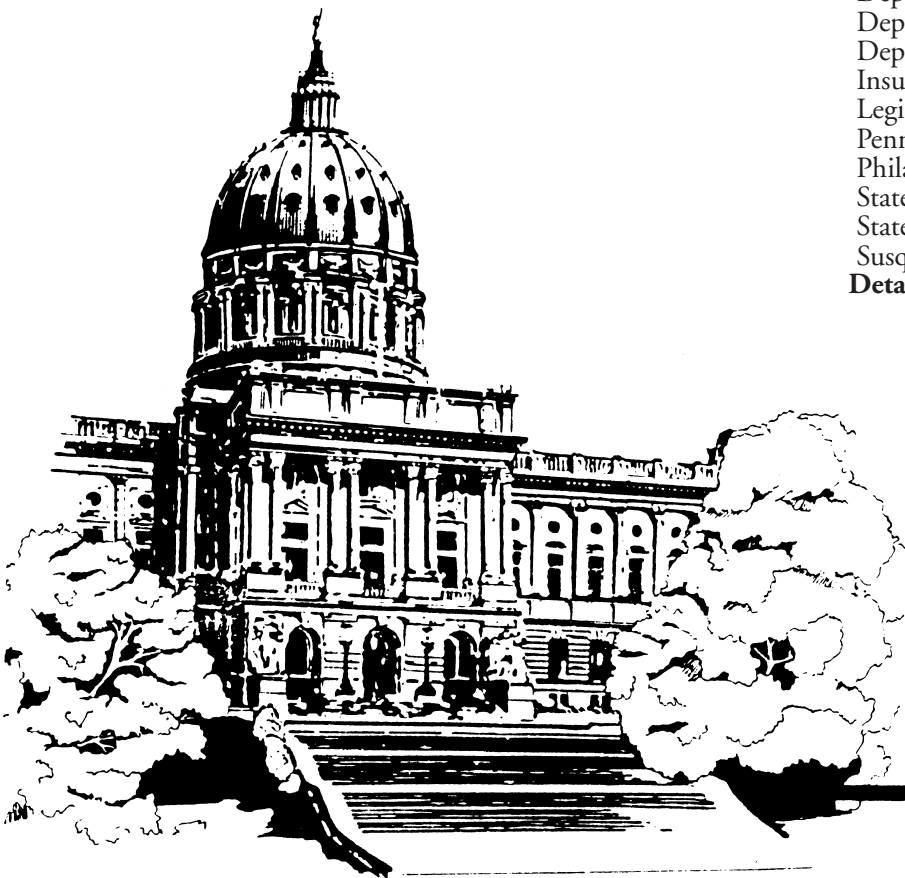


# PENNSYLVANIA BULLETIN

Volume 51  
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**Agencies in this issue**

The Governor  
The General Assembly  
The Courts  
Department of Banking and Securities  
Department of Conservation and Natural Resources  
Department of Education  
Department of Environmental Protection  
Department of Health  
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State Board of Pharmacy  
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**Latest Pennsylvania Code Reporter  
(Master Transmittal Sheet):**

**No. 555, February 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.

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

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

Search for your area of interest in the *Pennsylvania Code*. The *Pennsylvania Code* is available at [www.pacodeandbulletin.gov](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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### Printing Format

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

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

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

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

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

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

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

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

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

### Fiscal Notes

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

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

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

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## List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2021.

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# THE GOVERNOR

## [ EXECUTIVE ORDER NO. 2021-01 ]

### Extension of Deadline for Filing of Annual Campaign Finance Reports

February 1, 2021

*Whereas*, a severe winter weather event, a serious East Coast snowstorm, struck Pennsylvania and other States of the Northeastern United States beginning on January 31, 2021, and is forecast to continue unabated into February 1 and 2, 2021, with significant snow accumulation, as well as periods of freezing rain and sleet, and totals of over a foot of snow expected in many counties across the Commonwealth; and

*Whereas*, the effects of the snowstorm have already caused the closure of the Commonwealth Capitol Complex in Harrisburg, Pennsylvania, which includes the Office of the Secretary of the Commonwealth, on Monday, February 1, 2021; and

*Whereas*, the effects of the snowstorm will also likely cause the closure of many county offices, which include the sixty-seven county boards of elections, on Monday, February 1, 2021; and

*Whereas*, annual campaign finance reports are to be filed by January 31 of each year, under the provisions of Section 1627 of the Pennsylvania Election Code (25 P.S. § 3247), but with a statutory deadline falling on a Sunday extended to the next business day, such deadline being Monday, February 1, 2021, per provisions of Section 104 of the Pennsylvania Election Code (25 P.S. § 2604); and

*Whereas*, such annual campaign finance reports will need to be filed both with county boards of elections, and the Secretary of the Commonwealth; and

*Whereas*, the weather-related closure of the Office of the Secretary of the Commonwealth and of the county boards of elections, during the last day on which to file such annual campaign finance reports with the Secretary of the Commonwealth and/or the county boards of elections, makes it necessary and proper to extend the statutory deadline by which annual campaign finance reports may be filed with the Secretary of the Commonwealth and/or the county boards of elections; and

*Whereas*, on Monday, February 1, 2021, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, pursuant to the provisions of Section 7301(c) of the Emergency Management Services Code, (35 Pa.C.S. §§ 7101 et seq., as amended) proclaimed the existence of a disaster emergency in the Commonwealth in response to and in anticipation of a continued severe winter weather event expected to impact the Commonwealth.

*Now, Therefore*, I, Tom Wolf, Governor of the Commonwealth of Pennsylvania, by virtue of the authority vested in me by the Constitution of the Commonwealth of Pennsylvania, the Emergency Management Services Code, and other laws of the Commonwealth, do hereby issue this Executive Order as follows:

1. The deadline prescribed by Section 1627 of the Pennsylvania Election Code (25 P.S. § 3247), as modified by Section 104 of the Pennsylvania Election Code (25 P.S. § 2604), for the filing of annual campaign finance reports with the Office of the Secretary of the Commonwealth, shall be extended by one additional day for each business day or partial business day during the week of February 1, 2021, on which the Office of the Secretary of the Commonwealth, is closed for business as a consequence of weather conditions.

2. The deadline prescribed by Section 1627 of the Pennsylvania Election Code (25 P.S. § 3247), as modified by Section 104 of the Pennsylvania Election Code (25 P.S. § 2604), for the filing of annual campaign finance

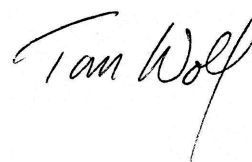


reports with a county board of elections, shall be extended by one additional day for each business day or partial business day during the week of February 1, 2021, on which the office of the county board of elections is closed for business as a consequence of weather conditions.

3. No deadline may be extended pursuant to this Executive Order beyond 5:00 p.m. EDT on Friday, February 5, 2021.

4. The Office of the Secretary of the Commonwealth shall post this Executive Order in the Department of State's Bureau of Campaign Finance and Civic Engagement, and on the website of the Department of State and said Bureau, and in all other appropriate places, and shall communicate its contents to the county boards of elections and shall take all necessary action to provide notice of this Executive Order to the general public.

5. This Executive Order shall take effect immediately and remain in effect only until 5:00 p.m. EDT, Friday, February 5, 2021.



Governor

**Fiscal Note:** GOV-2021-01. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 21-239. Filed for public inspection February 19, 2021, 9:00 a.m.]

## GOVERNOR'S OFFICE

### Amendment to Proclamation of Disaster Emergency

February 9, 2021

*Whereas*, on January 10, 2018, I declared a disaster emergency due to the opioid crisis that is ravaging the country, including the Commonwealth of Pennsylvania and its citizens;

*Whereas*, my Proclamation of Disaster Emergency dated January 10, 2018, was renewed by Amendment to Proclamation of Disaster Emergency (1st Amendment) on April 4, 2018, for an additional ninety days. The April 4, 2018, 1st Amendment would have automatically expired by operation of law on July 3, 2018, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on June 28, 2018. The June 28, 2018, Amendment to Proclamation of Disaster Emergency (2nd Amendment) was set to expire by operation of law on September 26, 2018, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on September 24, 2018. The September 24, 2018, Amendment to Proclamation of Disaster Emergency (3rd Amendment) was set to expire by operation of law on December 23, 2018, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on December 21, 2018. The December 21, 2018, Amendment to Proclamation of Disaster Emergency (4th Amendment) was set to expire by operation of law on March 21, 2019, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on March 20, 2019. The March 20,

2019, Amendment to Proclamation of Disaster Emergency (5th Amendment) was set to expire by operation of law on June 18, 2019, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on June 14, 2019. The June 14, 2019, Amendment to Proclamation of Disaster Emergency (6th Amendment) was set to expire by operation of law on September 12, 2019, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on September 5, 2019. The September 5, 2019, Amendment to Proclamation of Disaster Emergency (7th Amendment) was set to expire by operation of law on December 4, 2019, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on December 3, 2019. The December 3, 2019, Amendment to Proclamation of Disaster Emergency (8th Amendment) was set to expire by operation of law on March 2, 2020, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on February 25, 2020. The February 25, 2020, Amendment to Proclamation of Disaster Emergency (9th Amendment) was set to expire by operation of law on May 25, 2020, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on May 22, 2020. The May 22, 2020, Amendment to Proclamation of Disaster Emergency (10th Amendment) was set to expire by operation of law on August 20, 2020, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on August 18, 2020. The August 18, 2020, Amendment to Proclamation of Disaster Emergency (11th Amendment) was set to expire by operation of law on November 16, 2020, unless further extended by my official renewal;

*Whereas*, I renewed the Proclamation of Disaster Emergency for an additional ninety days by official action on November 12, 2020. The November 12, 2020, Amendment to Proclamation of Disaster Emergency (12th Amendment) is set to expire by operation of law on February 10, 2021, unless further extended by my official renewal;

*Whereas*, the opioid crisis continues to be of such magnitude or severity that emergency action is necessary to protect the health, safety and welfare of affected citizens in Pennsylvania;

*Whereas*, the opioid crisis continues to be a public health emergency in Pennsylvania contributing to addiction, overdose emergencies and deaths; and

*Whereas*, investigations by the Opioid Unified Coordination Group indicate that additional resources of the Commonwealth may be needed to mitigate and contend with the magnitude and severity of this continuing and expanding disaster emergency.

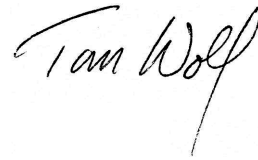
*Now Therefore*, pursuant to the provisions of section 7301(c) of the Emergency Management Services Code, 35 Pa.C.S. § 7301(c), I do hereby order and direct as follows:

1. The Proclamation of Disaster Emergency of January 10, 2018, renewed by Amendments to Proclamation of Disaster Emergency dated April 4, 2018, June 28, 2018, September 24, 2018, December 21, 2018, March 20, 2019, June 14, 2019, September 5, 2019, December 3, 2019, February 25, 2020, May 22, 2020, August 18, 2020, and November 12, 2020, is renewed for an additional period of ninety days, and shall continue to apply to the Commonwealth of Pennsylvania.

2. All directives, authorized actions and provisions of the January 10, 2018, Proclamation of Disaster Emergency, and the April 4, 2018, June 28, 2018, September 24, 2018, December 21, 2018, March 20, 2019, June 14, 2019, September 5, 2019, December 3, 2019, February 25, 2020, May 22, 2020, August 18, 2020, and November 12, 2020, Amendments to Proclamation of Disaster Emergency shall remain in full force and effect until either rescinded by me or terminated by operation of law ninety days following the effective date of this Proclamation Amendment.

3. This Proclamation Amendment (13th Amendment) shall take effect immediately.

*Given* under my hand and the Seal of the Governor, at the city of Harrisburg, on this ninth day of February two thousand twenty-one, the year of the commonwealth the two hundred and forty-fifth.



Governor

[Pa.B. Doc. No. 21-240. Filed for public inspection February 19, 2021, 9:00 a.m.]

—

# THE GENERAL ASSEMBLY

## COMMISSION ON SENTENCING

### Virtual Meetings Scheduled

The Commission on Sentencing (Commission) will hold its fourth quarterly meetings on Thursday, March 4, 2021. Consistent with the novel coronavirus (COVID-19) precautions, the meetings will be held using Zoom Webinar.

Thursday, March 4, 2021	9 a.m.	Policy Meeting
	11 a.m.	Quarterly Commission Meeting

All meetings of the Commission are open to the public. Individuals who wish to attend the Zoom meeting should register at <https://bit.ly/PCS2021MARCH>.

MARK H. BERGSTROM,  
*Executive Director*

[Pa.B. Doc. No. 21-241. Filed for public inspection February 19, 2021, 9:00 a.m.]

# THE COURTS

## Title 204—JUDICIAL SYSTEM GENERAL PROVISIONS

### PART V. PROFESSIONAL ETHICS AND CONDUCT

#### [ 204 PA. CODE CH. 81 ]

#### Proposed Amendments to the Pennsylvania Rules of Professional Conduct Regarding Information About Legal Services

Notice is hereby given that the Disciplinary Board of the Supreme Court of Pennsylvania (“Board”) plans to recommend to the Supreme Court of Pennsylvania that it adopt amendments to the Pennsylvania Rules of Professional Conduct (“RPC”) relating to information about legal services, as set forth in Annexes A and B. To enhance readability, a “clean” version of the proposal is set forth in Annex C.

In August 2018, the American Bar Association (“ABA”) adopted significant revisions to its Model Rules relating to how lawyers communicate with prospective clients and the public at large regarding their services. These revisions were designed to update and streamline the advertising rules, recognizing that the manner and modes of lawyer communications with others have changed in a pronounced way over time. Pennsylvania historically has supported adoption of the ABA Model Rules, except where policy considerations justify a deviation from the Model Rule language.

Recognizing that Pennsylvania’s RPCs have been in place for decades without substantial change, and further recognizing that consistency in application and in interpretation of the rules regulating lawyer conduct is important in the realm of lawyer communication in the digital age, the Board is considering amending RPC 7.1, 7.2, 7.3, 7.4, 7.5 and 7.7 to substantially conform to the ABA Model Rules. In effect, the proposal consolidates current RPCs 7.1 through 7.5 and 7.7 into proposed RPCs 7.1, 7.2 and 7.3.

#### *Proposed revisions to RPCs 7.1 and 7.5*

Proposed revisions to the RPC preserve the blackletter rule of RPC 7.1, which prohibits a lawyer from making a “false or misleading communication about the lawyer or the lawyer’s services.” Current RPC 7.5, which is titled “Firm Names and Letterheads,” is essentially comprised of examples of potentially false or misleading communications about lawyers or lawyers’ services, which are currently prohibited by RPC 7.1. The proposed revisions incorporate RPC 7.5 into Comments [5] through [8] to RPC 7.1, eliminating redundancy.

#### *Proposed revisions to RPCs 7.2, 7.4, and 7.7*

Current RPC 7.2 governs advertising. Numerous revisions are proposed as follows:

- The title is changed from “Advertising” to “Communications Concerning a Lawyer’s Services: Specific Rules.”
- Current RPC 7.2(a) is amended to conform to ABA Model Rule 7.2(a).
- Current RPC 7.2(b), requiring a lawyer to retain a copy or recording of an advertisement or written communication for two years after its last dissemination, is deleted.

- Current RPC 7.2(c), renumbered as 7.2(b), is amended to conform to ABA Model Rule 7.2(b). Comment [6] incorporates the blackletter of current RPC 7.7 relating to a lawyer referral service.

- New RPC 7.2(c) incorporates the blackletter provisions of current RPC 7.4(a)(1)—(3) pertaining to communication of fields of practice, and adds the following:

New paragraph (c)(2) permits a lawyer to state that the lawyer is a specialist in a particular field if the lawyer “is currently certified as a specialist in a particular field of law under the regulations of the highest court of a state in which that lawyer is licensed to practice. . . so long as the lawyer clearly designates the jurisdiction from which the certification was issued and, unless the lawyer is also certified [by an organization approved by the Supreme Court of Pennsylvania as a certifying organization], the communication also states that the lawyer is not certified in Pennsylvania.”

New paragraph (c)(3) permits a lawyer to state that the lawyer is a specialist in a particular field if the lawyer, even if not certified as a specialist, “can objectively verify the claim based upon the lawyer’s experience, specialized training or education, and the claim is not otherwise false or misleading in violation of Rule 7.1.”

- New RPC 7.2(d) incorporates the blackletter provisions of current RPC 7.4(b)(1) and (2), relating to approval by the Supreme Court of Pennsylvania of a certifying organization.

- Current RPC 7.2(d), prohibiting endorsement by celebrities or public figures, is deleted.

- Current RPC 7.2(e), requiring that an advertisement or public communication containing a paid endorsement disclose that the endorser is being paid or compensated for his or her appearance or endorsement, is retained.

- Current RPC 7.2(f), prohibiting portrayals of a lawyer by a nonlawyer is deleted, but the prohibition against using a fictitious name to refer to lawyers not associated in a firm is retained.

- Current RPC 7.2(g), prohibiting a portrayal of a client by a non-client, or a dramatization without a disclosure, is deleted.

- Current RPC 7.2(h), renumbered as 7.2(g), is retained.

- Current RPC 7.2(i), renumbered as 7.2(h), is retained.

- Current 7.2(j), renumbered as 7.2(i), is retained.

- Current RPC 7.2(k), renumbered as 7.2(j), is amended by deleting the requirement that a lawyer handle all aspects of particular types of cases “from intake through trial” in order to advertise that the lawyer or lawyer’s firm will only accept or has a practice limited to particular types of cases. The amended rule permits such statements if the lawyer handles particular types of cases as a principal part of the lawyer’s or law firm’s practice.

- New RPC 7.2(k) requires that any communication under this rule include the name and contact information of at least one lawyer responsible for its content.

#### *Proposed revisions to RPC 7.3*

The proposed revisions to RPC 7.3 would clarify and update the definition of “solicitation” in order to reflect

modern modes of communication. It would also follow the lead of the corresponding Model Rule by expanding the parties who may properly be solicited through “live person-to-person contact,” as defined in the rule, to include persons with whom a lawyer or law firm has a prior business relationship, as well as persons who “routinely use for business purposes the type of legal services offered by the lawyer.”

Proposed amendments are as follows:

- Revisions to RPC 7.3(a) delete the current text and define “solicitation” or “solicit” as a “communication initiated by or on behalf of a law firm that is directed to a specific person the lawyer knows or reasonably should know, needs legal services in a particular matter and that offers to provide, or reasonably can be understood as offering to provide, legal services for that matter.”

- New RPC 7.3(b) incorporates the second sentence of current RPC 7.3(a) with modifications. It permits a lawyer to solicit professional employment by live person-to-person contact when a significant motive is the lawyer’s or the law firm’s pecuniary gain, if the lawyer’s contact is with a person who has a prior business relationship with the lawyer or the law firm, or a person who routinely uses the type of legal services involved for business purposes. New Comment [2] clarifies that person-to-person contact does not include chat rooms, text messages or other written communications that recipients may easily disregard.

- New RPC 7.3(c) permits solicitation by targeted, direct mail which is authorized by the last sentence of current RPC 7.3(a).

- New RPC 7.3(d) incorporates current RPC 7.3(a).

- RPC 7.3(e) permits communication authorized by law or a court order such as notice to potential members of a class in class action litigation.

- RPC 7.3(f) permits a lawyer to participate with a prepaid or group legal service plan that uses live person-to-person contact to enroll members or sell subscriptions for the plan.

- The proposal retains Pennsylvania’s exception to direct solicitation of clients through written communication under current RPC 7.3(b)(4). This provision is not present in the ABA Model Rules.

#### *Other proposed revisions*

The Board proposes changes to Comments [4] and [21] of RPC 5.5 to conform to the proposed amendments to the advertising rules.

Interested persons are invited to submit written comments by mail, email or facsimile regarding the proposed amendments to the Executive Office, The Disciplinary Board of the Supreme Court of Pennsylvania, 601 Commonwealth Avenue, Suite 5600, PO Box 62625, Harrisburg, PA 17106-2625, Facsimile number (717-231-3381), Email address Dboard.comments@pacourts.us on or before May 21, 2021.

*By the Disciplinary Board of the  
Supreme Court of Pennsylvania*

JESSE G. HEREDA,  
*Executive Director*

## Annex A

### TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

#### PART V. PROFESSIONAL ETHICS AND CONDUCT

##### Subpart A. PROFESSIONAL RESPONSIBILITY

#### CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

##### Subchapter A. RULES OF PROFESSIONAL CONDUCT

#### § 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

#### INFORMATION ABOUT LEGAL SERVICES

##### Rule 7.1. Communications Concerning a Lawyer’s Services.

A lawyer shall not make a false or misleading communication about the lawyer or the lawyer’s services. A communication is false or misleading if it contains a material misrepresentation of fact or law, or omits a fact necessary to make the statement considered as a whole not materially misleading.

#### Comment:

(1) This Rule governs all communications about a lawyer’s services, including advertising [ **permitted by Rule 7.2** ]. Whatever means are used to make known a lawyer’s services, statements about them must be truthful.

(2) [ **Truthful** ] **Misleading truthful** statements [ **that are misleading** ] are [ **also** ] prohibited by this Rule. A truthful statement is misleading if it omits a fact necessary to make the lawyer’s communication considered as a whole not materially misleading. A truthful statement is [ **also** ] misleading if [ **there is** ] a substantial likelihood **exists** that it will lead a reasonable person to formulate a specific conclusion about the lawyer or the lawyer’s services for which there is no reasonable factual foundation. **A truthful statement is also misleading if presented in a way that creates a substantial likelihood that a reasonable person would believe the lawyer’s communication requires that person to take further action when, in fact, no action is required.**

(3) [ **An advertisement** ] **A communication** that truthfully reports a lawyer’s achievements on behalf of clients or former clients may be misleading if presented so as to lead a reasonable person to form an unjustified expectation that the same results could be obtained for other clients in similar matters without reference to the specific factual and legal circumstances of each client’s case. Similarly, an **unsubstantiated claim about a lawyer’s or law firm’s services or fees, or an unsubstantiated comparison of the lawyer’s or law firm’s services or fees with [ the services or fees ] those of other lawyers or law firms,** may be misleading if presented with such specificity as would lead a reasonable person to conclude that the comparison **or claim** can be substantiated. The inclusion of an appropriate disclaimer or qualifying language may preclude a finding that a statement is likely to create unjustified expectations or otherwise mislead the public.

(4) **It is professional misconduct for a lawyer to engage in conduct involving dishonesty, fraud, deceit or misrepresentation. See Rule 8.4(c).** See also

Rule 8.4(e) for the prohibition against stating or implying an ability to improperly influence [ improperly ] a government agency or official or to achieve results by means that violate the Rules of Professional Conduct or other law.

(5) Firm names, letterhead and professional designations are communications concerning a lawyer's services. A firm may be designated by the names of all or some of its current members, by the names of deceased or retired members where there has been a succession in the firm's identity or by a trade name if it is not false or misleading. A lawyer or law firm also may be designated by a distinctive website address, social media username or comparable professional designation that is not misleading. A law firm name or designation is misleading if it implies a connection with a government agency, with a deceased or retired lawyer who was not a former member of the firm, with a lawyer not associated with the firm or a predecessor firm, with a nonlawyer or with a public or charitable legal services organization. If a firm uses a trade name that includes a geographical name such as "Springfield Legal Clinic," an express statement explaining that it is not a public legal aid organization may be required to avoid a misleading implication.

(6) A law firm with offices in more than one jurisdiction may use the same name or other professional designation in each jurisdiction, but identification of the lawyers in an office of the firm shall indicate the jurisdictional limitations on those not licensed to practice in the jurisdiction where the office is located.

(7) Lawyers may not imply or hold themselves out as practicing together in one firm when they are not a firm, as defined in Rule 1.0(c), because to do so would be false and misleading.

(8) It is misleading to use the name of a lawyer holding a public office in the name of a law firm, or in communications on the law firm's behalf, during any substantial period in which the lawyer is not actively and regularly practicing with the firm.

Rule 7.2. [ Advertising ] Communications Concerning a Lawyer's Services: Specific Rules.

(a) [ Subject to the requirements of Rule 7.1, a ] A lawyer may [ advertise ] communicate information regarding the lawyer's services through [ written, recorded or electronic communications, including public media, not within the purview of Rule 7.3 ] any media.

[ (b) A copy or recording of an advertisement or written communication shall be kept for two years after its last dissemination along with a record of when and where it was used. This record shall include the name of at least one lawyer responsible for its content.

(c) [ (b) A lawyer shall not compensate, give or promise anything of value to a person for recommending the lawyer's services[, ] except that a lawyer may [ pay ]:

(1) pay the reasonable [ cost ] costs of advertisements or [ written ] communications permitted by this Rule;

(2) pay the usual charges of a lawyer referral service or [ other ] legal service [ organization ] plan; and

(3) pay for a law practice in accordance with Rule 1.17.

(c) A lawyer may communicate the fact that the lawyer does or does not practice in particular fields of law. A lawyer shall not state or imply that the lawyer is a specialist in a particular field, except as follows:

(1) a lawyer who has been certified by an organization approved by the Supreme Court of Pennsylvania as a certifying organization in accordance with paragraph (d) may advertise the certification during such time as the certification of the lawyer and the approval of the organization are both in effect;

(2) a lawyer who is currently certified as a specialist in a particular field of law under the regulations of the highest court of a state in which that lawyer is licensed to practice may communicate that certification so long as the lawyer clearly designates the jurisdiction from which the certification was issued and, unless the lawyer is also certified as described in paragraph (1) above, the communication also states that the lawyer is not certified in Pennsylvania;

(3) a lawyer who is not certified as a specialist as described in paragraphs (1) or (2) above may not claim to be a specialist in a particular field of law unless the lawyer can objectively verify the claim based upon the lawyer's experience, specialized training or education, and the claim is not otherwise false or misleading in violation of Rule 7.1;

(4) a lawyer admitted to engage in patent practice before the United States Patent and Trademark Office may use the designation "patent attorney" or substantially similar designation; and

(5) a lawyer engaged in admiralty practice may use the designation "admiralty," "proctor in admiralty" or substantially similar designation.

(d) [ No advertisement or public communication shall contain an endorsement by a celebrity or public figure. ] Upon recommendation of the Pennsylvania Bar Association, the Supreme Court of Pennsylvania may approve for purposes of paragraph (c) an organization that certifies lawyers, if the Court finds that:

(1) advertising by a lawyer of certification by the certifying organization will provide meaningful information, which is not false, misleading or deceptive, for use of the public in selecting or retaining a lawyer; and

(2) certification by the organization is available to all lawyers who meet objective and consistently applied standards relevant to practice in the area of the law to which the certification relates.

The approval of the certifying organization shall be for such period not longer than five (5) years as the Court shall order, and may be renewed upon recommendation of the Pennsylvania Bar Association.

(e) An advertisement or public communication that contains a paid endorsement shall disclose that the endorser is being paid or otherwise compensated for his or her appearance or endorsement.

(f) [ A non-lawyer shall not portray a lawyer or imply that he or she is a lawyer in any advertise-

ment or public communication; nor shall an ] An advertisement or public communication [ portray a fictitious entity as a law firm, ] shall not use a fictitious name to refer to lawyers not associated together in a law firm, or otherwise imply that lawyers are associated together in a law firm if that is not the case.

[ (g) An advertisement or public communication shall not contain a portrayal of a client by a non-client; the re-enactment of any events or scenes; or, pictures or persons, which are not actual or authentic, without a disclosure that such depiction is a dramatization.

(h) ] (g) Every advertisement that contains information about the lawyer's fee, shall be subject to the following requirements:

(1) Advertisements that state or indicate that no fee [ shall ] will be charged in the absence of recovery shall disclose that the client will be liable for certain expenses in addition to the fee, if such is the case.

(2) A lawyer who advertises a specific fee or hourly rate or range of fees for a particular service shall honor the advertised fee for at least ninety (90) days; provided that for advertisements in media published annually, the advertised fee shall be honored for no less than one (1) year following initial publication unless otherwise stated as part of the advertisement.

[ (i) ] (h) All advertisements and written communications shall disclose the geographic location, by city or town, of the office in which the lawyer or lawyers who will actually perform the services advertised principally practice law. If the office location is outside the city or town, the county in which the office is located must be disclosed.

[ (j) ] (i) A lawyer shall not, directly or indirectly (whether through an advertising cooperative or otherwise), pay all or any part of the costs of an advertisement by a lawyer not in the same firm or by any for-profit entity other than the lawyer's firm, unless the advertisement discloses the name and principal office address of each lawyer or law firm involved in paying for the advertisement and, if any lawyer or law firm will receive referrals from the advertisement, the circumstances under which referrals will be made and the basis and criteria on which the referral system operates.

[ (k) ] (j) A lawyer shall not, directly or indirectly, advertise that the lawyer or [ his or her ] the lawyer's law firm will only accept, or has a practice limited to, particular types of cases unless the lawyer or [ his or her ] law firm handles[ , ] these types of cases as a principal part of [ his, her or its ] the lawyer's or law firm's practice[ , all aspects of the cases so advertised from intake through trial. If a lawyer or law firm advertises for a particular type of case that the lawyer or law firm ordinarily does not handle from intake through trial, that fact must be disclosed ]. A lawyer or law firm shall not advertise as a pretext to refer cases obtained from advertising to other lawyers.

(k) Any communication made under this Rule must include the name and contact information of at least one lawyer or law firm responsible for its content.

Comment:

[ (1) To assist the public in learning about and obtaining legal services, lawyers should be allowed to make known their services not only through reputation but also through organized information campaigns in the form of advertising. Advertising involves an active quest for clients, contrary to the tradition that a lawyer should not seek clientele. However, the public's need to know about legal services can be fulfilled in part through advertising. This need is particularly acute in the case of persons of moderate means who have not made extensive use of legal services. The interest in expanding public information about legal services ought to prevail over considerations of tradition. Nevertheless, advertising by lawyers entails the risk of practices that are misleading or overreaching.

(2) ] (1) This Rule permits public dissemination of information concerning a lawyer's [ name ] or [ firm ] law firm's name, address, email address, website, and telephone number; the kinds of services the lawyer will undertake; the basis on which the lawyer's fees are determined, including prices for specific services and payment and credit arrangements; a lawyer's foreign language ability; names of references and, with their consent, names of clients regularly represented; and other information that might invite the attention of those seeking legal assistance.

[ (3) Questions of effectiveness and taste in advertising are matters of speculation and subjective judgment. Some jurisdictions have had extensive prohibitions against television and other forms of advertising, against advertising going beyond specified facts about a lawyer, or against "undignified" advertising. Television, the Internet, and other forms of electronic communication are now among the most powerful media for getting information to the public, particularly persons of low and moderate income; prohibiting television, Internet, and other forms of electronic advertising, therefore, would impede the flow of information about legal services to many sectors of the public. Limiting the information that may be advertised has a similar effect and assumes that the bar can accurately forecast the kind of information that the public would regard as relevant. But see Rule 7.3(a) for the prohibition against a solicitation through a real-time electronic exchange initiated by the lawyer.

(4) Neither this Rule nor Rule 7.3 prohibits communications authorized by law, such as a notice to members of a class in class action litigation.

#### *Record of Advertising*

(5) Paragraph (b) requires that a record of the content and use of advertising be kept in order to facilitate enforcement of this Rule. It does not require that advertising be subject to review prior to dissemination. Such a requirement would be burdensome and expensive relative to its possible benefits, and may be of doubtful constitutionality. ]

#### *Paying Others to Recommend a Lawyer*

[ (6) Subject to the limitations set forth ] (2) Except as permitted under paragraphs [ (c) and (j) ] (b)(1)—(b)(3), a lawyer is [ allowed ] not permitted to



pay others for [ advertising permitted by this Rule, but otherwise is not permitted to pay another person for ] recommending the lawyer's services [ or for channeling professional work in a manner that violates Rule 7.3 ]. A communication contains a recommendation if it endorses or vouches for a lawyer's credentials, abilities, competence, character, or other professional qualities. Directory listings and group advertisements that list lawyers by practice area, without more, do not constitute impermissible "recommendations."

(3) Paragraph [ (c)(1), however, ] (b)(1) allows a lawyer to pay for advertising and communications permitted by this Rule, including the cost of print [ , ] directory listings, on-line directory listings, newspaper ads, television and radio [ air time ] air-time, domain-name registrations, sponsorship fees, Internet-based advertisements, and group advertising. A lawyer may compensate employees, agents and vendors who are engaged to provide marketing or client-development services, such as publicists, public-relations personnel, business-development staff, television and radio station employees or spokespersons and website designers.

[ Moreover, a ] (4) A lawyer may pay others for generating client leads, such as Internet-based client leads, as long as the lead generator does not recommend the lawyer, any payment to the lead generator is consistent with Rules 1.5(e) (division of fees) and 5.4 (professional independence of the lawyer), and the lead generator's communications are consistent with Rule 7.1 (communications concerning a lawyer's services). To comply with Rule 7.1, a lawyer must not pay a lead generator that states, implies, or creates a reasonable impression that it is recommending the lawyer, is making the referral without payment from the lawyer, or has analyzed a person's legal problems when determining which lawyer should receive the referral. See Comment [ 2 ] (definition of "recommendation"). See also Rule 5.3 (duties of lawyers and law firms with respect to the conduct of nonlawyers) for the duties of lawyers and law firms with respect to the conduct of non-lawyers and Rule 8.4(a) (duty to avoid violating the Rules through the acts of another). [ This restriction does not prevent an organization or person other than the lawyer from advertising or recommending the lawyer's services. Thus, a ]

(5) A legal aid agency or prepaid legal services plan may pay to advertise legal services provided under its auspices. Likewise, a lawyer may participate in lawyer referral programs and pay the usual fees charged by such programs. [ Paragraph (c) does not prohibit paying regular compensation to an assistant, such as a secretary, to prepare communications permitted by this rule. ] A "legal service plan" is a prepaid or group legal service plan or a similar delivery system that assists people who seek to secure legal representation.

(6) A lawyer who accepts assignments or referrals from a legal service plan or referrals from a lawyer referral service must act reasonably to assure that the activities of the plan or service are compatible with the lawyer's professional obligations. Legal service plans and lawyer referral services may communicate with the public, but such communication must be in conformity with these Rules. A "lawyer referral service" is any person, group of

persons, association, organization or entity that receives a fee or charge for referring or causing the direct or indirect referral of a potential client to a lawyer drawn from a specific group or panel of lawyers.

#### Communications About Fields of Practice

(7) Paragraph (c)(1) permits a lawyer to state that the lawyer is certified as a specialist in a field of law if such certification is granted by an organization approved by the Supreme Court of Pennsylvania. Paragraph (c)(2) permits a lawyer to state the lawyer is certified as a specialist under the regulations of the highest court of another state where the lawyer is licensed to practice, so long as the lawyer clearly states if the lawyer is not also certified in Pennsylvania. Certification signifies that an objective entity has recognized an advanced degree of knowledge and experience in the specialty area greater than is suggested by general licensure to practice law. Court approved certifying organizations may be expected to apply standards of experience, knowledge and proficiency to ensure that a lawyer's recognition as a specialist is meaningful and reliable. To ensure that consumers can obtain access to useful information about an organization granting certification, the name of the certifying organization must be included in any communication regarding the certification.

(8) Paragraph (c) of this Rule generally permits a lawyer to communicate that the lawyer does or does not practice in particular areas of law. Under paragraph (c)(3), a lawyer is permitted to state that the lawyer "concentrates in" or is a "specialist," practices a "specialty," or "specializes in" particular fields based on the lawyer's objectively verifiable experience, specialized training or education, but such communications are subject to the "false and misleading" standard applied in Rule 7.1 to communications concerning a lawyer's services. Authorizing such objectively verifiable statements comports with constitutional limitations on the regulation of commercial speech.

(9) The Patent and Trademark Office has a long-established policy of designating lawyers practicing before the Office. The designation of Admiralty practice also has a long historical tradition associated with maritime commerce and the federal courts. A lawyer's communications about these practice areas are not prohibited by this Rule.

#### Endorsements

(7) Paragraphs (d) and (e) require [ (10) Paragraph (e) requires truthfulness in any advertising in which an endorsement of a lawyer or law firm is made. [ The prohibition against endorsement by a celebrity or public figure is consistent with the purpose of Rule 7.1 to avoid the creation of an unjustified expectation of a particular legal result on the part of a prospective client.

#### Portrayals

(8) Paragraphs (f) and (g), similarly, require truth in advertising when portrayals are made part of legal advertising. A portrayal, by its nature, is a depiction of a person, event or scene, not the actual person, event or scene itself. Paragraphs (f) and (g) were added to ensure that any portrayals used in advertising legal services are not misleading or

**overreaching.** ] (11) Creating the impression that lawyers are associated in a firm where that is not the case [ **was considered** ] is inherently misleading because it suggests that the various lawyers involved are available to support each other and contribute to the handling of a case. Paragraph (f) accordingly prohibits advertisements that create the impression of a relationship among lawyers where none exists, such as by using a fictitious name to refer to the lawyers involved if they are not associated together in a firm.

*Disclosure of Fees and Client Expenses*

[ (9) ] (12) Consistent with the public's need to have an accurate dissemination of information about the cost of legal services, paragraph [ (h) ] (g) requires disclosure of a client's responsibility for payment of expenses in contingent fee matters when the client will be required to pay any portion of expenses that will be incurred in the handling of a legal matter.

[ (10) ] (13) Under the same rationale, paragraph [ (h) ] (g) imposes minimum periods of time during which advertised fees must be honored.

*Disclosure of Geographic Location of Practice*

[ (11) ] (14) Paragraph [ (i) ] (h) requires disclosure of the geographic location in which the advertising lawyer's primary practice is situated. This provision seeks to rectify situations in which a person seeking legal services is misled into concluding that an advertising lawyer has his or her primary practice in the client's hometown when, in fact, the advertising lawyer's primary practice is located elsewhere. Paragraph [ (i) ] (h) ensures that a client has received a disclosure as to whether the lawyer he or she ultimately chooses maintains a primary practice located outside of the client's own city, town or county.

*Disclosure of Payment of Advertising Costs*

[ (12) ] (15) Paragraph [ (j) ] (i) prohibits lawyers and law firms from paying advertising costs of independent lawyers or other persons unless disclosure is made in the advertising of the name and address of each paying lawyer or law firm, as well as of the business relationship between the paying parties and the advertising parties.

[ (13) ] (16) Advertisements sponsored by advertising cooperatives (where lawyers or law firms pool resources to buy advertising space or time) are considered advertisements by each of the lawyers participating in the cooperative and accordingly will be subject generally to all of the provisions of these Rules on advertising. Advertising cooperatives have been referred to expressly in paragraph [ (j) ] (i) to make clear that references to "indirect" actions are intended to have a wide scope and include advertising cooperatives and similar arrangements. Thus, advertising cooperatives and similar arrangements are permissible, but only if the required disclosures are made. In the case of cooperative arrangements, the required disclosures must include the basis or criteria on which lawyers or law firms participating in the cooperative will be referred cases, e.g., chronological order of calls, geographic location, etc.

[ (14) ] (17) Paragraph [ (k) ] (j) prohibits a lawyer from misleading the public by giving the impression in an advertisement that the lawyer or [ **his or her** ] **the lawyer's** law firm [ **specializes** ] **practices** in a particular area of the law unless the lawyer or [ **his or her** ] **the** law firm handles the type of case advertised as a

principal part of the practice [ **of the lawyer or law firm** ]. For example, where a lawyer advertises for "personal injury cases" or "serious personal injury cases" or "death cases only" those types of cases must, in fact, constitute a principal part of the practice of the lawyer or [ **his or her** ] firm.

[ (15) ] (18) Paragraph [ (k) ] (j) also prohibits advertising for the primary purposes of obtaining cases that can be referred or brokered to another lawyer. Obviously, a lawyer is permitted and encouraged to refer cases to other lawyers where that lawyer does not have the skill or expertise to properly represent a client. However, it is misleading to the public for a lawyer or law firm, with knowledge that the lawyer or law firm will not be handling a majority of the cases attracted by advertising, to nonetheless advertise for those cases only to refer the cases to another lawyer whom the client did not initially contact. In addition, a lawyer who advertises for a particular type of case may not mislead the client into believing that the lawyer or law firm will fully represent that client when, in reality, the lawyer or law firm refers all of its nonsettling cases to another law firm for trial.

**Required Contact Information**

**(19) This Rule requires that any communication about a lawyer or law firm's services include the name of, and contact information for, the lawyer or law firm. Contact information includes a website address, a telephone number, an email address or a physical office location.**

**Rule 7.3. Solicitation of Clients.**

**(a) "Solicitation" or "solicit" denotes a communication initiated by or on behalf of a lawyer or law firm that is directed to a specific person the lawyer knows or reasonably should know needs legal services in a particular matter and that offers to provide, or reasonably can be understood as offering to provide, legal services for that matter.**

[ (a) ] (b) A lawyer shall not solicit [ **in person or by intermediary** ] professional employment [ **from a person with whom the lawyer has no family or prior professional relationship** ] **by live person-to-person contact** when a significant motive for the lawyer's doing so is the lawyer's **or law firm's** pecuniary gain, unless the [ **person contacted is a** ] **contact is with a:**

(1) lawyer [ **or has a** ];

(2) **person who has a** family, close personal, or prior **business or** professional relationship with the lawyer **or law firm; or**

(3) **person who routinely uses for business purposes the type of legal services offered by the lawyer.**

[ **The term "solicit" includes contact in-person, by telephone or by real-time electronic communication, but, subject to the requirements of Rule 7.1 and Rule 7.3(b), does not include written communications, which may include** ] (c) A lawyer may **utilize** targeted, direct mail advertisements **to solicit professional employment.**

[ (b) ] (d) A lawyer [ **may contact, or send a written communication to, the target of the solicitation for the purpose of obtaining professional employment unless** ] shall not **solicit professional employment even when not otherwise prohibited by paragraph (b), if:**

(1) the lawyer knows or reasonably should know that the physical, emotional or mental state of the **[ person ] target of the solicitation** is such that the person could not exercise reasonable judgment in employing a lawyer;

(2) the **[ person ] target of the solicitation** has made known to the lawyer a desire not to receive communications from the lawyer;

(3) the **[ communication ] solicitation** involves coercion, duress, or harassment; or

(4) the **[ communication is a ] solicitation is directed** to a party who has been named as a defendant or respondent in a domestic relations action. In such cases, the lawyer shall wait until proof of service appears on the docket before communication with the named defendant or respondent.

**(e) This Rule does not prohibit communications authorized by law or ordered by a court or other tribunal.**

**(f) Notwithstanding the prohibitions in this Rule, a lawyer may participate with a prepaid or group legal service plan operated by an organization not owned or directed by the lawyer that uses live person-to-person contact to enroll members or sell subscriptions for the plan from persons who are not known to need legal services in a particular matter covered by the plan.**

**Comment:**

(1) **[ A solicitation is a targeted communication initiated by the lawyer that is directed to a specific person and that offers to provide, or can reasonably be understood as offering to provide, legal services. In contrast, a ] Paragraph (b) prohibits a lawyer from soliciting professional employment by live person-to-person contact when a significant motive for the lawyer's doing so is the lawyer's or the law firm's pecuniary gain. A lawyer's communication [ typically does not constitute ] is not** a solicitation if it is directed to the general public, such as through a billboard, an Internet banner advertisement, a website or a television commercial, or if it is in response to a request for information or is automatically generated in response to **[ Internet ] electronic** searches.

(2) **[ There is a potential for abuse when a solicitation involves direct in-person ] "Live person-to-person contact" means in-person, face-to-face, live telephone [ or ] and other real-time [ electronic contact by a lawyer with someone known to need legal services. These forms ] visual or auditory person-to-person communications where the person is subject to a direct personal encounter without time for reflection. Such person-to-person contact does not include chat rooms, text messages or other written communications that recipients may easily disregard. A potential for overreaching exists when a lawyer, seeking pecuniary gain, solicits a person known to be in need of legal services. This form of contact [ subject ] subjects a person to the private importuning of a trained advocate, in a direct interpersonal encounter. The person who may already feel overwhelmed by the circumstances giving rise to the need for legal services, may find it difficult to fully [ to ] evaluate all available alternatives with reasoned judgment and appropriate self-interest in the face of the lawyer's presence and insistence upon [ being retained immedi-**

**ately ] an immediate response.** The situation is fraught with the possibility of undue influence, intimidation, and over-reaching.

(3) **[ This ] The** potential for **[ abuse ] overreaching** inherent in **[ direct in-person, live telephone or real-time electronic solicitation ] live person-to-person contact**, justifies its prohibition, **[ particularly ]** since lawyers have alternative means of conveying necessary information **[ to those who may be in need of legal services ]**. In particular, communications can be mailed or transmitted by email or other electronic means that do not violate other laws **[ governing solicitations ]**. These forms of communications **[ and solicitations ]** make it possible for the public to be informed about the need for legal services, and about the qualifications of available lawyers and law firms, without subjecting the public to **[ direct in-person, telephone or real-time electronic ] live person-to-person** persuasion that may overwhelm a person's judgment.

(4) **[ The use of general advertising and written, recorded or electronic communications to transmit information from lawyer to the public, rather than direct in-person, live telephone or real-time electronic contact, will help to assure that the information flows cleanly as well as freely. The contents of advertisements and communications permitted under Rule 7.2 can be permanently recorded so that they cannot be disputed and may be shared with others who know the lawyer. This potential for informal review is itself likely to help guard against statements and claims that might constitute false and misleading communications, in violation of Rule 7.1. ]** The contents of **[ direct in-person, live telephone or real-time electronic ] live person-to-person** contact can be disputed and may not be subject to third-party scrutiny. Consequently, they are much more likely to approach (and occasionally cross) the dividing line between accurate representations from those that are false and misleading.

(5) There is far less likelihood that a lawyer would engage in **[ abusive practices ] overreaching** against a former client, or a person with whom the lawyer has a close personal or family, **business or professional** relationship, or in situations in which the lawyer is motivated by considerations other than the lawyer's pecuniary gain. Nor is there a serious potential for **[ abuse ] overreaching** when the person contacted is a lawyer or is known to routinely use the type of legal services involved for business purposes. Examples include persons who routinely hire outside counsel to represent the entity; entrepreneurs who regularly engage business, employment law or intellectual property lawyers; small business proprietors who routinely hire lawyers for lease or contract issues; and other people who routinely retain lawyers for business transactions or formations. **[ Consequently, the general prohibition in Rule 7.3(a) is not applicable in those situations. Also, paragraph (a) ] Paragraph (b)** is not intended to prohibit a lawyer from participating in constitutionally protected activities of public or charitable legal-service organizations or bona fide political, social, civic, fraternal, employee or trade organizations whose purposes include providing or recommending legal services to their members or beneficiaries.

(6) [ But even permitted forms of solicitation can be abused. Thus, any ] A solicitation [ which ] that contains false or misleading information [ which is false or misleading ] within the meaning of Rule 7.1, [ which ] that involves coercion, duress or harassment within the meaning of [ Rule 7.3(b)(3) ] Rule 7.3(d)(3), or [ which ] that involves contact with someone who has made known to the lawyer desire not to be solicited by the lawyer within the meaning of [ Rule 7.3(b)(2) ] Rule 7.3(d)(2) is prohibited. Moreover, if after sending a letter or other communication as permitted by Rule 7.2 the lawyer receives no response, any further effort to communicate with the recipient of the communication may violate the provisions of Rule 7.3(b). Live, person-to-person contact of individuals who may be especially vulnerable to coercion or duress is ordinarily not appropriate, for example, the elderly, those whose first language is not English, or the disabled.

(7) This Rule [ is ] does not [ intended to ] prohibit a lawyer from contacting representatives of organizations or groups that may be interested in establishing a group or prepaid legal plan for their members, insureds, beneficiaries or other third-parties for the purposes informing such entities of the availability of and details concerning the plan or arrangement which the lawyer or lawyer's firm is willing to offer. This form of communication is not directed to people who are seeking legal services for themselves. Rather, it is usually addressed to an individual acting in a fiduciary capacity seeking a supplier of legal services for others who may, if they choose, become prospective clients of the lawyer. Under these circumstances, the activity which the lawyer undertakes in communicating with such representatives and the type of information transmitted to the individual are functionally similar to and serve the same purpose as advertising permitted under Rule 7.2.

(8) In [ **this instance** ] Rule 7.3(d)(4), the term "domestic relations actions" includes the actions governed by the Family Court Rules, see Pa.R.C.P. No. 1931(a), and actions pursuant to the Protection of Victims of Sexual Violence or Intimidation Act, see 42 Pa.C.S. §§ 62A03 et seq. In such cases, a defendant/respondent party's receipt of a lawyer's solicitation prior to being served with the complaint can increase the risk of a violent confrontation between the parties. The prohibition in [ **RPC 7.3(b)(4) ] RPC 7.3(d)(4) against any solicitation prior to proof of service appearing on the docket is intended to reduce any such risk and allow for the plaintiff to take any appropriate steps.**

(9) Communications authorized by law or ordered by a court or tribunal include a notice to potential members of a class in class action litigation.

(10) Paragraph (f) of this Rule permits a lawyer to participate with an organization which uses personal contact to enroll members for its group or prepaid legal service plan, provided that the personal contact is not undertaken by any lawyer who would be a provider of legal services through the plan. The organization must not be owned by or directed (whether as manager or otherwise) by any lawyer or law firm that participates in the plan. For example, paragraph (f) would not permit a lawyer to create an organization controlled directly or indirectly by the lawyer and use the organization for the person-to-person solicitation of legal

employment of the lawyer through memberships in the plan or otherwise. The communication permitted by these organizations must not be directed to a person known to need legal services in a particular matter, but must be designed to inform potential plan members generally of another means of affordable legal services. Lawyers who participate in a legal service plan must reasonably assure that the plan sponsors are in compliance with Rules 7.1, 7.2 and 7.3(d).

Rule 7.4. [ **Communication of Fields of Practice and Specialization** ] (Reserved).

[ (a) A lawyer may communicate the fact that the lawyer does or does not practice in particular fields of law. A lawyer shall not state that the lawyer is a specialist except as follows:

(1) a lawyer admitted to engage in patent practice before the United States Patent and Trademark Office may use the designation "patent attorney" or a substantially similar designation;

(2) a lawyer engaged in admiralty practice may use the designation "admiralty," "proctor in admiralty," or a substantially similar designation;

(3) a lawyer who has been certified by an organization approved by the Supreme Court of Pennsylvania as a certifying organization in accordance with paragraph (b) may advertise the certification during such time as the certification of the lawyer and the approval of the organization are both in effect;

(4) a lawyer may communicate that the lawyer is certified in a field of practice only when that communication is not false or misleading and that certification is granted by the Supreme Court of Pennsylvania.

(b) Upon recommendation of the Pennsylvania Bar Association, the Supreme Court of Pennsylvania may approve for purposes of paragraph (a) an organization that certifies lawyers, if the Court finds that:

(1) advertising by a lawyer of certification by the certifying organization will provide meaningful information, which is not false, misleading or deceptive, for use of the public in selecting or retaining a lawyer; and

(2) certification by the organization is available to all lawyers who meet objective and consistently applied standards relevant to practice in the area of the law to which the certification relates.

The approval of the certifying organization shall be for such period not longer than five (5) years as the Court shall order, and may be renewed upon recommendation of the Pennsylvania Bar Association.

**Comment:**

(1) This Rule permits a lawyer to indicate areas of practice in communications about the lawyer's services; for example, in a telephone directory or other advertising. If a lawyer practices only in certain fields, or will not accept matters except in such fields, the lawyer is permitted so to indicate. However, stating that the lawyer is a "specialist" is not permitted unless the lawyer has been certified as a specialist by a certifying organization ap-

proved under the procedure of paragraph (b). The standards in paragraph (b)(1) and (2) are intended to comply with the requirements for advertising claims of specialization set forth in *Peel v. Attorney Registration and Disciplinary Commission of Illinois*, 496 U.S. 91, 110 L.Ed.2d 83, 110 S.Ct. 2281 (1990). ]

Rule 7.5. [ Firm Names and Letterheads ] (Reserved).

[ (a) A lawyer shall not use a firm name, letterhead or other professional designation that violates Rule 7.1. A trade name may be used by a lawyer in private practice if it does not imply a connection with a government, government agency or with a public or charitable legal services organization and is not otherwise in violation of Rule 7.1. If otherwise lawful a firm may use as, or continue to include in, its name, the name or names of one or more deceased or retired members of the firm or of a predecessor firm in a continuing line of succession.

(b) A law firm with offices in more than one jurisdiction may use the same name or other professional designation in each jurisdiction, but identification of the lawyers in an office of the firm shall indicate the jurisdictional limitations on those not licensed to practice in the jurisdiction where the office is located.

(c) The name of a lawyer holding a public office shall not be used in the name of a law firm, or in communications on its behalf, during any substantial period in which the lawyer is not actively and regularly practicing with the firm.

(d) Lawyers shall not state or imply that they practice in a partnership or other organization unless that is the fact.

Comment:

(1) A firm may be designated by the names of all or some of its members, by the names of deceased members where there has been a continuing succession in the firm's identity or by a trade name such as the "ABC Legal Clinic." A lawyer or law firm may also be designated by a distinctive website address or comparable professional designation. Although the United States Supreme Court has held that legislation may prohibit the use of trade names in professional practice, use of such names in law practice is acceptable so long as it is not misleading. If a private firm uses a trade name that includes a geographical name such as "Springfield Legal Clinic," an express disclaimer that it is a public legal aid agency may be required to avoid a misleading implication. It may be observed that any firm name including the name of a deceased partner is, strictly speaking, a trade name. The use of such names to designate law firms has proven a useful means of identification. However, it is misleading to use the name of a lawyer not associated with the firm or a predecessor of the firm, or the name of a nonlawyer.

(2) With regard to paragraph (d), lawyers sharing office facilities, but who are not in fact associated with each other in a law firm, may not denominate themselves as, for example, "Smith and Jones," for that title suggests that they are practicing law together in a firm. ]

Rule 7.7. [ Lawyer Referral Service ] (Reserved).

[ (a) A lawyer shall not accept referrals from a lawyer referral service if the service engaged in communication with the public or direct contact with prospective clients in a manner that would violate the Rules of Professional Conduct if the communication or contact were made by the lawyer.

(b) A "lawyer referral service" is any person, group of persons, association, organization or entity that receives a fee or charge for referring or causing the direct or indirect referral of a potential client to a lawyer drawn from a specific group or panel of lawyers.

Comment:

(1) This Rule prevents a lawyer from circumventing the Rules of Professional Conduct by using a lawyer referral service or similar organization which would not be subject to the Rules of Professional Conduct. A lawyer may pay the usual charges of a lawyer referral service. A lawyer may not, however, share legal fees with a non-lawyer. See Rule 5.4(a). ]

Annex B

TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

PART V. PROFESSIONAL ETHICS AND CONDUCT

Subpart A. PROFESSIONAL RESPONSIBILITY

CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

Subchapter A. RULES OF PROFESSIONAL CONDUCT

§ 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

LAW FIRMS AND ASSOCIATIONS

Rule 5.5. Unauthorized Practice of Law; Multi-jurisdictional Practice of Law.

\* \* \* \* \*

Comment:

\* \* \* \* \*

(4) Other than as authorized by law or this Rule, a lawyer who is not admitted to practice generally in this jurisdiction violates paragraph (b) if the lawyer establishes an office or other systematic and continuous presence in this jurisdiction for the practice of law. Presence may be systematic and continuous even if the lawyer is not physically present here. Such a lawyer must not hold out to the public or otherwise represent that the lawyer is admitted to practice law in this jurisdiction. See also [ Rules 7.1(a) and 7.5(b) ] Rule 7.1.

\* \* \* \* \*

(21) Paragraphs (c) and (d) do not authorize communications advertising legal services to prospective clients in this jurisdiction by lawyers who are admitted to practice in other jurisdictions. Whether and how lawyers may communicate the availability of their services to prospective clients in this jurisdiction is governed by Rules 7.1 to [ 7.5 ] 7.3.

## Annex C

## TITLE 204. JUDICIAL SYSTEM GENERAL PROVISIONS

## PART V. PROFESSIONAL ETHICS AND CONDUCT

## Subpart A. PROFESSIONAL RESPONSIBILITY

## CHAPTER 81. RULES OF PROFESSIONAL CONDUCT

## Subchapter A. RULES OF PROFESSIONAL CONDUCT

## § 81.4. Rules of Professional Conduct.

The following are the Rules of Professional Conduct:

## INFORMATION ABOUT LEGAL SERVICES

**Rule 7.1. Communications Concerning a Lawyer's Services.**

A lawyer shall not make a false or misleading communication about the lawyer or the lawyer's services. A communication is false or misleading if it contains a material misrepresentation of fact or law, or omits a fact necessary to make the statement considered as a whole not materially misleading.

**Comment:**

(1) This Rule governs all communications about a lawyer's services, including advertising. Whatever means are used to make known a lawyer's services, statements about them must be truthful.

(2) Misleading truthful statements are also prohibited by this Rule. A truthful statement is misleading if it omits a fact necessary to make the lawyer's communication considered as a whole not materially misleading. A truthful statement is misleading if a substantial likelihood exists that it will lead a reasonable person to formulate a specific conclusion about the lawyer or the lawyer's services for which there is no reasonable factual foundation. A truthful statement is also misleading if presented in a way that creates a substantial likelihood that a reasonable person would believe the lawyer's communication requires that person to take further action when, in fact, no action is required.

(3) A communication that truthfully reports a lawyer's achievements on behalf of clients or former clients may be misleading if presented so as to lead a reasonable person to form an unjustified expectation that the same results could be obtained for other clients in similar matters without reference to the specific factual and legal circumstances of each client's case. Similarly, an unsubstantiated claim about a lawyer's or law firm's services or fees, or an unsubstantiated comparison of the lawyer's or law firm's services or fees with those of other lawyers or law firms, may be misleading if presented with such specificity as would lead a reasonable person to conclude that the comparison or claim can be substantiated. The inclusion of an appropriate disclaimer or qualifying language may preclude a finding that a statement is likely to create unjustified expectations or otherwise mislead the public.

(4) It is professional misconduct for a lawyer to engage in conduct involving dishonesty, fraud, deceit or misrepresentation. Rule 8.4(c). See also Rule 8.4(e) for the prohibition against stating or implying an ability to improperly influence a government agency or official or to achieve results by means that violate the Rules of Professional Conduct or other law.

(5) Firm names, letterhead and professional designations are communications concerning a lawyer's services.

A firm may be designated by the names of all or some of its current members, by the names of deceased members where there has been a succession in the firm's identity or by a trade name if it is not false or misleading. A lawyer or law firm also may be designated by a distinctive website address, social media username or comparable professional designation that is not misleading. A law firm name or designation is misleading if it implies a connection with a government, government agency, with a deceased lawyer who was not a former member of the firm, with a lawyer not associated with the firm or a predecessor firm, with a nonlawyer or with a public or charitable legal services organization. If a firm uses a trade name that includes a geographical name such as "Springfield Legal Clinic," an express statement explaining that it is not a public legal aid organization may be required to avoid a misleading implication.

(6) A law firm with offices in more than one jurisdiction may use the same name or other professional designation in each jurisdiction, but identification of the lawyers in an office of the firm shall indicate the jurisdictional limitations on those not licensed to practice in the jurisdiction where the office is located.

(7) Lawyers may not imply or hold themselves out as practicing together in one firm when they are not a firm, as defined in Rule 1.0(c), because to do so would be false and misleading.

(8) It is misleading to use the name of a lawyer holding a public office in the name of a law firm, or in communications on the law firm's behalf, during any substantial period in which the lawyer is not actively and regularly practicing with the firm.

**Rule 7.2. Communications Concerning a Lawyer's Services: Specific Rules.**

(a) A lawyer may communicate information regarding the lawyer's services through any media.

(b) A lawyer shall not compensate, give or promise anything of value to a person for recommending the lawyer's services except that a lawyer may:

(1) pay the reasonable costs of advertisements or communications permitted by this Rule;

(2) pay the usual charges of a lawyer referral service or legal service plan; and

(3) pay for a law practice in accordance with Rule 1.17.

(c) A lawyer may communicate the fact that the lawyer does or does not practice in particular fields of law. A lawyer shall not state or imply that the lawyer is a specialist in a particular field, except as follows:

(1) a lawyer who has been certified by an organization approved by the Supreme Court of Pennsylvania as a certifying organization in accordance with paragraph (d) may advertise the certification during such time as the certification of the lawyer and the approval of the organization are both in effect;

(2) a lawyer who is currently certified as a specialist in a particular field of law under the regulations of the highest court of a state in which that lawyer is licensed to practice may communicate that certification so long as the lawyer clearly designates the jurisdiction from which the certification was issued and, unless the lawyer is also certified as described in paragraph (1) above, the communication also states that the lawyer is not certified in Pennsylvania;

(3) a lawyer who is not certified as a specialist as described in paragraphs (1) or (2) above may not claim to

be a specialist in a particular field of law unless the lawyer can objectively verify the claim based upon the lawyer's experience, specialized training or education, and the claim is not otherwise false or misleading in violation of Rule 7.1;

(4) a lawyer admitted to engage in patent practice before the United States Patent and Trademark Office may use the designation "patent attorney" or substantially similar designation; and

(5) a lawyer engaged in admiralty practice may use the designation "admiralty," "proctor in admiralty" or substantially similar designation.

(d) Upon recommendation of the Pennsylvania Bar Association, the Supreme Court of Pennsylvania may approve for purposes of paragraph (c) an organization that certifies lawyers, if the Court finds that:

(1) advertising by a lawyer of certification by the certifying organization will provide meaningful information, which is not false, misleading or deceptive, for use of the public in selecting or retaining a lawyer; and

(2) certification by the organization is available to all lawyers who meet objective and consistently applied standards relevant to practice in the area of the law to which the certification relates.

The approval of the certifying organization shall be for such period not longer than five (5) years as the Court shall order, and may be renewed upon recommendation of the Pennsylvania Bar Association.

(e) An advertisement or public communication that contains a paid endorsement shall disclose that the endorser is being paid or otherwise compensated for his or her appearance or endorsement.

(f) An advertisement or public communication shall not use a fictitious name to refer to lawyers not associated together in a law firm, or otherwise imply that lawyers are associated together in a law firm if that is not the case.

(g) Every advertisement that contains information about the lawyer's fee, shall be subject to the following requirements:

(1) Advertisements that state or indicate that no fee will be charged in the absence of recovery shall disclose that the client will be liable for certain expenses in addition to the fee, if such is the case.

(2) A lawyer who advertises a specific fee or hourly rate or range of fees for a particular service shall honor the advertised fee for at least ninety (90) days; provided that for advertisements in media published annually, the advertised fee shall be honored for no less than one (1) year following initial publication unless otherwise stated as part of the advertisement.

(h) All advertisements and written communications shall disclose the geographic location, by city or town, of the office in which the lawyer or lawyers who will actually perform the services advertised principally practice law. If the office location is outside the city or town, the county in which the office is located must be disclosed.

(i) A lawyer shall not, directly or indirectly (whether through an advertising cooperative or otherwise), pay all or any part of the costs of an advertisement by a lawyer not in the same firm or by any for-profit entity other than the lawyer's firm, unless the advertisement discloses the name and principal office address of each lawyer or law firm involved in paying for the advertisement and, if any

lawyer or law firm will receive referrals from the advertisement, the circumstances under which referrals will be made and the basis and criteria on which the referral system operates.

(j) A lawyer shall not, directly or indirectly, advertise that the lawyer or the lawyer's law firm will only accept, or has a practice limited to, particular types of cases unless the lawyer or law firm handles these types of cases as a principal part of the lawyer's or law firm's practice. A lawyer or law firm shall not advertise as a pretext to refer cases obtained from advertising to other lawyers.

(k) Any communication made under this Rule must include the name and contact information of at least one lawyer or law firm responsible for its content.

#### **Comment:**

(1) This Rule permits public dissemination of information concerning a lawyer's or law firm's name, address, email address, website, and telephone number; the kinds of services the lawyer will undertake; the basis on which the lawyer's fees are determined, including prices for specific services and payment and credit arrangements; a lawyer's foreign language ability; names of references and, with their consent, names of clients regularly represented; and other information that might invite the attention of those seeking legal assistance.

#### *Paying Others to Recommend a Lawyer*

(2) Except as permitted under paragraphs (b)(1)—(b)(3), a lawyer is not permitted to pay others for recommending the lawyer's services. A communication contains a recommendation if it endorses or vouches for a lawyer's credentials, abilities, competence, character, or other professional qualities. Directory listings and group advertisements that list lawyers by practice area, without more, do not constitute impermissible "recommendations."

(3) Paragraph (b)(1) allows a lawyer to pay for advertising and communications permitted by this Rule, including the cost of print directory listings, on-line directory listings, newspaper ads, television and radio air-time, domain-name registrations, sponsorship fees, Internet-based advertisements, and group advertising. A lawyer may compensate employees, agents and vendors who are engaged to provide marketing or client-development services, such as publicists, public-relations personnel, business-development staff, television and radio station employees or spokespersons and website designers.

(4) A lawyer may pay others for generating client leads, such as Internet-based client leads, as long as the lead generator does not recommend the lawyer, any payment to the lead generator is consistent with Rules 1.5(e) (division of fees) and 5.4 (professional independence of the lawyer), and the lead generator's communications are consistent with Rule 7.1 (communications concerning a lawyer's services). To comply with Rule 7.1, a lawyer must not pay a lead generator that states, implies, or creates a reasonable impression that it is recommending the lawyer, is making the referral without payment from the lawyer, or has analyzed a person's legal problems when determining which lawyer should receive the referral. See Comment [2] (definition of "recommendation"). See also Rule 5.3 (duties of lawyers and law firms with respect to the conduct of nonlawyers) for the duties of lawyers and law firms with respect to the conduct of non-lawyers and Rule 8.4(a) (duty to avoid violating the Rules through the acts of another).

(5) A legal aid agency or prepaid legal services plan may pay to advertise legal services provided under its

auspices. Likewise, a lawyer may participate in lawyer referral programs and pay the usual fees charged by such programs. A “legal service plan” is a prepaid or group legal service plan or a similar delivery system that assists people who seek to secure legal representation.

(6) A lawyer who accepts assignments or referrals from a legal service plan or referrals from a lawyer referral service must act reasonably to assure that the activities of the plan or service are compatible with the lawyer’s professional obligations. Legal service plans and lawyer referral services may communicate with the public, but such communication must be in conformity with these Rules. A “lawyer referral service” is any person, group of persons, association, organization or entity that receives a fee or charge for referring or causing the direct or indirect referral of a potential client to a lawyer drawn from a specific group or panel of lawyers.

#### *Communications About Fields of Practice*

(7) Paragraph (c)(1) permits a lawyer to state that the lawyer is certified as a specialist in a field of law if such certification is granted by an organization approved by the Supreme Court of Pennsylvania. Paragraph (c)(2) permits a lawyer to state the lawyer is certified as a specialist under the regulations of the highest court of another state where the lawyer is licensed to practice, so long as the lawyer clearly states if the lawyer is not also certified in Pennsylvania. Certification signifies that an objective entity has recognized an advanced degree of knowledge and experience in the specialty area greater than is suggested by general licensure to practice law. Court approved certifying organizations may be expected to apply standards of experience, knowledge and proficiency to ensure that a lawyer’s recognition as a specialist is meaningful and reliable. To ensure that consumers can obtain access to useful information about an organization granting certification, the name of the certifying organization must be included in any communication regarding the certification.

(8) Paragraph (c) of this Rule generally permits a lawyer to communicate that the lawyer does or does not practice in particular areas of law. Under paragraph (c)(3), a lawyer is permitted to state that the lawyer “concentrates in” or is a “specialist,” practices a “specialty,” or “specializes in” particular fields based on the lawyer’s objectively verifiable experience, specialized training or education, but such communications are subject to the “false and misleading” standard applied in Rule 7.1 to communications concerning a lawyer’s services. Authorizing such objectively verifiable statements comports with constitutional limitations on the regulation of commercial speech.

(9) The Patent and Trademark Office has a long-established policy of designating lawyers practicing before the Office. The designation of Admiralty practice also has a long historical tradition associated with maritime commerce and the federal courts. A lawyer’s communications about these practice areas are not prohibited by this Rule.

(10) Paragraph (e) requires truthfulness in any advertising in which an endorsement of a lawyer or law firm is made.

(11) Creating the impression that lawyers are associated in a firm where that is not the case is inherently misleading because it suggests that the various lawyers involved are available to support each other and contribute to the handling of a case. Paragraph (f) accordingly prohibits advertisements that create the impression of a relationship among lawyers where none exists, such as by

using a fictitious name to refer to the lawyers involved if they are not associated together in a firm.

#### *Disclosure of Fees and Client Expenses*

(12) Consistent with the public’s need to have an accurate dissemination of information about the cost of legal services, paragraph (g) requires disclosure of a client’s responsibility for payment of expenses in contingent fee matters when the client will be required to pay any portion of expenses that will be incurred in the handling of a legal matter.

(13) Under the same rationale, paragraph (g) imposes minimum periods of time during which advertised fees must be honored.

#### *Disclosure of Geographic Location of Practice*

(14) Paragraph (h) requires disclosure of the geographic location in which the advertising lawyer’s primary practice is situated. This provision seeks to rectify situations in which a person seeking legal services is misled into concluding that an advertising lawyer has his or her primary practice in the client’s hometown when, in fact, the advertising lawyer’s primary practice is located elsewhere. Paragraph (h) ensures that a client has received a disclosure as to whether the lawyer he or she ultimately chooses maintains a primary practice located outside of the client’s own city, town or county.

#### *Disclosure of Payment of Advertising Costs*

(15) Paragraph (i) prohibits lawyers and law firms from paying advertising costs of independent lawyers or other persons unless disclosure is made in the advertising of the name and address of each paying lawyer or law firm, as well as of the business relationship between the paying parties and the advertising parties.

(16) Advertisements sponsored by advertising cooperatives (where lawyers or law firms pool resources to buy advertising space or time) are considered advertisements by each of the lawyers participating in the cooperative and accordingly will be subject generally to all of the provisions of these Rules on advertising. Advertising cooperatives have been referred to expressly in paragraph (i) to make clear that references to “indirect” actions are intended to have a wide scope and include advertising cooperatives and similar arrangements. Thus, advertising cooperatives and similar arrangements are permissible, but only if the required disclosures are made. In the case of cooperative arrangements, the required disclosures must include the basis or criteria on which lawyers or law firms participating in the cooperative will be referred cases, e.g., chronological order of calls, geographic location, etc.

(17) Paragraph (j) prohibits a lawyer from misleading the public by giving the impression in an advertisement that the lawyer or the lawyer’s law firm practices in a particular area of the law unless the lawyer or the law firm handles the type of case advertised as a principal part of the practice. For example, where a lawyer advertises for “personal injury cases” or “serious personal injury cases” or “death cases only” those types of cases must, in fact, constitute a principal part of the practice of the lawyer or firm.

(18) Paragraph (j) also prohibits advertising for the primary purposes of obtaining cases that can be referred or brokered to another lawyer. Obviously, a lawyer is permitted and encouraged to refer cases to other lawyers where that lawyer does not have the skill or expertise to properly represent a client. However, it is misleading to the public for a lawyer or law firm, with knowledge that



the lawyer or law firm will not be handling a majority of the cases attracted by advertising, to nonetheless advertise for those cases only to refer the cases to another lawyer whom the client did not initially contact. In addition, a lawyer who advertises for a particular type of case may not mislead the client into believing that the lawyer or law firm will fully represent that client when, in reality, the lawyer or law firm refers all of its nonsettling cases to another law firm for trial.

#### *Required Contact Information*

(19) This Rule requires that any communication about a lawyer or law firm's services include the name of, and contact information for, the lawyer or law firm. Contact information includes a website address, a telephone number, an email address or a physical office location.

#### **Rule 7.3. Solicitation of Clients.**

(a) "Solicitation" or "solicit" denotes a communication initiated by or on behalf of a lawyer or law firm that is directed to a specific person the lawyer knows or reasonably should know needs legal services in a particular matter and that offers to provide, or reasonably can be understood as offering to provide, legal services for that matter.

(b) A lawyer shall not solicit professional employment by live person-to-person contact when a significant motive for the lawyer's doing so is the lawyer's or law firm's pecuniary gain, unless the contact is with a:

- (1) lawyer;
  - (2) person who has a family, close personal, or prior business or professional relationship with the lawyer or law firm; or
  - (3) person who routinely uses for business purposes the type of legal services offered by the lawyer.
- (c) A lawyer may utilize targeted, direct mail advertisements to solicit professional employment.
- (d) A lawyer shall not solicit professional employment even when not otherwise prohibited by paragraph (b), if:
- (1) the lawyer knows or reasonably should know that the physical, emotional or mental state of the target of the solicitation is such that the person could not exercise reasonable judgment in employing a lawyer;
  - (2) the target of the solicitation has made known to the lawyer a desire not to receive communications from the lawyer;
  - (3) the solicitation involves coercion, duress, or harassment; or
  - (4) the solicitation is directed to a party who has been named as a defendant or respondent in a domestic relations action. In such cases, the lawyer shall wait until proof of service appears on the docket before communicating with the named defendant or respondent.

(e) This Rule does not prohibit communications authorized by law or ordered by a court or other tribunal.

(f) Notwithstanding the prohibitions in this Rule, a lawyer may participate with a prepaid or group legal service plan operated by an organization not owned or directed by the lawyer that uses live person-to-person contact to enroll members or sell subscriptions for the plan from persons who are not known to need legal services in a particular matter covered by the plan.

#### **Comment:**

(1) Paragraph (b) prohibits a lawyer from soliciting professional employment by live person-to-person contact

when a significant motive for the lawyer's doing so is the lawyer's or the law firm's pecuniary gain. A lawyer's communication is not a solicitation if it is directed to the general public, such as through a billboard, an Internet banner advertisement, a website or a television commercial, or if it is in response to a request for information or is automatically generated in response to electronic searches.

(2) "Live person-to-person contact" means in-person, face-to-face, live telephone and other real-time visual or auditory person-to-person communications where the person is subject to a direct personal encounter without time for reflection. Such person-to-person contact does not include chat rooms, text messages or other written communications that recipients may easily disregard. A potential for overreaching exists when a lawyer, seeking pecuniary gain, solicits a person known to be in need of legal services. This form of contact subjects a person to the private importuning of a trained advocate, in a direct interpersonal encounter. The person who may already feel overwhelmed by the circumstances giving rise to the need for legal services, may find it difficult to fully evaluate all available alternatives with reasoned judgment and appropriate self-interest in the face of the lawyer's presence and insistence upon an immediate response. The situation is fraught with the possibility of undue influence, intimidation, and over-reaching.

(3) The potential for overreaching inherent in live person-to-person contact justifies its prohibition, since lawyers have alternative means of conveying necessary information. In particular, communications can be mailed or transmitted by email or other electronic means that do not violate other laws. These forms of communications make it possible for the public to be informed about the need for legal services, and about the qualifications of available lawyers and law firms, without subjecting the public to live person-to-person, persuasion that may overwhelm a person's judgment.

(4) The contents of live person-to-person contact can be disputed and may not be subject to third-party scrutiny. Consequently, they are much more likely to approach (and occasionally cross) the dividing line between accurate representations from those that are false and misleading.

(5) There is far less likelihood that a lawyer would engage in overreaching against a former client, or a person with whom the lawyer has a close personal or family, business or professional relationship, or in situations in which the lawyer is motivated by considerations other than the lawyer's pecuniary gain. Nor is there a serious potential for overreaching when the person contacted is a lawyer or is known to routinely use the type of legal services involved for business purposes. Examples include persons who routinely hire outside counsel to represent the entity; entrepreneurs who regularly engage business, employment law or intellectual property lawyers; small business proprietors who routinely hire lawyers for lease or contract issues; and other people who routinely retain lawyers for business transactions or formations. Paragraph (b) is not intended to prohibit a lawyer from participating in constitutionally protected activities of public or charitable legal-service organizations or bona fide political, social, civic, fraternal, employee or trade organizations whose purposes include providing or recommending legal services to their members or beneficiaries.

(6) A solicitation that contains false or misleading information within the meaning of Rule 7.1 that involves

coercion, duress or harassment within the meaning of Rule 7.3(d)(3), or that involves contact with someone who has made known to the lawyer desire not to be solicited by the lawyer within the meaning of Rule 7.3(d)(2) is prohibited. Moreover, if after sending a letter or other communication as permitted by Rule 7.2 the lawyer receives no response, any further effort to communicate with the recipient of the communication may violate the provisions of Rule 7.3(b). Live, person-to-person contact of individuals who may be especially vulnerable to coercion or duress is ordinarily not appropriate, for example, the elderly, those whose first language is not English, or the disabled.

(7) This Rule does not prohibit a lawyer from contacting representatives of organizations or groups that may be interested in establishing a group or prepaid legal plan for their members, insureds, beneficiaries or other third-parties for the purposes informing such entities of the availability of and details concerning the plan or arrangement which the lawyer or lawyer's firm is willing to offer. This form of communication is not directed to people who are seeking legal services for themselves. Rather, it is usually addressed to an individual acting in a fiduciary capacity seeking a supplier of legal services for others who may, if they choose, become prospective clients of the lawyer. Under these circumstances, the activity which the lawyer undertakes in communicating with such representatives and the type of information transmitted to the individual are functionally similar to and serve the same purpose as advertising permitted under Rule 7.2.

(8) In Rule 7.3(d)(4), the term "domestic relations actions" includes the actions governed by the Family Court Rules, see Pa.R.C.P. No. 1931(a), and actions pursuant to the Protection of Victims of Sexual Violence or Intimidation Act, see 42 Pa.C.S. §§ 62A03 et seq. In such cases, a defendant/respondent party's receipt of a lawyer's solicitation prior to being served with the complaint can increase the risk of a violent confrontation between the parties. The prohibition in RPC 7.3(d)(4) against any solicitation prior to proof of service appearing on the docket is intended to reduce any such risk and allow for the plaintiff to take any appropriate steps.

(9) Communications authorized by law or ordered by a court or tribunal include a notice to potential members of a class in class action litigation.

(10) Paragraph (f) of this Rule permits a lawyer to participate with an organization which uses personal contact to enroll members for its group or prepaid legal service plan, provided that the personal contact is not undertaken by any lawyer who would be a provider of legal services through the plan. The organization must not be owned by or directed (whether as manager or otherwise) by any lawyer or law firm that participates in the plan. For example, paragraph (f) would not permit a lawyer to create an organization controlled directly or indirectly by the lawyer and use the organization for the person-to-person solicitation of legal employment of the lawyer through memberships in the plan or otherwise. The communication permitted by these organizations must not be directed to a person known to need legal services in a particular matter, but must be designed to inform potential plan members generally of another means of affordable legal services. Lawyers who participate in a legal service plan must reasonably assure that the plan sponsors are in compliance with Rules 7.1, 7.2 and 7.3(d).

**Rule 7.4. (Reserved).**

**Rule 7.5. (Reserved).**

**Rule 7.7. (Reserved).**

[Pa.B. Doc. No. 21-242. Filed for public inspection February 19, 2021, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### SCHUYLKILL COUNTY

#### Local Rules of Civil Procedure 1915.4-2 and 1915.4(f-1) Relocation; S-191-2021

##### Order of Court

And Now, this 9th day of February, 2021, at 3:30 p.m., the Schuylkill County Court of Common Pleas hereby rescinds Local Rules of Civil Procedure No. 1915.4-2 and No. 1915.4(f-1) for use in the Schuylkill County Court of Common Pleas, Twenty-First Judicial District, effective 30 days after publication in the *Pennsylvania Bulletin*.

The Schuylkill County District Court Administrator is Ordered and Directed to do the following:

1) File one (1) copy of this Order and Rule with the Administrative Office of the Pennsylvania Courts via email to rulescommittees@pacourts.us.

2) File two (2) paper copies of this Order and Rule and (1) electronic copy in a Microsoft Word format to bulletin@palrb.us with the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*.

3) Publish the local rule on the Schuylkill County Court website at www.co.schuylkill.pa.us.

4) Incorporate the local rule into the set of local rules on www.co.schuylkill.pa.us within thirty (30) days after publication in the *Pennsylvania Bulletin*.

5) File one (1) copy of the local rule in the Office of the Prothonotary for public inspection and copying.

6) Forward one (1) copy to the Law Library of Schuylkill County for publication in the *Schuylkill Legal Record*.

By the Court

WILLIAM E. BALDWIN,  
President Judge

#### Rule 1915.4-2. Office Conference. Hearing. Record. Exceptions. Order.

##### (b.1) Relocation

(1) In cases of relocation where primary custody is not in dispute, the hearing officer shall schedule a hearing within fourteen days after the case is assigned for hearing.

(2) Within seven days of the conclusion of the hearing, the hearing officer shall file with the court and serve upon all parties a report in conformance with Pa.R.C.P. No. 1915.4-2(b)(3).

(3) Exceptions to the hearing officer's report, with an accompanying brief, shall be filed by a party excepting to the hearing officer's report within fourteen days after the report is mailed. A party who opposes exceptions filed by another party shall file an opposing brief within ten days after service of the exceptions.

(4) When exceptions are filed to the hearing officer's report, the Custody Office shall immediately notify the

stenographer, who shall complete and file the transcript of the proceedings before the hearing officer within twenty days. Unless granted leave by the court to proceed in forma pauperis, the party filing exceptions shall pay the cost of transcription. If exceptions are filed by more than one party, the transcription costs shall be shared by the excepting parties on a pro rata basis. The transcription costs shall be paid within twenty days of the date of filing exceptions. If the costs are not timely paid, the stenographer shall so notify the court after which the exceptions of the non-paying party may be dismissed.

(5) Exceptions to the hearing officer's report shall be decided on the parties' briefs unless oral argument is requested by praecipe of one of the parties.

(g) A party who files exceptions to the hearing officer's report pursuant to Pa.R.C.P. 1915.4-2(g) shall contemporaneously file a supporting brief and serve a copy of the exceptions and brief on all other parties. Any party opposing exceptions to the hearing officer's report shall, within twenty (20) days after being served with exceptions, file a brief in opposition thereto and serve the opposing parties with a copy thereof.

When the exceptions are filed to a hearing officer's report, the Custody Office shall immediately notify the stenographer, who shall complete and file the transcript of the proceedings before the hearing officer within thirty (30) days. Unless granted leave by the Court to proceed in forma pauperis, the party filing exceptions shall pay the cost of transcription. If exceptions are filed by more than one party, the transcription costs shall be shared by the excepting parties on a pro rata basis. The transcription costs shall be paid within thirty (30) days of the date of filing exceptions. If the costs are not timely paid, the stenographer shall so notify the Court after which the exceptions of the non-paying party may be dismissed.

(i) The exceptions to the hearing officer's report shall be decided on the briefs of the parties unless oral argument is requested by praecipe of one or more parties.

**Rule 1915.4. Prompt Disposition of Custody Cases.**

(f.1) *Relocation*—If at the conclusion of the conciliation conference, a custody relocation case remains contested, the Custody Conciliation Officer shall determine if a party is seeking a change in primary custody, partial custody, or visitation. Where primary custody is in dispute, the case shall be transferred to the Civil Court Administrator for assignment to a Judge to be expeditiously heard. Where partial custody or visitation is in dispute, the case shall be transferred to a hearing officer.

[Pa.B. Doc. No. 21-243. Filed for public inspection February 19, 2021, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### WASHINGTON COUNTY

#### Administrative Procedures for Filing Offices; No. 2021-1

##### Administrative Order

*And Now*, this 15th day of January, 2021, the Court having determined that action is necessary to safeguard the filing of legal papers and other critical functions related to the administration of justice and due process, it is hereby *Ordered*, *Adjudged*, and *Decreed* that the filing

offices (Clerk of Courts, Prothonotary, and Register of Wills/Clerk of the Orphans' Court) shall follow the procedures set forth as follows:

#### I. HOURS OF OPERATION

All filing offices shall be open to the public and judiciary staff from 9:00 a.m. to 4:30 p.m., daily Monday through Friday, excepting holidays and other judicially sanctioned closures. Filing offices may be open longer than the established hours of operation. The Court is "always open for the transaction of judicial business," and a filing office may be required to stay open outside of the established hours of operation if the Court remains in session, or requires the processing of judicial business. See 42 Pa. Con. Stat. Ann. § 324.

#### II. CLERK OF COURTS

##### *Bench Warrant Orders*

All Orders directing the issuance of a Bench Warrant, including the issuance of the Bench Warrant or the lifting of a Bench Warrant, shall be filed, docketed, scanned, and fully processed and distributed on the same business day if received by 4:00 p.m. by the Clerk of Courts. If the Bench Warrant is filed after 4:00 p.m., it shall be processed immediately the next business day. Excluded from said calculation shall be all weekends and holidays.

##### *Accelerated Rehabilitative Disposition ("ARD") Orders and Dispositions*

All ARD orders or other dispositions of ARD cases shall be filed, docketed, scanned and fully processed and distributed within forty-eight (48) hours of the date of the issuance of the Order or disposition.

##### *Driving Under the Influence ("DUI") Orders and Dispositions*

All DUI orders or other dispositions of Driving Under the Influence cases shall be filed, docketed, scanned and fully processed and distributed within twenty-four (24) hours of the date of the issuance of the Order or disposition. Forms required for submission to the Pennsylvania Department of Transportation are to be processed in a timely fashion.

##### *State Sentencing Orders*

All orders or dispositions that result in a defendant being sentenced to a period of state incarceration shall be filed immediately upon presentation to the Clerk of Courts with three certified copies being immediately sent to the Sheriff's Department. Within forty-eight (48) hours from the time of delivery to the Clerk of Courts of the Order or other disposition, said document shall be docketed, scanned, and fully processed and distributed including but not limited to the entry of all information necessary for the printing of a complete DC-300B such that the individual State packets necessary for transport of the Defendant may be completed in a timely manner.

##### *Sentencing Orders and Dispositions*

All sentencing orders and dispositions, other than state sentencing orders noted above, shall be filed, docketed, scanned, and fully processed and distributed within twenty-four (24) hours from the time of receipt by the Clerk of Courts.

##### *Juvenile Orders and Dispositions*

All juvenile orders and dispositions shall be filed, docketed, scanned, and fully processed and distributed within twenty-four (24) hours from the time of receipt by the Clerk of Courts. All juvenile orders, including orders

executed electronically (CPCMS), shall be properly filed in the appropriate physical file within five (5) business days.

#### *Dependency Orders and Dispositions*

All dependency orders and dispositions shall be filed, docketed, scanned, and fully processed and distributed within twenty-four (24) hours from the time of receipt by the Clerk of Courts. All dependency orders, including orders executed electronically (CPCMS), shall be properly filed in the appropriate physical file within five (5) business days.

#### *General Court Orders and Indirect Criminal Contempt ("ICC") Orders*

All general court orders and dispositions, including ICC orders, shall be filed, docketed, scanned, and fully processed and distributed within twenty-four (24) hours from the time of receipt by the Clerk of Courts.

#### *Summary Appeal Orders and Dispositions*

All notices of appeal from summary conviction shall be filed, docketed, scanned, and fully processed, and distributed immediately upon receipt by the Clerk of Courts. All summary appeal orders and dispositions shall be filed, docketed, scanned, and fully processed and distributed within forty-eight (48) hours from the time of receipt by the Clerk of Courts. Forms required for submission to the Pennsylvania Department of Transportation are to be processed in a timely fashion.

#### *Bail and Pretrial Services Orders*

Bail Orders shall be filed, docketed, scanned and fully processed, and distributed immediately upon receipt by the Clerk of Courts. If applicable, distribution of such orders shall include the Washington County Correctional Facility and/or the magisterial district court by facsimile or email.

#### *Notices of Appeal and Appeal Related Documents*

All notices of appeal and any appeal-related documents shall be filed, docketed, scanned, and fully processed and distributed immediately and completed the same day upon receipt by the Clerk of Courts. The Clerk of Courts shall provide to the appropriate judge a copy of all communications and Orders received by the Clerk of Courts from any appellate court. The Clerk of Courts shall coordinate the preparation of the record for appeal with the appropriate judge.

Further, when directed by either a Pennsylvania appellate court, or a federal court, the Clerk of Courts shall prepare, copy and transmit the requested record of any Washington County Court of Common Pleas case to the appropriate appellate court or federal court.

#### *Probation and Parole Orders and Other Probation Office Documents*

All probation and parole orders and other probation office documents shall be filed, docketed, scanned, and fully processed and distributed within forty-eight (48) hours from the time of receipt by the Clerk of Courts.

#### *Distribution of Filings*

All filings accepted by the Clerk of Courts shall be distributed to parties and any interested entities or persons as noted by the filing party or entity. Those filings include, but are not limited to, transport orders, transcript request forms, omnibus pretrial motions, motions in limine, discovery requests, reciprocal discovery requests, and discovery inventories.

#### *Miscellaneous Documents*

Any other type of document filed with the Clerk of Courts that is not specifically covered by this Administrative Order shall be filed, docketed, scanned, and fully processed and distributed within forty-eight (48) hours from the time of receipt by the Clerk of Courts.

### **III. PROTHONOTARY**

The Court directs the Prothonotary to develop a process to docket and scan documents immediately at the time of filing. Until the Prothonotary can implement such a process in a timely and workable manner, the Court is establishing the within timelines for the processing of legal papers:

#### *Outstanding Incomplete Filing, Scanning, and Docketing*

All outstanding filing, scanning, and docketing of any orders, notices, or other legal papers that has not been completed prior to the date of this Administrative Order shall be fully processed and distributed no later than February 1, 2021. The Prothonotary shall provide a written status report addressing the progress on the backlog on a daily basis to the President Judge and the Court Administrator.

#### *Court Orders and Notices*

Unless otherwise specified, all court orders or notices shall be filed, docketed, scanned, fully processed, and distributed within twenty-four (24) hours from the time of receipt by the Prothonotary. A bench warrant shall be treated in the same manner as a court order.

#### *Protection from Abuse Act and Protection of Victims of Sexual Violence or Intimidation Act Cases*

All petitions, orders, and hearing notices related to Protection from Abuse Act or Protection of Victims of Sexual Violence or Intimidation Act cases shall be filed, docketed, scanned, fully processed, and distributed immediately upon receipt by the Prothonotary.<sup>1</sup> The Prothonotary is required to enter all information immediately into the Protection from Abuse Database (PFAD) when receiving corresponding legal papers. See Pa.R.Civ.P. 1901.4(c). All other legal papers relating to PFA or PVSVI cases shall be filed, docketed, scanned, and fully processed and distributed within twenty-four (24) hours from the time of receipt by the Prothonotary.<sup>2</sup> The Prothonotary shall accept for filing any valid protection order issued by a comparable court in accordance with 23 Pa. Con. Stat. § 6104.

#### *Initial Filings*

All legal papers that initiate a civil action or other proceeding shall be filed, docketed, and scanned within twenty-four (24) hours from the time of receipt by the Prothonotary.

#### *Secondary Filings*

All secondary legal papers shall be filed, docketed, and scanned within forty-eight (48) hours from the time of receipt by the Prothonotary, unless otherwise specified in this Administrative Order.

#### *Judgments, Liens, and Praecipes*

All judgments and liens shall be filed, docketed, scanned, fully processed, and distributed within one

<sup>1</sup> The PFA Coordinator will remain responsible for distributing copies of the petition and any related temporary order to the petitioner and Sheriff.

<sup>2</sup> Common pleas judges may receive emergency protection requests up until 4:00 p.m. during normal business days, at the Courthouse. Following receipt, an ex parte hearing is required and proceedings may extend beyond standard working hours and necessitate the filing office to remain open to process the emergency protection request. Protection orders granted after hours by a magisterial district judge shall be filed, docketed, scanned, fully processed, and distributed immediately upon receipt by the Prothonotary.

business day of receipt by the Prothonotary. Praecipes are to be filed, docketed, scanned, fully processed, and distributed within forty-eight (48) hours of receipt by the Prothonotary.

#### *Notices of Appeal and Appeal Related Documents*

All notices of appeal and any appeal-related documents shall be filed, docketed, scanned, fully processed, and distributed immediately and completed the same day upon receipt by the Prothonotary. The Prothonotary shall provide to the appropriate judge a copy of all communications and Orders received by the Prothonotary from any appellate court. The Prothonotary shall coordinate the preparation of the record for appeal with the appropriate judge. Files returned on appeal are to be rearranged in chronological order, and the status of the case shall be updated in the docket.

#### *Service-Related Documents*

All service-related legal papers, including a return of service, shall be filed, docketed, and scanned within forty-eight (48) hours from the time of receipt by the Prothonotary.

#### *Returned Mail*

Unless otherwise specified by rule of court, returned mail shall be processed in the following manner: (1) the envelope shall be scanned and affixed in physical file; (2) the returned mail shall be described and noted on the docket; and, thereafter, (3) the contents of the envelope may be discarded if already contained within the appropriate file.

#### *Verdicts*

All verdicts, whether entered following a bench or jury trial, shall be filed, docketed, scanned, and fully processed within twenty-four (24) hours from the time of receipt by the Prothonotary.

#### *Equitable Relief, Enforcement of Judgments, and Suggestion of Bankruptcy*

All legal papers filed pursuant to Pa.R.Civ.P. 1531—1535, suggestions of bankruptcy, or related to a stay of the enforcement of a judgment shall be filed, docketed, scanned, and fully processed immediately upon receipt by the Prothonotary.

#### *Miscellaneous Documents*

Any other type of document filed with the Prothonotary that is not specifically covered by this Administrative Order shall be filed, docketed, scanned, and fully processed and distributed within forty-eight (48) hours from the time of receipt by the Prothonotary.

### **IV. REGISTER OF WILLS AND CLERK OF THE ORPHANS' COURT**

#### *Court Orders and Notices*

Unless otherwise specified, all court orders or notices shall be filed, docketed, scanned, fully processed and distributed within twenty-four (24) hours from the time of receipt by the Register of Wills.

#### *Initial Filings*

All legal papers that initiate an Orphan's Court proceeding shall be filed, docketed and scanned within twenty-four (24) hours from the time of receipt by the Register of Wills.

#### *Notice of Appeals and Appeal Related Documents*

All notices of appeal and any appeal-related documents shall be filed, docketed, scanned, fully processed and

distributed immediately and completed the same day upon receipt by the Register of Wills. The Register of Wills shall provide to the appropriate judge a copy of all communications and orders received by the Register of Wills from any appellate court. The Register of Wills shall coordinate the preparation of the record for appeal with the appropriate judge. Files returned on appeal are to be rearranged in chronological order, and the status of the case shall be updated in the docket.

#### *Audits*

All accounts accepted by the Register of Wills for filing must be completed at the time of filing and should be docketed and scanned within forty-eight (48) hours from the time of receipt by the Register of Wills. It is the responsibility of the Register of Wills to prepare the publication list for audit, and to cause their advertisement in the appropriate publications. A copy of the Audit Publication should be provided to the Audit Clerk at the time it is sent for publication. Adjudications and decrees shall be filed, docketed, scanned, fully processed, and distributed within forty-eight (48) hours from the time of receipt.

#### *GTS (Guardian Tracking System)*

All electronic reports shall be printed, filed, docketed, and scanned within twenty-four (24) hours of notification by the AOPC. The Register of Wills shall review the Upcoming and Overdue Reports in the GTS system and send late letter notifications quarterly. The Register of Wills should follow up quarterly on those same reports if they have not been submitted to the AOPC.

In addition, the Register of Wills is required to:<sup>3</sup>

- Create and open new cases in the GTS system;
- Provide access codes letters to guardians upon appointment;
- Enter any paper copy of an annual report if accompanied by the appropriate fee;
- Update GTS with information from additional court proceedings (e.g., sale of real estate, appointment of successor guardian, termination of guardianship, etc.);
- Update contact information for a guardian or incapacitated person when submitted on a guardian status sheet; and
- Coordinate and share GTS and guardianship information with the Audit and Guardianship Clerk.

#### *Miscellaneous Documents*

Any other type of document filed with the Register of Wills that is not specifically covered by this Administrative Order shall be filed, docketed, scanned, and fully processed and distributed within forty-eight (48) hours from the time of receipt by the Register of Wills.

### **V. STATISTICAL REPORTING**

All AOPC statistical docket corrections or reporting shall be fully processed and completed by all filing offices as requested by Court Administration. The compilation of statistical information for reporting to the AOPC is the responsibility of Court Administration.

### **VI. ENFORCEMENT**

The respective elected officials of the filing offices and their staff shall comply with the provisions of this

<sup>3</sup> The Audit and Guardianship Clerk has the following duties regarding the GTS: (1) view "Submitted Reports" and take any necessary action; (2) view "Ready for Review" reports for action, such as the resolution of flags; (3) accept reports when appropriate; and (4) notify the Orphans' Court judge of any reporting issues that require judicial action.

Administrative Order. The Court may initiate contempt proceedings if there is a failure to adhere to the requirements set forth in this Administrative Order. Questions concerning a provision(s) of this Administrative Order shall be directed to the Court Administrator, who is responsible for bringing those matters needing clarification or other action to the attention of the President Judge and other appropriate judges. Any other order that conflicts or is otherwise inconsistent with this Administrative Order is hereby RESCINDED, except those issued pursuant to a locally declared judicial emergency.

It is further ORDERED that the Court Administrator shall serve a copy of this Administrative Order on the respective elected officials of the filing offices and cause a copy to be published in the *Washington County Reports*, the official legal publication of Washington County, at the expense of the County of Washington, and in the *Pennsylvania Bulletin*.

By the Court

JOHN F. DiSALLE,  
President Judge

[Pa.B. Doc. No. 21-244. Filed for public inspection February 19, 2021, 9:00 a.m.]

## Title 255—LOCAL COURT RULES

### WASHINGTON COUNTY

#### Adoption of Local Criminal Rules of Procedure 202, 507 and 576.1; No. 2021-1

##### Administrative Order

And Now, this 27th day of January, 2021, it is hereby Ordered, Adjudged, and Decreed that the following Washington County Local Rules of Criminal Procedure are 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 do the following:

1. Publish the adopted local rules on the Court's website within thirty (30) days after the publication of this Order in the *Pennsylvania Bulletin*.
2. File one (1) copy of the adopted local rules in the appropriate filing office(s) for public inspection and copying, and distribute copies of this Order to the common pleas and magisterial district judges of this Court.
3. Cause a copy hereof to be published in the *Washington County Reports*, the official legal periodical for Washington County, once a week for two successive weeks at the expense of the County of Washington.

By the Court

JOHN F. DiSALLE,  
President Judge

#### Rule L-202. Approval of Search Warrant Applications by Attorney for the Commonwealth.

The District Attorney of Washington County having filed a certification pursuant to Pennsylvania Rule of Criminal Procedure 202, search warrants in the following circumstances:

- (1) Criminal Homicide in violation of 18 Pa.C.S.A. § 2501;

- (2) Murder in any degree in violation of 18 Pa.C.S.A. § 2502;

- (3) Voluntary Manslaughter in violation of 18 Pa.C.S.A. § 2503;

- (4) Involuntary Manslaughter in violation of 18 Pa.C.S.A. § 2504;

- (5) Causing or aiding suicide in violation of 18 Pa.C.S.A. § 2502;

- (6) Drug Delivery Resulting in Death in violation of 18 Pa.C.S.A. § 2506;

- (7) Criminal homicide of unborn child in violation of 18 Pa.C.S.A. § 2603;

- (8) Murder of an unborn child in violation of 18 Pa.C.S.A. § 2604;

- (9) Voluntary manslaughter of unborn child in violation of 18 Pa.C.S.A. § 2605;

- (10) Homicide by Vehicle in violation of 75 Pa.C.S.A. § 3732;

- (11) Homicide by Vehicle While Driving Under the Influence in violation of 75 Pa.C.S.A. § 3735;

- (12) Rape in violation of 18 Pa.C.S.A. § 3121;

- (13) Involuntary Deviate Sexual Assault in violation of 18 Pa.C.S.A. § 3122.2;

- (14) Sexual assault in violation of 18 Pa.C.S.A. § 3124.1;

- (15) Institutional sexual assault in violation of 18 Pa.C.S.A. § 3124.2;

- (16) Aggravated Indecent Assault in violation of 18 Pa.C.S.A. § 3125;

- (17) Indecent Assault in violation of 18 Pa.C.S.A. § 3126, when the victim is less than 16 years of age;

- (18) Incest in violation of 18 Pa.C.S.A. § 4302;

- (19) Sexual abuse of Children in violation of 18 Pa.C.S.A. § 6312;

- (20) Unlawful contact with a minor in violation of 18 Pa.C.S.A. § 6318;

- (21) Statutory Sexual Assault in violation of 18 Pa.C.S.A. § 3122.1;

- (22) Aggravated Assault with a Deadly Weapon in violation of 18 Pa.C.S.A. § 2702(a)(4) and;

- (23) Attempt under 18 Pa.C.S.A. § 901 to commit any of the above-enunciated offenses;

shall not hereafter be issued by any judicial officer unless the search warrant application has the approval of an attorney for the Commonwealth prior to filing. As used in Rule, "approval by an attorney for the Commonwealth" may be through the use of telephone, advanced communication technology, or other electronic methods.

#### Rule L-507. Approval of Police Criminal Complaints and Arrest Warrant Affidavits by Attorney for the Commonwealth.

The District Attorney of Washington County having filed a certification pursuant to Pennsylvania Rule of Criminal Procedure 507(B), criminal complaints and arrest warrant affidavits by police officers, as defined in the Rules of Criminal Procedure, in the following circumstances:

- (1) Criminal Homicide in violation of 18 Pa.C.S.A. § 2501;

(2) Murder in any degree in violation of 18 Pa.C.S.A. § 2502;

(3) Voluntary Manslaughter in violation of 18 Pa.C.S.A. § 2503;

(4) Involuntary Manslaughter in violation of 18 Pa.C.S.A. § 2504;

(5) Causing or aiding suicide in violation of 18 Pa. C.S.A. § 2502;

(6) Drug Delivery Resulting in Death in violation of 18 Pa.C.S.A. § 2506;

(7) Criminal homicide of unborn child in violation of 18 Pa.C.S.A. § 2603;

(8) Murder of an unborn child in violation of 18 Pa.C.S.A. § 2604;

(9) Voluntary manslaughter of unborn child in violation of 18 Pa.C.S.A. § 2605;

(10) Homicide by Vehicle in violation of 75 Pa.C.S.A. § 3732;

(11) Homicide by Vehicle While Driving Under the Influence in violation of 75 Pa.C.S.A. § 3735;

(12) Rape in violation of 18 Pa.C.S.A. § 3121;

(13) Involuntary Deviate Sexual Assault in violation of 18 Pa.C.S.A. § 3122.2;

(14) Sexual assault in violation of 18 Pa.C.S.A. § 3124.1;

(15) Institutional sexual assault in violation of 18 Pa.C.S.A. § 3124.2;

(16) Aggravated Indecent Assault in violation of 18 Pa.C.S.A. § 3125;

(17) Indecent Assault in violation of 18 Pa.C.S.A. § 3126, when the victim is less than 16 years of age;

(18) Incest in violation of 18 Pa.C.S.A. § 4302;

(19) Sexual abuse of Children in violation of 18 Pa.C.S.A. § 6312;

(20) Unlawful contact with a minor in violation of 18 Pa.C.S.A. § 6318;

(21) Statutory Sexual Assault in violation of 18 Pa.C.S.A. § 3122.1;

(22) Aggravated Assault with a Deadly Weapon in violation of 18 Pa.C.S.A. 2702(a)(4) and;

(23) Attempt under 18 Pa.C.S.A. § 901 to commit any of the above-enunciated offenses;

shall not hereafter be accepted by any judicial officer unless the complaint and affidavit has the approval of an attorney for the Commonwealth prior to filing. As used in this Rule, “approval by an attorney for the Commonwealth” may be through the use of telephone, advanced communication technology, or other electronic methods.

**Rule L-576.1. Electronic Filing and Service of Legal Papers.**

(A) *General Scope and Purpose of this Rule.*

The electronic filing of legal papers in the Court of Common Pleas, 27th Judicial District, is hereby authorized in accordance with Pa.R.Crim.P. 576.1 and this rule. The applicable general rules of court and court policies that implement the rules shall continue to apply to all filings regardless of the method of filing.

(B) Use of the electronic filing system is permissive and legal papers permitted and excluded from electronic filing are as defined in Pa.R.Crim.P. 576.1(C).

(C) The Administrative Office Pennsylvania Courts has agreed upon the implementation plan for the use of PACFile in the 27th Judicial District as of February 28, 2020.

(D) The Clerk of Courts may maintain an electronic file only with approval from the Court, except for filings expressly excluded in Pa.R.Crim.P. 576.1(C) defining “legal paper.” For excluded filings, the Clerk of Courts shall maintain a paper file numbered in accordance with the electronic file for the same case.

(E) *PACFile.*

(1) The exclusive system for electronic filing is the PACFile System, developed and administered by the Administrative Office of the Pennsylvania Courts and located on Pennsylvania’s Unified Judicial System Web Portal at: <https://ujportal.pacourts.us/MyServices.aspx>

(2) Pursuant to Pa.R.Crim.P. 576.1(D)(2), establishment of a PACFile account constitutes consent to participate in electronic filing, including acceptance of service electronically of any document filed on the PACFile system in any judicial district that permits electronic filing.

(3) Any party who declines to participate in the electronic filing system, or who is unable to electronically file or accept service of legal papers which were filed electronically, or who is otherwise unable to access the PACFile system, shall be permitted to file legal papers in a physical paper format and shall be served legal papers in a physical paper format by the Clerk of Courts and other parties, whether electronically filed or otherwise, as required by Pa.R.Crim.P. 576.

(F) *Legal Papers in a Paper Format.*

Any legal paper submitted for filing to the Clerk of Courts in paper (or “hard-copy”) format shall be accepted by the Clerk of Courts in that format and shall be retained by the Clerk of Courts as may be required by applicable rules of Court and record retention policies. The Clerk of Courts shall convert such hard-copy legal paper to .pdf and add it to the system, except those legal papers excluded from electronic filing pursuant to Pa.R.Crim.P. 576.1(C). Once converted to .pdf, the .pdf version of the legal paper shall be deemed and treated as the original legal paper and may be used by the parties and the Court for all purposes, including but not limited to, court hearings and trials in the Court of Common Pleas, 27th Judicial District.

(G) *Filing Fees.*

Applicable filing fees shall be paid through procedures established by the Clerk of Courts and at the same time and in the same amount as required by statute, court rule or order, or published fee schedule.

(H) *Record on Appeal.*

Electronically filed legal papers, and copies of legal papers filed in a paper format a provided in subsection (F), shall become the record on appeal.

(I) *Confidential information.*

Counsel and unrepresented parties must adhere to the Public Access Policy of the Unified Judicial System of Pennsylvania and refrain from including confidential information in legal papers filed with the Clerk of Court whether filed electronically or in paper format.

*Note:* The local rule governing the filing of confidential information is Washington County Local Rule of Judicial Administration 3000.

(J) *Miscellaneous provisions.*

The Clerk of Courts shall provide sufficient means to allow parties and the public to file and access legal papers as provided by this rule and as authorized by any applicable statutes, rules, or policy.

[Pa.B. Doc. No. 21-245. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DISCIPLINARY BOARD OF THE SUPREME COURT

### List of Financial Institutions

Notice is hereby given that pursuant to Rule 221(b), Pa.R.D.E., the following List of Financial Institutions have been approved by the Supreme Court of Pennsylvania for the maintenance of fiduciary accounts of attorneys. Each financial institution has agreed to comply with the requirements of Rule 221, Pa.R.D.E, which provides for trust account overdraft notification.

SUZANNE E. PRICE,  
*Attorney Registrar*

#### FINANCIAL INSTITUTIONS APPROVED AS DEPOSITORIES OF TRUST ACCOUNTS OF ATTORNEYS

##### Bank Code A.

595	Abacus Federal Savings Bank
2	ACNB Bank
613	Allegent Community Federal Credit Union
375	Altoona First Savings Bank
376	Ambler Savings Bank
<b>532</b>	<b>AMERICAN BANK (PA)</b>
615	Americhoice Federal Credit Union
<b>116</b>	<b>AMERISERV FINANCIAL</b>
648	Andover Bank (The)
377	Apollo Trust Company

##### Bank Code B.

558	Bancorp Bank (The)
485	Bank of America, NA
662	Bank of Bird in Hand
415	Bank of Landisburg (The)
664	BankUnited, NA
642	BB & T Company
501	BELCO Community Credit Union
652	Berkshire Bank
663	BHCU
5	BNY Mellon, NA
<b>392</b>	<b>BRENTWOOD BANK</b>
495	Brown Brothers Harriman Trust Co., NA
161	Bryn Mawr Trust Company (The)

##### Bank Code C.

654	CACL Federal Credit Union
618	Capital Bank, NA
16	CBT Bank, a division of Riverview Bank
136	Centric Bank
<b>394</b>	<b>CFS BANK</b>

623	Chemung Canal Trust Company
599	Citibank, NA
238	Citizens & Northern Bank
561	Citizens Bank, NA
206	Citizens Savings Bank
576	Clarion County Community Bank
660	Clarion FCU
591	Clearview Federal Credit Union
23	CNB Bank
354	Coatesville Savings Bank
223	Commercial Bank & Trust of PA
21	Community Bank (PA)
371	Community Bank, NA (NY)
132	Community State Bank of Orbisonia
<b>647</b>	<b>CONGRESSIONAL BANK</b>
380	County Savings Bank
536	Customers Bank

##### Bank Code D.

339	Dime Bank (The)
27	Dollar Bank, FSB

##### Bank Code E.

500	Elderton State Bank
567	Embassy Bank for the Lehigh Valley
541	Enterprise Bank
28	Ephrata National Bank
601	Esquire Bank, NA
340	ESSA Bank & Trust

##### Bank Code F.

629	1st Colonial Community Bank
158	1st Summit Bank
31	F & M Trust Company—Chambersburg
658	Farmers National Bank of Canfield
205	Farmers National Bank of Emlenton (The)
34	Fidelity Deposit & Discount Bank (The)
<b>343</b>	<b>FIDELITY SAVINGS &amp; LOAN ASSOCIATION OF BUCKS COUNTY</b>
583	Fifth Third Bank
661	First American Trust, FSB
643	First Bank
174	First Citizens Community Bank
191	First Columbia Bank & Trust Company
539	First Commonwealth Bank
504	First Federal S & L Association of Greene County
525	First Heritage Federal Credit Union
42	First Keystone Community Bank
51	First National Bank & Trust Company of Newtown (The)
48	First National Bank of Pennsylvania
426	First Northern Bank & Trust Company
604	First Priority Bank, a division of Mid Penn Bank
<b>592</b>	<b>FIRST RESOURCE BANK</b>
657	First United Bank & Trust
408	First United National Bank
151	Firsttrust Savings Bank
416	Fleetwood Bank
175	FNCB Bank
291	Fox Chase Bank
241	Franklin Mint Federal Credit Union
639	Freedom Credit Union
58	Fulton Bank, NA

##### Bank Code G.

499	Gratz Bank (The)
498	Greenville Savings Bank



**Bank Code H.**

402 Halifax Branch, of Riverview Bank  
 244 Hamlin Bank & Trust Company  
 362 Harleysville Savings Bank  
 363 Hatboro Federal Savings  
 463 Haverford Trust Company (The)  
 606 Hometown Bank of Pennsylvania  
 68 Honesdale National Bank (The)  
 350 HSBC Bank USA, NA  
**364 HUNTINGDON VALLEY BANK**  
 605 Huntington National Bank (The)  
 608 Hyperion Bank

**Bank Code I.**

669 Industrial Bank  
 365 InFirst Bank  
 557 Investment Savings Bank  
 526 Iron Workers Savings Bank  
 668 Inspire FCU

**Bank Code J.**

70 Jersey Shore State Bank  
 127 Jim Thorpe Neighborhood Bank  
 488 Jonestown Bank & Trust Company  
 659 JPMorgan Chase Bank, NA  
**72 JUNIATA VALLEY BANK (THE)**

**Bank Code K.**

651 KeyBank NA  
 414 Kish Bank

**Bank Code L.**

554 Landmark Community Bank  
 542 Linkbank  
 78 Luzerne Bank

**Bank Code M.**

361 M & T Bank  
 386 Malvern Bank, NA  
 510 Marion Center Bank  
 387 Marquette Savings Bank  
 81 Mars Bank  
 43 Marysville Branch, of Riverview Bank  
 367 Mauch Chunk Trust Company  
 511 MCS (Mifflin County Savings) Bank  
 641 Members 1st Federal Credit Union  
 555 Mercer County State Bank  
 192 Merchants Bank of Bangor  
 610 Meridian Bank  
 420 Meyersdale Branch, of Riverview Bank  
 294 Mid Penn Bank  
**276 MIFFLINBURG BANK & TRUST COMPANY**  
 457 Milton Savings Bank  
**596 MOREBANK, A DIVISION OF BANK OF PRINCETON (THE)**  
**484 MUNCY BANK & TRUST COMPANY (THE)**

**Bank Code N.**

433 National Bank of Malvern  
 168 NBT Bank, NA  
 347 Neffs National Bank (The)  
**434 NEW TRIPOLI BANK**  
 15 NextTier Bank, NA  
 636 Noah Bank  
 638 Norristown Bell Credit Union  
 666 Northern Trust Co.  
 439 Northumberland National Bank (The)  
 93 Northwest Bank

**Bank Code O.**

653 OceanFirst Bank  
 489 OMEGA Federal Credit Union  
 94 Orrstown Bank

**Bank Code P.**

**598 PARKE BANK**  
 584 Parkview Community Federal Credit Union  
 40 Penn Community Bank  
 540 PennCrest Bank  
 419 Pennian Bank  
 447 Peoples Security Bank & Trust Company  
 99 PeoplesBank, a Codorus Valley Company  
 556 Philadelphia Federal Credit Union  
 448 Phoenixville Federal Bank & Trust  
 665 Pinnacle Bank  
 79 PNC Bank, NA  
 449 Port Richmond Savings  
 667 Premier Bank  
 451 Progressive-Home Federal Savings & Loan Association  
 637 Provident Bank  
 456 Prudential Savings Bank  
 491 PS Bank

**Bank Code Q.**

107 QNB Bank  
 560 Quaint Oak Bank

**Bank Code R.**

452 Reliance Savings Bank  
 220 Republic First Bank d/b/a Republic Bank  
 628 Riverview Bank

**Bank Code S.**

153 S & T Bank  
 316 Santander Bank, NA  
 460 Second Federal S & L Association of Philadelphia  
 646 Service 1st Federal Credit Union  
 458 Sharon Bank  
 462 Slovenian Savings & Loan Association of Franklin-Conemaugh  
**486 SOMERSET TRUST COMPANY**  
 633 SSB Bank  
**518 STANDARD BANK, PASB**  
 440 SunTrust Bank  
 122 Susquehanna Community Bank

**Bank Code T.**

143 TD Bank, NA  
**656 TIOGA FRANKLIN SAVINGS BANK**  
**182 TOMPKINS VIST BANK**  
 609 Tristate Capital Bank  
 640 TruMark Financial Credit Union  
 467 Turbotville National Bank (The)

**Bank Code U.**

483 UNB Bank  
 481 Union Building and Loan Savings Bank  
 634 United Bank, Inc.  
 472 United Bank of Philadelphia  
 475 United Savings Bank  
 600 Unity Bank  
 232 Univest Bank & Trust Co.

**Bank Code V.**

611 Victory Bank (The)

**Bank Code W.**

119	<b>WASHINGTON FINANCIAL BANK</b>
121	Wayne Bank
631	Wells Fargo Bank, NA
553	WesBanco Bank, Inc.
494	West View Savings Bank
473	Westmoreland Federal S & L Association
476	William Penn Bank
272	Woodlands Bank
<b>573</b>	<b>WOORI AMERICA BANK</b>
630	WSFS (Wilmington Savings Fund Society), FSB

**Bank Code X.****Bank Code Y.**

577	York Traditions Bank
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**Bank Code Z.****PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

**FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.**

*New*

669—Industrial Bank

*Name Change*

617—Covenant Bank—Change to 238—Citizens & Northern Bank

*Platinum Leader Change*

664—Bank United, NA—Remove  
294—Mid Penn Bank—Remove  
122—Susquehanna Community Bank—Remove  
541—Enterprise Bank—Remove

*Correction*

664—Bank United, NA to BankUnited, NA

*Removal*

[Pa.B. Doc. No. 21-246. Filed for public inspection February 19, 2021, 9:00 a.m.]

**SUPREME COURT**

**Financial Institutions Approved as Depositories for Fiduciary Accounts; No. 205 Disciplinary Rules Doc.**

**Order***Per Curiam*

*And Now*, this 8th day of February, 2021, it is hereby Ordered that the financial institutions named on the following list are approved as depositories for fiduciary accounts in accordance with Pa.R.D.E. 221.

**FINANCIAL INSTITUTIONS APPROVED AS DEPOSITORIES OF TRUST ACCOUNTS OF ATTORNEYS**

**Bank Code A.**

595	Abacus Federal Savings Bank
2	ACNB Bank
613	Allegent Community Federal Credit Union
375	Altoona First Savings Bank
376	Ambler Savings Bank
<b>532</b>	<b>AMERICAN BANK (PA)</b>
615	Americhoice Federal Credit Union
<b>116</b>	<b>AMERISERV FINANCIAL</b>
648	Andover Bank (The)
377	Apollo Trust Company

**Bank Code B.**

558	Bancorp Bank (The)
485	Bank of America, NA
662	Bank of Bird in Hand
415	Bank of Landisburg (The)
664	BankUnited, NA
642	BB & T Company
501	BELCO Community Credit Union
652	Berkshire Bank
663	BHCU
5	BNY Mellon, NA
<b>392</b>	<b>BRENTWOOD BANK</b>
495	Brown Brothers Harriman Trust Co., NA
161	Bryn Mawr Trust Company (The)

**Bank Code C.**

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618	Capital Bank, NA
16	CBT Bank, a division of Riverview Bank
136	Centric Bank
<b>394</b>	<b>CFS BANK</b>
623	Chemung Canal Trust Company
599	Citibank, NA
238	Citizens & Northern Bank
561	Citizens Bank, NA
206	Citizens Savings Bank
576	Clarion County Community Bank
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23	CNB Bank
354	Coatesville Savings Bank
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601	Esquire Bank, NA
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 643 First Bank  
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 539 First Commonwealth Bank  
 504 First Federal S & L Association of Greene County  
 525 First Heritage Federal Credit Union  
 42 First Keystone Community Bank  
 51 First National Bank & Trust Company of Newtown (The)  
 48 First National Bank of Pennsylvania  
 426 First Northern Bank & Trust Company  
 604 First Priority Bank, a division of Mid Penn Bank  
**592 FIRST RESOURCE BANK**  
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 408 First United National Bank  
 151 Firstrust Savings Bank  
 416 Fleetwood Bank  
 175 FNCB Bank  
 291 Fox Chase Bank  
 241 Franklin Mint Federal Credit Union  
 639 Freedom Credit Union  
 58 Fulton Bank, NA

**Bank Code G.**

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 498 Greenville Savings Bank

**Bank Code H.**

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 362 Harleysville Savings Bank  
 363 Hatboro Federal Savings  
 463 Haverford Trust Company (The)  
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 350 HSBC Bank USA, NA  
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 605 Huntington National Bank (The)  
 608 Hyperion Bank

**Bank Code I.**

669 Industrial Bank  
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 557 Investment Savings Bank  
 526 Iron Workers Savings Bank  
 668 Inspire FCU

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 127 Jim Thorpe Neighborhood Bank  
 488 Jonestown Bank & Trust Company  
 659 JPMorgan Chase Bank, NA  
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 414 Kish Bank

**Bank Code L.**

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542 Linkbank  
 78 Luzerne Bank

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 510 Marion Center Bank  
 387 Marquette Savings Bank  
 81 Mars Bank  
 43 Marysville Branch, of Riverview Bank  
 367 Mauch Chunk Trust Company  
 511 MCS (Mifflin County Savings) Bank  
 641 Members 1st Federal Credit Union  
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 192 Merchants Bank of Bangor  
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 294 Mid Penn Bank  
**276 MIFFLINBURG BANK & TRUST COMPANY**  
 457 Milton Savings Bank  
**596 MOREBANK, A DIVISION OF BANK OF PRINCETON (THE)**  
**484 MUNCY BANK & TRUST COMPANY (THE)**

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 347 Neffs National Bank (The)  
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 15 NextTier Bank, NA  
 636 Noah Bank  
 638 Norristown Bell Credit Union  
 666 Northern Trust Co.  
 439 Northumberland National Bank (The)  
 93 Northwest Bank

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653 OceanFirst Bank  
 489 OMEGA Federal Credit Union  
 94 Orrstown Bank

**Bank Code P.**

**598 PARKE BANK**  
 584 Parkview Community Federal Credit Union  
 40 Penn Community Bank  
 540 PennCrest Bank  
 419 Pennian Bank  
 447 Peoples Security Bank & Trust Company  
 99 PeoplesBank, a Codorus Valley Company  
 556 Philadelphia Federal Credit Union  
 448 Phoenixville Federal Bank & Trust  
 665 Pinnacle Bank  
 79 PNC Bank, NA  
 449 Port Richmond Savings  
 667 Premier Bank  
 451 Progressive-Home Federal Savings & Loan Association  
 637 Provident Bank  
 456 Prudential Savings Bank  
 491 PS Bank

**Bank Code Q.**

107 QNB Bank  
 560 Quaint Oak Bank

**Bank Code R.**

452 Reliance Savings Bank  
 220 Republic First Bank d/b/a Republic Bank  
 628 Riverview Bank

**Bank Code S.**

153	S & T Bank
316	Santander Bank, NA
460	Second Federal S & L Association of Philadelphia
646	Service 1st Federal Credit Union
458	Sharon Bank
462	Slovenian Savings & Loan Association of Franklin-Conemaugh
<b>486</b>	<b>SOMERSET TRUST COMPANY</b>
633	SSB Bank
<b>518</b>	<b>STANDARD BANK, PASB</b>
440	SunTrust Bank
122	Susquehanna Community Bank

**Bank Code T.**

143	TD Bank, NA
<b>656</b>	<b>TIOGA FRANKLIN SAVINGS BANK</b>
<b>182</b>	<b>TOMPKINS VIST BANK</b>
609	Tristate Capital Bank
640	TruMark Financial Credit Union
467	Turbotville National Bank (The)

**Bank Code U.**

483	UNB Bank
481	Union Building and Loan Savings Bank
634	United Bank, Inc.
472	United Bank of Philadelphia
475	United Savings Bank
600	Unity Bank
232	Univest Bank & Trust Co.

**Bank Code V.**

611	Victory Bank (The)
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**Bank Code W.**

<b>119</b>	<b>WASHINGTON FINANCIAL BANK</b>
121	Wayne Bank
631	Wells Fargo Bank, NA
553	WesBanco Bank, Inc.
494	West View Savings Bank
473	Westmoreland Federal S & L Association
476	William Penn Bank
272	Woodlands Bank
<b>573</b>	<b>WOORI AMERICA BANK</b>
630	WSFS (Wilmington Savings Fund Society), FSB

**Bank Code X.****Bank Code Y.**

577	York Traditions Bank
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**Bank Code Z.****PLATINUM LEADER BANKS**

The **HIGHLIGHTED ELIGIBLE INSTITUTIONS** are Platinum Leader Banks—Institutions that go above and beyond eligibility requirements to foster the IOLTA Program. These Institutions pay a net yield at the higher of 1% or 75 percent of the Federal Funds Target Rate on all PA IOLTA accounts. They are committed to ensuring the success of the IOLTA Program and increased funding for legal aid.

**IOLTA EXEMPTION**

Exemptions are not automatic. If you believe you qualify, you must apply by sending a written request to the IOLTA Board's executive director: 601 Commonwealth Avenue, Suite 2400, P.O. Box 62445, Harrisburg, PA 17106-2445. If you have questions concerning IOLTA or exemptions from IOLTA, please visit their website at [www.paiolta.org](http://www.paiolta.org) or call the IOLTA Board at (717) 238-2001 or (888) PAIOLTA.

**FINANCIAL INSTITUTIONS WHO HAVE FILED AGREEMENTS TO BE APPROVED AS A DEPOSITORY OF TRUST ACCOUNTS AND TO PROVIDE DISHONORED CHECK REPORTS IN ACCORDANCE WITH RULE 221, Pa.R.D.E.**

*New*

669—Industrial Bank

*Name Change*

617—Covenant Bank—Change to 238—Citizens & Northern Bank

*Platinum Leader Change*

664—Bank United, NA—Remove  
294—Mid Penn Bank—Remove  
122—Susquehanna Community Bank—Remove  
541—Enterprise Bank—Remove

*Correction*

664—Bank United, NA to BankUnited, NA

*Removal*

[Pa.B. Doc. No. 21-247. Filed for public inspection February 19, 2021, 9:00 a.m.]

# NOTICES

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending February 9, 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 Holding Company Acquisitions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
02-08-2021	JBT Bancorp, Inc. Jonestown Pennsylvania  Application for approval to acquire 100% of Jonestown Bank and Trust Company of Jonestown, PA.	Approved
02-08-2021	Traditions Bancorp, Inc. York York County  Application for approval to acquire 100% of York Traditions Bank, York, PA.	Approved

### Branch Applications De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
02-03-2021	CNB Bank Clearfield Clearfield County	28029 Chagrin Boulevard Woodmere Cuyahoga County, OH	Approved
02-08-2021	InFirst Bank Indiana Indiana County	224 Main Street Plumville Indiana County	Approved

### 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. 21-248. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES

### Proposed Exchange of Property

The Department of Conservation and Natural Resources (Department), acting through the Bureau of Forestry, and Mifflintown Municipal Authority are proposing to negotiate an exchange of property interests in Milford Township, Juniata County.

The exchange would involve 4 acres currently owned by the Mifflintown Municipal Authority, in Milford Township, Juniata County which is adjacent to the East Licking Creek Maintenance Division Headquarters, Tuscarora State Forest, for an equivalent valued parcel of 12 acres of the Tuscarora State Forest just to the West and also in Milford Township, Juniata County. The Mifflintown Municipal Authority would reserve the right to harvest timber, in accordance with the best management practices set forth in the Best Management Practices for Pennsylvania Forests: Promoting forest stewardship through edu-

cation, cooperation, and voluntary action, as published and amended by the Penn State Extension, on the property to be conveyed to the Department for a period of 1 year. The purpose of the proposed exchange is to provide additional space for the expansion and construction of a new Tuscarora State Forest maintenance headquarters.

As is the policy of the Department, the public is hereby notified of this proposed exchange. A 30-day period for public inquiry or comment, or both, will be in effect beginning February 20, 2021, and ending March 21, 2021. Oral or written comments or questions concerning this proposed exchange may be addressed to Tom Stahl, Planning Section, Bureau of Forestry, P.O. Box 8552, Harrisburg, PA 17105-8552, [thstahl@pa.gov](mailto:thstahl@pa.gov), (717) 772-0268. Oral or written comments, or both, will become part of the official document used in the final decision process. Written documents are also available regarding the proposed land exchange by request.

If, in the duration of the 30-day comment period, a significant amount of public concern develops, the Secretary of the Department may schedule a public informational meeting.

CINDY ADAMS DUNN,  
*Secretary*

[Pa.B. Doc. No. 21-249. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application by A.T. Still University of Health Sciences School of Osteopathic Medicine in Arizona to Operate a Location in this Commonwealth

#### Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for A.T. Still University (ATSU) of Health Sciences School of Osteopathic Medicine to open a location in Scranton, PA. ATSU of Health Sciences School of Osteopathic Medicine has applied to open a location in Scranton, PA for the purpose of offering credits toward a Doctorate of Osteopathic Medicine program at the Wright Center for Community Health.

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

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

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

NOE ORTEGA,  
*Acting Secretary*

[Pa.B. Doc. No. 21-250. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Application by Albion College to Operate a Location in this Commonwealth

#### Notice of Opportunity for Hearing and Invitation to Protest

Under 24 Pa.C.S. § 6503(e) (relating to certification of institutions), the Department of Education (Department) will consider the application for approval for Albion College to open a location in Philadelphia, PA. Albion College has applied to open a location in Philadelphia, PA for the purpose of offering experiential learning courses focused on professional, academic and personal growth in an active urban environment.

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

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

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

NOE ORTEGA,  
*Acting Secretary*

[Pa.B. Doc. No. 21-251. Filed for public inspection February 19, 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. 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).

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 previously discussed.

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 DEP 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 DEP through the Pennsylvania AT&T 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>
4620202	Industrial Waste Individual WQM Permit	New	Horsham Air Guard Station 1120 Fairchild Street Horsham, PA 19044-5256	Horsham Township Montgomery County	SERO
467I005T2	Industrial Waste Individual WQM Permit	Amendment	PA American Water Co. 60 Elrama Avenue Elrama, PA 15038-1008	Union Township Washington County	SWRO
4804201	Industrial Waste Individual WQM Permit	Amendment	Grand Central Sanitary Landfill Inc. 910 Pennsylvania Avenue Pen Argyl, PA 18072-9709	Plainfield Township Northampton County	NERO
0113804	Joint DEP/PFBC Pesticides Permit	Renewal	Carroll Valley Borough Adams County 5685 Fairfield Road Fairfield, PA 17320-9611	Carroll Valley Borough Adams County	SCRO
0113814	Joint DEP/PFBC Pesticides Permit	Renewal	Longview Estates Phase III HOA 20 Vista Larga Drive Gettysburg, PA 17325-8081	Cumberland Township Adams County	SCRO
0113827	Joint DEP/PFBC Pesticides Permit	Renewal	Carroll Valley Golf at Liberty Mountain 78 Country Club Trail Fairfield, PA 17320-8550	Carroll Valley Borough Adams County	SCRO
0113829	Joint DEP/PFBC Pesticides Permit	Renewal	Brethren Home P.O. Box 128 New Oxford, PA 17350-0128	New Oxford Borough Adams County	SCRO
0117804	Joint DEP/PFBC Pesticides Permit	Renewal	Richard Sharrer 2582 Oxford Road New Oxford, PA 17350-8850	Tyrone Township Adams County	SCRO
0118803	Joint DEP/PFBC Pesticides Permit	Renewal	Landon Rife 1039 Fleshman Mill Road New Oxford, PA 17350-9429	Oxford Township Adams County	SCRO
0119804	Joint DEP/PFBC Pesticides Permit	Amendment	Wayne Orendorff 1050 Kilpatrick Road Gettysburg, PA 17325-8325	Mount Pleasant Township Adams County	SCRO



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<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>
0121802	Joint DEP/PFBC Pesticides Permit	New	Michael G Haas 741 Sunset Road Wrightsville, PA 17368-1407	Franklin Township Adams County	SCRO
0618804	Joint DEP/PFBC Pesticides Permit	Renewal	Deerfield Meadows HOA 10 Village Center Drive Reading, PA 19607-3397	Cumru Township Berks County	SCRO
1713804	Joint DEP/PFBC Pesticides Permit	Amendment	Sabula Outing Club 552 Sabula Outing Club Road Dubois, PA 15801-6982	Sandy Township Clearfield County	NCRO
2113805	Joint DEP/PFBC Pesticides Permit	Renewal	Dogwood Acres Campground Inc. 4500 Enola Road Newville, PA 17241-9743	Upper Frankford Township Cumberland County	SCRO
2113809	Joint DEP/PFBC Pesticides Permit	Renewal	Mechanicsburg Sportsmans Assoc P.O. Box 2303 Mechanicsburg, PA 17055-0803	Silver Spring Township Cumberland County	SCRO
2113814	Joint DEP/PFBC Pesticides Permit	Renewal	Robin J Stauffer 1 Grey Goose Circle Carlisle, PA 17015-8544	Middlesex Township Cumberland County	SCRO
2114802	Joint DEP/PFBC Pesticides Permit	Amendment	Clinton Beckner 280 Brandy Run Road Newville, PA 17241-8620	Upper Mifflin Township Cumberland County	SCRO
2115804	Joint DEP/PFBC Pesticides Permit	Renewal	Spring Hill HOA 5020 Ritter Road Mechanicsburg, PA 17055-4837	Hampden Township Cumberland County	SCRO
2118801	Joint DEP/PFBC Pesticides Permit	Renewal	Richard W Boes 308 Steelstown Road Newville, PA 17241-9699	North Newton Township Cumberland County	SCRO
2118802	Joint DEP/PFBC Pesticides Permit	Renewal	Jeffrey L Clouse 962 Doubling Gap Road Newville, PA 17241-9782	Lower Mifflin Township Cumberland County	SCRO
2213811	Joint DEP/PFBC Pesticides Permit	Renewal	Colonial Crest Association Inc. 4314 Lakeview Road Harrisburg, PA 17112-2024	Lower Paxton Township Dauphin County	SCRO
2214802	Joint DEP/PFBC Pesticides Permit	Amendment	Donna Rabenold 669 Feidt Road Millersburg, PA 17061-9264	Washington Township Dauphin County	SCRO
2215803	Joint DEP/PFBC Pesticides Permit	Renewal	Karen Leader 26 Shetland Drive Hummelstown, PA 17036-9238	West Hanover Township Dauphin County	SCRO
2215804	Joint DEP/PFBC Pesticides Permit	Renewal	Karen Leader 26 Shetland Drive Hummelstown, PA 17036-9238	West Hanover Township Dauphin County	SCRO
2813802	Joint DEP/PFBC Pesticides Permit	Renewal	Penn National Golf & Cc 3720 Club House Drive Fayetteville, PA 17222-9683	Guilford Township Franklin County	SCRO
2813804	Joint DEP/PFBC Pesticides Permit	Renewal	Penn National Golf & Cc 3720 Club House Drive Fayetteville, PA 17222-9683	Guilford Township Franklin County	SCRO
2813808	Joint DEP/PFBC Pesticides Permit	Renewal	Roger Davis 13503 Little Cove Road Mercersburg, PA 17236-9422	Warren Township Franklin County	SCRO
2813819	Joint DEP/PFBC Pesticides Permit	Renewal	Menno Haven-Penn Hall Inc. 2011 Scotland Avenue Chambersburg, PA 17201-1451	Chambersburg Borough Franklin County	SCRO
2813820	Joint DEP/PFBC Pesticides Permit	Renewal	Menno Haven-Penn Hall Inc. 2011 Scotland Avenue Chambersburg, PA 17201-1451	Greene Township Franklin County	SCRO

<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>
2813827	Joint DEP/PFBC Pesticides Permit	Renewal	David Drake P.O. Box 394 Scotland, PA 17254-0394	Greene Township Franklin County	SCRO
2813828	Joint DEP/PFBC Pesticides Permit	Renewal	David Drake P.O. Box 394 Scotland, PA 17254-0394	Greene Township Franklin County	SCRO
3613814	Joint DEP/PFBC Pesticides Permit	Renewal	Masonic Village of Elizabethtown 1 Masonic Drive Elizabethtown, PA 17022-2199	West Donegal Township Lancaster County	SCRO
3613866	Joint DEP/PFBC Pesticides Permit	Renewal	Perry Argires 2066 Pine Drive Lancaster, PA 17601-5734	Manheim Township Lancaster County	SCRO
3618801	Joint DEP/PFBC Pesticides Permit	Renewal	Elizabethtown College 1 Alpha Drive Elizabethtown, PA 17022	Elizabethtown Borough Lancaster County	SCRO
3618831	Joint DEP/PFBC Pesticides Permit	Renewal	Kevin A Lahn 200 Old Forge Lane Suite 201 Kennett Square, PA 19348-1895	Manheim Township Lancaster County	SCRO
3619803	Joint DEP/PFBC Pesticides Permit	Amendment	Frank Abel 114 N Lime Street Quarryville, PA 17566-9228	Quarryville Borough Lancaster County	SCRO
3621801	Joint DEP/PFBC Pesticides Permit	New	Andrea Sensenig 245 Springhill Road Kirkwood, PA 17536-9754	Little Britain Township Lancaster County	SCRO
3621802	Joint DEP/PFBC Pesticides Permit	New	Randall S Wogelmuth 450 Pinkerton Road Mount Joy, PA 17552-9236	East Donegal Township Lancaster County	SCRO
3621803	Joint DEP/PFBC Pesticides Permit	New	Michael Walmer 560 Owl Bridge Road Washington Boro, PA 17582-9731	Manor Township Lancaster County	SCRO
3813809	Joint DEP/PFBC Pesticides Permit	Amendment	Hometown Arbor Gate LLC 59 Springhouse Drive Myerstown, PA 17067	Jackson Township Lebanon County	SCRO
3816801	Joint DEP/PFBC Pesticides Permit	Renewal	Leigh Barnes 212 Angle Road Grantville, PA 17028-9259	East Hanover Township Lebanon County	SCRO
3817804	Joint DEP/PFBC Pesticides Permit	Renewal	Cornwall Manor 1 Boyd Street Cornwall, PA 17016	West Cornwall Township Lebanon County	SCRO
3818810	Joint DEP/PFBC Pesticides Permit	Amendment	Hometown Arbor Gate LLC 59 Springhouse Drive Myerstown, PA 17067	Jackson Township Lebanon County	SCRO
5014801	Joint DEP/PFBC Pesticides Permit	Renewal	Nancy Egolf P.O. Box 1 Landisburg, PA 17040-0001	Tyrone Township Perry County	SCRO
5018801	Joint DEP/PFBC Pesticides Permit	Renewal	James A Lesh 7900 Fort Robinson Road Ickesburg, PA 17037-9746	Northeast Madison Township Perry County	SCRO
6521800	Joint DEP/PFBC Pesticides Permit	New	John H Goodish 152 Florida Lane New Florence, PA 15944-2526	Saint Clair Township Westmoreland County	SWRO
6713813	Joint DEP/PFBC Pesticides Permit	Renewal	James Rinker 870 Hershey Heights Road Hanover, PA 17331-9458	Penn Township York County	SCRO

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<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>
6713819	Joint DEP/PFBC Pesticides Permit	Renewal	Manchester Township York County 3200 Farmtrail Road York, PA 17402	Manchester Township York County	SCRO
6713827	Joint DEP/PFBC Pesticides Permit	Amendment	Matthew R Shorb 150 S Sumner Street York, PA 17404-5451	Dover Township York County	SCRO
6713828	Joint DEP/PFBC Pesticides Permit	Amendment	Matthew R Shorb 150 S Sumner Street York, PA 17404-5451	Dover Township York County	SCRO
6718819	Joint DEP/PFBC Pesticides Permit	Renewal	Eugene E Costello 130 Pleasant View Drive Etters, PA 17319-8903	Newberry Township York County	SCRO
6719801	Joint DEP/PFBC Pesticides Permit	Amendment	Marvin L Schroll 5078 W Canal Road Dover, PA 17315-3957	Paradise Township York County	SCRO
6719802	Joint DEP/PFBC Pesticides Permit	Amendment	Barry Doug 840 Kiehl Drive Lemoyne, PA 17043-1205	Newberry Township York County	SCRO
6720802	Joint DEP/PFBC Pesticides Permit	Amendment	Paul Miller 523 Lisburn Road Dillsburg, PA 17365	Warrington Township York County	SCRO
PA0011568	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Amendment, Minor	Cleveland Cliffs Plate LLC 139 Modena Road Coatesville, PA 19320-4036	Coatesville City Chester County	SERO
PA0050326	Major Industrial Waste Facility < 250 MGD Individual NPDES Permit	Amendment, Minor	Cleveland Cliffs Plate LLC 900 Conshohocken Road P.O. Box 842 Conshohocken, PA 19428-1038	Plymouth Township Montgomery County	SERO
PAG056272	PAG-05 NPDES General Permit for Groundwater Cleanup	New	United Refinery Co. of PA 814 Lexington Avenue P.O. Box 688 Warren, PA 16365	Oakmont Borough Allegheny County	SWRO
PAG058401	PAG-05 NPDES General Permit for Groundwater Cleanup	New	Vennards Crossroads Convenience Inc. 5190 White Oak Drive Indiana, PA 15701-9479	White Township Indiana County	NWRO
PAG123720	PAG-12 NPDES General Permit for CAFOs	Renewal	Clifford Z Zimmerman 2993 Mill Road Elizabethtown, PA 17022-8732	Conewago Township Dauphin County	SCRO
PAG123729	PAG-12 NPDES General Permit for CAFOs	Renewal	Jay L Hess 151 Pequea Creek Road Conestoga, PA 17516-9410	Conestoga Township Lancaster County	SCRO
PAG123732	PAG-12 NPDES General Permit for CAFOs	Renewal	Chickies Creek Farm LLC 2537 Risser Mill Road Mount Joy, PA 17552	Mount Joy Township Lancaster County	SCRO
PAG123771	PAG-12 NPDES General Permit for CAFOs	Renewal	Dwight D Zimmerman 80 S Northkill Road Bernville, PA 19506-8445	Upper Tulpehocken Township Berks County	SCRO
PAG123835	PAG-12 NPDES General Permit for CAFOs	Renewal	Ar Joy Farms LLC 1600 Althouse Road Cochranville, PA 19330-1824	West Fallowfield Township Chester County	SCRO
3221401	Sewage Treatment Facilities Individual WQM Permit	New	Thomas F Huff 1025 Fenton Road Indiana, PA 15701-5741	White Township Indiana County	NWRO

<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>
4220403	Sewage Treatment Facilities Individual WQM Permit	New	Matthew Cobb 23 Gilbert Lane Bradford, PA 16701-2506	Corydon Township McKean County	NWRO

## 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.

### Northcentral Regional Office

**PA0014567**, Industrial, SIC Code 4941, **Jersey Shore Area Joint Water Authority**, P.O. Box 5046, Jersey Shore, PA 17740-5046. Facility Name: Jersey Shore Area Joint Water Authority. This existing facility is located in Pine Creek Township, **Clinton County**.

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

The receiving stream(s), Unnamed Tributary to Pine Creek (HQ-CWF), is located in State Water Plan watershed 9-A 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 .015 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	XXX	XXX	0.02
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Aluminum, Total	XXX	XXX	XXX	4	8	10
Iron, Total	XXX	XXX	XXX	2	4	5
Manganese, Total	XXX	XXX	XXX	1	2	2.5

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

The EPA Waiver is in effect.

**PA0038865**, Sewage, SIC Code 4952, **Zerbe Township Municipal Authority**, 800 Mahanoy Street, Trevorton, PA 17881-1106. Facility Name: Zerbe Township Municipal Authority Wastewater Treatment Plant. This existing facility is located in Zerbe Township, **Northumberland 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), Zerbe Run (CWF, MF), is located in State Water Plan watershed 6-B and is classified for Cold Water Fishes and Migratory Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.—Interim Limits.

<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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	100	150	XXX	24.0	36.0	48
May 1 - Oct 31	50	75	XXX	12.0	18.0	24
Total Suspended Solids	125	185	XXX	30.0	45.0	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
Geo Mean				Geo Mean		
Ammonia-Nitrogen						
Nov 1 - Apr 30	43	65	XXX	10.5	15.6	21.3
May 1 - Oct 31	14	21	XXX	3.5	5.2	7.1

<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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Copper, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Zinc, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Ultraviolet light dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 0.5 MGD.—Final Limits.

<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>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	100	150	XXX	24.0	36.0	48
May 1 - Oct 31	50	75	XXX	12.0	18.0	24
Total Suspended Solids	125	185	XXX	30.0	45.0	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
Ammonia-Nitrogen						
Nov 1 - Apr 30	43	65	XXX	10.5	15.6	21.3
May 1 - Oct 31	14	21	XXX	3.5	5.2	7.1
Copper, Total (ug/L)	0.062	0.096	XXX	14.8	23.1	37
Zinc, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Ultraviolet light dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX

The proposed monitoring requirements for Outfall 001 are based on a design flow of 0.5 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Raw Sewage Influent	Report	Report	XXX	Report	XXX	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX	7,306	XXX	XXX	XXX	XXX
Effluent Net Total Nitrogen (Total Load, lbs) (lbs)	XXX	Annual Report Total	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Annual Report Total	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	974	XXX	XXX	XXX	XXX
Effluent Net Total Phosphorus (Total Load, lbs) (lbs)	XXX	Annual Report Total	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.

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

The EPA Waiver is not in effect.

*Northwest Regional Office*

**PA0288900**, Sewage, SIC Code 4952, 8800, **Matthew Cobb**, 23 Gilbert Lane, Bradford, PA 16701-2506. Facility Name: Matthew Cobb SRSTP 2. This proposed facility is located in Corydon Township, **McKean 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), 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.

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

**PA0288977**, Sewage, SIC Code 4952, 8800, **Julia Grady**, 155 Stucky Road, Renfrew, PA 16053-9001. Facility Name: Julia Grady SRSTP. This proposed facility is located in Forward Township, **Butler County**.

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

The receiving stream(s), Unnamed Tributary to Connoquenessing Creek (WWF), is located in State Water Plan watershed 20-C and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0005 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	XXX	6.0	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	Inst Min XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	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*

**PA0008281**, Industrial, SIC Code 4911, **Brunner Island LLC**, P.O. Box 221, 1400 Wago Road, York Haven, PA 17370. Facility Name: Brunner Island. This existing facility is located in East Manchester Township, **York County**.

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

The receiving stream(s) Hartman Run (WWF), Susquehanna River (WWF, MF), and Conewago Creek (WWF), is located in State Water Plan watershed 7-G, 7-H, and 7-F and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

- The permit is amended to remove outfall 006, 012—014 from the existing permit.
- The coordinates of storm water outfall 021 have been revised.
- Addition of storm water outfalls 030—034.
- Addition of internal monitoring point 701 to monitor diverted nutrients.
- Proposed storm water sampling locations are 017, 021, 026, 027, 030 and 032.

The proposed effluent limits for Outfall 017, 021, 026, 027, 030 and 032 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>Daily Maximum</i>	
Flow (MGD)	XXX	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
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
Arsenic, Total	XXX	XXX	XXX	XXX	Report	XXX
Boron, Total	XXX	XXX	XXX	XXX	Report	XXX
Cadmium, Total	XXX	XXX	XXX	XXX	Report	XXX
Chromium, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report	XXX
Mercury, Total	XXX	XXX	XXX	XXX	Report	XXX
Molybdenum, Total	XXX	XXX	XXX	XXX	Report	XXX
Nickel, Total	XXX	XXX	XXX	XXX	Report	XXX
Selenium, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Internal Monitoring Point 701 are based on a design flow of N/A MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
Internal Monitoring Point Nitrate-Nitrite as N	Report	XXX	XXX	Report	XXX	XXX
Internal Monitoring Point Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Internal Monitoring Point Total Kjeldahl Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Internal Monitoring Point Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

In addition, footnotes 16 and 17 have been revised as follows:

(16) The term bottom ash transport water (“BATW”) means water carrying ash, including boiler slag, which settles in the furnace or is dislodged from the furnace walls to areas outside the furnace. The term includes economizer ash when collected with the bottom ash. On October 13, 2020, the US Environmental Protection Agency (“EPA”) published revisions to the Steam Electric Effluent Limitation Guidelines at 40 CFR 423. These revisions became effective on December 14, 2020. Pursuant to this revision, Brunner may discharge BATW until December 31, 2028 pursuant to the ceasing combustion of coal subcategory 40 CFR 423.13(k)(2)(ii). Brunner shall continue to implement best management practices and provide annual progress reports documenting progress made towards cessation of coal burning pursuant to 40 CFR 423.19(f)(3) and (f)(4).

(17) Pursuant to the revisions to the Steam Electric Effluent Limitation Guidelines at 40 CFR 423, effective on December 14, 2020, Brunner may discharge Flue Gas Desulfurization (“FGD”) wastewater until December 31, 2028 pursuant to the ceasing combustion of coal subcategory 40 CFR 423.13(g)(2)(i). Brunner shall continue to implement best management practices and provide annual progress reports documenting progress made towards cessation of coal burning pursuant to 40 CFR 423.19(f)(3) and (f)(4).

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 not in effect.

**PA0070319**, Industrial, SIC Code 9224, **Berks County, Dept of Emergency Services**, 2561 Bernville Road, Reading, PA 19605. Facility Name: Reading Berks Fire Training Center. This existing facility is located in Reading City, **Berks 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), Angelica Creek (CWF), is located in State Water Plan watershed 3-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 .031 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Suspended Solids	XXX	XXX	Inst Min	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15	XXX	30
Ethylbenzene	XXX	XXX	XXX	Report	Report	XXX
Benzene	XXX	XXX	XXX	Report	Report	XXX
Toluene	XXX	XXX	XXX	Report	Report	XXX
Xylenes, Total	XXX	XXX	XXX	Report	Report	XXX
PFOA	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 002 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Ethylbenzene	XXX	XXX	XXX	XXX	Report	XXX
Benzene	XXX	XXX	XXX	XXX	Report	XXX
Toluene	XXX	XXX	XXX	XXX	Report	XXX
Xylenes, Total	XXX	XXX	XXX	XXX	Report	XXX
PFOA	XXX	XXX	XXX	XXX	Report	XXX

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

- Requirements applicable to storm water outfalls

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.

**PA0082538**, Industrial, SIC Code 4941, **Altoona Water Authority**, 900 Chestnut Avenue, Altoona, PA 16601-4617. Facility Name: Altoona City Water System. This existing facility is located in Logan Township, **Blair 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), Glenwhite Run (TSF), is located in State Water Plan watershed 11-A 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 .35 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
(Total Load, lbs) (lbs)	XXX	Report	XXX	Annl Avg	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
(Total Load, lbs) (lbs)	XXX	Report	XXX	Annl Avg	XXX	XXX
		Total Annual		XXX		

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>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX



<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.4	XXX	1.4
Total Suspended Solids	Report	Report	XXX	30	60	75
Aluminum, Total	6.3	Report	XXX	4.0	8.0	9
Iron, Total	3.2	Report	XXX	2.0	4.0	5
Manganese, Total	Report	Report	XXX	1.0	2.0	2.5

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

The EPA Waiver is in effect.

**PA0085111**, Industrial, SIC Code 4941, **Altoona Water Authority**, 900 Chestnut Avenue, Altoona, PA 16601-4617. Facility Name: Altoona City Water System. This existing facility is located in Antis Township, **Blair 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), Tipton Run (HQ-CWF), is located in State Water Plan watershed 11-A 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 .8 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
Aluminum, Total	Report	Report Daily Max	XXX	0.26 Avg Mo	0.52 Daily Max	0.65

The proposed effluent limits for Outfall 001 are based on a design flow of .8 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>	
Iron, Total	XXX	XXX	XXX	Report Semi Avg	XXX	XXX
Manganese, Total	XXX	XXX	XXX	Report Semi Avg	XXX	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .8 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>	
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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.

**PA0247162**, Industrial, SIC Code 4941, **PA American Water Co.**, 852 Wesley Drive, Mechanicsburg, PA 17055-4475. Facility Name: PA American West Shore Region WTP. This existing facility is located in Fairview Township, **York County**.

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

The receiving stream(s), Unnamed Tributary to Yellow Breeches Creek (CWF), is located in State Water Plan watershed 7-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 .483 MGD.—Limits.

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

The proposed effluent limits for Outfall 001 are based on a design flow of .483 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.19	XXX	0.62
Total Suspended Solids	XXX	XXX	XXX	30	60	75
Aluminum, Total	XXX	XXX	XXX	0.50	1.0	1.25
Iron, Total	XXX	XXX	XXX	1.5	3.0	3.75
Manganese, Total	XXX	XXX	XXX	1.0	2.0	2.5

Sludge use and disposal description and location(s):

Solids are stored in the lagoons, removed at the appropriate time, and beneficially disposed annually via land application at local farms.

The farm addresses are summarized as follows.

Hoy Farm, 581 Cranes Gap Road, Carlisle, PA

Davis Farm, 1000 Pisgah State Road, Shermans Dale, PA

Plouse Farm, 7059 Union Deposit Road, Hummelstown, PA

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

The EPA Waiver is in effect.

**PA0021075**, Sewage, SIC Code 4952, **Myerstown Borough Lebanon County**, 101 S Railroad Street, Myerstown, PA 17067-1351. Facility Name: Myerstown STP. This existing facility is located in Myerstown Borough, **Lebanon County**.

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

The receiving stream(s), Tulpehocken Creek (TSF), is located in State Water Plan watershed 3-C 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 2 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )						
Nov 1 - Apr 30	417	667	XXX	25	40	50
May 1 - Oct 31	283	450	XXX	17	27	34
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent Total Suspended Solids	500	750	XXX	30	45	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Daily Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Ammonia-Nitrogen						
Nov 1 - Apr 30	265	XXX	XXX	15.9	XXX	31.8
May 1 - Oct 31	88	XXX	XXX	5.3	XXX	10.6
Total Phosphorus	16.7	XXX	XXX	1.0	XXX	2
Arsenic, Total	Report	XXX	XXX	Report	XXX	XXX
Ultraviolet light dosage (mWsec/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX

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

- Stormwater Prohibition
- Approval Contingencies
- Proper Waste/Solids Management
- Restriction on Receipt of Hauled in Waste under Certain Conditions
- WET Testing Requirements
- Pretreatment Implementation Condition
- Stormwater Conditions

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

The EPA Waiver is not in effect.

**PA0021849**, Sewage, SIC Code 4952, **Millerstown Municipal Authority Perry County**, P.O. Box 739, Millerstown, PA 17062-0739. Facility Name: Millerstown STP. This existing facility is located in Greenwood Township, **Perry County**.

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

The receiving stream(s), Juniata River (WWF, MF), is located in State Water Plan watershed 12-B and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .12 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	25	40	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report Daily Max	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	30	45	XXX	30.0	45.0	60
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 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	XXX Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Report Total Mo	XXX XXX	XXX XXX	Report XXX	XXX XXX	XXX XXX
Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX

Sludge use and disposal description and location(s): The biosolids were removed by Kline's Service, LLC for disposal at the treatment plant.

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.

**PA0080055**, Sewage, SIC Code 4941, **Conewago Ind Park Water & Sewer Co.**, P.O. Box 332, Lemoyne, PA 17043-0332. Facility Name: Conewago Industrial Park. This existing facility is located in West Donegal Township, **Lancaster County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .15 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25	XXX	50
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
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	36	XXX	72
May 1 - Oct 31	XXX	XXX	XXX	12	XXX	24
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report Total Mo	XXX	XXX	2.0	XXX	4.0
Total Phosphorus	XXX	913 Total Annual	XXX	XXX	XXX	XXX

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

The EPA Waiver is in effect.

**PA0087611**, Sewage, SIC Code 4952, **Richfield Area Joint Authority Juniata County**, 186 Seven Stars Road, Richfield, PA 17086-8824. Facility Name: Richfield STP. This existing facility is located in Monroe Township, **Juniata County**.

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

The receiving stream(s), West Branch Mahantango Creek (TSF), is located in State Water Plan watershed 6-C 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 .085 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Instantaneous Minimum</i>	<i>Concentrations (mg/L)</i>		
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Instant. Maximum</i>
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Min	XXX	9.0 Max	XXX
Dissolved Oxygen	XXX	XXX	5.0 Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	18	23	XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
BOD <sub>5</sub> (Total Load, lbs) (lbs) Raw Sewage Influent	Report	Report Daily Max	XXX	XXX	XXX	XXX
Total Suspended Solids Raw Sewage Influent	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids (Total Load, lbs) (lbs) Raw Sewage Influent	21 Report	32 Report Daily Max	XXX XXX	30 XXX	45 XXX	60 XXX
Fecal Coliform (CFU/100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	XXX	XXX	XXX	Report	Report Daily Max	XXX
May 1 - Oct 31	XXX	XXX	XXX	7.5	Report Daily Max	15
Ammonia-Nitrogen (Total Load, lbs) (lbs) Nov 1 - Apr 30	Report	Report Daily Max	XXX	XXX	XXX	XXX
May 1 - Oct 31	5.3	Report Daily Max	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

Sludge use and disposal description and location(s): Kelly Township Municipal Authority STP.

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.

**PA0248045**, Sewage, SIC Code 6514, **Jason R Sauder**, 88 Oak Tree Road, Manheim, PA 17545-8325. Facility Name: Sauder Jason Res. This existing facility is located in Rapho Township, **Lancaster County**.

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

The receiving stream(s), Rife Run (WWF), is located in State Water Plan watershed 7-G 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 .0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Daily Maximum	
Flow (MGD)	Report Annl Avg	Report Daily Max	XXX	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	Report
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
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

Sludge use and disposal description and location(s): Biosolids disposed by septage hauler.

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.

*Southeast Regional Office*

**PA0053651**, Industrial, SIC Code 3356, **Johnson Matthey Inc.**, 1401 King Road, West Chester, PA 19380-1467. Facility Name: Johnson Matthey GWCU. This existing facility is located in West Whiteland Township, **Chester County**.

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

The receiving stream, Valley Creek (CWF, MF), is located in State Water Plan watershed 3-H 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 .0134 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Dissolved Oxygen	XXX	XXX	Report Inst Min	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .0134 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Daily Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Trichloroethylene	XXX	XXX	XXX	0.01	0.02	0.025
Industrial Influent	XXX	XXX	XXX	Report	XXX	XXX

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

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

The proposed effluent limits for Outfall 003 are based on an average stormwater flow—Limits.

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

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

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

The proposed effluent limits for Outfall 005 are based on an average stormwater flow—Limits.

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

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

- A. Acquire Necessary Property Rights
- B. Proper Sludge Disposal
- C. WQM Permit Requirement
- D. BAT/ELG Reopener
- E. Small Stream Discharge
- F. TMDL/WLA Analysis
- G. Groundwater Monitoring
- H. Stripper Tower Cleaning Water Discharge
- I. Stormwater Outfall Requirements

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

The EPA Waiver is not in effect.

**PA0029530**, Sewage, SIC Code 8211, **Palisades School District**, Palisades School District, 39 Thomas Free Drive, Kintnersville, PA 18930. Facility Name: Palisades Sr High School. This existing facility is located in Nockamixon Township, **Bucks County**.

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

The receiving stream(s), Unnamed Tributary of Gallows Run (CWF, MF), is located in State Water Plan watershed 2-D 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 .0215 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.)						
Sep 1 - Jun 30	XXX	XXX	6.0	XXX	XXX	9.0
Jul 1 - Aug 31	XXX	XXX	Inst Min 6.0	XXX	XXX	9.0
Dissolved Oxygen						
Sep 1 - Jun 30	XXX	XXX	5.0	XXX	XXX	XXX
Jul 1 - Aug 31	XXX	XXX	Inst Min 5.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)						
Sep 1 - Jun 30	XXX	XXX	XXX	0.5	XXX	1.2
Jul 1 - Aug 31	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>	4.5	XXX	XXX	25.0	XXX	50
Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	5.4	XXX	XXX	30.0	XXX	60
Fecal Coliform (CFU/100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	200.0	XXX	1,000.0
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200.0	XXX	1,000.0
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	3.6	XXX	XXX	20.0	XXX	40
May 1 - Oct 31	2.3	XXX	XXX	13.0	XXX	26
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX

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

- Responsible Operator
- Abandon STP when Public Sewer Available
- Remedial Measures
- TRC Minimization

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

The EPA Waiver is in effect.

**PA0055034**, Sewage, SIC Code 4952, **Jonna & Kevin McCoy**, 9 Hilldale Road, Malvern, PA 19355-2964. Facility Name: McCoy SRSTP. This existing facility is located in Willistown Township, **Chester 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), Unnamed Tributary to Crum Creek (EV, MF), is located in State Water Plan watershed 3-G and is classified for Exceptional Value Waters 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 .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>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	9.0	XXX
Dissolved Oxygen	XXX	XXX	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 (CFU/100 ml)	XXX	XXX	XXX	200	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Mo	XXX	Report



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

- I. Other Requirements
  - A. AMR to DEP
  - B. DMR submittal
  - C. Depth of septage
  - D. Solids removal
  - E. TRC minimization
  - F. No stormwater
  - G. Property rights
  - H. Proper sludge disposal
  - I. Abandon STP

II. TRC Effluent Limitations Below Quantitation Limits

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

The EPA Waiver is in effect.

**PA0245232**, Sewage, SIC Code 8800, **George Short**, 1176 Timber Lane, Chalfont, PA 18914-3451. Facility Name: 1176 Timber Ln SFTF. This proposed facility is located in Warrington Township, **Bucks 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 Mill Creek (TSF, MF), is located in State Water Plan watershed 2-F and is classified for Migratory Fishes and Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	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
Total Phosphorous	XXX	XXX	XXX	Report	XXX	XXX
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	XXX	Report	XXX	XXX

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

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

The EPA Waiver is in effect.

*Northeast Regional Office*

**PAI132224**, MS4, **Lackawanna County**, 1280 Mid Valley Drive, Jessup, PA 18434-1819.

The application is for a renewal of an individual NPDES permit for the discharge of stormwater from a regulated municipal separate storm sewer system (MS4) to waters of the Commonwealth in Scranton City, **Lackawanna County**. The receiving stream(s), Roaring Brook (CWF, MF), Powderly Creek (CWF, MF), Lackawanna River (HQ-CWF, MF), Unnamed Tributary to Lucky Run (CWF, MF), Wildcat Creek (CWF, MF), Keyser Creek (CWF, MF), Unnamed Tributary to Stafford Meadow Brook (HQ-CWF, MF), and Unnamed Stream (CWF, MF), is located in State Water Plan watershed 5-A and is classified for Cold Water Fishes, Migratory Fishes, High Quality—Cold Water, and Migratory Fish, aquatic life, water supply and recreation. The applicant is classified as a small MS4.

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 for small MS4s and is not in effect for large MS4s.

*Southwest Regional Office*

**PA0034819**, Storm Water, SIC Code 3399, **AMETEK Corp**, 1085 Route 519, Eighty-Four, PA 15330-2813. Facility Name: AMETEK Specialty Metals. This existing facility is located in North Strabane Township, **Washington County**.

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

The receiving stream(s), Unnamed Tributary to Little Chartiers Creek (HQ-WWF) and Little Chartiers Creek (HQ-WWF), is located in State Water Plan watershed 20-F and is classified for High Quality Waters—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 MGD.—Limits.

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

The proposed effluent limits for Outfall 002 are based on a design flow of 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>Daily Maximum</i>	
pH (S.U.)	XXX	XXX	XXX	XXX	XXX	Report
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report	XXX
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

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

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 not 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>
PAD390195	New	K2DMR LLC 3764 Mauch Chunk Road Allentown, PA 18104	City of Allentown Lehigh County	NERO
PAD390191	New	West Hills (Hillwood) Partners, LP 5050 W. Tilghman Street Suite 435 Allentown, PA 18104	Weisenberg Township Lehigh County	NERO

<i>Application Number</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAD520030	New	PennDOT Engineering District 4-0 55 Keystone Industrial Park Dunmore, PA 18512	Blooming Grove Township Pike County	NERO
PAD140059	New	The Pennsylvania State University Bryce Jordan Center Walkway & Lighting Improvements Project 127 Bryce Jordan Center University Park, PA 16802	College Township Centre County	NCRO
PAD180020	New	Nicholas Meats, LLC Sustainable Resource Project 508 East Valley Road Loganton, PA 17747	Greene Township Clinton County	NCRO
PAD600006	New	Abram M. Zimmerman 9290 Buffalo Road Mifflinburg, PA 17844	West Buffalo Township Union County	NCRO
PAD040007	New	Castlebrook Development Group, LLC 3 Gateway Center Suite 2354 401 Liberty Avenue Pittsburgh, PA 15222	Chippewa Township Beaver County	SWRO
PAD040008	New	Peoples Natural Gas, LLC 375 North Shore Drive Pittsburgh, PA 15212	Darlington Township Beaver County	SWRO
PAD300013	New	CNX Gas Company, LLC 1000 Consol Energy Drive Canonsburg, PA 15317	Morris Township Greene County	Greene County Conservation District 22 West High Street Suite 204 Waynesburg, PA 15370 724-852-5278

## STATE CONSERVATION COMMISSION

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

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

Based upon preliminary reviews, the State Conservation Commission (SCC) or County Conservation Districts (CCD) working under a delegation agreement with the SCC have completed an administrative review of NMPs described. These NMPs are published as proposed plans for comment prior to taking final actions. The NMPs are available for review at the CCD office for the county where the agricultural operation is located. A list of CCD office locations is available at <http://www.nacdnet.org/about/districts/directory/pa.phtml> or can be obtained from the SCC at the office address listed or by calling (717) 787-8821.

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

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

**ACT 38  
NUTRIENT MANAGEMENT PLANS  
CAFO PUBLIC NOTICE SPREADSHEET—APPLICATIONS**

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Renewal/ New</i>
Linford Snyder Collette Pullet (Covered Bridge Road Farm) 334 Covered Bridge Road Pine Grove, PA 17963	Schuylkill County	12.5	380.50	Poultry Broilers, Sheep, Goats	NA	Renewal

**PUBLIC WATER SUPPLY PERMITS**

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

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

Following the comment period, the Department will make a final determination regarding the proposed permit. Notice of this final determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The permit application and related documents are on file at the office listed before the application and available for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

**SAFE DRINKING WATER**

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

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

**Permit No. 6521501**, Public Water Supply.

Applicant	<b>Municipal Authority of Westmoreland County</b> 124 Park & Pool Road New Stanton, PA 15672
Township or Borough	Adamsburg Borough
County	<b>Westmoreland County</b>

Responsible Official	Jack Ashton Assistant Manager
Type of Facility	Water system
Consulting Engineer	Gibson Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650
Application Received Date	January 29, 2021
Description of Action	Rehabilitation and painting of the Adamsburg # 2 water storage tank and installation of a power ventilation system.

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

**Permit No. 2420501**, Public Water Supply.

Applicant	<b>Fox Township Board of Supervisors</b> P.O. Box 184 Kersey, PA 15846-0184
Township or Borough	Fox Township
County	<b>Elk County</b>
Responsible Official	David Mattiuz
Type of Facility	Interconnection/ Transmission Main
Consulting Engineer	Keller Engineers, Inc.
Application Received Date	October 13, 2020
Description of Action	Permanent interconnection with St. Mary's Area Water Authority to serve Toby water system

**Permit No. 2515506-MA1**, Public Water Supply.

Applicant	<b>West Springfield MHP</b> 8200 Jordan Road Erie, PA 16510-4966
Township or Borough	West Springfield
County	<b>Erie County</b>
Responsible Official	Jerry Culver
Type of Facility	Mobile Home Park
Consulting Engineer	Mark Corey, P.E.
Application Received Date	December 16, 2020
Description of Action	4-Log Treatment of Viruses

Permit No. 3215510-MA1, Public Water Supply.

Applicant	<b>Indiana County Municipal Services Authority</b> 602 Kolter Drive Indiana, PA 15701
Township or Borough	Susquehanna Township
County	<b>Cambria County</b>
Responsible Official	Marty Maschak
Type of Facility	Cherry Tree WTP
Consulting Engineer	Gibson-Thomas Engineering Co., Inc.
Application Received Date	January 12, 2021
Description of Action	Install solenoid controlled PRV at Cherry Tree Plant

#### MINOR AMENDMENT

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

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

**Application No. 6521502MA**, Minor Amendment.

Applicant	<b>Highridge Water Authority</b> 17 Maple Avenue Blairsville, PA 15717
Township or Borough	East Wheatfield Township
County	<b>Indiana County</b>
Responsible Official	George Sulkosky Executive Director
Type of Facility	Water system
Consulting Engineer	Gibson Thomas Engineering Co., Inc. 1004 Ligonier Street P.O. Box 853 Latrobe, PA 15650
Application Received Date	January 28, 2021
Description of Action	Rehabilitation of the Gas Center water storage tank.

**Application No. 0221503MA**, Minor Amendment.

Applicant	<b>Hampton Shaler Water Authority</b> P.O. Box 66 3101 McCully Road Allison Park, PA 15101
Township or Borough	Shaler Township, Etna Borough
County	<b>Allegheny County</b>
Responsible Official	Sam Scarfone Manager
Type of Facility	Water system
Consulting Engineer	KLH Engineers, Inc. 5173 Campbells Run Road Pittsburgh, PA 15205
Application Received Date	February 3, 2021
Description of Action	Installation of piping to connect replacement Wells 1 & 2.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

UNDER ACT 2, 1995  
PREAMBLE 1

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

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

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

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

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

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

**Morgan Automotive**, 820 Lancaster Road, Manheim, PA 17545, Penn Township, **Lancaster County**. Reliance Environmental, Inc., 235 North Duke Street, Lancaster, PA 17602, on behalf of submitted a Notice of Intent to Remediate site soil contaminated with No. 2 fuel oil. The site will be remediated to the residential Statewide health standard. Future use of the site is to be used as non-residential purposes. The Notice of Intent to Remediate was published in the *LNP* on January 18, 2021.

**Former Alcoa Lebanon Works**, 3000 State Drive, Lebanon, PA 17042, South Lebanon Township, **Lebanon County**. Liberty Environmental, Inc., 315 West James Street, Suite 205, Lancaster, PA 17603, on behalf of DHL, 1210 South Pine Island Road, Suite 400, Plantation, FL 33324, and Lotus Land, LLC, 411 Chestnut Street, Lebanon, PA 17042, submitted a Notice of Intent to Remediate site soil and groundwater contaminated with VOCs, SVOCs, Petroleum Hydrocarbons, and Metals from aluminum manufacturing. The site will be remediated to the site-specific standard. Future use of the site is to be used for non-residential purposes. The Notice of Intent to Remediate was published in the *Lebanon Daily News* on January 5, 2021.

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

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

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

**General Permit No. WMGM043SW007. Michael Brothers Adamsburg, LLC**, P.O. Box 157, Bethel Park, PA 15102. An application for Determination of Applicability coverage under general permit WMGM043 for the processing of construction and demolition waste for recycling at Michael Brothers Adamsburg Facility, 427 Edna Road, Irwin, PA 15624 in Hempfield Township, **Westmoreland County**, was deemed administratively complete in the Regional Office on October 29, 2020.

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

Comments concerning the application should be directed to the Waste Management Program Manager, DEP Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222-4745. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

## **AIR QUALITY**

### **PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS**

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

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

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

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

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

Persons with a disability who wish to comment and require an auxiliary aid, service or other accommodation

to participate should contact the Regional Office listed before the application. TDD users may contact the Department through the Pennsylvania AT&T Relay Service at (800) 654-5984.

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

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

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

**36-05158F: Perdue AgriBusiness, LLC** (1897 River Road, Marietta, PA 17547) for the modification of the soybean day tanks' (Source ID 211) exhausts and for the installation of a dust reclaim system and a clay addition system at the soybean processing facility in Conoy Township, **Lancaster County**. Potential emissions from the proposed project are estimated to be: 8.55 tpy PM, 2.14 tpy PM<sub>10</sub> & 0.36 tpy PM<sub>2.5</sub>. The project will not increase the facility's throughput capacity as the grain elevator is currently limited to a throughput of 766,500 tons during any consecutive 12-month period and the soybean extraction operations are limited to a throughput of 638,750 tons during any consecutive 12-month period. The facility's site-wide particulate matter emission limits established during PA No. 36-05158A will be modified to include the projects emissions. The facility's particulate matter emissions limits will be revised to 125.5 tpy PM, 32.8 tpy PM<sub>10</sub>, 8.5 tpy PM<sub>2.5</sub>. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into the facility's Title V Operating Permit pursuant to the administrative amendment provisions of 25 Pa. Code Chapter 127.

**OPERATING PERMITS**

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

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

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

**TV-26-00405: Eastern Gas Transmission and Storage, Inc.** (5000 Dominion Blvd., 2NW, Glen Allen, VA 23060-3308). In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice that it intends to issue a renewal Title V Operating

Permit for operation of the North Summit Compressor Station located in North Union Township, **Fayette County**.

The emission sources covered by this operating permit will include two Cooper natural gas-fired compressor engines rated at 3,200 bhp each, a Waukesha natural gas-fired auxiliary generator engine rated at 610 bhp, a natural gas-fired Peerless boiler rated at 3.57 MMBtu/hr, two natural gas-fired Tulpro Heaters rated at 25 MMBtu/hr each, a natural gas-fired GasTech Water Bath Heater rated at 6.34 MMBtu/hr, and miscellaneous storage tanks.

Potential emissions for the facility including emission restrictions have been calculated as follows: 178.85 tons per year of carbon monoxide (CO), 163.10 tons per year of nitrogen oxides (NO<sub>x</sub>), 8.40 tons per year of particulate matter less than 10-microns (PM<sub>10</sub>), 7.83 tons per year of particulate matter less than 2.5-microns (PM<sub>2.5</sub>), 0.81 ton per year of sulfur oxides (SO<sub>2</sub>), 37.26 tons per year of volatile organic compounds (VOC), 0.36 ton per year of benzene, 0.02 ton per year of ethylbenzene, 10.20 tons per year of formaldehyde, 0.64 ton per year of hexane, 1.43 tons per year of acrolein, 0.28 ton per year of toluene, 1.43 tons per year of acetaldehyde, 0.05 ton per year of xylene, 14.74 tons per year total Hazardous Air Pollutants (HAP), and 57,658 tons per year of greenhouse gases (GHGs).

The emission restrictions and testing, monitoring, recordkeeping, reporting and work practice conditions of the TVOP have been derived from the applicable requirements of 40 CFR Parts 60, 61, 63, and 70, and 25 Pa. Code Article III, Chapters 121—145.

All pertinent documents are available for public review between 8 a.m. and 4 p.m. at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Appointments for scheduling a review may be made online at <https://www.dep.pa.gov/Citizens/PublicRecords/Pages/Informal-File-Review.aspx> or by calling the Department at 412.442.4000.

Any person may submit comments, a request for the Department to hold a public hearing, or a protest to the proposed operating permit or a condition thereof by submitting the information to Nick Waryanka, P.E., Air Quality Engineer, at the Southwest Regional Office. A 30-day comment period from the date of publication of this notice will exist for the submission of comments. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed permit specify Operating Permit TV-26-00405 and concise statements regarding the relevancy of the information in the proposed permit or objections to issuance of the permit.

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 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.

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

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

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

**46-00264: JNA Materials LLC** (P.O. Box 179, Ambler, PA 19002) for a renewal of Synthetic Minor Operating Permit for a non-metallic mineral processing plant in Whitmarsh Township, **Montgomery County**. This Operating Permit renewal incorporates GP3-46-0160 and GP9-46-0105. The Operating Permit contains all State and Federal regulations applicable to the facility including emission limitations, operating restrictions, work practice, monitoring, and recordkeeping 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 previous header. Comments on the draft permit (or plan approval) can be submitted through the Air Quality resource account at RA-EPSEROPUBCOM@pa.gov.

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

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

**36-03066: Perdue Agribusiness, LLC** (1609 River Road, Marietta, PA 17547-9504) to issue a State-Only Operating Permit for a grain handling and storage facility in East Donegal Township, **Lancaster County**. Potential emissions from the facility are estimated to be 31.83 tons PM<sub>10</sub>, 5.52 tons PM<sub>2.5</sub>, 1.98 tons CO, 1.18 tons NO<sub>x</sub>, 0.01 ton SO<sub>x</sub> and 0.13 ton VOC. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations.

**07-03038: Amerway Inc.** (3701 Beale Avenue, Altoona, PA 16601), to issue a State Only Operating Permit renewal for the soldering material production at Altoona City, **Blair County**. The primary emissions from the facility are particulate matter. The facility's potential annual emissions are PM 33 tons and lead 2.2E-07 ton (0.00044 lb). The Operating Permit will include emission limits and work practice requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions for the sources derived from 25 Pa. Code §§ 123 and 127 for restrictions, monitoring, recordkeeping, and reporting.

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

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

**08-00036: Repsol Oil & Gas USA, LLC** (50 Pennwood Place, Warrendale, PA 15086) to issue a renewal State Only (Synthetic Minor) Operating Permit for their Putnam Compressor Station located in Armenia Township, **Bradford County**. The facility is currently operating under State Only (Synthetic Minor) Operating Permit 08-00036. The facility's main sources include

twelve 1,380 bhp natural gas-fired compressor engines, two natural gas dehydrators/reboilers, a natural gas-fired emergency generator engine, a diesel-fired engine, various storage tanks, venting/blowdowns, fugitives and pigging operations. 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; 26,186 TPY CO<sub>2</sub>e. All engines are subject to 40 CFR Part 63, Subpart ZZZZ—National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. All natural gas-fired engines are subject to 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The diesel-fired engine is subject to Subpart IIII—Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The natural gas dehydrators are subject to 40 CFR Part 63, Subpart HH—National Emission Standards for Hazardous Air Pollutants From Oil and Natural Gas Production Facilities. 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 as well as 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 Region, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

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

**26-00288: Hanson Aggregates BMC, Inc./Springfield Pike Quarry and Asphalt** (2200 Springfiled Pike, Connellsville, PA 15425-6412). In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice of intent to issue a synthetic minor State Only Operating Permit for the operation of crushing and screening limestone as well as an asphalt plant located in Connellsville Township, **Fayette County**.

Hanson operates one HMA plant with a RAP processing system at a maximum production rate of 300 tons HMA/year, an underground limestone mine, above ground limestone processing plant, and sand plant. This facility has a potential to emit 31.6 tons of NO<sub>x</sub>, 95.7 tons of CO, 8.8 tons of VOCs, 21.1 tons of SO<sub>x</sub>, 73.5 tons of PM, 29.7 tons of PM<sub>10</sub>, and 1.8 tons of HAPs based on the proposed operating limits. The facility will be limited to 475,000 tons HMA/yr and 1,111,500 gallons of liquid fuel per 12-cmp. The limestone crushing operation will be limited to 6,240 hours of operation per 12-cmp. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit.

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 26-00288 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.

**26-00545: Heartland Fabrication, LLC** (1800 Paul Thomas Blvd., Brownsville, PA 15417). In accordance with 25 Pa. Code §§ 127.424 and 127.425, notice is hereby given that the Pennsylvania Department of Environmental Protection (DEP) intends to issue an Air Quality Synthetic Minor State Only Operating Permit (SOOP) to Heartland Fabrication located in Brownsville Boro., **Fayette County**.

Operations at this facility include steel preparation, fabrication and surface coating for barge construction and repairs. The emission sources at this facility are paint building, unpaved roadways, Shot Blast System, submerged arc, welding machines, emergency generators, parts washer and the control units include paint building filter, dust collectors and water truck. Potential estimated emissions from the facility are as follows: 3.0 tpy NO<sub>x</sub>, 2.53 tpy CO, 0.06 tpy SO<sub>x</sub>, 12.01 tpy PM<sub>10</sub>, 49.86 tpy VOC, 9.54 tpy xylene, and 24.72 tpy cumulative HAPs.

The emission restriction, testing, monitoring, record-keeping, reporting and work practice conditions of the proposed permit have been derived from the applicable requirements of 25 Pa. Code Article III, Chapters 121—145 and Federal Regulations of 40 CFR 63 Subpart II Control Techniques Guidelines (CTG) for Shipbuilding and Ship Repair Operations (Surface Coating) and NSPS 40 CFR Part 60, Subpart III.

A person may oppose the proposed State Only Operating Permit by filing a written protest with the Department through Noor Nahar via mail to Pennsylvania Department of Environmental Protection, 400 Waterfront Drive, Pittsburgh, PA 15222. Each protest or set of written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed State Only Operating Permit 26-00545 and concise statement of the objec-

tions to the Operating Permit issuance and the relevant facts upon which the objections are based.

Heartland Fabrication State Only Operating Permit application, the Department's Air Quality Review Memorandum, and the Proposed Air Quality Operating Permit for this facility are available for review by any interested party at the Pennsylvania Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. To request a review of the Heartland Fabrication State Only Operating Permit application, to receive an electronic copy of the Department's Air Quality Review Memorandum, or to receive an electronic copy of the Department's proposed air Quality Operating Permit for this facility, a person may contact Noor Nahar at nnahar@pa.gov or 412.442.5225.

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

**65-00659: Hanson Aggregates BMC, Inc./Adamsburg Asphalt Plant** (2200 Springfiled Pike, Conneltsville, PA 15425-6412). In accordance with 25 Pa. Code §§ 127.424, 127.425, and 127.521, the Department is providing notice of intent to issue a synthetic minor State Only Operating Permit for the operation of a drum mix Hot Mix Asphalt (HMA) plant located in Hempfield Township, **Westmoreland County**.

Hanson operates one HMA plant at a maximum production rate of 500 tons HMA/year and one asphalt crusher and screening deck. This facility has a potential to emit 20.4 tons of NO<sub>x</sub>, 60.4 tons of CO, 20.3 tons of VOCs, 21.3 tons of SO<sub>x</sub>, 17.3 tons of PM, 9.8 tons of PM<sub>10</sub>, and 3.7 tons of HAPs based on the proposed operating limits. The facility will be limited to 736,000 tons HMA/yr and 1,380,000 gallons of liquid fuel per 12-cmp. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, record-keeping, reporting, and work practice standards requirements for each unit.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit 65-00659 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 partici-

pants 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.

**65-00966: Greensburg Thermal, LLC** (P.O. Box 42, Morrisville, PA 19067) natural minor operating permit for the steam generating facility located in Hempfield Township, **Westmoreland County**. Sources of emissions at the facility include two (2) identical 9.9 MMBtu/hr No. 2 oil-fired and LP gas-fired Miura EX-250-SGO boilers. Miscellaneous sources include one (1) 10,000-gallon No. 2 fuel oil tank, one (1) 18,000-gallon LP-gas storage tank, and one (1) 5,000-gallon tank storing diesel fuel. The facility's potential-to-emit is estimated to be following: 1.04 TPY PM<sub>10</sub>; 0.1 TPY SO<sub>x</sub>; 5.2 TPY CO; 9.4 TPY NO<sub>x</sub>; 0.4 TPY VOC; < 0.1 TPY total HAP; < 0.1 TPY single HAP; and 13,000 TPY CO<sub>2</sub>e. This facility is subject to the applicable requirements of 25 Pa. Code Chapters 121—145 and 40 CFR Part 63 Subpart JJJJJJ. The proposed State-Only Operating Permit includes emission restrictions, monitoring, recordkeeping, reporting, and work practice standards requirements for the site.

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Written comments must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit 65-00966 and concise statements regarding the relevancy of the information or objections to issuance of the Operating Permit.

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

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

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

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

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

**10-00330: National Veterinary Associates** (1761 N Main Street Extension, Butler, PA 16001). The Department intends to issue a Natural Minor State Only Operating Permit for the operation of a gas incinerator (crematory) located in Center Township, **Butler County**.

The subject facility consists of one 75 lbs/hr animal incinerator, Matthews Cremation Power Pack Jr unit natural gas-fired rated at 0.4 MMBtu/hr primary chamber and 0.9 MMBtu/hr secondary chamber. The potential emissions are 1.7 tpy NO<sub>x</sub> and less than 1.0 tpy for all other criteria pollutants. The facility is subject to State Regulations. The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

#### 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: Raymond Kempa, New Source Review Chief, (570) 826-2531.*

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 **General Dynamics OTS (Wilkes-Barre), LLC** (1060 Hanover Street, Hanover Twp, PA 18706) for their facility located in Hanover Twp., **Luzerne County**. This **Plan Approval No. 40-00147A** will be incorporated into a State Only Permit through an administrative amendment at a later date.

Plan Approval No. 40-00147A is for the installation of a forging press operation with cooling towers and dust collectors along with heat treating furnaces. VOC emissions from the plant will remain under 50 TPY threshold limit, 12-month rolling sum. Particulate emissions will not exceed 0.02 grain/dscf from the fabric collectors. The company shall comply with all applicable requirements of 25 Pa. Code Chapter 129.52 for VOC emission limits. Total HAP emissions from the facility will be under 25 TPY, 12-month rolling sum. Single HAP emissions will be under 10 TPY, 12-month rolling sum. The company shall be subject to and comply with 25 Pa. Code § 123.31 for malodorous emissions. The company shall be subject to and comply with 25 Pa. Code § 123.41 for Visible emissions. These limits will meet BAT requirements. The Plan Approval and Operating permit will contain additional recordkeeping and operating restrictions designed to keep the facility operating within all applicable air quality requirements.

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

Any person(s) wishing to provide DEP with additional information, which they believe should be considered prior to the issuance of this permit, may submit the information to the address shown in the preceding paragraph. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Permit No. 40-00147A 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, Chief, New Source Review Section, Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711, Phone 570-826-2511 within 30 days after publication date.

## 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. 11743703 and NPDES Permit No. PA0214671. Robindale Energy Service, Inc.,** P.O. Box 228, Armagh, PA 15920, to renew the permit and related NPDES permit for Lancashire No. 25 in West Carroll and Barr Townships, **Cambria County**. No additional discharges. The application was considered administratively complete on January 28, 2021. Application received: November 24, 2020.

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

**Permit No. 56210101 and NPDES No. PA0279781. Heritage Coal & Natural Resources, LLC,** 550 Beagle Road, Rockwood, PA 15557, commencement, operation and restoration of a bituminous surface mine in Summit Township, **Somerset County** affecting 732 acres. Receiving stream: Elk Lick Creek and unnamed tributaries to Casselman River, to Casselman River classified for the following use: cold water fishes & warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: January 14, 2021.

**Permit No. 56100105 and NPDES No. PA0263079. Wilson Creek Energy, LLC**, 1576 Stoystown Road, Friedens, PA 15541, permit renewal for the continued operation and restoration of a bituminous surface and auger mine in Black Township, **Somerset County**, affecting 140.3 acres. Receiving streams: Wilson Creek and Coxes Creek classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 3, 2021.

**Permit No. 32051601 and NPDES No. PA0236012. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201-1504, renewal to the NPDES permit and mining activity permit for the Crooked Creek Preparation Plant in Washington Township, **Indiana County**. Receiving stream: unnamed tributary to Crooked Creek classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 3, 2021.

**Permit No. 32901601 and NPDES No. PA0213586. Millcreek Processing**, P.O. Box 435, Seward, PA 15954, renewal to the NPDES permit and mining activity permit for the Challenger Coal Yard Preparation Plant in East Wheatfield Township, **Indiana County**. Receiving stream: Conemaugh River classified for the following use: warm water fishes. There are no potable water supply intakes within 10 miles downstream. Application received: February 4, 2021.

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

**Permit No. 16190102. Reichard Contracting, Inc.** (212 Olean Trail, New Bethlehem, PA 16242), Revision to an existing bituminous surface mine to add blasting in Porter Township, **Clarion County**. Receiving stream(s): Unnamed tributaries to Redbank Creek, an unnamed tributary to Leisure Run, and Leisure Run classified for the following use(s): CWF. Application received: January 28, 2021.

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

**Permit No. 17100108 and NPDES No. PA0257362. Waroquier Coal Company**, P.O. Box 128, Clearfield, PA 16830, permit renewal for continued operation and restoration of a bituminous surface coal mine located in Beccaria Township, **Clearfield County** affecting 61.0 acres. Receiving stream(s): Dotts Hollow, Blue Run and Unnamed Tributaries to Clearfield Creek classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: February 1, 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*

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

\* The parameter is applicable at all times.

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

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

**Permit No. 53112802 and NPDES No. PA0257656. Stanley, Gary, & Dave Goodwin DBA Goodwin & Sons Enterprises**, 1815 US RT 6 W, Roulette, PA 16746, renewal of an NPDES permit for a small noncoal mining site located in Roulette Township, **Potter County** affecting 13.9 acres. Receiving stream(s): Upper Allegheny River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 22, 2021.

*New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, (724) 925-5500, (Contact: Tracy Norbert).*

**Permit No. 3378NC17 and NPDES Permit No. PA0592579. Hanson Aggregates BMC, Inc.**, 2200 Springfield Pike, Connellsville, PA 15425-9503. NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Connellsville Township, **Fayette County**, affecting 73.5 acres. Receiving streams: unnamed tributaries to Connell Run to Youghiogheny River and Connell Run to Youghiogheny River, classified for the following use: WWF. There is no potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: February 1, 2021.

**Permit No. 65900403 and NPDES Permit No. PA0591866. Hanson Aggregates BMC, Inc.**, 2200 Springfield Pike, Connellsville, PA 15425-9503. NPDES renewal application for continued mining to an existing large noncoal surface mine, located in Unity and Cook Townships, **Westmoreland County**, affecting 139.8 acres. Receiving streams: unnamed tributaries to Ninemile Run, unnamed tributaries to Campbelle Run and Campbelle Run, unnamed tributaries to Ninemile Run and Kiskiminetas River, classified for the following use: TSF, WWF. Municipal Authority of Westmoreland County is the potable water supply intake within 10 miles downstream from the point of discharge. Renewal application received: January 29, 2021.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

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

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

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

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

**E3902221-001. Lehigh County**, 17 South 7th Street, Allentown, PA 18101, in Catasauqua Borough and Hanover Township, **Lehigh County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain the following water obstructions and encroachments associated with the Delaware and Lehigh Trail Improvement Project:

1. To place/remove fill in various locations within the floodway of a UNT to the Lehigh River (TSF, MF) equal to 0.06 acre for the regrading of the pedestrian trail.

2. To place/remove fill in various locations within the floodway of Catasauqua Creek (HQ-CWF, MF) equal to 0.33 acre for the regrading of the pedestrian trail.

3. To place/remove fill in various locations within the floodway of another UNT to the Lehigh River (TSF, MF) equal to 0.01 acre for the regrading of the pedestrian trail.

4. To place fill in a de minimus area of PEM wetland equal to 0.01 acre for the regrading of the pedestrian trail.

5. To replace and maintain a prefabricated steel pedestrian bridge with a wood deck over the Lehigh Canal as a part of the trail improvement project. The proposed structure will replace a pedestrian arch bridge at this location and will have a 66-foot span and a 6-foot width.

The start of the project is located on the left side of Race Street, approximately 0.2 mile after the intersection with Lehigh Avenue (Catasauqua, PA Quadrangle Latitude: 40° 38' 56"; Longitude: -75° 28' 13") in Catasauqua Borough and Hanover Township, Lehigh County.

**E5202221-001. Pennsylvania Game Commission**, 2001 Elmerton Avenue, Harrisburg, PA 17110-9797, in Blooming Grove Township, **Pike County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct two viewing decks on State Game Lands # 180, located along the shoreline of Shohola Lake (HQ-CWF, MF). Site # 1 is located on the east shore of the lake about 150-yards upstream of the dam, with a proposed 48 by 24-foot deck. Site # 2 is located on the west shore of the lake about 2-miles upstream of the dam, with a proposed 24 by 24-foot deck. The viewing decks are wood frame structures on formed concrete piers. Stone foundation pads will be placed in the pool area of the lake for a portion of the viewing decks. The project is located in Blooming Grove Township, Pike County. Quadrangle Latitude: 41° 23' 24" Longitude: -74° 58' 10". (Shohola, PA Quadrangle, Latitude: 41° 23' 24"; Longitude: -74° 58' 10").

**E4802221-003. Jaindl Land Company**, 3150 Cof-feetown Road, Orefield, PA 18069, in East Allen Township, **Northampton County**, U.S. Army Corps of Engineers, Philadelphia District.

To construct and maintain a stream crossing of Catasauqua Creek (CWF, MF) consisting of an 80-foot wide, 49-foot span open-bottom metal arch culvert having a 6.1-foot underclearance and concrete wingwalls. The project is located approximately 0.2 mile east of the intersection of Hanover Street and Liverto Lane (Catasauqua, PA Quadrangle Latitude: 40° 41' 18" Longitude: -75° 25' 26") in East Allen Township, Northampton County. (Catasauqua, PA Quadrangle, Latitude: 40° 41' 18"; Longitude: -75° 25' 26").

**E4502221-001. Shawnee Stage 1, LLC**, 24 Island Trail, Sparta, NJ 07871, in Smithfield Township, **Monroe County**, U.S. Army Corps of Engineers, Philadelphia District.

To cross six waters and wetlands on site for the Shawnee Valley PDR, Stage 1b, which consists of 294 dwellings on 197.45 acres, covered under PAD450104. The crossings are anticipated to be installed during the driest months of the construction season in 2021/2022, to minimize impacts on waters and wetlands. Each of the six crossings will consist of two-lane road crossings for access to the proposed residential development. The project is located in Smithfield Township, Monroe County. Quadrangle Latitude: 41° 01' 59" Longitude: -75° 06' 07". (Bushkill, PA Quadrangle, Latitude: 41° 01' 59"; Longitude: -75° 06' 07").

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

**E1105121-001, PennDOT District 9-0**, 1620 N. Juniata St., Hollidaysburg, PA 16648, Summerhill Township, **Cambria County**; Pittsburgh ACOE District.

The applicant proposes to:

1. Remove an existing, two span, steel I-beam bridge, having a minimum underclearance of 11' .5", out-to-out width of 32' 4", and waterway opening of 658.22 square feet, including a sidewalk,

2. Construct and maintain a replacement, two span, prestressed concrete, PA bulb-tee bridge, on a new, upstream alignment, having a minimum underclearance of 11' 3", out-to-out width of 43' 10.5", and waterway opening of 719 square feet,

3. Construct and maintain a new outfall and rock apron.

Having a total permanent impact of 86 LF, and total temporary impact of 209.3 LF, to North Branch Little Conemaugh River (CWF), for the purpose of replacing a deficient structure, carrying SR 0160-01B over North Branch Little Conemaugh River.

The project site is located along Evergreen Road, near the intersection of Gates Hill Road, in Wilmore, PA (Ebensburg, PA USGS topographic quadrangle; N: 40°, 23', 26.2315"; W: 78°, 43', 2.7091"; Sub-basin 18E; USACE Pittsburgh District), in Summerhill Township, Cambria County.

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

**E0829220-034: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Monroe Borough and Monroe Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. an 111-foot 12-inch maximum diameter intake line with a 15.5" x 72" intake screen placed on the bottom of Towanda Creek (WWF-MF), a 20' x 30' equipment pump pad and a 670' paved access road with a 350' x 115' paved pad within the floodway (Monroeton, PA Quadrangle, Latitude: 41.670075°, Longitude: -76.209756°);

The project will result in 150 linear feet and 8,700 square feet (0.20 acre) of stream impacts, 74,052 square feet (1.70 acres) of permanent floodway impacts and 82,764 square feet (1.90 acres) of temporary floodway impacts, all for the purpose of establishing a water withdrawal for Marcellus well development in Monroe Borough and Monroe Township, Bradford County.

#### ENVIRONMENTAL ASSESSMENTS

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

**EA2506221-001, U.S. Army Corps of Engineers**, 1776 Niagara Street, Buffalo, NY, 14207-3199. 2021 Maintenance Dredging Project at Erie Harbor, **Erie County**, ACOE Buffalo District.

The U.S. Army Corp of Engineers is seeking Water Quality Certification under Section 401 of the Federal Clean Water Act to dredge and discharge material from the Federal navigation channels of the Erie Harbor in order to maintain sufficient depth for the passage of deep-draft commercial vessels. The proposal involves removing approximately 400,000 cubic yards of material from Erie Harbor Federal navigation channels and placing the material at the existing, authorized one-mile square open-lake discharge area in Lake Erie within Pennsylvania waters. The project is anticipated to occur between June 15 and September 15, 2021.

The proposed dredging is located within in the Erie Harbor including the Entrance Channel, Harbor Basin, Approach Area, and two Harbor Areas. The proposed discharge location is three and one-third miles from the Erie Harbor Pierhead light at an azimuth of 0009°00' within open waters of Lake Erie, (USGS Quadrangle Erie North-PA).

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## ACTIONS

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

#### FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS

The Department has taken the following actions on previously received applications for new, amended, and renewed NPDES and WQM permits, applications for permit waivers, and NOIs for coverage under General Permits, 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/CWPUBLICNOTICE](http://www.dep.pa.gov/CWPUBLICNOTICE).

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 AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

#### **I. 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>
2620200	Industrial Waste Individual WQM Permit	Issued	Marcon Bldg Supply Inc. P.O. Box 37 Markleysburg, PA 15459-0037	North Union Township Fayette County	SWRO
5516201	Industrial Waste Individual WQM Permit	Issued	Hummel Station LLC P.O. Box 518 Shamokin Dam, PA 17876-0518	Shamokin Dam Borough Snyder County	NCRO
6320200	Industrial Waste Individual WQM Permit	Issued	Reaxis Inc. P.O. Box 279 941 Robinson Highway McDonald, PA 15057-0279	Robinson Township Washington County	SWRO
0113826	Joint DEP/PFBC Pesticides Permit	Issued	Cumberland Village HOA 103 Bittern Drive Gettysburg, PA 17325-8689	Cumberland Township Adams County	SCRO
0813802	Joint DEP/PFBC Pesticides Permit	Issued	Laurel Lake Association 83 Hideaway Lane Columbia Cross Roads, PA 16914-7921	Springfield Township Bradford County	NCRO
2213806	Joint DEP/PFBC Pesticides Permit	Issued	Greenwood Hills HOA P.O. Box 622 Lemoyne, PA 17043-0622	Lower Swatara Township Dauphin County	SCRO
3613812	Joint DEP/PFBC Pesticides Permit	Issued	Robert Florschutz 1799 N Market Street Elizabethtown, PA 17022-1130	Mount Joy Township Lancaster County	SCRO
3618832	Joint DEP/PFBC Pesticides Permit	Issued	Ty Espenshade 858 Hossler Road Manheim, PA 17545-9200	Rapho Township Lancaster County	SCRO
3619806	Joint DEP/PFBC Pesticides Permit	Issued	Florin Hill Neighborhood Association P.O. Box 3330 Lancaster, PA 17601	Mount Joy Borough Lancaster County	SCRO
3813814	Joint DEP/PFBC Pesticides Permit	Issued	Gretna Glen Camp 87 Old Mine Road Lebanon, PA 17042-9238	West Cornwall Township Lebanon County	SCRO

<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>
3813815	Joint DEP/PFBC Pesticides Permit	Issued	Gretna Glen Camp 87 Old Mine Road Lebanon, PA 17042-9238	West Cornwall Township Lebanon County	SCRO
6713807	Joint DEP/PFBC Pesticides Permit	Issued	Glatfelter Ins Group 183 Leaders Heights Road York, PA 17402-4714	York City York County	SCRO
PA0027146	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Ambridge Borough Municipal Authority Beaver County 600 11th Street Ambridge, PA 15003-2377	Ambridge Borough Beaver County	SWRO
PA0245208	Minor Industrial Waste Facility without ELG Individual NPDES Permit	Issued	Penn Engineering & Manufacturing Corp 5190 Old Easton Road Danboro, PA 18916	Plumstead Township Bucks County	SERO
PA0032042	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Allegheny Highlands Council Inc. BSA 2420 Bordell Road Smethport, PA 16749	Keating Township McKean County	NWRO
PA0094064	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Gary & Jay Ritchey P.O. Box 277 Ebensburg, PA 15931-0277	Munster Township Cambria County	SWRO
PA0096466	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Contura Pennsylvania Land LLC P.O. Box 1020 158 Portal Road Waynesburg, PA 15370-3020	Franklin Township Greene County	SWRO
PA0062537	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	East Union Township Municipal Authority Schuylkill County P.O. Box 245 Sheppton, PA 18248-0245	East Union Township Schuylkill County	NERO
NOEX12502	No Exposure Certification	Issued	Lehigh & Northampton Transportation Authority 1060 Lehigh Street Allentown, PA 18103-3130	Palmer Township Northampton County	NERO
PAG032275	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Rapp Bros Pallet Service Inc. 400 Island Park Road Easton, PA 18042-6814	Glendon Borough Northampton County	NERO
PAG032277	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Centre Concrete Northeast 629 E Rolling Ridge Drive P.O. Box 859 Bellefonte, PA 16823-8135	Dunmore Borough Lackawanna County	NERO
PAG038392	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Kaceys Material Handling LLC 1735 E Carson Street Suite 381 Pittsburgh, PA 15203-1705	West Wheatfield Township Indiana County	NWRO
PAG130086	PAG-13 NPDES General Permit for MS4s	Issued	Ridley Park Borough Delaware County 105 E Ward Street Ridley Park, PA 19078-3010	Ridley Park Borough Delaware County	SERO
PAG130099	PAG-13 NPDES General Permit for MS4s	Issued	Nether Providence Township Delaware County 214 Sykes Lane Wallingford, PA 19086-6337	Nether Providence Township Delaware County	SERO



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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>
1520407	Sewage Treatment Facilities Individual WQM Permit	Issued	West Chester Borough Chester County 401 East Gay Street West Chester, PA 19380	East Bradford Township Chester County	SERO
1620406	Sewage Treatment Facilities Individual WQM Permit	Issued	Jeffrey L Kroh 4616 Miola Road Clarion, PA 16214-7404	Highland Township Clarion County	NWRO
2515403	Sewage Treatment Facilities Individual WQM Permit	Issued	Wayne W Bowersox Jr 7750 Bargain Road Erie, PA 16509-4216	McKean Township Erie County	NWRO
3076404	Sewage Treatment Facilities Individual WQM Permit	Issued	Contura Pennsylvania Land LLC P.O. Box 1020 158 Portal Road Waynesburg, PA 15370-3020	Franklin Township Greene County	SWRO
4320410	Sewage Treatment Facilities Individual WQM Permit	Issued	June Heilman 28 Rutledge Road Greenville, PA 16125-8702	South Pymatuning Township Mercer County	NWRO
467S021	Sewage Treatment Facilities Individual WQM Permit	Issued	Masontown Municipal Authority 1 E Church Avenue Masontown, PA 15461-1819	Masontown Borough Fayette County	SWRO
5920401	Sewage Treatment Facilities Individual WQM Permit	Issued	Wellsboro Borough Municipal Authority Tioga County 28 Crafton Street Wellsboro, PA 16901-1549	Wellsboro Borough Tioga County	NCRO
6780402	Sewage Treatment Facilities Individual WQM Permit	Issued	Dillsburg Area Authority York County 98 W Church Street Dillsburg, PA 17019-1230	Carroll Township York County	SCRO
2591414	Sewer Extensions and Pump Stations Individual WQM Permit	Issued	Erie City Sewer Authority Erie County 68 Port Access Road Erie, PA 16507-2204	Erie City Erie County	NWRO
6720405	Sewer Extensions and Pump Stations Individual WQM Permit	Issued	Stewartstown Borough Authority York County 6 North Main Street Stewartstown, PA 17363-4132	Stewartstown Borough York County	SCRO
PA0273104	Single Residence STP Individual NPDES Permit	Issued	Wayne W Bowersox Jr 7750 Bargain Road Erie, PA 16509-4216	McKean Township Erie County	NWRO
PA0288781	Single Residence STP Individual NPDES Permit	Issued	June Heilman 28 Rutledge Road Greenville, PA 16125-8702	South Pymatuning Township Mercer County	NWRO
PA0288799	Single Residence STP Individual NPDES Permit	Issued	Jeffrey L Kroh 4616 Miola Road Clarion, PA 16214-7404	Highland Township Clarion County	NWRO
PA0053244	Small Flow Treatment Facility Individual NPDES Permit	Issued	Charles Adcock dba The Valley Queen 13 Bennington Place Newtown, PA 18940-1701	Upper Makefield Township Bucks County	SERO
WQG02362003	WQG-02 WQM General Permit	Issued	East Donegal Sewer Authority Lancaster County 190 Rock Point Road Marietta, PA 17547-9786	East Donegal Township Lancaster 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>
PAC090423	PAG-02 General Permit	Issued	Pine View Estates LLC 400 Crossings Drive Bristol, PA 19007-1510	Bristol Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550
PAC090415	PAG-02 General Permit	Issued	Sloane Autosport LLC 1607 Easton Road Warrington, PA 18976-1201	Doylestown Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577
PAC230180	PAG-02 General Permit	Issued	Radnor Township School District 135 S. Wayne Avenue Wayne, PA 19087	Radnor Township Delaware County	Delaware CCD Rose Tree Park— Hunt Club 1521 N. Providence Road Media, PA 19063 (610)-892-9484
PAD450128	Individual NPDES	Issued	Paradise Hills Investments LLC 447 Woodland Road Mount Pocono, PA 18344	Paradise Township Monroe County	NERO
PAD350021	Individual NPDES	Issued	TCNE Valley View, LLC 300 Conshohocken State Road Suite 250 West Conshohocken, PA 19428	Jessup Borough Lackawanna County	NERO
PAD390153	Individual NPDES	Issued	Elk Investments, LLC 515 South Third Street Hamburg, PA 19526	Lower Macungie Township Upper Macungie Township Lehigh County	NERO
PAD580008	Individual NPDES	Issued	Robert Lee 1011 Mt. Eyre Road Washingtons Crossing, PA 18977	New Milford Township Susquehanna County	NERO
PAD360045	Individual NPDES	Issued	Gerald R. Horst 120 North Pointe Boulevard Lancaster, PA 17601-4100	Mount Joy Township Lancaster County	SCRO
PAC670418 A-1	PAG-02 General Permit	Issued	4100 Lincoln Highway LLC 224 Saint Charles Way Suite 120 York, PA 17402	Springettsbury Township Hellam Township York County	York County Conservation District 2401 Pleasant Valley Rd. Suite 101 Room 139 York, PA 17402 717-840-7430
PAC140102	New	Issued	Pine Hill Associates 366 Walker Drive Suite 201 State College, PA 16801	Harris Township Centre County	NCRO
PAC110071	PAG-02 General Permit	Issued	Highland Sewer and Water Authority 120 Tank Drive Johnstown, PA 15904	Adams Township Croyle Township Cambria County	Cambria County Conservation District 401 Candlelight Drive Suite 229 Ebensburg, PA 1931 814-472-2120

NOTICES

<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>
PAC630120 A-2	PAG-02 General Permit	Issued	Peters Township 610 East McMurray McMurray, PA 15317	Peters Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAC630182	PAG-02 General Permit	Issued	Scarmazzi Highland, LLC 102 West Pike Street Houston, PA 15342	Union Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAC630198	PAG-02 General Permit	Issued	Angelo Quarture 275 Johnson Road Canonsburg, PA 15317	Chartiers Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAC630208	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	Donora Borough Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAC650030	PAG-02 General Permit	Issued	Westmoreland County Airport Authority 148 Aviation Lane Suite 103 Latrobe, PA 15650	Unity Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650115 A-1	PAG-02 General Permit	Issued	Patrisa Corporation 4241 William Penn Highway Suite 200 Murrysville, PA 15668	Murrysville Municipality Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650193	PAG-02 General Permit	Issued	PennDOT Engineering District 12-0 825 North Gallatin Avenue Extension Uniontown, PA 15401	Allegheny Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271

## NOTICES

<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>
PAC650238	PAG-02 General Permit	Issued	Macson Corporation 2100 Route 51 South Large, PA 15025	South Huntingdon Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650242	PAG-02 General Permit	Issued	Columbia Gas of Pennsylvania 4000 Energy Drive Bridgeville, PA 15017	West Newton Borough South Huntingdon Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650244	PAG-02 General Permit	Issued	Redfish, LLC 1210 Twelve Oaks Court Murrysville, PA 15668-2701	Hempfield Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650245	PAG-02 General Permit	Issued	Menard, Inc. 5101 Menard Drive Eau Claire, WI 54703	Hempfield Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650247	PAG-02 General Permit	Issued	PennDOT Engineering District 12-0 825 North Gallatin Avenue Extension Uniontown, PA 15401	Hempfield Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650248	PAG-02 General Permit	Issued	Derry Township Supervisors 5321 Route 982 Derry, PA 15627-2726	Derry Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650249	PAG-02 General Permit	Issued	High North, LLC 4270 Morse Road Columbus, OH 43230	South Greensburg Borough Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271

Permit Number	Permit Type	Action Taken	Applicant Name & Address	Municipality, County	Office
PAC650253	PAG-02 General Permit	Issued	Westmoreland County Municipal Authority 124 Park and Pool Road New Stanton, PA 15672	Hempfield Township South Greensburg Borough Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650256	PAG-02 General Permit	Issued	Entech, Inc. 207 Post Lane Belle Vernon, PA 15012	Rostraver Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAC650257	PAG-02 General Permit	Issued	Dale and Diane Kimberly 1821 Ray Avenue Sutersville, PA 15083	South Huntingdon Township Westmoreland County	Westmoreland County Conservation District J. Roy Houston Conservation Center 218 Donohoe Road Greensburg, PA 15601 724-837-5271
PAD240009	Individual NPDES	Issued	Elk County Conservation District 850 Washington Street Saint Marys, PA 15857	Saint Marys Elk County	NWRO

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

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

**SAFE DRINKING WATER**

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

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

**Operations Permit** issued to: **Shamokin Dam Borough**, 42 West 8th Avenue, P.O. Box 273, Shamokin Dam Borough, PA 17876, PWSID No. 4550022, Shamokin Dam Borough, **Snyder County**, on February 8, 2021 for the operation of facilities approved under construction permit # (9-20-01) MA-A1. This permit authorizes reserve designation of Entry Point 200 on the outlet pipe of the 250,000-gal elevated water storage tank when the 1,000,000-gal finished water reservoir and Entry Point 100 are in service.

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

**Permit No. 0419509, Major Amendment.** Public Water Supply.

Applicant	<b>Center Township Water Authority</b> 224 Center Grange Road Aliquippa, PA 15001
Borough or Township	Potter Township
County	<b>Beaver County</b>
Type of Facility	Water treatment plant
Consulting Engineer	Lennon, Smith Souleret Engineering, Inc. 846 Fourth Avenue Coraopolis, PA 15108
Permit Issued	January 29, 2021

**Permit No. 0220525MA**, Minor Amendment.  
 Applicant **Wilksburg-Penn Joint Water Authority**  
 2200 Robinson Boulevard  
 Pittsburgh, PA 15221  
 Township or Borough Penn Hills Township  
 County **Allegheny County**  
 Responsible Official John Balewski  
 Type of Facility Brinton Manor Tank and  
 rebuilding of filters at the water  
 treatment plant.  
 Consulting Engineer MS Consultants  
 300 Corporate Center Drive  
 Moon Township, PA 15108  
 Permit Issued January 14, 2021

**HAZARDOUS SITES CLEAN-UP  
 UNDER THE ACT OF  
 OCTOBER 18, 1988**

**NOTICE OF PROMPT INTERIM RESPONSE**

**Mazzaro—McKees Rocks Landfill,  
 Kennedy Township, Allegheny County**

Under Section 506(b) of the Hazardous Sites Cleanup Act (HSCA) (35 P.S. § 6020.506(b)), notice is hereby given that the Department of Environmental Protection (Department) has undertaken a HSCA prompt interim response at the Mazzaro—McKees Rocks Landfill site in Kennedy Township, Allegheny County (Site).

Work by DEP and its contractors has demonstrated that landfill gas (LFG), including methane, exists within the Site and potentially beyond the boundaries of the Site, at levels that exceed standards established in 25 Pa. Code Chapter 273 regulations for combustible gas monitoring, off-site migration and mitigation at permitted municipal waste landfill sites. The Department has begun a prompt interim response at the Site to help prevent the potential for offsite LFG migration.

The Department has considered the following six alternatives to address the potential for LFG migration from the Site: 1) take no action; 2) installation of an enhanced gas venting system; 3) installation of a passive trench venting system; 4) installation of a semi-active trench venting system; 5) installation of an active trench system; and 6) installation of impermeable barriers.

The Department chose alternative number 3, the installation of a passive trench venting system, because it complies with the applicable or relevant and appropriate requirements and is the most cost-effective.

The Administrative Record which contains the information that supports the Department's selection of this response action is available for public review and comment. The Administrative Record is available for review on the Department's website at <https://www.dep.pa.gov/Southwest>.

The Administrative Record will be open for review and comment from February 20, 2021, until May 21, 2021. Persons may submit written comments into the record during this time only by emailing the Department at RA-EPSW-HSCA@pa.gov.

In addition, persons may participate in a public hearing where oral comments which will be transcribed for inclusion in the Administrative Record. In accordance with Governor Tom Wolf's emergency disaster declaration and

based on advice from the Department of Health regarding the mitigation of the spread of the novel coronavirus (COVID-19), the DEP has scheduled a virtual public hearing for April 6, 2021, beginning at 6:00 p.m. Persons wishing to observe or present comments must register by contacting Lauren Fraley at [lfracley@pa.gov](mailto:lfracley@pa.gov) or 412-442-4203 a minimum of 24 hours in advance of the hearing to reserve a time to present testimony. Individuals who register for the event will receive the link and instructions on how to join. Video demonstrations and screen sharing by the public will not be permitted. Testimony will be limited to three minutes.

Individuals providing testimony are requested to submit a written copy of their verbal testimony by e-mail to RA-EPSW-HSCA@pa.gov after providing testimony at the hearing. All comments, whether delivered orally during the hearing or submitted in writing carry equal weight and consideration with DEP. More information on DEP virtual hearings may be found on DEP's Public Participation page, at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation").

Persons with a disability who wish to attend the hearing and require auxiliary aid, service or other accommodations to participate in the proceedings should call Lauren Fraley at (412) 442-4203, or through the Pennsylvania AT&T Relay Service at 1-800-654-5984 (TDD), to discuss how the Department may accommodate their needs.

**LAND RECYCLING AND  
 ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
 PREAMBLE 2**

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

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

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

The Department has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**1400 East Lackawanna Avenue**, 1400 East Lackawanna Avenue, Olyphant, PA 18447, Olyphant Borough, **Lackawanna County**. Langan Engineering and Environmental Services, 2700 Kelly Road, Suite 200, Warrington, PA 18976, on behalf of Canpack USA, P.O. Box 96, Temple, PA 19560, submitted a combined Baseline Environmental Report and final report concerning remediation of soil and groundwater contaminated with metals and organic chemicals from historic site operations. The report is intended to document remediation of the site to meet Special Industrial Area and Statewide health standards.

**LVIP-Bethlehem Commerce Center Lot 62**, 2675 Commerce Center Boulevard, Bethlehem, PA 18015, Bethlehem City, **Northampton County**. HDR Engineering, Inc., 1720 Spillman Drive, Suite 280, Bethlehem, PA 18015, on behalf of Lehigh Valley Industrial Park, Inc., 1720 Spillman Drive, Suite 150, Bethlehem, PA 18015, submitted a final report concerning remediation of site soils contaminated with historical fill. The report is intended to document remediation of the site to meet site-specific standards.

*Northcentral Region: Environmental Cleanup and Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**Epler BRA Pad**, 446 Ferris Wheel Farm Lane, New Albany, PA 18833, Albany Township, **Bradford County**. Creston Environmental, LLC, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, has submitted a Final Report concerning remediation of site soil contaminated with Ethylene glycol. The report is intended to document remediation of the site to meet the residential Statewide health standard.

**Kreitzer 505 Pad**, 505 Dewalt Road, Mansfield, PA 16933, Rutland Township, **Tioga County**. ARM Group, LLC, 1129 West Governor Road, P.O. Box 797, Hershey, PA 17033, on behalf of Seneca Resources Company, LLC, 2000 Westinghouse Drive, Suite 400, Cranberry Township, PA 16066, has submitted a Final Report concerning remediation of site soil contaminated with methanol. The report is intended to document remediation of the site to meet the Statewide health standard.

**Aybaz Trucks LLC Diesel Fuel Clean up**, Interstate 80 at MM 198 W, Mifflinburg, PA 17844, Buffalo Township, **Union County**. Enviroserve Inc., 254 Reitz Avenue, Winfield, PA 17889, on behalf of Aybaz Trucks, LLC, 4-08 Bergen Avenue, Fairlawn, NJ 07410, has submitted a Final Report concerning remediation of site soil contaminated with diesel fuel. 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 AT&T Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**First National Bank Montrose**, 281 Church Street, Montrose, PA 18801, Montrose Borough, **Susquehanna County**. Geological & Environmental Associates Inc.,

430 West Mountain Road, Plymouth, PA 18651, on behalf of First National Bank, 2591 Park Center Boulevard, State College, PA 16801, submitted a Final Report concerning remediation of soil contaminated by a release of petroleum from an underground storage tank. The Final Report demonstrated attainment of Statewide health standards and was approved by DEP on February 4, 2021.

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

**Bedford Industrial Properties**, 550 Sunnyside Road, Bedford, PA 15522, Bedford Township, **Bedford County**. Civil and Environmental Consultants, Inc., 333 Baldwin Road, Pittsburgh, PA 15205, on behalf of 550 Sunnyside Road LLC, 630 Freedom Business Center Drive, King of Prussia, PA 19406, submitted a Remedial Investigation and Final Report concerning remediation of site soil and groundwater contaminated with No. 2 fuel oil. The Final Report did not demonstrate attainment of the site-specific standard and was disapproved by the Department on February 5, 2021.

**Former Fincor Automation, Inc.**, 3750 East Market Street, York, PA 17402, Springettsbury Township, **York County**. WSP USA, Inc., 444 Liberty Avenue, Pittsburgh, PA 15222, on behalf of Emerson, 800 West Florissant Avenue, St. Louis, MO 63136, and SK Realty Management, 254 West 31st Street, 4th Floor, New York, NY, 10001 submitted a Cleanup Plan and Final Report concerning remediation of site soil contaminated with VOCs and chlorinated solvents. The Report was disapproved by the Department on February 5, 2021.

*Northcentral Region: Environmental Cleanup and Brownfields Program Manager, 208 West Third Street, Williamsport, PA 17701.*

**Ashby 1H Well Pad**, Bluebird Road, Milan, PA 18831, Athens Township, **Bradford County**. Moody and Associates, Inc., 11548 Cotton Road, Meadville, PA 16336, on behalf of EOG Resources, Inc., P.O. Box 182, Home, PA 15747, has submitted a Final Report concerning remediation of site soil contaminated with production water. The Final Report demonstrated attainment of the Background and Statewide health standards and was approved by the Department on January 25, 2021.

**Hoppaugh Pad B (3H)**, Little York Road, Columbia Cross Roads, PA 16914, Springfield Township, **Bradford County**. Moody and Associates, Inc., 11548 Cotton Road, Meadville, PA 16336, on behalf of EOG Resources, Inc., P.O. Box 182, Home, PA 15747, has submitted a Final Report concerning remediation of site soil contaminated with production water. The Final Report demonstrated attainment of the Background and Statewide health standards and was approved by the Department on February 2, 2021.

## 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.**

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

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

**GP3-64-013: Cavage Mountain View Farm, LLC** (29 Gallick Road, Waymart, PA 18472) on February 4, 2021 for the operation of a portable screening operation located in South Canaan Twp., **Wayne County**.

**GP9-64-013: Cavage Mountain View Farm, LLC** (29 Gallick Road, Waymart, PA 18472) on February 4, 2021 for the operation of a diesel IC engine located in South Canaan Twp., **Wayne County**.

**GP3-35-009: Keystone Sanitary Landfill, Inc.** (249 Dunham Drive, Dunmore, PA 18512) on February 5, 2021 for the operation of a portable crushing operation with water sprays located at the Keystone Landfill site in Dunmore and Throop Boroughs, **Lackawanna County**.

**GP11-35-009: Keystone Sanitary Landfill, Inc.** (249 Dunham Drive, Dunmore, PA 18512) on February 5, 2021 for the operation of a diesel IC engine located at the Keystone Landfill site in Dunmore and Throop Boroughs, **Lackawanna County**.

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

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

**GP1-08-396A: Gateway Cogeneration 1, LLC** (6219 Squires Ct., Spring, TX 77389) on February 5, 2021, was authorized for the construction and operation of a 10.46 MMBtu/hr natural-gas fired Clayton Steam Generators model EG254-FMB combustion unit equipped with a low-nitrogen oxide burner pursuant to the General Plan Approval and General Operating Permit for Small Gas and No. 2 Oil Fired Combustion Units (BAQ-GPA/GP-1) at their Bradford Plant facility located in Towanda Township, **Bradford County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

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

**09-0196N: Abington Reldan Metals, LLC** (550 Old Bortentown Road, Fairless Hills, PA 19030) on February 4, 2021 for the installation and operation of a new thermal destructor, located in Falls Township, **Bucks County**.

**46-0294A: Crazy Aaron Enterprises, LLC** (700 E Main St., Norristown, PA 19401) on February 4, 2021 for the installation of one (1) new planetary mixer at the facility located in Norristown Borough, **Montgomery County**.

**09-0247: General Machine Products, LLC** (3111 Old Lincoln Highway, Trevose, PA 18969) on February 4, 2021 located in Lower Southampton Township, **Bucks County** for the installation of a spray paint booth.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**



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

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

**09-019K: Abington Reldan Metals LLC** (550 Old Bordentown Road, Fairless Hills, PA 19030-4510) on February 4, 2021 an extension for the temporary operation of a new thermal Destructor No. 5 and its associated afterburner, baghouse, and wet scrubber unit; source IDs 014, CO14A, CO14B, and CO14C in Falls Township, **Bucks County**.

**46-0198P: Blommer Chocolate Co** (1101 Blommer Drive, East Greenville, PA 18041-2140) on February 5, 2021 an extension for the temporary operation of the existing bean cleaning process (Source ID 113 A) and the additional baghouse (Source ID C-113-2) in Upper Hanover Township, **Montgomery County**.

**09-0243: Gelest Inc.** (11 Steel Road E, Morrisville, PA 19067) on February 5, 2021 an extension for the installation of blenders and hammermills at in Falls Township, **Bucks County**.

**46-0041H: Graphic Pkg Intl. LLC** (1035 Longford Road, Phoenixville, PA 19460-1205) on February 5, 2021 an extension for the installation and operation of a new non-now-heat set sheet feed offset lithographic, printing press in Upper Providence Township, **Montgomery County**.

**46-0027F: Janssen Research & Development LLC** (1400 Kean Road, Spring House, PA 19477) on February 5, 2021 an extension for the installation and operation of an existing boiler, replacement of the natural gas-and No. 2 fuel oil fired low-nitrogen oxides and reactivation of the boiler in Lower Gwynedd Township, **Montgomery County**.

**46-0027G: Janssen Research & Development LLC** (1400 Kean Road, Spring House, PA 19477) on February 5, 2021 the replacement of the existing selective catalytic reduction (SCR) system in Lower Gwynedd Township, **Montgomery County**.

**09-0024J: Waste Management Tullytown** (1000 New Ford Mills Road, Morrisville, PA 19067-6702) on February 8, 2021, an extension for the installation and operation of an interim and permanent landfill gas collection and treatment systems for the sale and for the on-site use of landfill gas in engine Source ID C110 in Tullytown Borough, **Bucks 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.*

**28-03069A: Advanced Pellet Technology LLC** (2 East Sixth Street, Waynesboro, PA 17268) on February 5, 2021, for the construction of a pellet plant at the facility located in Waynesboro Borough, **Franklin County**. The plant will consist of a pelletizer, fluid bed dryer, hammermill, and various screens and conveyors. The plan approval was extended.

**01-05033B: Knouse Foods Cooperative, Inc.** (800 Peach Glen-Idaville Road, Peach Glen, PA 17307) on February 5, 2021, for construction of a combined heat and power (CHP) project to include an anaerobic digester, combustion flare, IC engine/generator set and catalytic

oxidizer at the Peach Glen facility in Huntington Township, **Adams County**. The plan approval was extended.

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

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

**PA-04-00699H: National Gypsum Company, Inc.** (168 Shippingport Hill Road, P.O. Box 346, Shippingport, PA 15077-1000) Plan Approval Extension issuance date February 3, 2021, for approximately 180 days to allow temporary operation and submit the operating permit application for their NGC facility located in Shippingport Borough, **Beaver County**.

**30-00234A: Equitrans, LP** (2200 Rice Drive, Canonsburg, PA 15317-1001) plan approval extension and minor modification effective on January 28, 2021, with expiration on July 28, 2021, for continued temporary operation of sources and controls at its Redhook Compressor Station, a natural gas transmission station located in Franklin Township, **Greene County**. The minor modification incorporated sources of minor significance remaining in operation at the decommissioned Pratt Compressor Station and eliminated one plan approval condition.

**63-00538: Dynamet, Inc.** (195 Museum Road, Washington, PA 15301) on December 21, 2020, for the continued temporary operation of the chemical mill for pickling of titanium products controlled by two (2) scrubbers at the Arden Facility located in Chartiers Township, **Washington County**. The new expiration date is June 28, 2021.

**PA-63-00549C: Arden Landfill, Inc.** (200 Rangos Lane, Washington, PA 15301) on January 28, 2021, to extend the temporary operation period of the sources authorized under PA-63-00549C which combined PA-63-00549A for the landfill gas-to-energy plant and PA-63-00549B for the landfill capacity expansion for the facility located in Chartiers Township, **Washington County**. The new expiration date is July 28, 2021.

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

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

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

**53-00001: Tennessee Gas Pipeline Company, LLC** (1001 Louisiana Street, Houston, TX 77002) on February 3, 2021, was issued a Title V operating permit renewal for operation of the Compressor Station 313 (Coudersport) and the sources within this facility, located in Hebron Township, **Potter County**. All applicable Federal and State regulatory requirements including appropriate testing, monitoring, recordkeeping, reporting, and work practice to verify compliance are included in the permit.

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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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*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.*

**05-03011: Blue Triangle Hardwoods, LLC** (156 Industrial Blvd., Everett, PA 15537-3326) on February 5, 2021, for the hardwood processing facility located in West Providence Township, **Bedford County**. The State-Only Permit was renewed.

**36-03106: New Enterprise Stone & Lime Co., Inc.** (3580 Division Highway, East Earl, PA 17519-9217) on February 3, 2021, for the Schoeneck stone crushing facility located in West Cocalico Township, **Lancaster County**. The State-Only Permit was renewed.

**28-03055: DL Martin Co.** (25 DL Martin Drive, Mercersburg, PA 17236-1715) on February 1, 2021, for the precision machined component and custom fabrications manufacturing facility located in Mercersburg Borough, **Franklin County**. The State-Only Permit was renewed.

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

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

**60-00013: RR Donnelley** (1601 Industrial Boulevard, Lewisburg, PA 17837) on February 2, 2021, was issued a renewal State Only (Natural Minor) Operating Permit for RR Donnelley's facility located in East Buffalo Township, **Union County**. The State Only Operating Permit contains requirements including monitoring, recordkeeping, and reporting conditions to ensure compliance with applicable Federal and State regulations.

**14-00031: Glenn O. Hawbaker, Inc.** (711 East College Avenue, Bellefonte, PA 16823) on February 5, 2021, was issued a State Only (Synthetic Minor) Operating Permit for their Sandy Ridge Plant in Rush Township, **Centre County**. All applicable Federal and State regulatory requirements including appropriate testing, monitoring, recordkeeping, reporting, and work practice to verify compliance are included in the permit.

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

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

**63-00624: Golden Eagle Construction Co./Eighty Four Plant** (P.O. Box 945, Uniontown, PA 15401). On February 1, 2021, the Department issued a Synthetic Minor Operating Permit renewal for the operation of the facility's air contamination sources consisting of one HMA plant at a maximum production rate of 300 tons HMA/year and one asphalt crusher and screening deck. The asphalt plant, Source 101, is limited to 8 tons VOCs, 13 tons NO<sub>x</sub>, and 60 tons CO in any 12-consecutive month period (12-cmp). The facility will be limited to 375,000 tons HMA/yr. The facility is limited to 0.02 gr/dscf particulate matter and 500 ppmv sulfur oxides. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit located at the facility in North Strabane Township, **Washington County**.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**03-00209: Buffalo Limestone, Inc./Stitt Mine Plant** (805 Garretts Run Road, Ford City, PA 16226) on February 2, 2021, the Department issued a Natural Minor State Only Operating Permit for the operation of a limestone plant located in Kittanning Township,

**Armstrong County**. The operation of the facility's air contamination source consisting of crushing, screening, transferring, stockpiling, and unloading/loading. The facility utilizes two diesel engines to operate the processing equipment. The potential emissions are estimated at 54.31 tpy NO<sub>x</sub>, 11.70 tpy CO, 3.59 tpy SO<sub>x</sub>, 4.33 tpy VOC, 5.43 tpy PM and 4.68 tpy PM<sub>10</sub>. The facility is subject to State regulations. The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**43-00304: Vetcor of Jamestown Road, LLC, dba Greenville Veterinary Clinic** (141 Longwater Dr., Suite 108, Norwell, MA 02061). On February 2, 2021, the Department issued the renewal of the State Only Operating Permit for the animal crematory located in West Salem Township, **Mercer County**. The primary sources at the facility are a 1.5 million Btu/hr. animal cremator rated at 75 lbs./hr. and a 25W natural gas fueled emergency generator. The facility is a Natural Minor. Potential emissions for all pollutants are below the major source thresholds. The renewal permit contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**43-00373: Ellwood Crankshaft & Machine Company** (2575 Freedland Road, Hermitage, PA 16148), on February 3, 2021 the Department issued a State Only Operating Permit for the operation of multi-directional forging operation located in Sharon City, **Mercer County**. The subject facility consists of four clam shell furnaces, each rated at 10.5 MMBtu; four heat treat furnaces, each rated at 15 MMBtu; forging press, quench tanks, machining operations, miscellaneous maintenance welding, shot blast unit, parts washer, die-preheaters and paved/unpaved roadways. The facility's potential emissions (TPY) are: 46.0 NO<sub>x</sub>, 39.0 CO, 3.0 VOC, 5.0 PM, 0.30 SO<sub>x</sub>, 0.84 HAPs, and 49,000.00 Carbon Dioxide. The facility is a natural minor and is subject to State regulations and Federal regulations (40 CFR Part 63 XXXXXX). The permit includes additional operation requirements, monitoring requirements, and recordkeeping requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.*

The City of Philadelphia, Air Management Services (AMS) issued an initial Operating Permit for the following facility:

**OP19-000034: Alden Park Apartments** (5500 Wisahickon Ave., Philadelphia, PA 19144) issued on February 4, 2021 for the operation of air emission sources at an apartment building in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are: six (6) hot water heaters firing natural gas as a primary fuel or No. 2 oil during periods of natural gas curtailment each rated less than 2 MMBtu/hr, six (6) boilers firing natural gas as a primary fuel or No. 2 oil during periods of natural gas curtailment each rated less than 1 MMBtu/hr, four (4) boilers firing natural gas as a primary fuel or No. 2 oil during periods of natural gas curtailment each rated less than 2 MMBtu/hr, two (2) boilers firing natural gas as a primary fuel or No. 2 oil during periods of natural gas curtailment each rated less than 5 MMBtu/hr.

hr, three (3) boilers firing natural gas each rated less than 5 MMBtu/hr, and two (2) fire pumps firing diesel fuel, each rated 211 HP.

The City of Philadelphia, Air Management Services (AMS) issued a renewal Operating Permit for the following facilities:

**OP20-000036: Philadelphia Condominiums** (2401 Pennsylvania Avenue, Philadelphia, PA 19130) issued on February 5, 2021 for the operation of air emission sources at an apartment building in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are: eleven (11) boilers firing natural gas or No. 2 oil each rated less than 5 MMBtu/hr, two (2) chillers firing natural gas each rated 6.9 MMBtu/hr, one (1) emergency generator firing diesel fuel rated 635 HP and one (1) fire pump firing diesel fuel rated 145 HP.

**OP20-000039: Rivers Casino Philadelphia** (1001 N. Delaware Ave., Philadelphia, PA 19125) issued on February 5, 2021 for the operation of air emission sources at a casino/gaming facility in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources are: two (2) boilers firing natural gas each rated 1.5 MMBtu/hr, two (2) water heaters firing natural gas each rated 0.5 MMBtu/hr, eleven (11) roof top units firing natural gas each rated less than 1 MMBtu/hr, one (1) roof top unit firing natural gas rated 1.375 MMBtu/hr, four (4) energy recovery units firing natural gas each rated 1.25 MMBtu/hr, four (4) makeup air units firing natural gas each rated less than 1 MMBtu/hr, one (1) emergency generator firing diesel fuel rated 3,353 HP, and one (1) emergency generator firing ultra-low sulfur diesel fuel rated 1,214 HP.

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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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*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.*

**67-05118: Harley Davidson Motor Company Operations, Inc.** (1425 Eden Road, York, PA 17402-1599) on February 5, 2021, for the motorcycle manufacturing facility located in Springettsbury Township, **York County**. The State-Only Permit underwent an administrative amendment to incorporate the provisions of Plan Approval No. 67-05118A.

**34-03007: Eastern Gas Transmission and Storage, Inc.** (6603 West Broad Street, Richmond, VA 23230), on February 1, 2021, for the natural gas transmission facility located in Lack Township, **Juniata County**. The State-Only Permit was administratively amended to reflect a change of ownership.

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

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

**TVOP-04-00702: United States Gypsum Company** (1 Woodlawn Rd., Aliquippa, PA 15001) Administrative amendment, issued on January 26, 2021, to change the names of the Responsible Official and Permit Contact

Person; to correct typographical errors related to changes of source names, capacities, and mapping; and to remove a requirement from source EU-50 which is not applicable. The name of the Responsible Official is now Jennifer Snee, Plant Manager. The name of the Permit Contact Person is Frank Rossetti, Engineering/Mill Manager. The United States Gypsum Company's Aliquippa Plant is located in the city of Aliquippa, **Beaver County**.

**04-00712: Watco Transloading, LLC** (2701 Route 68 West, Industry, PA 15052) Natural Minor Operating Permit on January 26, 2021, the Department of Environmental Protection (DEP) authorized a natural minor State-Only Operating Permit modification to correct a misclassification of the facility as a synthetic minor facility during the previous permit renewal to a natural minor facility. The facility's operations include ferroalloy material handling, crushing, screening, and packaging for material unloaded at the nearby Lot # 1 and is located in Midland Borough, **Beaver County**. Emission calculations were reviewed for this modification, and no permit conditions were changed. The permit includes emission limits, operating requirements, monitoring requirements, and recordkeeping requirements for the site.

**26-00020: Hanson Aggregates Pennsylvania, LLC/Rich Hill Quarry** (2200 Springfield Pike, Connellsville, PA 15425-6412) on February 1, 2021, the Department amended the facility's synthetic minor State-Only Operating Permit for a change of permit contact and a change of ownership from Hanson Aggregates BMC, Inc. to Hanson Aggregates Pennsylvania, LLC. The company operates a limestone processing and sand manufacturing facility located in Bullskin Township, **Fayette County**.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**42-00004: Amer Ref Group** (77 N Kendall Ave, Bradford, PA 16701-1726). The Department on January 27, 2021 issued an administrative amendment of the Title V Operating Permit for the facility located in Bradford City, **McKean County**. The amendment incorporates the change of responsible official and updates the title of the permit contact title.

**42-00095: Georgia Pacific Corrugated** (1 Owens Way, Bradford, PA 16701-3750). The Department on January 27, 2021 issued an administrative amendment of the State Only Operating Permit for the facility located in Bradford Township, **McKean County**. The amendment incorporates the change of permit contact and the addition of the requirements for plan approval 42-095C.

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**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

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

*Contact: David Balog, New Source Review Chief—Telephone: 814-332-6940.*

**43-00196: Wabtec US Rail Incorporated (dba GE Transportation, A Wabtec Company)** (1503 West Main Street Extension, Grove City, PA 16127) for its facility located in Pine Township/Grove City Borough, **Mercer County**. The De Minimis emission increase results from the proposed limited use of JP5 fuel by Source 132E, Diesel Engine Test Cell 5. In addition, this source is exempt from plan approval as it complies with 25 Pa. Code § 127.14(a)(8). The Department hereby ap-

proves the De Minimis emission increase. The following table is a list of the De Minimis emission increases as required by 25 Pa. Code § 127.449(i).

This list includes the De Minimis emission increases at the facility since their Title V Operating Permit issuance on August 2, 2016:

**De Minimis Emission Increase Summary for Permit Term August 2, 2016—July 31, 2021**

<i>Date</i>	<i>Source</i>	<i>PM<sub>10</sub></i> <i>(tons)</i>	<i>SO<sub>x</sub></i> <i>(tons)</i>	<i>NO<sub>x</sub></i> <i>(tons)</i>	<i>VOC</i> <i>(tons)</i>	<i>CO</i> <i>(tons)</i>
02-4-2021	132E Diesel Engine Test Cell # 5	0.01	1.39	0	0	0
7-7-2020	Plasma Cutting Operations	0.25	0	0.52	0	0
Total Reported Increases		0.26	1.39	0.52	0	0
Allowable		0.6 ton/source 3 tons/facility	1.6 tons/source 8 tons/facility	1 ton/source 5 tons/facility	1 ton/source 5 tons/facility	4 tons/source 20 tons/facility

## ACTIONS ON COAL AND NONCOAL MINING ACTIVITY APPLICATIONS

**Actions on applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21). The final action on each application also constitutes action on the NPDES permit application and, if noted, the request for a Section 401 Water Quality Certification. Mining activity permits issued in response to such applications will also address the application permitting requirements of the following statutes; the Air Quality Control Act (35 P.S. §§ 4001—4015); the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27); and the Solid Waste Management Act (35 P.S. §§ 6018.101—6018.1003).**

### *Coal Permits Issued*

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

**Permit No. 17980118. Waroquier Coal Company**, P.O. Box 128, Clearfield, PA 16830. Permit renewal for reclamation only of a bituminous surface coal mine located in Lawrence Township, **Clearfield County** affecting 193.3 acres. Receiving stream(s): Unnamed Tributaries to Montgomery Creek and West Branch Susquehanna River classified for the following use(s): CWF. There are no potable water supply intakes within 10 miles downstream. Application received: July 22, 2020. Permit issued: January 27, 2021.

**Permit No. 17080114 and NPDES PA0256951. Waroquier Coal Company**, P.O. Box 128, Clearfield, PA 16830. Permit renewal for reclamation only of a bituminous surface coal and auger mining in Jordan Township, **Clearfield County** affecting 97.0 acres. Receiving stream(s): Unnamed Tributaries to North Witmer Run and Davidson Run classified for the following use(s): CWF. There are no potable water supply intakes within

10 miles downstream. Application received: July 15, 2020. Permit issued: January 27, 2021.

**Permit No. 14080101 and NPDES PA0256773. Warren C. Hartman Contracting**, 5315 Bigler Road, Clearfield, PA 16830. Permit renewal for a surface coal mine in Burnside and Snow Shoe Townships, **Centre County** affecting 235.0 acres. Receiving stream(s): Unnamed Tributaries to Little Sandy Run classified for the following use(s): CWF. The receiving streams are included in the Beech Creek Watershed TDML. Application received: February 13, 2020. Permit issued: January 28, 2021.

*New Stanton District Office: P.O. Box 133, New Stanton, PA 15672, 724-925-5500, (Contact: Tracy Norbert).*

**Permit No. 03130102. Reichard Contracting, Inc.**, 212 Olean Trail, New Bethlehem, PA 16242. Revision application for land use change from forestland to unmanaged natural habitat to an existing bituminous surface mine, located in Boggs and Wayne Townships, **Armstrong County**, affecting 8.8 acres. Receiving streams: Scrubgrass Creek and unnamed tributaries to Scrubgrass Creek, classified for the following use: CWF. Allegheny Power Armstrong Station is the potable water supply intake within 10 miles downstream from the point of discharge. Application received: November 6, 2020. Permit revision issued: January 29, 2021.

**Permit No. 30050103 and NPDES Permit No. PA0250759. Duquesne Light Company**, 1800 Seymour Street, Pittsburgh, PA 15233-1134. Permit renewal issued for continued mining to an existing bituminous surface mine, located in Monongahela Township, **Greene County**, affecting 37.0 acres. Receiving streams: Sandy Run and Monongahela River, classified for the following use: WWF. Application received: January 10, 2020. Renewal permit issued: February 4, 2021.

### *Noncoal Permits Issued*

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

**Permit No. 14920301 and NPDES PA0207039. Con- Stone, Inc.**, P.O. Box 28, Bellefonte, PA 16823. Renewal for an NPDES on an existing large noncoal surface mining site located in Haines Township, **Centre County** affecting 96.7 acres. Receiving stream(s): Pine Creek

classified for the following use(s): EV. Application received: September 11, 2020. Permit issued: January 20, 2021.

**Permit No. 14040302 and NPDES PA0256111. Con- Stone, Inc.**, P.O. Box 28, Bellefonte, PA 16823. Renewal for an NPDES on an existing large noncoal surface mining site located in Haines Township, **Centre County** affecting 95.1 acres. Receiving stream(s): Pine Creek classified for the following use(s): EV. Application received: August 12, 2020. Permit issued: January 20, 2021.

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

**Permit No. 58202505. Doolittle Stone, LLC** (290 Elk Manor Estates, Union Dale, PA 18470), commencement, operation and restoration of a GP105 quarry operation in Dimock Township, **Susquehanna County** affecting 8.0 acres. Receiving stream: unnamed tributary to Meshoppen Creek. Application received: July 21, 2020. Permit issued: February 2, 2021.

**Permit No. PAM120013. Doolittle Stone, LLC** (290 Elk Manor Estates, Union Dale, PA 18470), coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities on GP105 No. 58202505 in Dimock Township, **Susquehanna County**. Receiving stream: unnamed tributary to Meshoppen Creek. Application received: July 21, 2020. Permit issued: February 2, 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. 36214105. M & J Explosives, LLC** (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Bean Hill Road Development in Lancaster Township, **Lancaster County** with an expiration date of January 29, 2022. Permit issued: February 3, 2021.

**Permit No. 36214106. M & J Explosives, LLC** (P.O. Box 1248, Carlisle, PA 17013), construction blasting for Southpointe at Lakes in West Lampeter Township, **Lancaster County** with an expiration date of January 29, 2022. Permit issued: February 3, 2021.

**Permit No. 40214104. Maine Drilling & Blasting, Inc.** (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Humboldt Industrial Park Lot 57A in Hazle Township, **Luzerne County** with an expiration date of February 2, 2022. Permit issued: February 2, 2021.

**Permit No. 40214105. Maine Drilling & Blasting, Inc.** (P.O. Box 1140, Gardiner, ME 04345), construction blasting for Humboldt Industrial Park Lot 57B in Hazle Township, **Luzerne County** with an expiration date of February 3, 2022. Permit issued: February 3, 2021.

**Permit No. 40214107. Valley Rock Solutions, LLC** (P.O. Box 246, Macungie, PA 18062), construction blasting

for Humbolt Lot 9 in Hazle Township, **Luzerne County** with an expiration date of February 3, 2022. Permit issued: February 4, 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. Section 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania AT&T Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

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

#### WATER OBSTRUCTIONS AND ENCROACHMENTS

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

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

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

**E6402220-022. Melissa Johanningsmeier**, 913 S. Saint Bernard Street, Philadelphia, PA 19143, Preston Township, **Wayne County**, Army Corps of Engineers Baltimore District.

To construct and maintain a 28-inch wide by 230-foot long elevated wooden walkway, with an 8-foot wide by 12-foot long observation deck across a PEM, EV wetland

for access to the proposed 80-foot long by 4-foot wide pile supported recreational dock encroaching over Coxton Lake (EV—Existing Use). The elevated walkway will permanently impact a de minimus area of EV wetland equal to 0.015 acre. The project is located to the right of Wrighter Lake Road, approximately 1.4 miles after the Dixie Highway and Wrighter Lake Road intersection (Coxton Lake, PA Quadrangle Latitude: 41° 51' 28"; Longitude: -75° 26' 48") in Preston Township, Wayne County.

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

**E0205220-024, Central Diesel Power Company, 222 Foxhurst Drive, Pittsburgh, PA 15238; and Almono LP., c/o Reed Smith LLP, 225 5th Avenue, Pittsburgh, PA 15222, City of Pittsburgh, Allegheny County; Pittsburgh ACOE District.**

Has been given consent to:

1. Amend Permit No. E02-122, issued to Jones & Laughlin Steel Corporation, to perform maintenance dredging along the right bank of the Monongahela River (WWF-N) at Mile Point 4.3 at the Hazelwood Coal Wharf, City of Pittsburgh, Allegheny County. The permit was then transferred to Almono, LP. The amendment proposes to:

2. Operate and maintain a 132' × 16" captive barge and four 30' diameter mooring cells located along the Monongahela River;

3. Perform maintenance dredging in the Monongahela River to an area of 1,750' × 209' (8.4 acres) and depth of 12' at the docking facility;

4. Construct, operate, and maintain two 60-foot by 6-foot floating boat docks off the existing mooring system along the Monongahela River; and

5. Construct, operate, and maintain a 155-foot concrete ADA ramp and concrete sidewalk with aluminum railings, and 35-foot steel gangway located in the floodway of the Monongahela River.

For the purpose of enhancing rowing operations by a local high school, providing improved access to the proposed docks, and providing full functionality of the barge dock and mooring facility. Cumulatively, the project will permanently impact 8.42 acres of the Monongahela River, and 0.15 acre of the floodway of the Monongahela River. Permit No. E02-122 is now void and is being replaced by Permit No. E0205220-024. The project site is located approximately 0.25 mile northwest of the intersection of Blair River Road and Hazelwood Ave. (Pittsburgh East, PA USGS topographic quadrangle; N: 40°, 24', 48.8"; W: -79°, 57', 6.51"; Sub-basin 19A; USACE Pittsburgh District), in the City of Pittsburgh, Allegheny County.

**E0205220-025, 23RR Associates, LLC, 2645 Railroad Street, Suite 3222, Pittsburgh, PA 15222, City of Pittsburgh, Allegheny County; Pittsburgh ACOE District.**

Has been given consent to:

1. Construct and maintain approximately 1 foot of fill 44 LF wide by 142 LF long within the floodway of the Allegheny River (WWF).

2. Construct and maintain within this fill area an asphalt driveway, paved pedestrian plaza, landscaped area, stormwater infrastructure, electrical infrastructure, and tree plantings.

For the purpose of constructing a multistory housing development and associated building facilities. The project also proposes to improve access to the Three Rivers Heritage Trail.

Project activities will permanently impact .141 acre of the Allegheny River Floodway.

The project site is located at 23rd Street, Pittsburgh, PA 15222 (City of Pittsburgh, PA USGS topographic quadrangle; N: 40°, 27', 15.3"; W: -79°, 59', 0.38"; Sub-basin 19A; USACE Pittsburgh District), in City of Pittsburgh, Allegheny County.

**E02052-1833, The Ridge at Windgate, LP, 375 Golf-side Drive, McCandless Township, Allegheny County; Pittsburgh ACOE District.**

Has been given consent to:

1. Construct and maintain a 137-linear foot stream enclosure and necessary appurtenances within the UNT to Montour Run R001 (TSF).

2. Construct and maintain a 78-linear foot stream enclosure and necessary appurtenances within the UNT to Montour Run R004 (TSF).

3. Construct and maintain a 204-linear foot stream enclosure and necessary appurtenances within the UNT to Montour Run R003 (TSF).

4. Place and maintain fill within 0.092 acre of PEM wetlands.

5. Construct and maintain 2 utility line stream crossings of the UNT to Montour Run R003.

6. Install fill within the floodway of the UNT to Montour Run R003 (TSF). Fill will cover 136 ft<sup>2</sup> at a depth of 1 ft.

For the purpose of constructing a residential housing development on 28.7 acres of a 40.3-acre parcel. A total of 536 linear feet of UNTs to Montour Run (TSF) will be permanently impacted. A total of 0.092 acre of PEM wetlands will be permanently impacted.

The project site is located at Garden Lane (Oakdale, PA USGS topographic quadrangle; N: 40°, 27', 42"; W: -80°, 12', 54"; Sub-basin 20G; USACE Pittsburgh District), in Findlay Township, Allegheny County.

Mitigation of stream impacts will be performed at the Wilhelm property and the Hollow Oak Land Trust property. A total of 1,060 linear feet of Meeks Run (TSF) will be enhanced with stream stabilization structures, bank layback & planting, and bank armor. Wetland impacts will be mitigated on site. Construction of 0.114 acre of PEM/PSS is proposed.

The mitigation site is located near Hassam Road (Oakdale, PA USGS topographic quadrangle; N: 40°, 29', 28.2"; W: -80°, 10', 26.4"; Sub-basin 20G; USACE Pittsburgh District), in Moon Township, Allegheny County.

**E5605120-024, PennDOT District 9-0, 1620 N. Juniata Street, Holidaysburg, PA 16648, Brothersvalley and Stonycreek Townships, Somerset County; Pittsburgh ACOE District.**

Has been given consent to:

Remove an existing, structurally deficient, single span, T-beam bridge, with a normal clear span of 32', with a roadway width of 34.4',

Construct and maintain a replacement, single span, composite steel, rolled beam bridge, on integral abutments, with a normal clear span of 53', with a roadway width of 40',

For the purpose of replacing a deficient structure, which carries SR 0031 over the Stonycreek River.

The project will have a permanent impact of 105 LF, and temporary impact of 20 LF, to Stonycreek River (CWF). The project will also have a permanent impact of 200 LF to an unnamed tributary to Stonycreek River (CWF). The project will impact six PEM wetlands, having a total permanent impact of 0.234 acre, and total temporary impact of 0.201 acre. The wetland impacts will be mitigated for using credits from the Furnace Run Mitigation Bank. The project will also have a permanent total floodway impact of 0.19 acre, and temporary floodway impact of 0.34 acre.

The project site is located along SR 0031 (Glades Pike), near the intersection with Willkow Road and Beulah Road (Berlin, PA USGS topographic quadrangle; N: 39°, 57', 14.03"; W: 78°, 55', 13.18"; Sub-basin 18E; USACE Pittsburgh District), in Brothersvalley and Stonycreek Townships, Somerset County.

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

**E0829220-030: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Albany, Monroe and Overton Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet and 3,462 square feet of floodway of an unnamed tributary to Black Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41.591186°, Longitude: -76.503115°);
2. a 16-inch diameter temporary waterline and a timber mat bridge impacting 21 linear feet of Black Creek (EV, MF) (Overton, PA Quadrangle, Latitude: 41.591519°, Longitude: -76.502833°);
3. a 16-inch diameter temporary waterline and a timber mat bridge impacting 190 square feet of a Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41.591999°, Longitude: -76.502961°);
4. a 16 inch diameter temporary waterline and a timber mat bridge impacting 3,085 square feet of floodway impacts to an unnamed tributary to Black Creek (EV, MF) and impacting 1,204 square feet of an adjacent Palustrine Emergent Wetland (EV) (Overton, PA Quadrangle, Latitude: 41.592528°, Longitude: -76.502664°);
5. a 16-inch diameter temporary waterline impacting 28 linear feet of an unnamed tributary to Black Creek (EV, MF) (Dushore, PA Quadrangle, Latitude: 41.593469°, Longitude: -76.501226°);
6. a 16-inch diameter temporary waterline impacting 162 square feet of floodway to an unnamed tributary to Black Creek (EV, MF) (Dushore, PA Quadrangle, Latitude: 41.600977°, Longitude: -76.497279°);
7. a 16-inch diameter temporary waterline impacting 4 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.606199°, Longitude: -76.495009°);
8. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.609768°, Longitude: -76.492485°);
9. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek

(HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.610167°, Longitude: -76.492204°);

10. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.612447°, Longitude: -76.490908°);

11. a 16-inch diameter temporary waterline impacting 2 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.612967°, Longitude: -76.490601°);

12. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to Ladds Creek (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.613543°, Longitude: -76.490157°);

13. a 16-inch diameter temporary waterline and a timber mat bridge impacting 3,480 square feet of floodway impacts to Satterlee Run (HQ-CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.618031°, Longitude: -76.489516°);

14. a 16-inch diameter temporary waterline and a timber mat bridge impacting 980 square feet of a Palustrine Emergent Wetland (Dushore, PA Quadrangle, Latitude: 41.621088°, Longitude: -76.482961°);

15. a 16-inch diameter temporary waterline impacting 245 square feet of a Palustrine Emergent Wetland (Dushore, PA Quadrangle, Latitude: 41.615195°, Longitude: -76.471805°);

16. a 16-inch diameter temporary waterline impacting 3 linear feet of an unnamed tributary to South Branch Towanda Creek (CWF, MF) and impacting 1,204 square feet of an adjacent Palustrine Scrub-Shrub Wetland (Dushore, PA Quadrangle, Latitude: 41.613371°, Longitude: -76.469495°);

17. a 16-inch diameter temporary waterline and a timber mat bridge impacting 20 linear feet of an unnamed tributary to South Branch Towanda Creek (CWF, MF) (Dushore, PA Quadrangle, Latitude: 41.610692°, Longitude: -76.470767°).

The project will result in 110 linear feet, 1,116 square feet of temporary stream impacts and 23,622 square feet of floodway impacts, 2,619 square feet (0.06 acre) of temporary PEM wetland impacts and 93 square feet (0.001 acre) of temporary PSS wetlands impacts, all for the purpose of establishing a temporary water supply for Marcellus well development in Albany, Monroe and Overton Township, Bradford County.

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Bureau of Waterways Engineering and Wetlands, Rachel Carson State Office Building, Floor 2, 400 Market Street, Harrisburg, PA 17101, telephone number: 717-787-3411.*

**D23-106EA. Clark Hoffman**, 114 Painters Crossing Road, Chadds Ford, PA 19317, Chadds Ford Township, **Delaware County**; USACOE Philadelphia District.

Project proposes to remove the Painters Crossing Dam and approximately 2,727 cubic yards of legacy sediment from a 1.12-acre floodplain area involving unnamed tributaries to Harvey Run to restore natural aquatic ecosystems. A 0.15-acre impoundment will be eliminated to restore the stream channel and a wetland. This will re-establish 0.83 acre of wetlands within the restored floodplain, realign approximately 1,073 lineal feet of unnamed tributaries to Harvey Run to restore 1,100 LF

of channel (total 3,373 LF including all anastomosed) within the restored floodplain. Plans also propose to install log sills, root wads, woody debris habitat structures, and wood grade control structures in the restored channels and floodplain, lower the floodplain elevation to effectively transition the floodplain into the existing upland grade, fill and grade the 0.15 acre pond to elevate the grade to reconnect the stream to the floodplain. These measures will address the existing lateral stream bank erosion and incising stream bed which provides a sediment source to the Harvey Run watershed. The proposal includes a General Permit Registration for use of two GP-11's to replace a culvert and a pedestrian bridge. The project is located across tributaries to Harvey Run (WWF, MF) (West Chester, Wilmington North, PA Quadrangles, Latitude: 39.8754; Longitude: -75.5560).

#### EROSION AND SEDIMENT CONTROL

The following Erosion and Sediment Control permits have been issued.

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

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

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

*Southwest District: Oil & Gas Management Program Manager, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.*

ESCGP-3 # ESX17-003-0010

Applicant Name Huntley & Huntley Energy Exploration, LLC

Contact Person Brian M Dillemath  
Address 501 Technology Drive, Suite 1200  
City, State, Zip Canonsburg, PA 15317  
County Allegheny County  
Township(s) Elizabeth Twp  
Receiving Stream(s) and Classification(s) UNTs to  
Youghiogheny River (WWF), Youghiogheny River  
(WWF); Youghiogheny River (WWF), Monongahela  
River (WWF)

ESCGP-3 # ESG076320018-00

Applicant Name Range Resources Appalachia LLC  
Contact Person Karl Matz  
Address 3000 Town Center Blvd  
City, State, Zip Canonsburg, PA 15317

County Washington County  
Township(s) Mount Pleasant Twp  
Receiving Stream(s) and Classification(s) UNTs to  
Westland Run (WWF); Chartiers Creek (WWF)

ESCGP-3 # ESX14-007-0021/Beaver Pad 11

Applicant Name PennEnergy Resources, LLC  
Contact Person Mr. Richard Watson  
Address 1000 Commerce Drive, Park Place One,  
Suite 400  
City, State, Zip Pittsburgh, PA 15275  
County Beaver County  
Township(s) New Sewickley  
Receiving Stream(s) and Classification(s) UNT to Brush  
Creek WWF

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

ESCGP-3 # ESG290820028-00

Applicant Name Chesapeake Appalachia, LLC  
Contact Person Eric Haskins  
Address 14 Chesapeake Lane  
City, State, Zip Sayre, PA 18840  
County Bradford County  
Township(s) Rome  
Receiving Stream(s) and Classification(s) UNT Bullard  
Creek (CWF, MF)  
Secondary: Bullard Creek (CWF, MF)

ESCGP-3 # ESG295820051-00

Applicant Name SWN Production Company, LLC  
Contact Person Afton R. Sterling  
Address 917 State Route 92 North  
City, State, Zip Tunkhannock, PA 18657  
County Susquehanna County  
Township(s) Middletown  
Receiving Stream(s) and Classification(s) UNT to Middle  
Branch Wyalusing Creek (CWF/MF)  
Secondary: Wyalusing Creek (WWF/MF)

ESCGP-3 # ESG295820058-00

Applicant Name Williams Field Services Company, LLC  
Contact Person Barry Mahar  
Address 30351 Route 6  
City, State, Zip Wysox, PA 18854  
County Susquehanna County  
Township(s) Middletown  
Receiving Stream(s) and Classification(s) UNTs to Middle  
Branch Wyalusing Creek (CWF, MF); Middle Branch  
Wyalusing Creek (CWF, MF)

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

**The Following Plans and Reports Were Submitted Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The 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 reme-



dial 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.

For further information concerning plans or reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of receipt of plans or reports appears. If information concerning plans or reports is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Speedway # 6714**, Storage Tank ID # 48-23195, 201 Broadway, Bethlehem, PA 18015, Bethlehem City, **Northampton County**. EMS Environmental, 4550 Bath Pike, Bethlehem, PA 18017, on behalf of Speedway LLC, 500 Speedway Drive, Enon, OH 45323, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The Remedial Action Completion Report is intended to document remediation of the site to meet a combination of site-specific and Statewide health standards.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

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**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).**

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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 meth-

odology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania AT&T Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Atlantic Oil & Heating Company**, Storage Tank ID # 13-14253, Blakeslee Boulevard, Lehigh, PA 18235, Lehigh Borough, **Carbon County**. MEA 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Pipeline Petroleum, Inc., P.O. Box 159, Macungie, PA 18062, has submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with fuel oil. The Remedial Action Plan was acceptable to meet site-specific standards and was approved by DEP on February 5, 2021.

**Allentown City Maintenance Yard**, Storage Tank ID # 39-09491, 1733 Grammes Road, Allentown, PA 18103, Allentown City, **Lehigh County**. Synergy Environmental, 155 Railroad Plaza, Royersford, PA 19468, on behalf of the City of Allentown, 641 South Tenth Street, Allentown, PA 18103, has submitted a Remedial Action Plan concerning remediation of groundwater contaminated with gasoline. The Remedial Action Plan was acceptable to meet Statewide health standards and was approved by DEP on February 3, 2021.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110, 717-705-4705.*

*Contact: Cynthia Stine, Licensed Professional Geologist.*

**Former Sunoco Station # 0003-7324**, Storage Tank Facility ID # 28-34740, 12898 Molly Pitcher Highway, Antrim Township, **Franklin County**. Aquaterra Technologies, Inc., P.O. Box 744, West Chester, PA 19381, on behalf of Sunoco, LLC c/o Evergreen Resources Group, 2 Righter Parkway, Suite 120, Wilmington, DE 19803 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 and was approved by DEP on February 3, 2021.

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## SPECIAL NOTICES

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### WATER PROGRAMS REQUEST FOR COMMENT

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**Proposed Alternative Restoration Plan for the Hammer Creek Headwaters Subwatershed in Lebanon County.**

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*Central Office: Bureau of Clean Water, P.O. Box 8774, Harrisburg, PA 17105-8774.*

The Department of Environmental Protection (DEP) will accept comments on the proposed Alternative Restoration Plan (ARP) developed for the **Hammer Creek Headwaters Watershed in Lebanon County**. The Pennsylvania Integrated Water Quality Monitoring and Assessment Report included stream segments impaired for aquatic life in the watershed. The impairments addressed by this document were caused by excessive siltation due to agriculture. There is a large amount of public interest in restoring this watershed due to its potential as a wild trout fishery, as well as to prevent excessive sedimentation within a downstream lake (Speedwell Forge).

The ARP approach was chosen as a temporary alternative to the development of a Total Maximum Daily Load (TMDL). An ARP is currently a better option for this watershed because it not only sets a pollution reduction goal, but it also lays out a comprehensive plan for restoration. DEP plans on partnering with the Doc Fritchey of Trout Unlimited as primary stakeholders to implement the plan. Funding will be sought under Sec-

tion 319 of the Clean Water Act among other sources. If the restoration plan fails to result in delisting of the siltation impairments, a TMDL per section 303(d) of the Clean Water Act would be needed in the future.

Currently, there are no State or Federal in-stream numerical water quality criteria for sediment. Therefore, the Department utilized a reference watershed approach to propose an allowable load per the narrative criteria. The allowable load included allocations for natural sources, nonpoint pollution sources, as well as an uncertainty factor. Nonpoint source load allocations were made for cropland, hay/pasture land, and streambank source sectors present in the watershed. Data used in establishing the allowable load were primarily generated using a water quality analysis model (Model My Watershed) made available through the Stroud Water Research Center.

The following table shows the estimated current sediment loading within the watershed, the prescribed allowable load value, and % reductions needed under annual average conditions.

<i>Summary of "TMDL"—Based Load Reductions (expressed as annual averages) in the Hammer Creek Headwaters Subwatershed</i>				
<i>Watershed</i>	<i>Pollutant</i>	<i>Existing Load (lbs/yr)</i>	<i>Allowable Load (lbs/yr)</i>	<i>% Reduction</i>
Hammer Creek Headwaters	Sediment	7,199,913	3,492,676	51

An analysis of Best Management Practice (BMP) opportunities indicated that sediment loading in the watershed could be reduced far beyond the reduction goals. Key BMPs included agricultural erosion and sedimentation plan implementation, use of precision grass filter strips along drainageways, streambank stabilization/restoration, the use of conservation tillage and the use of riparian buffers. The proposed ARP document can be viewed at <http://www.dep.state.pa.us/dep/deputate/watermgmt/wqp/wqstandards/tmdl/HammerCreekARP.pdf>.

Otherwise, copies of the proposed ARP document or supporting information may be requested by emailing Michael Morris at [michamorri@pa.gov](mailto:michamorri@pa.gov).

Written/typed comments will be accepted at the previously listed email address. Comment submissions must be submitted within 30 days after publication of this notice in the February 20, 2021 issue of the *Pennsylvania Bulletin*. The Department will consider all written/typed comments submitted within the deadline prior to submitting the final ARP to EPA for acceptance. To ensure timely receipt of comments given the office closure and work from home order, please do not mail hard copies of comments. Rather please submit them by email at [michamorri@pa.gov](mailto:michamorri@pa.gov). If comments cannot be emailed, please call Michael Morris at 717.772.5670 to request another method of comment submission.

[Pa.B. Doc. No. 21-252. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Recycling Fund Advisory Committee and Solid Waste Advisory Committee Special Joint Virtual Meeting

The Recycling Fund Advisory Committee will hold a special virtual meeting on Thursday, March 18, 2021. The meeting will begin at 10 a.m. and will be held jointly with the Solid Waste Advisory Committee (Committee). Individuals who wish to join the meeting may do so remotely. Information will be provided on the Committee's webpage. Individuals interested in providing public comments during the meeting must sign up prior to the start of the meeting by contacting Laura Henry at [lahenry@pa.gov](mailto:lahenry@pa.gov) or (717) 772-5713.

Information on how to join the meeting, as well as agenda, meeting materials and registration information, will be available on the Committee'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 "Waste Advisory Committees," then "Solid Waste Advisory Committee (SWAC)").

Individuals are encouraged to visit the Committee's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the March 18, 2021, meeting can be directed to Laura Henry at [lahenry@pa.gov](mailto:lahenry@pa.gov) or (717) 772-5713.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 787-9870 or through the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

PATRICK McDONNELL,  
*Secretary*

[Pa.B. Doc. No. 21-253. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Ambulatory Surgical Facilities; Requests for Exceptions

The following ambulatory surgical facilities (ASF) have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license ASFs under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing ASF licensure in 28 Pa. Code Chapters 51 and 551—571 (relating to general information; and ambulatory surgical facilities).

<i>Facility Name</i>	<i>Regulation and relating to</i>
Greater Pittsburgh Surgery, LLC	28 Pa. Code § 569.35(7) (relating to general safety precautions)
Penn Medicine Radnor Surgery Center	28 Pa. Code § 551.21(d)(1)—(3) (relating to criteria for ambulatory surgery)

The following ASF has filed a request for exception under 28 Pa. Code § 571.1 (relating to minimum standards). Requests for exceptions under this section relate to *Guidelines for Design and Construction of Hospitals and of Outpatient Facilities*, as published by the Field Guidelines Institute (FGI). The following list includes the citation to the section of the FGI *Guidelines* for which the hospital is seeking an exception and the year of publication.

<i>Facility Name</i>	<i>Guidelines Section and relating to</i>	<i>Yr<sup>1</sup></i>
North Pointe Surgery Center—Lebanon	3.7-3.3.1.2 operating room for surgical procedures that require additional personnel and/or large equipment	14
	A2.1-3.2.3.1(1) space requirements	18-O

<sup>1</sup> 2018 Year FGI Regulations were split into 2 books; *Hospitals*, and *Outpatient Facilities* as indicated by “-O.”

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
Acting Secretary

[Pa.B. Doc. No. 21-254. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Decisions on Requests for Exceptions to Health Care Facility Regulations

Under 28 Pa. Code § 51.33 (relating to requests for exceptions), effective June 6, 1998, the Department of Health (Department) has published in the *Pennsylvania Bulletin* all requests by entities licensed under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b), for exceptions to regulations contained in 28 Pa. Code Part IV Subparts B—G.

Section 51.33(d) of 28 Pa. Code provides that the Department will publish notice of all approved exceptions on a periodic basis. The Department has determined that it will publish notice of all exceptions, both approved and denied. The following list contains the decisions made on exception requests published in the *Pennsylvania Bulletin* from January 1, 2021, through January 31, 2021. Future publications of decisions on exception requests will appear on a quarterly basis.

Requests for additional information on the exception request and the Department's decision should be made to the relevant division of the Department. Inquiries regarding hospitals, abortion facilities and ambulatory surgical facilities shall be addressed to Garrison E. Gladfelter, Jr., Director, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980. Inquiries regarding long-term care facilities shall be addressed to Susan Williamson, Director, Division of Nursing Care Facilities, Room 528, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816.

#### Ambulatory Surgical Facilities

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Doylestown Surgery Center, LLC	§ 569.35(7) (relating to general safety precautions)	01/16/2021	Granted w/Conditions

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
GI Outpatient Endoscopy	§ 553.1 (relating to principle)	01/17/2021	Granted w/Conditions
	§ 553.31(a) and (b) (relating to administrative responsibilities)	01/17/2021	Granted w/Conditions
	§ 555.1 (relating to principle)	01/17/2021	Granted w/Conditions
	§ 555.2 (relating to medical staff membership)	01/17/2021	Granted w/Conditions
	§ 555.3(a)—(f) (relating to requirements for membership and privileges)	01/17/2021	Granted w/Conditions
	§ 555.4(a)—(c) (relating to clinical activities and duties of physician assistants and certified registered nurse practitioners)	01/17/2021	Granted w/Conditions
	§ 563.1 (relating to principle)	01/17/2021	Granted w/Conditions
	§ 563.2(a) and (b) (relating to organization and staffing)	01/17/2021	Granted w/Conditions
	§ 567.53(1) (relating to sterilization control)	01/17/2021	Granted w/Conditions
Hershey Outpatient Surgery Center, LP	§ 551.21(d)(2) (relating to criteria for ambulatory surgery)	01/16/2021	Granted w/Conditions
Premier at Exton Surgery Center, LLC	§ 551.21(d)(1)	01/22/2021	Granted w/Conditions

#### Hospitals

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Holy Redeemer Hospital	§ 138.18(a) and (b) (relating to EPS studies)	01/22/2021	Granted w/Conditions
LVH Coordinated Allentown	§ 107.62(a) and (b) (relating to oral orders)	01/16/2021	Granted w/Conditions
LVH Coordinated Bethlehem	§ 107.62(a) and (b)	01/16/2021	Granted w/Conditions
The Robert Packer Hospital	§ 153.1(a) (relating to minimum standards) 2.2-2.2.3.4(2)(a) space requirements	01/22/2021	Granted

#### Nursing Care Facilities

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Chapel Manor	§ 205.6(a) (relating to function of building)	01/19/2021	Granted
Jewish Home of Greater Harrisburg	§ 201.22(j) (relating to prevention, control and surveillance of tuberculosis (TB))	01/11/2021	Granted
Manorcare Health Services—Whitehall Borough	§ 201.22(j)	01/04/2021	Granted
Masonic Village of Warminster	§ 211.12(b) (relating to nursing services)	01/19/2021	Denied
Pleasant View Communities	§ 205.6(a)	01/11/2021	Granted
Powerback Rehabilitation—1526 Lombard Street	§ 205.6(a)	01/19/2021	Granted
Roosevelt Rehabilitation and Healthcare Center	§ 205.6(a)	01/04/2021	Granted

#### Home Health

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Achilles Home Health	§ 601.31 (relating to acceptance of patients, plan of treatment and medical supervision)	02/05/2021	Granted
Excelsa Health Home Care & Hospice	§ 601.31	02/05/2021	Granted
Guthrie Home Health Pa	§ 601.31	02/05/2021	Granted
OMNI Home Care	§ 601.31	02/05/2021	Granted
OSS Health at Home	§ 601.31	02/05/2021	Granted
Penn Highlands Community Nurses (Clearfield)	§ 601.31	02/05/2021	Granted

<i>Facility Name</i>	<i>28 Pa. Code Regulation</i>	<i>Dec. Date</i>	<i>Decision</i>
Penn Highlands Community Nurses (Saint Marys)	§ 601.31	02/05/2021	Granted
Penn Medicine Home Health Lancaster General Health	§ 601.31	02/05/2021	Granted
Punxutawney Home Health Care	§ 601.31	02/05/2021	Granted
Tri Country Home Health	§ 601.31	02/05/2021	Granted
UPMC Cole Home Health and Hospice Services	§ 601.31	02/05/2021	Granted
UPMC Cole Home Healthcare	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare (Erie)	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare (Kane)	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare (Lemont Furnace)	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare (Williamsport)	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare of Central Pennsylvania (Altoona)	§ 601.31	02/05/2021	Granted
UPMC Home Healthcare of Central Pennsylvania (Harrisburg)	§ 601.31	02/05/2021	Granted
UPMC Somerset Home Health and Hospice	§ 601.31	02/05/2021	Granted
Visiting Nurses Association of Venango County	§ 601.31	02/05/2021	Granted

Persons with a disability who require an alternative format of this notice (for example, large print, audiotape, Braille) should contact the Division of Acute and Ambulatory Care or the Division of Nursing Care Facilities at the previously referenced address or telephone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-255. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Home Health Agencies; Requests for Exception

The following home health agencies are seeking exceptions to 28 Pa. Code § 601.31 (relating to acceptance of patients, plan of treatment and medical supervision):

Gallagher Home Health Services  
1370 Washington Pike  
Suite 401  
Bridgeville, PA 15017  
LIC # 02500501

Penn Home Palliative Care  
150 Monument Avenue  
Suite 300  
Bala Cynwyd, PA 19004  
LIC # 720305

Penn Medicine Home Health  
150 Monument Avenue  
Suite 300  
Bala Cynwyd, PA 19004  
LIC # 712505

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from

the Department of Health, Division of Home Health, Forum Place, Suite 701, 555 Walnut Street, Harrisburg, PA 17101, (717) 783-1379, fax (717) 787-3188, ra-communityprogramlicensure@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
*Acting Secretary*

[Pa.B. Doc. No. 21-256. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Hospitals; Requests for Exceptions

The following hospitals have filed requests for exceptions under 28 Pa. Code § 51.33 (relating to requests for exceptions) with the Department of Health (Department), which has authority to license hospitals under the Health Care Facilities Act (35 P.S. §§ 448.101—448.904b). The following requests for exceptions relate to regulations governing hospital licensure in 28 Pa. Code Chapters 51 and 101—158 (relating to general information; and general and special hospitals).

<i>Facility Name</i>	<i>Regulation and relating to</i>
The Chester County Hospital	28 Pa. Code § 107.2 (relating to medical staff membership)
	28 Pa. Code § 143.3 (relating to podiatry surgical procedures)
Penn Highlands Huntingdon	28 Pa. Code § 109.2(b) (relating to director of nursing services)
Penn Highlands Tyrone	28 Pa. Code § 109.2(b)
UPMC Mercy	28 Pa. Code § 103.31 (relating to the chief executive officer)
UPMC Presbyterian Shadyside	28 Pa. Code § 103.31

The following hospitals have filed requests for exceptions under 28 Pa. Code § 153.1 (relating to minimum standards). Requests for exceptions under this section relate to minimum standards that hospitals must comply with under the *Guidelines for Design and Construction of Hospitals and Outpatient Facilities—2014 Edition*, or *Guidelines for Design and Construction of Hospitals—2018 Edition*, *Guidelines for Design and Construction of Outpatient Facilities—2018 Edition*. The following list includes the citation to the section under the *Guidelines* that the hospital is seeking an exception.

<i>Facility Name</i>	<i>FGI Guidelines Section and relating to</i>	<i>Yr<sup>1</sup></i>
Lehigh Valley Hospital—Pocono	2.2-3.4.2.2(2)(a) space requirements	18
Penn Highlands Dubois	2.1-6.2.4.1 public toilet room	18-O
Uniontown Hospital	2.1-8.7.3 dimensions	18-O

<sup>1</sup> 2018 Year FGI Regulations for Outpatient Facilities are indicated by “-O.”

The previously listed requests are on file with the Department. Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Acute and Ambulatory Care, Room 532, Health and Welfare Building, Harrisburg, PA 17120, (717) 783-8980, 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 a request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Director, Division of Acute and Ambulatory Care at (717) 783-8980, for speech and/or hearing impaired persons V/TT (717) 783-6154, or for speech and/or hearing impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
Acting Secretary

[Pa.B. Doc. No. 21-257. Filed for public inspection February 19, 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 § 201.22(d), (e), (j) and (k) (relating to prevention, control and surveillance of tuberculosis (TB)):

Bethany Village Retirement Center  
5225 Wilson Lane  
Mechanicsburg, PA 17055  
FAC ID # 024402

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 201.22(e):

Bradford County Manor  
15900 Route 6  
Troy, PA 16947  
FAC ID # 022302

Riverwoods  
15 Ridgecrest Circle  
Lewisburg, PA 17837  
FAC ID # 121702

Wesley Enhanced Living—Doylestown  
200 Veterans Lane  
Doylestown, PA 18901  
FAC ID # 085502

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 Facil-

ities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or hearing-impaired persons, call the Pennsylvania AT&T Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

ALISON BEAM,  
Acting Secretary

[Pa.B. Doc. No. 21-258. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Color Block Crossword Instant Lottery Game 1507

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Color Block Crossword (hereinafter “Color Block Crossword”). The game number is PA-1507.

2. *Price:* The price of a Color Block Crossword instant lottery game ticket is \$3.

3. *Play symbols:* Each Color Block Crossword instant lottery game ticket will feature a “YOUR LETTERS” area and two crossword puzzle play grids, known as “GRID 1” and “GRID 2,” respectively. Each “GRID” is divided into a green “COLOR BLOCK,” an orange “COLOR BLOCK” and a blue “COLOR BLOCK.” The “COLOR BLOCKS” for each “GRID” are played in conjunction with that “GRID” and each “GRID” is played separately. The play symbols, located in the “YOUR LETTERS” area, “GRID 1” and “GRID 2,” are: the letters A through and including Z.

4. *Prizes:* The prizes that can be won in this game are: \$3, \$5, \$10, \$20, \$30, \$50, \$100, \$1,000 and \$50,000. A player can win up to two times on a ticket.

5. *Approximate number of tickets printed for the game:* Approximately 9,600,000 tickets will be printed for the Color Block Crossword instant lottery game.

6. *Determination of prize winners:*

(a) Holders of tickets where the player completely matches nine entire words in either “GRID,” using only the letters found in the “YOUR LETTERS” area, on a single ticket, shall be entitled to a prize of \$50,000.

(b) Holders of tickets where the player completely matches eight entire words in either “GRID,” using only

the letters found in the “YOUR LETTERS” area, on a single ticket, shall be entitled to a prize of \$1,000.

(c) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$1,000 (ONE THO) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets where the player completely matches seven entire words in either “GRID,” using only the letters found in the “YOUR LETTERS” area, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$100 (ONE HUN) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$100.

(f) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$50.

(g) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$30.

(h) Holders of tickets where the player completely matches six entire words in either “GRID,” using only the letters found in the “YOUR LETTERS” area, on a single ticket, shall be entitled to a prize of \$20.

(i) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$20.

(j) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$10.

(k) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the “YOUR LETTERS” area, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$5.

(l) Holders of tickets where the player completely matches five entire words in either “GRID,” using only the letters found in the “YOUR LETTERS” area, on a single ticket, shall be entitled to a prize of \$3.

(m) Holders of tickets where the player completely matches all the letters in a horizontal “COLOR BLOCK” in either “GRID,” using only the letters found in the

“YOUR LETTERS” area, and a prize symbol of \$3<sup>00</sup> (THR DOL) appears in the “Prize” area for that “COLOR BLOCK,” on a single ticket, shall be entitled to a prize of \$3.

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

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
	\$3 w/ BLUE COLOR BLOCK	\$3	100	96,000
	\$3 w/ ORANGE COLOR BLOCK	\$3	100	96,000
	\$3 w/ GREEN COLOR BLOCK	\$3	100	96,000
	5 WORDS	\$3	33.33	288,000
\$3 w/ BLUE COLOR BLOCK		\$3	100	96,000
\$3 w/ ORANGE COLOR BLOCK		\$3	100	96,000
\$3 w/ GREEN COLOR BLOCK		\$3	100	96,000
5 WORDS		\$3	40	240,000
	\$5 w/ BLUE COLOR BLOCK	\$5	100	96,000
	\$5 w/ ORANGE COLOR BLOCK	\$5	200	48,000
	\$5 w/ GREEN COLOR BLOCK	\$5	100	96,000
\$5 w/ BLUE COLOR BLOCK		\$5	100	96,000
\$5 w/ ORANGE COLOR BLOCK		\$5	90.91	105,600
\$5 w/ GREEN COLOR BLOCK		\$5	66.67	144,000
	\$10 w/ BLUE COLOR BLOCK	\$10	200	48,000
	\$10 w/ ORANGE COLOR BLOCK	\$10	250	38,400
	\$10 w/ GREEN COLOR BLOCK	\$10	200	48,000
\$10 w/ BLUE COLOR BLOCK		\$10	250	38,400
\$10 w/ ORANGE COLOR BLOCK		\$10	200	48,000
\$10 w/ GREEN COLOR BLOCK		\$10	166.67	57,600
	\$20 w/ BLUE COLOR BLOCK	\$20	333.33	28,800
	\$20 w/ ORANGE COLOR BLOCK	\$20	1,000	9,600
	\$20 w/ GREEN COLOR BLOCK	\$20	500	19,200
	6 WORDS	\$20	500	19,200
\$20 w/ BLUE COLOR BLOCK		\$20	1,000	9,600



<i>GRID 1</i> <i>Win With:</i>	<i>GRID 2</i> <i>Win With:</i>	<i>Win:</i>	<i>Approximate Odds</i> <i>Are 1 In:</i>	<i>Approximate No.</i> <i>Of Winners Per</i> <i>9,600,000 Tickets:</i>
\$20 w/ ORANGE COLOR BLOCK		\$20	500	19,200
\$20 w/ GREEN COLOR BLOCK		\$20	500	19,200
6 WORDS		\$20	333.33	28,800
	(6 WORDS) + (\$10 w/ BLUE COLOR BLOCK)	\$30	500	19,200
	(6 WORDS) + (\$10 w/ ORANGE COLOR BLOCK)	\$30	500	19,200
	(6 WORDS) + (\$10 w/ GREEN COLOR BLOCK)	\$30	500	19,200
(6 WORDS) + (\$10 w/ BLUE COLOR BLOCK)		\$30	500	19,200
(6 WORDS) + (\$10 w/ ORANGE COLOR BLOCK)		\$30	500	19,200
(6 WORDS) + (\$10 w/ GREEN COLOR BLOCK)		\$30	500	19,200
	(6 WORDS) + (\$30 w/ BLUE BLOCK)	\$50	2,000	4,800
	(6 WORDS) + (\$30 w/ ORANGE BLOCK)	\$50	2,000	4,800
	(6 WORDS) + (\$30 w/ GREEN BLOCK)	\$50	1,714	5,600
(6 WORDS) + (\$30 w/ BLUE BLOCK)		\$50	1,714	5,600
(6 WORDS) + (\$30 w/ ORANGE BLOCK)		\$50	2,000	4,800
(6 WORDS) + (\$30 w/ GREEN BLOCK)		\$50	2,000	4,800
	\$100 w/ BLUE COLOR BLOCK	\$100	24,000	400
	\$100 w/ ORANGE COLOR BLOCK	\$100	24,000	400
	\$100 w/ GREEN COLOR BLOCK	\$100	24,000	400
	7 WORDS	\$100	6,000	1,600
\$100 w/ BLUE COLOR BLOCK		\$100	12,000	800
\$100 w/ ORANGE COLOR BLOCK		\$100	12,000	800
\$100 w/ GREEN COLOR BLOCK		\$100	24,000	400
7 WORDS		\$100	6,000	1,600

<i>GRID 1 Win With:</i>	<i>GRID 2 Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 9,600,000 Tickets:</i>
	(7 WORDS) + (\$50 w/ BLUE COLOR BLOCK)	\$150	12,000	800
	(7 WORDS) + (\$50 w/ ORANGE COLOR BLOCK)	\$150	12,000	800
	(7 WORDS) + (\$50 w/ GREEN COLOR BLOCK)	\$150	12,000	800
(7 WORDS) + (\$50 w/ BLUE COLOR BLOCK)		\$150	12,000	800
(7 WORDS) + (\$50 w/ ORANGE COLOR BLOCK)		\$150	12,000	800
(7 WORDS) + (\$50 w/ GREEN COLOR BLOCK)		\$150	12,000	800
	\$1,000 w/ BLUE COLOR BLOCK	\$1,000	960,000	10
	\$1,000 w/ ORANGE COLOR BLOCK	\$1,000	960,000	10
	\$1,000 w/ GREEN COLOR BLOCK	\$1,000	960,000	10
	8 WORDS	\$1,000	480,000	20
\$1,000 w/ BLUE COLOR BLOCK		\$1,000	960,000	10
\$1,000 w/ ORANGE COLOR BLOCK		\$1,000	960,000	10
\$1,000 w/ GREEN COLOR BLOCK		\$1,000	960,000	10
8 WORDS		\$1,000	480,000	20
	9 WORDS	\$50,000	1,920,000	5
9 WORDS		\$50,000	1,920,000	5

Scratch the "YOUR LETTERS" to reveal 18 letters. Rub each matching letter every time it is found in either Crossword GRID. Each letter's square, when rubbed gently, will turn a solid green, orange or blue.

When you have matched the letters of five (5) or more entire words in either Crossword GRID, win the corresponding PRIZE shown in the PRIZE KEY. Only the highest prize won in each Crossword GRID will be paid.

Each Crossword GRID is played separately. Each Crossword GRID is played separately from the COLOR BLOCK MATCH. If a "word" extends into more than one COLOR BLOCK section, it is still considered one word and cannot be split to form two "words."

**COLOR BLOCK MATCH:** Each Crossword GRID has a green, an orange and a blue COLOR BLOCK section. After matching all the YOUR LETTERS to the letters in either Crossword GRID, review the letter squares within each horizontal COLOR BLOCK section. When all the letters in a COLOR BLOCK section are matched to the YOUR LETTERS, win prize shown for the corresponding COLOR BLOCK MATCH! A full "word" does not need to be completed to win a COLOR BLOCK MATCH, but every letter within a COLOR BLOCK section must be solid green, orange or blue to win a PRIZE.

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

8. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Color Block Crossword instant lottery game tickets.

9. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a

Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not

exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

10. *Unclaimed prize money:* For a period of 1 year from the announced close of Color Block Crossword, prize money from winning Color Block Crossword instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Color Block Crossword instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

11. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

12. *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 Color Block Crossword or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-259. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Loaded with \$20s Instant Lottery Game 1509

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Loaded with \$20s (hereafter “Loaded with \$20s”). The game number is PA-1509.

2. *Price:* The price of a Loaded with \$20s instant lottery game ticket is \$1.

3. *Play symbols:* Each Loaded with \$20s instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN) and 19 (NINTN). The play sym-

bol and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN) and a \$20 Burst (WIN20) symbol.

4. *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), \$40<sup>00</sup> (FORTY), \$100 (ONE HUN) and \$2,000 (TWO THO).

5. *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$4, \$5, \$10, \$20, \$40, \$100 and \$2,000. A player can win up to four times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 8,400,000 tickets will be printed for the Loaded with \$20s instant lottery game.

#### 7. Determination of prize winners:

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

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(c) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(e) Holders of tickets upon which a \$20 Burst (WIN20) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the “prize” area under that \$20 Burst (WIN20) symbol, on a single ticket, shall be entitled to a prize of \$20.

(f) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(g) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(h) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches either of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(i) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$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.

(j) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of \$1<sup>00</sup> (ONE DOL) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1.

(k) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches either of the "WINNING NUMBERS" play symbols, and a prize symbol of FREE (TICKET) appears in the "prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of one Loaded with \$20s instant game ticket or one Pennsylvania Lottery instant game ticket of equivalent sale price which is currently on sale.

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

<i>When Any Of YOUR NUMBERS Match Either WINNING NUMBER, Win Prize Shown Under The Matching Number: Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 8,400,000 Tickets:</i>
FREE	FREE \$1 TICKET	9.09	924,000
\$1	\$1	25	336,000
\$1 × 2	\$2	55.56	151,200
\$2	\$2	111.11	75,600
\$2 × 2	\$4	111.11	75,600
\$4	\$4	200	42,000
(\$1 × 3) + \$2	\$5	125	67,200
(\$2 × 2) + \$1	\$5	500	16,800
\$5	\$5	500	16,800
\$5 × 2	\$10	1,000	8,400
(\$4 × 2) + (\$1 × 2)	\$10	1,000	8,400
\$5 + \$4 + \$1	\$10	1,000	8,400
\$10	\$10	1,000	8,400
\$5 × 4	\$20	1,000	8,400
\$10 × 2	\$20	1,000	8,400
\$20 w/ \$20 BURST	\$20	100	84,000
\$20	\$20	1,000	8,400
\$10 × 4	\$40	60,000	140
(\$20 w/ \$20 BURST) + (\$5 × 2) + \$10	\$40	12,000	700
(\$20 w/ \$20 BURST) + (\$10 × 2)	\$40	4,000	2,100
(\$20 w/ \$20 BURST) × 2	\$40	3,000	2,800
\$40	\$40	60,000	140
(((\$20 w/ \$20 BURST) × 3) + \$40	\$100	60,000	140
\$100	\$100	120,000	70
\$2,000	\$2,000	840,000	10

Reveal a "\$20 Burst" (WIN20) symbol, win \$20 instantly!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Loaded with \$20s instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a

Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not

exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Loaded with \$20s, prize money from winning Loaded with \$20s instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Loaded with \$20s instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Loaded with \$20s or through normal communications methods.

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-260. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Millionaire Maker Instant Lottery Game 1505

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Millionaire Maker (hereafter “Millionaire Maker”). The game number is PA-1505.

2. *Price:* The price of a Millionaire Maker instant lottery game ticket is \$20.

3. *Play symbols:* Each Millionaire Maker instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area, a “YOUR NUMBERS” area and a “MILLIONAIRE MAKER SPOT” area. The “MILLIONAIRE MAKER SPOT” area is played separately. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17

(SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN) and 40 (FORT). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRT), 31 (THYONE), 32 (THYTWO), 33 (THYTHR), 34 (THYFOR), 35 (THYFIV), 36 (THYSIX), 37 (THYSVN), 38 (THYEGT), 39 (THYNIN), 40 (FORT). Stack of Cash (CASH) symbol, \$200 Symbol (WIN200) symbol and a Bank (WINALL) symbol. The play symbols and their captions, located in the “MILLIONAIRE MAKER SPOT” area, are: Treasure Chest (TRY AGAIN) symbol, Vault (TRY AGAIN) symbol, Wallet (TRY AGAIN) symbol, Stack of Coins (TRY AGAIN) symbol, Gold Bar (TRY AGAIN) symbol, Dollar Bill (TRY AGAIN) symbol and a MAKER (\$1MILL) symbol.

4. *Prize Symbols:* The prize symbols and their captions, located in the “YOUR NUMBERS” area, are: \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$400 (FOR HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$100,000 (ONEHUNTHO).

5. *Prizes:* The prizes that can be won in the “YOUR NUMBERS” area, are: \$20, \$30, \$50, \$100, \$200, \$400, \$500, \$1,000, \$10,000 and \$100,000. The prize that can be won in the “MILLIONAIRE MAKER SPOT” area, is: \$1,000,000. A player can win up to 20 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 7,200,000 tickets will be printed for the Millionaire Maker instant lottery game.

#### 7. *Determination of prize winners:*

(a) Holders of tickets upon which a MAKER (\$1MILL) symbol appears in the “MILLIONAIRE MAKER SPOT” area, on a single ticket, shall be entitled to a prize of \$1,000,000. The prize shall be paid as a one-time, lump-sum cash payment.

(b) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$100,000 (ONEHUNTHO) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100,000.

(c) Holders of tickets upon which a Bank (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$10,000 (TEN THO) appears in nine of the “Prize” areas, a prize symbol of \$1,000 (ONE THO) appears in nine of the “Prize” areas and a prize symbol of \$500 (FIV HUN) appears in two of the “Prize” areas, on a single ticket, shall be entitled to a prize of \$100,000.

(d) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$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.

(e) Holders of tickets upon which a Bank (WINALL) symbol appears in the “YOUR NUMBERS” area, and a

prize symbol of \$500 (FIV HUN) appears in all 20 of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$10,000.

(f) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$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.

(g) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(h) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in six of the "Prize" areas, a prize symbol of \$50<sup>00</sup> (FIFTY) appears in four of the "Prize" areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

(i) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in all 20 of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$1,000.

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

(k) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$500.

(l) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in three of the "Prize" areas, a prize symbol of \$20<sup>00</sup> (TWENTY) appears in 16 of the "Prize" areas and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in one of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(m) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in ten of the "Prize" areas and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in ten of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$500.

(n) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$400.

(o) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$400 (FOR HUN) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$400.

(p) Holders of tickets upon which a Bank (WINALL) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in all 20 of the "Prize" areas, on a single ticket, shall be entitled to a prize of \$400.

(q) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$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.

(r) Holders of tickets upon which a \$200 Symbol (WIN200) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under that \$200 Symbol (WIN200) symbol, on a single ticket, shall be entitled to a prize of \$200.

(s) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$200 (TWO HUN) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$200.

(t) Holders of tickets upon which any one of the "YOUR NUMBERS" play symbols matches any of the "WINNING NUMBERS" play symbols, and a prize symbol of \$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.

(u) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$100.

(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 \$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.

(w) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$50.

(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 \$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.

(y) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$30.

(z) 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.

(aa) Holders of tickets upon which a Stack of Cash (CASH) symbol appears in the "YOUR NUMBERS" area, and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under that Stack of Cash (CASH) symbol, on a single ticket, shall be entitled to a prize of \$20.

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

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 7,200,000 Tickets:</i>
\$20 w/ STACK OF CASH	\$20	15	480,000
\$20	\$20	30	240,000
\$30 w/ STACK OF CASH	\$30	30	240,000
\$30	\$30	15	480,000
\$30 + \$20	\$50	150	48,000
(\$20 w/ STACK OF CASH) + \$30	\$50	75	96,000
(\$30 w/ STACK OF CASH) + (\$20 w/ STACK OF CASH)	\$50	75	96,000
\$50 w/ STACK OF CASH	\$50	30	240,000
\$50	\$50	150	48,000
\$20 × 5	\$100	300	24,000
\$50 × 2	\$100	300	24,000
(((\$20 w/ STACK OF CASH) × 3) + (\$20 × 2))	\$100	300	24,000
(\$50 w/ STACK OF CASH) × 2	\$100	300	24,000
\$100 w/ STACK OF CASH	\$100	150	48,000
\$100	\$100	150	48,000
\$20 × 10	\$200	6,000	1,200
(((\$20 w/ STACK OF CASH) × 5) + (((\$30 w/ STACK OF CASH) × 2) + (\$20 × 2))	\$200	2,400	3,000
(\$20 w/ STACK OF CASH) × 10	\$200	2,400	3,000
\$200 w/ STACK OF CASH	\$200	2,400	3,000
\$200 w/ \$200 SYMBOL	\$200	133.33	54,000
\$200	\$200	6,000	1,200
BANK w/ (\$20 × 20)	\$400	1,000	7,200
\$50 × 8	\$400	24,000	300
\$100 × 4	\$400	24,000	300
(((\$20 w/ STACK OF CASH) × 10) + (\$200 w/ \$200 SYMBOL))	\$400	12,000	600
(\$100 w/ STACK OF CASH) × 4	\$400	24,000	300
(\$200 w/\$200 SYMBOL) × 2	\$400	8,000	900
\$400 w/ STACK OF CASH	\$400	24,000	300
\$400	\$400	24,000	300
BANK w/ ((\$30 × 10) + (\$20 × 10))	\$500	6,000	1,200
BANK w/ ((\$50 × 3) + (\$20 × 16) + \$30)	\$500	6,000	1,200
\$50 × 10	\$500	120,000	60
(((\$50 w/ STACK OF CASH) × 6) + (\$200 w/ \$200 SYMBOL))	\$500	120,000	60
(\$100 w/ STACK OF CASH) × 5	\$500	120,000	60
\$500 w/ STACK OF CASH	\$500	120,000	60
\$500	\$500	120,000	60
BANK w/ (\$50 × 20)	\$1,000	8,000	900
BANK w/ ((\$100 × 6) + (\$50 × 4) + (\$20 × 10))	\$1,000	8,000	900
\$200 × 5	\$1,000	120,000	60

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 7,200,000 Tickets:</i>
(\$200 w/ \$200 SYMBOL) × 5	\$1,000	120,000	60
(\$500 w/ STACK OF CASH) × 2	\$1,000	120,000	60
\$1,000 w/ STACK OF CASH	\$1,000	120,000	60
\$1,000	\$1,000	120,000	60
BANK w/ (\$500 × 20)	\$10,000	720,000	10
\$10,000	\$10,000	1,440,000	5
BANK w/ ((\$10,000 × 9) + (\$1,000 × 9) + (\$500 × 2))	\$100,000	1,440,000	5
\$100,000	\$100,000	1,440,000	5
MILLIONAIRE MAKER SPOT w/ MAKER SYMBOL	\$1,000,000	1,440,000	5

Reveal a “Stack of Cash” (CASH) symbol, win prize shown under that symbol automatically.

Reveal a “\$200 Symbol” (WIN200) symbol, win \$200 instantly.

Reveal a “Bank” (WINALL) symbol, win all 20 prizes shown!

MILLIONAIRE MAKER SPOT: Reveal a “MAKER” (\$1MILL) symbol, win \$1,000,000 instantly! MILLIONAIRE MAKER SPOT played separately.

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Millionaire Maker instant lottery game tickets.

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

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Millionaire Maker, prize money from winning Millionaire Maker instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Millionaire Maker instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

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

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 21-261. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Money Roll Instant Lottery Game 1508

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Money Roll (hereafter “Money Roll”). The game number is PA-1508.

2. *Price:* The price of a Money Roll instant lottery game ticket is \$2.

3. *Play symbols:* Each Money Roll instant lottery game ticket will contain one play area. The play symbols and their captions, located in the play area, are: Bank (BANK) symbol, Wallet (WALLET) symbol, Vault (VAULT) symbol, Stack of Coins (COINS) symbol, Pot of



Gold (PTGOLD) symbol, Treasure Chest (CHEST) symbol, Crown (CROWN) symbol, Piggybank (PIGBNK) symbol, Gold Bar (GOLD) symbol, Purse (PURSE) symbol, Check (CHECK) symbol, Diamond (DIAMND) symbol, Star (STAR) symbol, Necklace (NCKLACE) symbol, Moon (MOON) symbol, Key (KEY) symbol and a Money Roll (MNYRL) symbol.

4. *Prize symbols:* The prize symbols and their captions, located in the play area, are: \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THR DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$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) and \$20,000 (TWY THO).

5. *Prizes:* The prizes that can be won in this game are: \$2, \$3, \$4, \$5, \$10, \$20, \$30, \$50, \$100, \$500, \$1,000 and \$20,000. A player can win up to 13 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 7,200,000 tickets will be printed for the Money Roll instant lottery game.

7. *Determination of prize winners:*

(a) Determination of prize winners for holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area, are:

(1) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$20,000 (TWY THO) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$20,000.

(2) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$1,000 (ONE THO) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(3) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$500 (FIV HUN) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$500.

(4) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$100 (ONE HUN) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$100.

(5) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$50.

(6) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$30.

(7) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$20.

(8) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$10.

(9) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$5.

(10) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$4.

(11) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$3<sup>00</sup> (THR DOL) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$3.

(12) Holders of tickets upon which a Money Roll (MNYRL) symbol appears in the play area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the "Prize" area under that Money Roll (MNYRL) symbol, on a single ticket, shall be entitled to a prize of \$2.

(b) Determination of prize winners for holders of tickets upon which seven or more Money Roll (MNYRL) symbols appear in the play area, are:

(1) Holders of tickets with 12 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$50.

(2) Holders of tickets with 11 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$20.

(3) Holders of tickets with 10 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$10.

(4) Holders of tickets with 9 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$5.

(5) Holders of tickets with 8 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$3.

(6) Holders of tickets with 7 Money Roll (MNYRL) symbols in the play area, on a single ticket, shall be entitled to a prize of \$2.

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

<i>Reveal A "Money Roll" (MNYRL) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Count Up:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 7,200,000 Tickets:</i>
\$2		\$2	12.5	576,000
\$3		\$3	30	240,000
\$2 × 2		\$4	50	144,000

<i>Reveal A "Money Roll" (MNYRL) Symbol, Win Prize Shown Under That Symbol. Win With:</i>	<i>Count Up:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 7,200,000 Tickets:</i>
\$4		\$4	75	96,000
\$3 + \$2		\$5	42.86	168,000
\$5		\$5	60	120,000
\$2 × 5		\$10	214.29	33,600
\$5 × 2		\$10	214.29	33,600
(\$4 × 2) + \$2		\$10	187.5	38,400
\$10		\$10	166.67	43,200
\$4 × 5		\$20	750	9,600
\$10 × 2		\$20	750	9,600
(\$2 × 7) + \$3	\$3 w/ 8 MONEY ROLL SYMBOLS	\$20	100	72,000
\$20		\$20	1,500	4,800
\$5 × 6		\$30	6,000	1,200
\$2 × 10	\$10 w/ 10 MONEY ROLL SYMBOLS	\$30	1,200	6,000
(\$3 × 5) + (\$2 × 3) + \$4	\$5 w/ 9 MONEY ROLL SYMBOLS	\$30	1,200	6,000
\$4 × 7	\$2 w/ 7 MONEY ROLL SYMBOLS	\$30	1,333	5,400
(\$5 × 2) + (\$4 × 2) + (\$2 × 3) + \$3	\$3 w/ 8 MONEY ROLL SYMBOLS	\$30	2,400	3,000
\$30		\$30	6,000	1,200
\$10 × 5		\$50	12,000	600
(\$2 × 10) + \$10	\$20 w/ 11 MONEY ROLL SYMBOLS	\$50	4,000	1,800
\$4 × 10	\$10 w/ 10 MONEY ROLL SYMBOLS	\$50	6,000	1,200
\$5 × 9	\$5 w/ 9 MONEY ROLL SYMBOLS	\$50	6,000	1,200
(\$10 × 3) + (\$5 × 2) + (\$2 × 2) + \$3	\$3 w/ 8 MONEY ROLL SYMBOLS	\$50	6,000	1,200
(\$10 × 3) + (\$5 × 2) + (\$4 × 2)	\$2 w/ 7 MONEY ROLL SYMBOLS	\$50	6,000	1,200
\$50		\$50	12,000	600
\$20 × 5		\$100	24,000	300
(\$5 × 4) + (\$4 × 7) + \$2	\$50 w/ 12 MONEY ROLL SYMBOLS	\$100	12,000	600
(\$10 × 5) + (\$5 × 6)	\$20 w/ 11 MONEY ROLL SYMBOLS	\$100	12,000	600
(\$20 × 2) + (\$10 × 2) + (\$5 × 6)	\$10 w/ 10 MONEY ROLL SYMBOLS	\$100	12,000	600
\$100		\$100	24,000	300
(\$50 × 6) + (\$30 × 4) + \$20 + \$10	\$50 w/ 12 MONEY ROLL SYMBOLS	\$500	24,000	300
\$500		\$500	24,000	300
\$1,000		\$1,000	720,000	10
\$20,000		\$20,000	720,000	10

When you find at least 7 "Money Roll" (MNYRL) symbols in the play area, win corresponding prize shown in the PRIZE LEGEND above.

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Money Roll instant lottery game tickets.

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

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Money Roll, prize money from winning Money Roll instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Money Roll instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

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

C. DANIEL HASSELL,  
Secretary

[Pa.B. Doc. No. 21-262. Filed for public inspection February 19, 2021, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Terrific 10s Instant Lottery Game 1506

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 819.203 (relating to notice of instant game rules), the Secretary of Revenue hereby provides public notice of the rules for the following instant lottery game:

1. *Name:* The name of the game is Pennsylvania Terrific 10s (hereafter “Terrific 10s”). The game number is PA-1506.

2. *Price:* The price of a Terrific 10s instant lottery game ticket is \$5.

3. *Play symbols:* Each Terrific 10s instant lottery game ticket will contain one play area featuring a “WINNING NUMBERS” area and a “YOUR NUMBERS” area. The play symbols and their captions, located in the “WINNING NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the “YOUR NUMBERS” area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWY TWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT), 10 Burst (TEN) symbol, \$10 Bill (WIN10) symbol and a TERRIFIC (WINALL) symbol.

4. *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), \$20<sup>00</sup> (TWENTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN), \$1,000 (ONE THO), \$10,000 (TEN THO) and \$250,000 (TWHNFYTH).

5. *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$40, \$50, \$100, \$200, \$500, \$1,000, \$10,000 and \$250,000. A player can win up to 12 times on a ticket.

6. *Approximate number of tickets printed for the game:* Approximately 12,000,000 tickets will be printed for the Terrific 10s instant lottery game.

#### 7. *Determination of prize winners:*

(a) Holders of tickets upon which any one of the “YOUR NUMBERS” play symbols matches any of the “WINNING NUMBERS” play symbols, and a prize symbol of \$250,000 (TWHNFYTH) appears in the “prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$250,000.

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

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

(d) Holders of tickets upon which a TERRIFIC (WINALL) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$200 (TWO HUN) appears in two of the “prize” areas, a prize symbol of \$100 (ONE HUN) appears in two of the “prize” areas and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in eight of the “prize” areas, on a single ticket, shall be entitled to a prize of \$1,000.



prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the “prize” area under that \$10 Bill (WIN10) symbol, on a single ticket, shall be entitled to a prize of \$10.

(aa) 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.

(bb) Holders of tickets upon which a 10 Burst (TEN) symbol appears in the “YOUR NUMBERS” area, and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the “prize” area under that 10 Burst (TEN) symbol, on a single ticket, shall be entitled to a prize of \$5.

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

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
\$5	\$5	30	400,000
\$5 w/ 10 BURST	\$5	12	1,000,000
\$5 × 2	\$10	120	100,000
\$10 w/ \$10 BILL	\$10	24	500,000
\$10 w/ 10 BURST	\$10	60	200,000
\$10	\$10	120	100,000
\$10 × 2	\$20	600	20,000
(((\$5 w/ 10 BURST) × 2) + (\$10 w/ \$10 BILL))	\$20	300	40,000
(\$10 w/ 10 BURST) + (\$10 w/ \$10 BILL)	\$20	300	40,000
(\$10 w/ \$10 BILL) × 2	\$20	60	200,000
\$20 w/ 10 BURST	\$20	120	100,000
\$20	\$20	600	20,000
\$5 × 8	\$40	600	20,000
(((\$10 w/ 10 BURST) × 2) + (\$10 w/ \$10 BILL) + (\$5 × 2))	\$40	600	20,000
(\$10 w/ \$10 BILL) × 4	\$40	200	60,000
\$40 w/ 10 BURST	\$40	600	20,000
\$40	\$40	600	20,000
\$5 × 10	\$50	600	20,000
(((\$5 w/ 10 BURST) × 4) + (((\$10 w/ \$10 BILL) × 2) + (\$5 × 2))	\$50	600	20,000
(\$5 w/ 10 BURST) × 10	\$50	600	20,000
\$50 w/ 10 BURST	\$50	600	20,000
\$50	\$50	600	20,000
TERRIFIC w/ (((\$10 × 8) + (\$5 × 4))	\$100	1,200	10,000
TERRIFIC w/ (((\$20 × 2) + (\$10 × 2) + (\$5 × 8))	\$100	1,200	10,000
\$10 × 10	\$100	12,000	1,000
(((\$10 w/ 10 BURST) × 5) + (((\$10 w/ \$10 BILL) × 5))	\$100	12,000	1,000
(((\$20 w/ 10 BURST) × 3) + (((\$10 w/ \$10 BILL) × 2) + (\$5 × 4))	\$100	12,000	1,000
(\$10 w/ \$10 BILL) × 10	\$100	3,000	4,000
\$100 w/ 10 BURST	\$100	3,000	4,000
\$100	\$100	12,000	1,000
TERRIFIC w/ (((\$20 × 8) + (\$10 × 4))	\$200	12,000	1,000

<i>When Any Of YOUR NUMBERS Match Any WINNING NUMBER, Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Odds Are 1 In:</i>	<i>Approximate No. Of Winners Per 12,000,000 Tickets:</i>
TERRIFIC w/ (( $\$50 \times 2$ ) + ( $\$20 \times 2$ ) + ( $\$10 \times 4$ ) + ( $\$5 \times 4$ ))	\$200	12,000	1,000
$\$50 \times 4$	\$200	24,000	500
\$200 w/ 10 BURST	\$200	24,000	500
\$200	\$200	24,000	500
TERRIFIC w/ (( $\$50 \times 8$ ) + ( $\$40 \times 2$ ) + ( $\$10 \times 2$ ))	\$500	24,000	500
TERRIFIC w/ (( $\$100 \times 2$ ) + ( $\$50 \times 4$ ) + ( $\$20 \times 4$ ) + ( $\$10 \times 2$ ))	\$500	30,000	400
$\$50 \times 10$	\$500	120,000	100
(( $\$10$ w/ $\$10$ BILL) $\times 5$ ) + ( $\$100 \times 4$ ) + $\$50$	\$500	120,000	100
( $\$50$ w/ 10 BURST) $\times 10$	\$500	120,000	100
\$500 w/ 10 BURST	\$500	120,000	100
\$500	\$500	120,000	100
TERRIFIC w/ (( $\$100 \times 8$ ) + ( $\$50 \times 4$ ))	\$1,000	120,000	100
TERRIFIC w/ (( $\$200 \times 2$ ) + ( $\$100 \times 2$ ) + ( $\$50 \times 8$ ))	\$1,000	120,000	100
$\$100 \times 10$	\$1,000	120,000	100
\$1,000	\$1,000	120,000	100
$\$1,000 \times 10$	\$10,000	1,200,000	10
\$10,000	\$10,000	1,200,000	10
\$250,000	\$250,000	1,200,000	10

Reveal a "10 Burst" (TEN) symbol, win prize shown under that symbol automatically.

Reveal a "\$10 Bill" (WIN10) symbol, win \$10 instantly.

Reveal a "TERRIFIC" (WINALL) symbol, win all 12 prizes shown!

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

9. *Retailer incentive awards:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Terrific 10s instant lottery game tickets.

10. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania instant lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a

winning ticket. A bonus will be initiated for payment after the instant ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery instant ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

11. *Unclaimed prize money:* For a period of 1 year from the announced close of Terrific 10s, prize money from winning Terrific 10s instant lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto. If no claim is made within 1 year of the announced close of the Terrific 10s instant lottery game, the right of a ticket holder to claim the prize represented by the ticket, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided for by statute.

12. *Governing law:* In purchasing a ticket, the customer agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), 61 Pa. Code Part V (relating to State Lotteries) and the provisions contained in this notice.

13. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be

disseminated through media used to advertise or promote Terrific 10s or through normal communications methods.

C. DANIEL HASSELL,  
*Secretary*

[Pa.B. Doc. No. 21-263. Filed for public inspection February 19, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application and Request for a Certificate of Authority to Provide a Continuing Care Retirement Community by Erie SNF Operations, LLC

Erie SNF Operations, LLC has applied for a Certificate of Authority to operate a Continuing Care Retirement Community at Nightingale Retirement Community in Erie, PA. The initial filing was received on February 8, 2021, and was made under the Continuing-Care Provider Registration and Disclosure Act (40 P.S. §§ 3201—3225).

Persons wishing to comment on the grounds of public or private interest to the issuance of a Certificate of Authority are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient details to inform the Department of the exact basis of the statement. Written statements should be e-mailed to Karen M. Feather, kfeather@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 21-264. Filed for public inspection February 19, 2021, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Workers' Compensation Security Fund Assessment; Notice 2021-01

The Insurance Department (Department) has determined that no contributions will be required during 2021 to maintain the balance of the Workers' Compensation Security Fund (Fund).

Section 9(1) of the Workers' Compensation Security Fund Act (act) (77 P.S. § 1059(1)) states "[i]f, due to the payment of liabilities or claims, the balance of the fund is reduced below \$500,000,000, the department shall require contributions to maintain the actuarial soundness of the fund and to restore, in a timely manner, the balance of the fund to a level at or above \$500,000,000."

As of the evaluation of December 31, 2020, the balance of the Fund exceeded \$500,000,000. Therefore, insurers writing workers' compensation insurance in this Commonwealth will not be required to submit contributions to the Fund in 2021.

The act may be viewed at [www.ncigf.org](http://www.ncigf.org) (select "Resources," then "Laws and Law Summaries") and 31 Pa. Code Chapter 165 (relating to the Workers' Compensation Security Fund) may be viewed at [www.pacodeandbulletin.gov](http://www.pacodeandbulletin.gov).

Additional information regarding the Fund is located on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov).

No acknowledgement of this notice is required.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 21-265. Filed for public inspection February 19, 2021, 9:00 a.m.]

## LEGISLATIVE REFERENCE BUREAU

### Documents Filed But Not Published

The Legislative Reference Bureau (Bureau) accepted the following documents during the preceding calendar month for filing without publication under 1 Pa. Code § 3.13(b) (relating to contents of *Bulletin*). The Bureau will continue to publish on a monthly basis either a summary table identifying the documents accepted during the preceding calendar month under this subsection or a statement that no documents have been received. For questions concerning or copies of documents filed, but not published, call (717) 783-1530.

#### *Governor's Office*

Management Directive No. 315.27—Recovery of Conversion Payments, Amended January 19, 2021.

Administrative Circular No. 21-01—Distribution of the 2021-22 Commonwealth Budget, Dated January 4, 2021.

Administrative Circular No. 21-02—Computation of Interest Penalties, Act 1982-266 Amended, Dated January 11, 2021.

Administrative Circular No. 21-03—2021-22 Budget Hearing Materials, Dated January 13, 2021.

Administrative Circular No. 21-04—Closing Instruction No. 1, Fiscal Year 2020-21; Submission of Purchasing Documents, Dated January 22, 2021.

AMY J. MENDELSON,  
*Director*  
*Pennsylvania Code and Bulletin*

[Pa.B. Doc. No. 21-266. Filed for public inspection February 19, 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 March 8, 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 March

8, 2021. In accordance with the Commission's Emergency Order at M-2020-3019262, all parties participating in matters pending before the Commission are required to eFile their submissions by opening an eFiling account and accepting EService. 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 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-2020-3022082. R&J Transportation Service, LLC** (351 Oak Hollow Road, Lock Haven, Clinton County, PA 17745) 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 Clinton County to points in Pennsylvania, and return.

**A-2021-3023814. Avenues** (2 Park Street, Pottsville, Schuylkill County, PA 17901) persons in paratransit service, by motor vehicle, from points in Northumberland and Schuylkill Counties to points in Pennsylvania, and return.

**A-2021-3024036. Melvin Cisney** (181 Church Avenue, Apartment A, Ephrata, Lancaster County, PA 17522) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, limited to persons whose personal convictions prevent them from owning or operating motor vehicles, from points in Lancaster County to points in Pennsylvania, and return.

**Application of the following for approval of the beginning of the exercise of the right and privilege of operating motor vehicles as common carriers for the transportation of household goods as described under the application.**

**A-2021-3023762. Little Guy Moving, LLC** (830 Springhill Road, Secane, PA 19018) to transport, as a common carrier, by motor vehicle, household goods in use, between points in Pennsylvania.

**Application of the following for approval to begin operating as contract carriers for transportation of persons as described under the application.**

**A-2021-3024013. Wills Taxi Service, LLC** (197 High Street, Berlin, Somerset County, PA 15530) to transport persons, in contract carrier service, for Coordinated Transportation Solutions, Inc., from points in the Counties of Bedford, Cambria, Fayette, Somerset and Westmoreland to points in Pennsylvania, and return.

ROSEMARY CHIAVETTA,  
Secretary

[Pa.B. Doc. No. 21-267. Filed for public inspection February 19, 2021, 9:00 a.m.]

## PHILADELPHIA PARKING AUTHORITY

### Service of Default Order

**Philadelphia Parking Authority, Taxicab and  
Limousine Division v. Oussama Moutki;  
Doc. No. C-19-08-063**

Attention Oussama Moutki, last known address of 5011 Sansom Street, Philadelphia, PA 19139, this notice advises that a Default Order of Hearing Officer, Hon. Sheldon C. Jelin was issued and entered on February 9, 2021, with the Philadelphia Parking Authority's (Authority) Taxicab and Limousine Division's (TLD) Office of the Clerk.

On August 30, 2019, the Enforcement Department of the TLD of the Authority issued the following citations to Oussama Moutki (Respondent): Citation T-28737 for a violation of 52 Pa. Code § 1017.24, failure to properly activate and display meter; Citation T-28738 for a violation of 52 Pa. Code § 1021.11, rates charged other than tariff; and Citation T-28739 for a violation of 52 Pa. Code § 1021.11, discourage, prevent, refuse use of a credit card.

The complaints were served by proof-of-mail on August 30, 2019, but were returned to the TLD marked as "return to sender, attempted, moved, unable to forward."

Service of the complaints was effectuated on October 12, 2019, via publication in the *Pennsylvania Bulletin* pursuant to 52 Pa. Code § 1001.51(e) (relating to service by the Authority). See 49 Pa.B. 6048.

Respondent did not pay the penalty amount identified on each citation or file a request for a hearing with the TLD Clerk within 15 days after the date of service as provided in 52 Pa. Code § 1005.13(b) (relating to answer to citations).

On November 9, 2019, a notice was published in the *Pennsylvania Bulletin* to remind Respondent of the outstanding citations; to either pay the penalties, request a hearing, or suffer a default. See 49 Pa.B. 6792.

To date, more than 15 days have expired and Respondent has failed to pay the penalties or file a request for a hearing with the TLD Clerk. Therefore, pursuant to 52 Pa. Code 1005.13(c) the complaint is sustained and a Default Order is entered against Respondent.

A penalty of \$100 is imposed on Citation T-28737, a penalty of \$500 is imposed on Citation T-28738, and a penalty of \$1,000 is imposed on Citation T-28739 along with an administration fee of \$75 for a total of \$1675.

Respondent is Ordered to pay \$1,675 by February 24, 2021.

Pursuant to 52 Pa. Code § 1001.13(b) this Order will become effective on February 24, 2021 as an adjudication of the Authority if not selected for review by the Authority.

Respondent is hereby notified to cease and desist from further violations of the Taxicab and Limousine regulations, 52 Pa. Code, §§ 1001.1 et seq.

Hon. Sheldon C. Jelin (Ret.)  
Hearing Officer



If you have any questions concerning this notice, please do not hesitate to contact the TLD's Office of the Clerk, Sherry Rudzinski, Clerk, (215) 683-9498, TLDclerk@philapark.org.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 21-268. Filed for public inspection February 19, 2021, 9:00 a.m.]

**STATE BOARD OF PHARMACY**

**Cancer Drug Repository Program; Income Limits for Eligibility**

In accordance with 49 Pa. Code § 27.506 (relating to patient eligibility), the State Board of Pharmacy is hereby providing notice that to participate in the Cancer Drug Repository Program in 2021, a patient's 2020 income cannot have exceeded the following limits:

**Current Income Levels for the Cancer Drug Repository Program**

<i>Family Size</i>	<i>2020 Annual Income Limit</i>
1	\$45,080
2	\$60,970
3	\$76,860
4	\$92,750
5	\$108,640
6	\$124,350
7	\$140,420
8	\$156,310
Each Additional Person	\$15,890

JANET GETZEY HART, RPh,  
*Chairperson*

[Pa.B. Doc. No. 21-269. Filed for public inspection February 19, 2021, 9:00 a.m.]

**STATE CONSERVATION COMMISSION**

**Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program**

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

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

For individuals who wish to challenge an action, 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, so individuals interested in challenging this action 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.

**Odor Management Plan—Public Notice Spreadsheet—Actions**

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Brian L. and Amy Musser— Poultry Farm 173 Hickory Road Pine Grove, PA 17963	Schuylkill County/ Washington Township	213.95	Broilers	Amended	Approved
John S. Petersheim— West Hernley Road 320 West Hernley Road Manheim, PA 17545	Lancaster County/ Rapho Township	0	Layers	New	Approved
Eric Newswanger 107 Awol Road Jonestown, PA 17038	Lebanon County/ Union Township	385.15	Broilers	Amended	Approved
Silver Springs Ranch, LLC 567 Star Hill Road Harveys Lake, PA 18618	Wyoming County/ Monroe Township	149.6	Horses	New	Approved

<i>Ag Operation Name, Address</i>	<i>County/Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Hissong Farmstead, Inc.— Unit 1 and Unit 2 6841 Buchanan Trail West Mercersburg, PA 17236	Franklin County/ Montgomery Township	1,329	Cattle	Amended	Approved
Hissong Farmstead, Inc.— RK Farm 0 Rockdale Road Mercersburg, PA 17236	Franklin County/ Peters Township	0	Cattle	New	Approved

PATRICK McDONNELL,  
*Chairperson*

[Pa.B. Doc. No. 21-270. Filed for public inspection February 19, 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 January 1, 2021, through January 31, 2021.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, Ext. 1312, fax (717) 238-2436, 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. Borough of Tyrone—Public Water Supply System, GF Certificate No. GF-202101147, Snyder Township, Blair County, PA; Sink Run; Issue Date: January 14, 2021.
2. Borough of Millheim—Millheim Borough Water Company, GF Certificate No. GF-202101148, Millheim Borough and Penn Township, Centre County, PA; Phillips Creek; Issue Date: January 14, 2021.
3. South Renovo Borough—Public Water Supply System, GF Certificate No. GF-202101149, Noyes Township, Clinton County, PA; Halls Run Reservoir and Well 1; Issue Date: January 14, 2021.
4. Geneva Farm Golf Course, Inc.—Geneva Farm Golf Club, GF Certificate No. GF-202101150, Street, Harford County, MD; combined withdrawal from Wells 1—3 and Irrigation Pond; Issue Date: January 22, 2021.
5. Kreamer Municipal Authority—Public Water Supply System, GF Certificate No. GF-202101151, Middlecreek Township, Snyder County, PA; Wells 4 and 9; Issue Date: January 22, 2021.
6. Saint Francis University, GF Certificate No. GF-202101152, Allegheny Township and Loretto Borough, Cambria County, PA; Wells 1 and 2; Issue Date: January 26, 2021.

7. McClure Municipal Authority—Public Water Supply System, GF Certificate No. GF-202101153, McClure Borough, Snyder County, PA; Wells 1, 3 and 4; Issue Date: January 26, 2021.

8. SUEZ Water Pennsylvania, Inc.—Dallas Operation, GF Certificate No. GF-202101154, Dallas Township, Luzerne County, PA; Country Club Well, Bunn Well, Haddonfield Well and Snyder Well; Issue Date: January 26, 2021.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806 and 808

*Dated:* February 4, 2021

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 21-271. Filed for public inspection February 19, 2021, 9:00 a.m.]

## SUSQUEHANNA RIVER BASIN COMMISSION

### Telephonic Commission Meeting

The Susquehanna River Basin Commission (Commission) will conduct its regular business meeting telephonically on Friday, March 12, 2021, at 9 a.m. Details concerning the matters to be addressed at the business meeting are contained in the Supplementary Information section of this notice. The Commission published a document at 86 FR 2024 (January 11, 2021), concerning its public hearing on February 4, 2021, in Harrisburg, PA.

For further information contact Jason E. Oyler, General Counsel and Secretary, (717) 238-0423, fax (717) 238-2436.

#### *Supplementary Information*

The business meeting will include actions or presentations on the following items: (1) recognition of the Commission's 50th anniversary; (2) release of proposed rule-making for public comment; (3) ratification/approval of contracts/grants; and (4) Regulatory Program projects.

This agenda is complete at the time of issuance, but other items may be added, and some stricken without further notice. The listing of an item on the agenda does not necessarily mean that the Commission will take final action on it at this meeting. When the Commission does

take final action, notice of these actions will be published in the *Federal Register* after the meeting. Any actions specific to projects will also be provided in writing directly to project sponsors.

Due to the novel coronavirus (COVID-19) orders, the meeting will be conducted telephonically and there will be no physical public attendance. The public is invited to attend the Commission's business meeting by telephone conference and may do so by dialing (888) 387-8686, the conference room code number is # 9179686050. Written comments pertaining to items on the agenda at the business meeting may be mailed to the Susquehanna River Basin Commission, 4423 North Front Street, Harrisburg, PA 17110-1788, or submitted electronically through [www.srbc.net/about/meetings-events/business-meeting.html](http://www.srbc.net/about/meetings-events/business-meeting.html). The comments are due to the Commission on or before March 10, 2021. Comments will not be accepted at the business meeting noticed herein.

*Authority:* Pub.L. No. 91-575, 84 Stat. 1509 et seq., 18 CFR Parts 806—808

*Dated:* February 5, 2021

ANDREW D. DEHOFF,  
*Executive Director*

[Pa.B. Doc. No. 21-272. Filed for public inspection February 19, 2021, 9:00 a.m.]

