

# 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 1, 2022.

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

### BANKING INSTITUTIONS

#### Branch Applications

##### De Novo Branches

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Action</i>
01-26-2022	Citizens & Northern Bank Wellsboro Tioga County	500 Chesterbrook Boulevard Wayne Chester County	Filed
01-28-2022	CNB Bank Clearfield Clearfield County	164 Market Street Westlake Cuyahoga County, OH	Approved
01-28-2022	First Citizens Community Bank Mansfield Tioga County	3630 Rothsville Road Ephrata Lancaster County	Approved

### CREDIT UNIONS

#### Consolidations, Mergers and Absorptions

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Action</i>
01-27-2022	Belco Community Credit Union Harrisburg Dauphin County  Application for approval to merge Wilmac Employees Credit Union, York, with and into Belco Community Credit Union, Harrisburg.	Filed

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. 22-235. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Maximum Lawful Rate of Interest for Residential Mortgages for the Month of March 2022

The Department of Banking and Securities (Department), under the authority contained in section 301 of the act of January 30, 1974 (P.L. 13, No. 6) (41 P.S. § 301), determines that the maximum lawful rate of interest for residential mortgages for the month of March 2022, is 4 1/2%.

The interest rate limitations under the Commonwealth's usury statute were pre-empted to a great extent

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

Each month the Department is required by State law to compute and announce the ceiling rate on residential mortgages in this Commonwealth. This maximum rate is determined by adding 2.50 percentage points to the yield rate on long-term government bonds as published by the Federal Reserve Board or the United States Treasury, or both. The latest yield rate on long-term government securities is 2.00 to which was added 2.50 percentage

points for a total of 4.50 that by law is rounded off to the nearest quarter at 4 1/2%.

RICHARD VAGUE,  
*Secretary*

[Pa.B. Doc. No. 22-236. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF EDUCATION

### Availability of the Nita M. Lowey 21st Century Community Learning Centers Cohort 11 Grant Instructions for Application

The Department of Education (Department) announces the availability of the Nita M. Lowey 21st Century Community Learning Centers (CCLC) Cohort 11 Grant Instructions for Application (IFA). The Cohort 11 application for the 21st CCLC grant will be submitted by the eGrants system starting February 15, 2022. The period of availability is 5 years, which is anticipated to begin October 1, 2022, and end September 30, 2027, subject to availability of funds from the United States Department of Education and satisfactory performance of the grantee in the previous year.

The Nita M. Lowey 21st CCLC grant is a competitive grant that provides Federal funding to establish community learning centers that provide academic, artistic and cultural enrichment opportunities for students and their families. These opportunities must occur during nonschool hours or periods when school is not in session to help students attending high-poverty and low-performing schools to meet State and local standards in core academic subjects. Centers must also offer students a broad array of activities that can complement their regular academic programs and literacy and other educational services to their families. The 21st CCLC program is authorized under Title IV, Part B of the Elementary and Secondary Education Act, 20 U.S.C.A. §§ 6301—7981, as amended by the No Child Left Behind Act of 2001 (Pub.L. No. 107-110) and reauthorized by the Every Student Succeeds Act (ESSA) (Pub.L. No. 114-95).

The 21st CCLC Non-Regulatory Guidance is found at [www2.ed.gov/programs/21stcclc/guidance2003.pdf](http://www2.ed.gov/programs/21stcclc/guidance2003.pdf).

#### *Program Purpose*

The purpose of the 21st CCLC program is to provide opportunities for communities to establish or to expand activities in community learning centers that:

1. provide opportunities for academic enrichment, including providing tutorial services to help students, particularly students who attend low-performing schools, to meet the challenging State academic standards.

2. offer students a broad array of additional services, programs and activities, such as youth development activities, tutoring, service learning, nutrition and health education, drug and violence prevention programs, counseling programs, arts, music, physical fitness and wellness programs, technology education programs, financial literacy programs, environmental literacy programs, mathematics, science, career and technical programs, internship or apprenticeship programs and other ties to an in-demand industry sector or occupation for high school students that are designed to reinforce and complement the regular academic program of participating students; and

3. offer families of students served by community learning centers opportunities for active and meaningful engagement in their children's education, including opportunities for literacy and related educational development.

#### *Funding Availability*

The Department will have approximately \$20 million available for Cohort 11 grants. Applicants may choose to provide out-of-school time programming (for example, before school, afterschool, holidays, weekends and summer school services) focused on providing opportunities for academic enrichment, including tutorial services to assist students, particularly those who attend low performing schools and to assist them in meeting the challenging academic standards in kindergarten through grade 12. The performance measures of school attendance, classroom performance and reduced disciplinary referrals and meeting State and local academic achievement standards in reading, math and science must be addressed by all applicants.

Applicants may request funds ranging from a minimum of \$50,000 to a maximum of up to \$500,000. Programs that propose to provide both school year and summer programming are more powerful for results and data. There will be no summer-only applicants in this grant round. Requests for funding should be based on a maximum per pupil-cost of \$1,500—\$1,800, which includes administrative and transportation costs.

#### *Eligible Applicants*

Public or private organizations that meet the eligibility requirements can apply for 21st CCLC funding. This includes public school districts, charter schools, private schools, nonprofit agencies, city or county government agencies, faith-based organizations, institutions of higher education, Indian tribes or tribal organizations and for-profit corporations. Programs must be implemented through a partnership that includes at least one local educational agency receiving funds under Part A of Title I and at least one nonprofit agency, city or county government agency, faith-based organization, institution of higher education, Indian tribe or tribal organization or for-profit corporation with a demonstrated record of success in designing and implementing before school, after school, summer learning or expanded learning time activities.

Applicants must target students in the lowest 5% to 10% of Title I schools or those listed as focus and priority schools. To be eligible for this grant, at least 85% of the students an applicant is proposing to serve, must attend: schools that are Title 1, TSI, ATSI or CSI.

A current list of TSI, ATSI and CSI schools is available at [www.education.pa.gov/K-12/ESSA](http://www.education.pa.gov/K-12/ESSA).

Current Cohort 9 and 10 grantees are eligible to apply but cannot duplicate services of their current grants or propose to provide services to the identical target population of students. Cohort 11 applicants selected for funding are not eligible to amend their target populations to include current Cohort 9 or 10 grants once funding for previously awarded grants has ended.

#### *Program Conditions*

Programming must be high quality and evidence-based, connected to school day learning and outcomes, conducted in a safe and accessible facility, and offer every participating student a minimum of 240 to 300 nonschool hours of programming during the school year.

Unsuccessful applicants are eligible for due process under 34 CFR 76.401 (relating to disapproval of an

application—opportunity for a hearing), <https://www.ecfr.gov/current/title-34/subtitle-A/part-76>.

*Grant Award Process and Key Dates*

Potential applicants must complete the following steps:

1. Read grant qualifications—Beginning January 27, 2022, the Cohort 11 grant IFA can be found by visiting the Department’s web site at [www.education.pa.gov](http://www.education.pa.gov), using the search keywords 21st CCLC.

2. Notify the Department by e-mail at [RA-21stCCLC@pa.gov](mailto:RA-21stCCLC@pa.gov) of the applicant’s intent to submit an application (must be received at the 21st CCLC office by Thursday, February 10, 2022). Include in the letter:

- a. The legal name of the entity.
- b. The Administrative Unit Number (AUN) and vendor number for the lead organization (to find the individual AUN visit the Education Names and Addresses web site at [www.edna.pa.gov](http://www.edna.pa.gov)).

c. The target population to be served by the program including grade levels, proposed site locations, district and school names and community-based organization partners.

d. The name of the Agency Administrator and any agency signatory authority.

*Note:*

From the individual’s e-mailed letter of intent to the 21st CCLC Office at [RA-21stCCLC@pa.gov](mailto:RA-21stCCLC@pa.gov) by Thursday, February 10, 2022, the Department will create the entity account which will grant access to the Division of Student Services grants.

3. Confirm the individual’s access to the eGrants system (If the individual does not have an AUN number or if the individual has questions regarding eGrants registration, contact the Program Office Administrator, Joseph Eye at [jeye@pa.gov](mailto:jeye@pa.gov)).

4. Attend the Grant Writing Webinar on February 4, 2022. Registration for this event is available on the Center for Schools web site at <https://www.centersforschoolsandcommunities.org>.

5. EGrants opens for 21st CCLC Cohort 11 grant applications February 15, 2022. The deadline for submission is 5 p.m. on March 25, 2022.

6. Awarded applicants will be notified by June 2022.

7. The contract effective date is anticipated to be October 1, 2022. The deadline for the program to begin is October 3, 2022.

*More Application Information Available:*

- Visit the Department’s web site at [www.education.pa.gov](http://www.education.pa.gov), using the search keywords 21st CCLC.
- E-mail additional questions to [RA-21stCCLC@pa.gov](mailto:RA-21stCCLC@pa.gov) or to N. Craig Scott, 21st CCLC Education Administration Supervisor, Division of Student Services, Bureau of School Support, at [nscot@pa.gov](mailto:nscot@pa.gov) or (717) 346-3251.
- Department of Education, Bureau of School Support, 333 Market Street, 3rd Floor, Harrisburg, PA 17010, (717) 783-6466, fax (717) 783-4392, [www.education.pa.gov](http://www.education.pa.gov).

NOE ORTEGA,  
*Secretary*

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**DEPARTMENT OF ENVIRONMENTAL PROTECTION**

**Applications, Actions and Special Notices**

**APPLICATIONS**

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

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

This notice provides information about persons who have applied to the Department of Environmental Protection (DEP) for a new, renewed, or amended NPDES or WQM permit, or a permit waiver for certain stormwater discharges, or have submitted a Notice of Intent (NOI) for coverage under a General Permit. The applications and NOIs concern, but are not limited to, effluent discharges from sewage treatment facilities and industrial facilities to surface waters or groundwater; stormwater discharges associated with industrial activity (industrial stormwater), construction activity (construction stormwater), and municipal separate storm sewer systems (MS4s); the application of pesticides; the operation of Concentrated Animal Feeding Operations (CAFOs); and the construction of sewage, industrial waste, and manure storage, collection and treatment facilities. This notice is provided in accordance with 25 Pa. Code Chapters 91 and 92a and 40 CFR Part 122, implementing The Clean Streams Law (35 P.S. §§ 691.1—691.1001) and the Federal Clean Water Act (33 U.S.C.A. §§ 1251—1376). More information on the types of NPDES and WQM permits that are available can be found on DEP’s website (visit [www.dep.pa.gov](http://www.dep.pa.gov) and select Businesses, Water, Bureau of Clean Water, Wastewater Management, and NPDES and WQM Permitting Programs).

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

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

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

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

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

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

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

Comments received within the appropriate comment periods for WQM and NPDES permit applications will be retained by DEP and considered in the final determinations regarding the applications. A comment submittal should include the name, address and telephone number of the writer and a concise statement to inform DEP of the exact basis of a comment and the relevant facts upon which it is based.

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

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

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

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

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

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

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

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

DEP will also accept requests or petitions for public hearings on applications. The request or petition must indicate the interest of the party filing and the reasons why a hearing is warranted. A hearing will be held if the Department determines that there is a significant public interest. If a hearing is scheduled, a notice of the hearing will be published in the *Pennsylvania Bulletin* and a newspaper of general circulation within the relevant geographical area. DEP will postpone its final determination until after a public hearing is held.

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



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

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0281786	CAFO Individual NPDES Permit	Transfer	Boyles Robert R Jr 2088 Cleman Hollow Road Unityville, PA 17774-9115	Franklin Township Lycoming County	SCRO
0117808	Joint DEP/PFBC Pesticides Permit	Renewal	Carroll Valley Borough Adams County 5658 Fairfield Road Fairfield, PA 17320	Carroll Valley Borough Adams County	SCRO
PA0103713	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Transfer	Scrubgrass Reclamation Co. LP 2151 Lisbon Road Kennerdell, PA 16374-3305	Scrubgrass Township Venango County	NWRO
PA0222763	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Transfer	WL Plastics Manufacturing, LLC 3575 Lone Star Circle Fort Worth, TX 76177-8904	Titusville City Crawford County	NWRO
6519400	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Transfer	West Newton DJVNW Sewickley, LLC 812 18th Street Ambridge, PA 15003-1803	Sewickley Township Westmoreland County	SWRO
NOEXNW054	No Exposure Certification	Renewal	Baker Petrolite, LLC 48 Susquehanna Road Custer City, PA 16725	Bradford Township McKean County	NWRO
NOEXNW169	No Exposure Certification	Renewal	Checon, LLC 600 Industrial Park Road Kersey, PA 15846-8912	Fox Township Elk County	NWRO
NOEXSC321	No Exposure Certification	Transfer	GXO Whse Co. Inc. 4406 Industrial Park Road Camp Hill, PA 17011	Hampden Township Cumberland County	SCRO
NOEXSE161	No Exposure Certification	Renewal	Triumph Controls, Inc. 205 Church Road North Wales, PA 19454-4137	Upper Gwynedd Township Montgomery County	SERO
PAG036152	PAG-03 NPDES General Permit for Industrial Stormwater	Amendment	Covestro, LLC 1 Covestro Circle Pittsburgh, PA 15205	Robinson Township Allegheny County	SWRO
PAG123928	PAG-12 NPDES General Permit for CAFOs	New	Reiff Kenton 1775 Pinkerton Road Mount Joy, PA 17552-9319	Rapho Township Lancaster County	SCRO
0221404	Sewer Extensions WQM Individual Permit	New	Pittsburgh Water Sewer Authority 3300 Preble Avenue Pittsburgh, PA 15233-1025	Pittsburgh City Allegheny County	SWRO
3622401	Sewer Extensions WQM Individual Permit	New	West Cocalico Township Authority Lancaster County 156B West Main Street P.O. Box 95 Reinholds, PA 17569-0095	West Cocalico Township Lancaster County	SCRO
PA0271730	Single Residence STP Individual NPDES Permit	Transfer	Reinard Douglas 285 Rosewae Avenue Cortland, OH 44410-1237	Harmony Township Forest County	NWRO

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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>
PA0289540	Single Residence STP Individual NPDES Permit	Transfer	Meeder Sarah 136 Cherry Valley Road Saxonburg, PA 16056-9126	Clinton Township Butler County	NWRO
1021410	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Meeder Sarah 136 Cherry Valley Road Saxonburg, PA 16056-9126	Clinton Township Butler County	NWRO
2022401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Smith Keith W 612 North Street Ellwood City, PA 16117-1064	West Shenango Township Crawford County	NWRO
2522401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Hunt Chris 91 E Townhall Road Waterford, PA 16441-4209	Summit Township Erie County	NWRO
2522402	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Tabich Dean 2130 Warfel Avenue Erie, PA 16503-2346	North East Township Erie County	NWRO
2718401	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Reinard Douglas 285 Rosewae Avenue Cortland, OH 44410-1237	Harmony Township Forest County	NWRO
6222401	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Check Whitney 76 Mossy Oak Lane Warren, PA 16365-7451	Pleasant Township Warren County	NWRO
WQG02632201	WQG-02 WQM General Permit	New	GSP Management Co. 800 W Hershey Park Drive Hershey, PA 17033-2400	Donegal Township Washington County	SWRO

**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*

**PA0028681**, Sewage, SIC Code 4952, **Kelly Township Municipal Authority, Union County**, 405 Winter Farm Lane, Lewisburg, PA 17837-6358. Facility Name: Kelly Township Municipal Authority Sewer System. This existing facility is located in Kelly Township, **Union County**.

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

The receiving stream(s), West Branch Susquehanna River (WWF, MF), is located in State Water Plan watershed 10-D and is classified for Migratory Fishes and Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 3.75 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instnt. Maximum</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	782	1,251	XXX	25	40	50
		Wkly Avg			Wkly Avg	

<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>Daily 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
Total Suspended Solids	938	1,407 Wkly Avg	XXX	30	45 Wkly Avg	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
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Copper, Total (ug/L)	XXX	Report	XXX	XXX	Report	XXX
Zinc, Total (ug/L)	XXX	Report	XXX	XXX	Report	XXX
1,2,4-Trichlorobenzene (ug/L)	XXX	Report	XXX	XXX	Report	XXX
Bis (2-Ethylhexyl) Phthalate (ug/L)	XXX	Report	XXX	XXX	Report	XXX
Hexachlorobutadiene (ug/L)	0.035	0.054	XXX	1.11	1.73	2.77

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	XXX	68,492 Annual	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs) Effluent Net	XXX	9,132 Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Report Total Annual	XXX	XXX	XXX	XXX

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

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

- Stormwater Requirements
- WET Testing

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.

**PA0114821 A-2**, Sewage, SIC Code 4952, **Gregg Township Municipal Authority, Union County**, 16436 US Route 15, Allenwood, PA 17810-9137. Facility Name: Gregg Township Municipal Authority Sewer System STP. This existing facility is located in Gregg Township, **Union County**.

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

The receiving stream(s), West Branch Susquehanna River (WWF, MF), is located in State Water Plan watershed 10-C and 10-D 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 1.26 MGD.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min Report	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	263	420	XXX	25	40	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	315	473	XXX	30	45	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
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Effluent Net						
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Effluent Net						
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
E. Coli	XXX	XXX	XXX	XXX	XXX	Report

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

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



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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	XXX	24,301 Total	XXX	XXX	XXX	XXX
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) Effluent Net	XXX	3,278 Total Annual	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	XXX	Annual Report Total Annual	XXX	XXX	XXX	XXX

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

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

- WET Testing
- Stormwater Monitoring Requirements

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*

**PA0093149**, Sewage, SIC Code 0182, **Creekside Mushrooms, Ltd**, 1 Moonlight Drive, Worthington, PA 16262-9730. Facility Name: Creekside Mushrooms. This existing facility is located in West Franklin Township, **Armstrong 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), Buffalo Creek (HQ-TSF), is located in State Water Plan watershed 18-F and is classified for High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .0915 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 Report Inst Min	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	25.0	XXX	50
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	15.0	XXX	30
May 1 - Oct 31	XXX	XXX	XXX	5.0	XXX	10
Aluminum, Total	XXX	XXX	XXX	4.0	XXX	8
Iron, Total	XXX	XXX	XXX	2.0	XXX	4
Manganese, Total	XXX	XXX	XXX	1.0	XXX	2

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

- Solids Management

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.

**PA0093033**, Sewage, SIC Code 4952, **Eastern Armstrong County Municipal Authority**, P.O. Box 262, Elderton, PA 15736-0262. Facility Name: Elderton STP. This existing facility is located in Elderton Borough, **Armstrong County**.

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

The receiving stream, an Unnamed Tributary to the Crooked Creek (WWF), is located in State Water Plan watershed 17-E and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.058 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Minimum	Average Monthly	Maximum	
Flow (MGD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 4.0	XXX	Daily Max XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	4.8	XXX	XXX	10.0	XXX	20.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	12.0	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ultraviolet light transmittance (%)	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	4.2	XXX	XXX	9.0	XXX	18.0
May 1 - Oct 31	1.4	XXX	XXX	3.0	XXX	6.0
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

- Solids Management

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.

**PA0239658**, Sewage, SIC Code 8800, **Gregory Renninger**, 138 Buena Vida Lane, Shippenville, PA 16254-3828. Facility Name: Gregory Renninger SRSTP. This existing facility is located in Millcreek Township, **Clarion County**.

Description of Existing Activity: The application is for a renewal of an NPDES permit for an existing discharge of treated SRSTP sewage. Ownership will also be transferred from Matthew C. Culp to Gregory Renninger.

The receiving stream, an Unnamed Tributary to the Blyson Run (EV), is located in State Water Plan watershed 17-B and is classified for Exceptional Value Waters, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

The EPA Waiver is in effect.

**PA0290131**, Sewage, SIC Code 8800, **Garrett Blasco**, 10721 Old Route 99, McKean, PA 16426. Facility Name: Garrett Blasco SRSTP. This proposed facility is located in Washington Township, **Erie County**.

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

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

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

The EPA Waiver is in effect.

**PA0290301**, Sewage, SIC Code 4952, 8800, **Ryan Day**, 140 Bloomster Hollow, Smethport, PA 16749-2404. Facility Name: Ryan Day SRSTP. This proposed facility is located in Hamlin Township, **McKean County**.

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

The receiving stream is an Unnamed Tributary to Bloomster Hollow, located in State Water Plan watershed 16-C and classified for Cold Water Fish, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (GPD)	Report Daily Min	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

The EPA Waiver is in effect.

*Southcentral Regional Office*

**PA0291480**, Storm Water, SIC Code 4225, **Amazon.com Services, LLC**, P.O. Box 80842, Seattle, WA 98108-0842. Facility Name: Amazon.com Services LLC DPL2. This proposed facility is located in Swatara Township, **Dauphin County**.

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

The receiving stream(s), Unnamed Tributary of Beaver Creek (WWF, MF), is located in State Water Plan watershed 7-D 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 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>	
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

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

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

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

The EPA Waiver is in effect.

**PA0081655 A-1**, Industrial, SIC Code 3569, **Philadelphia Mixing Solutions, Ltd**, 1221 E Main Street, Palmyra, PA 17078-9506. Facility Name: Philadelphia Mixing Solutions. This existing facility is located in Palmyra Borough, **Lebanon County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .5 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 Inst Min	XXX	XXX	9.0
Total Dissolved Solids	XXX	XXX	XXX	XXX	Report	XXX
Cobalt, Total	XXX	XXX	XXX	XXX	Report	XXX
Sodium, Total	XXX	XXX	XXX	XXX	Report	XXX
Sulfate, Total	XXX	XXX	XXX	XXX	Report	XXX
Chloride	XXX	XXX	XXX	XXX	Report	XXX
Bromide	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>	
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
Copper, Total	XXX	XXX	XXX	XXX	Report	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report	XXX
Lead, Total	XXX	XXX	XXX	XXX	Report	XXX

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

The EPA Waiver is in effect.

**PA0021539**, Sewage, SIC Code 4952, **Williamsburg Municipal Authority, Blair County**, 305 E 2nd Street, Williamsburg, PA 16693-1041. Facility Name: Williamsburg Municipal Authority STP. This existing facility is located in Williamsburg Borough, **Blair 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), Frankstown Branch Juniata River (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 .331 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> )	69	110	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Total Suspended Solids	83	124	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml) Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs) Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs) Effluent Net	Report Total Mo	XXX	XXX	XXX	XXX	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 .331 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>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

The EPA Waiver is not in effect.

**PA0043273**, Sewage, SIC Code 4952, **Hollidaysburg Borough Sewer Authority, Blair County**, 401 Blair Street, Hollidaysburg, PA 16648-1805. Facility Name: Hollidaysburg STP. This existing facility is located in Frankstown Township, **Blair 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), Brush Run (WWF), Unnamed Tributary to Beaverdam Branch (WWF), Beaverdam Branch (WWF), and Frankstown Branch Juniata River (WWF), is located in State Water Plan watershed 11-A and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 6 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> )						
Nov 1 - Apr 30	1,250	2,000	XXX	25	40	50
May 1 - Oct 31	750	1,125	XXX	15.0	22.5	30
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	1,500	2,250	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
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
Nitrate-Nitrite as N	XXX	XXX	XXX	Report	XXX	XXX
Nitrate-Nitrite as N (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	525	XXX	XXX	10.5	XXX	21
May 1 - Oct 31	175	XXX	XXX	3.5	XXX	7
Ammonia-Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus (Total Load, lbs) (lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Copper, Total	2.7	XXX	XXX	0.055	XXX	XXX
Zinc, Total	Report	XXX	XXX	Report	XXX	XXX

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

The EPA Waiver is not in effect.

**PA0080748**, Sewage, SIC Code 4952, **Northern Lebanon County Authority**, P.O. Box 434, Jonestown, PA 17038-0434. Facility Name: Jonestown STP. This existing facility is located in Union Township, **Lebanon County**.

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

The receiving stream(s), Swatara Creek (WWF, MF), is located in State Water Plan watershed 7-D 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 .75 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>	<i>Daily Minimum</i>	<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX Daily Max	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	5.0	XXX	XXX	XXX
CBOD <sub>5</sub>	156	250	XXX	25.0	40.0	50
BOD <sub>5</sub>	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent		Daily Max				
Total Suspended Solids	Report	Report	XXX	Report	XXX	XXX
Raw Sewage Influent		Daily Max				
Total Suspended Solids	188	281	XXX	30.0	45.0	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
Nitrate-Nitrite as N (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ammonia-Nitrogen						
Nov 1 - Apr 30	Report	XXX	XXX	Report	XXX	XXX
May 1 - Oct 31	84	XXX	XXX	13.5	XXX	27
Ammonia-Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Kjeldahl Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Kjeldahl Nitrogen (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Total Phosphorus	12.5	XXX	XXX	2.0	XXX	4
Total Phosphorus (Total Load, lbs)	Report Total Mo	XXX	XXX	XXX	XXX	XXX
Ultraviolet light dosage (mjoules/cm <sup>2</sup> )	XXX	XXX	Report	XXX	XXX	XXX
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Copper, Total	Report	XXX	XXX	Report	XXX	XXX
Zinc, Total	Report	XXX	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/day)</i>		<i>Monthly</i>	<i>Concentrations (mg/L)</i>		<i>Instant. Maximum</i>
	<i>Monthly</i>	<i>Annual</i>		<i>Monthly Average</i>	<i>Maximum</i>	
Total Nitrogen (Total Load, lbs)	XXX	7,306	XXX	XXX	XXX	XXX
Effluent Net		Total				
Total Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Ammonia-Nitrogen (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Total Phosphorus (Total Load, lbs)	XXX	Report	XXX	XXX	XXX	XXX
Effluent Net		Total				
Total Phosphorus (Total Load, lbs)	XXX	974	XXX	XXX	XXX	XXX
Effluent Net		Annual				

\*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.

• The permittee is authorized to use 1,575 lbs/year as Total Nitrogen (TN) offsets toward compliance with the Annual Net TN mass load limitations (Cap Loads)

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

- Stormwater Prohibition, Approval Contingencies, Solids Management, Restriction on receipt of hauled in waste under certain conditions.

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.

**PA0267619**, Sewage, SIC Code 8811, **Terry L. Seibert**, 568 Ridge Road, Lewisberry, PA 17339-9591. Facility Name: Seibert Residence. This proposed facility is located in Fairview Township, **York 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 Fishing Creek (TSF, MF), is located in State Water Plan watershed 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 0.0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Minimum	Annual Average	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

The EPA Waiver is in effect.

Southwest Regional Office

**PA0255823**, Industrial, SIC Code, **The AMES Companies, Inc.**, 135 Roaring Run Road, Champion, PA 15622-3095. Facility Name: The AMES Companies, Inc. (Champion Facility). This proposed facility is located in Donegal Township, **Westmoreland County**.

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

The receiving stream(s), Indian Creek (HQ-CWF) and Unnamed Tributary to Indian Creek (HQ-CWF), is located in State Water Plan watershed 19-E 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:

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

The proposed effluent limits for Outfall 002:

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Instant. Minimum	Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	XXX	Report	XXX
Total Suspended Solids	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 003:

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

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

The EPA Waiver is in effect.



**PA0203726**, Sewage, SIC Code 7389, **Harry M Elder**, 921 Georgetown Road, Sandy Lake, PA 16145. Facility Name: US Post Ofc STP. This existing facility is located in Addison Borough, **Somerset County**.

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

The receiving stream(s), Chub Run (WWF), is located in State Water Plan watershed 19-F and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
Flow (MGD)	0.0004	XXX	XXX	XXX	XXX	XXX
	Annl Avg					
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	1,000

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Annual Average</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report Avg Mo	XXX	3.3

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

- Septic tank pumping requirement
- Optimization of chlorine dosage

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

The EPA Waiver is in effect.

**PA0217506**, Sewage, SIC Code 6515, **Borland Robert**, 116 Minter Road, Butler, PA 16001-8559. Facility Name: Whispering Woods. This existing facility is located at 479 Big Knob Road, Rochester, PA 15074, located in New Sewickley Township, **Beaver 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 34805 to Brush Creek (WWF), is located in State Water Plan watershed 20-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 .01 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	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Daily Min			
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
			Daily Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000	XXX	10,000
				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	9.0	XXX	18.0
May 1 - Oct 31	XXX	XXX	XXX	3.0	XXX	6.0
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report

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

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

The EPA Waiver is in effect.

**PA0218561**, Sewage, SIC Code 4952, **Cambria County Commissioners**, 200 S Center Street, Ebensburg, PA 15931-1941. Facility Name: Duman Lake Park. This existing facility is located in Barr Township, **Cambria 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), Crooked Run (CWF), is located in State Water Plan watershed 18-D and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .00315 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	0.00315	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.1	XXX	0.3
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	25.0	XXX	50.0
Total Suspended Solids	XXX	XXX	XXX	30.0	XXX	60.0
Fecal Coliform (No./100 ml)						
Oct 1 - Apr 30	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
Ammonia-Nitrogen						
Nov 1 - Apr 30	XXX	XXX	XXX	10.2	XXX	20.4
May 1 - Oct 31	XXX	XXX	XXX	3.4	XXX	6.8

The proposed effluent limits for Outfall 001 are based on a design flow of .00315 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Average Weekly</i>		<i>Average Monthly</i>	<i>Maximum</i>	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Aluminum, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Iron, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX
Manganese, Total	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

The EPA Waiver is in effect.

*Northeast Regional Office*

**PAS602204**, Storm Water, SIC Code 5015, **SR Recycling, Inc.**, 400 Daniels Road (State Route 946), Nazareth, PA 18064-8753. Facility Name: SR Recycling, Inc. This existing facility is located in Bushkill Township, **Northampton County**.

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

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

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

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

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

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

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

The EPA Waiver is in effect.

### 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>
PAD510012 A-13	Amendment	Philadelphia Authority for Industrial Development Dylan Langley 4747 South Broad Street Building 101 Suite 120 Philadelphia, PA 19112	City of Philadelphia Philadelphia County	SERO
PAD210064 A-1	Major Amendment	Diakon Lutheran Social Ministries 960 Century Drive Mechanicsburg, PA 17055	South Middleton Township Cumberland County	SCRO
PAD070026	New	Frankstown Township Supervisors 2122 Frankstown Road Hollidaysburg, PA 16648	Frankstown Township Blair County	SCRO
PAD360073	New	Bart Township 46 Quarry Road Quarryville, PA 17566	Bart Township Eden Township Lancaster County	SCRO
PAD070027	New	PA Department of Military and Veterans Affairs Fort Indiantown Gap Building 11-64 Utility Road Annville, PA 17002	Allegheny Township Blair County	SCRO
PAD020050	PAG-02 Individual Permit	Hawkins Companies 885 West Broad Street Boise, ID 83702-7154	Hampton Township Richland Township Allegheny County	SWRO
PAD100017	New	Laurel Hills Partners, LP 361 Mars Valencia Road Mars, PA 16046	Buffalo Township Butler County	NWRO

**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 Hamilton 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>
Pennwood Farms 262 Sugar Grove School Road Berlin, PA 15530	Somerset	1,769.6	2,004.7	Dairy	NA	Renewal
Springfield Manor Farm, LLC 3241 Blue Rock Road Lancaster, PA 17603	Lancaster	104.4	325.97	Layer/ Swine	NA	Renewal

**PUBLIC WATER SUPPLY PERMITS**

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

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

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

The permit application and related documents are on file at the office listed before the application and available

for public review. Arrangements for inspection and copying information should be made with the office listed before the application.

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

**SAFE DRINKING WATER**

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

*Southeast Region: Safe Drinking Water Program,  
2 East Main Street, Norristown, PA 19401, 484-250-5980.*

<b>Permit No. 4622502</b> , Public Water Supply.
Applicant <b>Aqua Pennsylvania</b> 762 West Lancaster Avenue Bryn Mawr, PA 19010
Township Lower Merion
County <b>Montgomery</b>



Responsible Official Joseph G. Thurwanger  
Vice President  
Planning & Engineering  
762 West Lancaster Avenue  
Bryn Mawr, PA 19010

Type of Facility PWS

Consulting Engineer Hyon Duk Shin  
Senior Project Manager  
1010 Adams Avenue  
Audubon, PA 19403

Application Received Date January 26, 2022

Description of Action Addition of Resin Units for PFAS Treatment and chemical storage & feed for sodium hypochlorite, ammonium sulfate, ortho polyphosphate.

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

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

**Application No. 4022501**, Public Water Supply.

Applicant **Hazleton City Authority**  
400 East Arthur  
Gardner Parkway  
Hazleton, PA 18201

Municipality City of Hazleton

County **Luzerne**

Responsible Official John Synoski, PE  
Engineer Hazleton City Authority  
400 East Arthur  
Gardner Parkway  
Hazleton, PA 18201

Type of Facility PWS

Consulting Engineer John Synoski, PE  
Engineer Hazleton City Authority  
400 East Arthur  
Gardner Parkway  
Hazleton, PA 18201-7359

Application Received Date January 27, 2022

Description of Action The applicant proposes the following: upgrade raw water booster pumps to 5 MGD units with VFDs; raw water transmission main installation; chlorine dioxide system modifications; SCADA upgrades; clarifier and filter console upgrades; lime feed system upgrades; chemical flow pacing upgrades; on-line Zeta Meter installation; and minor safety improvements.

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

**Permit No. 0422501**, Public Water Supply.

Applicant **Borough of Monaca**  
928 Pennsylvania Avenue  
Monaca, PA 15061

Township or Borough Monaca Borough

County **Beaver**

Responsible Official David L. Kramer, Jr.  
Borough Manager

Type of Facility Water system

Consulting Engineer Widmer Engineering, Inc.  
806 Lincoln Place  
Beaver Falls, PA 15010

Application Received Date January 6, 2022

Description of Action Installation of a new disinfection system (sodium hypochlorite).

#### WATER ALLOCATIONS

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

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

**WA2-1024**, Water Allocations. **Borough of Aspinwall**, 217 Commercial Avenue, Pittsburgh, PA 15215, Aspinwall Borough, **Allegheny County**. Applicant requests the right to purchase 450,000 gallons of water per day, peak month, from the Fox Chapel Authority.

#### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

##### UNDER ACT 2, 1995 PREAMBLE 1

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

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

Under Sections 304(n)(1)(ii) and 305(c)(2) of the Act, there is a 30-day public and municipal comment period

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

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

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

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

*Contact: Charline Bass.*

**Panzer Residence**, 10 Unity Turn, Levittown, PA 19056, Middletown Township, **Bucks County**. Richard D. Trimpi, Trimpi Associates, Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Andrea Gluch, State Farm Insurance, P.O. Box 106169, Atlanta, GA 30348-6169 submitted a Notice of Intent to Remediate. A release of petroleum impacted shallow soil and groundwater on the Panzer property. The current use and proposed future use of the property is residential. The proposed cleanup standard for the site is the Statewide health standard. The Notice of Intent to Remediate was published in the *Bucks County Courier Times* on December 10, 2021.

**Premier Window Cleaning**, 2948-2964 East Venango Street, Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. David Berry, The Vertex Companies, Inc., 2501 Seaport Drive, Suite 110, Chester, PA 19013 on behalf of John Zurzolo, Premier Window Cleaning, P.O. Box 8930, Turnersville, NJ 08012 submitted a Notice of Intent to Remediate. The site has been found to be contaminated with certain VOCs, which has impacted site soil and groundwater. The site is currently operated as a warehouse facility. The proposed future use of the site will continue to be a warehouse facility. The proposed cleanup standard for the site is the background standard/Statewide health standard. The Notice of Intent to Remediate was published in the *Metro Philadelphia* on December 6, 2021.

**Wawa Store 193**, 6001 Harbison Avenue, Philadelphia, PA 19135, City of Philadelphia, **Philadelphia County**. Geoff Kristof, Aquaterra Technologies, Inc., 901 South Bolmar Street, Suite A, West Chester, PA 19382 on behalf of Joseph Standen Jr., PG, Wawa, Inc., 260 West Baltimore Pike, Wawa, PA 19063 submitted a Notice of Intent to Remediate. Soil and groundwater have been contaminated with benzene, toluene, ethylbenzene, naphthalene,

1,2,4-TMB and 1,3,5-TMB. The future use of the site is nonresidential. The proposed cleanup standard for the site is the site-specific standard. The Notice of Intent to Remediate was published in the *Roxborough Review* on April 6, 2021.

**2636 East York Street**, 2636 East York Street, Philadelphia, PA 19122, City of Philadelphia, **Philadelphia County**. Jennifer Poole, Pennoni, 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Lawrence McKnight, L&M Real Estate Development, LLC, 3020 Richmond Street, Philadelphia, PA 19134 submitted a Notice of Intent to Remediate. Soil and groundwater at the site have been contaminated with metals. The site will be developed for a future residential use. The proposed cleanup standard for the site is the site-specific standard/Statewide health standard. The Notice of Intent to Remediate was published in the *Metro Philadelphia* on January 10, 2022.

**2101 South Swanson Street**, 2101 South Swanson Street, Philadelphia, PA 19148, City of Philadelphia, **Philadelphia County**. David Farrington, PG, Brickhouse Environmental, 515 South Franklin Street, West Chester, PA 19382 on behalf of David Newman, NDA Swanson, LLC, 601 Gates Road, Suite 1, Vestal, NY 13850 submitted a Notice of Intent to Remediate. The site has been found to be impacted by metals, alcohols, VOCs and SVOCs which have impacted soil and groundwater on the site. The proposed future use of the property will remain nonresidential. The proposed cleanup standard for the site is the site-specific standard/Statewide health standard. The Notice of Intent to Remediate was published in the *South Philly Review* on November 17, 2021.

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

*Contact: Eric Supey, Environmental Program Manager.*

**J. Griffiths Pad 1**, 1007 Hoag Hill Road, Montrose, PA 18801, Rush Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Notice of Intent to Remediate. Soil was contaminated by releases of diesel-based drilling mud to soil. Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Susquehanna County Independent* on January 19, 2022.

**Franclaire Pad**, 276 Pig Barn Road, Laceyville, PA 18623, Braintrim Township, **Wyoming County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Notice of Intent to Remediate. Soil was contaminated by release of production fluid (brine). Future use of the site will be residential. The Notice of Intent to Remediate was published in *The Daily Review* on January 11, 2022.

*Northcentral Region: Environmental Cleanup & Brownfields Program, 208 West Third Street, Williamsport, PA 17701.*

**MBMA Property—Former Elevated Water Storage Tank**, intersection of Industrial Park Rd and Industrial Parkway, Muncy, PA 17756, Muncy Creek Township, **Lycoming County**. Entech Engineering, 201 Penn Street, Reading, PA 19603, on behalf of Muncy Borough Municipal Authority, P.O. Box 201, Muncy, PA 17756, has submitted a Notice of Intent to Remediate concerning site soil contaminated with lead. The applicant proposes to remediate the site to meet the Statewide health standard.

A summary of the Notice of Intent to Remediate was published in the *Williamsport Sun-Gazette* on December 23, 2021.

**Residential Property AST HHO Release**, 102 Bucksey Road, Center Township, PA 17842, Center Township, **Snyder County**. Envirosearch Consultants, Inc., P.O. Box 940, Springhouse, PA 19477, on behalf of Federal National Mortgage Association, 14221 Dallas Parkway # 1000, Dallas, TX 75265, has submitted a Notice of Intent to Remediate concerning site soil contaminated with heating oil. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was published in the *Snyder County Times* on January 21, 2022.

**Former John Raptis Property AST HHO Release**, 1065 Canterbury Road, Williamsport, PA 17701, Loyalsock Township, **Lycoming County**. Envirosearch Consultants, Inc., P.O. Box 940, Springhouse, PA 19477, on behalf of Federal National Mortgage Association, 14221 Dallas Parkway # 1000, Dallas, TX 75265, has submitted a Notice of Intent to Remediate concerning site soil contaminated with heating oil. The applicant proposes to remediate the site to meet the Statewide health standard. A summary of the Notice of Intent to Remediate was published in the *Snyder County Times* on January 21, 2022.

## AIR QUALITY

### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

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

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

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

A person wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if the Department, in its discretion, decides that a

hearing is warranted based on the information received. Persons submitting comments or requesting a hearing will be notified of the decision to hold a hearing by publication in the newspaper, the *Pennsylvania Bulletin* or by telephone, when the Department determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate Department Regional Office.

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

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

**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.*

**38-05017B: Greater Lebanon Refuse Authority**, 1610 Russell Road, Lebanon, PA 17046, for the lateral and vertical expansion of their municipal solid waste landfill in North Lebanon Township, **Lebanon County**. The expansion will increase the landfill’s volumetric disposal capacity by approximately 6,053,752 cubic yards (CY) and will involve a new double-lined “piggyback” landfill constructed on top of the existing closed GLRA portion (Site No. 100825). The proposed expansion will not increase the daily average and maximum waste tonnage and there are no expected changes of the current traffic flow. The expansion will increase the facility’s potential emissions to: 22.6 tpy CO, 9.0 tpy NO<sub>x</sub>, 3.8 tpy PM<sub>10</sub>/PM<sub>2.5</sub>, 21.9 tpy SO<sub>x</sub>, 11.8 tpy VOC, 1.1 tpy of a single HAP (toluene), and 3.1 tpy of multiple HAPs. DEP’s review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirements (BAT) of 25 Pa. Code §§ 127.1 and 127.12, 40 CFR 60, Subpart XXX—Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014 and 40 CFR 63,



Subpart AAAA—National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills. Based on these findings, the Department proposes to issue a plan approval for the proposed construction. If, after the project has been implemented, the Department determines that the sources are constructed and operated in compliance with the plan approval conditions and the specification of the application for plan approval, the requirements established in the plan approval will be incorporated into an operating permit pursuant to the administrative amendment provisions of 25 Pa. Code § 127.450.

#### OPERATING PERMITS

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

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

*Contact: Matthew Williams, Facilities Permitting Chief, (814) 332-6328.*

**10-00285: Waste Management Disposal Services of Pennsylvania, Inc.**, 1436 West Sunbury Road, West Sunbury, PA 16061. The Department intends to renew the Title V permit for the municipal waste landfill located in Clay Township, **Butler County**. The facility's emission sources include a municipal waste landfill, a diesel fueled emergency generator, and an odor neutralizing system. The facility is not a major source for any criteria pollutants. The facility is considered a Title V facility under paragraph (iv) of 25 Pa. Code § 121.1. Actual reported emissions for the facility for 2020 were: 1.52 tons NO<sub>x</sub>; 6.63 tons SO<sub>x</sub>; 17.21 tons CO; 1.29 tons PM<sub>10</sub>; 1.12 tons PM<sub>2.5</sub>; 5.34 tons VOCs; 0.19 ton all HAPs combined; and 9,563 tons CO<sub>2</sub>. This facility is subject to 40 CFR Part 60 Subpart WWW, Standards of Performance for Municipal Solid Waste Landfills; Part 61 Subpart M pertaining to Asbestos; Part 62 Subpart OOO, the Federal Plan for Landfills; and Part 63 Subpart AAAA, NESHAP for MSW Landfills. The emergency engine is subject to 40 CFR Part 63 Subpart ZZZZ, National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines. The facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The permit contains emission restrictions, recordkeeping, work practice, testing, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. The conditions of the previous plan approvals and operating permit are incorporated into the renewal permit.

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

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

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

**04-00400: Columbia Gas Transmission, LLC**, 455 Racetrack Road, Washington, PA 15301, to issue a renewal State Only "Synthetic Minor" Operating Permit for their Ellwood City Compressor Station located in North Sewickley Township, **Beaver County**. The facility is currently operating under State Only Operating Permit 04-00400. The significant emissions sources at the facility are the two 500 brake-horsepower natural gas-fired com-

pressor engines. The facility has potential emissions of 5.2 tons per year of carbon monoxide, 96.9 tons per year of nitrogen oxides, 0.03 ton per year of sulfur oxides, 0.8 ton per year of particulate matter, 2.4 tons per year of volatile organic compounds, 0.8 ton per year of total Hazardous Air Pollutants, and 2,920 tons per year of carbon dioxide equivalents (greenhouse gases). No emissions or equipment changes are being proposed by this renewal. The emission limits, throughput limitations and work practice standards along with testing, monitoring, recordkeeping and reporting requirements have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. These operating permit conditions have been derived from the applicable requirements of 25 Pa. Code Chapters 121—145 and 40 CFR Part 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.

**49-00056: Quikrete Co. Inc.**, 5517 Snyderstown Road, Paxinos, PA 17860, to issue a renewal State Only Operating Permit for their Harrisburg Plant facility located in Shamokin Township, **Northumberland County**. The facility is currently operating under State Only Operating Permit 49-00056. The facility's main sources include wet receiving and drying systems (Source ID P101) which includes one 80 ton per hour Astec rotary drum aggregate (sand and gravel) dryer equipped with a Hauck Starjet model SJ150 natural gas-fired burner with a maximum capacity of 27.9 million Btu per hour, four 250 ton "wet" aggregate (sand and gravel) storage bins, two aggregate (sand and gravel) feed hoppers, one bucket elevator, and associated belt conveyors and screw conveyors; Q-line storage silos and batch system (Source ID P102) which includes one 50 ton capacity Astec pneumatically-loaded lime storage silo, one 90 ton capacity Astec pneumatically-loaded two compartment lime/masonry sand and flyash storage silo ("powders split silo"), one 95 ton capacity Astec pneumatically-loaded Portland cement storage silo, one 90 ton capacity Astec two compartment dried aggregate (sand and gravel) storage silo ("aggregate split silo"), one weigh hopper, and associated screw conveyors; Q-line mixing and packaging system (Source ID P103) which includes one pan mixer, one rotary screen, one bucket elevator, triple air packers, one bulk bag filling station, and associated hoppers, belt conveyors; C-line and OMB packaging systems (Source ID P104) which includes one dual impeller packer, one OMB packer, one OMB sealer, one bucket elevator, and associated hoppers, belt conveyors; and one 0.388 MMBtu/hr natural-gas fired HVAC unit (identified in the miscellaneous section as insignificant). This facility has the potential to emit 52.70 tons of carbon monoxide, 17.69 tons of nitrogen oxides, 19.41 tons of particulate matter (including particulate matter less than 10 microns and particulate matter less than 2.5 microns), 0.12 ton of sulfur oxides, 2.88 tons of volatile organic compounds, insignificant amount of hazardous air pollutants, and 14,483.39 tons of carbon dioxide equivalent. The emission restrictions, testing, monitoring, recordkeeping, reporting and work practice conditions of the NMOP have been derived from the applicable requirements of 25 Pa. Code Article III, Chapters 121—145 to ensure the facility complies with all applicable air quality regulations. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Re-



gional 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: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Thomas Joseph, P.E., Facilities Permitting Chief, (412) 442-4336.*

**11-00277: Northern Cambria School District (NCSD)/Northern Cambria Elementary and Middle School**, 601 Joseph St., Barnesboro, PA 15714-1233. 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 combustion units at a school district located in Northern Cambria Borough, **Cambria County**.

NCSD operates one coal-fired boiler rated 7.74 MMBtu/hr, one oil-fired boiler rated at 8.37 MMBtu/hr, and one 150 kW diesel-fired generator. The facility is limited to 2,000 tons of coal per 12-consecutive month period (12-cmp). The generator is limited to 500 hours/12-cmp of operation. The coal fired at this facility is subject to a sulfur content limit of 2.5% and an ash content limitation of 10%. Fuel oil is limited to a sulfur content of 15 ppm (0.0015%). The emergency generator is limited to 9.2 g/KW-hr of NO<sub>x</sub>, 11.4 g/KW-hr of CO, 0.54 g/KW-hr of PM, and 1.3 g/KW-hr of HC. This facility has a potential to emit 16.7 tons/12-cmp of NO<sub>x</sub>, 12.8 tons/12-cmp of CO, 77.65 tons/12-cmp of SO<sub>x</sub>, 1.5 tons/12-cmp of VOCs, 5.2 tons/12-cmp of PM, 2.6 tons/12-cmp of PM<sub>10</sub>, and 1.2 tons/12-cmp of HAPs. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recording, 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 (11-00277) 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 deter-

mines 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.

**65-00630: MSA Safety Pittsburgh Mfg LLC/Murrysville Plant**, 1000 Cranberry Woods Drive, Cranberry Township, PA 16066. In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice of intent to issue a natural minor State Only Operating Permit for the manufacture of safety products by pressure molding resin coated thermoset materials at their facility located in Murrysville Township, **Westmoreland County**.

MSA Safety's air contamination sources consist of five (5) air rotation units, pad print-ink dispensers, fourteen (14) lenses bonding and assembly units, one (1) emergency diesel generator rated at 100 kW fired on ultra-low sulfur diesel fuel, one (1) 1.7 MMBtu/hr boiler, and one (1) parts washer. VOC sources at this facility include a paint booth, a cooling tower with non-contact cooling water, buffing stations, and ink-mix stations. Particulate matter sources include a phenolic splitter, band saws, sanders, and buffers. The facility is limited to 20% opacity up to 3 minutes/hr and 60% at any time. The emergency engine is limited to 500 hours of operation per 12-consecutive month period (12-cmp) This facility is limited to 9.01 tons/12-cmp of NO<sub>x</sub>, 2.6 tons/12-cmp of CO, 0.087 ton/12-cmp of SO<sub>x</sub>, 3.9 tons/12-cmp of PM<sub>10</sub>, 16.74 tons/12-cmp VOCs, and 4.1 tons/12-cmp of HAPs. The proposed operating permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements for each unit.

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

Those who wish to provide the Department with additional written information that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (65-00630) 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.

**26-00588: Laurel Mountain Midstream Operating, LLC**, Park Place Corporate Center 2, 2000 Commerce Drive, Pittsburgh, PA 15275. In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice that it intends to issue an initial Synthetic Minor Operating Permit for operation of the Shamrock Compressor Station located in German Township, **Fayette County**.

The emission sources covered by this operating permit includes one (1) Caterpillar Model G3516B natural gas-fired compressor engine rated at 1,380 bhp at 1,400 rpm controlled by oxidation catalyst and regulated by automatic air/fuel ratio controllers; one (1) Solar Mars 100-16000S natural gas-fired compressor turbine rated at 15,252 bhp equipped with SoLoNO<sub>x</sub> combustion control; one (1) Solar Titan 130-23502S natural gas-fired compressor turbine rated at 21,158 bhp equipped with SoLoNO<sub>x</sub> combustion control; one (1) Caterpillar Model G3516B natural gas-fired emergency generator engine rated at 1,818 bhp controlled by oxidation catalyst and regulated by automatic air/fuel ratio controller; two (2) tri-ethylene glycol (TEG) dehydrators rated at 200 MMscf/day each controlled by their respective reboilers; two (2) natural gas-fired reboilers rated at 1.71 MMBtu/hr each; one (1) natural gas-fired glycol processing unit engine rated at 19.5 bhp; one (1) natural gas-fired glycol processing unit heater rated at 0.5 MMBtu/hr; five (5) produced water storage tanks; pigging activities; piping and fitting plant fugitive emissions; startup/shutdown/maintenance/blowdown fugitive emissions; compressor rod packing fugitive emissions; engine crank case fugitive emissions; dry gas seal leaks fugitive emissions; and truck loadout of produced water fugitive emissions.

Potential emissions for the sources covered by this operating permit including emission restrictions have been calculated as follows: 69.93 tons per year of carbon monoxide (CO), 64.14 tons per year of nitrogen oxides (NO<sub>x</sub>), 19.09 tons per year of particulate matter less than 10-microns (PM<sub>10</sub>), 19.09 tons per year of particulate matter less than 2.5-microns (PM<sub>2.5</sub>), 18.66 tons per year of volatile organic compounds (VOC), 5.08 tons per year of formaldehyde, 7.81 tons per year of total Hazardous Air Pollutants (HAP), and 177,136 tons per year of greenhouse gases (GHGs).

The facility is subject to the applicable requirements of 25 Pa. Code Article III, Chapters 121–145. The proposed operating permit includes emission limitations, monitoring, testing, work practice standards, reporting, and recordkeeping requirements for the facility.

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>.

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 26-00588) 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.

**63-00938: MarkWest Liberty Midstream & Resources, LLC**, 4600 J. Barry Ct., Ste. 500, Canonsburg, PA 15317-5854, initial Natural Minor State-Only Operating Permit is for the Brighich natural gas compressor station located in Blaine Township, **Washington County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of four (4) 1,340-HP Caterpillar G3516LE compressor engines controlled by oxidation catalysts, one (1) 40.0 MMscf/day dehydration unit and associated 0.75 MMBtu/hr reboiler, one (1) 7.0 MMBtu/hr enclosed flare, two (2) 400-bbl condensate storage tanks, one (1) 520-gallon methanol storage tank, pneumatic devices, venting/blowdowns, fugitives, condensate loadout, crankcase vents, pigging operations, and miscellaneous sources that includes rod packing and measurement analyzers. The facility is required to conduct regular surveys of the site while operating to ensure compliance with visible, fugitive, and malodor emission requirements and maintain records of those surveys. The facility-wide potential-to-emit is 80.3 TPY NO<sub>x</sub>, 31.5 TPY CO, 37.0 TPY VOC, 1.9 TPY PM, 1.9 TPY PM<sub>10</sub>/PM<sub>2.5</sub>, 0.20 TPY SO<sub>x</sub>, 35,287 TPY CO<sub>2e</sub>, 7.7 TPY total HAP, and 5.0 TPY single HAP. The air quality operating permit includes emission limitations, operating requirements, monitoring requirements, work practice standards, testing, reporting, and recordkeeping 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 Natural Minor 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 (63-00938) 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>.

**63-00954: MarkWest Liberty Midstream & Resources, LLC**, 4600 J. Barry Ct., Ste. 500, Canonsburg, PA 15317-5854, initial Natural Minor State-Only Operating Permit is for the Brighich natural gas compressor station located in Chartiers Township, **Washington County**.

In accordance with 25 Pa. Code §§ 127.424 and 127.425, the Department of Environmental Protection (DEP) has received an application and is providing notice that it intends to issue an Air Quality Operating Permit for the previously-mentioned facility. Sources of emissions consist of two (2) 1,340-HP Caterpillar G3516LE compressor engines controlled by oxidation catalysts, three (3) 1,380-HP Caterpillar G3516B compressor engines controlled by oxidation catalysts, one (1) 45.0 MMscf/day dehydration unit and associated 0.75 MMBtu/hr reboiler, one (1) 7.0 MMBtu/hr enclosed flare, two (2) 400-bbl condensate storage tanks, one (1) 400-bbl gunbarrel tank, one (1) 520-gallon methanol storage tank, pneumatic devices, venting/blowdowns, fugitives, condensate loadout, crankcase vents, pigging operations, and miscellaneous sources that includes rod packing and measurement analyzers. The facility is required to conduct regular surveys of the site while operating to ensure compliance with visible, fugitive, and malodor emission requirements and maintain records of those surveys. The facility-wide potential-to-emit is 61.4 TYPY NO<sub>x</sub>, 26.2 TYPY CO, 41.5 TYPY VOC, 2.4 TYPY PM, 2.4 TYPY PM<sub>10</sub>/PM<sub>2.5</sub>, 0.20 TYPY SO<sub>x</sub>, 41,547 TYPY CO<sub>2e</sub>, 9.1 TYPY total HAP, and 6.9 TYPY single HAP. The air quality operating permit includes emission limitations, operating requirements, monitoring requirements, work practice standards, testing, reporting, and recordkeeping 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 Natural Minor 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 (63-00954) 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>.

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

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

**24-00150: Horizon Wood Products**, P.O. Box 471, Ridgway, PA 15853. The Department intends to renew a State Only Operating Permit for the facility located in Fox Township, **Elk County**. The facility is a Natural Minor. The primary sources at the facility are a Biomass Wood Boiler and a Natural-Gas Boiler. Potential emissions from the boilers are as follows: 4.35 tpy NO<sub>x</sub>; 2.36 tpy CO; 2.41 tpy PM; 0.08 tpy SO<sub>2</sub>; 0.34 tpy VOC. The wood fueled boiler is subject to 40 CFR Part 63 Subpart JJJJJJ, the NESHAP for Area Source Boilers. The permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

**42-00187: Resting Acres Pet Cemetery**, 1353 South Avenue, Bradford, PA 16701. The Department intends to issue a State Only Operating Permit renewal for the facility located in Bradford Township, **McKean County**. The facility is a Natural Minor. The primary sources at the facility are 3 natural gas fueled crematories: Crematory A, rated at 1.5 million Btu/hr; and Crematories B and C, each rated at 1.3 million Btu/hr. Annual emissions from the facility are less than 1 tpy for all regulated pollutants. The renewal permit contains emission restrictions, recordkeeping, and work practice requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

*Philadelphia: Air Management Services, 321 University Avenue, Philadelphia, PA 19104-4543.*

*Contact: Edward Wiener, Chief, Source Registration at 215-685-9426.*

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

**OP21-000022: Fox Chase Cancer Center**, 7701 Burholme Avenue, Philadelphia, PA 19111, for the operation of air pollution sources at a cancer treatment center, in the City of Philadelphia, **Philadelphia County**. The facility's air emission sources include the following:

- Two (2) dual-fired boilers, rated 3.188 million British thermal units per hour (MMBtu/hr) and 3.0 MMBtu/hr, respectively
- Five (5) natural gas-fired boilers, with one (1) rate 17 MMBtu/hr, one (1) rated 8.5 MMBtu/hr, and three (3) rated 5.5 MMBtu/hr
- Four (4) natural gas-fired emergency generators, rated 350 kilowatts (kW), 285 kW, 45 kW, and 40 kW
- Three (3) diesel-fired emergency generators, rated 750 kW, 300 kW, and 200 kW

The operating permit will be issued under 25 Pa. Code, Philadelphia Code Title 3 and Air Management Regulation XIII. Permit copies and other supporting information

are available for public inspection at AMS, 321 University Avenue, Philadelphia, PA 19104. For further information, contact Edward Wiener at (215) 685-9426.

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

### COAL & NONCOAL MINING ACTIVITY APPLICATIONS

Applications under the Surface Mining Conservation and Reclamation Act (52 P.S. §§ 1396.1—1396.31); the Noncoal Surface Mining Conservation and Reclamation Act (52 P.S. §§ 3301—3326); the Clean Streams Law (35 P.S. §§ 691.1—691.1001); the Coal Refuse Disposal Control Act (52 P.S. §§ 30.51—30.66); the Bituminous Mine Subsidence and Land Conservation Act (52 P.S. §§ 1406.1—1406.21)

Mining activity permits issued in response to such applications are also subject to 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. Requests for 401 Water Quality Certifications are included in individual application only if 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). Such comments or objections should contain the name, address and phone 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.

In addition, 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 also contain 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 is associated with an application for an NPDES permit. A separate notice will be provided for the draft NPDES permit.

#### *Coal Applications Received*

*Effluent Limits*—The following range of effluent limits (Table 1) will apply to NPDES permits issued in conjunction with the associated coal mining activity permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

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 must always be greater than 6.0; less than 9.0.			
Alkalinity must always be greater than acidity.			

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

**Permit No. 33071301 and NPDES No. PA0236080. Rosebud Mining Company**, 301 Market Street, Kittanning, PA 16201, to renew the permit and related NPDES Permit in Snyder Township, **Jefferson County** and Horton Township, **Elk County**. Application received: November 22, 2021.

**Permit No. 30841316 and NPDES No. PA0213535. Consol Pennsylvania Coal Company, LLC**, 1000 Consol Energy Drive, Suite 100, Canonsburg, PA 15317, to revise the permit and related NPDES Permit for installation of degas boreholes in Richhill and Aleppo Townships, **Greene County**, affecting 16.3 surface acres. Application received: December 7, 2021.

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

**Mining Permit No. 11100104. RJC Kohl, Inc.**, 1927 Killen School Road, Nicktown, PA 15762, renewal for reclamation only of a bituminous surface and auger mine in Susquehanna, West Carroll and Elder Townships, **Cambria County**, affecting 98.5 acres. Receiving streams: unnamed tributaries to Fox Run classified for the following use: CWF. There are no potable water supply intakes within 10 miles downstream. Application received: January 26, 2022.

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

**SMP/Renewal Mining Permit No. 16000101. Terra Works, Inc.**, 49 South Sheridan Road, Clarion, PA 16214. Renewal of an existing bituminous surface mine in Licking & Richland Townships, **Clarion County**, affecting 83.6 acres. This renewal is issued for reclamation only. Receiving streams: Unnamed tributaries to Clarion River, classified for the following uses: CWF. No changes proposed. Application received: January 27, 2022.

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, RA-EPMOSHANNON@pa.gov (Contact: Cassandra Stanton).*

**Mining Permit No. 65970103. Derry Stone & Lime Company, Inc.**, 117 Marcia Street, Latrobe, PA 15650-4300. Renewal of an existing bituminous surface mine permit in Derry Township, **Westmoreland County**, affecting 139.1 acres. This renewal is issued for reclamation only. Receiving streams: unnamed tributaries to McGee Run and Stony Run to Conemaugh River, classified for the following uses: CWF. Application received: January 28, 2022.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, RA-EPPottsvilleDMO@pa.gov (Contact: Theresa Reilly-Flannery).*

**Permit No. GP12-40030202. Pioneer Equipment Rentals, Inc.**, 645 Laurel Run Road, Bear Creek Township, PA 18702, application to operate a coal preparation plant whose pollution control equipment is required to meet all applicable limitations, terms and conditions of General Permit, BAQ-GPA/GP-12 on Surface Mining Permit No. 40030202 in Duryea and Hughesstown Borough, **Luzerne County**. Application received: January 10, 2022.

#### *Coal Applications Withdrawn*

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

**Permit No. 17171601 and NPDES No. PA0236535. Strishock, LLC**, 220 Hillcrest Drive, DuBois, PA 15801, to operate a new permit and related NPDES permit to construct and operate a new preparation plant in Union Township, **Clearfield County**, affecting 8.5 surface acres. Receiving stream: Laborde Branch, classified for the following use: CWF. Application received: November 7, 2019. Application withdrawn: January 11, 2022.

#### *Noncoal Applications Received*

*Effluent Limits*—The following Table 2 effluent limits apply to NPDES permits issued in conjunction with a noncoal mining permit. Additional effluent limits will be listed as part of the publication of the draft NPDES permit.

Table 2

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

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

**Mining Permit No. 11220801 and GP104 PAM422001, Daniel L. Himmel**, 238 Dutch Road, Carrolltown, PA 15722, commencement, operation, and restoration of small industrial minerals operation in East Carroll Township, **Cambria County**, affecting 5.0 acres. Receiving streams: Unnamed Tributary to Chest Creek classified for the following use: HQ-CWF. Application received: January 25, 2022.

**Mining Permit No. 21140301 and NPDES No. PA0594296, Hempt Brothers, Inc.**, 3912 Brumbaugh Road, New Enterprise, PA 16664, renewal of NPDES permit, Silver Spring Township, **Cumberland County**. Receiving stream: unnamed tributary to Hogestown Run classified for the following use: CWF. Application received: January 25, 2022.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, RA-EPPottsvilleDMO@pa.gov (Contact: Theresa Reilly-Flannery).*

**NPDES Permit No. PA0595543 (Mining Permit No. 38870301). Pennsy Supply, Inc.**, 2400 Thea Drive, Suite 3A, Harrisburg, PA 17110, renewal of NPDES Permit on a quarry operation in North and South Annville, Annville and North Londonderry Townships, **Lebanon County**. Receiving streams: Killinger and Quittapahilla Creeks, classified for the following use: TSF. Application received: January 21, 2022.

**NPDES Permit No. PA0225649 (Mining Permit No. 7975SM5). KPK Development Corp.**, 149 Newbold Road, Fairless Hills, PA 19030, renewal of NPDES Permit on a quarry operation in Falls Township, **Bucks County**. Receiving stream: Martins Creek, classified for the following uses: WWF, MF. Application received: January 18, 2022.

**NPDES Permit No. PA0612880 (Mining Permit No. 7874SM2). New Enterprise Stone & Lime Co., Inc.**, 3912 Brumbaugh Road, New Enterprise, PA 16664, renewal of NPDES Permit on a quarry operation in North Whitehall Township, **Lehigh County**. Receiving stream: Coplay Creek, classified for the following use: CWF. Application received: January 24, 2022.

### MINING ACTIVITY NPDES DRAFT PERMITS

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



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

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

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

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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (Total)	3.0 mg/l	6.0 mg/l	7.0 mg/l
Manganese (Total)	2.0 mg/l	4.0 mg/l	5.0 mg/l
Suspended solids	35 mg/l	70 mg/l	90 mg/l
pH must always be greater than 6.0; less than 9.0.			
Alkalinity must always be greater than acidity.			

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

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

#### *Effluent Limits for Noncoal Mining Activities*

The limits for noncoal mining activities as provided in 25 Pa. Code § 77.522 are pH 6 to 9 and other parameters the Department may require.

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

#### *Additional criteria*

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

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

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

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

#### *Submittal of comments*

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

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

#### *Coal NPDES Draft Permits*

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, RA-EPPottsvilleDMO@pa.gov (Contact: Theresa Reilly-Flannery).*

**NPDES No. PA0225193 (Mining Permit No. 40990101). Hazleton Shaft Division, LLC, P.O. Box 39, Hazleton, PA 18201, renewal and transfer of NPDES permit in the City of Hazleton and Hazle Township, Luzerne County, affecting**

157.9 acres related to a coal mining activity permit. Receiving stream: Hazle Creek, classified for the following uses: HQ-CWF, MF, TMDL. This permit has no discharge. Application received: June 12, 2020.

*Noncoal NPDES Draft Permits*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, (814) 342-8200, RA-EPMOSHANNON@pa.gov (Contact: Cassandra Stanton).*

**NPDES Permit No. PA0256323 (Mining Permit No. 14060301), Glenn O. Hawbaker, Inc.**, 711 East College Avenue, Bellefonte, PA 16823, renewal of an NPDES permit for discharge of water resulting from large noncoal (industrial mineral) mining in Rush Township, **Centre County**, affecting 159.0 acres. Receiving stream(s): Unnamed tributary to Moshannon Creek and Moshannon Creek, classified for the following use(s): CWF, MF. This receiving stream is included in the Moshannon Creek TMDL. Application received: December 9, 2021.

Unless otherwise noted for a specific outfall, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for coal mining activities.

The following outfalls discharge to Moshannon Creek:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
004	Existing	E&S Basin E/S-3	Precipitation Induced
005	Existing	E&S Basin E/S-4	Precipitation Induced

The following outfalls discharge to Unnamed Tributary to Moshannon Creek:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	E&S Basin E/S-1	Precipitation Induced
002	Existing	Treatment Basin TB-1	Intermittent
003	Existing	E&S Basin E/S-2	Precipitation Induced
006	Existing	Treatment Basin TB-2	Intermittent

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

<i>Outfalls: 002 &amp; 006 (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.0	6.0	7.0
Manganese (mg/L)	2.0	4.0	5.0
Aluminum (mg/L)	0.75	0.75	0.75
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.  
Alkalinity must exceed acidity at all times.

<i>Outfalls: 001 &amp; 003 (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.2	6.4	8.0
Manganese (mg/L)	4.3	8.6	10.7
Aluminum (mg/L)	3.2	6.4	8.0
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.  
Alkalinity must exceed acidity at all times.

<i>Outfalls: 004 &amp; 005 (All Weather Conditions)</i>	<i>30-Day</i>	<i>Daily</i>	<i>Instant.</i>
<i>Parameter</i>	<i>Average</i>	<i>Maximum</i>	<i>Maximum</i>
Iron (mg/L)	3.2	6.4	8.0
Manganese (mg/L)	1.9	3.8	4.7
Aluminum (mg/L)	0.75	0.75	0.75
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Sulfate (mg/L)		Report	
Flow (gpm)		Report	
Temperature (°C)		Report	
Specific Conductivity (µmhos/cm)		Report	

pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.  
Alkalinity must exceed acidity at all times.

**NPDES Permit No. PA0115525 (Mining Permit No. 4775SM14), Hanson Aggregates Pennsylvania, LLC**, 7660 Imperial Way, Allentown, PA 18195, renewal of an NPDES permit for discharge of water resulting from surface mining of industrial minerals in Lamar Township, **Clinton County**, affecting 163.2 acres. Receiving stream(s): Fishing Creek and Long Run, classified for the following use(s): HQ-CWF. Application received: August 26, 2021.

The following outfalls discharge to Fishing Creek or Long Run:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	Sediment Pond A	Precipitation Induced
002	Existing	Treatment Pond B	Precipitation Induced and Intermittent (Pumped)
003	Existing	Sediment Pond C	Precipitation Induced

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

<i>Outfalls: 002 (All Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Flow (gpm)	Report	Report	Report
pH (S.U.): Must be between 6.0 and 9.0 standard units.			
<i>Outfalls: 001 and 003 (Dry Weather Conditions)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Total Suspended Solids (mg/L)	35.0	70.0	90.0
Flow (gpm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units.			
<i>Outfalls: 001 and 003 (<math>\leq 10</math>-yr/24-hr Precip. Event)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Total Settleable Solids (mL/L)	N/A	N/A	0.5
Flow (gpm)		Report	
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			
<i>Outfalls: 001 and 002 (<math>&gt; 10</math>-yr/24-hr Precip. Event)</i>			
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			

The following outfall discharges to Long Run:

<i>Outfall Nos.</i>	<i>New or Existing</i>	<i>Type</i>
004	New	ST-A Sediment Trap Emergency Spillway

Stormwater will be contained in the Sediment Trap. The only potential point source discharges to surface water are the discharges from the emergency spillway of a sediment trap during precipitation that exceeds a 10 yr/24 hr event. Effluent limits for the emergency spillway are as follows:

<i>Outfalls: 004 Sediment Trap Emergency Spillway (During <math>&gt; 10</math>-yr/24-hr Precipitation Event)</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
<i>Parameter</i>			
Total Suspended Solids (mg/L)	N/A	N/A	90.0
pH (S.U.): Must be between 6.0 and 9.0 standard units at all times.			

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

**NPDES No. PA PA0201294 (Mining Permit No. 26950401), Amerikohl Aggregates, Inc.**, 202 Sunset Drive, Butler, PA 16001, renewal of an NPDES permit in Springfield Township, **Fayette County**, affecting 640.0 acres. Receiving streams: Unnamed Tributaries to Clay Run, Clay Run, Sugarcamp Hollow, Unnamed Tributaries Buck Run, and Buck Run, classified for the following use: HQ-CWF. Application received: October 13, 2020.

Unless otherwise noted, the proposed effluent limits for all outfalls in this permit are the BAT limits described previously for noncoal mining activities.

The following treated wastewater outfalls discharge to Sugarcamp Hollow, Clay Run, Buck Run, and infiltration galleries:

<i>Outfall number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001 Sugarcamp Hollow	Existing	SWO	Precipitation Dependent
002 Buck Run	Existing	SWO	Precipitation Dependent
003 Sugarcamp Hollow	Existing	SWO	Precipitation Dependent
006 Buck Run	Existing	SWO	Precipitation Dependent

<i>Outfall number</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
007 Buck Run	Existing	SWO	Precipitation Dependent
009 Clay Run	Existing	SWO	Precipitation Dependent
010 Sugarcamp Hollow	Existing	SWO	Precipitation Dependent
011 Sugarcamp Hollow	Existing	SWO	Precipitation Dependent
012 Clay Run	Existing	SWO	Precipitation Dependent
013 Clay Run	Existing	SWO	Precipitation Dependent
014 Infiltration gallery	Existing	SWO	Precipitation Dependent
015 Infiltration gallery	Existing	SWO	Precipitation Dependent
016 Infiltration gallery	Existing	SWO	Precipitation Dependent
017 Infiltration gallery	Existing	SWO	Precipitation Dependent
018 Infiltration gallery	Existing	SWO	Precipitation Dependent

The proposed effluent limits for the previously listed outfalls are as follows: 001 and 003, to Sugarcamp Hollow:

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)	N/A	35.0	70.0	90.0
Iron, Total (mg/L)	N/A	3.0	6.0	7.0
Manganese, Total (mg/L)	N/A	2.0	4.0	5.0
Aluminum, Total (mg/L)	N/A	0.75	1.50	1.88
Net Alkalinity (as CaCO <sub>3</sub> , mg/L)	0.0			
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Acidity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Flow (gpm)				Report
Temperature (°C)				Report
Specific Conductance (µmhos/cm)				Report
Sulfate, Total (mg/L)				Report
Osmotic Pressure (mOsm/kg)				Report

The proposed effluent limits for the previously listed outfalls are as follows: 002, 006 and 007, to Buck Run:

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)	N/A	35.0	70.0	90.0
Iron, Total (mg/L)	N/A	3.0	6.0	7.0
Manganese, Total (mg/L)	N/A	2.0	4.0	5.0
Aluminum, Total (mg/L)	N/A	2.0	4.0	5.0
Net Alkalinity (as CaCO <sub>3</sub> , mg/L)	0.0			
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Acidity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Flow (gpm)				Report
Temperature (°C)				Report
Specific Conductance (µmhos/cm)				Report
Sulfate, Total (mg/L)				Report
Osmotic Pressure (mOsm/kg)				Report

The proposed effluent limits for the previously listed outfalls are as follows: 014—018, to infiltrations galleries:

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)				90.0
Iron, Total (mg/L)				7.0

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
Manganese, Total (mg/L)				5.0
Aluminum, Total (mg/L)				5.0
Net Alkalinity (as CaCO <sub>3</sub> , mg/L)	0.0			
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Acidity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Flow (gpm)				Report
Temperature (°C)				Report
Specific Conductance (µmhos/cm)				Report
Sulfate, Total (mg/L)				Report

The proposed effluent limits for the previously listed outfalls are as follows: 009—013, to emergency spillways (in response to precipitation that exceeds a 10year/24-hour event):

<i>Parameter (unit)</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instant. Maximum</i>
pH (S.U.)	6.0			9.0
Total Suspended Solids (mg/L)				90.0
Iron, Total (mg/L)				7.0
Manganese, Total (mg/L)				5.0
Aluminum, Total (mg/L)				5.0
Net Alkalinity (as CaCO <sub>3</sub> , mg/L)	0.0			
Alkalinity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Acidity, Total (as CaCO <sub>3</sub> , mg/L)				Report
Temperature (°C)				Report
Specific Conductance (µmhos/cm)				Report
Sulfate, Total (mg/L)				Report

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

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

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

If you are a person with a disability and wish to attend the hearing and you require an auxiliary aid, service or other accommodation to participate in the proceedings, please contact the specified program. TDD users may

contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

### WATER OBSTRUCTIONS AND ENCROACHMENTS

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

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

**E0503221-005: Justin Michaels**, 6585 Bismark Road, Colorado Springs, CO 80922, in Monroe Township, **Bedford County**, U.S. Army Corps of Engineers Baltimore District.

To construct and maintain an 84-foot long, 60-inch wide, 6-inch depressed, HDPE culvert in and across an Unnamed Tributary (UNT) to Piney Creek (EV, MF), permanently impacting 84 linear feet (341 square feet) and temporarily impacting 39 linear feet (157 square feet) of the UNT to Piney Creek (EV, MF). The project will also result in 6,111.04 square feet of permanent and 2,013.72 square feet of temporary impacts to the floodway of the UNT to Piney Creek (EV). All for the purpose of providing driveway access to a single-family residential home site to be constructed near 136 Five Forks Road, Monroe Township, Bedford County (39.828895, -78.392043). No wetlands will be impacted by this project.

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

**E1804222-001: Clinton County Commissioners**, 232 E. Main Street, Lock Haven, PA 17745, Brewery Run ATV Trail in Renovo Borough and Chapman and Noyes Townships, **Clinton County**, Baltimore ACOE (Renovo West, PA Quadrangle N: 41° 19' 37.07"; W: -77° 46' 22.28").



The Clinton County Commissioners are proposing the Brewery Run ATV Trail which will consist of 4,725 ft x 8 ft of ATV Trail to connect existing DCNR trail systems to Renovo. The trail will cross Brewery Run utilizing a bottomless arch culvert. The proposed culvert will be a single span 36.26 foot-long 22 ft 1-inch clear span by 6 ft 6-inch-high corrugated aluminum culvert on precast foundations. There are no anticipated adverse impacts to waters of the U.S. or aquatic resources from this crossing project. No wetlands will be impacted. The drainage area at the crossing site is 1.81 square miles. Brewery Run is listed in the 25 Pa. Code Chapter 93 designation as a High Quality—Cold Water Fishery (HQ-CWF) with Migratory Fish (MF).

**E1804222-002: Mas Wayne RNG, LLC**, 3340 Peachtree Road, Suite 170, Atlanta, GA 30326, WTL to UGI Connection, Pine Creek and Wayne Townships, **Clinton County**, Baltimore ACOE (Jersey Shore, PA Quadrangle N: 41° 10' 8.91"; W: -77° 20' 24.82").

The proposed WTL to UGI Connection project is for the installation of one four-inch pipeline that will transfer gas from the Wayne Township Landfill (WTL) to a new UGI tap location along SR 150. The gas will be produced and collected by the WTL and ultimately will connect into the existing UGI system servicing the area. The proposed pipeline will be bored under two wetlands and two streams, including the West Branch Susquehanna River and a tributary, as well as US Route 220. No changes in channel dimensions or floodplain elevations will result. Area disturbed during construction will be restored seeded, mulched, and allowed to return to original conditions. West Branch Susquehanna River is listed in the 25 Pa. Code Chapter 93 designation as a Warm Water Fishery (WWF).

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

Contact: Dana Drake.

**E0205221-029, # 1 Cochran Automotive**, 4520 William Penn Highway, Monroeville, PA 15146, Harrison Township, **Allegheny County**, Pittsburgh ACOE District.

The applicant proposes to:

Place and maintain fill in approximately 0.19 acre of PEM Wetland (W001), for the purpose of constructing an expansion of an existing warehouse and associated parking area. Mitigation will be provided through the purchase of wetland credits from an approved mitigation bank (Furnace Run Mitigation Bank).

The project site is located at the intersection of State Route 908 and State Route 1039, on Acee Drive (Freeport, PA USGS topographic quadrangle; N: 40°, 40', 5.56"; W: -79°, 42', 40.61"; Sub-basin 18A; USACE Pittsburgh District), in Harrison Township, Allegheny County.

**E6505221-008, Lyons Run Watershed Association**, 2500 Eldo Road, Monroeville, PA 15146, Murrysville Borough and Penn Township, **Westmoreland County**, Pittsburgh ACOE District.

The applicant proposes to:

Construct and maintain an abandoned mine drainage (AMD) treatment facility, consisting of three collection basins, two settling ponds, inlets and storm sewers, and to create 0.41-acre of wetlands while enhancing an existing wetland, for the purpose of removing acidity and metals from the drainage and thereby improve downstream water quality, ecological functions and aquatic life

in the Lyons Run watershed. The project will permanently impact 648-ft of the unnamed tributaries (UNT) to Lyons Run (TSF), 1.04-acre of the floodway and 0.30-acre of wetlands and will temporarily impact 270-ft of the UNTs, 0.68-acre of the floodway and 0.12-acre of wetlands.

The project site is located 0.3-mile south of the intersection of Boxcartown Road (SR 4047) and School Road South, in the floodways of the UNT to Lyons Creek (Murrysville, PA USGS topographic quadrangle; N: 40°, 23', 58.45"; W: -79°, 39', 17.49"; Sub-basin 19A; USACE Pittsburgh District), in Penn Township and the Municipality of Murrysville, Westmoreland County.

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

**E1006221-014, Jim and Bridget Kreider**, 213 Salt Works Road, Harmony, PA 16037, Kreider Joint Permit, in Lancaster Township, **Butler County**, ACOE Pittsburgh District (Evans City; Zelienople, PA Quadrangle N: 40°, 49', 43"; W: -80°, 7', 36.1779").

To construct and maintain a single family residence including: a driveway with a 40 feet long, 20 feet wide by 4 feet high concrete box culvert carrying Scholars Run; four utility line crossings of Scholars Run and adjacent wetlands; and post construction stormwater management facilities across Scholars Run, located along the west side of Route 19 in Lancaster Township, Butler County.

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

**E0829222-001: Chesapeake Appalachia, LLC**, 14 Chesapeake Lane, Sayre, PA 18840, Albany Township, **Bradford County**, ACOE Baltimore District.

To construct, operate and maintain:

1. a permanent access road impacting 3,920 square feet of a Palustrine Emergent Wetland (Dushore, PA Quadrangle Latitude: 41.588861°, Longitude: -76.452183°);
2. a permanent access road impacting 4,008 square feet of a Palustrine Emergent Wetland (EV) (Dushore, PA Quadrangle Latitude: 41.589410°, Longitude: -76.452471°);
3. a 300' by 400' well pad permanently impacting 5,445 square feet of a Palustrine Forested Wetland (EV) and converted 19,950 square feet of Palustrine Forested Wetland (EV) (Dushore, PA Quadrangle Latitude: 41.591163°, Longitude: -76.454646°);
4. a 300' by 400' well pad permanently impacting 2,962 square feet of a Palustrine Forested Wetland (EV) and converted 14,331 square feet of Palustrine Forested Wetland (EV) (Dushore, PA Quadrangle Latitude: 41.591188°, Longitude: -76.454910°);

This project is an after-the-fact permit that is associated with the Chesapeake Audit and will result in 7,928 square feet (0.182 acre) of permanent PEM wetland impacts and 42,688 square feet (0.98 acre) of permanent PFO wetland impacts, all for the purpose of installing a natural gas well pad and permanent access road for Marcellus Shale development in West Burlington Township, Bradford County. The permittee will provide 7.22 acres of PFO and PEM mitigation at Camp Brook Restoration (Elkland, PA Quadrangle, Latitude: 41.988385°, Longitude: -77.337152°), permit application number E5929221-006.

**EROSION AND SEDIMENT CONTROL**

The following parties have applied for an Erosion and Sediment Control Permit (ESCP) for an earth disturbance activity associated with either a road maintenance or timber harvesting operation.

Unless otherwise indicated, on the basis of preliminary review and application of lawful standards and regulations, the Department of Environmental Protection proposes to issue a permit to discharge, subject to certain limitations set forth in the permit conditions. These proposed determinations are tentative. Limitations are provided as erosion and sediment control best management practices (BMPs) which restrict the rate and quantity of sediment discharged.

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

Following the 30-day comment period, the appropriate Regional Office Water Management Program Manager will make a final determination regarding the proposed permit. Notice of this determination will be published in the *Pennsylvania Bulletin* at which time this determination may be appealed to the Environmental Hearing Board.

The application and related documents, including the erosion and sediment control plan for the earth disturbance activity are on file and may be inspected at the office identified in this notice.

Persons with a disability that require an auxiliary aid, service or other accommodation to participate during the 30-day public comment period should contact the specified Regional Office. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

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**Applications received under Sections 5 and 402 of the Clean Streams Law (35 P.S. §§ 691.5 and 691.402).**


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*Southwest District: Oil & Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.*

ESCGP-3 # ESG073021016-00  
Applicant EQM Gathering OPCO LLC 2200 Energy Drive  
Canonsburg, PA 15317  
Contact Person Gregg West  
County Greene  
Township(s) Aleppo, Freeport, Springhill  
Receiving Stream(s) and Classification(s) UNTs to PA Fork Fish Creek (WWF), UNTs to Herod Run & Herod Run (WWF), PA Fork Fish Creek (siltation impaired) (WWF); Wheeling Buffalo Creek (TSF)

ESCGP-3 # ESG070421001-00  
Applicant ETC Northeast Fld Svc LLC 6051 Wallace Road  
Ext, Fl 3 Wexford, PA 15090-7386  
Contact Person Nicholas J Bryan  
County Beaver  
Township(s) New Sewickley  
Receiving Stream(s) and Classification(s) Trib 34803 to Brush Creek (WWF), Trib 34807 to Brush Creek (WWF), Trib 34809 to Brush Creek (WWF), UNT 1 to Trib 34803 to Brush Creek (WWF), UNT 2 to Trib 34803 to Brush Creek (WWF), UNT 3 to Trib 34803 to Brush Creek (WWF), UNT 4 to Trib 34803 to Brush Creek (WWF); Brush Creek (WWF), Trib 34803 to Brush Creek (WWF)

ESCGP-3 # ESG073021013-00  
Applicant EQM Gathering OPCO LLC 2200 Energy Drive  
Canonsburg, PA 15317  
Contact Person Gregg West  
County Greene  
Township(s) Aleppo, Jackson, Springhill  
Receiving Stream(s) and Classification(s) UNTs to Job Creek & Job Creek (TSF), UNTs to PA Fish Fork Creek and PA Fish Fork Creek (WWF), UNT to Herod Run & Herod Run (WWF); Wheeling—Buffalo Creeks (TSF)

ESCGP-3 # ESG073020013-00  
Applicant EQM Gathering OPCO LLC 2200 Energy Drive  
Canonsburg, PA 15317  
Contact Person Erin Debias  
County Greene  
Township(s) Wayne  
Receiving Stream(s) and Classification(s) UNTs to Rudolf Run (WWF), UNTs to Sharp Run (WWF), Sharp Run (WWF); Rudolf Run (WWF), Sharp Run (WWF), Dunkard Creek (WWF)

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**ACTIONS**

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**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 Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

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

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0117808	Joint DEP/PFBC Pesticides Permit	Issued	Carroll Valley Borough Adams County 5658 Fairfield Road Fairfield, PA 17320	Carroll Valley Borough Adams County	SCRO
0121808	Joint DEP/PFBC Pesticides Permit	Issued	Smith Don & Amy 4062 York Road New Oxford, PA 17350-9118	Mount Pleasant Township Adams County	SCRO
0814801	Joint DEP/PFBC Pesticides Permit	Issued	Calumet Enterprises 2205 Old Philadelphia Pike Lancaster, PA 17602-3400	Overton Township Bradford County	NCRO
0821802	Joint DEP/PFBC Pesticides Permit	Issued	Johnson Kevin A 333 Harrison Road Rome, PA 18837-8111	Stevens Township Bradford County	NCRO
PA0096342	Major Sewage Facility >= 1 MGD and < 5 MGD Individual NPDES Permit	Issued	Fairchance Georges Joint Municipal Sewer Authority Fayette County 141 Big Six Road Smithfield, PA 15478-1601	Georges Township Fayette County	SWRO
PA0043486	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Lancaster County SWMA 1299 Harrisburg Pike Lancaster, PA 17603	Manor Township Lancaster County	SCRO

## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PA0102288	Minor Industrial Waste Facility with ELG Individual NPDES Permit	Issued	Casella Waste Management of PA Inc. 25 Green Hills Lane Rutland, VT 05071-3804	Sergeant Township McKean County	NWRO
PA0032603	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Trillium Tiny Home & RV Comm LLC 1501 E Poland Avenue Bessemer, PA 16112-9249	Mahoning Township Lawrence County	NWRO
PA0098060	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Smith Eugene J 106 Chrissys Crossing Fombell, PA 16123-1804	Franklin Township Beaver County	SWRO
PA0104558	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Stone Diversified LLC 152 Ketchum Road Utica, PA 16362-1230	Fairfield Township Crawford County	NWRO
PA0112020	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	UMH Properties Inc. 3499 Route 9 N Suite 3C Freehold, NJ 07728	North Centre Township Columbia County	NCRO
PA0244074	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Aqua PA Wastewater Inc. 762 W Lancaster Avenue Bryn Mawr, PA 19010	Worcester Township Montgomery County	SERO
PA0036773	Minor Sewage Facility >= 0.05 MGD and < 1 MGD Individual NPDES Permit	Issued	Shinglehouse Borough Potter County P.O. Box 156 Shinglehouse, PA 16748-0156	Shinglehouse Borough Potter County	NCRO
0621203	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Issued	M&G Realty Inc. 2100 North George Street York, PA 17404	Maxatawny Township Berks County	SCRO
0621203	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Issued	M&G Realty Inc. 2100 North George Street York, PA 17404	Maxatawny Township Berks County	SCRO
6377204	Minor and Non-NPDES Industrial Waste Treatment Facility Individual WQM Permit	Issued	Langeloth Metallurgical Co. LLC P.O. Box 608 Langeloth, PA 15054-0608	Smith Township Washington County	SWRO
4613403	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Worcester Township Montgomery County 1721 Valley Forge Road P.O. Box 767 Worcester, PA 19490-0767	Worcester Township Montgomery County	SERO
NOEXNW164	No Exposure Certification	Issued	Corry Fabrication LLC 21 Maple Avenue Corry, PA 16407-1630	Corry City Erie County	NWRO



## NOTICES

<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>
NOEXSC193	No Exposure Certification	Issued	GXO Whse Co. Inc. 1301 Distribution Drive Carlisle, PA 17013-7457	North Middleton Township Cumberland County	SCRO
NOEXSC261	No Exposure Certification	Issued	GXO Logistics Supply Chain, Inc. 381 Freight Street Camp Hill, PA 17011-5711	Hampden Township Cumberland County	SCRO
NOEXSC321	No Exposure Certification	Issued	GXO Whse Co., Inc. 4406 Industrial Park Road Camp Hill, PA 17011	Hampden Township Cumberland County	SCRO
NOEXSW005	No Exposure Certification	Issued	USPS Washington 15 Jefferson Avenue Washington, PA 15301-9721	Washington City Washington County	SWRO
PAG030077	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Eastern Concrete Materials, Inc. 250 Pehle Avenue Plaza One Suite 503 Saddle Brook, NJ 07663-5830	Darby Township Delaware County	SERO
PAR203555	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Penn Mar Castings LLC 500 Broadway Hanover, PA 17331-2001	Hanover Borough York County	SCRO
PAR800046	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	UPS Ground Freight 55 Glenlake Parkway Atlanta, GA 30328	Bensalem Township Bucks County	SERO
PAR806118	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	First Transit Inc. 110 Perimeter Park Road Suite E Knoxville, TN 37922-2200	Bethel Park Borough Allegheny County	SWRO
PAG040216	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	Marley John 694 Apple Road Quakertown, PA 18951-4907	Haycock Township Bucks County	SERO
PAG046334	PAG-04 NPDES General Permit for Small Flow Treatment Facilities	Issued	William L Cramer Jr & Pamela L Knox 4003 Ridge Road Aliquippa, PA 15001-5821	Independence Township Beaver County	SWRO
PAG120005	PAG-12 NPDES General Permit for CAFOs	Issued	Astle Arthur 560 Lancaster Pike Oxford, PA 19363-1176	Lower Oxford Township Chester County	SCRO
PAG123529	PAG-12 NPDES General Permit for CAFOs	Issued	Deiter Jay 2040 River Road Bainbridge, PA 17502-9329	Conoy Township Lancaster County	SCRO
PAG123582	PAG-12 NPDES General Permit for CAFOs	Issued	Weaver Andrew L & Weaver Lester B 2560 Sunnyside Road Manheim, PA 17545-9685	Rapho Township Lancaster County	SCRO
PAG124866	PAG-12 NPDES General Permit for CAFOs	Issued	Weaver Melvin 359 Timber Road Beavertown, PA 17813-9140	Adams Township Snyder County	SCRO
PAG126104	PAG-12 NPDES General Permit for CAFOs	Issued	Blue Springs Farm LLC 174 Stair Farm Lane Berlin, PA 15530-6024	Brothersvalley Township Somerset County	SCRO
PAG133722	PAG-13 NPDES General Permit for MS4s	Waived	Hamburg Borough Berks County 61 North 3rd Street Hamburg, PA 19526	Hamburg Borough Berks County	SCRO



## NOTICES

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<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG136313	PAG-13 NPDES General Permit for MS4s	Waived	Homewood Borough Beaver County 102 2nd Avenue Beaver Falls, PA 15010-5762	Homewood Borough Beaver County	SWRO
0921409	Pump Stations WQM Individual Permit	Issued	Bucks County Water & Sewer Authority 1275 Almshouse Road Warrington, PA 18976-1209	Doylestown Township Bucks County	SERO
0995418	Sewage Land Application Individual WQM Permit	Issued	Buckingham Township Bucks County P.O. Box 413 Buckingham, PA 18912-0413	Buckingham Township Bucks County	SERO
2091407	Sewage Treatment Facilities Individual WQM Permit	Issued	Stone Diversified LLC 152 Ketchum Road Utica, PA 16362-1230	Fairfield Township Crawford County	NWRO
2516413	Sewage Treatment Facilities Individual WQM Permit	Issued	Ricketts Chelsey 10851 Sidehill Road North East, PA 16428-4963	North East Township Erie County	NWRO
3772401	Sewage Treatment Facilities Individual WQM Permit	Issued	Trillium Tiny Home & RV Comm, LLC 1501 E Poland Avenue Bessemer, PA 16112-9249	Mahoning Township Lawrence County	NWRO
PA0054551	Single Residence STP Individual NPDES Permit	Issued	Rhodes John 4 Fox Run Lane Newtown Square, PA 19073-1004	Willistown Township Chester County	SERO
PA0239364	Single Residence STP Individual NPDES Permit	Issued	Gail A & Richard H Cannon 2482 W Washington Street Bradford, PA 16701-2415	Corydon Township McKean County	NWRO
PA0255912	Single Residence STP Individual NPDES Permit	Issued	Kay Danielle L 330 Stuber Road New Brighton, PA 15066-3343	Daugherty Township Beaver County	SWRO
PA0264148	Single Residence STP Individual NPDES Permit	Issued	Hoover Matthew W 4551 Greenlee Road McKean, PA 16426-1813	McKean Township Erie County	NWRO
PA0264814	Single Residence STP Individual NPDES Permit	Issued	Ricketts Chelsey 10851 Sidehill Road North East, PA 16428-4963	North East Township Erie County	NWRO
PA0272329	Single Residence STP Individual NPDES Permit	Issued	Husband Robert A 81 Plum Street Greenville, PA 16125-1804	Sugar Grove Township Mercer County	NWRO
PA0290041	Single Residence STP Individual NPDES Permit	Issued	Timothy & Lorri Stafford 1217 Avonia Road Fairview, PA 16415-1453	Fairview Township Erie County	NWRO
PA0290068	Single Residence STP Individual NPDES Permit	Issued	Ryan Caldwell 19711 Morris Road Meadville, PA 16335-9625	Woodcock Township Crawford County	NWRO
0421402	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Kay Danielle L 330 Stuber Road New Brighton, PA 15066-3343	Daugherty Township Beaver County	SWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Permittee Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0998409	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Marley John 694 Apple Road Quakertown, PA 18951-4907	Haycock Township Bucks County	SERO
1592403	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Rhodes John 4 Fox Run Lane Newtown Square, PA 19073-1004	Willistown Township Chester County	SERO
2021418	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Ryan Caldwell 19711 Morris Road Meadville, PA 16335-9625	Woodcock Township Crawford County	NWRO
2521430	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Timothy & Lorri Stafford 1217 Avonia Road Fairview, PA 16415-1453	Fairview Township Erie County	NWRO
4319407	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Husband Robert A 81 Plum Street Greenville, PA 16125-1804	Sugar Grove Township Mercer County	NWRO
WQG016134	WQG-01 WQM General Permit	Issued	William L Cramer Jr & Pamela L Knox 4003 Ridge Road Aliquippa, PA 15001-5821	Independence Township Beaver County	SWRO

**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>
PAC150278	PAG-02	Issued	Longview Homes 1379 Dilworthtown Crossing Suite 125 West Chester, PA 19382	Downingtown Borough Chester County	SERO
PAC510182	PAG-02 General Permit	Issued	Fairmount Manor Realty Co., LP 740 Sansom Street Philadelphia, PA 19106	City of Philadelphia Philadelphia County	SERO
PAC230205	General	Permit Issuance	City of Chester One 4th Street Chester, PA 19013	Chester City Delaware County	SERO
PAC090512	PAG-02 General Permit	Issued	Gibson Holdings, LLC 300 Farm Lane Doylestown, PA 18901-4871	Bensalem Township Bucks County	SERO
PAD510012 Renewal	PAG-02 General Permit	Issued	Philadelphia Authority for Industrial Development 4747 South Broad Street Philadelphia, PA 19112-1699	City of Philadelphia Philadelphia County	SERO
PAD230043	PAG-02 General Permit	Issued	MCBH Drexeline Plaza, LP 2701 North Charles Street Suite 404 Baltimore, MD 21218-4351	Upper Darby Township Delaware County	SERO

## NOTICES

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<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC400226	PAG-02 General Permit	Issued	Jeffrey F. Sikora and John P. Sikora 110 Nevel Hollow Road Hunlock Creek, PA 18621	Ross Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991
PAC660028	PAG-02 General Permit	Issued	Kintner Modular Homes, Inc. 119 Modular Lane Tunkhannock, PA 18657	Tunkhannock Township Wyoming County	Wyoming County Conservation District 1 Hollowcrest Complex Tunkhannock, PA 18657 570-836-2589
PAC660030	PAG-02 General Permit	Issued	MHW Construction, LLC 1100 N. Lackawanna Trail Dalton, PA 18414	Clinton and Nicholson Townships Wyoming County	Wyoming County Conservation District 1 Hollowcrest Complex Tunkhannock, PA 18657 570-836-2589
PAD450154	Individual NPDES	Issued	John and Tiffany Burlew 177 Balson Road Stroudsburg, PA 18360	Chestnuthill Township Monroe County	NERO
PAC400223	PAG-02 General Permit	Issued	Lineage PA Hazleton RE, LLC Robert Sangdahl 46500 Humboldt Drive Novi, MI 48377	Hazle Township Luzerne County	Luzerne Conservation District 325 Smiths Pond Road Shavertown, PA 18708 570-674-7991
PAC390159	PAG-02 General Permit	Issued	Kay Walbert, LLC 5930 Hamilton Blvd. Suite 10 Allentown, PA 18106	South Whitehall Township Lehigh County	Lehigh County Conservation District 4184 Dorney Park Road Suite 105 Allentown, PA 18104 610-391-9583
PAD480160	Individual NPDES	Issued	Pack Leader Properties, LLC c/o John McDonald 5322 Lindsay Lane Schnecksville, PA 18078-2371	Forks Township Northampton County	NERO
PA350001D	Individual NPDES	Issued	PPL Elec Utilities Corp 827 Hausman Road Genn4 Allentown, PA18104-9392	Madison Township Lackawanna County	NERO
PAD210078	Individual NPDES	Issued	Woodstork Watch, LLC 1022 Stonehill Lane Carlisle, PA 17015-8959	South Middleton Township Cumberland County	SCRO
PAD500010	Individual NPDES	Issued	Anthony and Tricia Liddick 1764 Old Trail Road Liverpool, PA 17045	Buffalo Township Perry County	SCRO
PAD060049	Individual NPDES	Issued	Alcon Research LLC 700 Old Fritztown Road Sinking Spring, PA 19608	Spring Township Berks County	NERO
PAC220295	General Permit	Denied	Hanover Logistics, LLC c/o Crossroads Commercial Realty & Development, LLC 201 Iron Valley Drive Lebanon, PA 17042-8812	East Hanover Township Dauphin County	SCRO

<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>
PAC380234	General Permit	Issued	Dwight Family Limited Partnership II 1650 Crooked Oak Drive Suite 310 Lancaster, PA 17601	Palmyra Borough Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
PAC30173	General Permit	Issued	Joseph Silbaugh, Jr. 1649 Broadway Box 2 Hanover, PA 17331	East Hanover Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
PAC380235	General Permit	Issued	Denise Bollard 231 Northwood Drive Lebanon, PA 17042	South Anneville Township South Londonderry Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
PAC380237	General Permit	Issued	Jenell Martin 501 East Main Avenue Myerstown, PA 17067	Jackson Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Lebanon, PA 17042-9788 717.277.5275
PAC210269	General Permit	Issued	JLM Real Estate Investments, LLC 950 East Main Street Schuylkill Haven, PA 17972	Mt. Holly Springs Borough Cumberland County	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
PAC210265	General Permit	Issued	North Middleton Authority 240 Clearwater Drive Carlisle, PA 17013	North Middleton Township Cumberland County	Cumberland County Conservation District 310 Allen Road Suite 301 Carlisle, PA 17013-9101 717.240.7812
PAC670513	General Permit	Issued	Hickory Enterprises, LLC Lynn Snyder 5158 Lehman Road Spring Grove, PA 17362	North Codorus Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670535	General Permit	Issued	Keel-Mar Farms, LLC 12006 Baltimore Street Glen Rock, PA 17327	York Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430
PAC670516	General Permit	Issued	Newberry Township 1915 Old Trail Road Etters, PA 17319	Newberry Township York County	York County Conservation District 2401 Pleasant Valley Road Suite 101 Room 139 York, PA 17402 717.840.7430



<i>Permit Number</i>	<i>Permit Type</i>	<i>Action Taken</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>Office</i>
PAC590044	PAG-02 GP	Issued	Tyoga Container Co. 9 Fish Street Tioga, PA 16946	Tioga Borough Tioga County	Tioga County Conservation District 1867 Shumway Hill Road Wellsboro, PA 16901-1766
PAC250153	PAG-02 General Permit	Issued	MCH Corp. 5515 Peach Street Erie, PA 16509	Millcreek Township Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAG098301	Site Suitability Notification	Issued	Williams & Sons Services, Inc. Murray Farm Biosolids Site Field 1 583 Murray Road Brookville, PA 15825	Warsaw Township Jefferson 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 Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board’s rules of practice and procedure may be obtained from the Board. The appeal form and the Board’s rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

**SAFE DRINKING WATER**

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

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

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

**Permit No. 4021505MA, Construction Permit, Public Water Supply.**

Applicant	<b>Pennsylvania American Water Company</b> 852 Wesley Drive Mechanicsburg, PA 17055
Municipality	Jackson Township
County	<b>Luzerne</b>
Type of Facility	Public Water Supply
Consulting Engineer	Joseph S. Durkin, P.E. Reilly Associates 49 S. Main Street Suite 200 Pittston, PA 18640
Permit to Construct Issued	January 20, 2022
Description of Action	Sutton Hills tank replacement project

**Permit No. 2660035, Operation Permit, Public Water Supply.**

Applicant	<b>The Village of Mountain Heights MHP, LLC</b> 100 East 8th Street Milton, PA 17847
Municipality	Overfield Township
County	<b>Wyoming</b>
Type of Facility	Public Water Supply
Consulting Engineer	Franko’s Water Quality, LLC 3132 Walnut Road Falls, PA 18615
Permit Issued	January 31, 2022
Description of Action	Demonstration of 4-Log treatment of viruses.

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

**Construction Permit No. 1421509, Public Water Supply.**

Applicant	<b>Haines-Aaronsburg Municipal Authority</b> P.O. Box 254 Aaronsburg, PA 16820
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Municipality Haines Township  
 County Centre  
 Consulting Engineer Patrick Ward, P.E.  
 Uni-Tec Consulting  
 Engineers, Inc.  
 2007 Cato Avenue  
 State College, PA 16801

Permit Issued January 24, 2022

Description This permit authorizes the development of Well No. 8 as an additional source of supply and construction of a Pall Aria AP-3 continuous microfiltration plant.

**Construction Permit No. 4921504MA Minor Amendment Public Water Supply.**

Applicant **Pennsylvania American Water Company**  
 852 Wesley Drive  
 Mechanicsburg, PA 17055

Municipality Milton Borough  
 County Northumberland  
 Consulting Engineer Ewoud Hulstein P.E.  
 Pennsylvania-American  
 Water Company  
 852 Wesley Drive  
 Mechanicsburg, PA 17055

Permit Issued January 24, 2022

Description This permit authorizes Pennsylvania American Water Company to replace the settled water chlorine analyzer at Milton Water Treatment Plant with a new amperometric analyzer to measure free chlorine residual, temperature and pH continuously in water leaving the flocculation and sedimentation units.

**Operation Permit No. 1717512-A1** issued to: **Aqua Pennsylvania, Inc.**, 1775 North Main Street, Honesdale, PA 18436, PWSID No. 6170048, Sandy Township, **Clearfield County**, on January 24, 2022 for the operation of facilities approved under construction permit # 1717512-A1. Permit No. 1717512-A1 supersedes Operation Permit No. 1717512, which was issued on May 10, 2019. Specifically, Special Condition B has been amended to reduce the required methane sampling at Entry Point 107 from weekly to monthly.

**Operation Permit No. GWR** issued to: **Seven Mountains Campground**, 101 Seven Mountains Campground Road, Spring Mill, PA 16875, PWSID No. 4140889, Potter Township, **Centre County**, on February 1, 2022, for the operation of facilities approved under construction permit # GWR This permit authorizes operation of Well # 2, constant pressure manifold, raw water tap, cartridge filtration, flow meter, PCM for sodium hypochlorite pump, sodium hypochlorite pump, four 120-gallon retention tanks having baffling factor 0.5 in series, 12 gallon per minute flow control, Entry Point 100, and distribution system. Note that the entire water system is now approved by a public water supply operation permit under 25 Pa. Code § 109.504 and no longer qualifies for noncommunity approval under § 109.505.

**Operation Permit No. 4920507** issued to: **Pennsylvania-American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055, PWSID No. 4490023 West Chillisquaue, **Northumberland County**, on January 26, 2022 for the operation of facilities approved under construction Permit No. 4920507. This permit authorizes operation of the recently constructed Montandon Booster Pump Station, including the generator.

**SEWAGE FACILITIES ACT PLAN APPROVAL**

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

*Southcentral Region: Clean Water Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110.*

*Plan Location:*

<i>Township</i>	<i>Township Address</i>	<i>County</i>
West Cocalico Township	P.O. Box 244 Reinholds, PA 17569	Lancaster

*Plan Description:*

Approval of a revision to the official plan of West Cocalico Township, Lancaster County has been issued. This action is a result of the review of a planning module for the **Nathan Monyer Subdivision** (DEP Code No. A3-36957-251-3S; APS ID No. 1052053). The proposed development—to be located at 406 Greenville Road in Denver—consists of adding a fourth bedroom to an existing single-family dwelling that is currently served by a substandard on-lot disposal system and also constructing a one-unit rooming house attached to an existing garage, with the combined sewage flows of 900 gallons per day to be served by a small-flow treatment facility discharging to Cocalico Creek. The Department's review of the plan revision has not identified any significant impacts resulting from this proposal. Any permits must be obtained in the name of the property owner.

**LAND RECYCLING AND ENVIRONMENTAL REMEDIATION**

**UNDER ACT 2, 1995  
PREAMBLE 2**

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

Provisions of Sections 301—308 of the Land Recycling and Environmental Remediation Standards Act (act) (35 P.S. §§ 6026.301—6026.308) require the Department to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the act's remediation standards. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis for selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling analytical results which demonstrate that remediation has attained the cleanup standard selected. Submission of plans and reports, other than the final report, will also be published in the *Pennsylvania Bulletin*. These include the remedial investigation report, risk assessment report and cleanup plan for a site-specific standard remediation. A remedial

investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements.

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

The Department has received the following plans and reports:

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

*Contact: Charline Bass.*

**2029-2059 York Road**, 2029-2059 York Road, Jamison, PA 18929, Warwick Township, **Bucks County**. Kevin Davis, Pennoni Associates, Inc., 1900 Market Street, Suite 300, Philadelphia, PA 19103 on behalf of Paul Aschkenasy, York Road-Bladco LP, 15 Montgomery Avenue, Suite 3, Narberth, PA 19072, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of site soil contaminated with pesticides. The report is intended to document remediation of the site to meet the site-specific standard.

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

*Contact: Eric Supey, Environmental Program Manager.*

**J. Griffiths Pad 1**, 1007 Hoag Hill Road, Montrose, PA 18801, Rush Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Coterra Energy Inc., 2000 Park Lane, Suite 300, Pittsburgh, PA 15275, submitted a Final Report concerning remediation of soil contaminated by releases of diesel-based drilling mud. The report is intended to document remediation of the site to meet a combination of Background and Statewide health standards.

**Franclaire Pad**, 276 Pig Barn Road, Laceyville, PA 18623, Braintrim Township, **Wyoming County**. Creston Environmental, P.O. Box 1373, Camp Hill, PA 17001, on behalf of Chesapeake Appalachia, LLC, 14 Chesapeake Lane, Sayre, PA 18840, submitted a Final Report concerning remediation of soil contaminated by releases production fluid (brine). The report is intended to document remediation of the site to meet Statewide health standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17101.*

**1501 North George Street**, 1501 North George Street, York, PA 17404, Manchester Township, **York County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601 on behalf of George Street Investors LLC, P.O. Box 429, Conshohocken, PA 19428 submitted a

Final Report concerning remediation of site soils and groundwater contaminated with leaded and unleaded gasoline. The Final Report is intended to document remediation of the site to meet the site-specific standard.

**Former Alcoa Property**, 300 State Drive, Lebanon, PA 17042, South Lebanon Township, **Lebanon County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601 on behalf of Mr. Joseph Stein, Warehouse, 320 North George Street, Suite 100, York, PA 17401 submitted a Final Report concerning remediation of site soils and groundwater contaminated with metals, polyaromatic hydrocarbons. The Final Report is intended to document remediation of the site to meet the Site-Specific and Statewide Standards.

**Plaza 2331**, 2331 East Market Street, York, PA 17402, Springettsbury Township, **York County**. Weaver Consultants Group, LLC, 2225 Sycamore Street, Harrisburg, PA 17111 on behalf of Satya Ganti, 2331 East Market Street, LLC, 25 Marianne Drive, York, PA 17406 submitted a Remedial Investigation Report concerning remediation of soil and groundwater contaminated with chlorinated solvents. The Remedial Investigation Report is intended to document remediation of the site to meet the site-specific standard.

*Northcentral Region: Environmental Cleanup & Brownfields Program, 208 West Third Street, Williamsport, PA 17701.*

**37 Grant Street UST Closure**, 37 Grant Street, Wellsboro, PA 16901, Wellsboro Borough, **Tioga County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of UPMC Wellsboro, 32 Central Avenue, Wellsboro, PA 16901, has submitted a Final Report concerning remediation of site soil contaminated with heating oil. The report is intended to document remediation of the site to meet the Statewide health standard.

**Ayers Trucking Motor Vehicle Accident**, 1056 Mountain Road, Monroeton, PA 18832, Franklin Township, **Bradford County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of M.R. Dirt, Inc., 21189 Route 187, Towanda, PA 18848, has submitted a Final Report concerning remediation of site soil contaminated with drill cuttings. The report is intended to document remediation of the site to meet the Statewide health standard.

**MBMA Property—Former Elevated Water Storage Tank**, Intersection of Industrial Park Road & Industrial Parkway, Muncy, PA 17756, Muncy Creek Township, **Lycoming County**. Entech Engineering, 201 Penn Street, Reading, PA 19603, on behalf of Muncy Borough Municipal Authority, P.O. Box 201, Muncy, PA 17756, has submitted Final Report concerning remediation of site soil contaminated with lead. The report is intended to document remediation of the site to meet the Statewide health standard.

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

**Morrow Refuse**, Storage Tank Facility ID # 02-81370, 4985 Bakerstown-Culmerville Road, Tarentum, PA 15084, West Deer Township, **Allegheny County**. Flynn Environmental, Inc., 5640 Whipple Avenue NW, North Canton, OH 44720, on behalf of Mr. John Morrow, 4985 Bakerstown-Culmerville Rd., Tarentum, PA 15084, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with diesel fuel.



The plan is intended to document the remedial actions for meeting the statewide health or background standard.

**Sunoco DUNS 0002-1576**, Storage Tank Facility ID # 65-32308, 106 North Center Avenue, New Stanton, PA 15672, New Stanton Borough, **Westmoreland County**. EnviroTrac, Ltd., 176 Thorn Hill Road, Warrendale, PA 16365, on behalf of Sunoco, Inc., 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum products. The report is intended to document remediation of the site to meet the residential, used aquifer Statewide health standard and the residential, used aquifer site-specific standard.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREAMBLE 3

**The Department has taken action on the following plans and reports under the Land Recycling and Environmental Remediation Standards Act (35 P.S. §§ 6026.101—6026.907).**

Section 250.8 of 25 Pa. Code and administration of the Land Recycling and Environmental Remediation Standards Act (act) require the Department to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports. A final report is submitted to document cleanup of a release of a regulated substance at a site to one of the remediation standards of the act. A final report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. Plans and reports required by the act for compliance with selection of remediation to a site-specific standard, in addition to a final report, include a remedial investigation report, risk assessment report and cleanup plan. A remedial investigation report includes conclusions from the site investigation; concentration of regulated substances in environmental media; benefits of reuse of the property; and, in some circumstances, a fate and transport analysis. If required, a risk assessment report describes potential adverse effects caused by the presence of regulated substances. If required, a cleanup plan evaluates the abilities of potential remedies to achieve remedy requirements. A work plan for conducting a baseline remedial investigation is required by the act for compliance with selection of a special industrial area remediation. The baseline remedial investigation, based on the work plan, is compiled into the baseline environmental report to establish a reference point to show existing contamination, describe proposed remediation to be done and include a description of existing or potential public benefits of the use or reuse of the property. The Department may approve or disapprove plans and reports submitted. This notice provides the Department's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, contact the environmental cleanup program manager in the Department Regional Office under which the notice of the plan or report appears. If information concerning a final report is required in an alternative

form, contact the community relations coordinator at the appropriate Regional Office. TDD users may telephone the Department through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Former Wright's Knitwear**, 1727-1829 Union Boulevard, Allentown, PA 18109, Allentown City, **Lehigh County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Lehigh Valley Commercial Properties, LLC, 903 Chestnut Street, Emmaus, PA 18049, submitted a Baseline Environmental Report concerning remediation of groundwater contaminated with impacted by PCE and 1,1-Dichloroethylene. The Baseline Environmental Report demonstrated attainment of Special Industrial Area Standards and was approved by DEP on January 27, 2022.

**Westminster Village**, 801 North Wahneta Street, Allentown, PA 18109, Allentown City, **Lehigh County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Presbyterian Homes Inc., 1 Trinity Drive, Suite 201, Dillsburg, PA 17019, submitted a Final Report concerning remediation of soil contaminated by a release of diesel from an aboveground storage tank. The final report was not acceptable to meet Statewide health standards and was disapproved by DEP on February 1, 2022.

*Northcentral Region: Environmental Cleanup & Brownfields Program, 208 West Third Street, Williamsport, PA 17701.*

**Covington 5H on the Covington BRA Pad**, 984 E Warner Hill Road, Ulster, PA 18850, Sheshequin 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 the remediation of site soil contaminated with produced water. The Final report demonstrated attainment of the Statewide health standard and was approved by the Department on January 24, 2022.

**Inflection TLC Well Site Release**, 367 Yeagle Road, Montoursville, PA 17754, Eldred Township, **Lycoming County**. Penn Environmental & Remediation, Inc., 13180 Route 6, Mansfield, PA 16933, on behalf of Inflection Energy PA, LLC, 101 W 3rd Street, 5th Fl, Williamsport, PA 17701, has submitted a Final Report concerning remediation of site soil contaminated with produced water. The Final report demonstrated attainment of the Statewide health standard and was approved by the Department on January 21, 2022.

**Estate of Ruth Longer Property**, Intersection of Montour Boulevard and Grovania Drive, Danville, PA 17821, Cooper Township, **Montour County**. BL Companies, 2601 Market Place, Suite 350, Harrisburg, PA 17110, on behalf of IA Construction Corporation, P.O. Box 568, Franklin, PA 16323, has submitted a Revised Remedial Investigation Report and Cleanup Plan concerning remediation of site soil and groundwater contaminated with chlorinated solvents. The Revised Remedial Investigation Report and Cleanup Plan was approved by the Department on January 26, 2022.



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

Contact: Charline Bass.

**Delaware Generating Station**, 1325 North Beach Street, Philadelphia, PA 19125, City of Philadelphia, **Philadelphia County**. Mark Fortna, Penn E&R, 400 Old Dublin Pike, Doylestown, PA 18901 on behalf of Tony Bates, L-A Battery QOZ, LLC, 2400 Market Street, Suite 301, Philadelphia, PA 19103 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with acetone, acenaphthene, acenaphthylene, anthracene, barium, cadmium, chloroethane, chromium, cumene, cyclohexane, 1,1-dichloroethane, fluoranthene, fluorene, hexachlorobenzene, lead, methyl ethyl ketone, naphthalene, PCB-Aroclor 1242, PCB-Aroclor 1248, PCB-Aroclor 1260, phenanthrene, pyrene, selenium, toluene, 1,1,1-trichloroethane and xylenes in groundwater, and for acetone, acenaphthene, acenaphthylene, anthracene, barium, benzene, benzo-(g,h,i)perylene, benzo(k)fluoranthene, carbon disulfide, chrysene, dibenzo(a,h)anthracene, ethylbenzene, fluoranthene, fluorene, mercury, methyl ethyl ketone, methyl tert butyl ether (MTBE), methylene chloride, naphthalene, PCB-Aroclor 1248, PCB-Aroclor 1254, PCB-Aroclor 1260, phenanthrene, pyrene, tetrachloroethene, toluene, 1,2,4-trimethylbenzene (TMB), and 1,3,5-TMB in soil. The Final Report demonstrated attainment of the Statewide health standard/site-specific standard and was approved by the Department on January 18, 2022.

**PennDoT Doylestown Maintenance Facility**, 229 North Broad Street, Doylestown, PA 18901, Doylestown Borough, **Bucks County**. Toby Kessler, PG, Gilmore & Associates, Inc., 65 East Butler Avenue, New Britain, PA 18901 on behalf of Phil Ehlinger, Borough of Doylestown, 57 West Court Street, Borough of Doylestown, PA 18901 submitted a Final Report concerning the remediation of site soil contaminated with cadmium, chromium, arsenic, beryllium and benzo(a)pyrene. The Report was reviewed by the Department which issued a technical deficiency letter on January 19, 2022.

**Ponds and Gardens**, 200 Limekiln Pike, Glenside, PA 19038, Cheltenham Township, **Montgomery County**. Philip M. Donmoyer, PG, ECS Mid-Atlantic, 52-6 Grumbacher Road, York, PA 17406 on behalf of Greg Baltz, Grindstone Properties LP, 1259 Cox Road, Rydal, PA 19046 submitted a Risk Assessment Report/Remedial Investigation Report/Cleanup Plan/Final Report concerning the remediation of site soil contaminated with arsenic. The Final Report demonstrated attainment of the site-specific standard and was approved by the Department on January 14, 2022.

**Superior Scaffold Services, Inc.**, 520 East Luzerne Street, Philadelphia, PA 19124, City of Philadelphia, **Philadelphia County**. Christopher M. Kern, PG, Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601 on behalf of Guy L. Bianchini, Superior Scaffold Services, Inc., 600 Center Avenue, Bensalem, PA 19020 submitted a Remedial Investigation Report/Risk Assessment Report/Cleanup Plan concerning the remediation of site soil and groundwater contaminated with ethylbenzene, naphthalene, 1,2,4-TMB, and xylenes. The Report was disapproved by the Department on January 13, 2022.

**2610 West Fletcher Street**, 2610 West Fletcher Street, Philadelphia, PA 19132, City of Philadelphia, **Philadelphia County**. Natalie Griffith, REPSG, Inc.,

6901 Kingessing Avenue, Philadelphia, PA 19142 on behalf of David Alexander, Susquehanna Net Zero Housing, LP, 1707 North Charles Street, Apt 200A, Baltimore, MD 21201 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil contaminated with leaded and unleaded gasoline, benzo(a)pyrene, metals, arsenic, thallium and vanadium. The Report was approved by the Department on January 13, 2022.

**Philadelphia Coke Plant**, 4501 Richmond Street, Philadelphia, PA 19137, City of Philadelphia, **Philadelphia County**. Daniel P. Sheehan, PE, Arcadius U.S. Inc., 824 North Market Street, Suite 820, Wilmington, DE 19801 on behalf of Brian M. Stearns, National Grid, 300 Erie Boulevard, West Syracuse, NY 13202 submitted a Remedial Investigation Report/Cleanup Plan concerning the remediation of site soil contaminated with PAHs, metals and VOCs. The Report was disapproved by the Department on January 14, 2022.

**Hoplamazan Property**, 1890 Middletown Road, Glen Mills, PA 19342, Edgemont Township, **Delaware County**. Joseph Diamadi, Jr., PG, Marshall Geoscience, Inc., 170 East First Avenue, Collegeville, PA 19426 on behalf of Sona Hoplamazan, 4 Hampton Lane, Glen Mills, PA 19342 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with benzene, toluene, ethylbenzene, xylenes, naphthalene, methyl tertiary butyl ether, isopropyl benzene, 1,2,3-trimethylbenzene, and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standard/site-specific standard and was approved by the Department on January 18, 2022.

**54 Wentworth Lane**, 54 Wentworth Lane, Bryn Mawr, PA 19010, Radnor Township, **Delaware County**. Gilbert J. Marshall, PG, Marshall Geoscience, Inc., 170 1st Avenue, Collegeville, PA 19426 on behalf of Marc Schwarz, 54 Wentworth Lane, Bryn Mawr, PA 19010 submitted a Final Report concerning the remediation of site soil contaminated with No. 2 heating oil. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on January 21, 2022.

**Tesno Residence**, 2582 Church Lane, Kintenersville, PA 18930, Nockamixon Township, **Bucks County**. Richard Trimpi, PG, Trimpi Associates Inc., 1635 Old Plains Road, Pennsburg, PA 18073 on behalf of Andrea Gluch, State Farm Insurance, P.O. Box, 106169, Atlanta, GA 30348 submitted a Final Report concerning the remediation of site soil and groundwater contaminated with benzene, toluene, ethylbenzene, isopropyl benzene, MTBE, naphthalene, 1,2,4-trimethylbenzene and 1,3,5-trimethylbenzene. The Final Report demonstrated attainment of the Statewide health standard and was approved by the Department on January 21, 2022.

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

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

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

**General Permit No. WMGM055NC003. MAS Wayne RNG, LLC**, 3340 Peachtree Road, NE, Suite 17, Atlanta, GA 30326, Wayne Township, **Clinton County**. This General Permit is for processing prior to beneficial use of Landfill Gas generated by the decomposition of municipal and residential waste for use as an alternative fuel for generators to produce electricity. The Department issued the determination of applicability on January 31, 2022.

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

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

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

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

**Permit No. 100955. Clinton County Solid Waste Authority**, P.O. Box 209, 15 Landfill Lane, McElhattan, PA 17748, Wayne Township, **Clinton County**. This is a minor modification to Solid Waste Permit No. 100955 for the operation of Wayne Township Landfill, providing updates to the Operations Plan, Gas Management Plan and PPC Plan. The permit was issued by Northcentral Regional Office on January 31, 2022.

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

**AIR QUALITY**

**General Plan Approval and Operating Permit Usage Authorized under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127 to construct, modify, reactivate or operate air contamination sources and associated air cleaning devices.**

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18711-0790.*

*Contact: Raymond Kempa, New Source Review Chief—Telephone: 570-826-2531.*

**AG5A-58-00039A: Cotterra Energy**, 2000 Park Lane, Suite 300, Pittsburgh PA 15275, on January 10, 2022 a General Operating Permit GP5A issued for the construction & operation of a Unconventional Natural Gas Well Site at Meyers R 1 Pad located in Lathrop Township, **Susquehanna County**.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745.*

*Contact: Edward Orris, New Source Review Chief—Telephone: 412-442-4168.*

**GP3-63-01058A: Alex E. Paris Contracting Co., Inc.**, 1595 Smith Township State Road, Atlasburg, PA 15004, on January 27, 2022, for moving the previously

authorized portable Norberg Model # LT105 rock crusher and associated Tier-2 certified 300 bhp Caterpillar Model # C-9 DITA diesel engine to the North Branch Road Fill Site located in Robinson Township, **Washington County**.

**GP11-63-01058A: Alex E. Paris Contracting Co., Inc.**, 1595 Smith Township State Road, Atlasburg, PA 15004, on January 27, 2022, for moving the previously authorized portable Norberg Model # LT105 rock crusher and associated Tier-2 certified 300 bhp Caterpillar Model # C-9 DITA diesel engine to the North Branch Road Fill Site located in Robinson Township, **Washington County**.

**GP1-63-00631A: Columbia Gas Transmission, LLC**, 1700 MacCorkle Avenue, SE, Charleston, WV 25314, on February 1, 2022, for the authorization to install and operate one (1) natural gas fuel Teri indirect fired line heater, Model No. 7500, rated at 13.22 MMBtu/hr; pursuant to the General Plan Approval and/or General Operating Permit for Small Gas and No. 2 Oil-Fired Combustion Units (BAQGPA/GP-1) at the Donegal Compressor Station in Donegal Township, **Washington County**.

**Plan Approvals Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and regulations in 25 Pa. Code Chapter 127, Subchapter B relating to construction, modification and reactivation of air contamination sources and associated air cleaning devices.**

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

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

**09-0152E: Gelest, Inc.**, 11 E. Steel Road, Morrisville, PA 19067. On January 27, 2022, for the installation of a new chilled dewar trap (condenser) on an existing source at their facility in Falls Township, **Bucks County**.

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

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

**05-05021D: Creative Pultrusions Inc.**, 214 Industrial Lane, Alum Bank, PA 15521-8304 on February 1, 2022, for additional In-Mold coating (IMC) units for the fiberglass pultrusion operation located in West Saint Clair Township, **Bedford County**.

**Plan Approval Revisions Issued including Extensions, Minor Modifications and Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

*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.*

**67-05107B: Crown Cork & Seal USA, Inc.**, 1650 Broadway, Hanover, PA 17331, on January 31, 2022, for the installation of a new two-piece food can line and RTO control device at the food can manufacturing plant in Penn Township, **York County**. The food can line includes a wash line/dryer and two-piece LSM/bake oven and is



controlled by a regenerative thermal oxidizer and baghouse. The plan approval was extended.

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

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

**49-00067A: Custom Container Solutions, LLC**, 201 North Industrial Road, Milton, PA 17847, on January 20, 2022, was issued an authorization to extend the plan approval expiration date to July 21, 2022, for temporary operation of sources at their facility located in Milton Borough, **Northumberland County**. The plan approval has been extended.

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

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.*

**46-00060: PA DHS—Norristown State Hospital**, 1001 East Sterigere Street, Norristown, PA 19401, for the renewal of Title V Operating Permit (TVOP) No. 46-0060 for the long-term psychiatric facility located in Norristown Borough, East Norriton Township, and West Norriton Township, **Montgomery County**.

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**Operating Permits for Non-Title V Facilities Issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code Chapter 127, Subchapter F.**

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

*Contact: Janine Tulloch-Reid, Facilities Permitting Chief—Telephone: 484-250-5920.*

**15-00138: Aqua Pennsylvania, Inc./Pickering Water Treatment Plant**, 1050 Valley Forge Road, Phoenixville, PA 19460-2657. On January 27, 2022, for operation of seven (7) units of diesel-fired emergency generators and one (1) unit of natural gas-fired boiler at their Pickering facility located in Schuylkill Township, **Chester County**.

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

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

**22-03046: Pennsy Supply, Inc.**, 1001 Paxton Street, P.O. Box 3331, Harrisburg, PA 17105-3331, on January 25, 2022, for the stone crushing operation at the Fiddlers Elbow North Quarry facility located in Lower Swatara Township, **Dauphin County**. The State-Only Permit was renewed.

**36-03005: Intellicor, LLC**, 330 Eden Road, Lancaster, PA 17601-4218, on January 25, 2022, for the commercial printing facility located in Manheim Township, **Lancaster County**. The State-Only permit was renewed.

**67-03041: County Line Quarry, Inc.**, P.O. Box 99, Wrightsville, PA 17368-0099, on January 24, 2022, for the stone crushing and concrete production operations at the County Line Quarry located in Wrightsville Borough, **York County**. The State-Only permit was renewed.

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**32-00445: Indiana County Humane Society**, 191 Airport Road, Indiana, PA 15701, on January 25, 2022, the Department issued the initial State-Only Operating Permit of an animal crematory located in White Township, **Indiana County**. The animal crematory was initially authorized through PA 32-445A. In the initial Operating Permit, requirements established through PA 32-445A are incorporated. A requirement on the use of opacity monitoring devices to monitor visible emissions is added. For permitting purposes, the facility operating the animal crematory is Natural Minor.

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**Operating Permit Revisions Issued including Administrative Amendments, Minor Modifications or Transfers of Ownership under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.412, 127.450, 127.462 and 127.464.**

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

*Contact: Janine Tulloch-Reid, New Source Review Chief—Telephone: 484-250-5920.*

**46-00014: Knoll, Inc.**, 1235 Water Street, East Greenville, PA 18041, located in Upper Hanover Township, **Montgomery County**. Knoll, Inc. is a minor source for Volatile Organic Compound (VOC) emissions and an area source for Hazardous Air Pollutant (HAP) emissions, currently operating under Synthetic Minor Operating Permit No. 46-00014. Administrative Amendment of the State Only Operating Permit is issued under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code § 127.450. The Administrative Amendment incorporates terms and conditions from Plan Approval No. 46-0014G which is for the installation of a new plastic and metal saw (Source ID 413) at the existing facility. The amended permit will include monitoring, recordkeeping, and reporting requirements designed to keep the facility within all applicable air quality requirements.

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**De Minimis Emissions Increases Authorized under 25 Pa. Code § 127.449.**

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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.*

**31-05019: Texas Eastern Transmission, LP—Entriken Compressor Station**, 5400 Westheimer Court, Houston, TX 77056. Pursuant to 25 Pa. Code § 127.449(i), this *Pennsylvania Bulletin* Notice is for a de minimis emissions increase of approximately 0.53 tpy of VOC resulting from additional piping equipment associated with a seal gas conditioning skid and booster pump for the dry gas seal system on the Titan 250 turbine (ID 034), at the natural gas transmission station located in Todd Township, **Huntingdon County**. This is the first de minimis emissions increase at the facility during the term of the current Operating Permit.

**Operating Permits Denied, Terminated, Suspended or Revoked under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.431 and 127.461.**

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

*Contact: Matthew Williams, Facilities Permitting Chief—Telephone: 814-332-6940.*

**03-00270: Diversified Production LLC, Clark Compressor Station**, 395 Airport Drive Indiana, PA 15701) on January 13, 2022, the State Only Operating Permit was revoked for the facility located in Kiskiminetas Township, **Armstrong County**. This Permit was revoked because the sources were exempted from plan approval, the actual emissions are less than the permitting thresholds, and therefore, an Operating Permit is not required for the site.

**ACTIONS ON COAL AND NONCOAL 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—6018.1103).**

*Coal, Permits Issued*

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

**Mining Permit No. 32150102 and NPDES No. PA0279439, Coal Loaders, Inc.**, 210 East Main Street, Ligonier, PA 15658, permit renewal for continued operation and restoration of a bituminous surface mine in West Wheatfield Township, **Indiana County**, affecting 122 acres. Receiving streams: unnamed tributaries to and Blacklick Creek to Conemaugh River, classified for the following uses: CWF, TSF & WWF. Application Received: September 3, 2021. Permit issued: January 27, 2022.

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

**Mining Permit 10210101. Seneca Landfill, Inc.**, P.O. Box 1080, Mars, PA 16046, Commencement, operation, and restoration of a bituminous surface mine located in Jackson and Lancaster Townships, **Butler County**, affecting 65.6 acres. Receiving stream(s): Unnamed tributary to Connoquenessing Creek, classified for the following use: WWF. Application received: January 4, 2021. Permit issued: January 28, 2022.

**GP-104 No. PAM621003. Seneca Landfill, Inc.**, P.O. Box 1080, Mars, PA 16046, Coverage under General NPDES Permit for stormwater discharges (BMP GP-104) associated with mining activities on **Surface Mine Permit No. 10210101** in Jackson and Lancaster Townships, **Butler County**. Receiving stream(s): Unnamed tributary to Connoquenessing Creek, classified for the following use: WWF. Application received: January 4, 2021. Permit issued: January 28, 2022.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, RA-EP PottsvilleDMO@pa.gov, (Contact: Theresa Reilly-Flattner).*

**Permit No. 40663033 and NPDES Permit No. PA0225231. Jeddo-Highland Coal Company**, 144 Brown Street, Yatesville, PA 18640, renewal of an anthracite surface mine, coal refuse reprocessing and coal refuse disposal operation and NPDES Permit in Butler and Foster Townships, **Luzerne County**, affecting 1,515.0 acres. Receiving streams: Nescopeck Creek, Little Nescopeck Creek and Pond Creek. Application received: February 23, 2021. Renewal issued: January 28, 2022.

**Permit No. 49803202. Reading Anthracite Company**, P.O. Box, 1200, Pottsville, PA 17901, correction of an existing coal refuse reprocessing operation to include biosolids for reclamation in Zerbe Township, **Northumberland County**, affecting 45.0 acres. Receiving stream: Zerbe Run. Application received: May 5, 2021. Correction issued: January 28, 2022.

**Permit No. 54851601. Superior Coal Preparation Co-Op, LLC**, 184 Schwenks Road, Hegins, PA 17838, renewal of an anthracite coal preparation plant operation in Hegins and Hubley Townships, **Schuylkill County**, affecting 19.0 acres. Receiving stream: Pine Creek. Application received: May 4, 2021. Renewal issued: January 28, 2022.

**Permit No. GP12-54851601. Superior Coal Preparation Co-Op, LLC**, 184 Schwenks Road, Hegins, PA 17838, renewal of general operating permit to operate a coal preparation plant on Surface Mining Permit No. 54851601 in Hegins and Hubley Townships, **Schuylkill County**. Application received: May 5, 2021. Coverage renewed: January 28, 2022.

**Permit No. PAM111073. Superior Coal Preparation Co-Op, LLC**, 184 Schwenks Road, Hegins, PA 17838, renew coverage under the General NPDES Permit for Stormwater Discharges Associated with Mining Activities (BMP-GP-104) on Surface Mining Permit No. 54851601 in Hegins and Hubley Townships, **Schuylkill County**, receiving stream: Pine Creek. Application received: May 5, 2021. Coverage issued: January 28, 2022.

*Noncoal Permits Issued*

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

**Permit No. 10960304 and NPDES No. PA0227218. Allegheny Mineral Corp.**, P.O. Box 1022, Kittanning, PA 16201, Renewal of NPDES Permit No. PA0227218 in Washington Township, **Butler County**, affecting 544.6 acres. Receiving stream(s): Unnamed tributaries of South Branch Slippery Rock Creek, classified for the following use: CWF. Application received: September 20, 2022. Permit issued: January 19, 2022.



**Permit No. 10210302. Three Rivers Aggregates, LLC**, 321 Currie Road, Slippery Rock, PA 16057, Commencement, operation, and restoration of a large industrial minerals surface mine in Worth Township, **Butler County**, affecting 42.4 acres. Receiving stream(s): Unnamed tributaries to Black Run, classified for the following use: CWF. Application received: April 26, 2021. Permit issued: January 26, 2022.

**GP-104 No. PAM621006. Three Rivers Aggregates, LLC**, 321 Currie Road, Slippery Rock, PA 16057, Coverage under General NPDES Permit for stormwater discharges (BMP GP-104) associated with mining activities on **Surface Mining Permit No. 10210302** in Worth Township, **Butler County**. Receiving stream(s): Unnamed tributaries to Black Run, classified for the following use: CWF. Application received: April 26, 2021. Permit issued: January 26, 2022.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, (570) 621-3118, RA-EP PottsvilleDMO@pa.gov, (Contact: Theresa Reilly-Flannery).*

**NPDES Permit No. PA0225282 (Mining Permit No. 7873SM1). Penn Big Bed Slate Co., Inc.**, 10096 Sandmeyer Lane, Philadelphia, PA 190116, renewal of NPDES Permit and relocation of the NPDES Point on a quarry operation in Washington Township, **Lehigh County**. Receiving stream: unnamed tributary to Trout Creek. Application received: June 23, 2020. Renewal issued: January 28, 2022.

**Permit No. PAM121029. Douglas G. Kilmer**, 205 Elk Manor Estates, Clifford Township, PA 18470, coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104) on Surface Mining Permit No. 58122514 in Harford Township, **Susquehanna County**, receiving stream: Nine Partners Creek. Application received: June 14, 2021. Coverage issued: January 31, 2022.

**Permit No. PAM121030. Adam Wilber**, 22 Imex Drive, Hallstead, PA 18822, coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104) on Surface Mining Permit No. 58132509 in Liberty Township, **Susquehanna County**, receiving stream: unnamed tributary to Dubois Creek. Application received: June 14, 2022. Coverage issued: January 31, 2022.

#### 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, RA-EP PottsvilleDMO@pa.gov, (Contact: Theresa Reilly-Flannery).*

**Permit No. 06224101. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, construction blasting for Berks 183 Warehouse in Upper Tulpehocken Township, **Berks County** with an expiration date of January 10, 2023. Permit issued: January 21, 2022.

**Permit 36214103. Abel Construction Co., Inc.**, 3925 Columbia Avenue, Mountville, PA 17554, construction blasting for Lime Spring Village in East Hempfield

Township, **Lancaster County** with an expiration date of January 13, 2023. Permit issued: January 21, 2022.

**Permit No. 38224101. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, construction blasting for Lebanon County Department of Emergency Services in North Cornwall Township, **Lebanon County** with an expiration date of January 6, 2023. Permit issued: January 24, 2022.

**Permit No. 40224102. 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 January 14, 2023. Permit issued: January 25, 2022.

**Permit No. 22224101. M & J Explosives, LLC**, 104 East Main Street, Carlisle, PA 17015, construction blasting for Saturday's Market Warehouse in Londonderry Township, **Dauphin County** with an expiration date of January 11, 2023. Permit issued: January 26, 2022.

**Permit No. 38224102. Keystone Blasting Service**, 15 Hopeland Road, Lititz, PA 17543, construction blasting for Pumping Station Run 111 in North Londonderry Township, **Lebanon County** with an expiration date of February 28, 2022. Permit issued: January 26, 2022.

**Permit No. 40224101. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, construction blasting for Humboldt Industrial Park Lot 57A in Ashley Borough, **Luzerne County** with an expiration date of January 14, 2023. Permit issued: January 26, 2022.

**Permit No. 35224101. Maine Drilling & Blasting, Inc.**, P.O. Box 1140, Gardiner, ME 04345, construction blasting for Project Thunder in Olyphant Borough, **Lackawanna County** with an expiration date of January 17, 2023. Permit issued: January 31, 2022.

#### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department has taken the following actions on previously received permit applications, requests for Environmental Assessment approval, and requests for Water Quality Certification under Section 401 of the Federal Water Pollution Control Act (FWPCA) (33 U.S.C.A. § 1341).

Except as otherwise noted, the Department has granted 401 Water Quality Certification certifying that the construction and operation described will comply with the applicable provisions of Sections 301—303, 306 and 307 of the FWPCA (33 U.S.C.A. §§ 1311—1313, 1316 and 1317), and that the construction will not violate applicable Federal and State Water Quality Standards.

Any person aggrieved by these actions may appeal, pursuant to Section 4 of the Environmental Hearing Board Act, 35 P.S. § 7514, and the Administrative Agency Law, 2 Pa.C.S. Chapter 5A, to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users may contact the Board through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Environmental Hearing Board within 30-days of publication of this notice in the *Pennsylvania Bulletin*, unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in braille or on audiotape from the Secretary to the Board at (717) 787-3483. This

paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decisional law.

If you want to challenge this action, your appeal must reach the Board within 30-days. You do not need a lawyer to file an appeal with the Board.

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

### WATER OBSTRUCTIONS AND ENCROACHMENTS

**Actions on applications for the following activities filed under the Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and The Clean Streams Law and Notice of Final Action for Certification under section 401 of the FWPCA.**

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

**Permit No. E5101220-024, Morris Iron and Steel Company, Inc., 7777 State Road, Philadelphia, PA 19136, City of Philadelphia, Philadelphia County, ACOE Philadelphia District.**

To perform the following-listed water obstruction and encroachment activities associated with the Morris Iron and Steel project. The proposed project involves the rehabilitation of 2,400 linear feet of cellular bulkhead by installing a sheet pile wall in and along the Delaware River (WWF). The project proposes 0.26-acre permanent stream impacts. There are no impacts in wetlands.

The site is approximately located at 7777 State Road, Philadelphia (Philadelphia, PA, Latitude: 39° 57' 25"; Longitude: -75° 07' 26") in the City of Philadelphia, Philadelphia County. Permit issued January 24, 2022.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17101.*

**E2103221-001. Hampden Township, 209 South Sporting Hill Road, Mechanicsburg, PA 17050, Hampden Township, Cumberland County, ACOE Baltimore District.**

To construct and maintain a 15-vehicle gravel/asphalt parking area, a 20.0-foot by 40.0-foot pavilion with ADA accessible restrooms including associated waterline and sewerline, an 8.0-foot wide walking trail loop, and an improved 10.0-foot wide boat ramp, all totaling 0.58 acre of impacts in the floodway and floodplain of Conodoguinet Creek (WWF) and 10 linear feet of impact to Conodoguinet Creek (WWF). The purpose of the project is to provide upgrades to Srouji Park, located along Good Hope Road in Hampden Township, Cumberland County (Latitude: 40.2435; Longitude: -76.9703). The permit was issued on January 26, 2022.

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

**E1404221-006: Haines Township, P.O. Box 244, Aaronsburg, PA 16820. Ingleby Road Culverts, Haines Township, Centre County, U.S. Army Corps of Engineers Baltimore District (Coburn Quadrangle; 40° 51' 32.3744" N, 77° 25' 29.4268" W).**

The applicant is authorized to construct and maintain nine culvert installations within the floodway of High Valley Run (HQ-CWF). The purpose and need of this project is to increase the safety of the traveling public on Ingleby Road. The project proposes .03 acre of permanent direct floodway impacts.

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

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

Removing the existing structure and construct and maintain a two-span steel girder bridge on integral abutments over Cherry Run having spans of 176'-0" and 150'-0", an underclearance of 60'-0", and an out-to-out width of 56'-0" (Whitesburg, PA Quadrangle N: 40°, 43', 32.50"; W: 79°, 22', 57.50"); and to construct and maintain a 236-ft long precast concrete box stream enclosure having a span of 17'-0" and a rise of 7'-0" (6'-0" effective with baffles) over Cherry Run (Whitesburg, PA Quadrangle N: 40°, 43', 38.72"; W: 79°, 23', 13.78"); along with associated fills and stream realignments as indicated on the approved plans, for the purpose of a roadway safety improvement project to realign the existing SR 0422, Section 19B corridor in Plumcreek Township, Armstrong County resulting in a total of 1446-ft of perennial stream impacts & 1118-ft of intermittent stream impacts and 0.99-ac of permanent wetland impacts and 0.77-ac of temporary wetland impacts. The proposed stream and wetland impacts are to be mitigated by the relocation and restoration of 1608-ft of perennial stream channel and 1316-ft of intermittent stream channel and the construction of 1.31-ac of on-site wetlands.

*Central Office: Waterways Engineering & Wetlands, Rachel Carson State Office Building, 400 Market Street, 2nd Floor, Harrisburg, PA 17101, telephone: 717-787-3411.*

**MB990367-0002. First Pennsylvania Resource, LLC, E. Springfield Road and Dunkard Valley Road, York, PA 17403. East branch Codorus Creek Mitigation Bank Phase 2, Springfield Township, York County, U.S. Army Corps of Engineers Baltimore District (Latitude 39.84956°; Longitude -76.69107°).**

Approval is granted to construct an aquatic resource compensation East Branch Codorus Creek Mitigation Bank Phase 2 site by enhancing, restoring, and conserving waters and lands that currently comprise 38.88 acres consisting of 11,847.6 linear feet of stream and associated floodplains and 1.89 acres of wetlands. The project will generate aquatic resource compensatory mitigation credits within the PA Compensation Service Area Subbasin 07 West upon successfully meeting performance measures and success criteria. The approved credits would be provided in accordance with the terms and conditions of the previously approved permit MB9915-0001. The enhancement and restoration activities vary along the course of the stream depending upon existing conditions and propose to approximately result in the restoration, rehabilitation and/or enhancement of 12,061.59 linear feet of stream and associated floodplains and approximately 9.78 acres of wetlands. Additional upland plantings on approximately 28.91 acres of uplands are proposed to certain areas adjacent to the floodplain.

The results of the work performed under this permit may generate credits that the permittee could utilize



through permittee's Water Obstruction and Encroachment Compensation Operations Permit MB9915-0001, provided the permittee meets the terms and conditions of all applicable permits. The initial credit baseline is set at 10,472.8 watercourse credits and 8.8 palustrine wetland credits.

#### 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 Hamilton Relay Service, (800) 654-5984. Appeals must be filed with the Board within 30-days of publication of this notice in the *Pennsylvania Bulletin* unless the appropriate statute provides a different time period. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary to the Board at (717) 787-3483. This paragraph does not, in and of itself, create a right of appeal beyond that permitted by applicable statutes and decisional law.

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

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

*Southwest District: Oil & Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.*

ESCGP-3 # ESG076321020-00  
Applicant Name CNX Midstream OPR CO, LLC  
Contact Person Carol Phillips  
Address 1000 Consol Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Morris  
Receiving Stream(s) and Classification(s) Unnamed Tributaries to Short Creek (TSF); Unnamed Tributaries to Short Creek (TSF)

ESCGP-3 # ESX15-007-0009  
Applicant Name Penn Energy Resources, LLC  
Contact Person Richard M Watson  
Address 1000 Commerce Drive, Park Place One Suite 400  
City, State, Zip Pittsburgh, PA 15275  
County Beaver  
Township(s) New Sewickley  
Receiving Stream(s) and Classification(s) Pine Run (WWF), UNT to Crows Run (WWF); Crows Run (WWF)

ESCGP-3 # ESG076518004-01  
Applicant Name Olympus Energy, LLC  
Contact Person Brian Dillemath  
Address 501 Technology Drive Suite 1200  
City, State, Zip Canonsburg, PA 15317  
County Westmoreland  
Township(s) Upper Burrell

Receiving Stream(s) and Classification(s) Tributary 42917 to Pine Run (WWF), Tributary 42916 to Pine Run (WWF); Pine Run (WWF)

ESCGP-3 # ESG17-129-0003  
Applicant Name Olympus Energy, LLC  
Contact Person Brian Dillemath  
Address 501 Technology Drive Suite 1200  
City, State, Zip Canonsburg, PA 15317  
County Westmoreland  
Township(s) Washington  
Receiving Stream(s) and Classification(s) UNTs to Thorn Run (HQ-CWF); Thorn Run (HQ-CWF)

ESCGP-3 # ESG073021011-00  
Applicant Name EQM Gathering OPCO, LLC  
Contact Person Gregg West  
Address 2200 Energy Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene  
Township(s) Whiteley  
Receiving Stream(s) and Classification(s) Trib 41290 to Whiteley Creek (TSF), Trib 41289 to Whiteley Creek (TSF), Trib 41283 to Whiteley Creek (TSF), Trib 41282 to Whiteley Creek (TSF), Whiteley Creek (TSF), Dyers Fork (TSF);  
Secondary Receiving Waters: Whiteley Creek (TSF), Monongahela River (WWF)

ESCGP-3 # ESG076321017-00  
Applicant Name Markwest Liberty Midstream & Resources, LLC  
Contact Person Gregory Bezdek  
Address 4600 J Barry Court Suite 500  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Smith  
Receiving Stream(s) and Classification(s) Burgetts Fork (WWF), UNT to Burgetts Fork (WWF); Raccoon Creek (WWF)

ESCGP-3 # ESX17-129-0012  
Applicant Name Olympus Energy, LLC  
Contact Person Brian Dillemath  
Address 501 Technology Drive Suite 1200  
City, State, Zip Canonsburg, PA 15317  
County Westmoreland  
Township(s) Penn  
Receiving Stream(s) and Classification(s) UNTs to Bushy Run (TSF); Bushy Run (TSF)

ESCGP-3 # ESG14-125-0008  
Applicant Name Markwest Liberty Midstream & Resources, LLC  
Contact Person Brian Elliot  
Address 4600 J Barry Court Suite 500  
City, State, Zip Canonsburg, PA 15317  
County Washington  
Township(s) Buffalo  
Receiving Stream(s) and Classification(s) UNT to Buffalo Creek (HQ-WWF); Buffalo Creek (HQ-WWF)

ESCGP-3 # ESX17-059-0019  
Applicant Name EQT Production Company  
Contact Person Todd Klaner  
Address 400 Woodcliff Drive  
City, State, Zip Canonsburg, PA 15317  
County Greene  
Township(s) Perry  
Receiving Stream(s) and Classification(s) UNT to Dunkard Creek (WWF), Watkins Run (WWF); Dunkard Creek (WWF)

- ESCGP-3 # ESG073021014-00  
 Applicant Name EQM Gathering Opco, LLC  
 Contact Person Gregg West  
 Address 2200 Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Richhill  
 Receiving Stream(s) and Classification(s) UNTs to Polen Run & Polen Run (TSF), UNTs to Whitehorn Run & Whitehorn Run (TSF); Wheeling—Buffalo Creek (TSF)
- ESCGP-3 # ESG17-059-0008  
 Applicant Name EQM Gathering OPCO, LLC  
 Contact Person Gregg West  
 Address 2200 Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Wayne  
 Receiving Stream(s) and Classification(s) Turkey Hollow (HQ-WWF), Pursley Creek (HQ-WWF), UNTs to Hargus Creek (HQ-WWF); Pursley Creek (HQ-WWF), South Fork Tenmile Creek (HQ-WWF), Hargus Creek (HQ-WWF)
- ESCGP-3 # ESG18-125-0026  
 Applicant Name EQM Gathering OPCO, LLC  
 Contact Person Gregg West  
 Address 2200 Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Washington  
 Township(s) Amwell & West Bethlehem, Marianna Borough  
 Receiving Stream(s) and Classification(s) UNTs to Little Tenmile Creek, Little Tenmile Creek, Patterson Run, and Tenmile Creek of Tenmile Creek Watershed. The Chapter 93 designaated uses are Trout Stock Fishes (TSF)
- ESCGP-3 # ESX12-125-0101  
 Applicant Name HG Energy II Appalachia, LLC  
 Contact Person Matt McGuire  
 Address 5260 Dupont Road  
 City, State, Zip Parkersburg, WV 26101  
 County Washington  
 Township(s) West Finley  
 Receiving Stream(s) and Classification(s) Three units to Enlow Fork (TSF), Enlow Fork (TSF), Wheeling Creek (WWF)
- ESCGP-3 # ESG073020006-00  
 Applicant Name CNX Gas Company, LLC  
 Contact Person Sarah Weigand  
 Address 1000 Consol Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Center  
 Receiving Stream(s) and Classification(s) UNTs to Lightner Run (HQ-WWF); Lightner Run (HQ-WWF)
- ESCGP-3 # ESG076320019-00  
 Applicant Name Range Resources Appalachia LLC  
 Contact Person Karl Matz  
 Address 3000 Town Center Boulevard  
 City, State, Zip Canonsburg, PA 15317  
 County Washington  
 Township(s) Canton  
 Receiving Stream(s) and Classification(s) UNTs to and Georges Run (WWF); Chartiers Creek (WWF)
- ESCGP-3 # ESG076320010-00  
 Applicant Name EQM Gathering OPCO, LLC  
 Contact Person Gregg West  
 Address 2200 Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Washington  
 Township(s) North Bethlehem, West Bethlehem  
 Receiving Stream(s) and Classification(s) UNTs to Daniels Run (TSF); Tenmile Creek (TSF)
- ESCGP-3 # ESG073021007-00  
 Applicant Name EQM Gathering OPCO, LLC  
 Contact Person Gregg West  
 Address 2200 Energy Drive  
 City, State, Zip Canonsburg, PA 15317  
 County Greene  
 Township(s) Franklin & Whiteley  
 Receiving Stream(s) and Classification(s) Patterson Run (TSF), Smith Creek (WWF); Whiteley Creek (TSF), South Fork Tenmile Creek (WWF)  
*Northwest District: Oil & Gas Management Program, 230 Chestnut Street, Meadville, PA 16335-3481.*
- ESCGP-3 # ESX160050006-01  
 Applicant Name Snyder Brothers Inc.  
 Contact Person Mr. Carl Rose  
 Address P.O. Box 1022  
 City, State, Zip Kittaning, PA 16201  
 County Armstrong  
 Township(s) South Buffalo Township  
 Receiving Stream(s) and Classification(s) Tributary 46148 to Hill Run (WWF), Hill Run (WWF), Tributary 46143 to Allegheny River (WWF), Tributary 46139 to Allegheny River (WWF), Allegheny River (WWF)  
 Secondary: Allegheny River (WWF)
- ESCGP-3 # ESG140190041-02—West Pad 55 Major Modification  
 Applicant Name PennEnergy Resources LLC  
 Contact Person Cody Salmon  
 Address 1000 Commerce Drive Ste 400  
 City, State, Zip Pittsburgh, PA 15275  
 County Butler  
 Township(s) Jefferson Township  
 Receiving Stream(s) and Classification(s) Sarver Run (HQ, TSF)  
 Secondary: Little Buffalo Run (HQ, TSF)  
*Southwest District: Oil & Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222, (412) 442-4281.*
- ESCGP-3 # ESG070421004-00—Ferrebee BEA Impoundment  
 Applicant Name Geopetro, LLC  
 Contact Person Andrew Stafford  
 Address 7100 North High Street Ste 303  
 City, State, Zip Worthington, OH 43085-2316  
 County Beaver County  
 Township(s) Ohioville Borough  
 Receiving Stream(s) and Classification(s) Wolf Run (WWF)  
 Secondary: Ohio River (WWF)  
*Eastern District: Oil & Gas Management Program, 208 West Third Street, Suite 101, Williamsport, PA 17701-6448.*
- ESCGP-3 # ESG295921008-00  
 Applicant Name Seneca Resources Co LLC 51 Zents Blvd.  
 Brookville, PA 15825-2701  
 Contact Person Doug Kepler  
 County Tioga  
 Township(s) Chatham and Middlebury  
 Receiving Stream(s) and Classification(s) Losey Creek (WWF, MF), Crooked Creek (WWF, MF)  
 Secondary: Crooked Creek (WWF, MF), Tioga River (WWF, MF)



ESCGP-3 # ESG290821063-00  
 Applicant Name and Address Blackhill Energy LLC  
 4600 J Barry Court Suite 220 Canonsburg, PA 15317  
 Contact Person Eric Reigle  
 County Bradford  
 Township(s) Springfield  
 Receiving Stream(s) and Classification(s) UNT to Mill  
 Creek (TSF, MF)  
 Secondary: Mill Creek (TSF, MF)

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

ESCP No. ESG001021002-00  
 Applicant Name and Address Mountain Gathering LLC  
 190 Thorn Hill Road Warrendale, PA 15086  
 County Butler  
 Municipality Penn Township  
 Receiving Water/Use Thorn Creek CWF Contact Butler  
 County Conservation District 120 Hollywood Drive  
 Suite 201 Butler, PA 16001 724-284-5270

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

**The following plans and reports were submitted under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of submission of plans and reports. A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or 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 the DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

The Department has received the following plans and reports:

*Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5960.*

*Contact: Richard Staron, Professional Geologist Manager.*

**121 Point Breeze Term, 51-07149**, 6310 Passyunk Ave., Philadelphia, PA 19134, City of Philadelphia, **Philadelphia County**. Groundwater and Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Kinder Morgan Liquids Terminals, LLC, 1 Terminal Road, Carteret, NJ 07008, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet nonresidential Statewide health and site-specific standards.

**Upper Pottsgrove Township, Montgomery County, 46-45263**, 1420 Heather Pl., Pottstown, PA 19464, **Montgomery County**. Reliance Environmental Inc., 235 N Duke St., Lancaster, PA 17602, on behalf of Upper Pottsgrove Township, 1409 Farmington Ave., Pottstown, PA 19464, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with unleaded gasoline. The report is intended to document remediation of the site to meet residential Statewide health standards.

*Northeast Region: Environmental Cleanup & Brownfields Program, 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, Lehighon, PA 18235, Lehighon 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 Completion Report concerning remediation of soil and groundwater contaminated with fuel oil. The report is intended to document remediation of the site to meet site-specific standards.

**Allentown Sunoco**, Storage Tank ID # 39-23145, 2255 Lehigh Street, Allentown, PA 18103, Allentown City, **Lehigh County**. Reliance Environmental, 235 North Duke Street, Lancaster, PA 17602, on behalf of HSR, Inc., 101 Parsons Lane, Newtown, PA 18940, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum. The report is intended to document the remedial actions for meeting the Statewide health standards.

**Sunoco 0363 0233**, Storage Tank ID # 40-24230, 08 South Main Street, Pittston, PA 18640, Pittston City, **Luzerne County**. Groundwater & Environmental Services, 440 Creamery Way, Suite 500, Exton, PA 19341, on behalf of Evergreen Resources Group LLC, 2 Righter Parkway, Suite 120, Wilmington, DE 19803, submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The report is intended to document remediation of the site to meet a combination of Site Specific and Statewide health standards.

**Main Street Convenience**, Storage Tank ID # 40-50040, 699 East Main Street, Plymouth, PA 18651, Larksville Borough, **Luzerne County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Main Street Convenience, LLC, 699 East Main Street, Plymouth, PA 18651, submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

**Saint Mary's Cemetery Association**, Storage Tank ID # 40-50489, 1594 South Main Street, Wilkes-Barre, PA 18701, Hanover Township, **Luzerne County**. Terraphase Engineering, 1100 East Hector Street, Suite 416, Conshohocken, PA 19428, on behalf of Saint Mary's Cemetery Association, 134 South Washington Street, Wilkes-Barre, PA 18701, has submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with petroleum. The report is intended to document remediation of the site to meet Statewide health standards.

**Met-Ed Stroudsburg Office**, Storage Tank ID # 45-05507, 231 Independence Road, East Stroudsburg, PA 18301, Smithfield Township, **Monroe County**. Langan Engineering and Environmental Services, 2700 Kelly Road, Warrington, PA 18976, on behalf of FirstEnergy Corporation, 800 Cabin Hill Drive, Greensburg, PA 15601, has submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with diesel. The report is intended to document remediation of the site to meet Statewide health standards.

*Northcentral Region: Environmental Cleanup & Brownfields Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3636.*

*Contact: Randy Farmerie, P.G., Environmental Program Manager.*

**Rich Oil Company/Rich Tank Lines**, Storage Tank Facility ID # 49-25326, 1072 Point Township Drive, RR1 Route 11, Northumberland, PA 17857, Point Township, **Northumberland County**. Quad Three Group, Inc., 37 N Washington St., Wilkes-Barre, PA 18701, on behalf of Rich Oil Company, 1072 Point Township Drive, Northumberland, PA 17857, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum. The report is intended to document remediation of the site to meet the nonresidential Statewide health standard.

**Former Acorn Market # 35**, Storage Tank Facility ID # 59-36841, 210 Main Street, Blossburg, PA 16912, Blossburg Borough, **Tioga County**. EnviroTrac, Ltd, 176 Thorn Hill Road, Warrendale, PA 15086, on behalf of United Refining Company, 15 Bradley Street, Warren PA 16365, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum. The report is intended to document remediation of the site to meet the nonresidential Statewide health standard.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.*

*Contact: Kim Bontrager, Clerk Typist 3.*

**Harrisville Boro Lift Station**, Storage Tank Facility ID # 10-55574, 555 South Main Street, Harrisville, PA 16038, Borough of Harrisville, **Butler County**. Environmental Remediation & Recovery, Inc., 4250 Route 6N, Edinboro, PA 16412, on behalf of Borough of Harrisville, 117 South Main Street, Harrisville, PA 160385 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with diesel fuel constituents. The report is intended to document remediation of the site to meet the Statewide health standard.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

**The Department of Environmental Protection (DEP) Has Taken Action on the Following Plans and Reports Under the Storage Tank and Spill Prevention Act (35 P.S. §§ 6021.101—6021.2104).**

Provisions of 25 Pa. Code Chapter 245, Subchapter D, Administration of the Storage Tank and Spill Prevention Program, require DEP to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or nonresidential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected.

DEP may approve or disapprove plans and reports submitted. This notice provides DEP's decision and, if relevant, the basis for disapproval.

For further information concerning the plans and reports, please contact the Environmental Cleanup Program Manager in the DEP Regional Office under which the notice of the plan or report appears. If information concerning a report is required in an alternative form, contact the Community Relations Coordinator at the appropriate Regional Office listed. TDD users may telephone DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984.

DEP has received the following plans and reports:

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

*Contact: Eric Supey, Environmental Program Manager.*

**Former Speedway # 6711**, Storage Tank ID # 39-23152, 1518 South Fourth Street, Allentown, PA 18103, Allentown City, **Lehigh 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 report was not acceptable to meet a combination of Site-Specific and Statewide health standards and was disapproved by DEP on January 27, 2022.

**Fuel Depot Bulk Plant**, Storage Tank ID # 45-29829, 157 North Second Street, Stroudsburg, PA 18360, Stroudsburg Borough, **Monroe County**, MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Fuel Depot, LLC, P.O. Box 427, Stroudsburg, PA 18360, submitted a combined Remedial Action Plan and Remedial Action Completion Report concerning remediation of soil

and groundwater contaminated with petroleum. The Remedial Action Completion Report demonstrated attainment of a combination of site-specific and Statewide health standards and was approved by DEP on January 28, 2022.

*Northcentral Region: Environmental Cleanup & Brownfields Program, 208 West Third Street, Suite 101, Williamsport, PA 17701, 570-327-3636.*

*Contact: Randy Farmerie, P.G., Environmental Program Manager.*

**Rich Oil Company/Rich Tank Lines**, Storage Tank Facility ID # 49-25326, 1072 Point Township Drive, RR1 Route 11, Northumberland, PA 17857, Point Township, **Northumberland County**. Quad Three Group, Inc., 37 N Washington St., Wilkes-Barre, PA 18701, on behalf of Rich Oil Company, 1072 Point Township Drive, Northumberland, PA 17857, submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum. The Remedial Action Completion Report did not demonstrate attainment of the Statewide health standard and was disapproved by DEP on January 31, 2022.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6648.*

*Contact: Kim Bontrager, Clerk Typist 3.*

**D. Gresko Holdings**, Storage Tank Facility ID # 32-15586, 19859 State Route 286 West, Saltsburg, PA 15681, Conemaugh Township, **Indiana County**. Cribbs & Associates, Inc., P.O. Box 44, Delmont, PA 15626, on behalf of D. Gresko Holdings, 19859 State Route 286 West, Saltsburg, PA 15681, submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with benzene and 1,2,4-trimethylbenzene (1,2,4-TMB). The Remedial Action Completion Report demonstrated attainment of the Statewide health standard and was approved by DEP on January 27, 2022.

**Sheetz 75R**, Storage Tank Facility ID 10-91749, 107 Franklin Street, Slippery Rock, PA 16057, Slippery Rock Borough, **Butler County**. Envirotrac Ltd., 176 Thorn Hill Road, Warrendale, PA 16365, on behalf of Sheetz, Inc., 351 Sheetz Way, Claysburg, PA 16625 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The Remedial Action Completion Report did not demonstrate attainment of the Site-Specific and Statewide health standards and was disapproved by DEP on January 28, 2022.

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## SPECIAL NOTICES

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### WATER PROGRAMS

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#### Erosion and Sediment Control.

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*Regional Permit Coordination Office: 400 Market Street, Harrisburg, PA 17101, Email: RA-EPREGIONALPERMIT@pa.gov.*

**ESG830421001**. The Department of Environmental Protection (Department) provides notice of final action regarding the following Chapter 102, Erosion and Sediment Control Permit Application related to Earth Disturbance Associated with Oil and Gas Exploration, Production, Processing or Treatment Operations or Transmission Facilities.

LN-25/LN-35 Pipeline Replacement Project located in Big Beaver Borough, **Beaver County**.

Permit No.	Applicant Name & Address	Counties	DEP Office
ESG830421001	Eastern Gas Transmission & Storage, Inc. 925 White Oaks Boulevard Bridgeport, WV 26330	Beaver County	Regional Permit Coordination Office

Any person aggrieved by this action may challenge it in an appropriate legal forum. The state and Federal courts are currently split on whether the proper forum to challenge a Department permit, authorization or approval for a facility or activity subject to the Federal Natural Gas Act, 15 U.S.C.A. § 717 et seq., is the United States Court of Appeals for the Third Circuit or the Pennsylvania Environmental Hearing Board. See *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 833 F.3d 360 (3d Cir. 2016); *Delaware Riverkeeper Network v. Sec'y, Dep't of Env'tl. Prot.*, 903 F.3d 65 (3d Cir. 2018), cert. denied, 139 S. Ct. 1648, 203 L. Ed. 899 (2019) and *Cole v. Dep't. of Env'tl. Prot.*, 1577 C.D. 2019 WL 2420667 (Pa. Cmwlth Ct. June 15, 2021) (Pet. for Allowance of Appeal pending); *West Rockhill Twp. v. Dep't of Env'tl. Prot.*, No. 1595 C.D. 2019 WL 2426014 (Pa. Cmwlth. June 15, 2021) (Pet. for Allowance of Appeal pending). You should promptly consult with a lawyer on the steps to take if you wish to challenge this action and to best protect your interests. Important legal rights are at stake. You should show this document to a lawyer at once.

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#### Application for National Pollutant Discharge Elimination System (NPDES) Permit for Discharges of Stormwater Associated with Construction Activities.

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*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335, 814.332.6945.*

The Department of Environmental Protection (DEP) has received the following applications for an Individual NPDES Permit from the applicants named below to authorize discharges of stormwater associated with construction activities from the project sites named below to surface waters of the Commonwealth.

**PAD240011, Ryan Vollmer, R.C. Realty, LLC**, 1067 Trout Run Road, St. Marys, PA 15857. Project Site Name: Autumn Court Subdivision, Oak Street and S.R. 948, Kersey, PA 15846, Fox Township, **Elk County**. Total Earth Disturbance Area: 38.16 acres. Surface Waters Receiving Stormwater Discharges: Byrnes Run (EV).



**Project Description:** The proposed project seeks to develop approximately 38.16 acres of agricultural and brush/meadow landcovers into a residential subdivision consisting of eleven (11) lots. Stormwater runoff will be mitigated through the use of seven (7) vegetated swales. Water quality will be preserved through the use of these BMPs as well. Project site is tributary to Byrnes Run (EV).

The DEP has made a tentative decision to deny the application for the Individual NPDES Permit. Interested persons may submit written comments to DEP at the address above for DEP's consideration in taking a final action on the permit application. You may also review the permit application file by contacting DEP's File Review Coordinator at 814.332.6945.

**NPDES Permit No. PAD250013, Erie Solar, LLC**, 3402 Pico Boulevard, Santa Monica, CA 90405. Project Site Name: Erie Solar, West Ridge Road/US Highway 20, Girard, PA 16417, Girard Township, **Erie County**. Total Earth Disturbance Area: 169.38 acres. Surface Waters Receiving Stormwater Discharges: Godfrey Run (HQ, CWF).

**Project Description:** This project proposes the installation of a  $\pm 20$  MW ground-mounted principal solar energy system across 1 parcel that is comprised of a total of  $\pm 250$  acres. This project includes the construction of an SES (solar energy system) with associated solar arrays, access roads, and other necessary improvements to the site.

The DEP has made a tentative decision to deny the application for the Individual NPDES Permit. Interested persons may submit written comments to DEP at the previously listed address for DEP's consideration in taking a final action on the permit application. You may also review the permit application file by contacting DEP's File Review Coordinator at 814.332.6945.

[Pa.B. Doc. No. 22-238. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Interstate Pollution Transport Reduction; Proposed 2022 Ozone Season Nitrogen Oxide Emission Limits for Nonelectric Generating Units

The Department of Environmental Protection (Department) is providing notice and an opportunity for public comment on the proposed Nonelectric Generating Unit (non-EGU) 2022 Ozone Season (OS) Nitrogen Oxide (NO<sub>x</sub>) emission limitations established under 25 Pa. Code § 145.8(d) (relating to transition to CAIR NO<sub>x</sub> trading programs). The 17-day public comment period will close on February 28, 2022.

Specifically, 25 Pa. Code § 145.8(d) establishes a non-EGU NO<sub>x</sub> Trading Program budget of 3,619 tons of NO<sub>x</sub>, less a specified adjustment amount, to serve as a Statewide OS NO<sub>x</sub> emissions cap for new and existing non-EGUs. The Statewide OS NO<sub>x</sub> emissions cap is 3,438 tons, with an adjustment amount of 181 tons. This emissions cap also applies to EGUs subject to the NO<sub>x</sub> Budget Trading Program, but which are not subject to the Clean Air Interstate Rule (CAIR) (70 FR 25162 (May 12, 2005)) or its replacement, the United States Environmental Protection Agency (EPA) administered Cross-State Air Pollution Rule (CSAPR) (76 FR 48208 (August 8, 2011)). If the total emissions from all the units exceed the Statewide NO<sub>x</sub> emissions cap of 3,438 tons, the owners and operators of non-EGUs must comply with the NO<sub>x</sub> emission limitations established under 25 Pa. Code § 145.8(d). The proposed NO<sub>x</sub> emissions limitations for individual units ensure that non-EGUs in this Commonwealth continue to meet the emission limits of the NO<sub>x</sub> Budget Trading Program. The difference between the calculated total OS NO<sub>x</sub> limit for all units in the following Table 1 and the total NO<sub>x</sub> limit of 3,438 tons is due to rounding when calculating the NO<sub>x</sub> limit for each individual unit.

Owners and operators of affected non-EGUs reported NO<sub>x</sub> emissions of 662 tons to the EPA for the 2021 OS (May through September), and the Statewide cap for 2021

was not exceeded. Therefore, non-EGUs do not need to purchase allowances to meet their 2021 OS NO<sub>x</sub> emission limitations established under 25 Pa. Code § 145.8(d). The Department's permanent retirement of 3,438 NO<sub>x</sub> allowances under 25 Pa. Code § 145.8(b) covers all the NO<sub>x</sub> emissions from the affected non-EGUs in 2021.

In addition to the 3,438-ton non-EGU cap previously described, 25 Pa. Code § 145.8(d)(12) provides 181 tons of NO<sub>x</sub> emissions annually for non-EGUs and the other units that need to address their emissions through accounting adjustments, including units that previously participated in the NO<sub>x</sub> Budget Trading Program. The Department may use a portion of the 181 tons of the budgeted NO<sub>x</sub> emissions, if necessary, to address mistakes or miscalculations. This year, the Department is not proposing to use any of the 181 tons of NO<sub>x</sub> for accounting adjustments or to make corrections.

The following "Proposed Non-EGU 2022 Ozone Season NO<sub>x</sub> Emission Limits" table lists the following: the 'facility name,' 'ORIS code,' the 'unit ID' for each non-EGU unit, the '2021 NO<sub>x</sub> mass' or the 2021 Ozone Season emissions, the '2021 heat input' for the 2021 OS, the 'county' location of the facility, the calculated '2022 rate,' and the '2022 OS limit.'

Interested persons may submit written comments on the proposed non-EGU 2022 Ozone Season NO<sub>x</sub> Emission Limits through Monday, February 28, 2022. Comments, including comments submitted by e-mail, must include the commentator's name and address. Commentators are encouraged to submit comments using the Department's online eComment tool at [www.ahs.dep.pa.gov/eComment](http://www.ahs.dep.pa.gov/eComment) or by e-mail to [ecomment@pa.gov](mailto:ecomment@pa.gov). Written comments can be mailed to the Policy Office, Department of Environmental Protection, Rachel Carson State Office Building, P.O. Box 2063, Harrisburg, PA 17105-2063. Use "Proposed non-EGU 2022 Ozone Season NO<sub>x</sub> emission limits" as the subject line in written communication.

Questions concerning this notice should be directed to Randy Bordner at [ranbordner@pa.gov](mailto:ranbordner@pa.gov) or (717) 772-3921. TDD users may contact the Pennsylvania Hamilton Relay Service at (800) 654-5984 to discuss how the Department can best accommodate their needs.



Table 1: Proposed Non-EGU 2022 Ozone Season NO<sub>x</sub> Emission Limits

<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit Id</i>	<i>2021 NO<sub>x</sub> Mass (tons)</i>	<i>Heat Input MMBtu</i>	<i>County</i>	<i>2022 Rate (lbs/MMBtu)</i>	<i>2022 OS Limit (tons NO<sub>x</sub>)</i>
AdvanSix Resins & Chemicals, LLC	880007	52	31.705	894,491.6	Philadelphia	0.32	143
Armagh Compressor Station	880071	31301	0	0	Indiana	0.32	0
Bernville Station	880049	32001	0	0	Berks	0.32	0
Domtar Paper Company, LLC	54638	40	14.605	631,223	Elk	0.32	101
Domtar Paper Company, LLC	54638	41	14.913	646,702	Elk	0.32	103
Entriken Compressor Station	880072	31601	0	0	Huntingdon	0.32	0
Merck & Company—West Point	52149	39	12.331	291,928.2	Montgomery	0.32	47
Merck & Company—West Point	52149	40	18.236	1,377,497	Montgomery	0.32	220
Philadelphia Refinery	52106	150137	2.284	153,273.6	Philadelphia	0.32	24
Pixelle Specialty Solutions	50397	36	145.775	1,267,773	York	0.32	202
Pixelle Specialty Solutions	50397	38	7.549	530,254.1	York	0.32	85
Pixelle Specialty Solutions	50397	39	10.207	765,179.2	Wyoming	0.32	122
Procter & Gamble Paper Products	50463	328001	104.435	1,980,857	Wyoming	0.32	316
Procter & Gamble Paper Products	50463	328002	7.919	1,815,738	Wyoming	0.32	290
SPMT Marcus Hook Industrial Complex	880107	AB01	4.811	374,482	Delaware	0.32	60
SPMT Marcus Hook Industrial Complex	880107	AB03	6.592	559,437.4	Delaware	0.32	89
SPMT Marcus Hook Industrial Complex	880107	AB04	3.853	463,317.4	Delaware	0.32	74
Shermans Dale Station	880050	31801	0	0	Perry	0.32	0
Trainer Refinery	880025	34	1.444	570,385.4	Delaware	0.32	91
Trainer Refinery	880025	35	1.471	549,077.3	Delaware	0.32	88
Trainer Refinery	880025	53	1.73	903,600.1	Delaware	0.32	144
US Steel (Clairton Coke)	50729	CLBLR1	155.912	1,621,414	Allegheny	0.32	259
US Steel (Clairton Coke)	50729	CLBLR2	60.158	860,142.3	Allegheny	0.32	137
US Steel (Edgar Thomson)	50732	ETBLR1	12.017	1,598,831	Allegheny	0.32	255
US Steel (Edgar Thomson)	50732	ETBLR2	15.226	1,590,993	Allegheny	0.32	254
US Steel (Edgar Thomson)	50732	ETBLR3	13.01	1,560,627	Allegheny	0.32	249
Veolia Energy Philadelphia—Edison Station	880006	1	0	0	Philadelphia	0.32	0
Veolia Energy Philadelphia—Edison Station	880006	2	0	0	Philadelphia	0.32	0
Veolia Energy Philadelphia—Edison Station	880006	3	0.505	3,740.7	Philadelphia	0.32	1
Veolia Energy Philadelphia—Edison Station	880006	4	1.272	6,923.6	Philadelphia	0.32	1
Veolia Energy Philadelphia—Schuylkill	50607	23	0	0	Philadelphia	0.32	0
Veolia Energy Philadelphia—Schuylkill	50607	24	0	0	Philadelphia	0.32	0
Veolia Energy Philadelphia—Schuylkill	50607	26	13.063	379,670.8	Philadelphia	0.32	61
Veolia Energy Philadelphia—Schuylkill	50607	RSB1	0.387	76,746.01	Philadelphia	0.32	12

<i>Facility Name</i>	<i>ORIS Code</i>	<i>Unit Id</i>	<i>2021 NO<sub>x</sub> Mass (tons)</i>	<i>Heat Input MMBtu</i>	<i>County</i>	<i>2022 Rate (lbs/ MMBtu)</i>	<i>2022 OS Limit (tons NO<sub>x</sub>)</i>
Veolia Energy Philadelphia—Schuylkill	50607	RSB2	0.242	53,805.69	Philadelphia	0.32	9
<i>Totals:</i>			661.652	21,528,110		3,437	

PATRICK McDONNELL,  
Secretary

[Pa.B. Doc. No. 22-239. Filed for public inspection February 11, 2022, 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 Washington	28 Pa. Code § 569.35(7) (relating to general safety precautions)
Physician's Care Surgery Center	28 Pa. Code § 551.21(d)(1) (relating to criteria for ambulatory surgery)

These 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 Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

KEARA KLINEPETER, MSHCPM,  
Acting Secretary

[Pa.B. Doc. No. 22-240. Filed for public inspection February 11, 2022, 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>
Geisinger Saint Luke's Hospital	28 Pa. Code § 107.62(a) and (b) (relating to oral orders)
	28 Pa. Code § 127.32 (relating to written orders)
Saint Luke's Hospital of Bethlehem, PA	28 Pa. Code § 109.2(b) (relating to director of nursing services)
Saint Luke's Hospital—Carbon Campus	28 Pa. Code § 109.2(b)
	28 Pa. Code § 123.25(2) (relating to regulations for control of anesthetic explosion hazards)

<i>Facility Name</i>	<i>Regulation and relating to</i>
Saint Luke's Hospital—Miners Campus	28 Pa. Code § 109.2(b)
UPMC Cole	28 Pa. Code § 107.61 (relating to written orders)

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>
Crozer-Chester Medical Center	2.1-2.4.3.1(3) general	18
	2.1-7.2.2.3(2)(a)(i) doors and door hardware	18
	2.1-7.2.2.10(1) handrails	18
	2.5-2.2.1.2 general	18
	2.5-2.2.8.13(1) and (5) equipment and supply storage	18
	2.5-2.2.8.16(1) consultation room(s)	18
	2.5-2.2.8.17 conference room	18
	2.5-2.2.8.18 space for group therapy	18
	2.5-2.2.10.5 visitor storage facilities	18
	2.5-2.4.2.1(2) space requirements	18
The Milton S. Hershey Medical Center	2.5-2.4.10.1 social spaces	18
	2.5-2.4.10.2 bathing facilities	18
	2.1-3.2.1.2(2)(b)(i) single-patient examination/observation room	18-O
Penn Highlands Dubois	2.1-3.2.1.2(2)(a)(i) single-patient examination/observation room	18-O
	2.1-3.8.8.2(1)(a) work areas for preparing, dispensing and administering medications	18-O
	2.1-3.8.11.3 clean supply room	18-O
	2.1-7.2.2.3(2)(a) doors and door hardware	18-O
	2.1-8.3.6 electrical receptacles	18-O
	2.1-8.4.3.2(2) hand-washing station sinks	18-O
	2.6-3.1.2.1(1) area	18-O
UPMC Passavant	2.2-3.4.2.2(2)(a) space requirements	18

<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 Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

KEARA KLINEPETER, MSHCPM,  
Acting Secretary

[Pa.B. Doc. No. 22-241. Filed for public inspection February 11, 2022, 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) and (j) (relating to prevention, control and surveillance of tuberculosis (TB)):

Berks Heim Nursing and Rehabilitation  
1011 Berks Road  
Leesport, PA 19533  
FAC ID # 021202

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(e):

Mountain Laurel Healthcare and Rehabilitation Center  
700 Leonard Street  
Clearfield, PA 16830  
FAC ID # 032702

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 201.22(h):

Bradford County Manor  
15900 Route 6  
Troy, PA 16947  
FAC ID # 022302

The following long-term care nursing facilities are seeking exceptions to 28 Pa. Code § 201.22(j):

ProMedica Skilled Nursing and Rehabilitation (Oxford Valley)  
1480 Oxford Valley Road  
Yardley, PA 19067  
FAC ID # 125802

The Glen at Willow Valley  
675 Willow Valley Square  
Lancaster, PA 17602  
FAC ID # 077902

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.6(a) (relating to function of building):

Monumental Post-Acute Care at Woodside Park  
4001 Ford Road  
Philadelphia, PA 19131  
FAC ID # 041402

These requests are on file with the Department of Health (Department). Persons may receive a copy of a request for exception by requesting a copy from the Department of Health, Division of Nursing Care Facilities, Room 526, Health and Welfare Building, Harrisburg, PA 17120, (717) 787-1816, fax (717) 772-2163, ra-paexcept@pa.gov.

Persons who wish to comment on an exception request may do so by sending a letter by mail, e-mail or facsimile to the Division at the previously listed address.

Comments received by the Department within 10 days after the date of publication of this notice will be reviewed by the Department before it decides whether to approve or disapprove the request for exception.

Persons with a disability who wish to obtain a copy of the request and/or provide comments to the Department and require an auxiliary aid, service or other accommodation to do so should contact the Division at the previously listed address or phone number, or for speech and/or

hearing-impaired persons, call the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

KEARA KLINEPETER, MSHCPM,  
*Acting Secretary*

[Pa.B. Doc. No. 22-242. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Availability of Renewals of the Office of Developmental Programs' Consolidated, Person/Family Directed Support and Community Living Waivers

The Department of Human Services (Department) is making available for public review and comment the Office of Developmental Programs' proposed renewals of the Consolidated, Community Living and Person/Family Directed Support (P/FDS) Waivers.

#### *Background*

Home and community-based waivers permitted under section 1915(c) of the Social Security Act (42 U.S.C.A. § 1396n(c)) are approved by the Centers for Medicare & Medicaid Services (CMS) for a 5-year renewal period. The current Consolidated, Community Living and P/FDS Waivers expire on June 30, 2022; therefore, the proposed renewals of the waivers are to be submitted to CMS no later than April 1, 2022.

In the request for the renewals of the Consolidated, Community Living and P/FDS Waivers the Department proposes the following substantive changes effective July 1, 2022:

- Assure effective communication by waiver participants by clarifying the activities that can be performed under the communication specialist service, increasing the amount of communication specialist services that waiver participants can receive each year and requiring the communication specialist to successfully complete training provided by the Office of Developmental Programs.
- Promote competitive integrated employment by increasing the amount of benefits counseling services that waiver participants can receive each year, expanding companion to support additional waiver participants at their place of employment and allowing supported employment services to support waiver participants during work-related trips.
- Encourage self-direction, choice and control by expanding options for participant directed goods and services and music, art and equine assisted therapy, creating a separate and distinct waiver service for remote supports and clarifying the purpose of the supports broker service.
- Support people with complex needs by allowing life sharing to be rendered in homes owned by the provider of life sharing services.
- Promote health, wellness and safety by expanding the specialized supplies service to cover personal protective equipment, adding provider qualification requirements for residential habilitation, life sharing and supported living providers and allowing the continuation of remote monitoring of waiver participants by supports coordinators.



- Develop and support qualified staff by adding recertification requirements for supports brokers and clarifying experience and education requirements for supports coordinators and supports coordinator supervisors.

#### *Fiscal Impact*

It is anticipated that there will be no fiscal impact to the Commonwealth in Fiscal Year 2022-2023 and subsequent years.

#### *Public Comment*

The proposed renewals of the Consolidated, Community Living and P/FDS Waivers are available at <https://dhs.pa.gov/Services/Disabilities-Aging/Pages/July-2022-ID-A-Waiver-Renewals-Public-Comment.aspx>.

Interested persons are invited to submit written comments regarding the proposed waiver renewals. Comments should be addressed to Julie Mochon, Department of Human Services, Office of Developmental Programs, 625 Forster Street, Room 510, Harrisburg, PA 17120. Comments may also be submitted to the Department at [RA-odpcomment@pa.gov](mailto:RA-odpcomment@pa.gov) using subject header "Waiver Renewal Comments."

Comments received within 30 days of publication of this notice will be reviewed and considered for revisions to the proposed waiver renewals.

The Department will also hold two webinars to receive comments on the proposed waiver renewals. The dates, times and links for registration to attend the webinars are as follows:

March 1, 2022  
2 p.m. to 3:30 p.m.  
<https://attendee.gotowebinar.com/register/3855221339495759631>

March 4, 2022  
10 a.m. to 11:30 a.m.  
<https://attendee.gotowebinar.com/register/9071748704362734348>

Participants who are interested in participating in the webinars may do so by phone, but will need a computer to provide comments during the webinars. To assist the Department in accurately capturing comments provided during the webinars, individuals are asked to submit a written copy of their comments by e-mail or mail to the previously listed address.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service by dialing 711 or by using one of the toll-free numbers: (800) 654-5984 (TDD users), (800) 654-5988 (voice users), (844) 308-9292 (Speech-to-Speech) or (844) 308-9291 (Spanish).

Copies of this notice and documents containing the changes proposed in the waiver renewals may be obtained by contacting Julie Mochon, Office of Developmental Programs, 625 Forster Street, Room 510, Harrisburg, PA 17120, [RA-odpcomment@pa.gov](mailto:RA-odpcomment@pa.gov).

MEG SNEAD,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1494. No fiscal impact; (8) recommends adoption.

[Pa.B. Doc. No. 22-243. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF HUMAN SERVICES

### Disproportionate Share Hospital Payments to Qualifying Hospitals

The Department of Human Services (Department) is announcing its intent to allocate funds for Fiscal Year (FY) 2021-2022 disproportionate share hospital (DSH) payments to qualifying acute care general hospitals that serve the indigent population of cities in this Commonwealth with an average per capita income significantly below the Statewide average. These payments are intended to provide additional financial support to hospitals that serve an inordinate amount of low-income individuals and Medical Assistance (MA) beneficiaries in impoverished areas of this Commonwealth. The Department does not intend to otherwise change the qualifying criteria or payment methodology for these payments.

Payment limitations are applicable, including those limitations that the Commonwealth may not exceed its aggregate annual DSH allotment, and that no hospital may receive DSH payments in excess of its hospital-specific limit.

#### *Fiscal Impact*

The FY 2021-2022 impact, as a result of the funding allocation for these payments, is \$14.732 million in total funds (State and Federal) upon approval by the Centers for Medicare & Medicaid Services.

#### *Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. The Department will review and consider comments received within 30 days in determining the final payment methodology for these payments.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MEG SNEAD,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1491. (1) General Fund; (2) Implementing Year 2021-22 is \$6,058,000; (3) 1st Succeeding Year 2022-23 through 5th Succeeding Year 2026-27 are \$0; (4) 2020-21 Program—\$808,350,000; 2019-20 Program—\$344,107,000; 2018-19 Program—\$342,544,000; (7) MA—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 22-244. Filed for public inspection February 11, 2022, 9:00 a.m.]

**DEPARTMENT OF HUMAN SERVICES**

**Medical Assistance Program Fee Schedule; Addition of Procedure Code for the Dispensing of Oral Antiviral Treatments with Emergency Use Authorization from the United States Food and Drug Administration for Treatment of SARS-CoV-2 (COVID-19)**

In accordance with 55 Pa. Code § 1150.61(a) (relating to guidelines for fee schedule changes), the Department of Human Services (Department) announces the addition of a procedure code to the Medical Assistance (MA) Program Fee Schedule.

The United States Food and Drug Administration (FDA) recently issued an emergency use authorization (EUA) for oral antiviral medications for the treatment of COVID-19 for Pfizer’s Paxlovid (nirmatrelvir tablets and ritonavir tablets, copackaged for oral use) on December 22, 2021, and for Merck’s molnupiravir capsules on December 23, 2021. To allow payment to pharmacies for the dispensing to MA beneficiaries of these and any other oral antiviral treatments for SARS-CoV-2 (COVID-19) with EUA from the FDA, the Department added a procedure code to the MA Program Fee Schedule, effective December 22, 2021.

The Department updated the MA Program Fee Schedule to include the Current Procedural Terminology (CPT) code for the dispensing of oral antiviral treatments with EUA from the FDA for the treatment of COVID-19, as set forth as follows.

<i>Procedure Code</i>	<i>Procedure Code Description</i>	<i>MA Fee</i>	<i>Limits</i>
S5001	Prescription Drug, Brand	\$10	1 per day

The Department issued an MA Bulletin to providers enrolled in the MA Program advising of the addition of the new CPT code to the MA Program Fee Schedule.

*Fiscal Impact*

The estimated cost for Fiscal Year 2021-2022 is \$0.018 million in total (State and Federal) funds.

*Public Comment*

Interested persons are invited to submit written comments regarding this notice to the Department of Human Services, Office of Medical Assistance Programs, c/o Regulations Coordinator, Room 515, Health and Welfare Building, Harrisburg, PA 17120. Comments received within 30 days will be reviewed and considered for any subsequent revision to the MA Program Fee Schedule.

Persons with a disability who require an auxiliary aid or service may submit comments using the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

MEG SNEAD,  
*Acting Secretary*

**Fiscal Note:** 14-NOT-1495. (1) General Fund; (2) Implementing Year 2021-22 is \$7,000; (3) 1st Succeeding Year 2022-23 through 5th Succeeding Year 2026-27 are \$0; (4) 2020-21 Program—\$808,350,000; 2019-20 Program—\$344,107,000; 2018-19 Program—\$342,544,000; (7) MA—Fee-for-Service; (8) recommends adoption. Funds have been included in the budget to cover this increase.

[Pa.B. Doc. No. 22-245. Filed for public inspection February 11, 2022, 9:00 a.m.]

**DEPARTMENT OF MILITARY AND VETERANS AFFAIRS**

**Per Diem Rates at Pennsylvania State Veterans’ Homes**

The Department of Military and Veterans Affairs (Department) has established the following per diem rates for the costs of care for residents at Pennsylvania’s six State Veterans’ Homes. These rates are based on costs of care for the period July 1, 2020, to June 30, 2021.

These per diem rates are effective February 1, 2022, until further notice:

*Hollidaysburg Veterans’ Home, Hollidaysburg:*

Nursing Care	\$559
Personal Care (Domiciliary)	\$374

*Pennsylvania Soldiers’ and Sailors’ Home, Erie:*

Nursing Care	\$561
Personal Care (Domiciliary)	\$294

*Southeastern Veterans’ Center, Spring City:*

Nursing Care	\$601
Personal Care (Domiciliary)	\$340

*Gino J. Merli Veterans’ Center, Scranton:*

Nursing Care	\$503
Personal Care (Domiciliary)	N/A

*Southwestern Veterans’ Center, Pittsburgh:*

Nursing Care	\$472
Personal Care (Domiciliary)	N/A

*Delaware Valley Veterans’ Home, Philadelphia:*

Nursing Care	\$568
Personal Care (Domiciliary)	N/A

MARK J. SCHINDLER,  
*Major General, PAARNG  
Adjutant General*

[Pa.B. Doc. No. 22-246. Filed for public inspection February 11, 2022, 9:00 a.m.]

## DEPARTMENT OF TRANSPORTATION

### State Transportation Commission Virtual Meeting

The State Transportation Commission (Commission) will hold a virtual meeting on Wednesday, February 16, 2022, from 10 a.m. to 12 p.m. This virtual meeting will be held by means of Microsoft Teams. Meeting information

including log-in, participation information for computer, mobile app and telephone participation, and the agenda is available at <https://bit.ly/351iNX0>.

For more information, contact the Commission, (717) 787-2913, RA-PennDOTSTC@pa.gov.

YASSMIN GRAMIAN,  
*Secretary*

[Pa.B. Doc. No. 22-247. Filed for public inspection February 11, 2022, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Classification of Wild Trout Streams; Proposed Additions; April 2022

Under 58 Pa. Code § 57.11 (relating to listing of wild trout streams), it is the policy of the Fish and Boat Commission (Commission) to accurately identify and classify stream sections supporting naturally reproducing populations of trout as wild trout streams. The Commission's Fisheries Management Division maintains the list of wild trout streams. The Executive Director, with the approval of the Commission, will from time-to-time publish the list of wild trout streams in the *Pennsylvania Bulletin*. The listing of a stream section as a wild trout stream is a biological designation that does not determine how it is managed. The Commission relies upon many factors in determining the appropriate management of streams.

At the next Commission meeting on April 25 and 26, 2022, the Commission will consider changes to its list of wild trout streams. Specifically, the Commission will consider the addition of the following streams or portions of streams to the list:

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat / Lon</i>
Elk	UNT to East Branch Spring Creek (RM 5.36)	Headwaters to Mouth	East Branch Spring Creek	41.561695 78.937836
Forest	UNT to Ross Run (RM 2.97)	Headwaters to Mouth	Ross Run	41.546901 79.314027
Forest	UNT to Wolf Run (RM 1.88)	Headwaters to Mouth	Wolf Run	41.477333 79.021655
McKean	Ice Pond Brook Hollow Run	Headwaters to Mouth	Blacksmith Run	41.810751 78.466298
McKean	UNT to Blacksmith Run (RM 2.26)	Headwaters to Mouth	Blacksmith Run	41.811228 78.489634
McKean	UNT to Blacksmith Run (RM 3.85)	Headwaters to Mouth	Blacksmith Run	41.806667 78.516277
McKean	UNT to Buck Lick Run (RM 1.09)	Headwaters to Mouth	Buck Lick Run	41.880356 78.793597
McKean	UNT to Mud Lick Run (RM 0.41)	Headwaters to Mouth	Mud Lick Run	41.784800 78.907860
McKean	UNT to Mudlick Run (RM 0.46)	Headwaters to Mouth	Mudlick Run	41.731823 78.856819
Northumberland	UNT to Mahanoy Creek (RM 8.26)	Headwaters to Mouth	Mahanoy Creek	40.744209 76.790913
Perry	UNT to Shaeffer Run (RM 6.88)	Headwaters to Mouth	Shaeffer Run	40.239710 77.587227
Schuylkill	Deep Creek	Headwaters to inflow of Beury Lake	Pine Creek	40.636944 76.616389
Schuylkill	UNT (RM 0.68) to UNT to Deep Creek (RM 17.36)	Headwaters to Mouth	UNT to Deep Creek (RM 17.36)	40.714108 76.431548
Schuylkill	UNT to Deep Creek (RM 17.36)	Headwaters to Mouth	Deep Creek	40.708721 76.422577
Schuylkill	UNT to Wolf Creek (RM 2.22)	Headwaters to Mouth	Wolf Creek	40.755793 76.166239
Snyder	Potato Valley Run	Headwaters to Mouth	North Branch Mahantango Creek	40.714057 77.001815

<i>County of Mouth</i>	<i>Stream Name</i>	<i>Section Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>
Venango	UNT (RM 0.11) to UNT to Cherrytree Run (RM 4.52)	Headwaters to Mouth	UNT to Cherrytree Run (RM 4.52)	41.534246 79.718203
Venango	UNT (RM 0.76) to UNT to Two Mile Run Reservoir (RM 5.93)	Headwaters to Mouth	UNT to Two Mile Run Reservoir (RM 5.93)	41.479742 79.760332
Venango	UNT (RM 1.02) to UNT to Cherrytree Run (RM 4.52)	Headwaters to Mouth	UNT to Cherrytree Run (RM 4.52)	41.542366 79.730233
Venango	UNT to Cherrytree Run (RM 5.65)	Headwaters to Mouth	Cherrytree Run	41.548913 79.714886
Venango	UNT to Twomile Run (RM 0.70)	Headwaters to Mouth	Twomile Run	41.416340 79.794890
Venango	UNT to Twomile Run (RM 4.68)	Headwaters to Mouth	Twomile Run	41.461338 79.776647
Warren	UNT to West Branch Tionesta Creek (RM 1.66)	Headwaters to Mouth	West Branch Tionesta Creek	41.695336 79.031578

Persons with comments, objections or suggestions concerning the classification of the streams listed may submit them in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments submitted by facsimile will not be accepted.

Comments also may be submitted electronically by completing the form at [www.fishandboat.com/regcomments](http://www.fishandboat.com/regcomments). If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

[Pa.B. Doc. No. 22-248. Filed for public inspection February 11, 2022, 9:00 a.m.]

## FISH AND BOAT COMMISSION

### Proposed Changes to List of Class A Wild Trout Waters; April 2022

The Fish and Boat Commission (Commission) is considering changes to its list of Class A Wild Trout Streams. Under 58 Pa. Code § 57.8a (relating to Class A wild trout streams), it is the Commission's policy to manage self-sustaining Class A wild trout populations as a renewable natural resource to conserve that resource and the angling it provides. Class A wild trout populations represent the best of this Commonwealth's naturally reproducing trout fisheries. With rare exceptions, the Commission manages these stream sections solely for the perpetuation of the wild trout fishery with no stocking.

Criteria developed for Class A Wild Trout fisheries are species specific. Wild Trout Biomass Class Criteria include provisions for:

(i) *Wild Brook Trout Fisheries*

(A) Total brook trout biomass of at least 30 kg/ha (26.7 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brook trout biomass must comprise at least 75% of the total trout biomass.

(ii) *Wild Brown Trout Fisheries*

(A) Total brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Brown trout biomass must comprise at least 75% of the total trout biomass.

(iii) *Mixed Wild Brook and Brown Trout Fisheries*

(A) Combined brook and brown trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass must comprise less than 75% of the total trout biomass.

(E) Brown trout biomass must comprise less than 75% of the total trout biomass.

(iv) *Wild Rainbow Trout Fisheries*

Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 2.0 kg/ha (1.78 lbs/acre).

(v) *Mixed Wild Brook and Rainbow Trout Fisheries*

(A) Combined brook and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brook trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brook trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.



(vi) *Mixed Wild Brown and Rainbow Trout Fisheries*

(A) Combined brown and rainbow trout biomass of at least 40 kg/ha (35.6 lbs/acre).

(B) Total biomass of brown trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(C) Total biomass of rainbow trout less than 15 cm (5.9 inches) in total length of at least 0.1 kg/ha (0.089 lbs/acre).

(D) Brown trout biomass shall comprise less than 75% of the total trout biomass.

(E) Rainbow trout biomass shall comprise less than 75% of the total trout biomass.

During recent surveys, Commission staff documented the following stream sections to have Class A wild trout populations. The Commission intends to consider adding these waters to its list of Class A Wild Trout Streams at its meeting on April 25 and 26, 2022.

<i>County</i>	<i>Stream</i>	<i>Section</i>	<i>Limits</i>	<i>Tributary to</i>	<i>Mouth Lat/Lon</i>	<i>Brook Trout (kg/ha)</i>	<i>Brown Trout (kg/ha)</i>	<i>Rainbow Trout (kg/ha)</i>	<i>Length (miles)</i>	<i>Survey year</i>
Cameron	Gravelly Run	1	Headwaters to Mouth	Lick Island Run	41.385624 78.068235	37.10	—	—	1.71	2021
Cameron	Lick Island Run	1	Headwaters to Gravelly Run	First Fork Sinnemahoning Creek	41.369444 78.050278	31.04	0.10	—	3.10	2021
Cameron	UNT to Lick Island Run (RM 2.74)	1	Headwaters to Mouth	Lick Island Run	41.393091 78.084941	39.33	—	—	1.30	2021
Centre	Meyers Run	1	Headwaters to Mouth	Black Moshannon Creek	40.970001 78.042778	50.15	0.25	—	0.90	2021
Clinton	Greene Branch	1	Headwaters to Mouth	Trout Run	41.456667 77.948611	42.22	—	—	1.28	2021
Clinton	Wykoff Branch	1	Headwaters to Mouth	Trout Run	41.451524 77.947551	33.23	—	—	1.65	2021
McKean	UNT to Blacksmith Run (RM 2.26)	1	Headwaters to Mouth	Blacksmith Run	41.811228 78.489634	38.89	—	—	1.46	2021

Persons with comments, objections or suggestions concerning the additions are invited to submit comments in writing to the Executive Director, Fish and Boat Commission, P.O. Box 67000, Harrisburg, PA 17106-7000, within 30 days after publication of this notice in the *Pennsylvania Bulletin*. Comments also may be submitted electronically by completing the form at [www.fishandboat.com/regcomments](http://www.fishandboat.com/regcomments). If an acknowledgment of electronic comments is not received by the sender within 2 working days, the comments should be retransmitted to ensure receipt. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

[Pa.B. Doc. No. 22-249. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INDEPENDENT REGULATORY REVIEW COMMISSION

### Actions Taken by the Commission

The Independent Regulatory Review Commission met publicly at 10 a.m., Wednesday, January 26, 2022, and announced the following:

#### *Actions Taken—Regulations Approved:*

Department of Labor and Industry # 12-116: Uniform Construction Code (amends 34 Pa. Code, Part XIV, Chapters 401 and 403)

Environmental Quality Board # 7-525: Control of VOC Emissions from Gasoline Dispensing Facilities (Stage I and Stage II) (amends 25 Pa. Code Chapters 121 and 129)

Unemployment Compensation Board of Review # 12-112: Appeals from Determinations of Department (amends 34 Pa. Code Chapter 101)

State Board of Social Workers, Marriage/Family Therapists and Professional Counselors # 16A-6919: Child Abuse Reporting Requirements (amends 49 Pa. Code Chapters 47, 48 and 49)

State Board of Medicine # 16A-4941: Child Abuse Reporting Requirements (amends 49 Pa. Code §§ 16.12, 16.15, 16.18, 16.19, 16.101—16.107, 17.1—17.7, 18.2, 18.3, 18.13, 18.14, 18.141, 18.145, 18.307, 18.309a, 18.504, 18.511, 18.523, 18.525, 18.603, 18.610, 18.703, 18.704, 18.709, 18.814, 18.824, 18.833, 18.843 and 18.862, and is adding 16.108 and 16.109 (relating to child abuse recognition and reporting—mandatory training requirement; and child abuse recognition and reporting course approval process))

State Board of Nursing # 16A-5140: Child Abuse Reporting Requirements (amends 49 Pa. Code Chapter 21)

State Board of Funeral Directors # 16A-4824: Child Abuse Reporting Requirements (amends 49 Pa. Code Chapter 13)

State Board of Barber Examiners # 16A-4211: Fees (amends 49 Pa. Code Chapter 3)

### Approval Order

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Department of Labor and Industry—  
Uniform Construction Code  
Regulation No. 12-116 (# 3326)*

On December 15, 2021, the Independent Regulatory Review Commission (Commission) received this regulation from the Department of Labor and Industry (Department). This rulemaking amends 34 Pa. Code, Part XIV, Chapters 401 and 403. Notice of proposed rulemaking was omitted for this regulation; it will become effective upon publication in the *Pennsylvania Bulletin*.

This regulation updates the Uniform Construction Code (UCC) by adopting nearly all provisions of the 2018 International Code Council Codes, as directed by the UCC Review and Advisory Council.

We have determined this regulation is consistent with the statutory authority of the Department (35 P.S. § 7210.108(a)(1) and 35 P.S. § 7210.304(a)(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

### Approval Order

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Environmental Quality Board—  
Control of VOC Emissions from Gasoline Dispensing  
Facilities (Stage I and Stage II)  
Regulation No. 7-525 (# 3266)*

On September 17, 2020, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Environmental Quality Board (Board). This rulemaking amends 25 Pa. Code Chapters 121 and 129. The proposed regulation was published in the September 26, 2020 *Pennsylvania Bulletin* with a public comment period ending on November 30, 2020. The final-form regulation was submitted to the Commission on December 14, 2021.

This regulation amends air quality regulations relating to control of volatile organic compound emissions at gasoline dispensing facilities during loading of underground gasoline storage tanks (or Stage I vapor recovery), during filling of motor vehicles (or Stage II vapor recovery), and during and after decommissioning of Stage II vapor recovery equipment.

We have determined this regulation is consistent with the statutory authority of the Board (35 P.S. § 4005(a)(1)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*Unemployment Compensation Board of Review—  
Appeals from Determinations of Department  
Regulation No. 12-112 (# 3295)*

On March 1, 2021, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the Unemployment Compensation Board of Review (Board). This rulemaking amends 34 Pa. Code Chapter 101. The proposed regulation was published in the March 13, 2021 *Pennsylvania Bulletin* with a public comment period ending on April 12, 2021. The final-form regulation was submitted to the Commission on December 3, 2021.

This final-form regulation provides for filing appeals of unemployment compensation determinations of the Department of Labor and Industry and appeals of Board referee decisions by e-mail and through the Pennsylvania UC Claims System. This final-form regulation also establishes filing dates, timelines to file an appeal, and methods for issuing notices, determinations and decisions.

We have determined this regulation is consistent with the statutory authority of the Board (43 P.S. § 763(d)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Social Workers, Marriage and Family  
Therapists and Professional Counselors—  
Child Abuse Reporting Requirements  
Regulation No. 16A-6919 (# 3281)*

On November 24, 2020, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Social Workers, Marriage and Family Therapists and Professional Counselors (Board). This rulemaking amends 49 Pa. Code Chapters 47, 48 and 49. The proposed regulation was published in the January 2, 2021 *Pennsylvania Bulletin* with a public comment period ending on February 1, 2021. The final-form regulation was submitted to the Commission on November 30, 2021.

This final-form regulation updates the Board's child abuse reporting regulations to be consistent with the Child Protective Services Law, including the act of April 15, 2014 (P.L. 411, No. 31). 23 Pa.C.S. §§ 6301—6388. Social workers, marriage and family therapists, and professional counselors are mandated reporters who are required to immediately report suspected child abuse and complete training in child abuse recognition and reporting as a condition of licensure or certification.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 1906(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson; John F. Mizner, Esq., Vice Chairperson; John J. Soroko, Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Medicine—  
Child Abuse Reporting Requirements  
Regulation No. 16A-4941 (# 3287)*

On January 15, 2021, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Medicine (Board). This rulemaking amends 49 Pa. Code §§ 16.12, 16.15, 16.18, 16.19, 16.101—16.107, 17.1—17.7, 18.2, 18.3, 18.13, 18.14, 18.141, 18.145, 18.307, 18.309a, 18.504, 18.511, 18.523, 18.525, 18.603, 18.610, 18.703, 18.704, 18.709, 18.814, 18.824, 18.833, 18.843 and 18.862, and is adding 16.108 and 16.109 (relating to child abuse recognition and reporting—mandatory training requirement; and child abuse recognition and reporting course approval process). The proposed regulation was published in the January 30, 2021 *Pennsylvania Bulletin* with a public comment period ending on March 1, 2021. The final-form regulation was submitted to the Commission on November 30, 2021.

This rulemaking updates the Board's existing regulations pertaining to child abuse reporting to be consistent with amendments to the Child Protective Services Law (CPSL) (23 Pa.C.S. §§ 6301—6388), including the requirement imposed by the act of April 15, 2014 (P.L. 411, No. 31) on all health-related boards to require training in child abuse recognition and reporting for licensees who are considered mandated reporters under the CPSL.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 422.8 and 23 Pa.C.S. § 6383(b)(2)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.



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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson;  
John F. Mizner, Esq., Vice Chairperson; John J. Soroko,  
Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Nursing—  
Child Abuse Reporting Requirements  
Regulation No. 16A-5140 (# 3288)*

On January 15, 2021, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Nursing (Board). This rulemaking amends 49 Pa. Code Chapter 21. The proposed regulation was published in the January 30, 2021 *Pennsylvania Bulletin* with a public comment period ending on March 1, 2021. The final-form regulation was submitted to the Commission on November 30, 2021.

This final-form regulation updates the Board's child abuse reporting regulations to be consistent with the Child Protective Services Law, including the act of April 15, 2014 (P.L. 411, No. 31). 23 Pa.C.S. §§ 6301—6388. Registered nurses, certified registered nurse practitioners, clinical nurse specialists, practical nurses and licensed dietitian-nutritionists are mandated reporters who are required to immediately report suspected child abuse and complete training in child abuse recognition and reporting as a condition of licensure or certification.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. §§ 212.1(k) and 667.6) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson;  
John F. Mizner, Esq., Vice Chairperson; John J. Soroko,  
Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Funeral Directors—  
Child Abuse Reporting Requirements  
Regulation No. 16A-4824 (# 3293)*

On February 26, 2021, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Funeral Directors (Board). This rulemaking amends 49 Pa. Code Chapter 13. The proposed regulation was published in the March 13, 2021 *Pennsylvania Bulletin* with a public comment

period ending on April 12, 2021. The final-form regulation was submitted to the Commission on November 30, 2021.

This final-form regulation updates the Board's child abuse reporting regulations to be consistent with the Child Protective Services Law, including the act of April 15, 2014 (P.L. 411, No. 31). 23 Pa.C.S. §§ 6301—6388. Funeral directors are mandated reporters who are required to immediately report suspected child abuse and complete training in child abuse recognition and reporting as a condition of licensure or certification.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 479.16(a)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

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**Approval Order**

Public Meeting Held  
January 26, 2022

*Commissioners Voting:* George D. Bedwick, Chairperson;  
John F. Mizner, Esq., Vice Chairperson; John J. Soroko,  
Esq.; Murray Ufberg, Esq.; Dennis A. Watson, Esq.

*State Board of Barber Examiners—  
Fees  
Regulation No. 16A-4211 (# 3306)*

On June 1, 2021, the Independent Regulatory Review Commission (Commission) received this proposed regulation from the State Board of Barber Examiners (Board). This rulemaking amends 49 Pa. Code Chapter 3. The proposed regulation was published in the June 19, 2021 *Pennsylvania Bulletin* with a public comment period ending on July 19, 2021. The final-form regulation was submitted to the Commission on December 14, 2021.

This final-form regulation increases biennial license renewal fees and application fees in graduated phases in 2022 and 2024.

We have determined this regulation is consistent with the statutory authority of the Board (63 P.S. § 564(b)) and the intention of the General Assembly. Having considered all of the other criteria of the Regulatory Review Act, we find promulgation of this regulation is in the public interest.

*By Order of the Commission:*

This regulation is approved.

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 22-250. Filed for public inspection February 11, 2022, 9:00 a.m.]

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## INDEPENDENT REGULATORY REVIEW COMMISSION

### Notice of Filing of Final Rulemakings

The Independent Regulatory Review Commission (Commission) received the following regulations. They are scheduled to be considered on the dates noted. The Commission's public meetings are held at 333 Market Street, 14th Floor, Harrisburg, PA at 10 a.m. To obtain a copy of the regulation, interested parties should first contact the promulgating agency. If a copy cannot be obtained from the promulgating agency, the Commission will provide a copy or it can be viewed at the Commission's web site at [www.irrc.state.pa.us](http://www.irrc.state.pa.us).

<i>Final-Form Reg. No.</i>	<i>Agency/Title</i>	<i>Received</i>	<i>Public Meeting</i>
16A-6219	State Board of Examiners of Nursing Home Administrators Continuing Education	1/12/22	3/10/22
14-550	Department of Human Services Definitions and Redetermination	1/24/22	3/10/22
6-346	State Board of Education Certification of Professional Personnel	1/27/22	3/10/22

GEORGE D. BEDWICK,  
*Chairperson*

[Pa.B. Doc. No. 22-251. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Brittany Locke-Perez; Doc. No. SC22-01-025

Notice is hereby given of the Order to Show Cause issued on January 25, 2022, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: sections 611-A(2), (6), (7), (9), (14), (17) and (20) and 678-A(b) of The Insurance Department Act of 1921 (40 P.S. §§ 310.11(2), (6), (7), (9), (14), (17) and (20) and 310.78(b)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Domenica Dean, Agency ADA Coordinator, at (717) 705-4194.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 22-252. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Alleged Violation of Insurance Laws; Stanford Lyons; Doc. No. SC22-01-023

Notice is hereby given of the Order to Show Cause issued on January 25, 2022, by the Deputy Insurance Commissioner in the previously-referenced matter. Violations of the following are alleged: section 611-A(6), (7), (17) and (20) of The Insurance Department Act of 1921 (40 P.S. § 310.11(6), (7), (17) and (20)).

The respondent shall file a written answer to the Order to Show Cause within 30 days of the date of issue. If respondent files a timely answer, a formal administrative hearing shall be held in accordance with 2 Pa.C.S. §§ 501—588 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure), 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure) and other relevant procedural provisions of law.

Answers, motions preliminary to those at hearing, protests, petitions to intervene or notices of intervention, if any, must be filed in writing with the Hearings Administrator, Insurance Department, Administrative Hearings Office, 901 North 7th Street, Harrisburg, PA 17102, ra-hearings@pa.gov.

Persons with a disability who wish to attend the previously-referenced administrative hearing and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Domenica Dean, Agency ADA Coordinator, at (717) 705-4194.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 22-253. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Peter A. DiPippa; Order to Show Cause; Doc. No. SC21-09-012

The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing videoconference initiated by this office is scheduled for March 29, 2022, at 9:30 a.m. A date for a hearing will be determined, if necessary, at the prehearing videoconference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before March 15, 2022. The e-mail address to be used for the Administrative Hearings Office is ra-hearings@pa.gov. Answers to protests, petitions to intervene or notices of intervention, if any, shall be electronically filed on or before March 28, 2022.

Persons with a disability who wish to attend the previously-referenced administrative proceedings and require an auxiliary aid, service or other accommodation to participate in the hearing, contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 22-254. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Notice to Workers' Compensation Insurance Carriers; Special Schedule "W" Data Call

The Insurance Department (Department) is conducting its annual workers' compensation Special Schedule "W" data call. Authority for this data call can be found in section 655 of The Insurance Company Law of 1921 (40 P.S. § 815).

Insurance companies that write workers' compensation insurance in this Commonwealth are required to complete the data call on or before April 15, 2022.

Consistent with prior Special Schedule "W" data calls, the cover letter, general instructions and instructions for constraints affecting unpaid claims estimates are available on the Department's web site at [www.insurance.pa.gov](http://www.insurance.pa.gov) (select "Companies," then "Industry Activity," then scroll down to Product and Rate Activity and select "Data Calls").

An e-mail announcing the data call was sent to insurance carriers writing workers' compensation insurance policies in this Commonwealth.

The Pennsylvania Compensation Rating Bureau's (Bureau) Financial Data Manager (FDM) should be used to report all Special Schedule "W" information (including Coal Mine experience) instead of submitting directly to the Department. Refer to the Bureau's web site, [www.pcrb.com](http://www.pcrb.com), for further information on reporting workers' compensation experience for Special Schedule "W" using the FDM.

Questions regarding this data call should be directed to Bojan Zorkic, Actuary, (717) 787-6968, bzorkic@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 22-255. Filed for public inspection February 11, 2022, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Elizabeth Wine; License Denial Appeal; Doc. No. AG22-01-026

Under Article VI-A of The Insurance Department Act of 1921 (40 P.S. §§ 310.1—310.99a), Elizabeth Wine has appealed the denial of an application for an insurance producer's license. The proceedings in this matter will be governed by 2 Pa.C.S. §§ 501—508, 561—588 and 701—704 (relating to Administrative Agency Law), 1 Pa. Code Part II (relating to General Rules of Administrative

Practice and Procedure) and 31 Pa. Code §§ 56.1—56.3 (relating to Special Rules of Administrative Practice and Procedure).

A prehearing videoconference initiated by this office is scheduled for February 22, 2022, at 9:30 a.m. A date for a hearing shall be determined, if necessary, at the prehearing videoconference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before February 15, 2022. The e-mail address to be used for the Administrative Hearings Office is [ra-hearings@pa.gov](mailto:ra-hearings@pa.gov). Answers to protests, petitions to intervene or notices of intervention, if any shall be electronically filed on or before February 28, 2022.

Persons with a disability who wish to attend the previously referenced administrative hearing and require an auxiliary aid, service or other accommodations to participate in the hearing should contact Joseph Korman, (717) 787-4429, jkorman@pa.gov.

JESSICA K. ALTMAN,  
*Insurance Commissioner*

[Pa.B. Doc. No. 22-256. Filed for public inspection February 11, 2022, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### General Rule Transaction

**A-2022-3030687. Intrado Communications, LLC.** Application of Intrado Communications, LLC for approval of a general rule transaction resulting in a change in control.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 28, 2022. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available only online for inspection and copying on the Pennsylvania Public Utility Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address.

*Applicant:* Intrado Communications, LLC

*Through and By:* Michael A. Gruin, Stevens & Lee, 17 North 2nd Street, 16th Floor, Harrisburg, PA 17101, (717) 255-7365, fax (610) 988-0852, [michael.gruin@stevenslee.com](mailto:michael.gruin@stevenslee.com)

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 22-257. Filed for public inspection February 11, 2022, 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 February 28, 2022. Filings are recommended to 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 February 28, 2022. Individuals can sign up for a free eFiling account with the Secretary of the Commission through the Commission's eFiling system at <https://www.puc.pa.gov/efiling/Default.aspx>. A protest shall indicate whether it applies to the temporary authority application, the permanent authority application, or both. Protests may only be filed if there is evidence that the applicant lacks fitness. Protests based on endangering or impairing operations of an existing carrier will not be honored. The documents filed in support of the application are only available for inspection through the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) by searching under the previously listed docket number or by searching the applicant's web site.

**Application of the following for approval to begin operating as common carriers for transportation of persons as described under the application.**

**A-2022-3030587. Elia Transportation, Inc.** (1210 Hazleton Apartments, Hazle Township, Luzerne County, PA 18202) for the right to begin to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Hazleton Area School District to Hazleton Area School District Schools, and vice versa.

**Applications of the following for the approval of the right and privilege to *discontinue/abandon* operating as common carriers by motor vehicle and for cancellation of the certificate of public convenience as described under each application.**

**A-2022-3030574. Werner Bus Lines, Inc.** (144 Chester Avenue, Phoenixville, Chester County, PA 19460) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, persons on schedule, as more thoroughly described in the original ordering paragraphs at A-00092344, F.2, F.2, Am-A, F.2, Am-B and F.5.

**A-2022-3030626. Rite Lane Motors, LLC** (333 Scott Road, South Abington Township, Lackawanna County, PA 18411) for the discontinuance and cancellation of its right to transport, as a common carrier, by motor vehicle, persons in paratransit service, from points in the Counties of Lackawanna, Luzerne, Monroe, Pike, Susquehanna, Wayne and Wyoming, to points in Pennsylvania and return; subject to the following conditions and restrictions: no right, power or privilege is sought or shall be granted to originate or to terminate any service in that portion of Luzerne County which is located within an airline distance of 15 statute miles of the Borough of Berwick, Columbia County, PA; provided further that any transports shall be limited to persons requiring service to and from Marworth Alcohol & Chemical Dependency Treatment Center in Lackawanna County using a luxury vehicle and not a wheelchair van, as originally docketed at A-2014-2447662. *Attorney:* John McGovern, 321 Spruce Street, Suite 201 Bank Towers, Scranton, PA 18503.

**A-2022-3030630. Rite Lane Motors, LLC** (333 Scott Road, South Abington Township, Lackawanna County, PA 18411) for the discontinuance and cancellation of its right to transport, as a common carrier, by motor vehicle, persons, in group and party service, in vehicles seating 11 to 15 passengers, including the driver, from points in the Counties of Berks, Bradford, Bucks, Carbon, Chester, Columbia, Dauphin, Delaware, Lackawanna, Lancaster, Lebanon, Lehigh, Luzerne, Monroe, Montgomery, Montour, Northampton, Northumberland, Pike, Schuylkill, Sullivan, Susquehanna, Wayne, Wyoming and York, as originally docketed at A-2018-3001203. *Attorney:* John McGovern, 321 Spruce Street, Suite 201 Bank Towers, Scranton, PA 18503.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 22-258. Filed for public inspection February 11, 2022, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Water Service

**A-2022-3030651. Pennsylvania-American Water Company.** In the matter of the application of Pennsylvania-American Water Company for approval of the right to offer, render, furnish or supply water service to the public in an additional portion of Silver Spring Township, Cumberland County.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before February 28, 2022. Filings must be made with the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, 2nd Floor, Harrisburg, PA 17120, with a copy served on the applicant. The documents filed in support of the application are available only online for inspection and copying on the Pennsylvania Public Utility Commission's (Commission) web site at [www.puc.pa.gov](http://www.puc.pa.gov) and at the applicant's business address. Parties to proceedings pending before the Commission must open and use an eFiling account through the Commission's web site at [www.puc.pa.gov](http://www.puc.pa.gov) or may submit the filing by overnight delivery to the Secretary, Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120. If a filing contains confidential or proprietary material, the filing is required to be submitted by overnight delivery. Large filings containing confidential or proprietary material may be submitted through the Commission's Share Point File system with advanced notice to the Commission prior to submittal.

*Applicant:* Pennsylvania-American Water Company, 852 Wesley Drive, Mechanicsburg, PA 17055

*Through and By Counsel for:* Teresa Harrold, Esquire, Pennsylvania-American Water Company, 852 Wesley Drive, Mechanicsburg, PA 17055

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 22-259. Filed for public inspection February 11, 2022, 9:00 a.m.]



## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Working Group on Medical Certificates, Other Court Orders and Privacy Guidelines Relating to the Rulemaking to Amend the Provisions of 52 Pa. Code, Chapter 56 to Comply with the Amended Provisions of 66 Pa.C.S. Chapter 14

Public Meeting held  
December 16, 2021

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

*Working Group on Medical Certificates, Other Court Orders and Privacy Guidelines Relating to the Rulemaking to Amend the Provisions of 52 Pa. Code, Chapter 56 to Comply with the Amended Provisions of 66 Pa.C.S. Chapter 14; L-2015-2508421*

#### Order

*By the Commission:*

On February 25, 2021, the Pennsylvania Public Utility Commission (Commission) entered a Tentative Order affording interested stakeholders with a final opportunity to comment on three issues deferred from the Commission's February 28, 2019 Final Rulemaking Order in the above-referenced proceeding. The Final Rulemaking Order revised our regulations at 52 Pa. Code, Chapter 56, which administer and enforce Chapter 14 of the Public Utility Code, 66 Pa.C.S. §§ 1401–1419. The Tentative Order allowed stakeholders to provide input and advice on issues related to the amendments to 66 Pa.C.S. §§ 1403, 1406, and 1417, involving the form of medical certificates, other court orders related to domestic violence, and privacy guidelines, respectively. Upon consideration of the comments filed by stakeholders in response to the Tentative Order, the Commission issues this Order.

#### *Background*

On October 22, 2014, Governor Tom Corbett signed into law House Bill 939, or Act 155 of 2014, which became effective on December 22, 2014. Act 155 reauthorized and amended Chapter 14 of the Public Utility Code, 66 Pa.C.S. §§ 1401–1419, addressing responsible utility customer protection. Act 155 is intended to protect responsible bill paying customers from rate increases attributable to other customers' delinquencies in payment. Act 155 provides public utilities with collection mechanisms and procedures that promote more timely collections, while protecting vulnerable customers by ensuring that utility service remains available to all customers on reasonable terms and conditions. Act 155 is applicable to electric distribution utilities, water distribution utilities, natural gas distribution utilities, steam heat utilities, and wastewater utilities.

The Commission revised its regulations at 52 Pa. Code, Chapter 56, relating to the standards and billing practices for residential utility service, because Chapter 14 of the Public Utility Code, as amended, superseded a number of Chapter 56 regulations. The Commission was directed to revise Chapter 56 and promulgate regulations in order to administer and enforce Chapter 14 of the Public Utility Code. Pursuant to Act 155, the Commission must report to the General Assembly regarding the implementation and effectiveness of the amended Act five

years after the effective date of Chapter 14 and every five years thereafter. 66 Pa.C.S. § 1415. Chapter 14 of the Public Utility Code will expire on December 31, 2024, unless reenacted. 66 Pa.C.S. § 1419.

The Commission issued a Final Order regarding the implementation of Chapter 14 on July 9, 2015. Chapter 14 Implementation, Docket No. M-2014-2448824 (Final Order entered July 9, 2015) (Final Implementation Order). In its Final Implementation Order, the Commission issued guidance as to the form and content of a medical certificate, as defined in 66 Pa.C.S. § 1403. Additionally, the Commission summarized guidelines for 66 Pa.C.S. § 1410.1(3) regarding reporting requirements for accounts exceeding \$10,000 in arrearages. The Commission also summarized guidelines for 66 Pa.C.S. § 1410.1(4) regarding reporting requirements for medical certificates.

On July 21, 2016, the Commission adopted a Notice of Proposed Rulemaking (NOPR) Order to solicit comments about amending the provisions of Chapter 56 of the Commission's regulations to implement Chapter 14 of the Public Utility Code. Rulemaking to Amend the Provisions of 52 Pa. Code, Chapter 56 to Comply with the Amended Provisions of 66 Pa.C.S. Chapter 14, Docket No. L-2015-2508421 (Order entered July 21, 2016). The NOPR Order addressed numerous issues involving the application of the amended Chapter 14 provisions. On July 12, 2017, the Commission entered an Order seeking additional comments. Rulemaking to Amend the Provisions of 52 Pa. Code, Chapter 56 to Comply with the Amended Provisions of 66 Pa.C.S. Chapter 14, Docket No. L-2015-2508421 (Order entered July 12, 2017).

On February 28, 2019, the Commission adopted a Final Rulemaking Order revising Chapter 56 of its regulations, which administer and enforce Chapter 14 of the Public Utility Code. Rulemaking to Amend the Provisions of 52 Pa. Code, Chapter 56 to Comply with the Amended Provisions of 66 Pa.C.S. Chapter 14, Docket No. L-2015-2508421 (Order entered February 28, 2019) (Final Rulemaking Order). On June 1, 2019, the final regulations were published in the *Pennsylvania Bulletin* at 49 Pa.B. 2815. The regulations became effective upon publication.

In the Final Rulemaking Order, however, the Commission deferred three issues to a working group. See Final Rulemaking Order, Attachment One at 21, 56, 139, 166. The three outstanding issues relate to amendments to Sections 1403, 1406, and 1417 of the Public Utility Code, 66 Pa.C.S. §§ 1403, 1406, 1417. These issues include:

1. Form of medical certificates—Section 1403 (relating to definitions). “Medical certificate. A written document, in a form approved by the commission. . .” 66 Pa.C.S. § 1403.
2. Other court orders—Section 1417 (relating to nonapplicability). “This chapter shall not apply to victims under a protection from abuse order as provided by 23 Pa.C.S. Ch. 61 (relating to protection from abuse) or a court order issued by a court of competent jurisdiction in this commonwealth, which provides clear evidence of domestic violence against the applicant or customer.” 66 Pa.C.S. § 1417.
3. Privacy guidelines—Section 1406(b)(1)(ii)(C) (relating to notice of termination of service). “. . . by email, text message or other electronic messaging format consistent with the commission's privacy guidelines and approved by commission order.” 66 Pa.C.S. § 1406 (b)(1)(ii)(C).

On August 29, 2019, the Commission issued a Secretarial Letter announcing the establishment of a Chapter 56 working group to address the three remaining issues.

The Commission invited all interested stakeholders to participate, including parties from the Final Rulemaking Order, and directed a collaborative meeting. On October 4, 2019, interested stakeholders filed comments with the Commission and, on October 29, 2019, the stakeholders participated in a collaborative meeting to discuss the issues.

On February 25, 2021, the Commission entered a Tentative Order providing yet another opportunity for any interested parties to offer input and advise on these matters. The Tentative Order was published in the *Pennsylvania Bulletin* at 51 Pa.B. 1762 on March 27, 2021. Comments were due within 45 days of publication. The Commission received comments from the following parties: Philadelphia Gas Works (PGW); the Office of Consumer Advocate (OCA), PECO Energy Company (PECO); the Energy Association of Pennsylvania (EAP); PPL Electric Utilities (PPL); the Joint Coalition for Affordable Utility Service and Energy Efficiency, the Tenant Union Representative Network, the Pennsylvania Coalition Against Domestic Violence (collectively, CAUSE-PA); the Health, Education & Legal Assistance Project: A Medical-Legal Partnership (HELP: MLP); Duquesne Light Company (Duquesne), Metropolitan Edison Company, Pennsylvania Electric Company, Pennsylvania Power Company, and West Penn Power Company (collectively, the FirstEnergy Companies), and Columbia Gas of Pennsylvania, Inc. (Columbia).<sup>1</sup> These comments are discussed below. Upon review of the comments, we issue this Order on the form of medical certificates, other court orders related to domestic violence, and privacy guidelines.

#### *Discussion*

We note that any issues we do not specifically address herein have been duly considered and are denied without further discussion. It is well settled that the Commission is not required to consider expressly or at length each contention or argument raised by the parties. *Consolidated Rail Corp. v. Pa. Pub. Util. Comm'n.*, 625 A.2d 741 (Pa. Cmwlth. 1993); see also, generally, *University of Pennsylvania v. Pa. Pub. Util. Comm'n.*, 485 A.2d 1217 (Pa. Cmwlth. 1984).

### **I. Form of Medical Certificates**

In the Tentative Order, we proposed the use of a standard medical certificate form. The proposed form includes the five elements necessary for a valid medical certificate pursuant to the Commission's regulations. It does not include the medical professional's license number. In addition, we proposed medical certificate guidance for consumers and medical professionals. The guidance is intended to assist in educating all parties about the medical certificate process. We proposed to add the standard medical certificate form and the medical certificate guidance to the Commission's website. We included copies of the form and guidance as Appendices A and B to the Tentative Order, respectively.

#### *A. Comments on Form of Medical Certificates*

PGW supports the use of a standard medical certificate form and written guidance regarding medical certificates available on the Commission's website. PGW suggests, however, that medical professionals be required to provide their license number on the medical certificate form. PGW argues that the license number is vital to the ability to validate the certificate, prevent fraud, and maintain

the integrity of the certification process. PGW also asserts that medical professionals are accustomed to including this information on documentation and that including the license number would not present any impediment to customers. PGW Comments at 2-3.

The OCA states that a sample medical certification form is beneficial and that the form should be publicly available on the Commission's website. While the OCA notes that creating an optional, standard, statewide format will provide consistency, it argues that a specific standard form should not be required. The OCA avers that flexible requirements would help ensure that medically vulnerable customers can access timely relief. OCA Comments at 5-6.

In addition, the OCA notes that the Request for Medical Certification form included in the Tentative Order contains a field for the "Account Number." The OCA argues that an account number is not required by the Commission's regulations and that this field should be removed from the form. The OCA claims that this requirement will result in delays in processing the medical certification form. The OCA maintains that medical certification procedures should ensure that medical certificates are readily accessible with no unnecessary barriers. In this regard, the OCA also states that it supports the Commission's determination not to require medical professionals to include their license number on the form. The OCA notes that the Commission has never requested medical license numbers for the submission of a medical certificate and that the absence of this information has not been an issue. Finally, the OCA states that it supports the Commission's proposed medical certificate guidance. OCA Comments at 3-5.

PECO states that it agrees with the form of standard medical certificate proposed by the Commission because the form contains the requirements set forth by 52 Pa. Code § 56.113. PECO also notes that it supports the view that forms should include the license number of the health professional submitting the form. PECO Comments at 2.

Like PGW and PECO, EAP supports a requirement for authorized medical professionals to include their license number on any medical certificate form. EAP argues that this is a prudent and simple requirement that will ensure integrity and protect against fraud. EAP argues that license numbers are required for a variety of routine matters, including issuing prescriptions. EAP further argues that utilities have not had any issues within service territories requesting this information. With regard to the medical certificate guidance document, EAP suggests making the following statement bold or otherwise emphasized earlier in the document: "You still have the responsibility to pay your current bills or your budget billing amount during the postponement and any renewal thereof." EAP also asked the Commission to state as follows in the guidance: "Should you need further financial assistance beyond what is afforded by a medical certificate and available renewals, the Commission urges you to contact your utility. Your utility can evaluate your eligibility for additional assistance programs. Additional financial assistance may also be available through federal or state programs." EAP Comments at 3.

PPL states that it agrees with the use of a standard medical certificate form and written guidance. PPL suggests that the form include a check-box to confirm that the physician, physician assistant, or nurse practitioner is licensed in Pennsylvania. PPL states that this information is required by 52 Pa. Code § 56.2, and that this

<sup>1</sup> Columbia filed a Letter in lieu of Comments stating that it already established its position through previously filed comments and through its participation in the working group. Columbia also notes that it generally agrees with and supports the Comments filed by EAP in this matter.

approach is a compromise to requiring medical professionals' license numbers. PPL Comments at 3.

CAUSE-PA states that it is generally supportive of the standardization of the medical certificate form and the written guidance. However, CAUSE-PA recommends adjustments to further improve the accessibility of the medical certificate process. First, CAUSE-PA recommends that the Commission require utilities to link the form and guidance on utilities' websites. CAUSE-PA notes that many customers are unaware of the Commission as a resource and will first look to utilities. CAUSE-PA also suggests that utilities be required to include clear and simple directions on their websites explaining how to submit a medical certificate form. In addition, CAUSE-PA requests that the Commission clarify that, in addition to the standard medical certificate form, utilities must accept any other written documents that include the required elements of a medical certificate as set forth in 52 Pa. Code § 56.113. In this regard, CAUSE-PA argues that the form should not be viewed as the only acceptable means to transmit a medical certificate. CAUSE-PA Comments at 4–6.

CAUSE-PA provided recommended amendments to the standard medical certificate form and guidance in Appendices A and B to its Comments. CAUSE-PA notes that requesting a license number on the form could have a chilling effect on the ability of medically vulnerable consumers to prevent imminent termination. CAUSE-PA recommends, however, changing the term "affliction" to "medical condition" on the form and adding the word "utility" in front of the word "account" to clarify that this is not a medical account number. CAUSE-PA also suggests adding check-boxes to indicate whether the length of the medical condition is shorter or longer than 30 days so that the medical professional only provides the estimated duration if it is shorter than 30 days, which is the maximum duration for a medical certificate. CAUSE-PA further suggests that the Commission add its logo to the form and name it "Medical Certificate." As for the guidance document, CAUSE-PA suggests describing, *inter alia*, the process for obtaining and submitting a medical certificate and referencing the new standard form in the guidance. CAUSE-PA also notes that both the the form and guidance should be provided in multiple languages. CAUSE-PA Comments at 6–11, Appendices A and B.

HELP: MLP notes that medical professionals often decline medical certificates due to a misunderstanding of the purpose or the time involved in obtaining and completing the forms. Thus, HELP: MLP commends the Commission for creating a standard form. Like CAUSE-PA, however, HELP: MLP requests that the Commission change "affliction" to "condition" on the form because "condition" is more in line with the statute and "affliction" implies something more severe than what the statute requires. HELP: MLP also notes that the term "condition" is more comfortable for medical professionals. Additionally, while HELP: MLP agrees that the form should be posted on the Commission's website, it urges the Commission to make the standard form available on utility websites since that is where customers will naturally look for the form. Further, HELP: MLP asks the Commission to make clear that the medical certificate form is not necessary to prevent utility termination. HELP: MLP Comments at 2.

Duquesne states that it does not oppose the Commission's proposal to develop a standardized form for medical certificates that includes the five elements required by Chapter 14 of the Public Utility Code. While Duquesne

notes that requiring a medical practitioner's license number may reduce fraudulent certificates, it acknowledges, based on comments and the working group, that doctors prefer not to include a license number and that some medical systems prohibit this practice. Duquesne states that, if the requirement to include a license number truly presents a barrier to those in need of assistance, it will not oppose this change. Duquesne asks that the Commission revisit the issue in the future if utilities begin to see an increased incident in potentially fraudulent use of medical certificates. Duquesne Comments at 3.

Additionally, Duquesne requests clarification regarding how medical certificates are to be received. Duquesne claims that the Tentative Order suggests that medical certificates can be provided to the utility directly by a customer or medical office, while the consumer and medical professional guidance in Appendix B seems to suggest that the medical professional must contact the utility directly. Duquesne states that the Commission should allow the customer to receive the certificate and submit it directly to the utility. Duquesne argues that medical offices are busy and may forget to submit a certificate on time, and that allowing a customer to submit the certificate reduces the risk that the customer will lose service. Further, Duquesne asks the Commission to revise language in Appendix B stating that a medical professional can "call" the utility. Duquesne avers that this language is misleading since 52 Pa. Code § 56.113 states that medical certifications must be in writing. Duquesne Comments at 3-4.

The FirstEnergy Companies echo the requests of PGW, PECO, EAP, and PPL to require medical professionals to provide their license number on the medical certificate form. The FirstEnergy Companies explain that their additional recommendations include (1) that medical professionals be allowed to submit medical certificate information on letterhead, (2) that medical certificate forms not be posted online, and (3) that customers be allowed to obtain only a limited number of medical certificates while they continue to have an outstanding balance. The FirstEnergy Companies note that they have a number of high-balance accounts where customers obtain medical certificates and file informal and formal complaints to avoid termination while making few, if any, payments. The FirstEnergy Companies state that, in some cases, there may not be valid underlying medical conditions. The FirstEnergy Companies also claim that allowing access to certificates with relative ease reduces the incentive for the customer to engage with the utility to find a long-term solution to an arrearage or low-income assistance. As such, FirstEnergy Companies ask that the Commission adopt their recommendations, although they were not adopted in the Tentative Order. FirstEnergy Comments at 2.

#### *B. Disposition on Form of Medical Certificates*

First, with regard to the Standard Medical Certificate Form<sup>2</sup> (Form), we agree with CAUSE-PA's suggestion to clarify that the "Account Number" sought on the Form is the customer's "utility" account number. We will modify the Form accordingly. We note that the OCA is correct that a utility account number is not one of the five criteria for a medical certificate under 52 Pa. Code § 56.113. Nonetheless, providing the customer's utility account number on the Form may assist a utility in expediting the medical certificate. As such, we find value

<sup>2</sup> We agree with the suggestion to rename the proposed form for medical certifications for clarity. We will refer to this as the "Standard Medical Certificate Form." The document will be marked accordingly.



in maintaining this portion of the Form. We agree with the OCA, however, that a medical professional may not be able to readily obtain a customer's utility account number from the customer or otherwise. Therefore, in order to avoid any burden to medical professionals in the medical certificate process, we will state on the Form that providing the customer's utility account number is optional.

Additionally, we agree with CAUSE-PA and HELP: MLP that the Form should be modified with respect to the use of the term "affliction." The Commission's regulations at 52 Pa. Code § 56.2 refer to a "medical condition" in the definition of medical certificate, while the regulations at 52 Pa. Code § 56.113 refer to an "affliction" in listing the requirements for a medical certificate. We will include both terms on the Form to ensure that the Form reflects these regulations. We will also mirror this change in the Medical Certificate Guidance. Moreover, we disagree with CAUSE-PA that the portion of the Form addressing the duration of the medical condition or affliction should be modified. The regulations at 52 Pa. Code § 56.113 require information on the "anticipated length of the affliction," regardless of duration. Contrary to CAUSE-PA's assertion, the requirement must be included even when the duration is less than 30 days.

We also disagree with the suggestion to incorporate the Commission's logo on the Form. The Form is intended to serve as a resource and template for customers, medical professionals, and utilities in submitting and processing medical certificates. Adding the Commission's logo to the Form may create confusion by leading customers or medical professionals to submit the Form to the Commission, rather than the utility, which may result in unnecessary processing delays.

Moreover, we agree with PWSA, PECO, EAP, and PPL's recommendation that a medical professional's license number should be included on Form. PPL notes that the definition of "medical certificate" in the Commission's regulations at 52 Pa. Code § 56.2 provides, in part, that a medical certificate must be "signed by a *licensed* physician, nurse practitioner or physician assistant." (emphasis added). We note that, in Section 1403 of the Public Utility Code, the General Assembly defined a "medical certificate" as:

A written document, in a form approved by the commission:

- (1) certifying that a customer or member of the customer or member of the customer's household is seriously ill or has been diagnosed with a medical condition which requires the continuation of service to treat the medical condition; and
- (2) signed by a *licensed* physician, nurse practitioner or physician's assistant.

66 Pa.C.S. § 1403 (emphasis added). This definition includes two main elements for the written document and a signature from a "licensed" medical professional is one of those elements. We find that including a field for the license number on the Form is a lawful and reasonable way to give effect to all the words of the definition. See 1 Pa.C.S. § 1921(a) (every statute shall be construed to give effect to all its provisions). The inclusion of the license number on the Form will also prevent against fraud and misuse of the medical certificate process and, thereby, advance the General Assembly's policy goal of

protecting the interests of timely paying customers.<sup>3</sup> Thus, we will add a field to the Form for the license number of the physician, nurse practitioner, or physician's assistant. We will also reflect this change in the Medical Certificate Guidance.

Finally, with respect to the Form, we note that, while we strongly encourage use of the Form, it is not required. Pursuant to the Commission's regulations at 52 Pa. Code § 56.113, "[p]ublic utilities may develop a medical certificate form," but it "may not be mandatory." Consistent with the intent of the regulations to afford some flexibility in the medical certificate process, we will not require the use of the Form. The Form is a tool to help simplify the medical certificate process for customers, medical professionals, and utilities. Utilities continue to be required to accept medical certifications "in writing" that satisfy the definition of "medical certificate" and include all of the criteria set forth in 52 Pa. Code § 56.113. For example, with respect to the Form being signed by a licensed physician, nurse practitioner, or physician's assistant, the medical professional may submit a written document containing the required information on their own letterhead and a utility may find that the information is of sufficient detail to establish that the medical professional is licensed or that the communication allows the utility to easily verify that the medical professional is licensed. In this regard, we remind utilities that they must provide service in an efficient, safe, and reasonable manner in their review of medical certificates. We also remind utilities that they are expected to exercise sound judgement and utilize their discretion in addressing exigent circumstances affecting the health and safety of their customers.

Next, as it pertains to the Medical Certificate Guidance<sup>4</sup> (Guidance) for consumers and medical professionals, we agree with EAP, CAUSE-PA, and Duquesne that including additional information in the Guidance would be useful. As EAP suggests, we will modify the Guidance to emphasize the following statement earlier in the document: "You still have the responsibility to pay your current bills or your budget billing amount during the postponement and any renewal thereof." We also agree with EAP's suggestion to add the following statement to the Guidance: "Should you need further financial assistance beyond what is afforded by a medical certificate and available renewals, the Commission urges you to contact your utility. Your utility can evaluate your eligibility for additional assistance programs. Additional financial assistance may also be available through federal or state programs." In addition, we will add language to the Guidance directing customers to call Pennsylvania 211 or visit the Pennsylvania 211 website for additional assistance. Pennsylvania 211 provides free access to utility assistance, including payment assistance, shut-off suspension programs, payment plan negotiation assistance, and weatherization programs, as well as access to a number of other types of assistance. This language will help resolve the FirstEnergy Companies' concerns that the medical certificate process reduces the incentive for customers to engage with utilities to find long-term solutions or low-income assistance.

<sup>3</sup> In enacting Chapter 14 of the Public Utility Code, the General Assembly intended, in part, to protect responsible bill-paying customers from rate increases attributable to other customer's delinquencies. The General Assembly identified these concerns in its declaration of policy, observing that increasing amounts of unpaid bills threaten "timely paying customers" with higher rates, and that Chapter 14 is intended to provide "greater equity" among all customers. 66 Pa.C.S. § 1402(1)-(2). We are required to ascertain and effectuate the intention of the General Assembly in our construction of statutes. 1 Pa.C.S. § 1921(a).

<sup>4</sup> Like we did with the Standard Medical Certificate Form, we will rename the proposed guidance document as "Medical Certificate Guidance" for clarity. The document will be marked accordingly.



In addition, we will modify the Guidance to explain the medical certificate process generally to customers. CAUSE-PA suggests that the following language be added to the Guidance to address how to use a medical certificate:

1. Contact the utility and tell them you have a medical emergency, and that you are seeking a medical certificate.
2. Contact your medical provider and ask them to complete the medical certificate form. You can use the Public Utility Commission's standard medical certificate form, but it is not required. You can use a form provided by the utility or your medical provider can simply provide the required information (listed below) in writing.
3. You or your medical provider should fax or e-mail the form directly to the utility. Contact your utility to ask where the form should be sent.

We will adopt this language and most of the other suggestions for changes and additions to the Guidance reflected in Appendix B to CAUSE-PA's Comments.<sup>5</sup> We believe that these changes promote clarity in the Guidance and provide additional, relevant information to customers and medical professionals submitting medical certificates.

Lastly, with respect to the Medical Certificate Guidance, we agree with Duquesne that the following statement is confusing: "For a medical certificate to be accepted by the public utility, a physician, physician assistance, or nurse practitioner must *call* or write the public utility..." (emphasis added). The Commission's regulations require medical certificates to be in writing. 52 Pa. Code §§ 56.2, 56.113. Accordingly, we will modify the Guidance to state that a medical professional must provide the requisite information for a medical certificate in writing. We will also modify the Guidance to clarify that the medical professional need not always submit the medical certificate directly to the utility. Medical professionals may provide a medical certificate to the utility directly, or to the customer for the customer's submission of the medical certificate to the utility.

We are including the updated Standard Medical Certificate Form and the updated Medical Certificate Guidance for consumers and medical professionals in this Order as Appendices A and B, respectively. These documents will be posted on the Commission's website at [www.puc.pa.gov](http://www.puc.pa.gov), on the webpage for "Utility Assistance Programs." Spanish versions of these documents will also be posted on the Commission's website. Additionally, the Commission agrees with CAUSE-PA and HELP: MLP that utilities should make these documents available through their websites to promote accessibility. The Commission directs all public utilities to post links to the Standard Medical Certificate Form and Medical Certificate Guidance on their website. This link may direct customers to the Commission's webpage where the documents are posted or to the documents directly, as the utility deems appropriate.

<sup>5</sup> We will not adopt the following language as it is repetitive of statements already included in the Guidance: "You can renew your medical certificate twice regardless of payment, for a total of 90 days of protection from termination. If you pay your current charges or budget bill amount while protected from termination by a medical certificate, you may obtain additional medical certificates without limitation." We also will not adopt the proposed changes regarding the number of medical certificates in the Guidance. The Guidance is referring to circumstances in which one medical certificate has been granted and two renewals are permitted. See 52 Pa. Code § 56.114 ("the number of renewals for the customer's household is limited to two 30-day certifications filed for the same set of arrearages").

## II. Other Court Orders

In the Tentative Order, we maintained our prior position that, when presented with cases of domestic violence and PFAs, the Commission expects utilities to operate in good faith. We agreed that both utilities and the Commission should defer to groups with expertise in this area and, therefore, we declined to provide specific definitions for terms relevant to domestic violence. We noted that the Bureau of Consumer Services (BCS) has coordinated training for utilities with the Pennsylvania Coalition Against Domestic Violence (PCADV) in the past and will continue to do so. We encouraged utilities to contact their local PCADV for additional training. We also reminded utilities that they should consult with their in-house counsel and, if needed, experts, including PCADV, when presented with cases of domestic violence and PFAs or other court orders.

Additionally, we noted that Section 1417 of the Public Utility Code clearly states that Chapter 14 shall not apply to victims under a PFA. We agreed that PFAs, including those outside the Commonwealth, are entitled to the protections of the Commission's regulations at Chapter 56, Subchapters L—V. We noted that, non-PFA court orders or court orders issued by a court of competent jurisdiction "in this commonwealth" are included in the protections of Subchapters L—V, while non-PFA court orders outside the Commonwealth are not included in those protections. We explained that the amended Chapter 14 statutory section prohibits certain foreign non-PFA orders from being capable of providing the additional customer protections of Subchapters L—V.

### A. Comments on Other Court Orders

While PGW offered comments on medical certifications as discussed above and privacy guidelines as discussed below, PGW did not provide comments on court orders. See gen'l'y PGW Comments.

As it pertains to court orders, PPL claims that relying on outside agencies and utilities' in-house legal resources to address questions regarding Section 1417 of the Public Utility Code is not a workable alternative to the Commission providing rules. PPL notes that electric distribution companies (EDCs) could adopt inconsistent policies and practices if requirements are vague. PPL also argues that it is inefficient and resource-intensive for every court order to be reviewed by an EDC's in-house counsel and that inefficiencies may lead to delays in determining if a customer is entitled to domestic violence victim protection. PPL Comments at 3-4.

The OCA states that it supports the Commission's determination that Protection From Abuse orders (PFAs) are valid and enforceable and are entitled to the protections of the Commission's regulations at Chapter 56, Subchapters L—V. The OCA also notes that it supports the Commission's determination that PFAs issued outside the Commonwealth are entitled to the same protection. OCA Comments at 6-7.

PECO proposes to accept a wide range of domestic violence orders and commits to reviewing PFA orders in good faith. PECO argues that the Commission should have an accelerated review process to allow customers to obtain review in instances where a utility concludes that the customer has not presented clear evidence of domestic violence. Additionally, PECO states that it supports the Commission's position that non-PFA court orders issued outside the Commonwealth are not subject to protections under the regulations at Chapter 56, Subchapters L—V. In this regard, PECO notes that Chapter 14 of the Public

Utility Code identifies only two categories of orders for purposes of the domestic violence exemption: (1) PFAs, and (2) court orders issued by a court of competent jurisdiction in the Commonwealth. PECO Comments at 3-4.

EAP states that it supports the Commission's conclusions in the Tentative Order regarding utilities operating in good faith, PFAs being subject to Subchapters L—V of the Chapter 56 regulations, including non-PFA court orders in the Commonwealth in the protections of Subchapters L—V, and not including non-PFA court orders outside the Commonwealth in those protections. EAP Comments at 4.

CAUSE-PA notes that the domestic violence exemption is intentionally broad in recognition of the fact that not all victims of domestic violence are able to obtain a PFA. CAUSE-PA states that it supports the Commission's decision not to provide a formal definition of domestic violence and instead to refer utilities to seek technical assistance from experts. CAUSE-PA argues that utilities should consult with a professional if there are any questions around the dynamics of domestic violence and domestic violence victimization. CAUSE-PA also suggests that the definition of domestic violence may not be limited to the definition of "abuse" in the PFA Act because it would inappropriately restrict the applicability of the Chapter 14 exemption to only those who are able to obtain a PFA. CAUSE-PA Comments at 12-13.

Additionally, CAUSE-PA disagrees that other court orders, aside from PFAs, outside the Commonwealth are excluded from the Chapter 56 protections. CAUSE-PA notes that PCADV explained that court orders from other states can be authenticated by the Court of Common Pleas and that the PFA Act sets forth how to certify a PFA from another state. CAUSE-PA argues that, if a court order is recognized as effective and enforceable by a court of this Commonwealth, it becomes an order issued by a court of competent jurisdiction in this Commonwealth and is not prohibited from inclusion as an order that provides clear evidence of domestic violence. CAUSE-PA asks the Commission to recognize that orders outside the Commonwealth may gain effect through Pennsylvania courts and qualify for the exemption. CAUSE-PA Comments at 13-14.

CAUSE-PA also requests that the Commission adopt the additional processes identified in CAUSE-PA's prior comments, although these processes were not adopted in the Tentative Order. These processes include screening customers to identify whether they are victims of domestic violence, transferring victims to a CARES team with the utility that is highly trained on domestic violence issues, and encouraging utilities to invite staff from local domestic violence programs to participate in the utility's universal service advisory group. CAUSE-PA indicates that it agrees with the Commission's suggestion that utilities seek training in domestic violence, but argues that a single training is not sufficient. CAUSE-PA suggests that training occur at least annually. CAUSE-PA also notes that local domestic violence agencies vary and, therefore, suggests that utilities reach out to PCADV as a first step. CAUSE-PA further recommends that utilities provide cross-training to local domestic violence programs about programs that could help survivors of domestic violence. CAUSE-PA Comments at 14—17.

Moreover, CAUSE-PA reiterates recommendations from its prior comments regarding the handling and retention of sensitive documentation and information from victims of domestic violence. CAUSE-PA also notes that the Commission's current regulations offer significant protec-

tion for victims of domestic violence as being exempt from third party liability, including debt accrued by any third party. CAUSE-PA recommends that the Commission reinforce the third-party liability standards that apply to victims. CAUSE-PA Comments at 17-18.

While HELP: MLP offered comments on medical certificates as discussed above, it did not provide comments on other court orders. See gen'lly HELP: MLP Comments.

Duquesne claims that there is a lack of clarity regarding what orders constitute "other court orders." In this regard, Duquesne argues that utilities are not equipped and should not be required to be equipped to make judgements about what constitutes domestic violence or judgments on the validity of other court orders. Duquesne also argues that utilities' call center representatives are not qualified to read and interpret legal documents and that examining evidence of domestic violence in court documents is beyond the scope of in-house lawyers' knowledge and expertise. Duquesne asks the Commission to establish definitions, while also allowing room for utilities to exercise flexibility based on a customer's unique circumstances. Duquesne Comments at 4-5.

The FirstEnergy Companies state that they do not have any proposed changes related to other court orders. The FirstEnergy Companies note that Chapter 56 provides sufficient explanation regarding the protections that apply to victims of domestic violence. FirstEnergy Comments at 1.

#### B. *Disposition on Other Court Orders*

We note that the parties generally agree that the Commission has appropriately resolved questions regarding which orders are entitled to the protections of Chapter 56, Subchapters L—V of the Commission's regulations. The majority of the parties support the Commission's determination that PFAs, including those outside the Commonwealth, and non-PFA court orders or court orders issued by a court of competent jurisdiction "in this commonwealth" are entitled to these protections, while non-PFA court orders outside the Commonwealth are not. We disagree with CAUSE-PA that the statute somehow encompasses court orders originally issued outside of a court of competent jurisdiction in the Commonwealth. As PECO notes, Section 1417 of the Public Utility Code provides only two categories for the domestic violence exemption: (1) PFAs, and (2) court orders issued by a court of competent jurisdiction in the Commonwealth. 66 Pa.C.S. § 1417.

Additionally, we recognize that some parties ask the Commission to provide specific definitions related to domestic violence, while other parties ask the Commission to avoid restrictive definitions due to the intentionally broad nature of the domestic violence exemption in Section 1417 and argue that utilities should be afforded flexibility based on a customer's unique circumstances. Upon consideration of the totality of the comments, we continue to provide that the best option for utilities, with questions regarding domestic violence, within the parameters of Section 1417 is to consult with experts and expert organizations, such as the PCADV, for technical assistance. We wish to avoid narrow definitions of domestic violence since cases of domestic violence vary and may require consultation with experts. The Commission also seeks to afford utilities the flexibility necessary to apply the Section 1417 exemption to domestic violence victims and to avoid unnecessarily limiting application of the exemption.

We reiterate our expectation that utilities will operate in good faith when presented with cases of domestic violence. We continue to emphasize the need for utilities

to undertake regular training regarding domestic violence with local domestic violence agencies and PCADV. We note that training opportunities are not limited to these organizations. Other organizations, such as the Public Utility Law Project (PULP) or the Energy Association of Pennsylvania (EAP), may offer training resources. We agree with CAUSE-PA's suggestion that utilities should also offer cross-training to local domestic violence programs, PCADV, and other organizations about utility programs that could help survivors of domestic violence. We encourage utilities to offer such training. Consulting with experts on cases of domestic violence, engaging in regular domestic violence training, and developing a relationship with organizations like PCADV will allow utilities to learn from experts and resolve concerns that utilities need more information on the subject with respect to the Section 1417 exemption.

### III. Privacy Guidelines

In the Tentative Order, we explained that privacy guidelines are relevant to the Commission's regulations at 52 Pa. Code §§ 56.93, 56.333 regarding personal contact. We noted changes to two of these sections in the Final Rulemaking Order. We further noted that the Commission does not currently allow the release of a customer's telephone number for any purpose. We agreed that telephone numbers and e-mail addresses should not be shared with third parties absent express and clearly defined permission from the customer. Additionally, we proposed a separate and distinct notice for customers choosing to enroll in receiving electronic notifications at Sections 56.93 and 56.333. We stated that the notice should explain and inform the customer that enrolling is voluntary and that the purpose is to receive notification of a pending termination electronically and that consent should not be a check-box. We proposed that customers be able to revoke their consent at any time and by any clear means. We also proposed that utilities send a notice to all customers yearly reminding them to review their account information and the other electronic notifications the customer may have signed up to receive.

#### A. *Comments on Privacy Guidelines*

With regard to privacy guidelines, PGW agrees that there should be a separate notice for customers enrolled in electronic notifications and that the notice should explain that enrollment is voluntary and that the purpose is to receive notification of a pending termination electronically. PGW encourages the Commission to establish guidelines for customers to elect to receive all communications electronically. PGW recommends that customers be enrolled in electronic notifications online, by mail, or over the telephone. PGW suggests that online enrollment include a notice regarding voluntary election and revoking consent, while mail and telephone enrollment involve a notice sent by mail or electronically. PGW agrees that customers should be able to revoke their consent at any time by any clear means. PGW also agrees that utilities should send a yearly notice to all customers asking them to review their account information, including electronic notifications. PGW suggests using a bill insert or bill message, or electronic means if elected. Overall, PGW argues that the guidelines should allow customers to determine how they receive communications, with no preference for mail. PGW Comments at 3.

PPL proposes to add a separate option to its existing catalog of customer alerts. PPL states that customers who expressly consent to these types of notifications will receive electronic messages periodically as desired. PPL notes that it will also update its electronic communication consent form to inform customers that they are agreeing

to receive electronic communications, including electronic termination notices. When customers consent to electronic communications, PPL will use a separate and distinct pop-out box that fully explains that the consent includes electronic termination notices. The text will explain the purpose of electronic termination notices, that receiving these notices electronically is voluntary, and that the customer can cancel participation at any time. PPL states that it will provide clear choices to confirm the customer's decision, such as, "I Agree" or "I Disagree." PPL also states that it will include a notice once a year in its Connect customer newsletter advising all customers to review and confirm their electronic communication choices. PPL Comments at 5.

Additionally, PPL notes that it disagrees with comments that suggest electronic notification is inferior. PPL claims that it sees higher response rates with electronic communications and that data demonstrates that the most reliable way to reach customers is via email or text message. PPL also cites frequent mail delays and an unwillingness to answer calls from phone numbers that customers do not recognize as reasons for the use of emails or text messages to reach customers. PPL claims that the Commission's regulations make it harder for customers to choose to receive electronic notifications and argues that the Commission should encourage EDCs to use electronic communications more. PPL notes that, if barriers to sign up for electronic termination notices are too high, customers will not sign up and will not be able to receive important information in the manner most likely to reach them. PPL Comments at 5-6.

The OCA states that it supports the Commission's determination that customers' e-mail addresses and telephone numbers should not be shared with third parties absent express and clearly defined permission from the ratepayer. The OCA maintains that information provided by customers for personal contact should be treated as private information and should not be shared. The OCA also notes that it supports the use of a separate and distinct notice for ratepayers choosing to enroll in electronic notifications and that consent to receive such notification should not be a check-box. The OCA further states that it agrees that customers should be able to revoke consent at any time and by any clear means. Additionally, the OCA notes that it agrees that utilities should send a reminder to ratepayers on an annual basis so that they can review electronic notifications that they may have signed up to receive. OCA Comments at 7-9.

Like the OCA, PECO supports the position that e-mail addresses and telephone numbers should not be shared with third parties absent permission from customers. In this regard, PECO notes that the Commission's regulations provide specific guidance for maintaining the confidentiality of customer information. PECO also agrees that utilities should obtain customer consent before sending electronic notifications. However, PECO argues that utilities should have flexibility in the manner in which they are permitted to notify customers of the pending termination of service. PECO states that privacy guidelines should not be part of the Commission's regulations and that the Commission should not be overly prescriptive. PECO also argues that privacy guidelines should not go beyond those imposed by federal law and points out that the suggestion that a customer's consent cannot be a check-box goes beyond federal law. PECO also states that standalone consent to certain email communications is not necessary. PECO argues that utilities should be afforded flexibility to implement procedures based on their application processes, billing software, and online account management tools. Moreover, PECO notes that



customer consent to the use of electronic means does not expire. PECO argues that allowing customers to revoke consent at any time by any clear means is burdensome for utilities. For example, PECO states that piecemeal revocation of one type of communication, but not another, i.e., text message, but not email, is problematic. PECO argues instead that revocation be communicated by “any reasonable means.” Finally, PECO does not object to the proposal for utilities to send annual notices to customers to review their electronic notification preferences. PECO Comments at 5–8.

Like PECO, EAP argues that the guidelines, not prescriptive regulations, are the best path forward in a future where technology and privacy issues are evolving. Regarding customer enrollment and consent, EAP suggests that utilities clearly indicate when/where customers provide their email addresses or mobile phone number that they are agreeing to permit the utility to contact them via email or text message for all routine matters, including billing, newsletters, service outage notices, and termination. EAP notes that, as long as the information is clearly explained at that time, a separate notice of consent for electronic notification for termination is not necessary. EAP Comments at 5.

CAUSE-PA supports the general position that phone numbers and electronic contact information should not be subject to third party disclosure absent express and clearly defined permission. CAUSE-PA avers that additional clarity is necessary to safeguard personal identifiable information from disclosure. CAUSE-PA seeks a separate statewide proceeding on data privacy guidelines. CAUSE-PA questions the purpose for which information may be disclosed, the parameters placed on a third party once disclosed, issues regarding profit from disclosure, and disclosure to government agencies. CAUSE-PA argues that, while consent for disclosure may be warranted in certain narrow circumstances, consent should always be specific and time-limited, should fully appraise the customer of the nature and purpose of the disclosure and the entities that could access information, and should require the customers to “opt in,” rather than “opt out.” CAUSE-PA states that utilities should not be permitted to sell data to third parties even with consent. CAUSE-PA Comments at 20–23.

Additionally, CAUSE-PA supports the Commission’s proposal that utilities obtain consent for electronic notice of termination through a separate and distinct notice and that customers can revoke consent at any time by any clear means. CAUSE-PA, however, avers that additional clarity is needed to ensure that consumers consent to receiving electronic notice of termination. CAUSE-PA asks that the Commission establish a clear signatory process for consent and argues that utilities should be required to obtain consent in writing. CAUSE-PA suggests the use of a standard consent form by utilities and the use of a two-step authorization process. CAUSE-PA also suggests that the Commission issue guidance regarding the information required to be included in electronic notices of termination. Further, CAUSE-PA recommends that the Commission clarify what may be considered “clear means” to revoke consent and require utilities to affirmatively verify customers consent and update the customer’s contact information during any non-emergency point of contact. CAUSE-PA also recommends that the annual reminder notices from utilities be provided in March each year at the end of the winter moratorium on utility terminations. CAUSE-PA Comments at 20, 23–26.

While HELP: MLP offered comments on medical certificates as discussed above, it did not provide comments on privacy guidelines. See gen’ly HELP: MLP Comments.

Duquesne states that customers prefer electronic communications and that there are benefits to providing notice of termination by electronic means. For example, Duquesne notes that electronic communications allow a customer to be notified of a termination immediately so that the customers may rectify the situation more quickly. Duquesne also argues that electronic communication better protects a customer’s privacy because only the customer will see the notice. Additionally, Duquesne points to recent Commission action as supporting electronic communication. First, Duquesne argues that that the Commission’s move to electronic service on an opt-out basis for formal complaints due to the COVID-19 pandemic supports greater use of electronic communication. Second, Duquesne notes that the Commission recently approved petitions from Duquesne and PPL to provide the triennial Eligible Customers List update communication electronically to all customers who have provided an email address, rather than only those receiving an electronic bill, as previously allowed. Duquesne Comments at 6–8.

Moreover, regarding a separate and distinct notice for customers enrolling in electronic notifications, Duquesne argues that such notice is not necessary if a customer elects to receive all communications electronically. If the Commission nonetheless moves forward with its proposal, Duquesne suggests that a clearly marked check-box is sufficient. Further, Duquesne states that it is not opposed to allowing customers to revoke consent at any time by any clear means. Duquesne, however, does not support the requirement for utilities to send a notice to all customers on a yearly basis to remind them to review their account information and electronic notifications. Duquesne notes that customers who have opted into electronic billing receive and pay an electronic bill on a monthly basis and, therefore, further reminder is unnecessary. Duquesne asks that, if the Commission moves forward with its proposal, utilities be given flexibility in how to deliver the reminder notice via email or bill message, which would be less expensive or burdensome than a separate mailing. Duquesne Comments at 8-9.

The FirstEnergy Companies note that they do not currently utilize electronic messaging to customers during the service disconnection process, although they may do so in the future. The FirstEnergy Companies suggest that utilities be allowed to use an electronic-message-preference management tool to enable customers to choose which messages to receive electronically. The FirstEnergy Companies note that customers would have the option to receive some messages by traditional means and others electronically and to adjust their preferences at any time such that there is no need for a reminder each year. FirstEnergy Comments at 2.

#### *B. Disposition on Privacy Guidelines*

Initially, we note that Section 1406 of the Public Utility Code mentions “the commission’s privacy guidelines” only in the context of notices of termination of service and, specifically, e-mail, text message, and other electronic messaging format for termination notices. 66 Pa.C.S. § 1406(b)(1)(ii)(C). Thus, the scope of this proceeding is limited to creating privacy guidelines pertaining solely to electronic termination notices. We decline to address privacy issues related to other types of electronic notices, and we reject the parties’ requests to create privacy guidelines for enrollment, consent, and other issues related to non-termination notices in this proceeding. The



Privacy Guidelines set forth herein are limited to electronic termination notices consistent with Section 1406.

Moreover, we agree with PECO and EAP that the Commission should use guidelines, not regulations, to address privacy issues. We previously explained that the General Assembly referred to “guidelines,” rather than regulations, in Section 1406 and referenced approval “by commission order.” 66 Pa.C.S. § 1406(b)(1)(ii)(C); see Final Implementation Order at 56. Therefore, guidelines are the appropriate vehicle to address privacy issues related to electronic termination notices. Further, we agree that any guidelines should not be overly prescriptive, given ever-changing technology.

With respect to the Privacy Guidelines, all parties generally agree that telephone numbers, e-mail addresses, and other electronic contact information should not be shared with third parties without customer permission. Accordingly, we reiterate that utilities should not share telephone numbers or e-mail addresses with third parties absent express and clearly defined permission from customers. We agree with CAUSE-PA that customers should be notified of the nature and purpose of the disclosure. Additionally, we find that the Commission’s regulations for electricity generation and natural gas supply customer choice are instructive here with respect to customer “opt-in” versus “opt-out” provisions. See 52 Pa. Code §§ 54.8, 62.78(a). Consistent with these regulations, utilities should provide customers with a convenient method of notifying the utility of their desire to restrict the release of a telephone number or e-mail address.

With regard to consent for electronic termination notices, we disagree with some parties’ claims that enrollment in other types of electronic communications or the provision of a customer’s email address to a utility generally are sufficient to serve as consent for electronic termination notices. We remind the parties that Section 1406 of the Public Utility Code requires that, “[i]n the case of electronic notification only, the customer must affirmatively consent to be contacted using a specific electronic messaging format for purpose of termination.” 66 Pa.C.S. § 1406(b)(1)(ii)(D). Therefore, a separate and distinct consent notice is appropriate for electronic termination notices. The consent notice should state that the purpose of the consent is to receive electronic termination notices, that receiving electronic termination notices is voluntary, and that the customer may revoke consent at any time by any clear means. We note that most parties support customers’ ability to revoke consent at any time by any clear means.

We also agree with PECO that utilities should be afforded flexibility in determining the method of obtaining customer consent based on the capabilities of the utility, including their application process, billing software, and online management tools. We note, however, that, since the electronic notifications pertain to termination of service, consent is of great importance. As such, we strongly encourage utilities to avoid the use of a check-box to obtain consent. The Commission believes that a more robust form of consent will benefit both customers and utilities. For instance, using more than a check-box may help ensure that customers are aware of their election and limit the number of complaints filed against utilities regarding a lack of notice for termination.

Finally, we maintain that utilities should send a notice to customers on an annual basis to remind them to review whether they elected to receive electronic termination notices. We recognize that some parties claim that

this requirement is not necessary or is duplicative. We find, however, that this reminder to customers is important, at least at the outset, to ensure that customers receive termination notices in the manner of their choice. This reminder notice would also prompt customers to update any out-of-date telephone numbers or e-mail addresses. We note that we may revisit this requirement after some time has passed so that we can further evaluate whether the reminder notice is beneficial. In addition, we agree with PGW and Duquesne that utilities should be afforded an option regarding how to send the reminder notice to customers. At a minimum, however, utilities should provide the reminder notice using a customer’s preferred method of contact, if designated. The Commission also finds that a bill insert or bill message would be most appropriate in addition to a customer’s designated preferred method of contact. Further, we agree with CAUSE-PA that utilities should send reminder notices to customers in the first quarter of the year, noting that reminder notices are helpful to customers prior to the conclusion of the winter moratorium on utility service terminations. We encourage utilities to utilize this approach.

The Privacy Guidelines relevant to Section 1416 of the Public Utility Code and Sections 56.93 and 56.333 of the Commission’s regulations are included in this Order as Appendix C. As noted earlier, the Privacy Guidelines are intended to serve as an evolving document that may be revised when changes in technology occur in the future.

#### Conclusion

We again thank the stakeholders for their participation in this proceeding and for their helpful assistance during the collaborative process. Upon consideration of the comments filed by the stakeholders in response to the Tentative Order and for the reasons set forth herein, the Commission hereby issues this Order on the form of medical certificates, other court orders related to domestic violence, and privacy guidelines; *Therefore,*

#### *It Is Ordered That:*

1. The Commission hereby adopts the Standard Medical Certificate Form, Medical Certificate Guidance, and Privacy Guidelines, attached as Appendices A, B, and C respectively, and as set forth herein.
2. The Standard Medical Certificate Form and Medical Certificate Guidance, attached as Appendix A and B respectively, shall be posted on the Commission’s website, [www.puc.pa.gov](http://www.puc.pa.gov), on the webpage for “Utility Assistance Programs” along with Spanish versions of the documents.
3. All public utilities shall post links to the Standard Medical Certificate Form and Medical Certificate Guidance, attached as Appendices A and B respectively, on their websites.
4. The Law Bureau shall deposit this Order and Appendices A, B, and C with the Legislative Reference Bureau to be published in the *Pennsylvania Bulletin*.
5. A copy of this Order and Appendices A, B, and C shall be posted on the Commission’s website, [www.puc.pa.gov](http://www.puc.pa.gov).
6. The Secretary shall serve this Order and Appendices A, B, and C on all parties that submitted comments at Docket No. L-2015-2508421.
7. The proceeding at Docket No. L-2015-2508421 be marked closed.

ROSEMARY CHIAVETTA,  
*Secretary*

ORDER ADOPTED: December 16, 2021

ORDER ENTERED: January 5, 2022

**Appendix A  
STANDARD MEDICAL CERTIFICATE FORM**

To Be Completed By The Physician, Nurse Practitioner, or Physician's Assistant

Name of the customer or applicant in whose name the utility account is or will be registered:
Utility account number (optional):
Address of the customer or applicant in whose name the utility account is or will be registered:  Name and address of patient if different from the customer or applicant above:  Relationship of patient to customer or applicant if patient is different from the customer or applicant above:
Anticipated length of the affliction/medical condition:
Printed name of the Physician, Nurse Practitioner, or Physician's Assistant:
License number of the Physician, Nurse Practitioner, or Physician's Assistant:
Office address and Office Phone number of the Physician, Nurse Practitioner, or Physician's Assistant:
Signature (or E-signature) of the Physician, Nurse Practitioner, or Physician's Assistant and the Date signed:

**Appendix B**

**Medical Certificate Guidance**

*Guidance for Consumers:*

If you are behind on your utility bills, you may be able to avoid shutoff or obtain restoration of public utility service if there is a medical emergency in your household. A medical emergency exists if you or a member of your household are seriously ill or have a medical condition that will be worsened if you do not have public utility service.

To use a medical certificate to avoid termination or restore service, you or someone in your household must be a customer of the public utility. After your service is terminated or discontinued, you remain a customer of a public utility for 30 days. After 30 days have passed, the public utility considers you to be an applicant for new services. Once you revert to applicant status you are no longer a customer, and your medical certificate may not be enough to restore service. A payment may be required with the medical certificate in that case.

Below are steps for consumers regarding how to obtain a medical certificate and how to use a medical certificate:

1. Contact the utility and tell them you have a medical emergency, and that you are seeking a medical certificate.

2. Contact your medical professional and ask them to complete the medical certificate form. You can use the Public Utility Commission's Standard Medical Certificate Form, but it is not required. You can use a form provided by the utility or your medical professional can simply provide the required information (listed below) in writing.

3. You or your medical professional should fax or e-mail the form directly to the utility. Contact your utility to ask where the form should be sent.

A licensed physician, nurse practitioner, or physician's assistant must sign the medical certificate and include their license number on the medical certificate. The following information from the licensed physician, physician assistant, or a nurse practitioner is required in writing on a medical certificate:

1. The name and address of the customer or applicant in whose name the account is registered.

2. The name and address of the afflicted person/person with medical condition and the relationship to the customer or applicant.

3. The anticipated length of the affliction/medical condition.

4. The name, office address, and telephone number of the certifying physician, physician assistant, or nurse practitioner.

5. Signature of the certifying physician, physician assistant, or nurse practitioner.

Once a medical certificate is accepted by a public utility, a pending shutoff must be postponed for a maximum of 30 days. The shutoff can then be postponed for a maximum of 30 days and renewed for additional 30-day periods. However, you still have the responsibility to pay your current bills or your budget billing amount during the postponement and any renewal thereof.

If your service has already been shut off, you may provide a medical certificate to the public utility to have service restored within 24 hours. If your service has been terminated for more than 30 days, you will revert to applicant status. A payment may be required with the medical certificate if you are an applicant seeking restoration and you still have an outstanding balance due.

A single medical certification will result in postponement or restoration of service for a maximum of 30 days. If you do not pay your current bills or budget bill amount, the utility is not required to accept more than two medical certification renewals.

Should you need further financial assistance beyond what is afforded by a medical certificate and available renewals, the Commission urges you to contact your utility. Your utility can evaluate your eligibility for additional assistance programs. Additional financial assistance may also be available through federal or state programs. Please call Pennsylvania 211 by dialing "211" or visit <https://www.pa211.org/> for other types of assistance available.

#### *Guidance for Medical Professionals:*

Consumers may be able to avoid shutoff or obtain restoration of public utility service if there is a medical emergency in the household. A medical emergency exists if the consumer or a member of the consumer's household is seriously ill or has a medical condition that will be worsened if the consumer does not have utility service.

The determination of whether a medical condition qualifies for the purposes of this section resides entirely with the physician, nurse practitioner, or physician assistant and not with the public utility.

A single medical certificate will result in the postponement or restoration of service for a maximum of 30 days. Consumers have the responsibility to pay current bills or the budget billing amount during the postponement. The medical certificate can be renewed for additional 30-day periods.

Medical professionals may provide a medical certificate to the utility directly, or to the customer for the customer's submission to the utility. A licensed physician, nurse practitioner, or physician's assistant must sign the medical certificate and include their license number on the medical certificate. For a medical certificate to be accepted by the public utility, the licensed physician, physician assistant, or a nurse practitioner must provide in writing on the medical certificate:

1. The name and address of the customer or applicant in whose name the account is registered.

2. The name and address of the afflicted person/person with medical condition and the relationship to the customer or applicant.

3. The anticipated length of the affliction/medical condition.

4. The name, office address, and telephone number of the certifying physician, physician assistant, or nurse practitioner.

5. Signature of the certifying physician, physician assistant, or nurse practitioner.

This medical certificate information can be provided to a utility in any written format. The Public Utility Commission provides a Standard Medical Certificate Form on its website, [www.puc.pa.gov](http://www.puc.pa.gov). However, no particular form is required.

### **Appendix C**

#### **Privacy Guidelines Relevant to 66 Pa.C.S. § 1416 and 52 Pa. Code §§ 56.93, 56.333**

##### *Release of Customer Telephone Numbers and E-Mail Addresses:*

1. Public utilities should maintain the confidentiality of a customer's telephone number and e-mail address.

2. Public utilities should not release a customer's telephone number or e-mail address to a third party unless the customer has been notified of the intent.

3. Public utilities should not release a customer's telephone number or e-mail address to a third party absent express and clearly defined permission from the customer.

4. Public utilities should inform a customer of and provide the customer with a convenient method of notifying the utility of the customer's desire to restrict the release of a telephone number or e-mail address.

##### *Customer Consent to Electronic Notifications for Termination:*

5. Public utilities should provide a separate and distinct consent notice to a customer enrolling to receive electronic notifications for termination.

6. The consent notice for electronic notifications of termination provided to the customer should include statements informing the customer that:

a. The purpose of the consent is to receive electronic notifications of termination;

b. Receiving electronic notifications of termination is voluntary; and

c. The customer may revoke consent at any time by any clear means.

7. Public utilities may exercise discretion in determining the method of obtaining customer consent to electronic notifications of termination. The Commission, however, strongly encourages utilities to avoid the use of a check-box for this notice.

8. Public utilities should allow a customer to revoke consent to receive electronic notifications of termination at any time by any clear means.

*Reminder Notices regarding Electronic Notifications of Termination:*

9. Public utilities should send a notice to a customer on an annual basis to remind the customer to review whether the customer elected to receive electronic notifications of termination.

10. Public utilities may exercise discretion in determining how to send the annual reminder notice to a customer. Public utilities should, at a minimum, provide the reminder notice using a customer's preferred method of contact, if designated. The Commission encourages utilities to use a bill insert or bill message in addition to the customer's preferred method of contact.

11. The Commission encourages public utilities to send the annual reminder notice to a customer in the first quarter of the year prior to the conclusion of the winter moratorium on service terminations.

[Pa.B. Doc. No. 22-260. Filed for public inspection February 11, 2022, 9:00 a.m.]

**PHILADELPHIA  
PARKING AUTHORITY**

**Service of Notice of Motor Carrier Applications in the City of Philadelphia**

The following permanent authority applications to render service as common carriers in the City of Philadelphia have been filed with the Philadelphia Parking Authority's (PPA) Taxicab and Limousine Division (TLD). Formal protests must be filed in accordance with 52 Pa. Code Part II (relating to Philadelphia Parking Authority) with the TLD's Office of the Clerk, 2415 South Swanson Street, Philadelphia, PA 19148, no later than February 28, 2022. The nonrefundable protest filing fee is \$5,000 payable to the PPA by certified check or money order. The applications are available for inspection at the TLD between 9 a.m. and 4 p.m., Monday through Friday (contact TLD Director Christine Kirlin, Esq. at (215) 683-9653 to make an appointment) or may be inspected at the business addresses of the respective applicants or attorneys, or both.

**Doc. No. A-22-02-01. Dilwar Trans, Inc.** (14 South 40th Street, Philadelphia, PA 19104): An application for a medallion taxicab certificate of public convenience (CPC) to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

**Doc. No. A-22-02-02. Shapla Trans, Inc.** (783 Shelbourne Road, Upper Darby, PA 19082): An application for a medallion taxicab CPC to transport, as a common carrier, persons in taxicab service between points within the City of Philadelphia and from points in the City of Philadelphia to points in Pennsylvania, and return.

SCOTT PETRI,  
*Executive Director*

[Pa.B. Doc. No. 22-261. Filed for public inspection February 11, 2022, 9:00 a.m.]

**PUBLIC SCHOOL EMPLOYEES'  
RETIREMENT BOARD**

**Hearing Scheduled**

A hearing has been scheduled, as authorized by 24 Pa.C.S. Part IV (relating to Public School Employees' Retirement Code), in connection with the Public School Employees' Retirement System's (System) denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing examiner at the Public School Employees' Retirement System, 5 North Fifth Street, Harrisburg, PA 17101.

April 27, 2022	Account of Allen M. Hofknecht (Deceased) (Contested Death Benefit)	10 a.m.
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Persons with a disability who wish to attend the previously listed hearing and require an auxiliary aid, service or other accommodation to attend the proceeding should contact the Appeal Docket Clerk at (717) 720-4888 to discuss how the System may best accommodate their needs.

Parties may appear with or without counsel and offer relevant testimony or evidence to support their respective positions. The hearing will be held in accordance with the requirements of 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law). Under 22 Pa. Code § 201.1 (relating to applicability of general rules), procedural matters will be in conformance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure) unless specific exemption is granted.

TERRILL J. SANCHEZ,  
*Interim Executive Director*

[Pa.B. Doc. No. 22-262. Filed for public inspection February 11, 2022, 9:00 a.m.]

**STATE BOARD OF MEDICINE**

**Physician Assistant Review Process**

The State Board of Medicine (Board) hereby provides notice of its physician assistant written agreement review process. This notice is published to comply with section 13 of the Medical Practice Act of 1985 (act) (63 P.S. § 422.13), as amended by the act of October 7, 2021 (P.L. 418, No. 79) (Act 79 of 2021). Specifically, subsection (e)(7) directs the Board to submit the review process for the written agreements under subsection (e)(6) to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. Therefore, notice is hereby given that the written agreement review process used by the Board has been completed as follows, and is published on the Board's publicly available web site at <https://www.dos.pa.gov/ProfessionalLicensing/BoardsCommissions/Medicine>.

*Background and Purpose*

Section 13 of the act, as amended, helps physician assistants work and practice with increased efficiency in this Commonwealth and encourages physician assistants to stay and practice in this Commonwealth after graduating from their education program. Specifically, subsection (e)(6) allows a written agreement to be submitted to the



Board for filing before engaging in practice and is effective upon submission, as opposed to waiting for the previously required approval by the Board prior to practice.

Under the language of subsection (e)(6), the Board is responsible for conducting a full review of 10% of the written agreements submitted to the Board. That means that 90% of written agreements submitted to the Board are not fully reviewed; however, a cursory review is made of the 90% of the written agreements not subject to full review. This cursory review is made to ensure that both parties to the written agreement are actively licensed in the Commonwealth, that the physician assistant has complied with the malpractice insurance requirement and that the supervising physician is not responsible for more than six physician assistants. Written agreements are effective upon submission.

#### *Description of the Written Agreement Review Process*

As previously stated, under section 13(e)(6) of the act, a 10% review of all written agreement applications submitted to the Board on or after the effective date of the act 2021, is required.

Consequently, 90% of written agreement applications received by the Board are not subject to full review. The written agreement review process for 90% of written agreement applications submitted to the Board is as follows:

1. Board staff checks to make sure that both parties to the written agreement, the physician and the physician assistant, have an active Pennsylvania license. If one or both parties do not have an active Pennsylvania license, a discrepancy notice is issued by Board staff.

2. Board staff checks the number of physician assistants the supervising physician currently supervises to assure compliance with the limitation in section 13(e), as amended. If the supervising physician is responsible for more than six physician assistants and has not requested approval from the Board to supervise more than six physician assistants, Board staff will process the written agreement application and forward the written agreement on to the Department of State, Professional Compliance Office for further action, if appropriate. If the written agreement application is submitted with a request for the physician assistant to supervise more than six physician assistants, the request is placed on the Board's next agenda for review.

3. Board staff checks the certificate of insurance or letter of intention from the insurance company to ensure that the physician assistant meets the malpractice insurance requirement set forth in section 36(f) of the act (63 P.S. § 422.36(f)). If the proof of insurance provided with the written agreement application does not meet the malpractice insurance requirements, Board staff processes the written agreement application and forwards the written agreement to the Department of State, Professional Compliance Office for further action, if appropriate.

Under section 13(e)(6) of the act, 10% of written agreement applications received by the Board are subject to full review and are effective upon submission. The written agreement review process for 10% of written agreement applications submitted to the Board is as follows:

1. Board staff randomly reviews every tenth written agreement application.

2. Board staff checks to make sure that both parties to the agreement, the physician and the physician assistant, have an active Pennsylvania license. If one or both parties do not have an active Pennsylvania license, a discrepancy notice is issued by the Board.

3. Board staff checks the number of physician assistants the supervising physician currently supervises to assure compliance with the limitation in section 13(e), as amended. If the supervising physician is responsible for more than six physician assistants and has not requested approval from the Board to supervise more than six physician assistants, Board staff issues a discrepancy notice.

4. Board staff checks that the written agreement meets the following criteria, as required under section 13(e)(1)—(4) of the act:

a. The written agreement identifies and is signed by the primary supervising physician.

b. The written agreement describes the physician assistant's scope of practice.

c. The written agreement describes the nature and degree of supervision the primary supervising physician will provide to the physician assistant.

d. The written agreement is prepared and submitted by the primary supervising physician, physician assistant or a delegate of the supervising physician and physician assistant.

If the written agreement does not meet the requirements outlined in 4(a)—(d), Board staff sends a discrepancy notice to the supervising physician and physician assistant indicating that the written agreement application is subject to the 10% review. Within that discrepancy notice, Board staff provides the list of items that need to be remedied within the written agreement and a notification that the parties have 2 weeks to respond to the discrepancy notice. If the parties do not respond to the discrepancy notice within 2 weeks, the written agreement is void and the application status will be changed to expired. The physician assistant and supervising physician must submit an entirely new written agreement. The new written agreement is effective upon submission and is subject to 10% review.

If a response to the discrepancy is received by the Board outside of the 2-week period, a second discrepancy notice will be sent to the parties indicating that the response is outside of the 2-week period and informing the parties that a new written agreement application must be submitted.

MARK B. WOODLAND, MD,  
*Chairperson*

[Pa.B. Doc. No. 22-263. Filed for public inspection February 11, 2022, 9:00 a.m.]

## STATE BOARD OF OSTEOPATHIC MEDICINE

### Physician Assistant Review Process

The State Board of Osteopathic Medicine (Board) hereby provides notice of its physician assistant written

agreement review process. This notice is published to comply with section 10(g) of the Osteopathic Medicine Practice Act (act) (63 P.S. § 271.10(g)) as amended by the act of October 7, 2021 (P.L. 412, No. 78) (Act 78 of 2021). Specifically, paragraph (g)(3) directs the Board to submit the review process for the written agreements under paragraph (g)(2) to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*. Therefore, notice is hereby given that the written agreement review process used by the Board has been completed as follows and is published on the Board's publicly available web site at <https://www.dos.pa.gov/ProfessionalLicensing/BoardsCommissions/OsteopathicMedicine>.

#### *Background and Purpose*

Section 10(g) of the act, as amended, helps physician assistants work and practice with increased efficiency in this Commonwealth and encourages physician assistants to stay and practice in this Commonwealth after graduating from their education program. Specifically, paragraph (g)(2) allows a written agreement to be submitted to the Board for filing before engaging in practice and is effective upon submission, as opposed to waiting for the previously required approval by the Board prior to practice.

Under the language of paragraph (g)(2), the Board is responsible for conducting a full review of 10% of the written agreements submitted to the Board. That means that 90% of written agreements submitted to the Board are not fully reviewed; however, a cursory review is made of the 90% of the written agreements that are not subject to full review. This cursory review is made to ensure that both parties to the written agreement are actively licensed in the Commonwealth, that the physician assistant has complied with the malpractice insurance requirement and that the supervising physician is not responsible for more than six physician assistants. Written agreements are effective upon submission.

#### *Description of the Written Agreement Review Process*

As previously stated, under section 10(g)(2) of the act, a 10% review of all written agreement applications submitted to the Board or after the effective date of the act is required.

Consequently, 90% of written agreement applications received by the Board are not subject to full review. The written agreement review process for 90% of written agreement applications submitted to the Board is as follows:

1. Board staff checks to make sure that both parties to the written agreement, the physician and the physician assistant, have an active Pennsylvania license. If one or both parties do not have an active Pennsylvania license, a discrepancy notice is issued by Board staff.
2. Board staff checks the number of physician assistants the supervising physician currently supervises to assure compliance with section 10(g)(4) of the act. If the supervising physician is responsible for more than six physician assistants and has not requested approval from the Board to supervise more than six physician assistants, Board staff will process the written agreement application and forward the written agreement on to the Department of State's Professional Compliance Office for

further action, if appropriate. If the written agreement application is submitted with a request for the physician assistant to supervise more than six physician assistants, the request is placed on the Board's next agenda for review.

3. Board staff checks the certificate of insurance or letter of intention from the insurance company to ensure that the physician assistant meets the malpractice insurance requirement in section 10(g.3) of the act. If the proof of insurance provided with the written agreement application does not meet the malpractice insurance requirements, Board staff processes the written agreement application and forwards the written agreement to the Department of State's Professional Compliance Office for further action, if appropriate.

Under section 10(g)(2) of the act, 10% of written agreement applications received by the Board are subject to full review and are effective upon submission. The written agreement review process for 10% of written agreement applications submitted to the Board is as follows:

1. Board staff randomly reviews every tenth written agreement application.
2. Board staff checks to make sure that both parties to the agreement, the physician and the physician assistant, have an active Pennsylvania license. If one or both parties do not have an active Pennsylvania license, a discrepancy notice is issued by the Board.
3. Board staff checks the number of physician assistants the supervising physician currently supervises to assure compliance with section 10(g)(4) of the act. If the supervising physician is responsible for more than six physician assistants and has not requested approval from the Board to supervise more than six physician assistants, Board staff issues a discrepancy notice.
4. Board staff checks that the written agreement meets the following criteria, as required under section 10(g)(1) and (g.4) of the act:
  - a. The written agreement identifies and is signed by the primary supervising physician.
  - b. The written agreement describes the physician assistant's scope of practice.
  - c. The written agreement describes the nature and degree of supervision the primary supervising physician will provide to the physician assistant.
  - d. The written agreement is prepared and submitted by the primary supervising physician, physician assistant or a delegate of the supervising physician and physician assistant.

If the written agreement does not meet the requirements outlined in 4(a)—(d), Board staff sends a discrepancy notice to the supervising physician and physician assistant indicating that the written agreement application is subject to the 10% review. Within that discrepancy notice, Board staff provides the list of items that need to be remedied within the written agreement and a notification that the parties have 2 weeks to respond to the discrepancy notice. If the parties do not respond to the discrepancy notice within 2 weeks, the written agreement is void and the application status will be changed to expired. The physician assistant and supervising physician must then submit an entirely new written agreement. The new written agreement is effective upon submission and is subject to 10% review.

If a response to the discrepancy notice is received by the Board outside of the 2-week period, a second discrepancy notice will be sent to the parties indicating that the response is outside of the 2-week period and informing the parties that a new written agreement application must be submitted.

WILLIAM SWALLOW, DO,  
*Chairperson*

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