construction and demolition (C&D) landfill which began accepting waste in 2019. BRADS identified the presence of landfill gas (LFG) and odors in a temporary leachate sump. In response, a passive solar flare was installed at the leachate. However, because the LFG methane content is currently insufficient to support combustion, the passive flare has not been effective in controlling odors. As requested by the Department, BRADS submitted an odor control plan and implementation schedule to reduce odors from the sump. BRADS has proposed to install and operate a solid scavenger media treatment system to control H<sub>2</sub>S odor emissions. The system will reduce H<sub>2</sub>S emissions from the facility to less than 0.03 TPY. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

Copies of the application, DEP's analysis and other documents used in the evaluation of the application are available for public review during normal business hours at Air Quality Program, 2 Public Square, Wilkes-Barre, PA 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 name, address and telephone number of the person submitting the comments, identification of the proposed permit No. 54-00096A 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, EEM, Air Quality.

## 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).*

**Permit No. 32061302 and NPDES Permit No. PA0235768. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201 to revise the permit and related NPDES Permit to install three (3) rock dust boreholes for Knob Creek Mine in Young Township, **Indiana County** affecting 3.8 proposed surface acres. No additional discharges. The application was considered administratively complete on October 5, 2021. Application received: August 18, 2021.

**Permit 30130701 and NPDES Permit No. PA0236268. Consol Pennsylvania Coal Company, LLC**, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317 to renew the permit and related NPDES Permit for Bailey Central Mine Complex Coal Refuse Disposal Areas No. 7 & No. 8 in Richhill and Morris Townships, **Greene County**. No additional discharges. The application was considered administratively complete on October 8, 2021. Application received: August 16, 2021.

#### *Noncoal Applications Received*

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

Table 2

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

\* The parameter is applicable at all times.

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

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

**Permit No. 31020302 and NPDES No. PA0249319. Glenn O. Hawbaker, Inc.**, 1952 Waddle Road, Suite 203, State College, PA 16802, revision is for a 50 foot depth increase and change in post-mining land use from cropland and pastureland to unmanaged water impoundments and pastureland on a large noncoal permit located in Morris Township, **Huntingdon County**, affecting 182.1 acres. Receiving stream: unnamed tributary to Shaffers Run classified for the following uses: WWF & MF. There are no potable water supply intakes within 10 miles downstream. Application received: October 8, 2021.

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

**NPDES No. PA0257541 (Mining Permit No. 08110302). Hanson Aggregates Pennsylvania, LLC**, 7660 Imperial Way, Allentown, PA 18195, renewal of an NPDES permit for a large noncoal mine located in Wilmot Township, **Bradford County** affecting 61.11 acres. Receiving stream(s): Unnamed Tributary to Panther Lick Creek classified for the following use(s): CWF, MF. There are no potable water supply intakes within 10 miles downstream. Application received: October 14, 2021.

### MINING ACTIVITY NPDES DRAFT PERMITS

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

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

#### *Effluent Limits for Coal Mining Activities*

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

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

Parameter	30-Day Average	Daily Maximum	Instantaneous Maximum
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
pH*		greater than 6.0; less than 9.0	
Alkalinity greater than acidity*			

\*The parameter is applicable at all times.

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

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

*Effluent Limits for Noncoal Mining Activities*

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

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

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

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

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

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

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

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

*Coal NPDES Draft Permits*

*Cambria District Mining Office: 286 Industrial Park Road, Ebensburg, PA 15931, (814) 472.1900.*

**NPDES No. PA0213586 (Mining Permit No. 32901601). Millcreek Processing**, P.O. Box 435, Seward, PA 15954, renewal of an NPDES permit for a Coal Preparation Plant in East Wheatfield Township, **Indiana County**, affecting 41.5 acres. Receiving stream(s): UNT 45004 to Conemaugh River, classified for the following use(s): Cold Water Fishes. This receiving stream is included in the Kiski-Conemaugh TMDL. Application received: February 4, 2021.

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 UNT to Conemaugh River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>
001	N
002	N

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

<i>Outfalls: (All Weather Conditions) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Flow (mgd)			Report
Iron (mg/l)	1.5	3.0	3.8
Manganese (mg/l)	1.0	2.0	3.0
Aluminum (mg/l)	0.75	0.75	
Total Suspended Solids (mg/l)	35	70	90
pH (S.U.)	6.0		10.0
Acidity, Total (as CaCO <sub>3</sub> ) (mg/l)			Report
Alkalinity, Total (as CaCO <sub>3</sub> ) (mg/l)			Report
Alkalinity, Net (as CaCO <sub>3</sub> ) (mg/l)			Report
Sulfates (mg/l)			Report
Total Dissolved Solids (mg/l)			Report
Osmotic Pressure (milliosmoles/kg)	Report	Report	
Chloride (mg/l)			Report
Selenium (mg/l)	Report	Report	
Alkalinity must exceed acidity at all times.			

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342.8200.*

**NPDES No. PA0236055 (Mining Permit No. 17101601). Victor, LLC**, 3056 Washington Avenue, P.O. Box 128, Clearfield, PA 16830, renewal of an NPDES permit for coal processing and loading in Greenwood Township, **Clearfield County**, affecting 25.6 acres. Receiving stream(s): West Branch Susquehanna River, classified for the following use(s): WWF. This receiving stream is included in the West Branch Susquehanna River TMDL. Application received: June 18, 2011.

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 West Branch Susquehanna River:

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	Sedimentation Pond 1
002	N	Treatment Facility 3
003	N	Treatment Facility 5

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

<i>Outfalls: 002 and 003 (All Weather Conditions) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	2.0	4.0	5.0
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Monitor & Report	
Total Dissolved Solids (mg/L)		Monitor & Report	
Osmotic Pressure (mOs/kg)		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: 001 (Dry Weather) Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)		Monitor & Report	
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: 001 (≤10-yr/24-hr Precip. Event)</i> Parameter	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Iron (mg/L)	N/A	N/A	7.0
Total Settleable Solids (mL/L)	N/A	N/A	0.5
Sulfate (mg/L)		Monitor & Report	
Flow (gpm)		Monitor & Report	
Temperature (°C)		Monitor & Report	
Specific Conductivity (µmhos/cm)		Monitor & Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
Alkalinity must exceed acidity at all times.			

*Outfalls: 001 (>10-yr/24-hr Precip. Event)*  
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.  
Alkalinity must exceed acidity at all times.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

The Department may conduct a fact-finding hearing or an informal conference in response to comments if deemed necessary. Each individual will be notified, in writing, of the time and place of a scheduled hearing or conference concerning the certification request to which the comment, objection or suggestion relates. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 AM and 4:00 PM on each working day at the office noted above the application.

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

### WATER OBSTRUCTIONS AND ENCROACHMENTS

**Applications Received Under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27) and Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and Requests for Certification Under Section 401 of the Federal Water Pollution Control Act (33 U.S.C.A. § 1341(a)).**

*Southeast Region: Waterways & Wetlands Program Manager, 2 East Main Street, Norristown, PA 19401, Telephone 484.250.5160, E-mail: ra-epww-sero@pa.gov.*

**Permit No. E4601221-017, Collegeville Borough,** 491 East Main Street, Collegeville, PA 19426, Collegeville Borough, **Montgomery County,** ACOE Philadelphia District.

To perform the following listed water obstruction and encroachment activities associated with the First Avenue Park and Boat Ramp for Collegeville Borough. The project proposes to develop a park adjacent to the Perkiomen Creek which includes the construction of a boat ramp, paved driveway, and parking lot area in and along the 100 year of the floodway of Perkiomen Creek (WWF).

The site is located near the intersection of Chestnut Street and West First Avenue (Collegeville, PA USGS map, Lat: 40.181663; Long: -75.448658) in the Borough of Collegeville, Montgomery County.

**Permit No. E5101221-001, L-A Battery QOZ, LLC,** 2929 Walnut Street, Suite 1530, Philadelphia, PA 19104, City of Philadelphia, **Philadelphia County,** ACOE Philadelphia District.

To perform the following listed water obstruction and encroachment activities associated with Waterfront Maintenance Repairs and Site Development at the (former) Delaware Generating Station. The proposed project involves maintenance repairs to the existing waterward structures, upgrade an existing outfall and stormwater system, and the redesign of existing impervious surfaces to include roadways, a parking lot, landscaping, and a public accessible waterfront walkway. The work will be conducted in three phases—outlined as follows:

#### *Phase I:*

Renovation of the former station building into office space, apartments, and event space.

#### *Pier 61 North*

- Install a new, approximately 4,300 square-foot reinforced concrete slab on the timber low deck along with approximately 22 steel HP14 piles.

- Install a new, approximately 7,300 square-foot reinforced concrete slab on the timber low deck over existing piles.

- Install 27 new 14-inch steel auxiliary pipe piles along the seawall.

- Conduct repairs to concrete seawall face.

#### *Upriver Marginal Wharf*

- Install a new, reinforced, approximately 3,560 square-foot concrete slab on the existing timber low deck.

- Replace existing steel sheet pile wall along approximately 115 linear feet of the inshore portion of the marginal wharf.

- Install six new 14-inch steel auxiliary pipe piles along the seawall.
- Install approximately 29 new pile encasements for steel H-piles.

*Phase II:*

Site improvements of approximately 322 parking spaces, driveway across Palmer Street, walkways, landscaping, stormwater management, and lighting.

The applicant also proposes the following site improvements:

- Construct an approximately 275 space parking lot and provide 47 spaces around the renovated station.
- Construct a private extension of Palmer Street.
- Construct nine bioretention basin stormwater management practices (SMP). The basins will treat runoff from the ground-level impervious areas. Each basin will include an outlet control structure engineered to meet PWD's stormwater management requirements.
- Construct a stormwater collection system that will include catch basins, conveyance piping and associated structures, and will discharge to the SMPs.
- Enhance the site with landscaping.

*Phase III:*

Construct a 935 by 12 linear-foot Public Access River Trail through a 40-foot to 50-foot wide easement along the waterfront wharf seawall. The trail will connect to the existing Delaware River Waterfront Corporation (DRWC)—managed trail located south of the site in Penn Treaty Park and extend to the northern boundary of the site. The trail will be paved and marked with appropriate signage with shoulders and landscaped areas proposed on either side of the trail.

The site is located at 1325 Beach Street (Camden, Philadelphia, PA USGS map; Lat: 39.966854; Long: -75.126362) in the city and county of Philadelphia.

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

**E5504221-002: A & L Wood Inc.**, 2220 Paradise Church Road, Mount Pleasant Mills, PA 17853, A & L Wood Access Rd, Perry Township, **Snyder County**, U.S. Army Corps of Engineers Baltimore District (Dalmatia Quadrangle; Latitude: 40.678118°; Longitude: -76.977599° W).

The applicant proposes the construction and maintenance of a 16 ft wide access drive and box culvert crossing a UNT to North Branch Mahantago Creek (CWF, MF). The project also will construct and maintain a stormwater outfall and basin within the associated floodway. The project proposes .01 acre of direct permanent watercourse impact, and .05 acre of direct permanent floodway impact.

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000, Dana Drake.*

**E0205221-010, Penn Hills Municipality**, 102 Duff Road, Penn Hills, PA 15235, Penn Hills Township, **Allegheny County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Construct, operate, and maintain a stream bank restoration project in and along 1,000 LF of UNT # 1 to Thompson Run (WWF). Within this reach the following activities/structures are proposed:
  - a) Stream bank regrading along 900 LF and rock toe protection along 112 LF of the right descending bank;
  - b) One rock cross vane, seven log vanes and one log rollover;
  - c) Branch layering along 557 LF of stream bank; and
2. Construct, operate, and maintain 27 LF of branch layering within UNT #2 to Thompson Run (WWF).

For the purpose of providing nutrient and sediment load reduction toward Penn Hills Township's MS4 requirements of their NPDES permit and to provide stream bank protection to an existing sewerline. Cumulatively, the project will permanently impact 1,000 linear feet of a two UNTs to Thompson Run and permanently impact 1.65 acres of associated floodway.

The project site is located west of Thompson Run Road (Braddock, PA USGS topographic quadrangle; N: 40°, 27', 18.93"; W: -79°, 47', 54.99"; Sub-basin 19A; USACE Pittsburgh District), in Penn Hills Township, Allegheny County.

**E0405221-001, Brighton Township**, 1300 Brighton Road, Beaver, PA 15009, Brighton Township, **Beaver County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Dredge and maintain an existing stormwater detention basin, which is located on an unnamed tributary (UNT) to South Branch Brady Run (TSF), to provide additional storage capacity. The size of the basin will increase from 0.67 acre with a storage volume of 124,361 cubic feet, to an area of 1.4 acres with a storage volume of 359,675 cubic feet. The basin is a non-jurisdictional dam.
2. Remove an existing 4-foot by 4-foot concrete outfall structure, which discharges the UNT into the aforementioned basin, and construct and maintain a replacement 4-foot by 4-foot concrete outfall structure.
3. Construct, operate, and maintain a 19-foot-long 36-inch RCP road crossing within the aforementioned UNT, with a 5-foot foot by 9-foot by 3.75-foot concrete headwall and endwall.
4. Construct, operate, and maintain a 41-foot-long 72-inch reinforced concrete pipe (RCP) road crossing within a second UNT to South Branch Brady Run, with a 10-foot by 17.5-foot by 6.75-foot concrete headwall and endwall.

For the purpose of providing sediment load reduction toward Brighton Township's MS4 requirements of their NPDES permit, and to provide permanent access to the basin for maintenance operations. Cumulatively, the project will permanently impact 283 linear feet of the UNTs, temporarily impact 411 feet of the UNTs, permanently impact 1.4 acres of the floodway of the UNTs, and temporarily impact 1.5 acres of the floodway of UNTs.

The project site is located approximately 0.2 mile north of the intersection of Edgewood Drive and Little Beaver Drive (Midland, PA USGS topographic quadrangle; N: 40°, 42', 40.52"; W: -80°, 24', 19.55"; Sub-basin 20B; USACE Pittsburgh District), in Brighton Township, Beaver County.

**E6305221-008, Traditions of America North Strabane, LP**, 1235 Westlakes Drive, Suite 300, Berwyn, PA 19312, North Strabane Township, **Washington County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Place and maintain fill in a 0.09-acre PEM wetland;
2. Place and maintain fill in a second 0.03-acre PEM wetland;
3. Place and maintain fill in a third 0.03-acre PEM wetland;
4. Construct, operate, and maintain 164 linear feet of 42-inch RCP within an unnamed tributary (UNT) to Little Chartiers Creek (HQ-WWF), which has a drainage area less than 100 acres;
5. Construct, operate, and maintain an 8-inch diameter PVC sewer line crossing, a 4-inch diameter PVC gas utility line crossing, an 8-inch diameter C900 PVC water line crossing, a 30-inch diameter SLCPP storm sewer line crossing, and multiple 4-inch electricity line crossings, all with a 50-foot Right-of-Way (RoW), across the aforementioned enclosed UNT;
6. Place and maintain fill in 76 linear feet of a second UNT, which has a drainage area less than 100 acres;
7. Place and maintain fill in 120 linear feet of a third UNT, which has a drainage area less than 100 acres.

For the purpose of developing a 201-acre site into 251 single family lots with associated infrastructure. Cumulatively, the project will permanently impact 460 linear feet of streams, permanently impact 0.83 acre of floodway, and permanently impact 0.15 acre of wetlands. To mitigate for permanent impacts to streams, the applicant proposes to enhance 930 linear feet of the UNT, located downstream of the project, through riparian buffer plantings. To mitigate for permanent impacts to wetlands, the applicant proposes to purchase 0.15 wetland mitigation credits from the Robinson Fork Phase 1 Mitigation Bank within the Ohio River Sub-basin 20.

The project site is located on the east side of Mansfield Road, approximately 500 feet south of its intersection with SR 19 (Washington East, PA USGS topographic quadrangle; N: 40°, 13', 10.6"; W: -80°, 10', 16.4"; Sub-basin 20F; USACE Pittsburgh District), in North Strabane Township, Washington County.

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

**E1606121-003, PADOT, Engineering District 10-0**, 2550 Oakland Avenue, Indiana, PA 15701, SR 0080, Section 365 Canoe Creek Bridges, in Beaver Township, **Clarion County**, ACOE Pittsburgh District (Knox, PA Quadrangle N: 41°, 11', 4.19"; W: 79°, 31', 11.88").

To remove the existing SR 0080, Section 365 eastbound (EB) and westbound (WB) bridges over Canoe Creek and to construct and maintain two new steel continuous girder bridges as follows: the 5-span WB bridge will have a total normal clear span of 1,132', a minimum underclearance of 102.59', and an out-to-out width of 59'-4.5"; the 5-span EB bridge will have a total normal clear span of 1,132', a minimum underclearance of 114.17', and an out-to-out width of 59'-4.5"; and to rehabilitate an existing 17' span, 15'-7 3/8" underclearance concrete arch culvert along UNT Canoe Creek (Knox, PA Quadrangle N: 41°, 10', 56.64"; W: 79°, 31', 34.68") with work to include repair of structural deficiencies, backfilling of the scoured streambed, construction of

a new full-length by full-width bottom slab and to construct full-width alternating baffles; to remove and replace an existing 36" diameter RCP with a new 24/36", 399" long RCP along UNT 7, to remove and replace an existing 18" RCP with a new 18" diameter, 65' long RCP along UNT 10, and to remove and replace an existing 24/36" RCP with a new 36/42" diameter, 300' long RCP along UNT 16. The project will result in a total of 1,801-linear feet of permanent stream impacts, 1,215-linear feet of temporary stream impacts, 0.085-ac of permanent wetland impacts (including 0.07-ac of impacts to EV wetlands) and 0.36-ac of temporary wetland impacts. The applicant proposes a combination of on-site stream mitigation and the purchase of off-site stream mitigation credits at an accredited stream mitigation bank, and permanent wetland impacts will be debited from the applicant's Clarion County Wetland Bank Site.

**E0306121-002, PADOT, Engineering District 10-0**, 2550 Oakland Ave., Indiana, PA 15701, SR 0422, Section 19B—Margaret Road Intersection Project, in Plumcreek Township, **Armstrong County**, ACOE Pittsburgh District (Whitesburg, PA Quadrangle N: 40°, 43', 32.73"; W: 79°, 23', 1.23").

A roadway safety improvement project along SR 0422, Section 19B in Plumcreek Township, Armstrong County to realign the existing roadway resulting in the removal the existing SR 0422 structure over Cherry Run and to construct and maintain a two-span steel girder bridge on integral abutments over Cherry Run having spans of 176'-0" and 150'-0", an underclearance of 60'-0", and an out-to-out width of 56'-0" (Whitesburg, PA Quadrangle N: 40°, 43', 32.50"; W: 79°, 22', 57.50"); and to construct and maintain a 236-ft long precast concrete box stream enclosure having a span of 17'-0" and a rise of 7'-0" (6'-0" effective with baffles) over Cherry Run (Whitesburg, PA Quadrangle N: 40°, 43', 38.72"; W: 79°, 23', 13.78"). The project will result in a total of 1,446-ft of perennial stream impacts, 1,118-ft of intermittent stream impacts, and 340-ft of ephemeral stream impacts due to the new alignment and required fill slopes. The applicant proposes the relocation and restoration of 1,608-ft of perennial stream channel, 1,316-ft of intermittent stream channel, and 474-ft of ephemeral stream channel. The project will also result in permanent wetland impacts of 0.99-ac and temporary wetland impacts of 0.77-ac. A total of 1.31 acres of new wetlands will be constructed on-site to mitigate for permanent wetland impacts.

*Eastern Region: Oil & Gas Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

**E4129221-015: Inflection Energy (PA), LLC**, 101 West 3rd Street, 5th Floor, Williamsport, PA 17701. Reynolds to Smith Pipeline in Gamble & Eldred Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate and maintain a one (1) permanent 16-inch steel natural gas pipeline and one (1) 12-inch HDPE waterline under Calebs Run in Gamble & Eldred Township, Lycoming County.

The project will result in a total of 69 LF (175 SF) of permanent and 153 LF (1,842 SF) of temporary stream impacts, 20,003 SF (0.4592 acre) of permanent and 31,659 SF (0.7268 acre) of temporary floodway impacts and 112 SF (0.0026 acre) of permanent and 216 SF (0.0050 acre) of temporary wetland impacts all for the purpose of constructing a natural gas pipeline under Calebs Run for Marcellus well development.



**Stream Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chap. 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 Calebs Run Crossing # 1	Gamble Montoursville	Trench & Temp Bridge	TSF; EV	Wild	57	591	12	36	41.347303° 76.948204°
Calebs Run Crossing # 2	Gamble Montoursville	Trench & Temp Bridge	TSF; EV	Wild	55	1,028	23	68	41.345304° 76.952348°
UNT2 Calebs Run Crossing # 5	Eldred Montoursville	Access Road	TSF; EV	Wild	41	223	34	71	41.342128° 76.953479°
TOTAL IMPACTS					153	1,842	69	175	

**Wetland Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cow. Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland C	Eldred Montoursville	Access Road	PEM; EV	Wild	36	216	19	112	41.343831° 76.952982°
TOTAL IMPACTS					36	216	19	112	

**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>
UNT1 Calebs Run Crossing # 1	Gamble Montoursville	Trench & Temp Bridge	156	6,328	141	411	41.347303° 76.948204°
Calebs Run Crossing # 2	Gamble Montoursville	Trench & Temp Bridge	151	5,946	131	360	41.345304° 76.952348°
Calebs Run Crossing # 3	Eldred Montoursville	Access Road	533	3,904	509	8,071	41.340375° 76.954232°
UNT4 Calebs Run Crossing # 4	Eldred Montoursville	Access Road	385	6,674	233	4,221	41.341422° 76.953798°
UNT2 Calebs Run Crossing # 5	Eldred Montoursville	Access Road	116	3,626	134	2,386	41.342128° 76.953479°
Calebs Run Crossing # 6	Eldred Montoursville	Access Road	330	3,245	278	4,145	41.342493° 76.953473°
Calebs Run Crossing # 7	Eldred Montoursville	Access Road	112	1,936	61	409	41.343831° 76.952982°
TOTAL IMPACTS			1,783	31,659	1,487	20,003	

**E0829221-013: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840-1567, May Brad Pad sock/Shawnee Freshwater System in Granville Township, **Bradford County**, ACOE Baltimore District.

This Joint Permit Application is being submitted for after-the-fact authorization of temporary and permanent wetland impacts at the May Bra Pad in accordance with the Consent Decree United States, et al. v. Chesapeake Appalachia, LLC, Civil Action No. 4:21—00538-MWB CALLC entered into with the U.S. Environmental Protection Agency and PADEP on May 20, 2021. The project is to construct, operate and maintain 0.037 acre of temporary wetland impact and 0.064 acre of permanent impact to on-site wetlands. All impacts are associated with the May Bra Pad construction in 2009. Finally, 0.054 acre of on-site wetland are being restored.

There are no stream and floodway impacts associated with this after-the-fact authorization. The project will result in a total of 2,788 SF (0.0640 acre) of permanent and 3,955 SF (0.0907 acre) of temporary wetland impacts.

**Wetland Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cow. Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Construction W-BJT-015	Granville LeRoy	Temporary Workspace	PEM; EV	None	50	1,612			41.703330° 76.722339°
Construction W-BJT-015	Granville LeRoy	Fill	PEM; EV	None			55	2,788	41.703355° 76.722192°
Restoration W-BJT-015	Granville LeRoy	Restoration	PEM; EV	None	50	1,593			41.703235° 76.722343°
Restoration W-BJT-015	Granville LeRoy	Temporary Workspace	PEM; EV	None	70	750			41.703238° 76.722376°
TOTAL IMPACTS					170	3,955	55	2,788	

**E4129221-016: EQT ARO LLC**, 33 West Third Street, Suite 300, Williamsport, PA 17701, Mallory Group Pads B & C and Access Road in Plunketts Creek Township, **Lycoming County**, ACOE Baltimore District.

To construct, operate and maintain two (2) 330' x 570' stone natural gas well pads and approximately 9,766 linear foot access road off Cabbage Hollow Road in Plunketts Creek Township—Lycoming County.

The project will result in a total of 254 LF (1,587 SF) of permanent and 238 LF (1,889 SF) of temporary stream impacts, 41,144 SF (0.9445 acre) of permanent and 7,815 SF (0.1794 acre) of temporary floodway impacts and 7,849 SF (0.1802 acre) of permanent and 1,159 SF (0.0266 acre) of temporary wetland impacts all for the purpose of constructing an natural gas pipeline for Marcellus Shale well development.

**Stream Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Chap. 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>
Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None	40	556	30	481	41.451452° 76.808762°
UNT 1A Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None	50	167	54	267	41.451570° 76.808353°
UNT 1A Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None	16	66	35	124	41.451329° 76.808319°
UNT 12 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None	32	160	52	283	41.455933° 76.804963°
UNT 14 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None			50	99	41.458478° 76.800854°
UNT 11 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill	HQ; EV	None	100	940	33	333	41.457217° 76.798532°
TOTAL IMPACTS					238	1,889	254	1,587	

**Wetland Impact Table:**

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cow. Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 1A	Plunketts Crk. Barbours	Access Road Excavation & Fill	PSS; EV	None		116		21	41.451418° 76.808333°
Wetland 2A	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None				184	41.451374° 76.808591°
Wetland 5A	Plunketts Crk. Barbours	Access Road Excavation & Fill	PFO; EV	None				1,443	41.451606° 76.808009°

<i>Resource Name</i>	<i>Municipality Quadrangle</i>	<i>Activity</i>	<i>Cow. Class</i>	<i>Listed Trout</i>	<i>Impact Area Temp. (SF)</i>	<i>Impact Length Temp. (LF)</i>	<i>Impact Area Perm. (SF)</i>	<i>Impact Length Perm. (LF)</i>	<i>Lat. Long.</i>
Wetland 38	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None				1,204	41.455740° 76.804949°
Wetland 39	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None		94		1,402	41.456072° 76.804970°
Wetland 34 North	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None				869	41.458093° 76.800364°
Wetland 34 South	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None				380	41.457666° 76.800079°
Wetland 32 West	Plunketts Crk. Barbours	Access Road Excavation & Fill	PFO; EV	None		320			41.457113° 76.798552°
Wetland 32 East	Plunketts Crk. Barbours	Access Road Excavation & Fill	PFO; EV	None				609	41.457314° 76.797967°
Wetland 33	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM/PFO; EV	None		629		98	41.457283° 76.798582°
Wetland 31	Plunketts Crk. Barbours	Access Road Excavation & Fill	PEM; EV	None				1,639	41.457622° 76.797006°
TOTAL IMPACTS							1,159	7,849	

**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>
Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		615		5,974	41.451452° 76.808762°
UNT 1A Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		1,436		6,213	41.451570° 76.808353°
UNT 1A Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		1,815		7,499	41.451329° 76.808319°
UNT 12 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		1,526		3,965	41.455933° 76.804963°
UNT 14 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill				5,284	41.458478° 76.800854°
UNT 11 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		1,629		6,121	41.457217° 76.798532°
UNT 16 Wolf Run	Plunketts Crk. Barbours	Access Road Excavation & Fill		794		6,088	41.457430° 76.797498°
TOTAL IMPACTS				7,815		41,144	

**STORAGE TANKS****SITE-SPECIFIC INSTALLATION PERMITS**

The following Storage Tank Site-Specific Installation Permit application has been received by the Department of Environmental Protection (Department) and is currently under review. Persons wishing to comment on the proposed

permit are invited to submit a statement to the Bureau of Environmental Cleanup and Brownfields, Division of Storage Tanks, P.O. Box 8762, Harrisburg, PA 17105-8762, within 30 days from the date of this publication. Comments may also be submitted via email to tanks@pa.gov. Comments received within this 30-day period will be considered in the formulation of the final determinations regarding this application. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of the comment and the relevant facts upon which it based.

**The following applications have been received for 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.**

*SSIP*

*Application*

<i>No.</i>	<i>Applicant Name &amp; Address</i>	<i>County</i>	<i>Municipality</i>	<i>Tank Type</i>	<i>Tank Capacity</i>
21011	Flynn Energy Transport LLC 342 East Macedonia Road Towanda, PA 18848 Attn: Richard Meredith	Bradford	Asylum Township	Fourteen ASTs storing petroleum products	70,000 gallons total

**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, as listed in the following tables. This notice of final action is published in accordance with 25 Pa. Code Chapters 91, 92a, and 102 and 40 CFR Part 122, implementing provisions of The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376). The official file for each listed action can be reviewed at the DEP or delegated county conservation district (CCD) office identified in the table for the action. DEP/CCD office contact information is listed as follows for Section I and is contained within the table for Section II. Additional information for permits issued under 25 Pa. Code Chapters 91 and 92a, including links to Individual NPDES and WQM Permits, may be reviewed by generating the “Final Actions Report” on DEP’s website at [www.dep.pa.gov/CWPpublicNotice](http://www.dep.pa.gov/CWPpublicNotice).

DEP office contact information to review official files relating to the final actions in Section I is as follows:

*DEP Southeast Regional Office (SERO)—2 E. Main Street, Norristown, PA 19401-4915. File Review Coordinator: 484.250.5910. Email: RA-EPNPDES\_SERO@pa.gov.*

*DEP Northeast Regional Office (NERO)—2 Public Square, Wilkes-Barre, PA 18701-1915. File Review Coordinator: 570.826.5472. Email: RA-EPNPDES\_NERO@pa.gov.*

*DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717.705.4732. Email: RA-EPNPDES\_SCRO@pa.gov.*

*DEP Northcentral Regional Office (NCRO)—208 W. Third Street, Suite 101, Williamsport, PA 17701. File Review Coordinator: 570.327.3693. Email: RA-EPNPDES\_NCRO@pa.gov.*

*DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412.442.4286. Email: RA-EPNPDES\_SWRO@pa.gov.*

*DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814.332.6340. Email: RA-EPNPDES\_NWRO@pa.gov.*

*DEP Bureau of Clean Water (BCW)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717.787.5017. Email: RA-EPNPDES\_Permits@pa.gov.*

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 Hamilton 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. Final Actions on NPDES and WQM Permit Applications and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides and CAFOs.**

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
6203201	Industrial Waste Individual WQM Permit	Issued	Trogon Development, LLC P.O. Box 1636 Canovanas, PR 00729-1636	Conewango Township Warren County	NWRO
6274203	Industrial Waste Individual WQM Permit	Issued	Trogon Development, LLC P.O. Box 1636 Canovanas, PR 00729-1636	Conewango Township Warren County	NWRO
0921828	Joint DEP/PFBC Pesticides Permit	Issued	Delaware River Joint Toll Bridge Commission (Drjtbc) 1149 Woodside Road Yardley, PA 19067-1334	Lower Makefield Township Bucks County	SERO
1521833	Joint DEP/PFBC Pesticides Permit	Issued	Deluca Homes 370 East Maple Avenue Suite 101 Langhorne, PA 19047	Wallace Township Chester County	SERO
4621821	Joint DEP/PFBC Pesticides Permit	Issued	Orr Jason 600 Great Springs Road Bryn Mawr, PA 19010-1702	Lower Merion Township Montgomery County	SERO
PA0008265	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Issued	Roaring Spring Park, LLC 1654 King Street Enfield, CT 06082-6000	Roaring Spring Borough Blair County	SCRO
1001202	Major Industrial Waste Treatment Facility Individual WQM Permit	Issued	Cleveland Cliffs Steel Corp 9227 Centre Pointe Drive West Chester, OH 45069-4822	Butler City Butler County	NWRO
1095202	Major Industrial Waste Treatment Facility Individual WQM Permit	Issued	Cleveland Cliffs Steel Corp 9227 Centre Pointe Drive West Chester, OH 45069-4822	Butler City Butler County	NWRO
1096201	Major Industrial Waste Treatment Facility Individual WQM Permit	Issued	Cleveland Cliffs Steel Corp 9227 Centre Pointe Drive West Chester, OH 45069-4822	Butler City Butler County	NWRO
PA0038415	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	East Pennsboro Township Cumberland County 98 S Enola Drive Enola, PA 17025-2704	East Pennsboro Township Cumberland County	SCRO
PA0005053	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Trogon Development, LLC P.O. Box 1636 Canovanas, PR 00729-1636	Conewango Township Warren County	NWRO
PA0012742	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Copperhead Chemicals Co., Inc. 120 River Road Tamaqua, PA 18252-5403	Walker Township Schuylkill County	NERO
PA0114596	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Dennison Avery 171 Draketown Road Mill Hall, PA 17751-8608	Bald Eagle Township Clinton County	NCRO
PA0030350	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Indian Lake Borough Somerset County 1301 Causeway Drive Central City, PA 15926-7621	Indian Lake Borough Somerset County	SWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0081876	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Audubon Park, Inc. 28 Cardinal Drive Dillsburg, PA 17019	Monaghan Township York County	SCRO
PA0063428	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	BM Resort Management 18575 Jamboree Road Suite 500 Irvine, CA 92612-2534	Lower Towamensing Township Carbon County	NERO
PAR800170	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	BWC Terminal Philadelphia 1111 Bagby Street Suite 1800 Houston, TX 77002-2548	Philadelphia City Philadelphia County	SERO
PAG089604	PAG-08 General Permit for Beneficial Use of Biosolids, Out of State	Issued	City of Taneytown 17 East Baltimore Street Taneytown, MD 21787	Out of State Municipality Borough Out of State County	CO
PAG120006	PAG-12 NPDES General Permit for CAFOs	Issued	Smoker Paul 305 Barnsley Road Oxford, PA 19363-4104	East Nottingham Township Chester County	SCRO
PAG123556	PAG-12 NPDES General Permit for CAFOs	Issued	Martin Rick 425 N Market Street Myerstown, PA 17067-3019	Heidelberg Township Lebanon County	SCRO
PAG123575	PAG-12 NPDES General Permit for CAFOs	Issued	Newburg Poultry, LLC 301 Three Square Hollow Road Newburg, PA 17240-9330	Hopewell Township Cumberland County	SCRO
PAG123663	PAG-12 NPDES General Permit for CAFOs	Issued	David Rosenberry 3709 N Colebrook Road Manheim, PA 17545-9594	Mount Joy Township Lancaster County	SCRO
PAG123708	PAG-12 NPDES General Permit for CAFOs	Issued	Snider Tyler J 22357 Mt Foot Road Neelyton, PA 17239-9434	Dublin Township Huntingdon County	SCRO
PAG123813	PAG-12 NPDES General Permit for CAFOs	Issued	Star Rock Farms, LLC 175 Chestnut Grove Road Conestoga, PA 17516-9317	Chanceford Township York County	SCRO
PAG123849	PAG-12 NPDES General Permit for CAFOs	Issued	Herbruck Poultry Ranch, Inc. 6425 West Grand River Avenue Saranac, MI 48881-9669	Montgomery Township Franklin County	SCRO
PAG123906	PAG-12 NPDES General Permit for CAFOs	Issued	Bollinger Daniel S & Bollinger Wendi S 306 E Lexington Road Lititz, PA 17543-8964	Warwick Township Lancaster County	SCRO
PAG124801	PAG-12 NPDES General Permit for CAFOs	Issued	Gary A & Sandra L Pflieger 560 Goodman Road Lewisburg, PA 17837-7589	Kelly Township Union County	SCRO
PAG124811	PAG-12 NPDES General Permit for CAFOs	Issued	McClellan Matthew L 443 Coolbaugh Hill Road Granville Summit, PA 16926-9216	Granville Township Bradford County	SCRO
PAG124859	PAG-12 NPDES General Permit for CAFOs	Issued	Stonewall Pork, LLC 242 Alder Run Road Millerton, PA 16936-9253	Jackson Township Tioga County	SCRO
1503419	Sewage Land Application Individual WQM Permit	Issued	Stonewall Links, LP 375 Bulltown Road Elverson, PA 19520-8729	Warwick Township Chester County	SERO

## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0690411	Sewage Treatment Facilities Individual WQM Permit	Issued	Wyomissing Valley Joint Municipal Authority Berks County 701 Old Wyomissing Road Reading, PA 19611-1513	Reading City Berks County	SCRO
0721404	Sewage Treatment Facilities Individual WQM Permit	Issued	Botteicher Richard F 600 Diamond Circle Martinsburg, PA 16662-1615	Frankstown Township Blair County	SCRO
4112406	Sewage Treatment Facilities Individual WQM Permit	Issued	West Branch Region Authority 127 Girton Drive Muncy, PA 17756-6375	Clinton Township Lycoming County	NCRO
4121402	Sewage Treatment Facilities Individual WQM Permit	Issued	Fisher Hillary 2399 Northway Road Ext Williamsport, PA 17701-9270	Hepburn Township Lycoming County	NCRO
4989406	Sewage Treatment Facilities Individual WQM Permit	Issued	Stone Fortress Commercial, LLC 100 E 8th Street Milton, PA 17847-1414	Delaware Township Northumberland County	NCRO
6571417	Sewage Treatment Facilities Individual WQM Permit	Issued	Kiski Valley Water Poll Control Authority 1361 School Road Leechburg, PA 15656-4904	Allegheny Township Westmoreland County	SWRO
PA0233145	Single Residence STP Individual NPDES Permit	Issued	Fisher Hillary 2399 Northway Road Ext Williamsport, PA 17701-9270	Hepburn Township Lycoming County	NCRO
PA0248053	Single Residence STP Individual NPDES Permit	Issued	Arter Brandon M 114 Oak Tree Road Manheim, PA 17545-9403	Rapho Township Lancaster County	SCRO
PA0267571	Single Residence STP Individual NPDES Permit	Issued	Botteicher Richard F 600 Diamond Circle Martinsburg, PA 16662-1615	Frankstown Township Blair County	SCRO
PA0085138	Small Flow Treatment Facility Individual NPDES Permit	Issued	Five Forks Brethren in Christ Church 9244 Five Forks Road Waynesboro, PA 17268-9612	Quincy Township Franklin County	SCRO

## II. Final Actions on PAG-02 General NPDES Permit NOIs and Individual NPDES Permit Applications for Construction Stormwater.

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC390113	PAG-02 General Permit	Issued	DVS Enterprises 5285 West Coplay Road Whitehall, PA 18052	Whitehall Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583
PAD390198	Individual NPDES	Issued	Little Lehigh Redevelopment, LLC 1301 North 31st Street Philadelphia, PA 19121	City of Allentown Lehigh County	NERO
PAD390209	Individual NPDES	Issued	Guardian Storage Lower Macungie, LLC 5879 Centre Avenue Pittsburgh, PA 15206	Lower Macungie Township Lehigh Township	NERO
PAD350024	Individual NPDES	Issued	PPL Electric Utilities Corporation 2 North 9th Street GENN4 Allentown, PA 18101-1139	Fell, Greenfield, Benton, North Abington & Scott Townships, Blakely & Archbald Boroughs and Carbondale City Lackawanna County	NERO

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC390146	PAG-02 General Permit	Issued	US Home Corporation dba LENNAR Corporation 1285 Drummers Lane Suite 100 Wayne, PA 19087	Upper Saucon Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583
PAD390206	Individual NPDES	Issued	6776 Hamilton, LLC 2227 Albright Avenue Allentown, PA 18104	Lower Macungie Township Lehigh County	NERO
PAC390148	PAG-02 General Permit	Issued	US Home Corporation d/b/a LENNAR Corporation 1285 Drummers Lane Suite 100 Wayne, PA 19087	Upper Saucon Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583
PAC480118	PAG-02 General Permit	Issued	Imperial Realty Property Group, LLC Tom Skean 1611 Pond Road Suite 200 Allentown, PA 18104	East Allen Township Northampton County	Northampton County Conservation District 14 Gracedale Avenue Greystone Building Nazareth, PA 18064-9211 610-829-6276
PAC390153	PAG-02 General Permit	Issued	US Home Corporation dba LENNAR Corporation 1285 Drummers Lane Suite 100 Wayne, PA 19087	Upper Saucon Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583
PAD070018	Individual NPDES	Issued	Robert N. Stultz 267 Stultz Lane Williamsburg, PA 16693	Huston Township Blair County	SCRO
PAD210067	Individual NPDES	Issued	Karns Prime & Fancy Food, Ltd. 675 Silver Spring Road Mechanicsburg, PA 17050	South Middleton Township Cumberland County	SCRO
PAC060351	PAG-02 General Permit	Issued	Robert Doblais 5 Knowles Creek Road New Hope, PA 18938	Perry Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060352	PAG-02 General Permit	Issued	PPL Electric Utilities Two North Ninth Street GENN4 Allentown, PA 18101	South Heidelberg Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060353	PAG-02 General Permit	Issued	Brian Feick 200 Elm Street Reading, PA 19606	Exeter Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657



## NOTICES

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC060354	PAG-02 General Permit	Issued	Dianna Henslee 2800 Pottsville Pike Reading, PA 19605	Perry Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060355	PAG-02 General Permit	Issued	University Rifle Club, Inc. 590 Schoffers Road Reading, PA 19606	Exeter Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060356	PAG-02 General Permit	Issued	John Greblunas 1824 Horseshoe Pike Honeybrook, PA 19344	South Heidelberg Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060357	PAG-02 General Permit	Issued	Ben Gable 1048 Stinson Drive Reading, PA 19605	Bern Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060358	PAG-02 General Permit	Issued	Andrew Basile 1445 East Main Street Douglassville, PA 19518	Amity Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060359	PAG-02 General Permit	Issued	Will Brugger 4975 DeMoss Road Reading, PA 19606	Exeter Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060360	PAG-02 General Permit	Issued	Brad Hart 2601 Grandview Boulevard Reading, PA 19609	Spring Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060361	PAG-02 General Permit	Issued	Kevin Pyle 1927 Hallowell Road Plymouth Meeting, PA 19462	Centre Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC060362	PAG-02 General Permit	Issued	Brendon & Celine Field 836 Memorial Highway Oley, PA 19547	Oley Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060348	PAG-02 General Permit	Issued	Michael Piepoli 299 Main Street Second Floor Olyphant, PA 18447	Upper Bern Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060349	PAG-02 General Permit	Issued	Anthony Wilhelm 153 Crooked Hill Road Hummelstown, PA 17036	Tulpehocken Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC060350	PAG-02 General Permit	Issued	Jeff Bainbridge 3611 Roland Avenue Baltimore, MD 21211	Amity Township Berks County	Berks County Conservation District 1238 County Welfare Road Suite 200 Leesport, PA 19533-9710 610.372.4657
PAC360229 A-2	PAG-02 General Permit	Issued	Charter Homes at Grandview, Inc. 332 North Arch Street Lancaster, PA 17601	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360650	PAG-02 General Permit	Issued	David Burkholder 540 South Fairmount Road Ephrata, PA 17522	West Earl Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360015	PAG-02 General Permit	Issued	Neil Perate 1419 Rose Virginia Road Reading, PA 19611	Manheim Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360241 A-2	PAG-02 General Permit	Issued	GRH Development, Inc. 120 North Pointe Boulevard Suite 101 Lancaster, PA 17601	Ephrata Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5

## NOTICES

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC360617	PAG-02 General Permit	Issued	Hunters Creek Partners, LLC 1213 Orchard Road Lititz, PA 17543	Ephrata Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360303 A-1	PAG-02 General Permit	Issued	Horseshoe Real Estate, LLC 2554 Steelton Road Lancaster, PA 17601	Upper Leacock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360002	PAG-02 General Permit	Issued	Noah W. Kreider & Sons, LLP 1461 Lancaster Road Manheim, PA 17545	East Donegal Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC3606682	PAG-02 General Permit	Issued	Kurtis & Janelle Good 160 Pleasant Valley Road East Earl, PA 17519	Brecknock Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC360367 A-10	PAG-02 General Permit	Issued	Houston Run Properties, LLC 1324 Main Street East Earl, PA 17519	Salisbury Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601-3149 717.299.5361, ext. 5
PAC440021	PAG-02 General Permit	Issued	Union Township 95 North Penn Street Belleville, PA 17004	Union Township Mifflin County	Mifflin County Conservation District 20 Windmill Hill Suite 4 Burnham, PA 17009-1837 717.248.4695
PAC440022	PAG-02 General Permit	Issued	Juniata Terrace 80 Hudson Avenue Lewistown, PA 17044	Juniata Terrace Borough Mifflin County	Mifflin County Conservation District 20 Windmill Hill Suite 4 Burnham, PA 17009-1837 717.248.4695
PAC670482	PAG-02 General Permit	Issued	Cottontail Solar 1, LLC 400 Montgomery Street 4th Floor San Francisco, CA 94104-1221	West Manchester Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670483	PAG-02 General Permit	Issued	Cottontail Solar 2, LLC 400 Montgomery Street 4th Floor San Francisco, CA 94104-1221	West Manchester Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC670484	PAG-02 General Permit	Issued	Cottontail Solar 8, LLC 400 Montgomery Street 4th Floor San Francisco, CA 94104-1221	West Manchester Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670472	PAG-02 General Permit	Issued	East Manchester Township 5080 North Sherman Street Extension Mount Wolf, PA 17347	East Manchester Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670424 A-1	PAG-02 General Permit	Issued	J.A. Myers Building & Development, Inc. 160 Ram Drive Hanover, PA 17331	West Manheim Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670345 A-1	PAG-02 General Permit	Issued	Michael L. Martin Homes, Inc. 584 Grandview Road Lewisberry, PA 17339	Newberry Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670454 A-1	PAG-02 General Permit	Issued	Southern York County School District 3280 Fissels Church Road Glen Rock, PA 17327	Shrewsbury Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC080061	PAG-02 GP	Issued	Layne Nolan PA DCNR, Bureau of State Parks 28 Entrance Road Troy, PA 16947	West Burlington Township Bradford County	Bradford County Conservation District 200 Lake Road Suite E Towanda, PA 18848
PAC140008	PAG-02 GP	Issued	Gerald Greenland Contracting 248 Custred Lane Port Matilda, PA 16870-8001	Worth Township Centre County	Centre County Conservation District 414 Holmes Avenue Suite 4 Bellefonte, PA 16823-1400
PAD140076	Individual Permit	Issued	S&A Homes, Inc Walizer Road Bellefonte, PA 16823	Walker Township Centre County	NCRO
PAD140078	Individual Permit	Issued	Eric J. Stashak Linden Hall Road Boalsburg, PA 16827	Harris Township Centre County	NCRO
PAC410029 A-1	PAG-02 GP	Issued	Blaise Alexander Family Partnership 10 Alexander Drive Muncy, PA 17756	Fairfield Township Lycoming County	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754-9209

<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC410067	PAG-02 GP	Issued	Muncy Area Volunteer Fire Company 35 South Main Street Muncy, PA 17756	Muncy Creek Township Lycoming County	Lycoming County Conservation District 542 County Farm Road Suite 202 Montoursville, PA 17754-9209
PAC630001	PAG-02 General Permit	Issued	Range Resources—Appalachia, LLC 3000 Town Center Blvd Canonsburg, PA 15317	Chartiers Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Rd Suite 1 Washington, PA 15301 (724) 705-7098
PAC630223	PAG-02 General Permit	Issued	Thomas Marten Company 279 Shaler Road West Alexander, PA 15376	Donegal Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Rd Suite 1 Washington, PA 15301 (724) 705-7098
PAC630230	PAG-02 General Permit	Issued	Union Township 3904 Finleyville-Elrama Road Finleyville, PA 15332	Union Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Rd Suite 1 Washington, PA 15301 (724) 705-7098
PAD650025	PAG-02 Individual Permit	Issued	Jay & Kimberly Firestone 2200 Route 130 Latrobe, PA 15650	Mount Pleasant Township Westmoreland County	SWRO
PAC240023	PAG-02 General Permit	Issued	Straub Brothers Realty, LLC P.O. Box 942 St. Marys, PA 15857	St. Marys City Elk County	Elk County Conservation District 850 Washington Street St. Marys, PA 15857 814-776-5373

## STATE CONSERVATION COMMISSION

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

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

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

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

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>AEU's</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Hord Family Farms, LLC Franklin Hog Farm 8815 Dry Run Road Mercersburg, PA 17236	Franklin	0	1588.7	Swine	None	Approved
Paul Ebersol Farm 4970 Sunset Pike Chambersburg, PA 17201	Franklin	209	128.15	Ducks	None	Approved
Clinton Burkholder Burk Lea Farms 3099 Grand Point Road Chambersburg, PA 17202	Franklin	1528.6	1762.40	Dairy	None	Approved

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

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

**SAFE DRINKING WATER**

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

*Northeast Region: Safe Drinking Water Program, 2 Public Square, Wilkes-Barre, PA 18711-0790, 570-826-2511.*

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

**Permit No. 2359008, Operations Permit, Public Water Supply.**

Applicant	<b>Pennsylvania American Water Company (PAWC) (Glenmaura Tank)</b> 852 Wesley Drive Mechanicsburg, PA 17055
Township	Roaring Brook Township
County	<b>Lackawanna</b>
Type of Facility	PWS
Consulting Engineer	Jeremy Nelson, P.E. PAWC 2699 Stafford Avenue Scranton, PA 18505
Permit to Operate Issued	October 8, 2021

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

**Permit No. 3621524, Minor Amendment, Public Water Supply.**

Applicant	<b>East Petersburg Borough</b>
Municipality	East Petersburg Borough
County	<b>Lancaster</b>
Responsible Official	Scott Liggins Chief Operator 6040 Main Street East Petersburg, PA 17520
Type of Facility	Chlorine analyzer replacement.
Consulting Engineer	William L. Bohner Jr, P.E. ARRO Consulting Inc 649 North Lewis Road Limerick, PA 19468

Permit to Construct Issued October 13, 2021

**Permit No. 7360496, Minor Amendment, Public Water Supply.**

Applicant **PTV 1102, LLC**

Municipality East Donegal Township

County **Lancaster**

Responsible Official David Cook  
Assistant VP of Construction  
400 Penn Center Blvd  
Bldg 4  
Suite 1000  
Pittsburgh, PA 15235

Type of Facility Noncommunity water supply approval to construct for a new well and treatment system.

Consulting Engineer Not Listed

Permit to Construct Issued October 14, 2021

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

**Permit No. 0821501, Major Amendment, Public Water Supply.**

Applicant **Stars Hollow MHP, LLC**  
45 Atwater Street  
Port Gibson, NY 14537

Township Ridgebury Township

County **Bradford County**

Type of Facility Public Water Supply

Consulting Engineer Walter Herman, Owner  
Stars Hollow MHP, LLC  
45 Atwater Street  
Port Gibson, NY 14537

Permit Issued October 13, 2021

**Permit No. 4121504MA, Construction/Operation Amendment, Public Water Supply.**

Applicant **Jersey Shore Area Joint Water Authority**  
1111 Bardo Avenue  
Jersey Shore, PA 17740-0506

Township Pine Creek Township

County **Clinton County**

Type of Facility Public Water Supply

Consulting Engineer Edward J. Brown, P.E.  
Larson Design Group  
1000 Commerce Park Drive  
Suite 201  
Williamsport, PA 17737

Permit Issued October 13, 2021

**Operations Permit** issued to: **Pennsylvania American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055, PWSID No. 4490023, Delaware Township, **Northumberland County** on October 12, 2021, for the operation of facilities approved under construction permit # 4921501MA. This permit authorizes operation of two new vertical inline pumps and variable frequency drives at the existing Watsontown Booster Pump Station. Please comply with the Special Conditions attached to the permit.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

**Plan Approvals Granted Under the Pennsylvania Sewage Facilities Act, Act of January 24, 1966, P.L. 1535, as amended, 35 P.S. § 750.5.**

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

*Plan Location:*

Township	Township Address	County
Southampton Township	705 Municipal Driver Shippensburg, PA 17257	Franklin

*Plan Description:*

Approval of a revision to the official plan of Southampton Township, Cumberland County. The project is known as Arlyn Ebersole. The plan provides for a Small Flow Treatment Facility discharging to an unnamed tributary of Rowe Run, as a replacement for a malfunctioning on-lot sewage disposal system. The proposed development is located at 2494 Clearfield Road. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. The DEP Code Number for this planning module is A3-28919-343-3S and the APS Id is 1044699. Any required NPDES Permits or WQM permits must be obtained in the name of the property owner.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION UNDER ACT 2, 1995 PREAMBLE 2**

**The following plans and reports were submitted under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.908).**

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

For further information concerning plans or reports, contact the environmental cleanup program manager in

the Department Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the community relations coordinator at the appropriate Regional Office. TDD users may telephone the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5787, Charline Bass.*

**209 Main Street**, 209 Main Street, Red Hill, PA 18076, Red Hill Borough, **Montgomery County**. Richard Doran, HETI, P.O. Box 8028, Pelham, NY 10803 on behalf of Charles Dampman, C.R. Dampman Fuels, Inc., P.O. Box 63, East Greenville, PA 18041 submitted a Final Report concerning remediation of site soil contaminated with heating oil compounds. The report is intended to document remediation of the site to meet the Statewide health standard.

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

*Contact: Eric Supey, Environmental Program Manager.*

**Former Weatherly Steel Mill**, 10 Wilbur Street, Weatherly, PA 18255, Weatherly Borough, **Carbon County**. Quad 3 Group, 37 N. Washington St., Wilkes-Barre, PA 18701, on behalf of Weatherly Borough, 61 West Main Street, Weatherly, PA 18255, submitted a revised, combined Remedial Investigation Report and Cleanup Plan concerning remediation of soil contaminated with metals from historic use as a steel mill and railroad repair shop. The report is intended to document remediation of the site to meet site specific standards.

**Former RSM Properties**, 248 Wyoming Avenue, Scranton, PA 18503, Scranton City, **Lackawanna County**. AMO Environmental Decisions, 875 North Easton Road, Suite 10, Doylestown, PA 18902, on behalf of the City of Scranton, 340 North Washington Avenue, Scranton, PA 18503, submitted a final report concerning remediation of PCE and TCE in groundwater and PCE, TCE, arsenic, vanadium, and several PAHs in soil. The report is intended to document remediation of the site to meet site-specific standards.

**Hawkey Property**, 5382 Chapmans Road, Orefield, PA 18069, Upper Macungie Township, **Lehigh County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Dean Hawkey, 5382 Chapmans Road, Orefield, PA 18069, 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.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110.*

**Caron Treatment Centers**, 229 North Galen Hall Road, Wernersville, PA 19565, South Heidelberg Township, **Berks County**. Element Environmental Solutions, Inc., 61 Willow Street, P.O. Box 921, Adamstown, PA 19501, on behalf of Caron Treatment Centers, 243 North Galen Hall Road, P.O. Box A, Wernersville, PA 19565, submitted a Final Report concerning remediation of site soil contaminated with arsenic and lead. The Final

Report is intended to document remediation of the site to meet the residential Statewide health standard.

**HR Realty Division, L.P. Property**, 3101 Beale Avenue, Altoona, PA 16603, City of Altoona, **Blair County**. Mountain Research, LLC, 825 25th Street, Altoona, PA 16601, on behalf of HR Realty Division, L.P., 3101 Beale Avenue, P.O. Box 1754, Altoona, PA 16603, submitted a Cleanup Plan and Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil, diesel fuel, and lead. The combined report is intended to document remediation of the site to meet the site-specific standard.

**Eastern Consolidation and Distribution Services, Inc.**, 460 Sterling Street, Camp Hill, PA 17011, Hampden Township, **Cumberland County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of ECD Services, Inc., 460 Sterling Street, Camp Hill, PA 17011, submitted a Remedial Investigation, Risk Assessment, and Cleanup Plan concerning remediation of site soil and groundwater contaminated with diesel fuel. The combined Report is intended to document remediation of the site to meet the site-specific standard.

**Former Garden State Tannery**, 16 South Franklin Street, Fleetwood, PA 19522, Fleetwood Borough, **Berks County**. BL Companies, 2601 Market Place, Suite 350, Harrisburg, PA 17110, on behalf of Borough of Fleetwood, 110 West Arch Street, Suite 104, Fleetwood, PA 19522, submitted a Final Report concerning remediation of site groundwater contaminated with No. 2 fuel oil. The Final Report is intended to document remediation of the site to meet the site-specific standard.

**Northwest Elementary School**, 1315 Old Forge Road, Lebanon, PA 17046, City of Lebanon, **Lebanon County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of Lebanon School District, 1000 South 8th Street, Lebanon, PA 17042, submitted a Remedial Investigation Report and Cleanup Plan concerning remediation of site groundwater contaminated with SVOCs. The Report is intended to document remediation of the site to meet the site-specific standard.

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

**Lansberry Trucking LLC Rollover**, Shoulder of Westbound Lane, State Route 286, Glenn Campbell, PA 15742, Banks Township, **Indiana County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823 on behalf of Lansberry Trucking, LLC, 507 Shawville Highway, Woodland, PA 16881 has submitted a Final Report concerning remediation of site soil contaminated with Benzene, Toluene, Ethylbenzene, Xylenes, Cumene, Naphthalene, MTBE, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide health standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

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**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).**

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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 Hamilton Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5787, Charline Bass.*

**NP Falls Township Industrial, LLC—Keystone Trade Center (KTC)—Lot 23**, One Ben Fairless Drive, Fairless Hills, PA 19030, Falls Township, **Bucks County**. John A. Garges, GHD, 410 Eagleview Boulevard, Suite 110, Exton, PA 19341 on behalf of Andy Mace, NP Falls Township Industrial, LLC, 2652 Mayfair Lane, York, PA 17408 submitted a Remedial Investigation Report/Risk Assessment Report/Final Report concerning the remediation of site soil contaminated with vanadium, VOCs, SVOCs, metals and PCBs. The Report was reviewed by the Department which issued a technical deficiency letter on September 30, 2021.

**Booth Street and West 4th Street**, 2900 West 4th Street, Chester, PA 19013, City of Chester, **Delaware County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Michael Frankel, FMM QOZB LLC, P.O. Box 67, Essington, PA 19029 submitted a Final Report concerning the remediation of site groundwater contaminated with 1,2-dichloropropane, 1,2-dichlorobenzene, 1,1-dichloroethane, 1,2,4-trimethylbenzene (TMB), 1,3,5-TMB, 1,4-dichlorobenzene, acetone, benzene, chlorobenzene, cyclohexane, ethylbenzene, isopropylbenzene, methyl tertiary butyl ether (MTBE), toluene, xylenes, acetophenone, acenaphthylene, anthracene, chrysene, dibenzofuran, di-n-butylphthalate, diethylphthalate, fluoranthene, fluorene, naphthalene, phenanthrene, pyrene, antimony, arsenic, barium, cadmium and selenium. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on September 30, 2021.

**Byberry Woods**, 1282 Byberry Road, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Paul White, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of Tony & Sandra Dinardo, Dauphine Building and Development, LP, 920 Wayland Circle, Bensalem, PA 19020 submitted a Remedial Investigation Report/Cleanup Plan/Risk Assessment Report concerning the remediation of site soil and groundwater contaminated with chlorinated solvents. The Report was approved by the Department on September 30, 2021.

**Manoa Medical Center**, 1010 West Chester Pike, Haverford, PA 19083, Haverford Township, **Delaware County**. Ethan Prout, PG, BTSI, 3157 Limestone Road, Cochranville, PA 19330 on behalf of Joe Forman, 1010 Realty LLC, 2320 Haverford Road, Suite 200, Ardmore, PA 19003 submitted a Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site soil and groundwater contaminated with lead, naphthalene, toluene and 1,2,4-TMB. The Final Report did not demonstrate attainment of the site-specific standard and was disapproved by the Department on October 1, 2021.

**900 North Darien Street**, 900 North Darien Street, Philadelphia, PA 19123, City of Philadelphia, **Philadelphia County**. Stephen D. Brower, PG, Environmental Standards, 1140 Valley Forge Road, P.O. Box 810, Valley Forge, PA 19482 on behalf of Elise Halter, Post Quaker Property Owner, LLC, 1021 North Hancock Street, Suite 1, Philadelphia, PA 19123 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with 1,2,4-trimethylbenzene, benzene, tetrachloroethene, 1,2,4-tri-chlorobenzene, naphthalene, arsenic, benzo(a)-anthracene, benzo(a)pyrene, benzo(b)fluoranthene, benzo(k)-fluoranthene, chrysene, dibenzo(a,h)anthracene, and ideno(1,2,3-cd)pyrene. The Report was approved by the Department on October 7, 2021.

**Giles & Ransome**, 2975 Galloway Road, Bensalem, PA 19020, Bensalem Township, **Bucks County**. Jennifer Gresh, Duffield Associates, Inc., 211 North 13th Street, Suite 704, Philadelphia, PA 19107 on behalf of Wayne Bromley, Giles & Ransome, LLC and WLB Partners, 575 Pinetown Road, Unit 288, Fort Washington, PA 19034 submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with VOCs. The Report was disapproved by the Department on October 7, 2021.

**Elwyn**, 111 Elwyn Road, Elwyn, PA 19063, Middletown Township, **Delaware County**. Joseph Diamadi, Jr., PG, Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426 on behalf of Peter Thomas, Elwyn, 111 Elwyn Road, Elwyn, PA 19063 submitted a Final Report concerning the remediation of site soil contaminated with polychlorinated biphenyl (PCB)-1016, PCB-1221, PCB-1232, PCB-1242, PCB-1248, PCB-1254, PCB-1260, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 12, 2021.

**1040 Naamans Creek Road**, 1040 Naamans Creek Road, Garnet Valley, PA 19060, Bethel Township, **Delaware County**. Gilbert J. Marshall, PG, Marshall Geoscience, Inc., 170 1st Avenue, Collegeville, PA 19426 on behalf of Lindy Miller, 1040 Naamans Creek Road, Garnet Valley, PA 19061 submitted a Final Report concerning the remediation of site soil contaminated with benzene, toluene, ethylbenzene, MTBE, cumene, naphthalene, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 12, 2021.

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

*Contact: Eric Supey, Environmental Program Manager.*

**Santander Bank-Fairgrounds Branch**, 1701 West Chew Street, Allentown, PA 18104, Allentown City, **Lehigh County**. Liberty Environmental, 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of Santander Bank NA, 2 Morrissey Boulevard, Dorchester, MA 02125-3312, submitted a Final Report and additional information concerning remediation of soil and groundwater contaminated with Number 2 fuel oil from an underground storage tank. The Final Report demonstrated attainment of Statewide health standards and was approved by DEP on October 18, 2021.

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

**Lansberry Trucking LLC Rollover**, Shoulder of Westbound Lane, State Route 286, Glenn Campbell, PA 15742, Banks Township, **Indiana County**. DMS Environmental Services, LLC, 103 South Spring Street, Bellefonte, PA 16823 on behalf of Lansberry Trucking, LLC, 507 Shawville Highway, Woodland, PA 16881 has submitted a Final Report concerning remediation of site soil contaminated with Benzene, Toluene, Ethylbenzene, Xylenes, Cumene, Naphthalene, MTBE, 1,2,4-trimethylbenzene, and 1,3,5-trimethylbenzene. The report is intended to document remediation of the site to meet the Statewide health standard. The Final Report was discontinued by the Department on October 12, 2021.

**MarPac Corporation**, 394 Amsterdam Road, Grove City, PA 16127, Liberty Township, **Mercer County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412 on behalf of MarPac Corporation, 171 Longwell Drive, Grove City, PA 16127 has submitted a Final Report concerning remediation of site soil contaminated with acetone, 2-butanone (MEK), 2-hexanone, methylene chloride, benzene, 1,2 dichloroethene, cis-1,2-dichloroethene, ethylbenzene, cumene, styrene, tetrachloroethene (PCE), toluene, 1,2,4 trimethylbenzene, 1,3,5 trimethylbenzene, xylene, ethylene glycol, isophorone, di-n-octyl phthalate, bis(2-ethylhexyl)phthalate, benzoic acid, fluoranthene, 2-nitrophenol, phenol, and pyrene. The Fi-

nal Report demonstrated attainment of the Statewide health standard and was approved by the Department on October 15, 2021.

#### MUNICIPAL WASTE GENERAL PERMITS

**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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and the Beneficial Use of Municipal Waste.**

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**General Permit No. WMGM039NC002. Glenn O Hawbaker, Inc.**, 711 E. College Avenue, Bellefonte, PA 16823, Loyalsock Township, **Lycoming County**. Renewal permit application for the operation of Plant # 15 (Montoursville Facility) to remotely stockpile and process recycled asphalt pavement materials for the beneficial use as a roadway construction material. The permit was issued by Northcentral Regional Office on October 5, 2021.

Persons interested in reviewing the general permit may contact Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3752. TDD users may contact the Department through the Pennsylvania Hamilton Relay service, (800) 654-5984.

#### RESIDUAL WASTE GENERAL PERMITS

**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 Residual Waste Regulations for a General Permit to Operate Residual Waste Processing Facilities and the Beneficial Use of Residual Waste other than Coal Ash.**

*Northcentral Region: Regional Solid Waste Manager, 208 West Third Street, Williamsport, PA 17701.*

**General Permit No. WMGR123NC004. Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Asylum Township, **Bradford County**. General Permit Application for storage of oil and gas liquid waste to be used as a water supply to develop or hydraulically fracture an oil or gas well at the Arnold Produced Fluids Storage Facility. The permit was issued by Northcentral Regional Office on October 14, 2021.

Persons interested in reviewing the general permit may contact Lisa D. Houser, P.E., Environmental Engineer Manager, Williamsport Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701, (570) 327-3752. TDD users may contact the Department through the Pennsylvania Hamilton Relay service, (800) 654-5984.

#### REGISTRATION FOR GENERAL PERMIT— RESIDUAL WASTE

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

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

**General Permit Registration No. WMGR081SE011. Curb My Clutter Inc., d/b/a Retrievr**, 2500 Hagey Road, Souderton PA 18964-2429. This General Permit Registration is to operate under General Permit No. WMGR081SE011 for the storage, sorting and palletizing electronic waste prior to reuse or recycle at the Retrievr Inc Facility, located in Franconia Township, **Montgomery County**. The registration was issued by the Southeast Regional Office on September 16, 2021.

Persons interested in reviewing the permit may contact the Pennsylvania Department of Environmental Protection (“DEP”) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania Hamilton Relay service, (800) 654.5984.

#### DETERMINATION OF APPLICABILITY FOR MUNICIPAL WASTE GENERAL PERMITS

**Determination of Applicability for General Permit Renewal 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 Municipal Waste Regulations for a General Permit to Operate Municipal Waste Processing Facilities and/or the Beneficial Use of Municipal Waste.**

*Southeast Region: Regional Solid Waste Manager, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

**General Permit No. WMGM008SE001. Clemens Food Group**, 2700 Clemens Road, Hatfield PA 19440-4202. This permit is for the determination of applicability (DOA) renewal under General Permit No. WMGM008SE001 for the beneficial use of restaurant oil and animal fat for use as an alternative fuel at Clemens Food Group—Hatfield Plant, located in Hatfield Township, **Montgomery County**. The general permit renewal for determination of applicability was issued by the Southeast Regional Office on October 1, 2021.

Persons interested in reviewing the general permit for the previous facility may contact the Pennsylvania Department of Environmental Protection (DEP) Waste Management Program Manager, Southeast Regional Office, 2 East Main Street, Norristown, PA 19401-4915, or by telephone at 484.250.5960. TDD users may contact the DEP through the Pennsylvania Hamilton Relay service, (800) 654.5984.

#### OPERATE WASTE PROCESSING OR DISPOSAL AREA OR SITE

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

*Northeast Region: Regional Solid Waste Manager, 2 Public Square, Wilkes-Barre, PA 18701-1915.*

**Permit No. 100932. Environmental & Recycling Services, Inc.**, 1100 Union Street, Taylor, PA 18517. Taylor Borough, **Lackawanna County**. A permit renewal for the continued operation of a construction and demoli-

tion waste landfill. The permit renewal was approved by the Regional Office on October 13, 2021.

Persons interested in reviewing the permit may contact Roger Bellas, Regional Waste Management Program Manager, Department of Environmental Protection, Northeast Regional Office, 2 Public Square, Wilkes-Barre, PA 18701-1915 at 570-826-2511. TDD users may contact the Department through the Pennsylvania Hamilton Relay service, (800) 654-5984.

**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. 100963. County of Lycoming**, P.O. Box 187, 447 Alexander Drive, Montgomery, PA 17752, Brady Township, **Lycoming County**. This is a minor permit modification for the installation of 80 additional vertical gas collection wells to the existing gas collection system at the Lycoming County Landfill. The permit was issued by Northcentral Regional Office on September 17, 2021.

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. 570-327-3752. TDD users may contact the Department through the Pennsylvania Hamilton Relay service, (800) 654-5984.

**Permit No. 101323. The Municipal Authority of the City of Sunbury**, 462 S. Fourth Street, Sunbury, PA 17801, Sunbury City, **Northumberland County**. This major permit modification application is for an increase in daily tonnage, infrastructure changes, operational procedure changes, and changes to the leachate trench at the Sunbury Transfer Station. The permit was issued by Northcentral Regional Office on October 5, 2021.

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. 570-327-3752. TDD users may contact the Department through the Pennsylvania Hamilton Relay service, (800) 654-5984.

**Permit No. 301331. Talen Generation, LLC**, 835 Hamilton Street, Suite 150, Allentown, PA 18101, Monroe Township, **Snyder County**. This minor permit modification application is for the construction of a solar development project/photovoltaic power station on Sunbury Ash Basin No. 2. The permit was issued by DEP Northcentral Regional Office on October 14, 2021.

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. 570-327-3752. TDD users may contact the Department through the Pennsylvania Hamilton 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 Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401.*

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.*

**GP3-15-0079: Allen Myers L.P. dba Allan Myers Materials**, (4042 State Road, Charlestown, PA) On October 15, 2021 for an additional portable nonmetallic mineral processing plant with crusher, vibratory screens and conveyors Charlestown Township, **Chester County**.

**GP11-15-0011: Allen Myers L.P. dba Allan Myers Materials**, (4042 State Road, Charlestown, PA) On October 15, 2021 for an additional Diesel nonroad engine associated with the additional portable nonmetallic mineral processing plant under GP3-15-0079 in Charlestown Township, **Chester County**.

**GP9-46-0113: SEI Investments Company**, (100 Cider Mill Road, Oaks, PA 19456) On October 15, 2021 for two (2) units of Diesel-fired emergency generator engines each rated at 1,371 kW (1,839 BHP), in Upper Providence Township, **Montgomery County**.

**GP9-15-0038: Vanguard Group Inc.**, (100 Cider Mill Road, Oaks, PA 19456) On October 15, 2021 for two (2) Diesel-fired Emergency Generator Engines each rated at 1,072 BHP in Tredyffrin Township, **Chester County**.

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

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

**GP9-52-007: Springbrook Enterprises, Inc.** (504 Well Road, Hawley, PA 18428) on October 13, 2021 for the construction and operation of diesel fired IC engines at the facility located in Blooming Grove Township, **Pike County**.

**GP3-52-007: Springbrook Enterprises, Inc.** (504 Well Road, Hawley, PA 18428) on October 13, 2021 for the construction and operation of a portable stone crushing plant at the facility located in Blooming Grove Township, **Pike County**.

**AG5A-58-00026A: Chesapeake Appalachia, LLC** (14 Chesapeake Lane, Sayre, PA 18840) on April 19, 2021 to operate one (1) IC Engine, three (3) heaters, one (1) generator, and one (1) condensate tank at the Maris SUS well pad site in Auburn Township, **Susquehanna County**.

**GP3-64-006B: E.R. Linde Construction Corporation** (239 Golf Hill Road, Honesdale, PA 18431) on April 19, 2021 to construct and operate a portable crushing operation with water sprays at their Middle Creek quarry in Palmyra Township, **Wayne County**.

**GP3-35-025: E.R. Linde Construction Corporation** (239 Golf Hill Road, Honesdale, PA 18431) on May 17, 2021 to construct and operate a Portable Crushing Operation with water sprays at TDC Logistics Center in Jessup Borough, **Lackawanna County**.

**GP11-35-025: E.R. Linde Construction Corporation** (239 Golf Hill Road, Honesdale, PA 18431) on May 17, 2021 to operate seven (7) nonroad engines at TDC Logistics Center in Jessup Borough, **Lackawanna County**.

**GP14-45-002: Paradise Valley Crematory Inc.** (6148 Paradise Valley Road, Cresco, PA 18326) on May 11, 2021 to operate a human remains crematory at their facility in Paradise Township, **Monroe County**.

**GP3-54-011: Mellott Company** (100 Mellott Drive, Walfordsburg, PA 17267) on June 1, 2021 to construct and operate a Portable Crushing Operation with water sprays at Feather Stone Quarry in Porter Township, **Schuylkill County**.

**GP11-54-011: Mellott Company** (100 Mellott Drive, Walfordsburg, PA 17267) on June 1, 2021 to operate five (5) nonroad engines at Feather Stone Quarry in Porter Township, **Schuylkill County**.

**GP3-35-023A: Hunlock Sand & Stone, Inc.** (106 Bickert Lane, Nazareth, PA 18064) on June 7, 2021 to construct and operate a Portable Crushing Operation with water sprays at the Alliance Landfill in Taylor Borough, **Lackawanna County**.

**AG5A-58-00030A: Cabot Oil & Gas Corporation** (2000 Park Ln, Pittsburgh, PA 15275) on June 9, 2021 to operate one (1) IC Engine, at the Mead B Pad 1 well pad site in Bridgewater Township, **Susquehanna County**.

**GP3-40-034: New Enterprise Stone & Lime Co. Inc.** (P.O. Box 77, New Enterprise, PA 16664) on June 25, 2021 to construct and operate a Portable Crushing Operation with water sprays at the Laflin Quarry in Laflin Borough, **Luzerne County**.

**GP3-39-018: Terra Technical Services, LLC** (600 Brandywine Avenue, Downingtown, PA 19335) on July 1, 2021 to construct and operate a Portable Crushing Operation with water sprays at 267 Cherokee Street in the City of Bethlehem, **Lehigh County**.

**GP9-39-018: Terra Technical Services, LLC** (600 Brandywine Avenue, Downingtown, PA 19335) on July 1, 2021 to install and operate three (3) Diesel I/C engines at 267 Cherokee Street in the City of Bethlehem, **Lehigh County**.

**GP11-58-046: Williams Field Services Co, LLC** (310 SR 92 North, Tunkhannock, PA 18657) on July 26, 2021 to operate one (1) Diesel I/C engines at the Lathrop Compressor Station in Springville Township, **Susquehanna County**.

**AG5A-58-00033A: Cabot Oil & Gas Corporation** (2000 Park Ln, Pittsburgh, PA 15275) on August 20, 2021 to operate one (1) IC Engine, at the Adams J Pad 1 well pad site in Hartford Township, **Susquehanna County**.

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

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

**AG5-41-00018A: Regency Marcellus Gas Gathering, LLC** (101 West Third Street, Third Floor, Williamsport, PA 17701) was issued on October 14, 2021, a GP-5 re-authorization for continued operation of the Roupp Compressor Station in Mifflin Township, **Lycoming County**, pursuant to the PA DEP Air Quality Bureau's General Plan Approval and General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations (BAQ-GPA/GP-5).

**AG5-17-00004A: Diversified Production, LLC** (395 Airport Road, Indiana, PA 15701) on October 14, 2021, received reauthorization to continue operation of existing sources pursuant to the General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) at their Lynn Robbins Compressor Site located in Knox Township, **Clearfield County**.

**AG5-17-00003A: Diversified Production, LLC** (395 Airport Road, Indiana, PA 15701) on October 18, 2021, received reauthorization to continue operation of existing sources pursuant to the General Plan Approval and/or General Operating Permit for Compression Stations, Processing Plants and Transmission Stations (BAQ-GPA/GP-5) at their Kewanee Deemer Compressor Site located in Brady Township, **Clearfield County**.

*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

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

**GP5-30-00220B: EQM Gathering Opco, LLC** (2200 Energy Drive, Canonsburg, PA 15317) issued authorization on October 15, 2021, for the continued operation of their existing sources which include: Three (3) natural gas-fired Caterpillar engines each rated at 4,735 bhp, two (2) 400-bbl produced water storage tanks, one (1) Loadout operation, fugitives, rod-packing, crankcase venting, blowdowns, and other miscellaneous operations at their existing Halo Compressor Station located in Center Township, **Greene County**.

**GP3-63-00903C: K&P Asphalt, Inc.** (79 Skyline Drive, Hickory, PA 15340-1321) on October 14, 2021, received authorization under GP-3 installation and/or operation of One (1) primary jaw crusher of unknown make; One (1) Screen Machine, 9x8, vibratory screen, driven by an Onan 40 bhp diesel-fired engine; One (1) Power Screen vibratory screen, driven by a 70 bhp diesel-fired engine; Four (4) conveyors. One (1) Power Screen secondary cone crusher was not authorized under GP-3. This facility is located in Smith Township, **Washington County**.

**GP11-63-00903B: K&P Asphalt, Inc.** (79 Skyline Drive, Hickory, PA 15340-1321) on October 14, 2021, the Department returned the GP11 application for one (1) 325 bhp Caterpillar engine proposed for the facility located in Smith Township, **Washington County**.

**GP5-65-01130A/AG5-65-00012A: CNX Midstream Operating Company, LLC** (1000 Consol Energy Drive, Canonsburg, PA 15317) on October 19, 2021, for the construction and operation of the proposed Bell Point 2 M&R Dehydration Station in Bell Township, **Westmoreland County**. Equipment includes a 450 MMscfd dehydrator controlled by an enclosed combustor.

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6940.*

**GP5-33-176D (AG5-33-00006A): Diversified Production LLC, Pine Creek Compressor Station** (Route 322, Pine Creek Township, PA 15825) on October 7, 2021 to allow the continued operation of compressor station equipment (BAQ-GPA/GP5) at the Pine Creek Compressor Station located in Pine Creek Township, **Jefferson County**.

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**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.**

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

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.*

**15-0010F: Cleveland-Cliffs Plate, LLC**, (139 Modena Road, Coatesville, PA 19320) On October 14, 2021 for the replacement of an existing 145' NAB furnace with a new furnace and the installation of a new NAB Shot Blast process at their facility located in the City of Coatesville, **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.*

**40-00119A: PF Nonwovens, LLC** (101 Green Mountain Road, Hazleton, PA 18202) on April 9, 2021 for the installation of an air filtration system consisting of three (3) identical fume filtration systems per line used to control particulate matter (PM) emissions from the existing extruder lines 3 and 4 at their facility located in Hazle Township, **Luzerne County**.

**35-00010C: Mactac, Inc.** (802 East Corey Street, Scranton, PA 18505) on June 4, 2021 for the modification to an existing hot melt coater line and extruder (ID120, 121) to increase coating output by 300 lbs/hr. at their facility in Moosic Borough, **Lackawanna County**.

**40-00119B: PF Nonwovens, LLC** (101 Green Mountain Road, Hazleton, PA 18202) on June 7, 2021 for the installation of a new polymer production line consisting of three (3) identical extruders at their facility located in Hazle Township, **Luzerne County**.

**58-00023A: Clear Water Technology LLC** (118 Hart Road, Montrose, PA 18801) on June 16, 2021 for the installation and operation of an evaporator to process 7,500 bpd of feedwater and condense evaporated vapor for reuse in gas well development at their facility located in Jessup Township, **Susquehanna County**.

**40-00142A: Re-Match Inc.** (400 Stewart Road, Hanover Township, PA 18706) on September 21, 2021 for an artificial turf recycling facility which includes one (1) natural gas fired dryer, and various shredding, sifting, and screening machines using thirteen (13) cyclonic separators and four (4) baghouse dust collectors to control particulate matter (PM) emissions at their facility located in Hanover Township, **Luzerne County**.

**54-00095A: Pine Creek Structures, Inc.** (102 East Market Street, Gratz, PA 17030) on September 29, 2021 for construction and operation of one (1) paint spray booth to contain the paint coating operation which includes nineteen (19) paint spray guns for their facility located in Hubley Township, **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.*

**67-05007E: Adhesives Research Inc.** (400 Seaks Run Road, Glen Rock, PA 17327) on October 14, 2021, for installation of two new chemical reactors at the adhesive coating manufacturing facility located in Springfield Township, **York County**. The new reactor tanks will produce a new polymer that will be either applied at two coating lines at the facility or sent to another facility for application.

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**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.**

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

*Contact: James Beach, New Source Review Chief—Telephone: 484-250-5920.*

**09-0196L: Abington Reldan Metals LLC**, (550 Old Bordentown Road, Fairless Hills, PA 19030-4510) on October 12, 2021 for modification was submitted on 3/16/2021 for 09-0196. Extension requested to allow time to process the modification in Falls Township, **Bucks County**.

**23-0003AD: Monroe Energy LLC**, (4101 Post Road, Trainer, PA 19061) On October 12, 2021 for the installation a 2-bay, LPG Truck Loading Rack and associated piping components in Trainer Borough, **Delaware County**.

**46-0221C: Upper Moreland Hatboro Joint Sewer Authority**, (2875 Terwood Road, Willow Grove, PA 19090-1434) on October 12, 2021 for the use of an existing emergency generator (source # 700) as a non-emergency generator. The facility will continue to also use the source as an emergency generator, in Upper Moreland Township, **Montgomery 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.*

**06-03102B: The City of Reading** (815 Washington Street, Reading, PA 19601) on October 15, 2021, for upgrades to the Reading Waste Water Treatment Plant on Fritz Island located in the City of Reading, **Berks County**. The plan approval was extended.

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

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

**18-00021B: Avery Dennison Performance Polymers** (171 Draketown Road, Mill Hall, PA 17751) on October 14, 2021, to extend the authorization to operate their R-100 emulsion reactor at their facility located in Mill Hall, **Clinton County** on a temporary basis until April 14, 2022. The plan approval has been extended.

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**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.**

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

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

**09-00090: Praxair Distribution, Inc.** (1 Steel Rd E, Morrisville, PA 19067-3613) on October 15, 2021 for the renewal of the State-Only Operating Permit to fill and recycle gas cylinders for industry. This facility is in Falls Township, **Bucks County**.

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

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

**67-03172: Panebaker Funeral Home, Inc.** (311 Broadway, Hanover, PA 17331-2505) on October 15, 2021, for a human crematory facility located in Heidelberg Township, **York County**.

*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**26-00575: Green Ridge Cemeteries, Inc./Green Ridge Memorial Park & Crematory** (2901 Memorial Blvd., Connellsville, PA 15425) on October 19, 2021, the Department issued a Natural Minor Operating Permit for the operation of the facility's air contamination sources consisting one human crematory with natural gas-fired primary and secondary chambers. The Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at their facility located in Bullsken Township, **Fayette County**.

**63-01003: EQM Gathering Opco, LLC** (2200 Energy Drive, Canonsburg, PA 15317) on October 18, 2021, the Department of Environmental Protection issued an initial natural minor State-Only Operating Permit for the continued operation of a natural gas compressor station located off of Finleyville-Elrama Road in Union Township, **Washington County**. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121 through 145, 40 CFR Part 63 Subpart HH and Subpart ZZZZ, and 40 CFR Part 60 Subpart JJJJ and OOOOa. The proposed natural minor State-Only Operating Permit includes emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for the site.

**65-01037: Alcoa Technical Center, LLC** (859 White Cloud Road, New Kensington, PA 15068) on October 14, 2021, an Air Quality State Only Operating Permit (SOOP) renewal to Alcoa Technical Center, LLC to authorize the operation of a Research and Development (R&D) facility located in Upper Burrell Township, **Westmoreland County**.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**61-00187: SMS Group—Oil City, Technical Service Division** (671 Colbert Avenue, Oil City, PA 16301-2288) on October 12, 2021, the Department issued the renewal State Only Natural Minor Operating Permit for operation of the Oil City facility owned by SMS Group located in the City of Oil City, **Venango County**. The facility's primary emission sources include a copper electroplating dip tank, nickel electroplating stations, powder coat systems, a paint booth, degreasers, polishing booths, and

miscellaneous natural gas combustion. The potential emissions of the primary pollutants from the facility are as follows: 2.49 TPY (tons per year) NO<sub>x</sub>, 1.73 TPY CO, 3.77 TPY VOC, 0.33 TPY PM<sub>10</sub> and PM<sub>2.5</sub>, and 0.01 TPY SO<sub>2</sub>; thus, the facility is a natural minor. Several of the plating and polishing operations are subject to 40 CFR 63 Subpart WWWW, NESHAP Area Source Standards for Plating and Polishing Operations. The renewal permit contains emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA. 19104-4543.*

*Contact: Edward Wiener, Chief of Source Registration, 215-685-9426.*

The City of Philadelphia, Air Management Services (AMS) administratively amended Operating Permits issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices for the following facilities:

**OP16-000024: Temple University Hospital—Juniata Park Campus** (1331 E. Wyoming Avenue, Philadelphia, PA 19124) City of Philadelphia, **Philadelphia County**, administratively amended on October 15, 2021 to incorporate a change of ownership, a change of facility contact, and a change of responsible official. The Natural Minor Operating Permit was originally issued on December 9, 2016.

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

*Contact: Janine Tulloch-Reid, New Source Review Chief—Telephone: 484-250-5920.*

**46-00262: Penn Color, Inc.** (2801 Richmond Road, Hatfield, PA 19440) located in Hatfield Township, **Montgomery County**. On October 1, 2021, the Minor Modification of State Only Operating Permit was issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462. This modification was received contemporaneously with a plan approval exemption request (RFD No. 9182) to address replacing, relocating, and reconfiguring various activities and dust collection systems within the Dry Building—Color Concentrate Manufacturing (Source ID 100). The modifications will not result in emission increases above the emissions allowable in the existing Operating Permit and will not result in an increased ambient air quality impact for an air contaminant; as well as no request for an increase in emissions and Penn Color will comply with all existing permit conditions will be met. The modified permit will include monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00081: Optinova Valley Forge, Inc.** (435 School Lane, Plymouth Meeting, PA 19462) on October 13, 2021 for a Minor Operating Permit application to modify their Air Quality Permit for their location in Plymouth Township, **Montgomery County**. The modification is for the removal of 4 horizontal extruders and 5 vertical extruders and change the lubricant in the extrusion process from Isopar G or H to Soltrol 100. Optinova is classified as a synthetic minor facility for volatile organic compounds (VOC). There is no increase of VOC emissions with the issuance of the modification. The modified permit contains testing, monitoring, recordkeeping, and work practice conditions designed to minimize emissions and keep the facility operating within all applicable air quality requirements.

**09-00152: Gelest, Inc.** (11 Steel Road East, Morrisville, PA 19067) on October 1, 2021 Synthetic Minor Operating Permit minor modification was issued for the reactivation of an acid gas scrubber. The permit will include emission limits, monitoring, recordkeeping and reporting requirements designed to keep the facility operating within all applicable air quality requirements. The facility is in Morrisville, **Bucks County**.

**23-00014: Kimberly Clark of PA, LLC** (Front and Avenue of the States, Chester, PA 19013) located in Chester, **Delaware County**. On October 15, 2021, the amendment incorporated Plan Approval 23-0014J into the Title V permit. This plan approval authorized the installation of 3 diesel-fired emergency generators. The permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

**46-00005: Merck, Sharp & Dohme, Corp.** (770 Sumneytown Pike, West Point, PA 19486-0004) located in Upper Gwynedd Township, **Montgomery County**. On October 15, 2021, a minor modification of Title V Operating Permit No. 46-00005 was issued; under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.462; that modifies the permit such that references to sources and conditions for sources that have been removed from the site have been removed from the permit. Other minor changes were made, including the addition of Requests for Determinations that were completed and approved, which are referenced under Section H of the permit. The modified TVOP includes monitoring, recordkeeping, reporting, and work practice requirements designed to keep the facility operating within all applicable air quality requirements.

**46-00259: EPP Renewable Energy LLC**, (4000 Fox Hound Drive, LaFayette, PA 19444) on October 1, 2021 was issued for an Administrative Amendment that changed the name of the Responsible Official contact from Steven A Gabrielle to Thomas W. Judge, Sr. in accordance with 25 Pa. Code § 127.450(a)(2). The facility is located in Whitmarsh Township, **Montgomery County**.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

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

**07-05003: Norfolk Southern Railway, Co.** (200 North 4th Avenue, Altoona, PA 16601-6702) on October 7,

2021, for the Juniata Locomotive Shops facility located in Logan Township, **Blair County**. The Title V permit underwent a significant modification to revise the facility's RACT 1 requirements.

*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**TV-63-00015: Flexsys America L.P.** (829 Route 481, Monongahela, PA 15063-3437) on October 19, 2021, the Department issued an administrative amendment of the Title V Operating Permit to change the responsible official and permit contact information for the Monongahela Plant located in Carroll Township, **Washington County**.

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**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.**

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

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

**46-00201: Kirk & Nice Funeral Home** (80 Stenton Avenue, Plymouth Meeting, PA 19462) crematory facility located in Whitmarsh Township, **Montgomery County**. On October 15, 2021, the Operating Permit was revoked as a result of the permanent shutdown of significant sources at the facility.

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

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

**AG5-53-00001B: UGI Texas Creek, LLC** (835 Knitting Mills Way, Wyomissing, PA 19610) terminated General Plan Approval and/or General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations AG5-53-00001B on October 13, 2021 for the Button 901 Compressor Station located in West Branch Township, **Potter County**. This facility has been permanently shut down.

**AG5-59-00003B: UGI Texas Creek, LLC** (835 Knitting Mills Way, Wyomissing, PA 19610) terminated General Plan Approval and/or General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations AG5-59-00003B on October 13, 2021 for the Lick Run 803 Compressor Station located in Gains Township, **Tioga County**. This facility has been permanently shut down.

*Southwest Regional Office, Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, Facilities Permitting Chief, 412.442.4336.*

**GP11-63-00903B: K&P Asphalt, Inc.** (79 Skyline Drive, Hickory, PA 15340-1321) on October 14, 2021, the Department returned the GP11 application for one (1) 325 bhp Caterpillar engine proposed for the facility located in Smith Township, **Washington County**.

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).**

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### Coal Permits Issued

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

**Permit No. 30841316 and NPDES Permit No. PA0213535. Consol Pennsylvania Coal Company LLC**, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, to revise the permit and related NPDES permit for installation of four (4) de-gas boreholes for Bailey Mine & Prep Plant in Richhill and Aleppo Townships, **Greene County** affecting 19.9 surface acres. No additional discharges. The application was considered administratively complete on October 9, 2020. Application received: August 20, 2020. Permit issued: September 29, 2021.

**Permit No. 63921301 and NPDES Permit No. PA0214434. Washington County Land Resources, Inc.**, 46226 National Road, St. Clairsville, OH 43950, to transfer the permit and related NPDES permit from UMCO Energy, Inc. for High Quality Mine in Fallowfield Township, **Washington County**. No additional discharges. The application was considered administratively complete on March 24, 2021. Application received: November 30, 2020. Permit issued: October 1, 2021.

**Permit No. 63733706. Washington County Land Resources, Inc.**, 46226 National Road, St. Clairsville, OH 43950, to transfer the permit from Maple Creek Mining, Inc. for Ginger Hill Refuse Area I in Nottingham Township, **Washington County**. No discharges. The application was considered administratively complete on March 8, 2021. Application received: November 30, 2020. Permit issued: October 1, 2021.

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

**Permit No. 17080105. King Coal Sales, Inc., P.O.** Box 712, Philipsburg, PA 16866. Renewal of a mining permit for reclamation only of a bituminous surface coal mine located in Morris Township, **Clearfield County** affecting 104.3 acres. Receiving stream(s): Unnamed Tributaries to Alder Run and Alder Run classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: April 19, 2021. Permit issued: October 15, 2021.



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

**Permit No. 40663023R7 and NPDES Permit No. PA0225207 Pagnotti Enterprises, Inc.**, 144 Brown Street, Yatesville, PA 18640, renewal of an existing anthracite surface mine, coal refuse reprocessing, coal refuse disposal and coal preparation plant operation in Hazle Township, **Luzerne County** affecting 640.0 acres. Receiving stream: Hazle Creek. Application received: January 5, 2021. Renewal issued: October 13, 2021.

*Noncoal Permits Issued*

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

**PAM221013-GP104. Dale Harrington**, 833 Warren Center Road, Warren Center, PA 18851. Renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP GP-104) on **Noncoal Permit No. 08190801** located in Warren Township, **Bradford County**. Receiving stream(s): Un-named Tributary to Wappasening Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Notice of Intent received: May 13, 2021. Permit issued: October 15, 2021.

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

**NPDES Permit No. PA0226173 (Mining Permit No. 5975SM3). Eureka Stone Quarry, Inc.**, P.O. Box 249, Chalfont, PA 18914, new NPDES Permit for discharge of treated mine drainage in Covington Township, **Lackawanna County**. Application received: February 25, 2021. Issued: October 14, 2021.

**NPDES Permit No. PA0593206 (Mining Permit No. 7373SM3). Lehigh Asphalt Paving & Construction Company**, P.O. Box 549, Tamaqua, PA 18252, renewal of an NPDES Permit for discharge of treated mine drainage in East Penn Township, **Carbon County**. Application received: April 5, 2021. Renewal issued: October 14, 2021.

**NPDES Permit No. PA0010235 (Mining Permit No. 67870301). York Building Products Co., Inc.**, 950 Smile Way, Suite A, York, PA 17405, modification of an NPDES Permit for discharge of treated mine drainage from a quarry operation to revise the NPDES Permit to allow an Average Monthly Discharge from either NPDES Outfall 001 or NPDES Outfall 003 to total 4.6 MGD in West Manchester Township and City of York, **York County**. Receiving stream: Willis Run. Application received: April 19, 2021. Modification issued: October 14, 2021.

**NPDES Permit No. PA0123544 (Mining Permit No. 4874SM2). Pennsy Supply, Inc.**, 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, modification of an NPDES Permit for discharge of treated mine drainage from a quarry operation to revise the discharge rate on Outfall 002 to 10.0 MGD in Jackson Township, **York County**. Receiving stream: Little Conewago Creek. Application received: November 13, 2020. Modification issued: October 15, 2021.

**NPDES Permit No. PA0226190 (Mining Permit No. 64212801). Leo's 848 Products, LLC**, P.O. Box 277, Lake Como, PA 18437, new Non-Discharging NPDES Permit in Buckingham Township, **Wayne County**. Receiving stream: Delaware River. Application received: June 9, 2021. Permit issued: October 15, 2021.

**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. 09214106. Valley Rock Solutions, LLC**, P.O. Box 246, Macungie, PA 18062, construction blasting for Milford Village, Dolores Drive Utilities in Milford Township, **Bucks County** with an expiration date of October 1, 2022. Permit issued: October 8, 2021.

**Permit No. 15214108. Valley Rock Solutions, LLC**, P.O. Box 246, Macungie, PA 18062, construction blasting for Woodlands at Greystone in West Goshen Township, **Chester County** with an expiration date of October 8, 2022. Permit issued: October 8, 2021.

**Permit No. 46214116. M3 Explo, LLC**, P.O. Box 528, Bowmansville, PA 17507, construction blasting for Limekiln Phase 2 in Ambler Borough, **Montgomery County** with an expiration date of October 4, 2022. Permit issued: October 13, 2021.

**Permit No. 06214113. Maurer & Scott Sales, Inc.**, 122 Thomas Street, Coopersburg, PA 18036, construction blasting for Rolling Hills Landfill in Earl Township, **Berks County** with an expiration date of September 23, 2023. Permit issued: October 15, 2021.

**Permit No. 06214116. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, construction blasting for Bethel Business Park in Bethel Township, **Berks County** with an expiration date of July 19, 2022. Permit issued: October 15, 2021.

**Permit No. 15214109. Rock Work, Inc.**, 1257 DeKalb Pike, Blue Bell, PA 19422, construction blasting for Exton Knoll in West Whiteland Township, **Chester County** with an expiration date of November 1, 2022. Permit issued: October 15, 2021.

**Permit No. 67214118. Abel Construction Co., Inc.**, 3925 Columbia Avenue, Mountville, PA 17554, construction blasting for Eagles View Phases 4 & 5 in Manchester Township, **York County** with an expiration date of September 27, 2022. Permit issued: October 15, 2021.

**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 Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

##### **Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under Section 401 of the FWPCA.**

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

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

**E4802121-004: PA Department of Transportation, Eng District 5-0, 1002 Hamilton Street, Allentown, PA 18101, Allen Township, Northampton County Army Corps of Engineers, Philadelphia District.**

To authorize the following water obstructions and encroachments associated with the SR 3017-01B Project:

1. To remove the existing structure and to construct and maintain a 67.17-foot wide box culvert carrying SR 3017 across Dry Run (CWF, MF) having a 16.5-foot span and a 4.5-foot underclearance.

2. To permanently remove a structure that carries a driveway over Dry Run, located immediately downstream of the box culvert installation.

3. To construct and maintain a new outfall projecting through the southwest wingwall and discharging into Dry Run, 931 square feet of the Dry Run floodway will be impacted.

4. To remove the existing structure and to construct and maintain an outfall structure discharging into Dry Run approximately 175-feet west of the box culvert installation, 198 square feet of a Tributary to Dry Run and Dry Run will be impacted.

The project is located along S.R. 3017 Sec 01B Segment 0150, Offset 1387, approximately 0.20 miles northwest of

the S.R. 3017/0329 intersection (Catasauqua, PA Quadrangle Latitude: 40° 41' 56" N Longitude: 75° 28' 6" W).

*Southwest Region: Waterways & Wetlands Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000, Dana Drake.*

**E0205221-005, Springdale Borough, 325 School Street, Springdale PA 15144, Springdale Borough, Allegheny County; Pittsburgh ACOE District.**

Has been given consent to:

1. Construct, operate, and maintain a 17.8 foot by 32.1-foot floating kayak dock and 16' foot long floating gang way, attached to two 12" permanent piles within the Allegheny River (WWF). Upgrades to the existing parking lot include construction of a concrete ADA parking spot measuring 17 by 21 by 4.9 foot and construction of a retaining wall measuring 48 by 2 by 3.1 foot with jumbo block walls, within the floodplain.

2. Operate and maintain an existing concrete boat launch measuring 36 foot by 36.3 foot, within the Allegheny River (WWF) and floodway.

3. Operate and maintain the existing asphalt access road within the Allegheny River floodplain.

4. The total permanent watercourse impacts are 0.02 acre (875 sq ft). The total permanent floodway impacts are 0.048 acre. The total permanent floodplain impacts are 0.056 acre.

5. For the purpose of enhancing the existing launch area for Springdale Borough and neighboring communities by providing ADA accessibility.

The project site is located at 2 Colfax Street (New Kensington West, PA USGS topographic quadrangle; N: 40°, 32', 08"; W: -79°, 46', 59"; Sub-basin 18A; USACE Pittsburgh District), in Springdale Borough, Allegheny County.

**E0205221-043, Sunoco Partners Marketing & Terminals, LP, 525 Fritztown Road, Sinking Spring, PA 19608, O'Hara Township, Allegheny County; ACOE Pittsburgh District.**

Has been given consent to:

1. Relocate a 1,176-foot long stream enclosure which conveys an unnamed tributary (UNT) to the Allegheny River (WWF). The existing enclosure consists of a 140-foot long 48-inch reinforced concrete pipe (RCP) that reduces to a 570-foot long 36-inch corrugated metal pipe (CMP), and further reduces to two 477-foot long 24-inch RCP pipes;

2. Construct, operate, and maintain a new 1,180-foot long enclosure in the aforementioned relocated channel. The proposed enclosure will consist of a 980-foot long 48-inch HDPE pipe, a 120-foot long 48-inch RCP, and an 80-foot long 48-inch asphalt coated corrugated pipe (ACCOMP). The ACCOMP will be encased by a 60-inch steel pipe;

3. Construct, operate, and maintain 5 outfalls to the proposed enclosure and Manholes 2, 6, 7 (two) & 13;

4. Construct, operate and maintain a trash rack on the inlet of the proposed stream enclosure;

5. Permanently impact 0.006 acre of the floodway of the Allegheny River (WWF-N), due to the aforementioned items;

6. Temporarily impact 0.63 acre of floodway of the UNT, and temporarily impact 0.08 acre of the floodway of the Allegheny River, due to the aforementioned items.

For the purpose of preventing flooding. Due to the project scope, mitigation is not proposed. The project will permanently impact 1,187 linear feet of an unnamed tributary (UNT) to the Allegheny River (WWF), and temporarily impact 18 linear feet. The project site is located near the intersection of Boyd Ave and Freeport Rd (Braddock, PA USGS topographic quadrangle; N: 40°, 29', 57.1"; W: -79°, 51', 19.2"; Sub-basin 18A; USACE Pittsburgh District), in O'Hara Township, Allegheny County.

**E6505121-003, PennDOT District 12-0**, 825 N. Galatin Ave. Ext., Uniontown, PA 15401, North Bethlehem Township, **Washington County**, South Huntingdon and Rostraver Townships, **Westmoreland County**; ACOE Pittsburgh District.

Has been given consent to:

1. Plug (with grout) and abandon an existing 117' long, 48" Reinforced Concrete Pipe (RCP), and construct a realigned replacement, 161' long, 48" RCP with endwalls, rock apron, manhole, and 30" diameter stormwater outfall, having a permanent impact of 269 LF and temporary impact of 315 LF to an unnamed tributary (UNT) to Cedar Creek (TSF)(ST-30), having a drainage area of 53.2 acres,
2. Construct and maintain a 18" RCP diameter stormwater outfall having a permanent impact of 14 LF, and temporary impact of 40 LF to UNT to Cedar Creek (TSF)(ST-30), having a drainage area of 53.2 acres,
3. Plug and abandon a portion of the existing 97' long, 15" diameter RCP and stormwater inlets, and construct and maintain a realigned replacement, 124' long 30" diameter RCP, endwalls, stormwater inlet, and rock apron, having a permanent impact of 138 LF, and temporary impact of 152 LF to UNT to Cedar Creek (WWF)(ST-29), having a drainage area of 4.8 acres,
4. Plug and abandon an existing 255' long 30"/36" diameter RCP, construct and maintain a realigned replacement, 317' long 30" diameter RCP, endwalls, two manholes, and rock apron, having a permanent impact of 286 LF, and temporary impact of 315 LF to UNT to Cedar Creek (TSF)(ST-25), having a drainage area of 29.4 acres, and temporary impact of 57 LF to UNT to Cedar Creek (TSF)(ST-24), having a drainage area of 1.8 acres,
5. Place and maintain fill in 25' of channel, construct and maintain a 31' long relocated channel, having a permanent impact of 25 LF, and temporary impact of 25 LF to UNT to Cedar Creek (TSF)(ST-26), having a drainage area of 1.8 acres,
6. Place and maintain fill in 207' of channel, having a permanent impact of 207 LF to UNT to Cedar Creek (TSF)(ST-23), having a drainage area of 0.75 acre,
7. Construct and maintain a 30" RCP diameter stormwater outfall and stream relocation having a permanent impact of 18 LF, and temporary impact of 32 LF of Cedar Creek (TSF)(ST-17), having a drainage area of 2,209 acres,
8. Construct and maintain a 45' long culvert extension to an existing 199' long, reinforced concrete arch culvert, having 20' span and 13.5' rise, including wingwalls, having a permanent impact of 82 LF, and temporary impact of 337 LF of Cedar Creek (TSF)(ST-017), having a drainage area of 2,209 acres,
9. Construct and maintain a 36" RCP diameter stormwater outfall and a 24" RCP stormwater outfall, and rock aprons having a permanent impact of 15 LF, and temporary impact of 37 LF to Cedar Creek (TSF)(ST-17), having a drainage area of 2,230 acres,
10. Place and maintain fill in 207' of stream channel, construct and maintain a 283' long relocated channel, having a permanent impact of 207 LF, and temporary impact of 207 LF to UNT to Cedar Creek (TSF)(ST-27), having a drainage area of 1.5 acres,
11. Construct and maintain an 18" diameter stormwater outfall pipe and rock apron, having a permanent impact of 16 LF, and temporary impact of 31 LF, to UNT to Cedar Creek (TSF)(ST-34), having a drainage area of 3.5 acres,
12. Partially remove a privately owned 15" diameter RCP, construct and maintain a 115' long 30" diameter RCP stormwater inlet and rock apron, having a permanent impact of 124 LF, and temporary impact of 151 LF to UNT to Cedar Creek (TSF)(ST-34), having a drainage area of 3.5 acres,
13. Construct and maintain an 18" diameter RCP stormwater outfall, emergency spillway and rock apron, having a permanent impact of 13 LF, and temporary impact of 63 LF to Cedar Creek (TSF), having a drainage area of 902 acres,
14. Remove 43' of upstream section of an existing 90.5' long reinforced concrete arch box culvert, having a 10' span and 10' rise, construct and maintain a 75' long, downstream culvert extension, with the same dimensions, having a permanent impact of 166 LF, and temporary impact of 243' to Cedar Creek (TSF)(ST-17), having a drainage area of 851 acres,
15. Construct and maintain 36" diameter RCP stormwater outfall pipe and rock apron, having a permanent impact of 10 LF and temporary impact of 95 LF to Cedar Creek (TSF)(ST-17), having a drainage area of 2,272 acres,
16. Construct and maintain rock scour protection, and perform Class A repairs (concrete patching), to the existing 103' long, 20' wide, single span bridge, carrying SR 0051 over Cedar Creek, having a temporary impact of 160 LF of Cedar Creek (TSF)(ST-17), having a drainage area of 2,470 acres,
17. Construct and maintain a rock drain, drainage ditch and embankment along UNT to Cedar Creek (TSF), having a permanent impact of 49 LF, and temporary impact of 63 LF, to UNT to Cedar Creek (TSF)(ST-16), having a drainage area of 0.54 acre,
18. Place and maintain fill in 206' of channel, having a permanent impact of 206 LF in UNT to Cedar Creek (TSF)(ST-10), having a drainage area of 24.6 acres,
19. Place and maintain fill in 65' of channel, having a permanent impact of 65 LF in UNT to Cedar Creek (TSF)(ST-11), having a drainage area of less than 0.1 acre,
20. Place and maintain fill in 350' of channel, construct and maintain a 289' relocated channel, and a 18" diameter RCP stormwater outfall with rock apron, having a permanent impact of 350LF, and temporary impact of 350 LF, to UNT to Cedar Creek (TSF)(ST-40), having a drainage area of 5.8 acres,
21. Plug and abandon an existing 118' long, 15" diameter RCP, and place and maintain fill in 156' of channel, having a permanent impact of 274 LF to UNT to Cedar Creek (TSF)(ST-44), having a drainage area of 2 acres,
22. Plug and abandon an existing 134' long, 24" diameter RCP, to remove the 120' long 30' diameter RCP, and

to place and maintain fill in 341' of channel, having a permanent impact of 595 LF to UNT to Cedar Creek (TSF)(ST-45), having a drainage area of 20.4 acres,

23. Remove the existing 55' long, 18" diameter RCP, and to construct and maintain fill in 32' of channel, having a permanent impact of 87 LF to UNT to Cedar Creek (TSF)(ST-46), having a drainage area of 2.8 acres,

24. Plug and abandon the existing 89' long 72" Dia. Corrugated Metal Pipe (CMP), to remove 62' of the existing 12" Dia. Corrugated Plastic Pipe (CPP), and to construct and maintain a 264' relocated stream channel, an 83' long 24' diameter HDPE pipe with manhole and rock apron, a 334' long 72" diameter RCP with endwalls and manhole, having a permanent impact of 634 LF, and temporary impact of 663 LF to UNT to Cedar Creek (TSF)(ST-18), having a drainage area of 57.7 acres,

25. Remove the existing 24" diameter pipe, and construct and maintain a 36" Dia. RCP stormwater outfall and rock apron, having a permanent impact of 16 LF, and temporary impact of 25 LF to UNT to Cedar Creek (TSF)(ST-18), having a drainage area of 57.7 acres,

26. Plug and abandon an existing 162' long 18" diameter RCP, and to place and maintain fill, having a permanent impact of 168 LF to UNT to Youghiogheny River (WWF)(ST-41), having a drainage area of 11.1 acres,

27. Remove the existing 91' long 48" diameter RCP, and to construct and maintain a relocated replacement 214' long 48" diameter RCP with endwalls, manhole, inlet and rock apron, and 18" diameter stormwater outfall, having a permanent impact of 254 LF, and temporary impact of 269 LF to UNT to Youghiogheny River (WWF)(ST-42), having a drainage area of 24.9 acres,

28. Remove the existing 12" diameter pipe and construct and maintain an 18" diameter RCP, having a permanent impact of 10 LF, and temporary impact of 20 LF to UNT to Youghiogheny River (WWF)(ST-42), having a drainage area of 24.9 acres,

29. Construct and maintain excavation and grading within the floodway, for a cul-de-sac for McClain Road, having a permanent impact of 21 square feet, and a temporary impact of 180 square feet to the floodway of UNT to Youghiogheny (WWF)(ST-35), having a drainage area of 64 acres,

30. Remove an existing 141' long 18" diameter RCP, and 61' long 18" diameter CMP, and construct and maintain a replacement 50' long 18" diameter RCP stormwater outfall and rock apron, having a permanent impact of 367 LF, and temporary impact of 367 LF to UNT to Youghiogheny River (WWF) (ST-51), having a drainage area of 50.9 acres,

31. Construct and maintain a 23' long 8' wide x 6' high RC box culvert extension to the downstream side of the existing 146.9' long, 8' wide, 5' high RC Arch culvert, and an 18" diameter RCP stormwater outfall and rock apron, having a permanent impact of 190 LF, and temporary impact of 197 LF to UNT to Youghiogheny River (WWF)(ST-36), having a drainage area of 153 acres,

32. Construct and maintain a 36" diameter RCP stormwater outfall and rock apron, having a permanent impact of 13 LF, and temporary impact of 31 LF to UNT to Youghiogheny River, (WWF)(ST-36), having a drainage area of 154 acres,

33. Construct and maintain a 24" diameter RCP stormwater outfall and rock apron, having a permanent

impact of 32 LF, and temporary impact of 40 LF to Youghiogheny River (WWF)(ST-28), having a drainage area of 972,800 acres,

34. Construct and maintain an 18" diameter RCP stormwater outfall and rock apron, having a permanent impact of 28 LF, and temporary impact of 40 LF to the Youghiogheny River (WWF)(ST-28), having a drainage area of 972,800 acres,

35. Rehabilitate the existing Smithton High-Level Bridge, having a temporary impact of 298 LF to the Youghiogheny River (WWF)(ST-28), having a drainage area of 972,800 acres,

36. Construct and maintain stream mitigation, including mud sills, cross vanes, toe logs, streambank stabilization, grading, and planting, along Cedar Creek (TSF), having a permanent impact of 900 LF, and temporary impact of 100 LF,

37. Place and maintain fill in wetland W-10 (PEM 50%/PSS 25%/PFO 25%), having a permanent impact of 0.479 acre, and temporary impact of 0.208 acre,

38. Place and maintain fill in wetland W-8 (PEM 50%/PSS25%/PFO25%), having a permanent impact of 0.004 acre,

39. Place and maintain fill in wetland W-12 (PEM), having a permanent impact of 0.065 acre,

40. Place and maintain fill in wetland W-13 (PSS), having a permanent impact of 0.031 acre,

41. Place and maintain fill in wetland W-14 (PSS 75%/PFO 25%), having a permanent impact of 0.014 acre,

42. Place and maintain fill in wetland W-25 (PEM 40%/PSS 60%), having a permanent impact of 0.521 acre,

43. Place and maintain fill in wetland W-26 (PEM 25%/PSS 50%/PFO 25%), having a permanent impact of 0.208 acre,

44. Place and maintain fill in wetland W-28 (PEM 50%/PSS 50%), having a permanent impact of 0.464 acre,

45. Place and maintain fill in wetland W-29 (PEM 60%/PSS 40%), having a permanent impact of 1.686 acres,

46. Place and maintain fill in wetland W-30 (PEM), having a permanent impact of 0.082 acre,

47. Place and maintain fill in wetland W-27 (PSS), having a permanent impact of 0.271 acre,

48. Place and maintain fill in wetland W-19 (PEM 50%/PSS 25%/PFO 25%), having a permanent impact of 0.502 acre,

49. Place and maintain fill in wetland W-23 (PFO), having a permanent impact of 0.011 acre,

50. Place and maintain fill in wetland W-22 (PEM 20%/PSS 20%/PFO 60%), having a permanent impact of 0.572 acre, and temporary impact of 0.104 acre,

51. Place and maintain fill in wetland W-21 (PEM), having a permanent impact of 0.006 acre,

52. Construct and maintain stream and wetland mitigation, having a permanent impact of 1,800 LF, and temporary impacts of 1,800 LF to Little Daniels Run (TSF)

For the purpose of reconstructing 2.1 miles of Interstate 70, including the intersection of SR 0051. The project will permanently impact 2,160 LF of perennial stream, 2,193 LF of intermittent stream, and 575 LF of ephemeral stream. The project will temporarily impact 3,357 LF

of perennial stream, 867 LF of intermittent stream, and 399 LF of ephemeral stream. The project impacts will total 7,628 LF of permanent impact, and 7,423 LF of temporary impact. The project will also include 4.913 acres of permanent, and 0.321 acre of temporary impacts to wetlands.

Stream mitigation will occur along 900 LF of Cedar Creek, and 1,800 LF of Little Daniels Run. Wetland mitigation will occur with the creation of 3.01 acres of new wetland at State Game Lands # 297. A portion (2.24 acres) of wetland mitigation for this project was previously built as part of the SR 0070 L10-L20 project (E65051-997).

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

**E1006221-002, Cranberry Business Park Associates, LP**, 3120 Unionville Road, Suite 300, Cranberry, PA 16066. Cranberry Business Park, Buildings 280/290, in Cranberry Township, **Butler County**, ACOE Pittsburgh District (Mars, PA Quadrangle N: 40°, 42', 35"; W: -80°, 6', 58").

Permanently impacting 0.1 acre of PEM/PFO wetland for construction of buildings 280 and 290 and parking on a 15.9 acres parcel between Unionville Road and West Kensinger Drive (Mars, PA Quadrangle N: 40°, 42', 35"; W: -80°, 6', 58") in Cranberry Township, Butler County. Mitigation for project impact is through purchase of 0.28 acre of wetland credits from RES First Pennsylvania Resource at the Robinson Fork Mitigation Bank.

**E4206221-001. Sergeant Township**, 14225 Wilcox Road, Mt Jewett, PA 16740. Bloomster Hollow Road Bridge, in Sergeant Township, **McKean County**, ACOE Pittsburgh District (Hazel Hurst, PA Quadrangle N: 41°, 44', 30"; W: -78°, 30', 18").

Removing the existing bridge and construct and maintain a 26-foot long precast concrete box culvert measuring approximately 8 feet high by 12 feet wide with wing walls and in-stream channel ribs for grade control in Bloomster Hollow on Bloomster Hollow Road at a point approximately 1000 feet northwest of the Bloomster Hollow Road and Riddell Lane intersection (Hazel Hurst, PA Quadrangle N: 41°, 44', 30"; W: -78°, 30', 18") in Sergeant Township, McKean County.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA2203221-004. First Pennsylvania Resource, LLC**, 33 Terminal Way, Pittsburgh, PA 15219. Susquehanna Township, **Dauphin County**. Army Core of Engineers Baltimore District.

To the re-grade and maintain 1.) 3,290-feet of unnamed tributaries to Asylum Run (WWF, MF); 2.) 1.36 acres of the floodway of unnamed tributaries to Asylum Run (WWF, MF); and 3.) 0.13 acre of palustrine emergent wetlands, all for the purpose of reducing sediment loading to the streams. The project is located approximately 200 feet south of the intersection of Elmerton Avenue and Kohn Road (Latitude: 40.2947°N, Longitude 76.8590°W) in Susquehanna Township, Dauphin County. Permit issued October 18, 2021.

#### 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 Sec-

tion 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 Hamilton 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, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.*

ESCGP-3 # ESG076521009-00

Applicant Name Laurel Mtn Midstream OPR, LLC

Contact Person Steph Ranker

Address 111 Enterprise Lane

City, State, Zip Connellsville, PA 15425

County Westmoreland

Township(s) Sewickley

Receiving Stream(s) and Classification(s) UNTs to # 22827 Little Sewickley Creek (TSF); # 21863 Sewickley Creek (WWF-Impaired Metals)

ESCGP-3 # ESX14-003-0005

Applicant Name EQT Productions Company

Contact Person Todd Klaner

Address Woodcliff Drive Suite 200

City, State, Zip Canonsburg, PA 15317

County Allegheny

Township(s) Forward

Receiving Stream(s) and Classification(s) Trib 39770 to Sunfish Run and Sunfish Run of Monongahela River Watershed which has a Chapter 93 designated use as Warm Water Fishes (WWF)

*Eastern Region: Oil & Gas Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*

ESCGP-3 # ESG295821025-00

Applicant Name Cabot Oil & Gas Corp

Contact Person Kenneth Marcum

Address 2000 Park Lane Suite 300

City, State, Zip Pittsburgh, PA 15275

County Susquehanna

Township(s) Auburn

Receiving Stream(s) and Classification(s) UNT to Elk Lake Stream (CWF, MF), West Creek (CWF, MF) Secondary: Elk Lake Stream (CWF, MF)

ESCGP-3 # ESG295821020-00  
 Applicant Name Cabot Oil & Gas Corp  
 Contact Person John Smelko  
 Address 2000 Park Lane Suite 300  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna  
 Township(s) Springville  
 Receiving Stream(s) and Classification(s) UNT to Monroe  
 Creek (CWF-MF), Horton Creek (CWF-MF)  
 Secondary: Tunkhannock Creek (TSF-MF), Oxbow  
 Creek (CWF-MF)

ESCGP-3 # ESG295821026-00  
 Applicant Name Cabot Oil & Gas Corp  
 Contact Person Kenneth Marcum  
 Address 2000 Park Lane Suite 300  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna  
 Township(s) Gibson  
 Receiving Stream(s) and Classification(s) Tunkhannock  
 Creek (CWF-MF), Bell Creek (CWF-MF)  
 Secondary: Susquehanna River (WWF-MF)

ESCGP-3 # ESG295821024-00  
 Applicant Name Cabot Oil & Gas Corp  
 Contact Person Kenneth Marcum  
 Address 2000 Park Lane Suite 300  
 City, State, Zip Pittsburgh, PA 15275  
 County Susquehanna  
 Township(s) Springville  
 Receiving Stream(s) and Classification(s) UNT to Field  
 Brook (CWF, MF)  
 Secondary: Field Brook (CWF, MF)

ESCGP-3 # ESG290821046-00  
 Applicant Name Chesapeake Appalachia, LLC  
 Contact Person Eric Haskins  
 Address 14 Chesapeake Lane  
 City, State, Zip Sayre, PA 18840  
 County Bradford  
 Township(s) Sheshequin  
 Receiving Stream(s) and Classification(s) UNT Snyder  
 Creek (WWF)  
 Secondary: Snyder Creek (WWF)

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

**The Following Plans and Reports Were Submitted  
 Under the Storage Tank and Spill Prevention Act  
 (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation support-

ing 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.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Frank's Auto Service**, Storage Tank ID # 39-02755, 6530 Route 309, Center Valley, PA 18034, Upper Saucon Township, **Lehigh County**. Trimpi Associates, 1635 Old Plains Road, Pennsburg, PA 18073, on behalf of Frank and Cynthia Terdik, 6530 Route 309, Center Valley, PA 18034, submitted a Remedial Completion Report concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet Statewide health standards.

**Frontier Communications**, Storage Tank ID # 40-08486, 110 CTE Drive, Dallas, PA 18612, Dallas Township, **Luzerne County**. Atlas, 920 Germantown Pike, Suite 200, Plymouth Meeting, PA 19462, on behalf of Frontier Communications, 610 Morgan Street, Tampa, FL 33602, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

**Barco Realty (former Lehigh Tire)**, Storage Tank ID # 40-21424, 315 West Broad Street, Hazleton, PA 18201, Hazleton City, **Luzerne County**. Gary C. Calvert, P.O. Box 504, Hollidaysburg, PA 16648, on behalf of Barco Realty, 301 West Broad Street, Hazleton, PA 18201, submitted a combined Site Characterization and Remedial Action Plan concerning remediation of groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

**Mountain Fuels**, Storage Tank ID # 45-13352, 190 King Street, East Stroudsburg, PA 18301, East Stroudsburg Borough, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Perception LLC, 225 Flicksville Road, Bangor, PA 18013, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

*Southcentral Regional Office: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.*

*Contact: Robin L. Yerger, LPG.*

**Rutters Farm Store 24**, Storage Tank Facility ID # 67-38001, 2600 Delta Road, Brogue, PA 17309,

Chanceford Township, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of CHR Corporation, 2295 North Susquehanna Trail, Suite C, York, PA 17404 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet a combination of the Statewide health standard and site-specific standard.

*Northwest Regional Office: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.*

*Contact: Kim Bontrager, Clerk Typist 3.*

**Leomart**, Storage Tank Facility ID # 43-91566, 854 Perry Highway, Mercer, PA 16137, East Lackawanna Township, **Mercer County**. Letterle & Associates, 191 Howard Street, Suite 108, Franklin, PA 16323 on behalf of Leomart, LLC, 854 Perry Highway, Mercer, PA 16137, submitted a combined Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline constituents. The report is intended to document remediation of the site to meet the Statewide health standard.

**Country Fair 46**, Storage Tank Facility ID # 25-09234, 3826 Peach Street, Erie, PA 16509, City of Erie, **Erie County**. Atlas Technical Consultants, 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 Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet the Statewide health standard.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

**The Department of Environmental Protection (DEP) Has Taken Action on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require DEP to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or 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.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Pump-n-Pantry 002**, Storage Tank ID # 58-13083, 34329 State Route 171, Great Bend, PA 18821, Great Bend Township, **Susquehanna County**. LaBella Associates, 100 Dunham Drive, Suite B, Dunmore, PA 18512, on behalf of Pump-n-Pantry Inc., 100 Grow Avenue, Montrose, PA 18801 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 October 19, 2021.

*Southcentral Regional Office: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.*

*Contact: Cynthia Stine, Licensed Professional Geologist.*

**Traveler's Oasis**, Storage Tank Primary Facility ID # 05-12225, 16520 Lincoln Highway, Breezewood, PA 15533, East Providence Township, **Bedford County**. Gary C. Calvert, LLC, P.O. Box 504, Hollidaysburg, PA 16648, on behalf of Mr. John Bittner, Snyder's Gateway, Inc., P.O. Box 287, Breezewood, PA 15533, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum constituents. The Remedial Action Completion Report demonstrated attainment of the Statewide health standard for groundwater and was approved by DEP on October 13, 2021. Soil was not considered a medium of concern.

**Sheetz 225 Rebuild (Former Gulf No. 143254/L0449)**, Storage Tank Primary Facility ID # 05-09244, 16417 Lincoln Highway, Breezewood, PA 15533, East Providence Township, **Bedford County**. Kleinfelder, Inc., 51 Dutilh Road, Suite 240, Cranberry Township, PA 16066, on behalf of Mr. Christopher Johnson, Cumberland Farms, Inc., 165 Flanders Road, Westborough, MA 01581, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The Remedial Action Completion Report demonstrated attainment of a combination of Statewide health standards and site-specific standards and was approved by DEP on October 15, 2021.

*Contact: Robin L. Yerger, LPG.*

**Rutters Farm Store 24**, Storage Tank Facility ID # 67-38001, 2600 Delta Road, Brogue, PA 17309, Chanceford Township, **York County**. United Environmental Services, Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of CHR Corporation, 2295 North Susquehanna Trail, Suite C, York, PA 17404 submitted a Remedial Action Completion Report concerning remediation

tion of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report was not acceptable to meet the Statewide health standard and site-specific standard and was disapproved by the DEP on October 18, 2021.

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## SPECIAL NOTICES

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### WATER PROGRAMS

#### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department. Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341) requires the Commonwealth to certify that the involved projects will not violate the Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317) as well as relevant State requirements. Applications for the Regional Energy Access Expansion Project were previously published in the *Pennsylvania Bulletin* on September 18, 2021 with a 30-day public comment period. By this notice, the public comment period is extended to December 6, 2021. Persons objecting to approval of a request for certification under section 401 of the FWPCA, the issuance of a Dam Permit or Water Obstruction and Encroachment Permit or the approval of an Environmental Assessment shall submit comments, suggestions or objections by December 6, 2021 as well as any questions to the Regional Permit Coordination Office as noted before 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.

More information regarding the permit applications related to this proposed project may be available online ([dep.pa.gov/pipelines](http://dep.pa.gov/pipelines)) or in the Department's Regional Permit Coordination Office. The Department's Regional Permit Coordination Office can be contacted at 717-772-5987 or [RA-EPREGIONALPERMIT@pa.gov](mailto:RA-EPREGIONALPERMIT@pa.gov).

Comments on the applications can be emailed or sent via postal mail to the Department of Environmental Protection, Regional Permit Coordination Office, Rachel Carson Building, 400 Market Street, 10th Floor, Harrisburg, PA 17101, [RA-EPREGIONALPERMIT@pa.gov](mailto:RA-EPREGIONALPERMIT@pa.gov).

Persons with a disability that require an auxiliary aid, service or other accommodation should contact the specified Department office. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

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

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## PUBLIC NOTICE OF APPLICATION AND DRAFT STATE WATER

### QUALITY CERTIFICATION FOR A FERC REGULATED PIPELINE PROJECT

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**Proposed State Water Quality Certification Required by the Commonwealth of Pennsylvania, Department of Environmental Protection Pursuant to Section 401 of the Clean Water Act for the Regional Energy Access Expansion Project**

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*Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: [RA-EPREGIONALPERMIT@pa.gov](mailto:RA-EPREGIONALPERMIT@pa.gov).*

**WQ0083221-001, Transcontinental Gas Pipe Line Company, LLC** (Applicant), 2800 Post Oak Blvd, Level 11, Houston, TX 77056. Regional Energy Access Expansion Project (Project), in Buck, Bear Creek, Plains, Jenkins, Kingston, and Dallas Townships and Wyoming, West Wyoming, and Laffin Boroughs, **Luzerne County**; Ross, Chestnuthill, and Tunkhannock Townships, **Monroe County**; Lower Mt. Bethel Township, **Northampton County**; Lower Makefield Township, **Bucks County**; East Whiteland Township, **Chester County**; Peach Bottom Township, **York County**; and Marcus Hook Borough, **Delaware County**. U.S. Army Corps of Engineers, Baltimore District and Philadelphia District. The pipeline portion of this proposed project starts at Regional Energy Lateral pipeline section at Hildebrandt Road and Access Road AR-LU-002 (Latitude: 41° 20' 59.24"; Longitude -75° 56' 55.03") and extending to Compressor Station 515 along Ridgeway Avenue (Latitude: 41° 10' 24.09"; Longitude -75° 40' 18.20"), with the Effort Loop pipeline section starting at the Long Pond Road (Latitude: 41° 3' 12.29"; Longitude -75° 31' 26.90") and extending to Meixsell Valley Road (Latitude: 40° 53' 48.51"; Longitude -75° 22' 14.17"). The project also includes upgrades at the Compressor Station 515 in Luzerne County (Latitude: 41° 10' 24.09"; Longitude -75° 40' 18.20"), Delaware River Regulator in Northampton County (Latitude: 40° 45' 43.7976"; Longitude: -75° 11' 47.184", no resource impacts), existing valve setting on Transco's Mainline "A" in Bucks County (Mainline A Regulator) (Latitude: 40° 16' 5.0268"; Longitude: -74° 51' 25.65", no resource impacts); Compressor Station 200 in Chester County (Latitude: 40° 2' 59.89"; Longitude: -75° 35' 9.06", no resource impacts), Compressor Station 195 in York County (Latitude: 39° 44' 42"; Longitude: -76° 21' 33", no resource impacts and no earth disturbance), Delaware County (Latitude: 39° 48' 47.7144" Longitude: 75° 25' 48.216", no resource impacts and no earth disturbance), and various additional ancillary facilities and pipe yards.

On March 26, 2021, Applicant filed an application with the Federal Energy Regulatory Commission (FERC) under Section 7 of the Natural Gas Act (15 U.S.C.A. § 717f) seeking a certificate of public convenience and necessity to construct and operate its Project (FERC Docket No. CP21-94-000). The FERC Environmental Assessment for the Project, when available, may be viewed on FERC's website at [www.ferc.gov](http://www.ferc.gov) (search eLibrary; Docket Search; CP21-94-000).

On March 31, 2021, Applicant requested a State water quality certification (SWQC) from the Pennsylvania Department of Environmental Protection (PADEP), as required by Section 401 of the Clean Water Act (33 U.S.C.A. § 1341), to ensure that the construction, operation and maintenance of the Project will protect water quality in Pennsylvania consistent with the requirements of State law and the Clean Water Act.



The Project, as proposed, includes approximately 22.3-mile-long 30-inch pipeline and 13.8 mile long 42-inch pipeline to transport natural gas from Marcellus Shale production area in northeastern Pennsylvania to multiple delivery points along Transco's Leidy Line in PA, Transco's mainline at the Station 210 Zone 6 Pooling Point in Mercer County, New Jersey and multiple delivery points in Transco's Zone 6 in NJ, PA, and Maryland. The Project, as proposed, will require approximately 690 acres of earth disturbance, and impacts 2,626 linear feet of temporary impacts and 2,972 linear feet of permanent impacts to tributaries to McMichael Creek (HQ-CWF, MF), tributary to Pohopco Creek (CWF, MF), Sugar Hollow Creek (CWF, MF), tributary to Poplar Creek (EV, MF), tributary to Mud Run (HQ-CWF, MF), tributaries to Tunkhannock Creek (HQ-CWF, MF), tributaries to Shades Creek (HQ-CWF, MF), Shades Creek (HQ-CWF, MF), Little Shades Creek (HQ-CWF, MF), tributary to Meadow Run (HQ-CWF, MF), Meadow Run (HQ-CWF, MF), tributaries to Bear Creek (HQ-CWF, MF), Bear Creek (HQ-CWF, MF), tributaries to Little Bear Creek (HQ-CWF, MF), tributaries to Mill Creek (CWF, MF), Mill Creek (CWF, MF), tributary to Gardner Creek (CWF, MF), Gardner Creek (CWF, MF), tributaries to Susquehanna River (WWF, MF), Susquehanna River (WWF, MF), Abrahams Creek (CWF, MF), tributaries to Abrahams Creek (CWF, MF), tributaries to Toby Creek (CWF, MF), tributaries to Trout Brook (CWF, MF), Trout Brook (CWF, MF); 14.14 acre(s) of temporary floodway impacts; 7.16 acre(s) of permanent floodway impacts; 6.48 acre(s) of temporary PFO, PSS, and PEM wetland impacts; and 9.80 acre(s) of PFO, PSS, and PEM permanent impacts.

PADEP, by this notice, is proposing to issue a SWQC to Transcontinental Gas Pipe Line Company, LLC for the Regional Energy Access Expansion Project. PADEP is proposing to certify that construction, operation and maintenance of the Regional Energy Access Expansion Project complies with the applicable provisions of Sections 301—303, 306 and 307 of the Federal Clean Water Act (33 U.S.C.A. §§ 1311—1313, 1316 and 1317). The PADEP is proposing to further certify that the construction, operation and maintenance of the Regional Energy Access Expansion Project complies with Pennsylvania water quality standards and will maintain and protect applicable Commonwealth water quality standards provided that the construction, operation and maintenance of the project complies with the following PADEP water quality permitting programs, criteria and conditions established pursuant to Pennsylvania law:

1. *Discharge of Hydrostatic Test Water*—Applicant shall obtain and comply with a National Pollutant Discharge Elimination System (NPDES) permit(s) for the discharge of water from the hydrostatic testing of the pipeline associated with the Project pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001), 25 Pa. Code Chapter 92a (relating to NPDES permitting, monitoring and compliance), and all other applicable regulations.

2. *Erosion and Sediment Control and Stormwater Management*—All projects proposing earth disturbance must implement best management practices (BMPs) to protect and maintain water quality pursuant to Pennsylvania's Clean Streams Law (35 P.S. §§ 691.1—691.1001) and Storm Water Management Act (32 P.S. §§ 680.1—680.17), 25 Pa. Code Chapter 102 (relating to erosion and sediment control), and all other applicable regulations. Appli-

cant shall obtain and comply with an Erosion and Sediment Control Permit(s) for earth disturbance associated with the Project as provided in 25 Pa. Code § 102.5.

3. *Water Obstruction and Encroachment Permits*—Applicant shall obtain and comply with a Water Obstruction and Encroachment Permit(s) for the construction, operation and maintenance of all stream and wetland crossings associated with the Project pursuant to Pennsylvania's Clean Streams Law, Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), and Flood Plain Management Act (32 P.S. §§ 679.101—679.601.), 25 Pa. Code Chapter 105 (relating to dam safety and waterway management), 25 Pa. Code Chapter 106 (relating to floodplain management), and all other applicable regulations.

4. *Other Water Quality Requirements*—Applicant shall obtain any other permits, authorizations or approvals required to construct, operate, and maintain the Project from any interstate or international agency as required by an interstate compact or international agreement that has established water quality standards applicable to surface waters of this Commonwealth, including wetlands.

5. *Water Quality Monitoring*—PADEP retains the right to specify additional studies or monitoring to ensure that water quality in the receiving waters associated with the Project is not adversely impacted by any operational and construction process that may be employed by Applicant.

6. *Operation*—At all times, Applicant shall properly operate and maintain all Project facilities and systems of treatment and control (and related appurtenances) installed to achieve compliance with the terms and conditions of this SWQC and all required permits, authorizations and approvals. Proper operation and maintenance includes adequate laboratory controls, appropriate quality assurance procedures, and the operation of backup or auxiliary facilities or similar systems installed by Applicant.

7. *Inspection*—The Project, including all relevant records, are subject to inspection at reasonable hours and intervals by an authorized representative of PADEP or the delegated County Conservation District to determine compliance with this SWQC, including all permits, authorizations or approvals issued to ensure the project shall maintain and protect water quality standards as required by this SWQC. Applicant shall provide a copy of this SWQC to an authorized representative conducting an inspection of the Project.

8. *Transfer of Projects*—If Applicant intends to transfer any legal or equitable interest in the Project or any portion(s) thereof, Applicant shall provide a copy of this SWQC and copies of any permits, authorizations or approvals obtained to comply with the SWQC upon the prospective transferee of the legal and equitable interest at least thirty (30) days prior to the contemplated transfer and shall simultaneously inform the appropriate PADEP Office of such intent. Notice to PADEP shall include a transfer agreement signed by the existing and new owners containing a specific date for transfer of responsibility, coverage, and liability under the SWQC and any permits, authorizations and approvals obtained to comply with the SWQC. The new owner shall submit to PADEP a new application form for the SWQC and any permits, authorizations and approvals required to comply with the SWQC signed by the new owner.

9. *Correspondence*—All correspondence with and submittals to PADEP concerning this SWQC shall be addressed to:

Department of Environmental Protection  
Regional Permit Coordination Office  
Domenic Rocco, PE, Director  
400 Market Street, Harrisburg, PA 17101  
RA-EPREGIONALPERMIT@pa.gov

10. *Reservation of Rights*—PADEP may modify, suspend or revoke this SWQC if (i) PADEP becomes aware of new facts about the Project that warrant such action; or (ii) PADEP determines that Applicant has not complied with the terms and conditions of this SWQC. PADEP may require additional measures to achieve compliance with any applicable law or regulation.

11. *Other Laws*—Nothing in this SWQC shall be construed to preclude the institution of any legal action or to relieve Applicant from any responsibilities, liabilities, or penalties established pursuant to any applicable law or regulation.

12. *Severability*—The provisions of this SWQC are severable and should any provision of this SWQC be declared invalid or unenforceable, the remainder of the SWQC shall not be affected thereby.

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

*Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONALPERMIT@pa.gov.*

**Transcontinental Gas Pipe Line Company, LLC**, 2800 Post Oak Blvd, Level 11, Houston, TX 77056, Regional Energy Access Expansion Project.

Applicant is proposing the installation and maintenance of an approximately 22.3-mile-long, 30-inch diameter pipeline, an approximately 13.8-mile-long, 42-inch diameter pipeline, and appurtenant facilities in various municipalities within Luzerne, Northampton, Bucks, Chester and Monroe for purpose of transporting natural gas. The project consists of 2 Chapter 105 Water Obstruction and Encroachment Permits and 2 Chapter 102 Erosion and Sediment Control Permit. Following are the Chapter 105 permit applications being reviewed by the Department.

**E4083221-006.** The **Luzerne County** portion of the project is located in Bear Creek Township, Plains Township, Jenkins Township, Kingston Township, Dallas Township, Laflin Borough, Wyoming Borough and West Wyoming Borough, U.S. Army Corps of Engineers, Baltimore District and Philadelphia District. The proposed project starts at Hildebrant Road and Access Road AR-LU-002 (Latitude: 41° 20' 59.24"; Longitude -75° 56' 55.03") and extending to Compressor Station 515 along Ridgeway Avenue (Latitude: 41° 10' 24.09"; Longitude -75° 40' 18.20").

The proposed project impacts in Luzerne County include a total of 2,340 linear feet of temporary impacts and 2,724 linear feet of permanent impacts to tributaries to Shades Creek (HQ-CWF, MF), Shades Creek (HQ-CWF, MF), Little Shades Creek (HQ-CWF, MF), tributary to Meadow Run (HQ-CWF, MF), Meadow Run (HQ-CWF,

MF), tributaries to Bear Creek (HQ-CWF, MF), Bear Creek (HQ-CWF, MF), tributaries to Little Bear Creek (HQ-CWF, MF), tributaries to Mill Creek (CWF, MF), Mill Creek (CWF, MF), tributary to Gardner Creek (CWF, MF), Gardner Creek (CWF, MF), tributaries to Susquehanna River (WWF, MF), Susquehanna River (WWF, MF), Abrahams Creek (CWF, MF), tributaries to Abrahams Creek (CWF, MF), tributaries to Toby Creek (CWF, MF), tributaries to Trout Brook (CWF, MF), Trout Brook (CWF, MF); 13.46 acre(s) of temporary floodway impacts; 6.51 acre(s) of permanent floodway impacts; 5.28 acres of temporary impacts to PFO, PSS, and PEM wetlands; and 8.18 acres of permanent impacts to PFO, PSS, and PEM wetlands. To compensate for the proposed functional conversion of PFO and PSS wetlands associated with the project impacts in Luzerne County, Applicant is proposing 6.91 acres of successful compensatory wetland mitigation (Permittee-Responsible Mitigation) through wetland enhancement at the Grajweski Property Mitigation Site (Latitude: 41° 11' 41.8776", 76° 12' 29.952"; Longitude: -76° 12' 29.952") in Huntington Township, Luzerne County and at the Perin Property Mitigation Site (Latitude: 40° 50' 41.3124"; Longitude: -75° 14' 10.6224") in Plainfield Township, Northampton County.

**E4583211-002.** The **Monroe County** portion of the project is located in Ross Township, Chestnuthill Township, Tunkhannock Township, U.S. Army Corps of Engineers, Philadelphia District. The proposed project starts Long Pond Road (Latitude: 41° 3' 12.29"; Longitude -75° 31' 26.90") and extending to Meixsell Valley Road (Latitude: 40° 53' 48.51"; Longitude -75° 22' 14.17").

The proposed project impacts in Monroe County include a total of 286 linear feet of temporary impacts and 248 linear feet of permanent impacts to tributaries to McMichael Creek (HQ-CWF, MF), tributary to Pohopco Creek (CWF, MF), Sugar Hollow Creek (CWF, MF), tributary to Poplar Creek (EV, MF), tributary to Mud Run (HQ-CWF, MF), tributaries to Tunkhannock Creek (HQ-CWF, MF); 0.68 acre(s) of temporary floodway impacts; 0.65 acre(s) of permanent floodway impacts; 1.20 acres of temporary impacts to PFO, PSS, and PEM; and 1.62 acres of permanent impacts to PFO, PSS, and PEM wetlands. To compensate for the proposed functional conversion of PFO and PSS wetlands associated with the project impacts in Monroe County, Applicant is proposing 1.16 acre of successful compensatory wetland mitigation (Permittee-Responsible Mitigation) through wetland enhancement at the Perin Property Mitigation Site (Latitude: 40° 50' 41.3124"; Longitude: -75° 14' 10.6224") in Plainfield Township, Northampton County.

#### EROSION AND SEDIMENT CONTROL

The following parties have applied for Erosion and Sediment Control Permits for earth disturbance associated with oil and gas exploration, production, processing, or treatment operations or transmission facilities.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department proposes to issue a permit to discharge, subject to certain limitations in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices which restrict the rate and quantity of sediment discharged.

**Applications received under sections 5 and 402 of The Clean Streams Law (35 P.S. §§ 691.5 and 691.402)**

Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONAL PERMIT@pa.gov.

**ESG830021002-00.** The Department of Environmental Protection (Department) provides notice of receipt of an application for a Chapter 102, Erosion and Sediment Control General Permit for Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities. The application is currently under technical review for Regional Energy Access Expansion. The project proposes approximately 690 acres of earth disturbance, of which

approximately 420.5 acres are within Luzerne County, 262.2 acres in Monroe County, 3 acres in Chester County, 3.4 acres in Northampton County, and 0.5 acre in Bucks County.

This authorization is required for earth disturbance activities associated with oil and gas exploration, production, processing or treatment operations or transmission facilities when earth disturbance is five acres or greater. Review of this application is being coordinated among the Department and the associated county conservation districts.

The application under review is as follows:

Permit No.	Applicant Name & Address:	Counties:	DEP Office:
ESG830021002-00	Transcontinental Gas Pipe Line Company, LLC 2800 Post Oak Blvd Level 11 Houston, TX 77056	Luzerne, Monroe, Northampton, Chester, & Bucks	Regional Permit Coordination Office

**PUBLIC COMMENTS FOR WATER OBSTRUCTIONS AND ENCROACHMENTS, STATE WATER QUALITY CERTIFICATION AND EROSION AND SEDIMENT CONTROL**

The erosion and sediment control permit application, the water obstruction and encroachment permit applications, and the proposed State water quality certification associated with the Regional Energy Access Expansion Project were previously published in the *Pennsylvania Bulletin* on September 18, 2021 with a 30-day public comment period. By this notice, the public comment period is extended to December 6, 2021. A person wishing to comment on a proposed permit are invited to submit a statement to the appropriate Department office listed before the application by December 6, 2021. Comments received by December 6, 2021 will be considered in the formulation of the final determinations regarding the applications. Responses should include the name, address and telephone number of the writer and a concise statement to inform the Department of the exact basis of a comment and relevant facts upon which it is based. A public hearing may be held after consideration of comments received by the appropriate Department office during the public comment period.

Following the public comment period, the Department will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to United States Court of Appeals for the 3rd Circuit, 21400 U.S. Courthouse, 601 Market Street, Philadelphia, PA 19106-1790.

More information regarding the permit applications related to this proposed project may be available online ([dep.pa.gov/pipelines](http://dep.pa.gov/pipelines)) or in the Department's Regional Permit Coordination Office. The Department's Regional Permit Coordination Office can be contacted at 717-772-5987 or RA-EPREGIONALPERMIT@pa.gov.

Comments on the applications can be emailed or sent via postal mail to the Department of Environmental Protection, Regional Permit Coordination Office, Rachel Carson Building, 400 Market Street, 10th Floor, Harrisburg, PA 17101, RA-EPREGIONALPERMIT@pa.gov.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during public comment period should contact the specified Department office. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

[Pa.B. Doc. No. 21-1803. Filed for public inspection October 29, 2021, 9:00 a.m.]

**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Aggregate Advisory Board Meeting**

The Aggregate Advisory Board (Board) will meet on Wednesday, November 3, 2021, at 10 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Individuals may attend the meeting in person or remotely. Individuals interested in providing public comments during the meeting are encouraged to sign up in advance by contacting Daniel E. Snowden at [dsnowden@pa.gov](mailto:dsnowden@pa.gov) or (717) 783-8846.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Mining," then "Aggregate Advisory Board," then "2021").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the November 3, 2021, meeting can be directed to Daniel E. Snowden at [dsnowden@pa.gov](mailto:dsnowden@pa.gov) or (717) 783-8846.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden at (717) 783-8846 or through the

Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1804. Filed for public inspection October 29, 2021, 9:00 a.m.]

notification of determination for their grant requests after completion of the review, scoring and selection processes.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1805. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Grants through the DC Fast Charging and Hydrogen Fueling Grant Program

The Department of Environmental Protection (Department) announces an opportunity to apply for up to \$2.2 million in grants offered through the DC Fast Charging and Hydrogen Fueling Grant Program (Program), one of the funding programs under the Driving PA Forward Initiative. This funding is available for light-duty zero emission vehicle supply equipment projects that will improve air quality and protect public health and the environment in this Commonwealth by reducing emissions through expanded use of DC fast charging and hydrogen refueling infrastructures.

The Department is seeking applications for projects that will install DC fast charging or hydrogen fueling equipment in community hubs, transportation corridors and destinations, as defined in the Program Guidelines. Funding is available for public and private entities that own or enter into agreements with the owner of one or more of these location types throughout this Commonwealth. These entities may include school districts, municipal authorities, political subdivisions, State and local agencies, tribal governments, nonprofit entities, corporations, limited liability companies, partnerships and sole proprietorships which are incorporated or registered in the State, air quality or transportation organizations and metropolitan or rural planning organizations.

The Department will not reimburse grant recipients for project costs incurred prior to the grant performance period set forth in the applicable grant agreement. The Program Guidelines and Application Instructions are available on the Department's Driving PA Forward webpage at <https://dep.pa.gov/DrivingPAForward/>.

A recorded presentation providing an overview of the Program and application process will be available on the Department's Driving PA Forward webpage during the application period. Applicants can contact the Bureau of Air Quality at [ra-epvwmitigation@pa.gov](mailto:ra-epvwmitigation@pa.gov) or (717) 787-9495 with questions or to request clarification about the presentation or Program documents.

Applications must be submitted online through the Commonwealth's Electronic Single Application web site, eGrants at <https://www.esa.dced.state.pa.us/Login.aspx>. The Department is now accepting applications. Applications must be received by 4 p.m. on Monday, January 31, 2022. The Department will review and score applications after the application period closes. Applicants will receive

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at [www.depgreenport.state.pa.us/elibrary/](http://www.depgreenport.state.pa.us/elibrary/). The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

#### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

#### *Changes to TGDs*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

#### *Draft TGD: Substantive Revision*

**DEP ID:** 393-3301-001. **Title:** Laboratory Reporting Instructions for Total Coliform and E. coli Bacteria in Public Water Systems. **Description:** This revised guidance incorporates significant revisions to drinking water monitoring requirements associated with the Revised Total Coliform Rule. Revisions to this TGD include referencing:

1. Monitoring E. coli instead of monitoring fecal coliform.
2. Moving all systems to a monthly monitoring frequency.
3. Submitting detailed records instead of summary records.
4. Transitioning monthly MCL violations to Level 1 and 2 assessments.
5. Eliminating follow-up monitoring the month after a total coliform positive sample.
6. Standardizing repeat (check) monitoring to 3 samples per routine total coliform positive.

Upon finalization, this TGD will replace the Department's existing Laboratory Reporting Instructions for Total and Fecal Coliform Bacteria in Public Water Distribution Systems TGD (383-3301-102).

*Written Comments:* Interested persons may submit written comments on this draft TGD through Tuesday, November 30, 2021. Comments, including comments submitted by e-mail must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments can be mailed to the Technical Guidance Coordinator, Department of Environmental Protection, Policy Office, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063.

*Contact:* Questions regarding this TGD can be directed to Jason Minnich at [jaminnich@pa.gov](mailto:jaminnich@pa.gov) or (717) 787-0124.

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

*Final TGD: Minor Revision*

*DEP ID:* 563-2000-609. *Title:* Roads Associated with Coal Mining Activities. *Description:* This guidance document addresses the permitting, bonding and enforcement procedures implementing the regulatory requirement for roads which are associated with coal mining activities. A minor revision is made to add Figure 1—Multiple Operators Using the Same Permitted Road that was not included in the posted copy of the document.

*Written Comments:* The revisions to this TGD are administrative in nature and not substantive. No public comment period is necessary.

*Contact:* Questions regarding this TGD can be directed to Sharon Hill at [shill@pa.gov](mailto:shill@pa.gov) or (717) 787-6842.

*Effective Date:* October 30, 2021

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1806. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Bid Opportunity

**OSM 40(4241)101.1, Abandoned Mine Reclamation Project, 46 Birch Avenue, Nanticoke, City of Nanticoke, Luzerne County.** The principal items of work and approximate quantities include: drilling boreholes—vertical air rotary drilling to accommodate 6" casing, 175 linear feet; drilling boreholes—angular air rotary drilling to accommodate 6" casing, 40 linear feet; furnishing and installing casing pipe, 120 linear feet; fill material injection—flowable fill material through borehole, 100 cubic yards; fill material injection—concrete fill material through borehole, 750 cubic yards; and sealing boreholes, 5 each.

This bid issues on October 22, 2021, and bids will be opened on November 18, 2021, at 2 p.m. Bid documents, including drawings in PDF format and AutoCAD Map 3D format, may be downloaded for free beginning on the issue date from the Department of Environmental Protection by going to [www.BidExpress.com](http://www.BidExpress.com). This project is financed by the Federal government under the authority given it by this project is financed by the Federal government under the authority given it by the Surface Mining Control and Reclamation Act of 1977 (act) (30 U.S.C.A. §§ 1201—1328) and is subject to the act and to the Federal grant for this project. Contact the Construction Contracts Section at (717) 787-7820 or [RA-ConstructionContr@pa.gov](mailto:RA-ConstructionContr@pa.gov) for more information on this bid.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1807. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Cleanup Standards Scientific Advisory Board Meeting Cancellation

The December 15, 2021, meeting of the Cleanup Standards Scientific Advisory Board (Board) is cancelled. The Board's meeting dates for 2022 have not yet been determined. Information about next year's Board meetings will be published in a future issue of the *Pennsylvania Bulletin*. Information will also be provided on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Cleanup and Brownfields," then "Cleanup Standards Scientific Advisory Board").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the Board can be directed to Troy Conrad at [tconrad@pa.gov](mailto:tconrad@pa.gov) or (717) 783-9480.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-1566 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-1808. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Health Research Advisory Committee Virtual Public Meeting

The Department of Health's Health Research Advisory Committee (Committee), established by section 903(b) of

the Tobacco Settlement Act (35 P.S. § 5701.903(b)), will hold a virtual public meeting on Monday, November 15, 2021, from 1 p.m. to 2:30 p.m. The virtual public meeting will be held by means of Microsoft Teams at (267) 332-8737 with Conference ID: 869 608 562#.

The purpose of the meeting is to review the work of the Committee, confirm the 2021 priorities and to plan for future health research priorities.

For additional information or persons with disabilities who wish to attend the virtual public meeting and require an auxiliary aid, service or other accommodation, contact Will Cramer, Director, Health Research Office, or Pamela Brown, Management Technician, Health Research Office, ra-healthresearch@pa.gov. For speech and/or hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

Check the Department of Health, Health Research Office CURE Health Research Advisory Committee web site at <https://www.health.pa.gov/topics/Research/CURE/Pages/Committee.aspx> for any changes to this virtual public meeting.

This virtual public meeting is subject to cancellation without notice.

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-1809. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Long-Term Care Nursing Facilities; Requests for Exception

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.3 (relating to definitions):

The Glen at Willow Valley  
675 Willow Valley Square  
Lancaster, PA 17602  
FAC ID # 077902

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 201.22(j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Mulberry Healthcare and Rehabilitation Center  
411 1/2 West Mahoning Street  
Punxsutawney, PA 15767  
FAC ID # 021802

Ridgeview Healthcare and Rehabilitation Center  
30 4th Avenue  
Curwensville, PA 16833  
FAC ID # 015002

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 Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-1810. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Newborn Screening and Follow-Up Technical Advisory Board Virtual Public Meeting

The Newborn Screening and Follow-Up Technical Advisory Board (Board), established under the Newborn Child Testing Act (35 P.S. §§ 621—625), will hold a virtual public meeting on Thursday, November 18, 2021, from 10 a.m. until 1 p.m. The virtual public meeting will be conducted as a teleconference Microsoft Teams Meeting. The dial-in number is (267) 332-8737 and the conference access ID is 851839881#.

The agenda will include: discussions about the proposed changes to the regulations; the midwife education and outreach efforts; the newborn screening awareness month event held in September 2021; Board member terms; updates from the Bureau of Family Health (Bureau); and updates from the Ethics, Lysosomal Storage Disorders/X-ALD, Cystic Fibrosis, Hemoglobinopathy and Critical Congenital Heart Defects subcommittees. The Bureau will also present data for each subcommittee update if needed.

For additional information or for persons with a disability who wish to attend the virtual public meeting and require auxiliary aid, service or other accommodation to do so, contact Patricia Alexander, Nursing Services Consultant, Division of Newborn Screening and Genetics, at (717) 783-8143. Speech and/or hearing-impaired persons use V/TT (717) 783-6514 or the Pennsylvania Hamilton Relay Services at (800) 654-5984 (TT).

This virtual public meeting is subject to cancellation without notice.

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-1811. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Pennsylvania Rural Health Redesign Center Authority Board Virtual Meeting

The Pennsylvania Rural Health Redesign Center Authority Board (Board), established under section 302 of the Pennsylvania Rural Health Redesign Center Author-

ity Act (35 P.S. § 449.132), will hold its next virtual meeting on Tuesday, November 16, 2021, from 10 a.m. to 12 p.m. The meeting will be held by means of Microsoft Teams at [bit.ly/RHRCA-Board](https://bit.ly/RHRCA-Board).

The virtual meeting can also be joined using the following call-in information: toll number: (267) 332-8737; conference ID: 117 103 886#.

The Board is charged with administering the Pennsylvania Rural Health Model (Model) which aims to protect the financial viability of rural hospitals in this Commonwealth through transitioning them from a traditional fee-for-service model to a global budget payment model. The virtual meeting will provide updates on a variety of topics including Model status updates, Federal grant deliverables, global budget methodology and more. It will also discuss current and upcoming activities.

For additional information or for persons with a disability who wish to attend the virtual meeting and require an auxiliary aid, service or other accommodation to do so, contact Denise Williams, (717)-547-3162, [deniswilli@pa.gov](mailto:deniswilli@pa.gov). For speech and/or hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

This virtual meeting is subject to cancellation without notice.

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-1812. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Federally Qualified Health Center Alternative Payment Methodology

This notice announces an extension of an alternative payment methodology (APM) for services provided by qualified public Federally Qualified Health Centers (FQHC) and FQHC look-alikes operated by a city of the first class through March 31, 2024, subject to the approval of the Centers for Medicare & Medicaid Services (CMS). The APM will continue to provide additional funds to qualified FQHCs that provide a high volume of services to Medical Assistance (MA) beneficiaries to allow the FQHCs to develop and offer additional services.

#### *Background*

Section 1902(bb)(1) of the Social Security Act (42 U.S.C.A. § 1396a(bb)(1)) provides for payment to FQHCs using a Prospective Payment System (PPS) meth-

odology. For services provided to beneficiaries receiving services in a managed care delivery system, states must make supplemental payments equal to the amount the FQHC would have been paid under the PPS. See section 1902(bb)(5) of the Social Security Act. States can also pay providers using an APM. See section 1902(bb)(6) of the Social Security Act.

#### *APM for FQHCs Operated by a City of the First Class*

On July 24, 2019, CMS approved the Department of Human Services' (Department) request to implement an APM to pay qualifying FQHCs, located in and operated by a city of the first class and that agreed to the APM in writing, a Medical Assistance Encounter Rate (MAER) for medical services provided to MA beneficiaries for dates of service April 1, 2019, through March 31, 2022.

Subject to the approval of CMS, the Department will continue to pay qualifying FQHCs, located in and operated by a city of the first class and that agree to the APM in writing, the FQHC's MAER as supplemental payments, effective on March 31, 2022, as applied to the number of medical services provided to MA beneficiaries for dates of service April 1, 2022, through March 31, 2024.

#### *Fiscal Impact*

The estimated annual fiscal impact, as a result of the continued funding allocation for these payments, is \$42.089 million.

#### *Public Comment*

Interested persons are invited to submit written comments regarding this APM to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MEG SNEAD,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1465. (1) General Fund; (2) Implementing Year 2021-22 is \$0; (3) 1st Succeeding Year 2022-23 is \$7,088,000; 2nd Succeeding Year 2023-24 is \$14,176,000; 3rd Succeeding Year 2024-25 is \$7,088,000; 4th Succeeding Year 2025-26 and 5th Succeeding Year 2026-27 are \$0; (4) 2020-21 Program—\$808,350,000; 2019-20 Program—\$344,107,000; 2018-19 Program—\$342,544,000; (7) MA—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 21-1813. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Bureau of Occupational and Industrial Safety Fee Schedule Update

Under section 613-A(c) of the Administrative Code of 1929 (71 P.S. § 240.13A(c)) the Department of Labor and Industry is publishing the following fee increases, effective October 30, 2021:

Elevators and Other Lifting Devices

	Service	Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
1	Plans/Permit Approval Application					
	A. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) 1-7 floors					
	Standard Fee	\$663.00	\$677.59	\$687.07	\$695.32	\$727.30
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,663.00	\$1,699.59	\$1,723.38	\$1,744.06	\$1,824.29
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	B. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) 8-20 floors					
	Standard Fee	\$768.00	\$784.90	\$795.88	\$805.44	\$842.49
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,768.00	\$1,806.90	\$1,832.19	\$1,854.18	\$1,939.47
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	C. Passenger, freight and combination passenger/freight elevators (not hydraulic elevators) More than 20 floors					
	Standard Fee	\$950.00	\$970.90	\$984.49	\$996.31	\$1,042.14
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,950.00	\$1,992.90	\$2,020.80	\$2,045.05	\$2,139.12
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	D. Hydraulic passenger, freight, combination passenger/freight elevators vertical lifts, inclined platform lifts, inclined stairway chair lifts, belt manifolds, orchestra lifts, stage lifts, organ lifts and other lifting devices					
	Standard Fee	\$581.00	\$593.78	\$602.09	\$609.32	\$637.35
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,581.00	\$1,615.78	\$1,638.40	\$1,658.06	\$1,734.33
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	E. Ski Lifts (aerial passenger ropeways)					
	Standard Fee	\$2,800.00	\$2,861.60	\$2,901.66	\$2,936.48	\$3,071.56
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$3,500.00	\$3,577.00	\$3,627.08	\$3,670.60	\$3,839.45
	Plus per hour for inspections that occur outside normal business hours	\$320.00	\$327.04	\$331.62	\$335.60	\$351.04
	F. Escalators and moving walks					
	Standard Fee	\$558.00	\$570.28	\$578.26	\$585.20	\$612.12
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,558.00	\$1,592.28	\$1,614.57	\$1,633.94	\$1,709.10
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
2	Alterations and major repairs					
	Standard Fee	\$696.00	\$711.31	\$721.27	\$729.93	\$763.50
	Expedited plan review, approvals and inspections fee					
	Flat Rate	\$1,696.00	\$1,733.31	\$1,757.58	\$1,778.67	\$1,860.49
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
3	Certificate renewals					
	Two-year renewals	\$72.00	\$73.58	\$74.61	\$75.51	\$78.98
	Four-year renewals	\$144.00	\$147.17	\$149.23	\$151.02	\$157.97
4	Elevator inspections					
	A. Passenger, freight and combination passenger/freight elevators except hydraulic elevators 1-7 floors					
	Standard Fee	\$200.00	\$204.40	\$207.26	\$209.75	\$219.40
	Expedited inspections fee					
	Flat Rate	\$300.00	\$306.60	\$310.89	\$314.62	\$329.10
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52





F. Escalators and moving walk					
Standard Fee	\$435.00	\$444.57	\$450.79	\$456.20	\$477.19
Expedited action fee					
Flat Rate	\$635.00	\$648.97	\$658.06	\$665.95	\$696.59
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
G. Wheelchair lift or inclined stairchair lift					
Standard Fee	\$280.00	\$286.16	\$290.17	\$293.65	\$307.16
Expedited action fee					
Flat Rate	\$480.00	\$490.56	\$497.43	\$503.40	\$526.55
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
H. Orchestra lift, belt manlift, stage lift and organ lift					
Standard Fee	\$530.00	\$541.66	\$549.24	\$555.83	\$581.40
Expedited action fee					
Flat Rate	\$730.00	\$746.06	\$756.50	\$765.58	\$800.80
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
I. Aerial tramways and detachable aerial grips					
Standard Fee	\$2,400.00	\$2,452.80	\$2,487.14	\$2,516.98	\$2,632.77
Expedited action fee					
Flat Rate	\$2,600.00	\$2,657.20	\$2,694.40	\$2,726.73	\$2,852.16
Plus per hour for inspections that occur outside normal business hours	\$320.00	\$327.04	\$331.62	\$335.60	\$351.04
J. Fixed grip aerial lifts					
Standard Fee	\$2,400.00	\$2,452.80	\$2,487.14	\$2,516.98	\$2,632.77
Expedited action fee					
Flat Rate	\$2,600.00	\$2,657.20	\$2,694.40	\$2,726.73	\$2,852.16
Plus per hour for inspections that occur outside normal business hours	\$320.00	\$327.04	\$331.62	\$335.60	\$351.04
K. Other equipment					
Standard Fee	\$435.00	\$444.57	\$450.79	\$456.20	\$477.19
Expedited action fee					
Flat Rate	\$635.00	\$648.97	\$658.06	\$665.95	\$696.59
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
6 Special Approval					
Standard Fee	\$1,000.00	\$1,022.00	\$1,036.31	\$1,048.74	\$1,096.99
Expedited action fee					
Flat Rate	\$2,000.00	\$2,044.00	\$2,072.62	\$2,097.49	\$2,193.97
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
7 Reinspection following failed acceptance inspection					
Standard Fee	\$500.00	\$511.00	\$518.15	\$524.37	\$548.49
Expedited special approval inspections fee					
Flat Rate	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
8 Reinspection following failure to correct violations within allotted time period					
Standard Fee	\$200.00	\$204.40	\$207.26	\$209.75	\$219.40
Expedited special approval inspections fee					
Flat Rate	\$1,200.00	\$1,226.40	\$1,243.57	\$1,258.49	\$1,316.38
Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
9 Copy of UCC Regulations for Elevators					
Duplicate certificate of operation	\$7.00	Not Applicable			
10 PA Industrial Board variances, appeals or requests for extensions of time					
Standard Fee	\$321.00	\$328.06	\$332.65	\$336.65	\$352.13
Expedited action fee	\$1,321.00	\$1,350.06	\$1,368.96	\$1,385.39	\$1,449.12
12 PA Accessibility Advisory Board variances, appeals or requests for extensions of time					
Standard Fee	\$321.00	\$328.06	\$332.65	\$336.65	\$352.13
Expedited action fee	\$1,321.00	\$1,350.06	\$1,368.96	\$1,385.39	\$1,449.12

**Boiler and Unfired Pressure Vessel**

	Service	Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
1.	Certificates of Operation-Annual Unfired Pressure Vessel	\$72.00	\$73.58	\$74.61	\$75.51	\$78.98
	Boiler	\$44.00	\$44.97	\$45.60	\$46.14	\$48.27
2.	Internal inspection of power boilers, high-pressure, high-temperature water boilers and miniature boilers					
	A. Boilers with heating surface of 50 sq. ft. or less	\$65.00	\$66.43	\$67.36	\$68.17	\$71.30
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$165.00	\$168.63	\$170.99	\$173.04	\$181.00
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	B. Boilers with heating surface of 51 to 3,999 sq. ft.	\$125.00	\$127.75	\$129.54	\$131.09	\$137.12
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$225.00	\$229.95	\$233.17	\$235.97	\$246.82
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	C. Boilers with heating surface of 4,000 to 9,999 sq. ft.	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$275.00	\$281.05	\$284.98	\$288.40	\$301.67
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	D. Boilers with heating surface to 10,000 sq. ft. or more	\$210.00	\$214.62	\$217.62	\$220.24	\$230.37
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$310.00	\$316.82	\$321.26	\$325.11	\$340.07
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	E. Miniature Boilers					
	Standard Fee	\$35.00	\$35.77	\$36.27	\$36.71	\$38.39
	Expedited inspections					
	Flat Rate	\$135.00	\$137.97	\$139.90	\$141.58	\$148.09
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
3.	External inspection of power boilers, high-pressure, high-temperature water boilers					
	A. Boilers with heating surface of 50 sq. ft. or less	\$55.00	\$56.21	\$57.00	\$57.68	\$60.33
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$155.00	\$158.41	\$160.63	\$162.56	\$170.03
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	B. Boilers with more than 50 sq. ft. of heating surface	\$80.00	\$81.76	\$82.90	\$83.90	\$87.76
	Standard Fee					
	Expedited inspections					
	Flat Rate	\$180.00	\$183.96	\$186.54	\$188.77	\$197.46
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
4.	Internal or External inspection of low-pressure boilers					
	A. Heating boiler without a manhole					

C. Hot water supply boiler/water heater						
	Standard Fee	\$55.00	\$56.21	\$57.00	\$57.68	\$60.33
	Expedited inspections					
	Flat Rate	\$155.00	\$158.41	\$160.63	\$162.56	\$170.03
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
5	Internal or External inspection of pressure vessels					
	A. Each pressure vessel subject to inspection having a cross-sectional area of 50 sq. ft. or less					
	Standard Fee	\$45.00	\$45.99	\$46.63	\$47.19	\$49.36
	Expedited inspections fee					
	Flat Rate	\$145.00	\$148.19	\$150.26	\$152.07	\$159.06
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
	B. Each additional 100 sq. ft. of area in excess of 50 sq. ft.					
	Standard Fee	\$45.00	\$45.99	\$46.63	\$47.19	\$49.36
	Expedited inspections fee (per each additional 100 sq. ft. in excess of 50 sq. ft.)					
	Flat Rate	\$145.00	\$148.19	\$150.26	\$152.07	\$159.06
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
6	"Intent to Install" approval					
	High-pressure boilers and Low-pressure boilers					
	Standard Fee	\$100.00	\$102.20	\$103.63	\$104.87	\$109.70
	Expedited action fee					
	Flat Rate	\$1,100.00	\$1,124.20	\$1,139.94	\$1,153.62	\$1,206.68
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
7	Boiler Inspections					
	Inspector's examination fee	\$150.00	\$153.30	\$155.45	\$157.31	\$164.55
	New credential card (annual renewal)	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
8	Hydrostatic test (witnessed)					
	Standard Fee	\$65.00	\$66.43	\$67.36	\$68.17	\$71.30
	Expedited action					
	Flat Rate	\$165.00	\$168.63	\$170.99	\$173.04	\$181.00
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
9	Inspection of repair fee					
	Standard Fee	\$65.00	\$66.43	\$67.36	\$68.17	\$71.30
	Expedited inspections					
	Flat Rate	\$165.00	\$168.63	\$170.99	\$173.04	\$181.00
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
10	Copy of department boiler regulations (including mailing expense)	\$7.00	\$7.11	\$7.18	\$7.27	\$7.60
11	Duplicate certificate of operation	\$5.00	Not Applicable			
12	Boiler registry CD	\$75.00	Not Applicable			
13	Acceptance of boilers and pressure vessels not originally destined for use within this Commonwealth					
	Standard Fee	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
	Expedited action					
	Flat Rate	\$2,500.00	\$2,555.00	\$2,590.77	\$2,621.86	\$2,742.46
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
14	Industrial board variance, appeal and request for extension of time					
	Standard Fee	\$321.00	\$328.06	\$332.65	\$336.65	\$352.13
	Expedited request	\$1,321.00	\$1,350.06	\$1,368.96	\$1,385.39	\$1,449.12

Building and Structures

	Service	Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
1	Permit for new buildings and additions Standard Fee (plus \$0.71 per square foot of floor area or each fraction of floor area) Expedited Permits (plus \$0.71 per square foot of floor area or each fraction of floor area) Flat Rate Plus per hour for inspections that occur outside normal business hours	\$321.00 \$1,321.00 \$160.00 \$965.00	\$328.06 \$1,350.06 \$163.52 \$986.23	\$332.65 \$1,368.96 \$165.81 \$1,000.04	\$336.65 \$1,385.39 \$167.80 \$1,012.04	\$352.14 \$1,449.12 \$175.52 \$1,058.59
2	Permit for new structures and facilities other than buildings Expedited Permits Standard Fee Flat Rate Plus per hour for inspections that occur outside normal business hours	\$1,965.00 \$160.00	\$2,008.23 \$163.52	\$2,036.35 \$165.81	\$2,060.79 \$167.80	\$2,155.59 \$175.52
3	Permit for alterations, renovations or modifications to existing building structures Standard Fee Plus for each \$1,000 of estimated cost for alterations, renovations or modification as certified by the applicant Expedited Permits Plus for each \$1,000 of estimated cost for alterations, renovations or modification as certified by the applicant Plus per hour for inspections that occur outside normal business hours	\$321.00 \$65.00 \$1,321.00 \$65.00 \$160.00	\$328.06 \$66.43 \$1,350.06 \$66.43 \$163.52	\$332.65 \$67.36 \$1,368.96 \$67.36 \$165.81	\$336.65 \$68.17 \$1,385.39 \$68.17 \$167.80	\$352.14 \$71.31 \$1,449.12 \$71.31 \$175.52
4	Accessibility plan review and inspection Standard Fee Expedited Permits Flat Rate Plus per hour for inspections that occur outside normal business hours	\$645.00 \$1,645.00 \$160.00	\$659.19 \$1,704.73 \$163.52	\$668.42 \$1,704.73 \$165.81	\$676.45 \$1,725.19 \$167.80	\$707.57 \$1,804.55 \$175.52
5	Permit for building structure or structure demolition Standard Fee Expedited Permit Flat Rate Plus per hour for inspections that occur outside normal business hours	\$321.00 \$1,321.00 \$160.00	\$328.06 \$1,350.06 \$163.52	\$332.65 \$1,368.96 \$165.81	\$336.65 \$1,385.39 \$167.80	\$352.14 \$1,449.12 \$175.52
6	Annual Permit Standard Fee Expedited Permits Flat Rate Plus per hour for inspections that occur outside normal business hours	\$321.00 \$500.00	\$328.06 \$511.00	\$332.65 \$518.15	\$336.65 \$524.37	\$352.14 \$548.49
7	Revision of approved plans Standard Fee Expedited Permits Flat Rate Plus per hour for inspections that occur outside normal business hours	\$1,500.00 \$160.00	\$1,533.00 \$163.52	\$1,554.46 \$165.81	\$1,573.12 \$167.80	\$1,645.48 \$175.52
8	Industrial board variance, appeal and request for extension of time Standard Fee Expedited Permits Standard Fee Expedited Permits	\$321.00 \$1,321.00	\$328.06 \$1,350.06	\$332.65 \$1,368.96	\$336.65 \$1,385.39	\$352.14 \$1,449.12
9	Accessibility Advisory Board variance, appeal and request for extension of time Standard Fee Expedited Permits	\$321.00 \$321.00	\$328.06 \$328.06	\$332.65 \$332.65	\$336.65 \$336.65	\$352.14 \$352.14
11	Permit phased (accelerated) approval	\$300.00	Not Applicable	Not Applicable	Not Applicable	Not Applicable
12	Permit for in-home day care	\$100.00	Not Applicable	Not Applicable	Not Applicable	Not Applicable
13	Copies of approval construction documents (per page)	\$5.00	Not Applicable	Not Applicable	Not Applicable	Not Applicable
14	Duplicate certificate of occupancy (each)	\$5.00	Not Applicable	Not Applicable	Not Applicable	Not Applicable

Flammable and Combustible Liquids

	Service	Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
1	Permit for the installation or replacement of tanks and pumps or dispensers	\$700.00	\$715.40	\$725.42	\$734.12	\$767.89
	Standard Fee					
	Expedited Permits and Inspections					
	Flat Rate	\$1,700.00	\$1,737.40	\$1,761.72	\$1,782.86	\$1,864.88
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
2	Permit for the installation or replacement of tanks	\$500.00	\$511.00	\$518.15	\$524.37	\$548.49
	Standard Fee					
	Expedited Permits and Inspections					
	Flat Rate	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
3	Permit for the installation or replacement of pumps or dispensers	\$200.00	\$204.40	\$207.26	\$209.75	\$219.40
	Standard Fee					
	Expedited Permits and Inspections					
	Flat Rate	\$1,200.00	\$1,226.40	\$1,243.57	\$1,258.49	\$1,316.38
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
4	Permit for the installation and rebuild of containers for compressed natural gas	\$500.00	\$511.00	\$518.15	\$524.37	\$548.49
	Standard Fee					
	Expedited Permits and Inspections					
	Flat Rate	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
5	Permit for the installation or replacement of compressed natural gas pumps and dispensers	\$200.00	\$204.40	\$207.26	\$209.75	\$219.40
	Standard Fee					
	Expedited Permits and Inspections					
	Flat Rate	\$1,200.00	\$1,226.40	\$1,243.57	\$1,258.49	\$1,316.38
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
6	Duplicate Permit	\$75.00	Not Applicable			
	Industrial board variance, appeal and requests for extension of time					
7	Standard Fee	\$321.00	\$328.06	\$332.65	\$336.65	\$352.13
	Expedited Permits	\$1,321.00	\$1,350.06	\$1,368.96	\$1,385.39	\$1,449.12

Liquefied Petroleum Gas

		Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
1	New registration and plan approval for bulk plants of 30,000 gallons or less					
	Standard Fee	\$360.00	\$367.92	\$373.07	\$377.55	\$394.91
	Expedited Permits and Inspections					
	Flat Rate	\$1,360.00	\$1,389.92	\$1,409.38	\$1,426.29	\$1,491.90
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
2	New registration and plan approval for bulk plants of 30,001-90,000 gallons					
	Standard Fee	\$430.00	\$439.46	\$445.61	\$450.96	\$471.70
	Expedited Permits and Inspections					
	Flat Rate	\$1,430.00	\$1,461.46	\$1,481.92	\$1,499.70	\$1,568.69
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
3	New registration and plan approval for bulk plants of 90,001 gallons or more					
	Standard Fee	\$475.00	\$485.45	\$492.25	\$498.15	\$521.07
	Expedited Permits and Inspections					
	Flat Rate	\$1,475.00	\$1,507.45	\$1,528.55	\$1,546.90	\$1,618.05
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
4	New registration and plan approval for industrial or utility users of 2,001-30,000 gallons					
	Standard Fee	\$250.00	\$255.50	\$259.08	\$262.19	\$274.25
	Expedited Permits and Inspections					
	Flat Rate	\$1,250.00	\$1,277.50	\$1,295.39	\$1,310.93	\$1,371.23
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
5	New registration and plan approval for industrial or utility users of 30,001-180,000 gallons					
	Standard Fee	\$360.00	\$367.92	\$373.07	\$377.55	\$394.91
	Expedited Permits and Inspections					
	Flat Rate	\$1,360.00	\$1,389.92	\$1,409.38	\$1,426.29	\$1,491.90
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
6	Registration and plan approval for industrial or utility users of 180,001 gallons or more					
	Standard Fee	\$475.00	\$485.45	\$492.25	\$498.15	\$521.07
	Expedited Permits and Inspections					
	Flat Rate	\$1,475.00	\$1,507.45	\$1,528.55	\$1,546.90	\$1,618.05
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
7	Plan approval of dispensing stations (please include applicable distributor registration fee with application)					
	Standard Fee	\$50.00	Not Applicable			
	Expedited Permits and Inspections					
	Flat Rate	\$1,050.00	\$1,073.10	\$1,088.12	\$1,101.18	\$1,151.84
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
8	Registration and plan approval for retail cylinder or exchange cabinets					
	Standard Fee	\$150.00	\$153.30	\$155.45	\$157.31	\$164.55
	Expedited Permits and Inspections					
	Flat Rate	\$1,150.00	\$1,175.30	\$1,191.75	\$1,206.06	\$1,261.53
	Plus per hour for inspections that occur outside normal business hours	\$160.00	\$163.52	\$165.81	\$167.80	\$175.52
9	Initial and annual registration renewal for distributors having less than 1,000 customers	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
10	Initial and annual registration renewal for distributors having 1,000-2,999 customers	\$300.00	\$306.60	\$310.89	\$314.62	\$329.10
11	Initial and annual registration renewal for distributors having 3,000-5,999 customers	\$375.00	\$383.25	\$388.62	\$393.28	\$411.37
12	Initial and annual registration renewal for distributors having 6,000 or more customers	\$500.00	\$511.00	\$518.15	\$524.37	\$548.49
13	Copy of department LP gas regulations	\$5.00	\$5.11	\$5.18	\$5.24	\$5.48
14	Annual registration renewal for bulk plants and industrial users	\$135.00	\$137.97	\$139.90	\$141.58	\$148.09
15	Annual registration renewal for cylinder or exchange cabinets	\$75.00	\$76.65	\$77.72	\$78.66	\$82.27
16	Industrial board variance, appeal and request for extension of time					
	Standard Fee	\$321.00	\$328.06	\$332.65	\$336.65	\$352.13
	Expedited request	\$1,321.00	\$1,350.06	\$1,368.96	\$1,385.39	\$1,449.12

Certification, Accreditation and Licensing

Service	Fees Effective October 30, 2017	CPI Adjustment September 2018 Northeast Region 12-Month Average (2.2%)	CPI Adjustment September 2019 Northeast Region 12-Month Average (1.4%)	CPI Adjustment September 2020 Northeast Region 12-Month Average (1.2%)	CPI Adjustment September 2021 Northeast Region 12-Month Average (4.6%)
Boiler inspectors					
Inspector's examination fee	\$150.00	\$153.30	\$155.45	\$157.31	\$164.55
New credential card (annual renewal)	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
Fees for Bedding and Upholstery					
Manufacturer's license	\$150.00	\$153.30	\$155.45	\$157.31	\$164.55
Sterilization permit	\$75.00	\$76.65	\$77.72	\$78.66	\$82.27
Sterilization renewal	\$35.00	\$35.77	\$36.27	\$36.71	\$38.39
Auctioneer permit	\$75.00	\$76.65	\$77.72	\$78.66	\$82.27
Auctioneer renewal	\$35.00	\$35.77	\$36.27	\$36.71	\$38.39
Quarterly reports	\$0.05	\$0.05	\$0.05	\$0.05	\$0.05
Duplicate license or permit	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
Secondhand initial application	\$100.00	\$102.20	\$103.63	\$104.87	\$109.70
Secondhand renewal	\$50.00	\$51.10	\$51.82	\$52.44	\$54.85
Fees for Asbestos Occupations					
Worker certification of less than six months	\$30.00	\$30.66	\$31.09	\$31.46	\$32.91
Worker certification of six months or more	\$60.00	\$61.32	\$62.18	\$62.92	\$65.82
Supervisor certification of less than six months	\$58.00	\$59.28	\$60.11	\$60.83	\$63.63
Supervisor certification of six months or more	\$116.00	\$118.55	\$120.21	\$121.65	\$127.25
Project designer certification of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Project designer certification of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Inspector certification of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Inspector certification of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Management planner certification of less than six months	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Management planner certification of six months or more	\$700.00	\$715.40	\$727.42	\$736.12	\$763.90
Dual Inspector or management planner of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Dual Inspector or management planner of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Individual contractor certification of less than six months	\$290.00	\$296.38	\$300.53	\$304.14	\$318.13
Individual contractor certification of six months or more	\$580.00	\$592.76	\$601.06	\$608.27	\$636.25
Company certification	\$150.00	\$153.30	\$155.45	\$157.31	\$164.55
Training course accreditation	\$2,000.00	\$2,040.00	\$2,072.62	\$2,097.49	\$2,193.97
Duplicate certification	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
Fees for Lead-based Paint Occupations					
Worker certification of less than six months	\$30.00	\$30.66	\$31.09	\$31.46	\$32.91
Worker certification of six months or more	\$60.00	\$61.32	\$62.18	\$62.92	\$65.82
Supervisor certification of less than six months	\$58.00	\$59.28	\$60.11	\$60.83	\$63.63
Supervisor certification of six months or more	\$116.00	\$118.55	\$120.21	\$121.65	\$127.25
Project designer certification of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Project designer certification of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Inspector certification of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Inspector certification of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Risk assessor certification of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Risk assessor certification of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Dual Inspector and risk assessor of less than six months	\$175.00	\$178.85	\$181.35	\$183.53	\$191.97
Dual Inspector and risk assessor of six months or more	\$350.00	\$357.70	\$362.71	\$367.06	\$383.95
Third-party examination	\$50.00	\$51.10	\$51.82	\$52.44	\$54.85
Initial training course accreditation	\$2,000.00	\$2,040.00	\$2,072.62	\$2,097.49	\$2,193.97
Renewal training course accreditation	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
Refresher of initial or renewal training course accreditation	\$1,500.00	\$1,533.00	\$1,554.46	\$1,573.12	\$1,645.48
Duplicate certification	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
Lead companies	\$500.00	\$511.00	\$518.15	\$524.37	\$548.49
Fees for Stuffed Toys					
Initial registration and renewals	\$75.00	\$76.65	\$77.72	\$78.66	\$82.27
Duplicate	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42
Fees for Uniform Construction Code Certifications					
Initial code official certification and renewal	\$100.00	\$102.20	\$103.63	\$104.87	\$109.70
Initial third-party agency certification and renewal	\$300.00	\$306.60	\$310.89	\$314.62	\$329.10
Duplicate	\$25.00	\$25.55	\$25.91	\$26.22	\$27.42

JENNIFER BERRIER,  
Secretary

[Pa.B. Doc. No. 21-1814. Filed for public inspection October 29, 2021, 9:00 a.m.]



## DEPARTMENT OF REVENUE

### Pennsylvania Baking Spirits Bright Fast Play Game 5141

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

1. *Name*: The name of the lottery game is Pennsylvania Baking Spirits Bright (hereinafter “Baking Spirits Bright”). The game number is PA-5141.

2. *Definitions*:

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

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

(c) *COOKIE RECIPE*: The area at the top of a Baking Spirits Bright lottery game ticket containing one play symbol that, when played according to the instructions, determines whether a player doubles any prize won in the play area below.

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

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

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

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

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

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

(j) *Prize*: A non-monetary item, money or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

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

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

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

3. *Price*: The price of a Baking Spirits Bright ticket is \$1.

4. *Description of the Baking Spirits Bright Fast Play lottery game*:

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

(b) Baking Spirits Bright is played by matching the play symbols located in the “YOUR NUMBERS” area to the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the “YOUR NUMBERS” play symbol. If a 2X (2TIMES) symbol appears in the “COOKIE RECIPE” area, the player doubles any prize won in the play area below. A bet slip is not used to play this game.

(c) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

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

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

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

5. *Baking Spirits Bright ticket characteristics*:

(a) A Baking Spirits Bright ticket shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: Each Baking Spirits Bright ticket play area will contain a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and a “COOKIE RECIPE” area. The play symbols and their captions, located in the “WINNING NUMBERS” area and the “YOUR NUMBERS” area, are: 1 (ONE), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and 20 (TWENT). The play symbols and their captions, located in the “COOKIE RECIPE” area, are: 1X (NOMULT) and a 2X (2TIMES) symbol.

(c) *Prize Symbols*: The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: FREE (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN) and \$2,500 (TWYFIVHUN).

(d) *Prizes*: The prizes that can be won in this game, are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$50, \$100, \$500 and \$2,500. Baking Spirits Bright contains a feature that can multiply the prize won. For a complete list of

prizes, and how those prizes can be won, see section 8 (relating to Number and description of prizes and approximate chances of winning). A player can win up to six times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 1,200,000 tickets will be available for sale for the Baking Spirits Bright lottery game.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a North Pole Payout Second-Chance Drawing for which non-winning Baking Spirits Bright lottery game tickets may be eligible as provided for in section 9.

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

(a) All Baking Spirits Bright prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2,500 (TWYFIVHUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$2,500.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$40.

(h) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under the match-

ing "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$10.

(l) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$8.

(m) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$5.

(n) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$4.

(o) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$4.

(p) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$2.

(q) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon

which a 2X (2TIMES) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$2.

(r) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1<sup>.00</sup> (ONE DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of \$1.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of FREE (TICKET) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and upon which a 1X (NOMULT) symbol appears in the "COOKIE RECIPE" area, on a single ticket, shall be entitled to a prize of one Baking Spirits Bright Fast Play Game Ticket.

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

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number: Win With:</i>	<i>COOKIE RECIPE:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,200,000 Tickets:</i>
FREE		FREE \$1 TICKET	9.52	126,000
\$1		\$1	100	12,000
\$1	2X	\$2	25	48,000
\$1 × 2		\$2	200	6,000
\$2		\$2	125	9,600
\$1 × 4		\$4	250	4,800
\$2 × 2		\$4	83.33	14,400
\$2	2X	\$4	83.33	14,400
\$4		\$4	250	4,800
(\$1 × 3) + \$2		\$5	200	6,000
(\$2 × 2) + \$1		\$5	100	12,000
\$5		\$5	200	6,000
(\$1 × 3) + \$2	2X	\$10	500	2,400
(\$2 × 2) + \$1	2X	\$10	500	2,400
\$5	2X	\$10	196.08	6,120
\$10		\$10	500	2,400
\$5 × 4		\$20	6,000	200
(\$4 × 2) + (\$1 × 2)	2X	\$20	1,714	700
\$5 × 2	2X	\$20	1,714	700
\$10	2X	\$20	1,714	700
\$20		\$20	6,000	200
(\$4 × 3) + \$10 + \$2 + \$1	2X	\$50	24,000	50
(\$5 × 3) + \$10	2X	\$50	24,000	50
(\$10 × 2) + (\$2 × 2) + \$1	2X	\$50	24,000	50
\$20 + \$5	2X	\$50	24,000	50
\$50		\$50	40,000	30
(\$10 × 4) + (\$5 × 2)	2X	\$100	120,000	10
(\$20 × 2) + (\$4 × 2) + (\$1 × 2)	2X	\$100	120,000	10
\$50	2X	\$100	120,000	10
\$100		\$100	40,000	30
(\$100 × 4) + (\$50 × 2)		\$500	240,000	5
\$500		\$500	240,000	5
\$2,500		\$2,500	240,000	5

When a "2X" (2TIMES) symbol appears in the COOKIE RECIPE area, DOUBLE any prize won below.

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

9. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") North Pole Payout Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-5138 Frosty Fun (\$10), PA-5139 Holiday Cash Drop (\$5), PA-5140 To Me, From Santa (\$2) and PA-5141 Baking Spirits Bright (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <https://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one North Pole Payout Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. November 2, 2021, through 11:59:59 p.m. January 6, 2022, will be entered into the Drawing to be held between January 10, 2022 and January 18, 2022.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5138 Frosty Fun (\$10) = ten entries, PA-5139 Holiday Cash Drop (\$5) = five entries, PA-5140 To Me, From Santa (\$2) = two entries and PA-5141 Baking Spirits Bright (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second and the third entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$50,000, less required income tax withholding.

(iii) The fourth through the eighth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iv) The ninth through the thirteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(v) The fourteenth through the sixty-third entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions*:

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), Scientific Games International, Inc., MDI Entertainment, LLC, and

their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

#### 10. *Ticket responsibility:*

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

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

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

#### 11. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

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

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

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

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

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

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

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

#### 12. *Procedures for claiming and payment of prizes:*

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

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

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

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

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

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

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

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

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

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

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

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

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

16. *Governing law:*

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

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

17. *Retailer compensation:*

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

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

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Baking Spirits Bright lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not

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

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

21. *Applicability:* This notice applies only to the Baking Spirits Bright lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-1815. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Frosty Fun Fast Play Game 5138

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

1. *Name:* The name of the lottery game is Pennsylvania Frosty Fun (hereinafter "Frosty Fun"). The game number is PA-5138.

2. *Definitions:*

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

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

(c) *FROZEN \$50 NUMBER:* The area at the top of a Frosty Fun lottery game ticket containing one play symbol that, when played according to the instructions, determines whether the player wins a prize of \$50.

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

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

(f) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including

making purchases, validating plays, transmitting reports and performing inventory functions.

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

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

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

(j) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

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

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

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

3. *Price*: The price of a Frosty Fun ticket is \$10.

#### 4. *Description of Frosty Fun Fast Play lottery game*:

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

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

(c) Frosty Fun tickets contain a "FROZEN \$50 NUMBER" area. Whenever a player matches the play symbol in the "FROZEN \$50 NUMBER" area to any of the play symbols in the "WINNING NUMBERS" area, the player will win a prize of \$50.

(d) Frosty Fun tickets contain a feature that can multiply certain prizes. When a 2X symbol appears in the "YOUR NUMBERS" area next to a winning prize amount, double the prize shown and win that amount. When a 3X symbol appears in the "YOUR NUMBERS" area next to a winning prize amount, triple the prize shown and win that amount.

(e) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(f) Frosty Fun tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(g) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and

verbally request a Frosty Fun ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

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

#### 5. *Frosty Fun ticket characteristics*:

(a) Frosty Fun tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

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

(c) *Prize Symbols*: The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$5,000 (FIV THO) and \$50,000 (FTY THO).

(d) *Prizes*: The prizes that can be won in this game, are: \$10, \$15, \$20, \$30, \$50, \$100, \$500, \$1,000, \$5,000 and \$50,000. The prize that can be won in the "FROZEN \$50 NUMBER" area is \$50. A player can win up to 16 times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 600,000 tickets will be available for sale for the Frosty Fun lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a North Pole Payout Second-Chance Drawing for which non-winning Frosty Fun lottery game tickets may be eligible as provided for in section 9.

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

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

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50,000 (FTY THO) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50,000.

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

(d) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under the





(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, and a 2X symbol appears in the "YOUR NUMBERS" area next to that \$10<sup>00</sup> (TEN DOL) prize symbol, on a single ticket, shall be entitled to a prize of \$20.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15<sup>00</sup> (FIFTEEN) appears in the "Prize" area under

the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

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

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>FROZEN \$50 NUMBER:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
\$10		\$10	8.33	72,000
\$15		\$15	20	30,000
\$10 × 2		\$20	100	6,000
\$10 w/ 2X		\$20	18.18	33,000
\$20		\$20	100	6,000
\$10 × 3		\$30	200	3,000
\$10 w/ 3X		\$30	100	6,000
\$15 w/ 2X		\$30	66.67	9,000
\$30		\$30	200	3,000
\$10 × 5		\$50	1,000	600
\$30 + \$20		\$50	1,000	600
(\$10 w/ 3X) + (\$10 w/ 2X)		\$50	250	2,400
(\$20 w/ 2X) + \$10		\$50	250	2,400
	\$50 w/ FROZEN \$50 NUMBER MATCH	\$50	87.72	6,840
\$50		\$50	333.33	1,800
\$20 × 5		\$100	2,400	250
(\$10 w/ 2X) + \$30	\$50 w/ FROZEN \$50 NUMBER MATCH	\$100	2,400	250
(\$15 w/ 2X) + (\$10 w/ 2X)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$100	2,400	250
(\$15 w/ 3X) + (\$15 w/ 2X) + \$15 + \$10		\$100	2,400	250
(\$20 w/ 2X) + \$10	\$50 w/ FROZEN \$50 NUMBER MATCH	\$100	2,400	250
(\$20 w/ 3X) + (\$10 w/ 3X) + \$10		\$100	2,400	250
(\$30 w/ 3X) + \$10		\$100	2,400	250
\$30 + \$20	\$50 w/ FROZEN \$50 NUMBER MATCH	\$100	2,400	250
\$50	\$50 w/ FROZEN \$50 NUMBER MATCH	\$100	2,400	250
\$50 w/ 2X		\$100	2,400	250
\$100		\$100	3,429	175

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>FROZEN \$50 NUMBER:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
\$100 × 5		\$500	24,000	25
(\$20 w/ 2X) + (\$15 w/ 2X) + (\$10 w/ 3X) + (\$100 × 2) + (\$50 × 2) + (\$20 × 5)		\$500	24,000	25
(((\$30 w/ 3X) × 2) + ((\$20 w/ 2X) × 2) + (\$15 w/ 3X) + (\$15 w/ 2X) + (\$50 × 3) + \$15		\$500	12,000	50
(((\$50 w/ 2X) × 3) + ((\$15 w/ 3X) × 3) + \$15	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	24,000	25
(((\$50 w/ 3X) × 2) + ((\$30 w/ 2X) × 2) + (\$15 w/ 2X)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	12,000	50
(((\$50 w/ 3X) × 2) + ((\$30 w/ 2X) × 2) + (\$20 w/ 2X) + (\$20 × 2)		\$500	24,000	25
(((\$50 w/ 3X) × 2) + (\$30 w/ 3X) + \$30 + \$20 + \$10	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	24,000	25
(((\$100 w/ 2X) × 2) + (\$15 w/ 2X) + (\$10 × 2)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	12,000	50
(\$100 w/ 2X) + (\$50 w/ 3X) + (\$30 w/ 2X) + (\$20 w/ 2X)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	12,000	50
(\$100 w/ 3X) + (\$50 w/ 3X)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$500	12,000	50
\$500		\$500	24,000	25
\$500 × 2		\$1,000	120,000	5
(((\$10 w/ 3X) × 3) + ((\$10 w/ 2X) × 3) + (\$50 × 5) + (\$15 × 2) + \$500 + \$20	\$50 w/ FROZEN \$50 NUMBER MATCH	\$1,000	24,000	25
(((\$50 w/ 3X) × 3) + ((\$50 w/ 2X) × 3) + (\$30 × 4) + (\$15 × 4) + \$20	\$50 w/ FROZEN \$50 NUMBER MATCH	\$1,000	24,000	25
(((\$50 w/ 3X) × 3) + ((\$50 w/ 2X) × 3) + (\$50 × 3) + (\$15 × 2) + (\$10 × 2) + \$30 + \$20		\$1,000	60,000	10
(((\$100 w/ 2X) × 2) + (\$50 w/ 2X) + \$500		\$1,000	60,000	10
(((\$100 w/ 2X) × 3) + ((\$50 w/ 3X) × 2) + (\$10 w/ 3X) + \$20	\$50 w/ FROZEN \$50 NUMBER MATCH	\$1,000	24,000	25
(((\$100 w/ 3X) × 3) + (\$15 w/ 2X) + (\$10 w/ 2X)	\$50 w/ FROZEN \$50 NUMBER MATCH	\$1,000	24,000	25
\$500 w/ 2X		\$1,000	120,000	5
\$1,000		\$1,000	120,000	5
\$1,000 × 5		\$5,000	120,000	5
\$5,000		\$5,000	120,000	5
\$50,000		\$50,000	120,000	5

When a "2X" symbol appears next to any winning amount, DOUBLE the prize shown.

When a "3X" symbol appears next to any winning amount, TRIPLE the prize shown.

FROZEN \$50 NUMBER: When the FROZEN \$50 NUMBER matches any WINNING NUMBER, win \$50 instantly! FROZEN \$50 NUMBER is played separately.

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

9. *Second-Chance Drawing*: The Pennsylvania Lottery's (hereafter, the "Lottery") North Pole Payout Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets*: Non-winning PA-5138 Frosty Fun (\$10), PA-5139 Holiday Cash Drop (\$5), PA-5140 To Me, From Santa (\$2) and PA-5141 Baking Spirits Bright (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <https://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one North Pole Payout Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. November 2, 2021, through 11:59:59 p.m. January 6, 2022, will be entered into the Drawing to be held between January 10, 2022 and January 18, 2022.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5138 Frosty Fun (\$10) = ten entries, PA-5139 Holiday Cash Drop (\$5) = five entries, PA-5140 To Me, From Santa (\$2) = two entries and PA-5141 Baking Spirits Bright (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second and the third entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$50,000, less required income tax withholding.

(iii) The fourth through the eighth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iv) The ninth through the thirteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(v) The fourteenth through the sixty-third entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions*:

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9RoofTops Marketing, LLC (formerly known as MARC USA, LLC), Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

#### 10. *Ticket responsibility:*

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

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

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

#### 11. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

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

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

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

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

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

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

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

#### 12. *Procedures for claiming and payment of prizes:*

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

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

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

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

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

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

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

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

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

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

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

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

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

16. *Governing law:*

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

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

17. *Retailer compensation:*

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

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

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Frosty Fun lottery game tickets.

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

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

21. *Applicability:* This notice applies only to the Frosty Fun lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-1816. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Holiday Cash Drop Fast Play Game 5139

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

1. *Name:* The name of the lottery game is Pennsylvania Holiday Cash Drop (hereinafter "Holiday Cash Drop"). The game number is PA-5139.

2. *Definitions:*

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

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

(c) *BONUS DROP*: The area at the top of a Holiday Cash Drop lottery game ticket containing two prize symbols that, when played according to the instructions, determines whether the player wins the prize amount shown. BONUS DROP is played separately.

(d) *CASH DROP*: The area at the bottom of a Holiday Cash Drop lottery game ticket containing one play/prize symbol that, when played according to the instructions, determines whether the player increases the total prize won by any prize amount that appears. CASH DROP prizes cannot be won alone.

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

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

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

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

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

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

(k) *Prize*: A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

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

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

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

3. *Price*: The price of a Holiday Cash Drop ticket is \$5.

4. *Description of the Holiday Cash Drop Fast Play lottery game*:

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

(b) Holiday Cash Drop is played by matching the play symbols located in the "YOUR NUMBERS" area to the play symbols located in the "WINNING NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the "YOUR NUMBERS" play symbol. Whenever a player wins a prize in the "YOUR NUMBERS" area and a prize amount appears in the "CASH DROP" area, the player adds the amount shown to the total won and wins that amount. A bet slip is not used to play this game.

(c) Holiday Cash Drop is also played by matching the play symbols in the "BONUS DROP" area. Whenever both of the prize amounts in the "BONUS DROP" area match, the player wins that prize amount. "BONUS DROP" is played separately.

(d) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(e) A Holiday Cash Drop game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

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

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

#### 5. *Holiday Cash Drop ticket characteristics*:

(a) A Holiday Cash Drop ticket shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: Each Holiday Cash Drop ticket play area will contain a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions, located in the "WINNING NUMBERS" area and the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play/prize symbols and their captions, located in the "CASH DROP" area, are: Candy Cane (TRYAGAIN) symbol, Tree (TRYAGAIN) symbol, Holly (TRYAGAIN) symbol, Snow Globe (TRYAGAIN) symbol, Santa (TRYAGAIN) symbol, \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$50<sup>00</sup> (FIFTY) and \$200 (TWO HUN).

(c) *Prize Symbols*: The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$1,000 (ONE THO) and \$25,000 (TWYFIVTHO). The prize symbols and their captions, located in the "BONUS DROP" area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$15<sup>00</sup> (FIFTEEN), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY) and \$50<sup>00</sup> (FIFTY).

(d) *Prizes*: The prizes that can be won in this game, are: \$5, \$10, \$15, \$20, \$40, \$50, \$100, \$200, \$1,000 and \$25,000. The prizes that can be won in the “BONUS DROP” area, are: \$5, \$10, \$15, \$20, \$40 and \$50. The prizes that can be won in the “CASH DROP” area, are: \$5, \$10, \$15, \$20, \$50 and \$200. Holiday Cash Drop also contains a feature that can increase certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to Number and description of prizes and approximate chances of winning). A player can win up to 14 times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 600,000 tickets will be available for sale for the Holiday Cash Drop lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a North Pole Payout Second-Chance Drawing for which non-winning Holiday Cash Drop lottery game tickets may be eligible as provided for in section 9.

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

(a) All Holiday Cash Drop prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25,000 (TWYFIVTHO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25,000.

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

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

(e) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$200 (TWO HUN) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$200.

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

(g) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$50.

(i) Holders of tickets upon which two prize symbols of \$50<sup>00</sup> (FIFTY) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING

NUMBERS” play symbols and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$40.

(k) Holders of tickets upon which two prize symbols of \$40<sup>00</sup> (FORTY) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$40.

(l) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$20.

(n) Holders of tickets upon which two prize symbols of \$20<sup>00</sup> (TWENTY) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$20.

(o) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$15<sup>00</sup> (FIFTEEN) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$15.

(p) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$15<sup>00</sup> (FIFTEEN) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$15.

(q) Holders of tickets upon which two prize symbols of \$15<sup>00</sup> (FIFTEEN) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$15.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(s) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which two prize symbols of \$10<sup>00</sup> (TEN DOL) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(v) Holders of tickets upon which a prize is won in the “YOUR NUMBERS” area, and a play/prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “CASH DROP” area, on a single ticket, shall be entitled to a prize of \$5.

(w) Holders of tickets upon which two prize symbols of \$5<sup>00</sup> (FIV DOL) appear in the “BONUS DROP” area, on a single ticket, shall be entitled to a prize of \$5.

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

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>CASH DROP:</i>	<i>BONUS DROP:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
		2—\$5s	\$5	19.61	30,600
\$5			\$5	19.61	30,600
\$5 × 2			\$10	50	12,000
\$5	\$5		\$10	25	24,000
		2—\$10s	\$10	100	6,000
\$10			\$10	50	12,000
\$5 × 3			\$15	200	3,000
\$5	\$5	2—\$5s	\$15	50	12,000
\$10	\$5		\$15	200	3,000
		2—\$15s	\$15	200	3,000
\$15			\$15	200	3,000
\$10 × 2			\$20	333.33	1,800
\$10	\$5	2—\$5s	\$20	125	4,800
\$10	\$10		\$20	133.33	4,500
\$15	\$5		\$20	142.86	4,200
		2—\$20s	\$20	500	1,200
\$20			\$20	333.33	1,800
\$20 × 2			\$40	2,000	300
\$10	\$10	2—\$20s	\$40	1,000	600
(\$10 × 2) + (\$5 × 2)	\$5	2—\$5s	\$40	1,000	600
\$15	\$15	2—\$10s	\$40	500	1,200
\$20	\$20		\$40	1,000	600
		2—\$40s	\$40	2,000	300
\$40			\$40	1,000	600
\$10 × 5			\$50	4,800	125
(\$10 × 2) + (\$5 × 2)	\$10	2—\$10s	\$50	2,400	250
(\$10 × 2) + \$15 + \$5	\$5	2—\$5s	\$50	1,600	375
\$15 × 2	\$20		\$50	2,400	250
\$20	\$20	2—\$10s	\$50	1,200	500
\$20 × 2	\$10		\$50	2,400	250
\$40	\$5	2—\$5s	\$50	1,600	375
\$40	\$10		\$50	2,400	250
		2—\$50s	\$50	6,000	100
\$50			\$50	4,800	125
\$50 × 2			\$100	24,000	25
(\$10 × 5) + (\$5 × 5)	\$15	2—\$10s	\$100	4,800	125
(\$10 × 6) + (\$5 × 6)	\$5	2—\$5s	\$100	4,800	125
(\$15 × 2) + (\$10 × 2) + (\$5 × 4)	\$15	2—\$15s	\$100	4,800	125
(\$20 × 2) + (\$15 × 2) + (\$10 × 2)	\$5	2—\$5s	\$100	4,800	125
\$40 × 2	\$10	2—\$10s	\$100	12,000	50
\$50	\$50		\$100	12,000	50
\$100			\$100	24,000	25
\$100 × 2			\$200	120,000	5



<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>CASH DROP:</i>	<i>BONUS DROP:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
(\$20 × 4) + (\$15 × 4) + (\$10 × 4)	\$10	2—\$10s	\$200	60,000	10
\$100 + \$50 + \$20	\$10	2—\$20s	\$200	60,000	10
\$200			\$200	120,000	5
\$200 × 5			\$1,000	120,000	5
(\$100 × 5) + (\$50 × 4) + (\$20 × 2) + \$10	\$200	2—\$50s	\$1,000	120,000	5
\$1,000			\$1,000	120,000	5
\$25,000			\$25,000	120,000	5

When you match any WINNING NUMBER below AND a prize amount appears in the CASH DROP area, add the prize shown to the TOTAL WON and win that amount. CASH DROP cannot be won alone.

**BONUS DROP:** When the same amount appears in each BONUS DROP area, win that amount instantly. BONUS DROP is played separately.

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

9. *Second-Chance Drawing:* The Pennsylvania Lottery's (hereafter, the "Lottery") North Pole Payout Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5138 Frosty Fun (\$10), PA-5139 Holiday Cash Drop (\$5), PA-5140 To Me, From Santa (\$2) and PA-5141 Baking Spirits Bright (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <https://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete, and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one North Pole Payout Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. November 2, 2021, through 11:59:59 p.m. January 6, 2022, will be entered into the Drawing to be held between January 10, 2022 and January 18, 2022.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5138 Frosty Fun (\$10) = ten entries, PA-5139 Holiday Cash Drop (\$5) = five entries, PA-5140 To Me, From Santa (\$2) = two entries and PA-5141 Baking Spirits Bright (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second and the third entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$50,000, less required income tax withholding.

(iii) The fourth through the eighth entries selected in the Drawing will be winning entries and the entrants

who submitted those winning entries shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iv) The ninth through the thirteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(v) The fourteenth through the sixty-third entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be

tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

10. *Ticket responsibility:*

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

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

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

11. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

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

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

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

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

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

16. *Governing law:*

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

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

17. *Retailer compensation:*

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

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

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Holiday Cash Drop lottery game tickets.

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

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

21. *Applicability*: This notice applies only to the Holiday Cash Drop lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

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## DEPARTMENT OF REVENUE

### Pennsylvania To Me, From Santa Fast Play Game 5140

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

1. *Name*: The name of the lottery game is Pennsylvania To Me, From Santa (hereinafter “To Me, From Santa”). The game number is PA-5140.

2. *Definitions*:

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

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

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

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

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

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

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

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

(i) *Prize*: A non-monetary item, money or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *UNWRAP FOR ALL THE CASH NUMBER*: The area on a To Me, From Santa ticket containing one play symbol that, when matched according to the instructions, determines whether the player wins all eight prizes shown in the “YOUR NUMBERS” area.

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

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

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

3. *Price*: The price of a To Me, From Santa ticket is \$2.

4. *Description of the To Me, From Santa Fast Play lottery game*:

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

(b) To Me, From Santa is played by matching any of the play symbols located in the “YOUR NUMBERS” area to any of the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the matching “YOUR NUMBERS” play symbol. A bet slip is not used to play this game.

(c) To Me, From Santa tickets contain an “UNWRAP FOR ALL THE CASH NUMBER” area. Whenever a player matches the play symbol in the “UNWRAP FOR ALL THE CASH NUMBER” area to any of the play symbols in the “WINNING NUMBERS” area, the player wins all eight prizes shown.

(d) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(e) To Me, From Santa tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

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

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

5. *To Me, From Santa ticket characteristics*:

(a) To Me, From Santa tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: To Me, From Santa tickets will contain a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and an “UNWRAP FOR ALL THE CASH NUMBER” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, the “YOUR NUMBERS” area and the “UNWRAP FOR ALL THE CASH NUMBER” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17

(SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR) and 25 (TWYFIV).

(c) *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$2.<sup>00</sup> (TWO DOL), \$4.<sup>00</sup> (FOR DOL), \$5.<sup>00</sup> (FIV DOL), \$10.<sup>00</sup> (TEN DOL), \$15.<sup>00</sup> (FIFTEEN), \$20.<sup>00</sup> (TWENTY), \$30.<sup>00</sup> (THIRTY), \$50.<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN) and \$10,000 (TEN THO).

(d) *Prizes:* The prizes that can be won in this game, are: \$2, \$4, \$5, \$10, \$15, \$20, \$30, \$50, \$100, \$200 and \$10,000. A player can win up to eight times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 600,000 tickets will be available for sale for the To Me, From Santa lottery game.

6. *Second-Chance Drawing:* The Pennsylvania Lottery will conduct a North Pole Payout Second-Chance Drawing for which non-winning To Me, From Santa lottery game tickets may be eligible as provided for in section 9.

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

(a) All To Me, From Santa prize payments will be made as one-time, lump-sum cash payments.

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

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

(d) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in four of the "Prize" areas and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(e) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in five of the "Prize" areas, a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in two of the "Prize" areas and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in two of the "Prize" areas, a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in four of the "Prize" areas, a prize symbol of \$50.<sup>00</sup> (FIFTY) appears in one of the "Prize" areas and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$200.

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

(h) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in two of the "Prize" areas, a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in two of the "Prize" areas, a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in one of the "Prize" areas, a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in one of the "Prize" areas, a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in one of the "Prize" areas and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(i) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in two of the "Prize" areas, a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in three of the "Prize" areas and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in three of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in four of the "Prize" areas and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in four of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50.<sup>00</sup> (FIFTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(l) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in two of the "Prize" areas, a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in four of the "Prize" areas and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in two of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in three of the "Prize" areas, a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in three of the "Prize" areas and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in five of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(o) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in four of the "Prize" areas, a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in two of the "Prize" areas, a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in one of the "Prize" areas and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$50.

(p) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(q) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in two of the "Prize" areas, a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in five of the "Prize" areas and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(r) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in three of the "Prize" areas, a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in four of the "Prize" areas and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$30.

(s) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(t) Holders of tickets upon which the "UNWRAP FOR ALL THE CASH NUMBER" play symbol matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in two of the "Prize" areas and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in six of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$20.

(u) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$15.<sup>00</sup> (FIFTEEN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$15.

(v) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(w) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(x) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$4.<sup>00</sup> (FOR DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$4.

(y) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols and a prize symbol of \$2.<sup>00</sup> (TWO DOL) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$2.

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

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
\$2	\$2	9.09	66,000
\$2 × 2	\$4	33.33	18,000
\$4	\$4	33.33	18,000
\$5	\$5	22.62	26,520
\$5 × 2	\$10	138.89	4,320
(\$2 × 3) + \$4	\$10	166.67	3,600
(\$4 × 2) + \$2	\$10	200	3,000
\$10	\$10	333.33	1,800
\$5 × 3	\$15	1,000	600
(\$4 × 2) + \$5 + \$2	\$15	1,000	600
\$10 + \$5	\$15	500	1,200
\$15	\$15	1,000	600
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$4 × 2) + (\$2 × 6))	\$20	400	1,500
\$5 × 4	\$20	10,000	60
\$10 × 2	\$20	5,000	120
(\$5 × 2) + \$10	\$20	10,000	60
\$15 + \$5	\$20	10,000	60

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<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number: Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
\$20	\$20	10,000	60
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$4 × 3) + (\$2 × 4) + \$10)	\$30	1,091	550
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$5 × 2) + (\$2 × 5) + \$10)	\$30	1,091	550
\$10 × 3	\$30	12,000	50
\$15 × 2	\$30	12,000	50
(\$5 × 3) + \$15	\$30	12,000	50
\$15 + \$10 + \$5	\$30	12,000	50
\$20 + \$10	\$30	12,000	50
\$30	\$30	12,000	50
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$5 × 4) + (\$4 × 2) + \$20 + \$2)	\$50	4,000	150
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$10 × 3) + (\$4 × 5))	\$50	3,429	175
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$10 × 3) + (\$5 × 2) + (\$4 × 2) + \$2)	\$50	4,800	125
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$15 × 2) + (\$4 × 4) + (\$2 × 2))	\$50	4,800	125
\$10 × 5	\$50	60,000	10
(\$10 × 2) + (\$5 × 3) + \$15	\$50	60,000	10
\$20 + \$15 + \$10 + \$5	\$50	60,000	10
\$30 + \$20	\$50	60,000	10
\$50	\$50	60,000	10
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$15 × 4) + (\$10 × 4))	\$100	12,000	50
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$20 × 2) + (\$15 × 3) + (\$5 × 3))	\$100	12,000	50
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$30 × 2) + (\$4 × 2) + \$15 + \$10 + \$5 + \$2)	\$100	12,000	50
\$50 × 2	\$100	120,000	5
(\$30 × 2) + (\$20 × 2)	\$100	120,000	5
\$50 + \$30 + \$20	\$100	120,000	5
\$100	\$100	120,000	5
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$30 × 2) + (\$20 × 4) + \$50 + \$10)	\$200	60,000	10
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$30 × 5) + (\$20 × 2) + \$10)	\$200	60,000	10
UNWRAP FOR ALL THE CASH WINALL MATCH w/ ((\$30 × 4) + (\$20 × 4))	\$200	60,000	10

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 600,000 Tickets:</i>
\$50 × 4	\$200	120,000	5
\$100 × 2	\$200	120,000	5
\$200	\$200	120,000	5
\$10,000	\$10,000	120,000	5

When the UNWRAP FOR ALL THE CASH NUMBER matches any WINNING NUMBER, win all 8 prizes shown!

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

9. *Second-Chance Drawing:* The Pennsylvania Lottery's (hereafter, the "Lottery") North Pole Payout Second-Chance Drawing for qualifying Fast Play lottery game tickets (hereafter, the "Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5138 Frosty Fun (\$10), PA-5139 Holiday Cash Drop (\$5), PA-5140 To Me, From Santa (\$2) and PA-5141 Baking Spirits Bright (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must be members of the Pennsylvania Lottery VIP Players Club to participate in the Drawing. To join the VIP Players Club, visit <https://www.palottery.state.pa.us/vipplayersclub/login.aspx>. Becoming a VIP Players Club member is free.

(2) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Lottery's official mobile application during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted, and entries submitted using any other method, including entries mailed or hand-delivered to the Lottery, are not valid and will be disqualified.

(3) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be accepted.

(4) Only one claimant per entry is allowed.

(5) Entrants must be 18 years of age or older.

(6) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(7) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one North Pole Payout Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. November 2, 2021, through 11:59:59 p.m. January 6, 2022, will be entered into the Drawing to be held between January 10, 2022 and January 18, 2022.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The respective purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5138 Frosty Fun (\$10) = ten entries, PA-5139 Holiday Cash Drop (\$5) = five entries, PA-5140 To Me, From Santa (\$2) = two entries and PA-5141 Baking Spirits Bright (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$100,000, less required income tax withholding.

(ii) The second and the third entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$50,000, less required income tax withholding.

(iii) The fourth through the eighth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$10,000, less required income tax withholding.

(iv) The ninth through the thirteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$5,000.

(v) The fourteenth through the sixty-third entries selected in the Drawing will be winning entries and the entrants who submitted the winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their Lottery account and will receive an email notifying them that they won a prize.



(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select another entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Pennsylvania Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause beyond the control of the Lottery that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Pennsylvania Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the Drawing will be disqualified and a replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery Terms & Conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

10. *Ticket responsibility:*

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

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

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

11. *Ticket validation and requirements:*

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

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

(2) The game ticket must be intact.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

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

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

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

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

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

16. *Governing law:*

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

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

17. *Retailer compensation:*

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

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

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play To Me, From Santa lottery game tickets.

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

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

21. *Applicability:* This notice applies only to the To Me, From Santa lottery game announced in this notice.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-1818. Filed for public inspection October 29, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Treasure Hunt Terminal-Based Lottery Game; Change to Game Rules; Amended Notice

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 875.4 (relating to notice of terminal-based lottery game rules), the Secretary of Rev-

enue hereby provides public notice of changes to the Treasure Hunt Terminal-Based Lottery Game rules that were published at 37 Pa.B. 1938 (April 21, 2007) and as amended at 44 Pa.B. 862 (February 8, 2014).

The Pennsylvania Lottery has decided to provide flexibility in establishing the starting jackpot prize level for the Treasure Hunt Terminal-Based Lottery Game. These changes will be effective upon publication.

The correct version of this document is as follows, with ellipses referring to the existing text as it appeared at 37 Pa.B. 1938-1939:

\* \* \* \* \*

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

(a) Determination of Pennsylvania Treasure Hunt prize winners for tickets correctly matching the winning numbers selected by the Lottery are:

(1) Holders of tickets upon which the player's five numbers, in a single game or play, match the five winning numbers selected by the Lottery, shall be the winner of the jackpot category prize.

(i) The Lottery will estimate and announce the projected amount of the upcoming jackpot prior to the drawing. Payment will be made in the amount estimated and announced as the projected jackpot, or in the actual amount of the jackpot, whichever is greater, divided equally by the number of plays on tickets determined by the Lottery to be entitled to claim a jackpot category prize.

\* \* \* \* \*

C. DANIEL HASSELL, Secretary

[Pa.B. Doc. No. 21-1819. Filed for public inspection October 29, 2021, 9:00 a.m.]

DEPARTMENT OF TRANSPORTATION Findings

Under section 2002 of The Administrative Code of 1929 (71 P.S. § 512) establishing the Department of Transportation (Department), the Director of the Bureau of Project Delivery, as delegated by the Secretary of Transportation, makes the following written findings:

The Department is planning the projects listed as follows. Environmental and Section 4(f) Documentation have been developed for the projects identified as follows to evaluate the potential environmental impacts caused by these projects. The Section 4(f) documents also serve as the Section 2002 Evaluation. The approved documents are available in the CE/EA Expert System at http://www.dotdom2.state.pa.us/ceea/ceeamain.nsf. The environmental, economic, social and other effects of the proposed projects have been considered. Based upon studies, there is no feasible and prudent alternative to the use of the Section 2002 resources for the proposed projects identified as follows and all reasonable steps have been taken to minimize such effects.

• SR 3005, Section 019—Shrewsbury Township and Hillsgrove Township, Sullivan County.

Project Description: The project involves the acquisition of right-of-way (ROW) along Ogdonia Road (SR 3005) where work was completed because of a flood recovery project in 2018.

Environmental Documents: CE 1a Reevaluation approved on April 1, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on March 31, 2021.

Proposed Use of Section 4(f)/2002 Resource: Approximately 0.082-acre of ROW will be required from the 114,552-acre Loyalsock State Forest, which qualifies as a Section 4(f)/2002 resource.

• SR 1017, Section 03B—Albany Township, Berks County.

Project Description: The project is the replacement of Stump's Bridge that carries Creek Road (SR 1017) over Kistler Creek.

Environmental Documents: CE 2 Reevaluation approved on May 5, 2021, a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 2, 2019, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on June 13, 2019.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.036-acre of ROW will be required from Bachman's Implements, which was determined to be eligible for listing on the National Register of Historic Places (NRHP). The existing structure, known as Stump's Bridge, was determined eligible for listing on the NRHP.

• SR 0082, Section SIP—West Brandywine Township, Chester County.

Project Description: The project is the construction of a roundabout at the intersection of Manor Road (SR 0082) and Cedar Knoll Road/East. Reeceville Road (SR 4005).

Environmental Documents: CE 1b Evaluation approved on April 9, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on March 29, 2021.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.428-acre of ROW will be required from the Baldwin Farm, which was determined to be eligible for listing in the NRHP.

• SR 0202, Section CNM—Westtown Township and Thornbury Township, Chester County.

Project Description: The project consists of intersection improvements to the intersection of Wilmington Pike (SR 0202) and Street Road (SR 0926) including additional lanes and signal upgrades.

Environmental Documents: CE 2 Evaluation approved on June 7, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on April 21, 2021.

Proposed Use of Section 4(f)/2002 Resources: Approximately 0.14-acre of ROW will be required from the 0.77-acre Westtown Inn, which was determined to be eligible for listing on the NRHP.

• **SR 0422, Section M03—North Coventry Township, Chester County.**

*Project Description:* The project is the reconstruction of one mile of the Benjamin Franklin Highway (SR 0422) and two structure replacements.

*Environmental Documents:* CE 1b Evaluation approved on May 24, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on May 10, 2021.

*Proposed Use of Section 4(f)/2002 Resources:* Approximately 0.00443-acre of ROW will be required from the Kenilworth Historic District, which was determined to be eligible for listing on the NRHP.

• **SR 1023, Section CB6—East Pikeland Township, Chester County.**

*Project Description:* The project involves the replacement of the structure that carries Merlin Road (SR 1023) over Pigeon Run.

*Environmental Documents:* CE BRPA Evaluation approved on April 14, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on March 9, 2021.

*Proposed Use of Section 4(f)/2002 Resources:* Approximately 0.004-acre of ROW will be required from the 1,055-acre Middle Pickering Rural Historic District, which is listed in the NRHP.

• **SR 3101, Section DRB—Chadds Ford Township, Delaware County and Pennsbury Township, Chester County.**

*Project Description:* The project is the replacement of the South Creek Road bridge that carries SR 3101 over East Penn Railroad.

*Environmental Documents:* CE 2 Evaluation approved on June 7, 2021, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitates the Use of Historic Bridges approved on March 22, 2021.

*Proposed Use of Section 4(f)/2002 Resources:* The existing South Creek Road Bridge, also known as Pyles Twin Bridge, is listed as a contributing resource to the Twin Bridges Rural Historic District, which is listed on the NRHP. Approximately 0.565-acre of ROW will be required from adjacent properties and 0.116-acre aerial easement will be required from the East Penn Railroad. The adjacent properties and the East Penn Railroad are contributing resources to the Twin Bridges Rural Historic District.

• **SR 0422, Section M1B—Lower Pottsgrove Township and North Coventry Township, Montgomery County.**

*Project Description:* The project is the reconstruction of 3.24-miles of US 422 from the west of the Pottstown Interchange to the Sanatoga Interchange.

*Environmental Documents:* CE 2 Reevaluation approved on April 20, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved February 17, 2021.

*Proposed Use of Section 4(f)/2002 Resources:* Approximately 0.060-acre of ROW will be required from the 54-acre Sanatoga Park, which qualifies as a Section 4(f)/2002 resource.

• **SR 0094, Section 026—Reading Township, Adams County.**

*Project Description:* The project involves geometric and safety improvements to the intersection of Carlisle Pike (SR 0094) and East Berlin Road (SR 0234).

*Environmental Documents:* CE 1b Reevaluation approved on April 21, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Historic Properties approved on February 17, 2015.

*Proposed Use of Section 4(f)/2002 Resource:* Approximately 0.198-acre of ROW will be required from the 97-acre Jacob Miller Farm, which was determined eligible for listing on the NRHP.

• **SR 7301, Section 000—City of Pittsburgh, Allegheny County.**

*Project Description:* The project is the rehabilitation of the Rachel Carson (9th Street) Bridge over the Allegheny River, the 10th Street Bypass and the Three-Rivers Heritage Trail. Work will include the replacement of the existing deck, existing expansions dams and bridge bearings. Various other features and components will be repaired.

*Environmental Documents:* CE 2 Reevaluation approved on June 16, 2021, and a Nationwide/Programmatic Section 4(f) Evaluation for Projects that Necessitate the Use of Historic Bridges approved on January 17, 2018.

*Proposed Use of Section 4(f)/2002 Resources:* The 9th Street Bridge, also known as the Rachel Carson Bridge, is listed on the NRHP.

• **SR 1010, Section J10—Peters Township, Washington County.**

*Project Description:* The project is the construction of a roundabout at the intersection of Valley Brook Road (SR 1010) and Bebout Road (SR 0019).

*Environmental Documents:* CE 1b Evaluation approved on April 19, 2021, and a Determination of Section 4(f) De Minimis Use Section 2002 No Adverse Use Public Parks, Recreation Areas, Wildlife and/or Waterfowl Refuges, State Forest Land and State Game Land approved on April 14, 2020.

*Proposed Use of Section 4(f)/2002 Resources:* Approximately 0.07-acre of ROW will be required from the 3.5-mile portion of the Montour Trail known as Arrowhead Trail, which qualifies as a Section 4(f)/2002 resource.

BRIAN G. THOMPSON, PE,  
Director  
Bureau of Project Delivery

[Pa.B. Doc. No. 21-1820. Filed for public inspection October 29, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Medical Care Availability and Reduction of Error Fund; Notice of and Amount of Assessment Action; Notice 2021-12

The Insurance Department Medical Care Availability and Reduction of Error Fund (MCARE), by Tawny K. Mummah, Executive Director, under section 712 of the Medical Care Availability and Reduction of Error Act (40 P.S. § 1303.712) and the Settlement Agreement between MCARE and the Pennsylvania Medical Society, the

Hospital and Healthsystem Association of Pennsylvania and the Pennsylvania Podiatric Medical Association, notifies all basic insurance coverage insurers and self-insured participating health care providers that the annual assessment to be levied for calendar year 2022 shall be 12% applied to the prevailing primary premium for each participating health care provider.

This action is subject to 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure).

TAWNY K. MUMMAH,  
*Executive Director*

[Pa.B. Doc. No. 21-1821. Filed for public inspection October 29, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Pennsylvania Compensation Rating Bureau Filing No. 325

On October 14, 2021, the Insurance Department received from the Pennsylvania Compensation Rating Bureau (Bureau or PCRB) a filing that will impact employers currently assigned to Classification 673, Advertising Sign Manufacture, Erection or Repair.

PCRB Filing No. 325 proposes that Classification 673 be revised to allow an employer engaged in both the manufacture and installation of signs to separately rate the manufacturing payroll to the applicable manufacturing classification. The filing identifies four classifications to which this payroll is expected to be reassigned and notes that each has a lower loss cost than Classification 673.

Under the proposal, employers would be required to maintain separate payroll records for the manufacturing and installation work, otherwise, the entire payroll would be subject to the applicable classification with the highest rate.

PCRB Filing No. 325 is available for review on the Bureau's web site at [www.pcrb.com](http://www.pcrb.com) in the "Filings" section under "Featured Products."

Interested parties are invited to submit written comments, suggestions or objections by means of e-mail to Shannon Kost, Insurance Department, Office of Insurance Product Regulation, [skost@pa.gov](mailto:skost@pa.gov), within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 21-1822. Filed for public inspection October 29, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Pennsylvania Compensation Rating Bureau Filing No. 331

On October 15, 2021, the Insurance Department received from the Pennsylvania Compensation Rating Bu-

reau (Bureau or PCRB) a filing that proposes two new classifications in response to the act of November 3, 2020 (P.L. 1080, No. 108). PCRB Filing No. 331 proposes an April 1, 2022, effective date for both new and renewal business and includes the following new classifications:

- Classification 906, Volunteer Ambulance Corps—Support Staff
- Classification 989, Volunteer Fire Company—Support Staff

Classification 906 is proposed to have a lost cost of \$18.87. Classification 989 is proposed to have a schedule of loss costs that vary based on the population served by the Volunteer Fire Company. The schedule can be viewed within PCRB Filing No. 331.

PCRB Filing No. 331 is available for review on the Bureau's web site at [www.pcrb.com](http://www.pcrb.com) in the "Filings" section under "Featured Products."

Interested parties are invited to submit written comments, suggestions or objections by means of e-mail to Eric Zhou, Insurance Department, Office of Insurance Product Regulation, [gzhou@pa.gov](mailto:gzhou@pa.gov), within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 21-1823. Filed for public inspection October 29, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Review Procedure Hearing under the Unfair Insurance Practices Act

The following insureds have requested a hearing as authorized by section 8 of the Unfair Insurance Practices Act (act), (40 P.S. § 1171.8) in connection with the termination of the insureds' homeowners policy. The hearing will be held in accordance with the requirements of the act; 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law); 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure); and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure). This administrative hearing will be held as follows. Failure by the appellants to appear at the scheduled hearing may result in dismissal with prejudice. This administrative hearing will be held virtually by means of Zoom. Failure by the appellants to appear at the scheduled Zoom hearing may result in dismissal with prejudice.

The parties and their representatives and witnesses shall join the Zoom hearing through the link supplied in the invitation. The Administrative Hearings Office may be contacted at (717) 783-2126, [ra-hearings@pa.gov](mailto:ra-hearings@pa.gov).

Appeal of Dock Fielder, Jr. and Jacqueline K. Fielder; The Farmers Fire Insurance Company; File No. 21-178-261643; Doc. No. P21-09-015; November 18, 2021, 9 a.m.

Following the Zoom hearing and receipt of the stenographic transcript, the Insurance Commissioner will issue

a written order resolving the factual issues presented at the Zoom hearing and stating what remedial action, if any, is required. The Commissioner's Order will be sent to those persons participating in the Zoom hearing or their designated representatives. The Order of the Commissioner may be subject to judicial review by the Commonwealth Court.

Persons with a disability who wish to attend the previously-referenced administrative Zoom hearing and require an auxiliary aid, service or other accommodation to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 21-1824. Filed for public inspection October 29, 2021, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Service of Notice of Motor Carrier Applications

The following temporary authority and/or permanent authority applications for the right to render service as a common carrier or contract carrier in this Commonwealth have been filed with the Pennsylvania Public Utility Commission (Commission). Formal protests, petitions to intervene and answers must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before November 15, 2021. Filings must be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by November 15, 2021. Individuals can sign up for a free eFiling account with the Secretary of the Commission through the Commission's eFiling system at <https://www.puc.pa.gov/efiling/Default.aspx>. 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. The documents filed in support of the application are only available for inspection through the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) by searching under the previously listed docket number or by searching the applicant's web site.

#### **Applications of the following for approval to *begin operating as common carriers for transportation of persons as described under each application.***

**A-2021-3028895. M.W. Leventry Construction, Inc.** (302 Kim Lane, Windber, Cambria County, PA 15963) for the right to begin to transport, as a common carrier, by motor vehicle, persons in airport transfer service, from points in the Counties of Bedford, Blair, Cambria, Indiana, Somerset and Westmoreland to John Murtha Johnstown-Cambria County Airport, and vice versa.

**A-2021-3029024. Caring Way Home Care, LLC** (1619 South 31st Street, Philadelphia, PA 19145) persons in paratransit service, from points in the Counties of Bucks, Chester, Delaware and Montgomery, and the City and County of Philadelphia, to points in Pennsylvania, and return.

**A-2021-3029061. L & R Van Service, LLC** (219 Mill Road, Morgantown, Berks County, PA 19543) for the right

to begin to transport, as a common carrier, by motor vehicles, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in the Counties of Berks and Lancaster to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 21-1825. Filed for public inspection October 29, 2021, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Service of Notice of Motor Carrier Applications in the City of Philadelphia

The following permanent authority applications to render service as common carriers in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than November 15, 2021. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

**Doc. No. A-21-08-04. Gondal Taxi, LLC** (2619 Paris Avenue, Trevose, PA 19053): An application for a medallion taxicab certificate of public convenience (CPC) to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

**Doc. No. A-21-10-06. Lesia Taxi, LLC** (315 South Delsea Drive, A12, Clayton, NJ 08312): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

**Doc. No. A-21-10-07. Dunia, LLC** (4918 Chancellor Street, Philadelphia, PA 19139): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return. *Attorney for Applicant:* David R. Alperstein, Esq., 314 Cherry Avenue, Voorhees, NJ 08043.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 21-1826. Filed for public inspection October 29, 2021, 9:00 a.m.]

## STATE BOARD OF MEDICINE

### Bureau of Professional and Occupational Affairs v. Yonas Zegeye, MD; Case No. 20-49-009535

On January 26, 2021, Yonas Zegeye, MD, Pennsylvania license No. MD040145E, last known of Potomac, MD, had his license indefinitely suspended, retroactive to January 11, 2021, based on having disciplinary action taken against his license by the proper licensing authority of another state.

Individuals may obtain a copy of the adjudication at [www.pals.pa.gov](http://www.pals.pa.gov).

This order represents the final State Board of Medicine (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

MARK B. WOODLAND, MS, MD,  
*Chairperson*

[Pa.B. Doc. No. 21-1827. Filed for public inspection October 29, 2021, 9:00 a.m.]

## STATE BOARD OF NURSING

### Automatic Suspension of the License to Practice Practical Nursing of Danielle Christine Poole, LPN; Case No. 19-51-014280

On October, 18, 2021, Danielle Christine Poole, LPN, Pennsylvania license No. PN276457, last known of Washington, NJ, had her practical nursing license automatically suspended, retroactive to September 28, 2020, based on her misdemeanor conviction under The Controlled Substance, Drug, Device and Cosmetic Act (35 P.S. §§ 780-101—780-144).

Individuals may obtain a copy of the adjudication at [www.pals.pa.gov](http://www.pals.pa.gov).

This order represents the final State Board of Nursing (Board) decision in this matter. It may be appealed to the Commonwealth Court of Pennsylvania by the filing of a petition for review with that court in accordance with the Pennsylvania Rules of Appellate Procedure. Individuals who take an appeal to the Commonwealth Court must serve the Board with a copy of their petition for review.

KRISTIN MALADY, BSN, RN,  
*Chairperson*

[Pa.B. Doc. No. 21-1828. Filed for public inspection October 29, 2021, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Grandfathering Registration Notice

The Susquehanna River Basin Commission lists the following Grandfathering (GF) Registration for projects under 18 CFR 806, Subpart E (relating to registration of grandfathered projects) from September 1, 2021, through September 30, 2021.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbc.net](mailto:joyler@srbc.net). Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### Supplementary Information

This notice lists GF Registration for projects, described as follows, under 18 CFR 806, Subpart E for the time period previously specified:

#### GF Registration Under 18 CFR Part 806, Subpart E:

1. City of Corning—Public Water Supply System, GF Certificate No. GF-202109183, City of Corning, Steuben County, NY; Wells 1—3 and 9; Issue Date: September 3, 2021.
2. Pennsylvania—American Water Company—White Deer District, GF Certificate No. GF 202109184, White Deer and Buffalo Townships, Union County, PA; White Deer Creek and Spruce Run; Issue Date: September 3, 2021.
3. Valley Proteins, Inc.—Terre Hill Facility, GF Certificate No. GF-202109185, East Earl Township, Lancaster County, PA; Wells 1 and 2 and consumptive use; Issue Date: September 3, 2021.
4. Knouse Foods Cooperative, Inc.—Gardners Plant, GF Certificate No. GF-202109186, Tyrone Township, Adams County, PA; Wells 3, 5, 6, 8 and 10; Issue Date: September 17, 2021.
5. The Pennsylvania State University—Blue and White Golf Courses and Public Water Supply System, GF Certificate No. GF-202109187, Ferguson Township and State College Borough, Centre County, PA; Well UN-28A; Issue Date: September 30, 2021.

*Dated:* October 18, 2021

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 21-1829. Filed for public inspection October 29, 2021, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Projects Approved for Consumptive Uses of Water

The Susquehanna River Basin Commission (Commission) has approved by rule the following list of projects from September 1, 2021, through September 30, 2021.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, [joyler@srbc.net](mailto:joyler@srbc.net). Regular mail inquiries may be sent to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788.

#### Supplementary Information

This notice lists the projects, described as follows, receiving approval for the consumptive use of water under the Commission's approval by rule process in 18 CFR 806.22(e) and (f) (relating to standards for consumptive uses of water) for the time period previously specified:

*Water Source Approval—Issued Under 18 CFR 806.22(f):*

1. Chesapeake Appalachia, LLC; Pad ID: Jag; ABR-201109002.R2; Franklin Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 20, 2021.

2. Chesapeake Appalachia, LLC; Pad ID: LKM; ABR-201109014.R2; Litchfield Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 20, 2021.

3. Chesapeake Appalachia, LLC; Pad ID: McGroarty; ABR-201109012.R2; Albany Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 20, 2021.

4. SWN Production Company, LLC; Pad ID: Bernstein Pad; ABR-201107052.R2; Clifford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: September 20, 2021.

5. EXCO Resources (PA), LLC; Pad ID: Cadwalader Pad; ABR-201103039.R2; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 8.0000 mgd; Approval Date: September 23, 2021.

6. EXCO Resources (PA), LLC; Pad ID: Arthur Pad; ABR-201103018.R2; Franklin Township, Lycoming County, PA; Consumptive Use of Up to 8.0000 mgd; Approval Date: September 23, 2021.

7. XTO Energy, Inc.; Pad ID: PA Tract Unit G; ABR-201109018.R2; Chapman Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 23, 2021.

8. Repsol Oil & Gas (USA), LLC; Pad ID: CAMP COMFORT (07 185); ABR-201106025.R2; Middletown Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 23, 2021.

9. Repsol Oil & Gas (USA), LLC; Pad ID: COOLEY (05 004) P; ABR-201007099.R2; Orwell Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 23, 2021.

10. Repsol Oil & Gas (USA), LLC; Pad ID: WALTERS (05 001) J; ABR-201007096.R2; Herrick Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 23, 2021.

11. Rockdale Marcellus, LLC; Pad ID: Sawyer 376; ABR-201007061.R2; Union Township, Tioga County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: September 23, 2021.

12. ARD Operating, LLC; Pad ID: COP Tr 289 Pad D; ABR-201008030.R2; McHenry Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 23, 2021.

13. Chief Oil & Gas, LLC; Pad ID: BAUMUNK NORTH UNIT PAD; ABR-202109001; Fox Township, Sullivan County, PA; Consumptive Use of Up to 2.5000 mgd; Approval Date: September 23, 2021.

14. Chief Oil & Gas, LLC; Pad ID: Yonkin Drilling Pad # 1 ABR-201109020.R2; Cherry Township, Sullivan County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: September 26, 2021.

15. SWN Production Company, LLC; Pad ID: Cramer Pad; ABR-201108007.R2; New Milford Township, Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: September 26, 2021.

16. SWN Production Company, LLC; Pad ID: Folger Pad; ABR-201108022.R2; New Milford Township,

Susquehanna County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: September 26, 2021.

17. ARD Operating, LLC; Pad ID: Elbow Pad A; ABR-201008055.R2; Cogan House Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 26, 2021.

18. ARD Operating, LLC; Pad ID: COP Tract 356 Pad G; ABR-201108017.R2; Cummings Township, Lycoming County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 26, 2021.

19. Rockdale Marcellus, LLC; Pad ID: Foti 721; ABR-201007118.R2; McNett Township, Lycoming County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: September 26, 2021.

20. ARD Operating, LLC; Pad ID: COP Tr 285 Pad H; ABR-201008018.R2; Chapman Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 26, 2021.

21. Chief Oil & Gas, LLC; Pad ID: Kerr B Drilling Pad # 1; ABR-201109031.R2; Lathrop Township, Sullivan County, PA; Consumptive Use of Up to 2.0000 mgd; Approval Date: September 28, 2021.

22. Repsol Oil & Gas (USA), LLC; Pad ID: BENNETT (05 164) R; ABR-201107049.R2; Pike Township, Susquehanna County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 23, 2021.

23. Rockdale Marcellus, LLC; Pad ID: Taylor 718; ABR-201007016.R2; Liberty Township, Tioga County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: September 28, 2021.

24. BKV Operating, LLC; Pad ID: Bush Pad; ABR-201109028.R2; Bridgewater and Forest Lake Townships, Susquehanna County, PA; Consumptive Use of Up to 5.0000 mgd; Approval Date: September 28, 2021.

25. Blackhill Energy, LLC; Pad ID: Reiter 1H Pad; ABR-201008048.R2; Ridgebury Township, Bradford County, PA; Consumptive Use of Up to 4.9900 mgd; Approval Date: September 28, 2021.

26. SWN Production Company, LLC; Pad ID: Clark Pad; ABR-201107043.R2; Herrick and Orwell Townships, Bradford County, PA; Consumptive Use of Up to 4.9990 mgd; Approval Date: September 28, 2021.

27. Chesapeake Appalachia, LLC; Pad ID: Circle H; ABR-201109033.R2; Wilmot Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 30, 2021.

28. Chesapeake Appalachia, LLC; Pad ID: Smurkoski; ABR-201109032.R2; Meshoppen Township, Wyoming County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 30, 2021.

29. Chesapeake Appalachia, LLC; Pad ID: Stone; ABR-201109035.R2; Tuscarora Township, Bradford County, PA; Consumptive Use of Up to 7.5000 mgd; Approval Date: September 30, 2021.

30. Seneca Resources Company, LLC; Pad ID: C09-Q; ABR-202109002; Shippen Township, Cameron County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 30, 2021.

31. Seneca Resources Company, LLC; Pad ID: DCNR Tract 595 Pad F; ABR-201008044.R2; Bloss Township, Tioga County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 30, 2021.



32. Blackhill Energy, LLC; Pad ID: STAHL 1H; ABR-201107021.R2; Chapman Township, Clinton County, PA; Consumptive Use of Up to 4.0000 mgd; Approval Date: September 30, 2021.

33. Repsol Oil & Gas USA, LLC; Pad ID: NOBLE (03 029) S; ABR-201007011.R2; Wells Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 30, 2021.

34. Repsol Oil & Gas USA, LLC; Pad ID: THORP (03 049) D; ABR-201007082.R2; Wells Township, Bradford County, PA; Consumptive Use of Up to 6.0000 mgd; Approval Date: September 30, 2021.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 18, 2021

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 21-1830. Filed for public inspection October 29, 2021, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Telephonic Public Hearing; Correction

The Susquehanna River Basin Commission (Commission) published a document in the *Federal Register* at 86 FR 57243 (October 14, 2021), concerning projects to be presented for comment at a public hearing. A project was omitted from the document. The following project should replace the document under the heading of Commission-Initiated Project Approval Modifications. The telephonic public hearing will convene on November 4, 2021, at 6:30 p.m. The telephonic public hearing will end at 9 p.m. or at the conclusion of public testimony, whichever is sooner. The deadline for the submission of written comments is November 15, 2021. This hearing will be held by telephone conference rather than at a physical location. The conference call number is (877) 668-4493, and the access code is 177 163 3585.

For further information contact Jason Oyler, General Counsel and Secretary, (717) 238-0423, joyler@srbc.net.

Information concerning the applications for the projects is available at the Commission's Water Application and

Approval Viewer at <https://www.srbc.net/waav>. Additional supporting documents are available to inspect and copy in accordance with the Commission's Access to Records Policy at [www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf](http://www.srbc.net/regulatory/policies-guidance/docs/access-to-records-policy-2009-02.pdf).

#### *Correction*

#### *Commission-Initiated Project Approval Modification:*

1. Project Sponsor and Facility: Elkview Country Club, Greenfield and Fell Townships, Lackawanna County, PA. Conforming the grandfathering amount with the forthcoming determination for a surface water withdrawal up to 0.144 mgd (30-day average) from Crystal Lake (Docket No. 20021002).

#### *Opportunity to Appear and Comment:*

Interested parties may call into the telephonic public hearing to offer comments to the Commission on any business previously listed required to be the subject of a public hearing. Given the telephonic nature of the meeting, the Commission strongly encourages those members of the public wishing to provide oral comments to pre-register with the Commission by e-mailing Jason Oyler at joyler@srbc.net prior to the hearing date. The presiding officer reserves the right to limit oral statements in the interest of time and to otherwise control the course of the hearing. Access to the hearing by means of telephone will begin at 6:15 p.m. Guidelines for the telephonic public hearing are posted on the Commission's web site at [www.srbc.net](http://www.srbc.net), prior to the hearing for review. The presiding officer reserves the right to modify or supplement the guidelines at the hearing. Written comments on any business previously listed required to be the subject of a public hearing may also be mailed to Jason Oyler, Secretary to the Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through <https://www.srbc.net/regulatory/public-comment/>. Comments mailed or electronically submitted must be received by the Commission on or before November 15, 2021, to be considered.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* October 18, 2021

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 21-1831. Filed for public inspection October 29, 2021, 9:00 a.m.]



