

# PENNSYLVANIA BULLETIN

Volume 53  
Saturday, September 2, 2023 • Harrisburg, PA  
Number 35  
Pages 5487—5606

## Agencies in this issue

The Courts  
Capitol Preservation Committee  
Department of Agriculture  
Department of Banking and Securities  
Department of Community and Economic  
Development  
Department of Environmental Protection  
Department of Health  
Department of Labor and Industry  
Department of Revenue  
Environmental Quality Board  
Executive Board  
Fish and Boat Commission  
Health Care Cost Containment Council  
Insurance Department  
Patient Safety Authority  
Pennsylvania Public Utility Commission  
Professional Standards and Practices  
Commission  
State Conservation Commission  
State Employees' Retirement Board  
State Ethics Commission  
**Detailed list of contents appears inside.**



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

**No. 586, September 2023**

CUT ON DOTTED LINES AND ENCLOSE IN AN ENVELOPE

**CHANGE NOTICE/NEW SUBSCRIPTION**

If information on mailing label is incorrect, please email changes to [info@pabulletin.com](mailto:info@pabulletin.com) or mail to:

FRY COMMUNICATIONS, INC.  
Attn: *Pennsylvania Bulletin*  
800 W. Church Rd.  
Mechanicsburg, PA 17055-3198

CUSTOMER NUMBER (6 digit number above name on mailing label)

NAME OF INDIVIDUAL

OFFICE NAME—TITLE

ADDRESS (Number and Street)

(City) (State) (Zip Code)

TYPE OR PRINT LEGIBLY

**PENNSYLVANIA**



**BULLETIN**

(ISSN 0162-2137)

The *Pennsylvania Bulletin* is published weekly by Fry Communications, Inc. for the Commonwealth of Pennsylvania, Legislative Reference Bureau, 641 Main Capitol Building, Harrisburg, Pennsylvania 17120, under the policy supervision and direction of the Joint Committee on Documents under 45 Pa.C.S. Part II (relating to publication and effectiveness of Commonwealth documents). The subscription rate is \$87.00 per year, postpaid to points in the United States. Individual copies are \$2.50. Checks for subscriptions and individual copies should be made payable to "*Fry Communications, Inc.*" Periodicals postage paid at Harrisburg, Pennsylvania.

Postmaster send address changes to:

FRY COMMUNICATIONS, Inc.  
Attn: *Pennsylvania Bulletin*  
800 West Church Road  
Mechanicsburg, Pennsylvania 17055-3198  
(717) 766-0211 ext. 2340  
(800) 334-1429 ext. 2340 (toll free, out-of-State)  
(800) 524-3232 ext. 2340 (toll free, in State)

Orders for subscriptions and other circulation matters should be sent to:

Fry Communications, Inc.  
Attn: *Pennsylvania Bulletin*  
800 West Church Road  
Mechanicsburg, Pennsylvania 17055-3198

Copyright © 2023 Commonwealth of Pennsylvania

Editorial preparation, composition, printing and distribution of the *Pennsylvania Bulletin* is effected on behalf of the Commonwealth of Pennsylvania by FRY COMMUNICATIONS, Inc., 800 West Church Road, Mechanicsburg, Pennsylvania 17055-3198.

# CONTENTS

## THE COURTS

### LOCAL COURT RULES

#### Washington County

Adoption of local rules of civil procedure L-200.1;  
No. 2023-1 ..... 5496

## EXECUTIVE AND INDEPENDENT AGENCIES

### CAPITOL PRESERVATION COMMITTEE

#### Notices

Request for proposals (2 documents) ..... 5513

### DEPARTMENT OF AGRICULTURE

#### Notices

Fiscal Year 2023-2024 annual plan for awarding grants under the Pennsylvania Agricultural Fair Act ..... 5513

### DEPARTMENT OF BANKING AND SECURITIES

#### Notices

Actions on applications ..... 5514

### DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT

#### Notices

Rocket Cloud, Inc. v. Commonwealth of Pennsylvania, Department of Community and Economic Development, doc. No. DCED-2023-0004 ..... 5515

### DEPARTMENT OF ENVIRONMENTAL PROTECTION

#### Notices

Aggregate Advisory Board meeting; date change for the August 2, 2023, meeting ..... 5576  
Applications, actions and special notices ..... 5515  
Availability of technical guidance ..... 5576  
Food Recovery Infrastructure Grant Awards under the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101 ..... 5577

### DEPARTMENT OF HEALTH

#### Notices

Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; public meetings ..... 5580  
Long-term care nursing facilities; requests for exception ..... 5580

### DEPARTMENT OF LABOR AND INDUSTRY

#### Notices

Unemployment compensation; relief from charges ... 5581

### DEPARTMENT OF REVENUE

#### Notices

Pennsylvania Monster Money fast play game 5209 ..... 5581  
Pennsylvania Spooky Skeleton fast play game 5208 ..... 5587  
Pennsylvania Witch Way fast play game 5207 ..... 5594

### ENVIRONMENTAL QUALITY BOARD

#### Notices

Meeting cancellation ..... 5600

### EXECUTIVE BOARD

#### Statements of Policy

Reorganization of the Department of Environmental Protection ..... 5509  
Reorganization of the Department of General Services ..... 5509

### FISH AND BOAT COMMISSION

#### Proposed Rulemaking

Boating; special regulations counties ..... 5507  
Fishing; special fishing regulations (2 documents) ..... 5497, 5504  
Boating; operator provided equipment; special regulations counties ..... 5505

### HEALTH CARE COST CONTAINMENT COUNCIL

#### Notices

Meeting scheduled ..... 5601

### INSURANCE DEPARTMENT

#### Notices

Appeal of Tracie M. Hoffman under the Quality Health Care Accountability and Protection Article; Highmark Wholesale; doc. No. HC23-08-036 ..... 5601  
Application for designation as a reciprocal reinsurer ..... 5601  
Highmark Choice Company (HGHM-133773873); individual HMO—grandfathered filing; rate filing ..... 5601

### PATIENT SAFETY AUTHORITY

#### Notices

Public meeting ..... 5602

### PENNSYLVANIA UTILITY COMMISSION

#### Notices

2023 review of all jurisdictional fixed utilities' universal service programs; doc. number M-2023-3038944 ..... 5602  
Service of notice of motor carrier applications ..... 5603  
Transfer by sale ..... 5604

### PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

#### Statements of Policy

Pennsylvania model code of ethics for educators—statement of policy ..... 5512

### STATE CONSERVATION COMMISSION

#### Notices

Action on odor management plans for concentrated animal operations and concentrated animal feeding operations and volunteers complying with the Commonwealth's Facility Odor Management Program ..... 5604

---

Available Online at <http://www.pacodeandbulletin.gov>

---

5490

**STATE EMPLOYEES' RETIREMENT BOARD**

**Notices**

Hearing scheduled . . . . . 5606

**STATE ETHICS COMMISSION**

**Notices**

Public meeting; Easton . . . . . 5606

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

## *Pennsylvania Bulletin*

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

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

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

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

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

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

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

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

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

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

## ***Pennsylvania Code***

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

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

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

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

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

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

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

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

The *Pennsylvania Bulletin* is available at [www.pacodeandbulletin.gov](http://www.pacodeandbulletin.gov).

**Subscription Information: (717) 766-0211  
General Information and Finding Aids: (717) 783-1530**

### Printing Format

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

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

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

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

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

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

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

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

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

### Fiscal Notes

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

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

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

### Reproduction, Dissemination or Publication of Information

Third parties may not take information from the *Pennsylvania Code* and *Pennsylvania Bulletin* and reproduce, disseminate or publish information except as provided by 1 Pa. Code § 3.44:

#### § 3.44. General permission to reproduce content of *Code* and *Bulletin*.

Information published under this part, which information includes, but is not limited to, cross references, tables of cases, notes of decisions, tables of contents, indexes, source notes, authority notes, numerical lists and codification guides, other than the actual text of rules or regulations may be reproduced only with the written consent of the [Legislative Reference] Bureau. The information which appears on the same leaf with the text of a rule or regulation, however, may be incidentally reproduced in connection with the reproduction of the rule or regulation, if the reproduction is for the private use of a subscriber and not for resale. There are no other restrictions on the reproduction of information published under this part, and the Commonwealth hereby consents to a reproduction.



# List of Pa. Code Chapters Affected

The following numerical guide is a list of the chapters of each title of the *Pennsylvania Code* affected by documents published in the *Pennsylvania Bulletin* during 2023.

## 4 Pa. Code (Administration)

### Adopted Rules

1	930
5	596, 930, 1156, 2688, 3531
6	7, 704, 2688, 3534, 3536, 3539, 3542, 3545, 3547
7	705, 821, 3550, 4955
7a	7, 3550
93	3082
95	3082
97	3082
99	3082
101	3082
103	3082
105	3082

### Statements of Policy

1	3976
9	611, 1177, 1511, 1946, 2738, 2834, 2966, 3200, 3829, 4425, 5509
66	3833

## 12 Pa. Code (Commerce, Trade and Local Government)

### Adopted Rules

145	830
-----	-----

## 16 Pa. Code (Community Affairs)

### Adopted Rules

41	3188
----	------

## 22 Pa. Code (Education)

### Statements of Policy

238	5512
-----	------

## 25 Pa. Code (Environmental Protection)

### Adopted Rules

77	5159
92a	3309
93	3311
109	333, 943
121	465, 2418
129	465
218	3324
225	4977
227	4977
227a	4977
228	4977
901	830
903	830

### Proposed Rules

1021	3193
------	------

## 28 Pa. Code (Health and Safety)

### Adopted Rules

1113	1275
1141	1275
1141a	1275
1151	1275
1151a	1275
1161	1275
1161a	1275
1171	1275

1171a	1275
1181	1275
1181a	1275
1191	1275
1191a	1275
1211	1275
1211a	1275
1230	1275
1230a	1275

### Statements of Policy

1171a	1179
-------	------

## 31 Pa. Code (Insurance)

### Proposed Rules

89	2046
----	------

## 34 Pa. Code (Labor and Industry)

### Proposed Rules

123	2165
-----	------

## 37 Pa. Code (Law)

### Proposed Rules

301	2590
-----	------

### Statements of Policy

281	5003
471	20

## 40 Pa. Code (Liquor)

### Adopted Rules

13	501
----	-----

### Proposed Rules

5	2735, 3577
15	3111
17	3111

## 49 Pa. Code (Professional and Vocational Standards)

### Adopted Rules

16	14, 2961
17	14
18	16, 713, 2961
19	370
25	2963

### Proposed Rules

5	4420
23	2306
45	2316, 2830

### Statements of Policy

21	1806
----	------

## 55 Pa. Code (Human Services)

### Adopted Rules

1101	376
------	-----

### Proposed Rules

15	2169
----	------

### Statements of Policy

1101	3704
------	------

**58 Pa. Code (Recreation)**

**Adopted Rules**

63 ..... 4408  
 65 ..... 1385  
 131 ..... 1668  
 133 ..... 3084  
 135 ..... 1668, 3085  
 137 ..... 3088  
 139 ..... 3090, 3100  
 141 ..... 1669, 3103, 3105  
 143 ..... 3106  
 147 ..... 1670, 3109  
 625b ..... 4409  
 627b ..... 4409  
 629b ..... 4409  
 631b ..... 1671  
 635b ..... 1671  
 651b ..... 4409

**Proposed Rules**

63 ..... 2048  
 65 ..... 5497, 5504  
 93 ..... 1176, 1679  
 97 ..... 5505  
 107 ..... 5179  
 111 ..... 5179, 5180, 5505, 5507  
 133 ..... 1680  
 135 ..... 1932  
 137 ..... 1938  
 139 ..... 1681, 1690  
 141 ..... 1692  
 143 ..... 1940, 5001  
 147 ..... 1695

**201 Pa. Code (Rules of Judicial Administration)**

**Adopted Rules**

19 ..... 2560

**Proposed Rules**

1 ..... 4361  
 3 ..... 4361  
 5 ..... 4361  
 6 ..... 4361  
 7 ..... 4361  
 19 ..... 4361  
 40 ..... 4361

**204 Pa. Code (Judicial System General Provisions)**

**Adopted Rules**

33 ..... 1394  
 81 ..... 2162, 4385  
 83 ..... 4385, 4405  
 209 ..... 2693  
 213 ..... 2035, 2702  
 303 ..... 5361  
 303a ..... 5361  
 307 ..... 5470  
 307a ..... 5470  
 311 ..... 5475

**Proposed Rules**

81 ..... 5275  
 303a ..... 125  
 307 ..... 256  
 307a ..... 256  
 311 ..... 260, 321

**207 Pa. Code (Judicial Conduct)**

**Adopted Rules**

1 ..... 2039

**210 Pa. Code (Appellate Procedure)**

**Adopted Rules**

3 ..... 2940  
 5 ..... 2940  
 9 ..... 2940  
 69 ..... 1397, 3553

**Proposed Rules**

1 ..... 4962  
 9 ..... 4962  
 21 ..... 2725  
 23 ..... 2725

**225 Pa. Code (Rules of Evidence)**

**Adopted Rules**

Art. II ..... 1051

**Proposed Rules**

Art. VI ..... 4964

**231 Pa. Code (Rules of Civil Procedure)**

**Adopted Rules**

200 ..... 322, 5105, 5108  
 1500 ..... 5108  
 1915 ..... 824  
 1920 ..... 1161  
 Part II ..... 1052, 3305

**Proposed Rules**

200 ..... 1160  
 1910 ..... 3400  
 1915 ..... 2560, 3696  
 Part II ..... 5113

**234 Pa. Code (Rules of Criminal Procedure)**

**Adopted Rules**

1 ..... 1053  
 3 ..... 3403  
 4 ..... 3403  
 7 ..... 3403

**Proposed Rules**

1 ..... 1790, 3553  
 4 ..... 3818  
 5 ..... 3553  
 6 ..... 1660, 4966  
 7 ..... 3553  
 10 ..... 3818

**237 Pa. Code (Juvenile Rules)**

**Adopted Rules**

1 ..... 1055  
 11 ..... 1055, 1791  
 12 ..... 1791  
 13 ..... 1791  
 14 ..... 1791  
 15 ..... 1791  
 16 ..... 1791

**Proposed Rules**

1 ..... 2582  
 11 ..... 2039, 2582  
 14 ..... 2582  
 15 ..... 2582  
 16 ..... 2582

**246 Pa. Code (Minor Court Civil Rules)**

**Adopted Rules**

200 ..... 1056  
 300 ..... 1057



**Proposed Rules**

100 .....	4361
200 .....	3822
500 .....	2947, 3822
1000 .....	2947
1200 .....	707

**249 Pa. Code (Philadelphia Rules)**

Unclassified .....	11, 1162, 1169, 1171, 4406
--------------------	----------------------------

**252 Pa. Code (Allegheny County Rules)**

Unclassified .....	2041
--------------------	------

**255 Pa. Code (Local Court Rules)**

Unclassified . . . .	11, 12, 322, 323, 324, 326, 464, 600, 601, 604, 608, 609, 610, 712, 827, 1060, 1061, 1064, 1398, 1509, 1664, 1665, 1800, 1804, 1928, 2045, 2162, 2292, 2296, 2297, 2304, 2416, 2829, 3076, 3079, 3080, 3186, 3306, 3413, 3572, 3573, 3575, 3702, 3825, 3826, 3828, 3968, 4406, 4970, 4971, 5122, 5158, 5276, 5278, 5496
----------------------	---

# THE COURTS

## Title 255—LOCAL COURT RULES

### WASHINGTON COUNTY

#### Adoption of Local Rules of Civil Procedure L-200.1; No. 2023-1

##### Administrative Order

*And Now*, this 26th day of May, 2023, having received approval from the appropriate Rules Committee pursuant to Pa.R.J.A. 103(d)(4), it is hereby *Ordered, Adjudged, and Decreed* that Washington County Local Rule of Civil Procedure L-200.1 is rescinded and the following Local Rule L-200.1 is hereby adopted, effective thirty (30) days after publication of this Order in the *Pennsylvania Bulletin*.

This *Order* shall be processed in accordance with Pa.R.J.A. 103(d)(5) and (6). The District Court Administrator is directed to:

1. Distribute copies of the adopted local rules to the Legislative Reference Bureau for publication in the *Pennsylvania Bulletin*;
2. File one (1) copy with the Administrative Office of Pennsylvania Courts;
3. Publish the local rules on the Court's website within thirty (30) days of the effective date; and
4. Cause a copy hereof to be published in the *Washington County Reports* once a week for two (2) successive weeks at the expense of the County of Washington.

*By the Court*

JOHN F. DiSALLE,  
*President Judge*

##### Rule L-200.1. Assignment of Cases.

(1) The President Judge annually shall assign civil case types to the judges of the Court by Administrative Regulation. The Administrative Regulations shall be available by hard copy in the Office of the Court Administrator and at [www.washingtoncourts.us](http://www.washingtoncourts.us).

(a) The Court Administrator shall assign cases to judges according to the method that the President Judge orders from time to time.

(i) All proceedings in a case after its assignment, including trial, will be scheduled and conducted by the assigned judge unless otherwise ordered by the Court.

(b) The President Judge or the Court Administrator shall have the authority to assign or reassign a case to a judge in the interest of the efficient administration of justice.

(c) The assignment process is to facilitate administrative control and to manage the flow of cases. All judges may hear any matter that properly comes before the Court.

(2) No one in the office of the Court Administrator may reveal to any person, other than a judge, the sequence in which cases are assigned, if such cases are assigned randomly, unless necessary to administer the case management system or as authorized by the Court.

(3) The Court may punish a person for contempt if the person causes or attempts to cause an employee of the Court to reveal the sequence in which cases are randomly assigned or to assign a case inconsistent with the direction of the Court.

(4) *Recusal.*

(a) A judge who intends to recuse on a matter must submit a recusal form to the President Judge.

(b) Upon approval of the recusal, the President Judge shall reassign the case to another judge in consultation with the Court Administrator.

(c) If the President Judge is the recusing judge, the commissioned judge with the greatest seniority as determined by Pa.R.J.A. 705 shall reassign the case in consultation with the Court Administrator.

(d) In the instance of a full bench recusal, the President Judge will request assignment of a judge in accordance with Pa.R.J.A. 701(C).

(5) *Related Cases. Consolidation.*

(a) When a determination is made that two cases are related, the case filed later will be assigned to the judge handling the lowest numbered (earlier filed) case, unless a determination is made that the efficient administration of justice requires otherwise.

(b) When cases involving common questions of law or fact are pending before different judges, a party may file a motion to consolidate the cases. The motion shall be filed in each case which the movant seeks to consolidate. The motion must be presented to and ruled upon by the judge assigned to the lowest numbered case. If cases assigned to different judges are consolidated, all cases will be assigned to the judge having the lowest numbered cases. Nothing shall prohibit the Court from consolidating a case on its own motion.

(6) *Remand.* A remanded case shall be assigned to the judge who previously presided over the case unless:

(a) the remand order directs otherwise; or

(b) the President Judge reassigns the case.

[Pa.B. Doc. No. 23-1173. Filed for public inspection September 1, 2023, 9:00 a.m.]

# PROPOSED RULEMAKING

## FISH AND BOAT COMMISSION

[ 58 PA. CODE CH. 65 ]

### Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) proposes to amend Chapter 65 (relating to special fishing regulations). The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The proposed amendment would implement miscellaneous special regulations in § 65.24 (relating to miscellaneous special regulations) on the 12 stream sections that would manage brown trout with catch and release regulations and maintain Commonwealth inland water regulations for all other species with all tackle types permitted, while continuing to stock these stream sections with rainbow trout at current rates and frequency.

#### A. *Effective Date*

This proposed rulemaking, if approved on final-form rulemaking, will go into effect January 1, 2024.

#### B. *Contact Person*

For further information on this proposed rulemaking, contact Renae Kluk Kiehl, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at [www.fishandboat.com](http://www.fishandboat.com).

#### C. *Statutory Authority*

The proposed amendment to § 65.24 is published under the statutory authority of section 2307(a) of the code (relating to waters limited to specific purposes).

#### D. *Purpose and Background*

The specific purpose and background of the proposed amendments are described in more detail under the summary of proposal.

#### E. *Summary of Proposal*

In the mid-2000's, productive stream sections were identified that supported high densities of wild brown trout and were being stocked by the Commission. Angler counts documented very high angler use of these stream sections in the early part of trout season, particularly on the opening day of the regular season for trout. As part of the Commission's Strategic Plan for Management of Trout Fisheries in Pennsylvania 2010—2014, Commission staff identified the need to resurvey the stream sections to determine if they supported Class A wild trout populations and designate appropriately. Inaccurate designation leads to inadequate water quality protection and inconsistent application of fisheries management strategies.

Between 2011 and 2015, biologists resurveyed 13 stream sections, and all were determined to support robust wild brown trout populations that qualified for Class A wild trout streams designation. In 2014, the Commission updated its Class A wild trout streams policy in § 57.8a (relating to Class A wild trout streams) to allow for rare circumstances in which Commission stocking could be considered and the new policy became effective January 1, 2015. Following that policy change, the ten stream sections were designated by the Commission as Class A wild trout streams in 2015 and stocking of trout continued. Three additional stocked trout water (STW) stream sections were designated Class A wild trout

streams by the Commission through January 2017, bringing the total number of Class A wild trout streams stocked by the Commission to 13.

Twelve of the 13 stream sections are managed under Commonwealth inland waters regulations in § 61.1 (relating to Commonwealth inland waters) which allow for the harvest of five trout per day, greater than or equal to 7 inches in length (combined species) from 8 a.m. on the opening day of the regular season for trout through Labor Day, catch and release from the day after Labor Day through the third Sunday in February (extended trout season) the following year, and closed to all fishing from the third Monday in February until 8 a.m. on the opening day of the regular season for trout. Yellow Creek, Section 05, is the remaining stream section and is managed with catch and release fly-fishing only regulations in § 65.14 (relating to catch and release fly-fishing only). All 13 of the stream sections are stocked with adult rainbow trout only by the Commission during both pre-season and in-season stocking periods, and 4 of the stream sections are also stocked in-season with fingerling rainbow trout only.

As part of the Commission's Strategic Plan for the Management of Trout Fisheries in Pennsylvania 2020—2024, Commission staff identified the need to collect updated biological and social data on these fisheries to inform future management of these stream sections. Deliverable tasks included: 1) by 2022, resurvey the wild brown trout populations and conduct angler use, harvest and opinion surveys to inform fisheries management of the 13 Class A stream sections stocked with trout; and 2) between 2022 and 2024, consider options and make recommendations to the Board of Commissioners to adjust current management if the data support alternate management to optimize these fisheries.

Commission staff resurveyed the wild brown trout populations in all 13 of the stream sections during summer 2021. Wild brown trout biomass ranged from 10 kg/ha at Little Lehigh Creek, Section 07, to 175 kg/ha at Yellow Creek, Section 05. Except for the four stream sections in the Lehigh Valley, all others supported a similar biomass in 2021 compared to the Class A qualifying surveys that were conducted between 2011 to 2015.

In addition to the brown trout population assessments, angler surveys (that is, counts and interviews with effort focused on opening day) were conducted at 11 of the 13 stream sections during 2021. A more in-depth assessment from the opening day of the regular season for trout (April 17, 2021) through Labor Day (September 6, 2021) was conducted on Bald Eagle Creek, Section 06, to evaluate angler use, catch, harvest and opinions. Yellow Creek, Section 05, was not included in the angler survey given that it is managed as a catch and release fishery open to year-round angling.

The angler assessments provided valuable insight regarding opinions needed to inform future management of these waters. The only management option in which most (57%) anglers were opposed was a stocking cessation. This result was not unexpected given that most anglers caught stocked rainbow trout, particularly on opening day, and this perceived sentiment was a driving factor in the continuance of stocking following Class A designation in 2015 through 2017.

On opening day of the 2021 trout season, 1,442 anglers were counted on the 12 stream sections during the 8 a.m.

angler use assessments. Angler use ranged from 10 anglers per mile (25th percentile) to 91 anglers per mile (95th percentile) with 8 waters at or above the 75th percentile, 3 in the 50th percentile, and 1 in the 25th percentile compared to Statewide opening day angler use data at STWs. Additionally, 866 anglers were interviewed over the course of the surveys. About one quarter (25%) of anglers indicated they harvest trout at least half the time. Approximately 49% of anglers indicated they harvest both wild brown trout and stocked rainbow trout, 4% of anglers usually only harvest wild brown trout and 47% of anglers usually only harvest stocked rainbow trout.

Anglers caught and harvested more stocked rainbow trout than wild brown trout. The catch and harvest of rainbow trout on Bald Eagle Creek, Section 06, was high over the course of the survey with nearly three times more the amount of adult rainbow trout caught than were stocked and an estimated 57% of the rainbow trout stocked into this stream section harvested by anglers. The catch and harvest of wild brown trout on Bald Eagle Creek, Section 06, was also high during the survey. Anglers caught just over 1.5 times more wild brown trout greater than or equal to 7 inches than were estimated to be present. Additionally, anglers harvested an estimated 23% of the wild brown trout population greater than or equal to 7 inches, of which over 35% of the trout were large (≥ 14 inches). Anglers were estimated to harvest 212 wild brown trout per mile, of which 74 per mile were greater than or equal to 14 inches. This represents a relatively high harvest of the wild brown trout population, particularly the large trout (≥ 14 inches) and suggests that harvest may be limiting the abundance and the size structure of the wild brown trout population in Bald Eagle Creek, Section 06.

When trout stocking occurs, it attracts substantially more harvest-oriented anglers. In Statewide surveys of the Commonwealth's stocked and wild trout streams in 2004 and 2005, Commission staff documented that stocked trout streams had greater than five times higher harvest rates than streams managed for wild trout without stocking. Given the similarities of Bald Eagle Creek, Section 06, to the 11 other Class A stream sections stocked with trout and managed with Commonwealth inland waters regulations, it is likely that similar harvest rates are occurring, and harvest is also precluding those wild brown trout fisheries from reaching their full potential and negatively impacting population size structure.

Most (66%) anglers interviewed indicated support for an alternate management approach that would require catch and release of brown trout while allowing for the continued harvest of rainbow trout under Commonwealth inland waters regulations. This would eliminate harvest mortality and could provide an opportunity for the wild brown trout population to expand, including large (≥ 14 inches) wild brown trout that are most desirable to anglers, while continuing to provide an opportunity for anglers to harvest stocked rainbow trout.

Given the wild brown trout population characteristics and estimated angler use, harvest and opinions determined during the recent assessment of the 12 stream sections managed as both Class A wild trout stream sections and STWs, staff propose implementing a miscellaneous special regulation (See § 65.24) on the 12 stream sections that would manage brown trout with catch and release regulations and maintain Commonwealth inland waters regulations for all other species with all tackle types permitted, while continuing to stock these stream sections with rainbow trout at current rates and frequency.

The Commission proposes that § 65.24 be amended to read as set forth in Annex A.

F. Paperwork

This proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

This proposed rulemaking will have no adverse fiscal impact on the Commonwealth or its political subdivisions.

H. Public Comments

Interested persons are invited to submit written comments, objections or suggestions about this proposed rulemaking 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 to RA-pfbcregulations@pa.gov. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

**Fiscal Note:** 48A-350. No fiscal impact; recommends adoption.

Annex A

TITLE 58. RECREATION

PART II. FISH AND BOAT COMMISSION

Subpart B. FISHING

CHAPTER 65. SPECIAL FISHING REGULATIONS

§ 65.24. Miscellaneous special regulations.

The following waters are subject to the following miscellaneous special regulations:

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Beaver	Hopewell Township Park Lake	Bass—15-inch minimum size limit and a 2 bass daily creel limit. Panfish (combined species): 10 fish daily creel limit. Use of live fish for bait is prohibited.

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
<b><u>Bedford</u></b>	<b><u>Yellow Creek, Section 04, from the confluence with Beaver Creek downstream to Red Bank Hill</u></b>	<p><b><u>All tackle types are permitted.</u></b>  <b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b>  <b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b>  <b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b>  <b><u>All species except trout—inland regulations apply. See § 61.1 (relating to Commonwealth inland waters).</u></b></p>
Blair, Huntingdon, Juniata, Mifflin and Perry	Juniata River and its tributaries	Rock bass—[ <b>Daily</b> ] <b>daily</b> creel limit is 10; open year-round; no minimum size limit.
Butler	Glade Run Lake	<p>All species except trout—[ <b>Catch</b> ] <b>catch</b> and release/no harvest; it is unlawful to take, kill or possess any fish except trout. All fish caught other than trout shall be immediately returned unharmed.  Trout—[ <b>Inland</b> ] <b>inland</b> regulations apply. See § 61.1 [ <b>(relating to Commonwealth inland waters)</b> ].</p>
<b><u>Carbon</u></b>	<b><u>Pohopoco Creek, Section 04, from the outlet of Beltzville Lake downstream to Hideaway Hunting and Fishing Club cable across creek</u></b>	<p><b><u>All tackle types are permitted.</u></b>  <b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b>  <b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b>  <b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b>  <b><u>All species except trout—inland regulations apply. See § 61.1.</u></b></p>



<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Centre	Bald Eagle Creek, from 0.38 mile upstream of Steel Hollow Run to 0.48 mile downstream of Steel Hollow Run	Open to fishing year-round. All tackle types are permitted. From June 15 through Labor Day—the daily creel limit for trout is three (combined species). Trout must be 9 inches in length to be killed or possessed. From the day after Labor Day through June 14, no trout may be killed or possessed. Inland regulations apply to all other species. This miscellaneous special regulation will remain in effect until further notice.
<u>Centre</u>	<u>Bald Eagle Creek, Section 06, from the confluence with Spring Creek downstream to the inlet of Sayers Lake near Boggs/Howard Township line</u>	<b><u>All tackle types are permitted.</u></b> <b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b> <b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b> <b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b> <b><u>All species except trout—inland regulations apply. See § 61.1.</u></b>
Centre	Foster Joseph Sayers Lake	Crappie—10 fish daily creel limit of which no more than 5 fish may be greater than or equal to 9 inches in length.
<u>Centre</u>	<u>Penns Creek, Section 02, from the State Road 45 bridge in Spring Mills downstream to the confluence with Elk Creek</u>	<b><u>All tackle types are permitted.</u></b> <b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b> <b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b> <b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b> <b><u>All species except trout—inland regulations apply. See § 61.1.</u></b>



<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Clarion	Beaver Creek Ponds	Closed to fishing from 12:01 a.m. January 1 to 12:01 a.m. the second Saturday in June of each year. Bass—15 inch minimum size limit and a 2 bass daily creel limit for the total project area. Panfish (combined species)—10 fish daily creel limit for the total project area. Other species [ - ]—inland regulations apply.
<b>Clinton</b>	<b><u>Fishing Creek, Sections 13 and 14, from the confluence with Cedar Run downstream to Country Club Road bridge in Mill Hall</u></b>	<p><b><u>All tackle types are permitted.</u></b></p> <p><b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b></p> <p><b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b></p> <p><b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b></p> <p><b><u>All species except trout—inland regulations apply. See § 61.1.</u></b></p>
Columbia and Northumberland	South Branch of Roaring Creek from the bridge on State Route 3008 at Bear Gap upstream to the bridge on State Route 42	This is a catch and release/no harvest fishery for all species. It is unlawful to take, kill or possess any fish. All fish caught shall be immediately returned unharmed.
* * * * *		
Huntingdon	Whipple Lake	All species except trout—catch and release/no harvest; it is unlawful to take, kill or possess any fish except trout. All fish caught other than trout must be immediately returned unharmed. Trout—inland regulations apply. See § 61.1. This miscellaneous special regulation will remain in effect until further notice.

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
<u>Lehigh</u>	<u>Little Lehigh Creek, Section 04, from the confluence with Spring Creek downstream to Wild Cherry Lane bridge</u>	<p>All tackle types are permitted.</p> <p><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></p> <p><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></p> <p><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></p> <p><u>All species except trout—inland regulations apply. See § 61.1.</u></p>
<u>Lehigh</u>	<u>Little Lehigh Creek, Section 07, from 0.25 mile upstream of Country Club Road bridge downstream to Fish Hatchery Road bridge</u>	<p>All tackle types are permitted.</p> <p><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></p> <p><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></p> <p><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></p> <p><u>All species except trout—inland regulations apply. See § 61.1.</u></p>
<u>Lehigh and Northampton</u>	<u>Monocacy Creek, Section 09, from Schoenersville Road bridge downstream to the confluence with Lehigh River</u>	<p>All tackle types are permitted.</p> <p><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></p> <p><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></p> <p><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></p> <p><u>All species except trout—inland regulations apply. See § 61.1.</u></p>

<i>County</i>	<i>Name of Water</i>	<i>Special Regulations</i>
Luzerne	Harveys Lake	During the period from the opening day of the regular season for trout through midnight the third Monday in February, the daily creel limit for trout (combined species) is 3, only one of which may exceed 18 inches in length. Warmwater/coolwater species, except as provided in this section—[ <b>Inland</b> ] <b>inland</b> regulations apply.
<b><u>Mifflin</u></b>	<b><u>Kishacoquillas Creek, Section 05, from 1.5 miles upstream of the confluence with Tea Creek downstream to the Penn Central Railroad bridge</u></b>	<p><b><u>All tackle types are permitted.</u></b></p> <p><b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b></p> <p><b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b></p> <p><b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b></p> <p><b><u>All species except trout—inland regulations apply. See § 61.1.</u></b></p>
Monroe and Pike	Delaware Water Gap National Recreation Area	The use of eel chutes, eelpots and fyke nets is prohibited. The taking of the following fishbait is prohibited: crayfish or crabs, mussels, clams and the nymphs, larva and pupae of all insects spending any part of their life cycle in the water. The taking, catching, killing and possession of any species of amphibians or reptiles within the boundaries of the Delaware Water Gap National Recreation Area is prohibited.
<b><u>Northampton</u></b>	<b><u>Martins Creek, Section 01, from the confluence of the East and West Branch of Martins Creek downstream to the outflow of the Bangor sewage treatment plant near unnamed tributary</u></b>	<p><b><u>All tackle types are permitted.</u></b></p> <p><b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b></p> <p><b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b></p> <p><b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b></p> <p><b><u>All species except trout—inland regulations apply. See § 61.1.</u></b></p>

County	Name of Water	Special Regulations
Northampton	Minsi Lake	All species except trout—catch and release/no harvest; it is unlawful to take, kill or possess any fish except trout. All fish caught other than trout must be immediately returned unharmed. Trout—inland regulations apply. See § 61.1. This miscellaneous special regulation will remain in effect until further notice.
<b>Northampton</b>	<b><u>Monocacy Creek, Section 08, from Illicks Mill Dam downstream to Schoenersville Road bridge</u></b>	<p><b><u>All tackle types are permitted.</u></b></p> <p><b><u>Brown trout—catch and release/no harvest; it is unlawful to take, kill or possess brown trout at any time.</u></b></p> <p><b><u>All other trout species—7 inches minimum size limit—5 trout daily limit (combined species) from 8 a.m. on the opening day of the regular season for trout to midnight on Labor Day. Catch and release/no harvest—it is unlawful to take, kill or possess any trout from 12:01 a.m. the day after Labor Day to midnight the third Sunday in February the following year.</u></b></p> <p><b><u>Closed to all fishing from 12:01 a.m. the third Monday in February until 8 a.m. on the opening day of the regular season for trout.</u></b></p> <p><b><u>All species except trout—inland regulations apply. See § 61.1.</u></b></p>
Somerset, Fayette, Westmoreland and Allegheny	Youghiogheny River from confluence with Casselman River downstream to the confluence with Ramcat Run Youghiogheny River from the pipeline crossing at the confluence with Lick Run downstream to the mouth of the river.	Trout (all species)—no closed season. Daily limit: opening day of the regular season for trout until Labor Day—5 trout per day; day after Labor Day to opening day of the regular season for trout of the following year—3 trout per day. Inland regulations apply to warmwater/coolwater species.
* * * * *		

[Pa.B. Doc. No. 23-1174. Filed for public inspection September 1, 2023, 9:00 a.m.]

## FISH AND BOAT COMMISSION

[ 58 PA. CODE CH. 65 ]

### Fishing; Special Fishing Regulations

The Fish and Boat Commission (Commission) proposes to amend Chapter 65 (relating to special fishing regulations). The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The proposed amendment updates and further clarifies language in § 65.26 (relating to extended trout season); specifically, proposed amendments apply to § 65.26(b).

#### A. Effective Date

This proposed rulemaking, if approved on final-form rulemaking, will go into effect upon publication in the *Pennsylvania Bulletin*.

#### B. Contact Person

For further information on this proposed rulemaking, contact Renae Kluk Kiehl, Esq., P.O. Box 67000, Harris-

burg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at [www.fishandboat.com](http://www.fishandboat.com).

#### C. Statutory Authority

The proposed amendment to § 65.26 is published under the statutory authority of sections 2102 and 2307 of the code (relating to rules and regulations; and waters limited to specific purposes).

#### D. Purpose and Background

The specific purpose and background of the proposed amendment is described in more detail under the summary of proposal.

#### E. Summary of Proposal

During a comprehensive review of permits associated with the Commission's Bureau of Fisheries programs and regulations, Commission staff identified an opportunity to update and further clarify language in § 65.26; specifically, the proposed amendments apply to § 65.26(b). The

intent is to align the permit for the application of extended season trout regulations to waters that are not stocked trout waters and the beginning of the extended closure period (third Monday in February), and to place the application review responsibility more appropriately on the bureau directly responsible for consideration, the Bureau of Fisheries. As the section is currently written, permits are valid into the extended season closure period, which is inconsistent with current seasons, sizes and creel limits applied to waters included in the Commission's Stocked Trout Waters Program.

The Commission proposes that § 65.26 be amended to read as set forth in Annex A.

F. *Paperwork*

This proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

This proposed rulemaking will have no adverse fiscal impact on the Commonwealth or its political subdivisions.

H. *Public Comments*

Interested persons are invited to submit written comments, objections or suggestions about this proposed rulemaking 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 to RA-pfbcregulations@pa.gov. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

**Fiscal Note:** 48A-351. No fiscal impact; recommends adoption.

**Annex A**

**TITLE 58. RECREATION**

**PART II. FISH AND BOAT COMMISSION**

**Subpart B. FISHING**

**CHAPTER 65. SPECIAL FISHING REGULATIONS**

§ **65.26. Extended trout season.**

\* \* \* \* \*

(b) *Waters not stocked trout waters.* The Executive Director **or designee** may grant a permit to apply extended trout regulations to waters that are not stocked trout waters upon written application of the owner or lessee of the lands on which the waters are located. **Applications must be made on forms provided by the Commission.** Applications will be reviewed to ensure that applying extended trout season regulations to the waters in question is consistent with the best appropriate fisheries management of the waters in question, and to ensure that approval of the application will have no adverse effect on the preservation and expansion of public fishing opportunities within this Commonwealth. Approval or disapproval of applications shall be subject to review under Chapter 51, Subchapter E (relating to

permit procedures). Permits for extended trout season on waters other than stocked trout waters will be valid until the last day of [ **February** ] **the extended trout season** of the 6th year after the year in which they are issued. [ **For example, a permit issued in June 1984 will expire on February 28, 1990.** ]

[Pa.B. Doc. No. 23-1175. Filed for public inspection September 1, 2023, 9:00 a.m.]

**FISH AND BOAT COMMISSION**

[ **58 PA. CODE CHS. 97 AND 111** ]

**Boating; Operator Provided Equipment; Special Regulations Counties**

The Fish and Boat Commission (Commission) proposes to amend Chapters 97 and 111 (relating to operator provided equipment; and special regulations counties). The Commission is publishing this proposed rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The proposed amendments update the Commission's regulations relating to personal floatation devices.

A. *Effective Date*

This proposed rulemaking, if approved on final-form rulemaking, will go into effect upon publication in the *Pennsylvania Bulletin*.

B. *Contact Person*

For further information on this proposed rulemaking, contact Renae Kluk Kiehl, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission's web site at [www.fishandboat.com](http://www.fishandboat.com).

C. *Statutory Authority*

The proposed amendment to § 97.1 (relating to personal flotation devices), is published under the statutory authority of section 5123 of the code (relating to general boating regulations). The proposed amendments to §§ 111.3, 111.20, 111.24, 111.26, 111.27, 111.32, 111.42, 111.43, 111.56, 111.62 and 111.65 are published under the statutory authority of section 5124 of the code (relating to particular areas of water).

D. *Purpose and Background*

The specific purpose and background of the proposed amendments are described in more detail under the summary of proposal.

E. *Summary of Proposal*

Over the past decade, paddleboarding has been gaining popularity. Paddleboards are now widely available, affordable and relatively easy to transport. Paddleboards resemble oversized surfboards and models are designed for use on various waterways and conditions. They are primarily operated by a person standing on the board using a paddle in a manner similar to a canoe. Paddleboards are frequently used on lakes and rivers throughout this Commonwealth.

On October 3, 2008, the United States Coast Guard (USCG) issued a determination that, when beyond the narrow limits of a swimming, surfing or bathing area, the



device known as a "paddleboard" is a vessel under 46 U.S.C. § 2101 (relating to general definitions). This classification means that no person may use a paddleboard unless in compliance with the Navigation Rules and applicable carriage requirements for this type of vessel. The Commission adopted the USCG's definition of paddleboard and associated life jacket carriage requirements in § 109.2 (relating to paddleboards and sailboards), effective January 1, 2015. This section states that a wearable life jacket must be carried on board for each person, "unless otherwise required to be worn in accordance with § 97.1 (relating to personal life jackets)." Commission staff recommend amendments to § 97.1 to provide clarification regarding life jacket wear requirements, since paddleboards are generally included with canoes and kayaks for recreational boating purposes. Commission staff also recommend amendments to incorporate paddleboards into Chapter 111 regulations for United States Army Corps of Engineers Pittsburgh District lakes where life jacket wear is required on boats less than 16 feet in length or any canoe, kayak or paddleboard.

The Commission proposes that §§ 97.1, 111.3, 111.20, 111.24, 111.26, 111.27, 111.32, 111.42, 111.43, 111.56, 111.62 and 111.65 be amended to read as set forth in Annex A.

F. Paperwork

This proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. Fiscal Impact

This proposed rulemaking will have no adverse fiscal impact on the Commonwealth or its political subdivisions.

H. Public Comments

Interested persons are invited to submit written comments, objections or suggestions about this proposed rulemaking 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 to RA-pfbc regulations@pa.gov. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER, Executive Director

**Fiscal Note:** 48A-349. No fiscal impact; recommends adoption.

Annex A

TITLE 58. RECREATION

PART II. FISH AND BOAT COMMISSION

Subpart C. BOATING

CHAPTER 97. OPERATOR PROVIDED EQUIPMENT

§ 97.1. Personal flotation devices.

\* \* \* \* \*

(h) Children 12 years of age and younger shall wear an approved wearable PFD while underway on any boat 20 feet or less in length and all canoes [ and ], kayaks and paddleboards. The operator of the watercraft violates this subsection if he does not cause a child 12 years of

age or younger to wear a PFD as required by this subsection.

(i) Beginning November 1 until midnight April 30 of the following year, a person shall wear a Coast Guard approved wearable PFD while underway or at anchor on boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

CHAPTER 111. SPECIAL REGULATIONS COUNTIES

§ 111.3. Armstrong County.

(a) Crooked Creek Lake.

\* \* \* \* \*

(5) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

\* \* \* \* \*

(c) Mahoning Creek Lake.

(1) The use of motors in excess of 10 horsepower is prohibited.

(2) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.20. Crawford County.

\* \* \* \* \*

(e) Woodcock Creek Lake.

\* \* \* \* \*

(4) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.24. Elk County.

East Branch Clarion River Lake—Elk State Park.

\* \* \* \* \*

(3) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.26. Fayette County.

Youghiogheny River Lake. Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.27. Forest County.

Tionesta Lake.

(1) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

(2) Boats are limited to slow, no wake speed upstream from the confluence of Little Piney Run.

§ 111.32. Indiana County.

(a) Conemaugh River Lake.

(1) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats



less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

\* \* \* \* \*

§ 111.42. McKean County.

*Allegheny River Reservoir (Kinzua Dam).*

\* \* \* \* \*

(2) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.43. Mercer County.

(a) *Shenango River Lake.*

\* \* \* \* \*

(5) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

\* \* \* \* \*

§ 111.56. Somerset County.

*Youghiogheny River Lake.*

(1) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

\* \* \* \* \*

§ 111.62. Warren County.

*Allegheny River Reservoir (Kinzua Dam).*

\* \* \* \* \*

(2) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

§ 111.65. Westmoreland County.

(a) *Conemaugh River Lake.*

(1) Persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

\* \* \* \* \*

(b) *Loyalhanna River Lake.* All persons shall wear a Coast Guard approved personal flotation device at all times when on board boats less than 16 feet in length or any canoe [ or ], kayak or paddleboard.

[Pa.B. Doc. No. 23-1176. Filed for public inspection September 1, 2023, 9:00 a.m.]

**FISH AND BOAT COMMISSION**

[ 58 PA. CODE CH. 111 ]

**Boating; Special Regulations Counties**

The Fish and Boat Commission (Commission) proposes to amend Chapter 111 (relating to special regulations counties). The Commission is publishing this proposed

rulemaking under the authority of 30 Pa.C.S. (relating to Fish and Boat Code) (code). The proposed amendment updates the Commission’s regulations pertaining to Susquehanna River, Lake Frederick, located in Dauphin County.

A. *Effective Date*

This proposed rulemaking, if approved on final-form rulemaking, will go into effect upon publication in the *Pennsylvania Bulletin*.

B. *Contact Person*

For further information on this proposed rulemaking, contact Renae Kluk Kiehl, Esq., P.O. Box 67000, Harrisburg, PA 17106-7000, (717) 705-7810. This proposed rulemaking is available on the Commission’s web site at [www.fishandboat.com](http://www.fishandboat.com).

C. *Statutory Authority*

The proposed amendment to § 111.22 (relating to Dauphin County) is published under the statutory authority of section 5124 of the code (relating to particular areas of water).

D. *Purpose and Background*

The specific purpose and background of the proposed amendment is described in more detail under the summary of proposal.

E. *Summary of Proposal*

A slow, no wake zone currently exists on a channel of the Susquehanna River downstream of Goldsboro, between Bashore Island and the west shore of the river in Dauphin County. This area was established to protect private cabins that existed on the west side of the island at the time. The island is owned by York Haven Power and the cabins were demolished in 2018-2019, so there is no need for the special slow, no wake restriction on this channel. The channel is generally shallow and weedy, which limits boating activity and speed of operation. Boats must still comply with § 103.3(a) (relating to restrictions for special areas), which states that “[b]oats are limited to slow, no wake speed when within 100 feet of the shoreline; docks; launching ramps; swimmers or downed skiers or other boat-towed watersports participants; persons wading in the water; anchored, moored, or drifting boats; floats, except for ski jumps and ski landing floats; or other areas so marked. This subsection does not apply in a zoned ski area or authorized ski return areas when those areas are found within the areas described in this subsection.”

The Commission proposes that § 111.22 be amended to read as set forth in Annex A.

F. *Paperwork*

This proposed rulemaking will not increase paperwork and will not create new paperwork requirements.

G. *Fiscal Impact*

This proposed rulemaking will have no adverse fiscal impact on the Commonwealth or its political subdivisions.

H. *Public Comments*

Interested persons are invited to submit written comments, objections or suggestions about this proposed rulemaking 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 to RA-pfbcregulations@pa.gov. Electronic comments submitted in any other manner will not be accepted.

TIMOTHY D. SCHAEFFER,  
*Executive Director*

**Fiscal Note:** 48A-348. No fiscal impact; recommends adoption.

**Annex A**  
**TITLE 58. RECREATION**  
**PART II. FISH AND BOAT COMMISSION**  
**Subpart C. BOATING**  
**CHAPTER 111. SPECIAL REGULATIONS**  
**COUNTIES**

§ 111.22. [ Dauphin County ] [ Reserved ].

[ *Susquehanna River, Lake Frederick. Boats are limited to slow, no wake speed between Bashore Island and the York County shoreline.* ]

[Pa.B. Doc. No. 23-1177. Filed for public inspection September 1, 2023, 9:00 a.m.]

# STATEMENTS OF POLICY

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

[ 4 PA. CODE CH. 9 ]

#### Reorganization of the Department of Environmental Protection

The Executive Board approved a reorganization of the Department of Environmental Protection effective August 18, 2023.

The organization chart at 53 Pa.B. 5510 (September 2, 2023) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 23-1178. Filed for public inspection September 1, 2023, 9:00 a.m.]

## Title 4—ADMINISTRATION

### PART II. EXECUTIVE BOARD

[ 4 PA. CODE CH. 9 ]

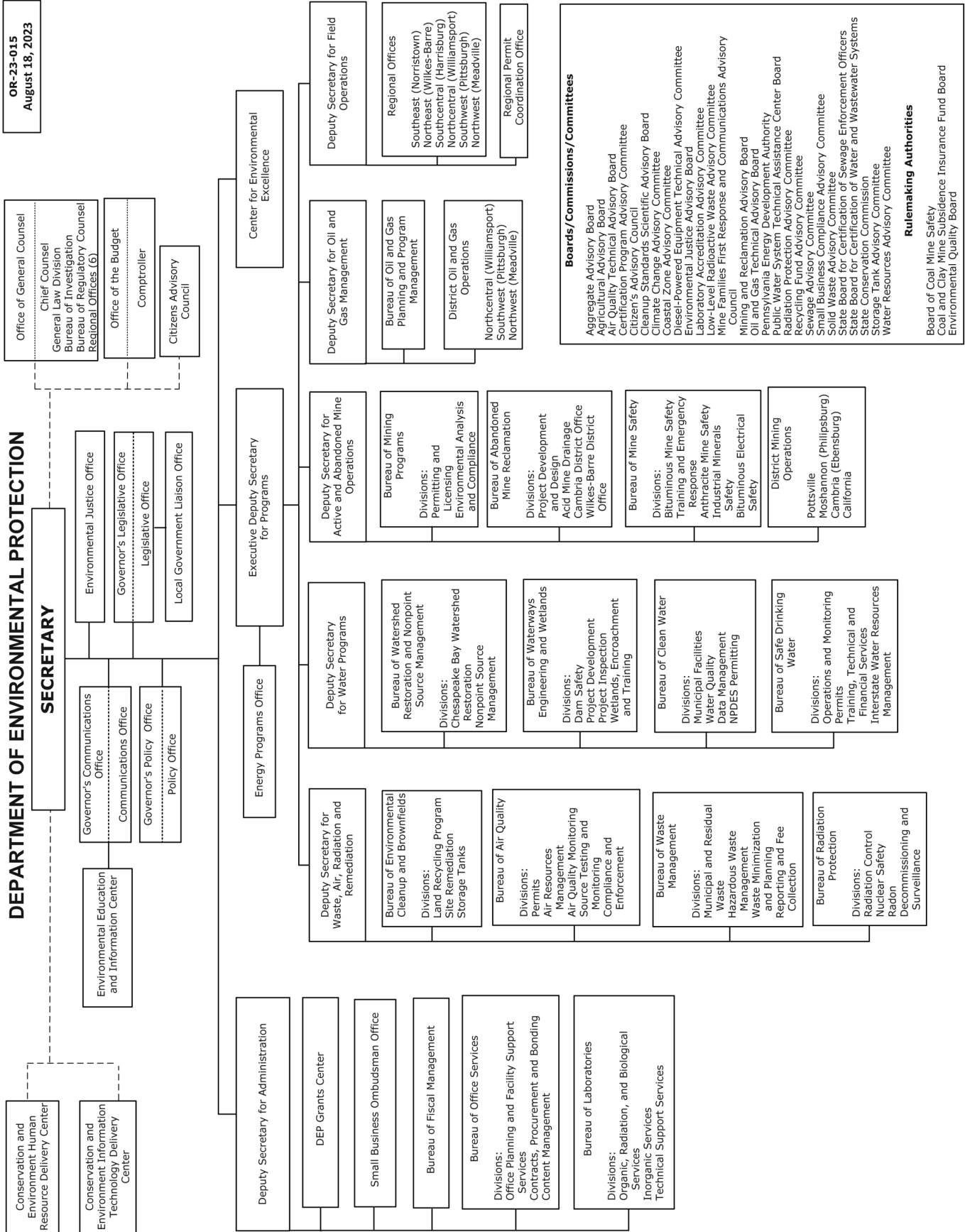
#### Reorganization of the Department of General Services

The Executive Board approved a reorganization of the Department of General Services effective August 18, 2023.

The organization chart at 53 Pa.B. 5511 (September 2, 2023) is published at the request of the Joint Committee on Documents under 1 Pa. Code § 3.1(a)(9) (relating to contents of *Code*).

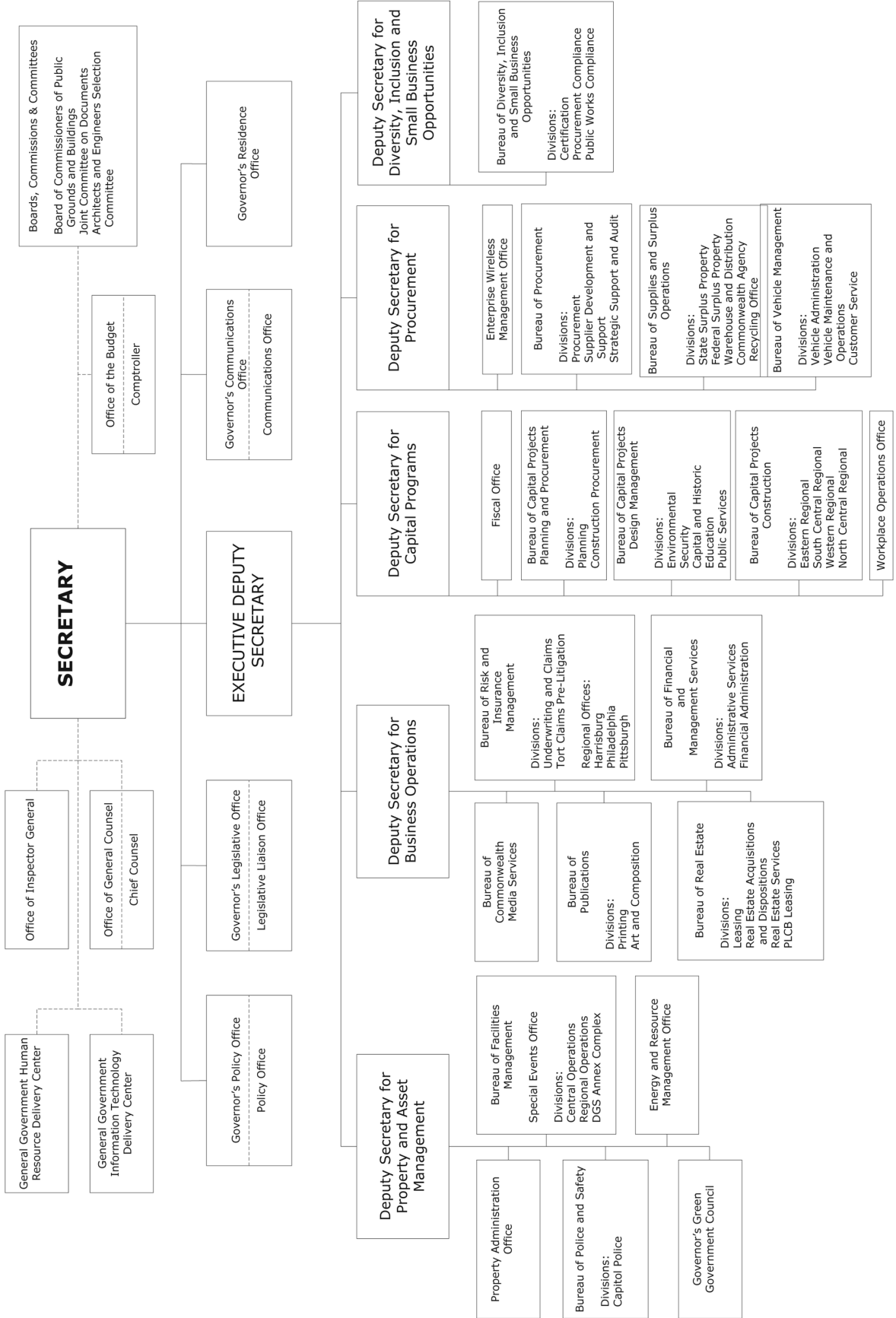
*(Editor's Note: The Joint Committee on Documents has found organization charts to be general and permanent in nature. This document meets the criteria of 45 Pa.C.S. § 702(7) (relating to contents of Pennsylvania Code) as a document general and permanent in nature which shall be codified in the Pennsylvania Code.)*

[Pa.B. Doc. No. 23-1179. Filed for public inspection September 1, 2023, 9:00 a.m.]



DEPARTMENT OF GENERAL SERVICES

OR-23-014  
August 18, 2023



## Title 22—EDUCATION

### PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

[ 22 PA. CODE CH. 238 ]

#### Pennsylvania Model Code of Ethics for Educators—Statement of Policy

##### *Statutory Authority*

This statement of policy is authorized by section 5(a)(12.2) of the Educator Discipline Act (act) (24 P.S. § 2070.5(a)(12.2)).

##### *Purpose and Background*

The Professional Standards and Practices Commission (PSPC) by this notice amends Chapter 238 to read as set forth in Annex A. This statement of policy adopts the Model Code of Ethics for Educators (MCEE) published by the National Association of State Directors of Teacher Education and Certification (NASDTEC) as the Pennsylvania Model Code of Ethics for Educators. This amendment is intended to ensure that this statement of policy reflects recent changes to the MCEE.

The PSPC is committed to providing leadership for improving the quality of education in this Commonwealth by establishing high standards for preparation, certification, practice and ethical conduct in the teaching profession.

Educators are often faced with “gray areas” where there is no clear “right” or “wrong” path. The MCEE, which was developed as a collaborative effort of NASDTEC and the National Council for the Advancement of Educator Ethics, is a guiding document to prepare educators to select the best course of action in ethical dilemmas in their practice and provides a basis for educator preparation, self-reflection and self-accountability.

Section 5(a)(12.2) of the act empowers the PSPC “[t]o develop outreach programs, professional development and courses designed to improve the quality of practice and ethical conduct in the teaching profession.” By formally adopting the MCEE as the Pennsylvania Model Code of Ethics for Educators and incorporating it into its outreach programs, the Commission intends to provide educators in this Commonwealth with a tool to help guide their decision-making and to promote an intentional emphasis on professional ethics in the teaching profession.

The MCEE was first released in 2015. In June 2023, NASDTEC published the MCEE 2nd Edition. While most of the content of the MCEE 2nd Edition is contained in the 2015 version, the MCEE 2nd Edition also contains several organizational and editorial changes. The fundamental principles underlying ethical practice in the teaching profession have not changed. This amendment updates the PSPC’s statement of policy so that it reflects the revised MCEE. The PSPC adopts the MCEE 2nd Edition because it reflects the PSPC’s own view of ethical practice and will keep the Commonwealth’s ethical standards consistent with the National standard.

##### *Fiscal Impact and Paperwork Requirements*

This statement of policy has no fiscal impact and imposes no additional reporting or paperwork requirements.

##### *Effective Date*

This statement of policy shall be effective immediately upon publication in the *Pennsylvania Bulletin*.

##### *Regulatory Review*

This statement of policy is not subject to the Regulatory Review Act (71 P.S. §§ 745.1—745.14). However, the PSPC adopted this statement of policy after consultation with interested representatives of the affected parties.

##### *Contact Person*

Questions or comments regarding this statement of policy should be directed to Shane Crosby, Executive Director, 333 Market Street, 14th Floor, Harrisburg, PA 17126, (717) 787-6576. This statement of policy is available on the PSPC’s web site at [www.pspc.education.pa.gov](http://www.pspc.education.pa.gov).

SHANE F. CROSBY,  
*Executive Director*

*(Editor’s Note:* Title 22 of the *Pennsylvania Code* is amended by amending § 238.1 to read as set forth in Annex A.)

**Fiscal Note:** 6-353. No fiscal impact; recommends adoption.

#### Annex A

### TITLE 22. EDUCATION

#### PART XIV. PROFESSIONAL STANDARDS AND PRACTICES COMMISSION

##### CHAPTER 238. PENNSYLVANIA MODEL CODE OF ETHICS FOR EDUCATORS—STATEMENT OF POLICY

#### § 238.1. Adoption of the Pennsylvania Model Code of Ethics for Educators—statement of policy.

The Professional Standards and Practices Commission (PSPC) adopts by reference the Model Code of Ethics for Educators, 2nd Edition, published by the National Association of State Directors of Teacher Education and Certification, as the Pennsylvania Model Code of Ethics for Educators. A copy of the publication may be obtained from the National Association of State Directors of Teacher Education and Certification, 1629 K Street NW, Suite 300, Washington, DC 20006, on the Internet web site of the National Association of State Directors of Teacher Education and Certification at [https://www.nasdtc.net/page/MCEE\\_Doc](https://www.nasdtc.net/page/MCEE_Doc), and on the Internet web site of the PSPC at <https://www.pspc.education.pa.gov>.

[Pa.B. Doc. No. 23-1180. Filed for public inspection September 1, 2023, 9:00 a.m.]



# NOTICES

## CAPITOL PRESERVATION COMMITTEE

### Request for Proposals

**CPC 22.186: South Capitol Park Hardscape Restoration.** This project involves the following: demolition of existing walks, construction of unit paver walk, construction of cobblestone gutter, repointing of existing granite cobblestones, repointing of existing granite stairs, installation of storm drains, refinishing handrails, lawn topsoil and seeding of disturbed areas.

The issue date of the request for proposals will be on September 25, 2023. A \$25 deposit will be required for the issuance of documents. A mandatory preproposal conference and walk through will be held on October 12, 2023, in Room 630 of the Main Capitol at 1 p.m., RSVP to [tpyle@pc.state.pa.us](mailto:tpyle@pc.state.pa.us) no later than 12 p.m. on October 10, 2023, indicating the number of attendees. The proposal receipt date is October 26, 2023, at 2 p.m. Project documents may be obtained by appointment in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle at (717) 648-1918.

DAVID L. CRAIG,  
*Executive Director*

[Pa.B. Doc. No. 23-1181. Filed for public inspection September 1, 2023, 9:00 a.m.]

## CAPITOL PRESERVATION COMMITTEE

### Request for Proposals

**CPC 23.187: Capitol Maintenance of Finishes and Fixtures.** This project involves the following: dusting and general cleaning of plaster and marble, wall, beam drops, soffits, moldings, bronze and marble railings, bronze and marble sculpture, gilded surfaces, finished woodwork, painted artwork and miscellaneous architectural materials and finishes. The work also includes repair, preparation and refinishing of historic plaster, marble, wood and touch-in of gilded surfaces by qualified artisans.

A mandatory preproposal conference and walk through will be held on October 12, 2023, in Room 630 of the Main Capitol at 10 a.m. The proposal receipt date is October 26, 2023, at 2 p.m. Project documents may be obtained by appointment in Room 630, Main Capitol Building, Harrisburg, PA or by contacting Tara Pyle at (717) 648-1918.

DAVID L. CRAIG,  
*Executive Director*

[Pa.B. Doc. No. 23-1182. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF AGRICULTURE

### Fiscal Year 2023-2024 Annual Plan for Awarding Grants under the Pennsylvania Agricultural Fair Act

This notice presents the Fiscal Year (FY) 2023-2024 Annual Plan (Annual Plan) of the Department of Agriculture (Department) for the administration of the grant program authorized under the Pennsylvania Agricultural Fair Act (act) (3 P.S. §§ 1501—1510). The act prescribes how the available funds appropriated by the General Assembly shall be distributed. This Annual Plan, authorized by section 8(a) the act (3 P.S. § 1508(a)), has been prepared with the assistance and advice of the Agricultural Fair Advisory Committee (Committee), and was approved by that Committee at its July 17, 2023, meeting.

The act authorizes the Department to make grants to organizations conducting eligible agricultural fairs, State-wide agricultural organizations which contribute to the development of agriculture and agribusiness and to eligible agricultural youth groups for support of their programs.

Funds appropriated by the General Assembly to fund the act in FY 2023-2024 shall be dispersed by the Department as follows, on a funds-available basis, in the following order of priority:

1. First priority shall be given to grants to finance a portion of a fair's operating costs. These costs include, but are not limited to, the cost of exhibiting agribusiness products, materials and equipment, conducting agricultural or agribusiness educational activities and demonstrations, and awarding premiums to contest and exhibit winners at the agricultural fair. For these grants, the maximum payment shall be as allowed for each Class Fair under section 5(1)(i)(A) of the act (3 P.S. § 1505(1)(i)(A)). These maximum payments range from \$2,500 to \$14,000, depending on the Class Fair involved.

2. Second priority shall be given to grants to finance a portion of the agricultural premiums identified in section 5(1)(i)(B) of the act. For these grants, the maximum payment shall not exceed \$15,000.

3. Third priority shall be given to grants to reimburse a county agricultural society, or an independent agricultural society, that conducts harness horse racing at its annual agricultural fair, other than races for colts and fillies 2 years of age and 3 years of age, in an amount equal to that used during the annual agricultural fair as purse money for harness horse racing, track and stable maintenance, starting gate rental and the cost of harness horse racing officials during the annual fair. For these grants, the maximum amount of reimbursement shall be as allowed under section 5(1)(iii) of the act. This maximum amount is \$13,000, at least \$4,000 of which must be used to reimburse purse money.

4. Fourth priority shall be given to grants to reimburse a county agricultural society, or an independent agricultural society, that conducts harness horse racing for 2-year-old and 3-year-old colts and fillies at its annual agricultural fair. For these grants, the maximum amount of reimbursement shall be as allowed under section 5(1)(iv) of the act. This maximum amount is \$7,600.

5. Fifth priority shall be given to grants to reimburse a Statewide agricultural organization that conducts an agricultural fair and is otherwise eligible for grants under section 5(2) of the act, for up to \$2,000 of its fair's operating expenses (including premium payments) on a dollar-for-dollar basis, and for 50% of all additional premium costs that are not included in that initial dollar-for-dollar reimbursement, up to a maximum amount of \$10,000. The total maximum payment shall not exceed \$12,000.

6. Sixth priority shall be given to grants to countywide or Statewide 4-H and Future Farmers of America (FFA) or combined FFA and Future Homemakers of America units of boys and girls under 21 years of age that are eligible for grants under section 5(3) of the act. Grants shall be awarded in accordance with the requirements of that provision of the act.

a. The purpose of the act is to make funds available to encourage the further development and improvement of this Commonwealth's agricultural fairs, and to continue the contribution of agricultural fairs to agriculture and agribusiness by encouraging related careers, fostering agricultural production and agricultural product improvements, and promoting increased investments in agriculture. This Commonwealth's agricultural fairs also enrich the life of the community by showcasing agricultural and agribusiness achievements, offering recreational opportunities and promoting tourism. For these reasons, the Department encourages those agricultural youth groups that are eligible for grants under section 5(3) of the act to engage in projects and activities that are conducted at agricultural fairs or that are of direct benefit to agricultural fairs.

b. The Department will award grants to the agricultural youth groups previously described as follows:

i. For actual expenses incurred for activities which contribute to the advancement of agriculture or agribusiness by a 4-H youth group, a payment which will be calculated according to the following formula, under authority of section 5(3) of the act:

*Tier 1:* \$2,000 for total enrollment of up to 1,000 members plus \$1.50 for each traditional member and \$1 for each school enrichment/special interest member.

*Tier 2:* \$2,500 for total enrollment of 1,001 to 2,000 members plus \$1.50 for each traditional member and \$1 for each school enrichment/special interest member.

*Tier 3:* \$3,000 for total enrollment of 2,001 to 3,000 members plus \$1.50 for each traditional member and \$1 for each school enrichment/special interest member.

*Tier 4:* \$3,500 for total enrollment of 3,001+ members plus \$1.50 for each traditional member and \$1 for each school enrichment/special interest member, a maximum reimbursement of \$9,000.

ii. For actual expenses incurred for activities which contribute to the advancement of agriculture or agribusiness by FFA Youth groups, a payment which will be calculated using the following formula, under authority of section 5(3) of the act:

*Tier I:* County FFA Organizations with 100 members or less will receive base funding of \$1,000 with an additional \$4 per member.

*Tier II:* County FFA Organizations with 101 to 210 members inclusive will receive a \$2,000 base funding with an additional \$2 per member.

*Tier III:* County FFA Organizations with 211 members or more will receive funding of \$2,000 with an additional \$4 per member for every member over 210.

7. Funds remaining after the previous grants have been awarded shall be utilized for capital improvement as provided in section 5(1)(ii) of the act.

The Department will endeavor to disburse the previous payments at the earliest date practicable.

RUSSELL REDDING,  
*Secretary*

[Pa.B. Doc. No. 23-1183. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF BANKING AND SECURITIES

### Actions on Applications

The Department of Banking and Securities (Department), under the authority in the Banking Code of 1965 (7 P.S. §§ 101—2204), the Department of Banking and Securities Code (71 P.S. §§ 733-1—733-1203) and 17 Pa.C.S. (relating to Credit Union Code), has taken the following actions on applications received for the week ending August 22, 2023.

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, may file comments in writing with the Department, for Bank Supervision, by e-mail to ra-bnbnksbmsnspt@pa.gov or for credit unions, by e-mail to ra-bncusubmissions@pa.gov and trust companies, by e-mail to ra-bntrustsuprvsninq@pa.gov. Comments must be received no later than 30 days from the date that the notice regarding acceptance 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, or for credit unions or trust companies (717) 783-2253.

### APPLICATIONS FOR COMMENT

#### BANKING INSTITUTIONS

No activity.

#### CREDIT UNIONS

No activity.

**OTHER APPLICATION ACTIVITY**  
**BANKING INSTITUTIONS**  
**Branch Applications**  
**Branch Relocations**

<i>Date</i>	<i>Name and Location of Applicant</i>	<i>Location of Branch</i>	<i>Status</i>
08-21-2023	Luzerne Bank Luzerne Luzerne County	<i>To:</i> 910 Wilkes-Barre Township Boulevard Wilkes-Barre Luzerne County  <i>From:</i> 67 Public Square Wilkes-Barre Luzerne County	Accepted

**CREDIT UNIONS**

No activity.

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

WENDY S. SPICHER,  
*Acting Secretary*

[Pa.B. Doc. No. 23-1184. Filed for public inspection September 1, 2023, 9:00 a.m.]

**DEPARTMENT OF COMMUNITY AND  
ECONOMIC DEVELOPMENT**

**Rocket Cloud, Inc. v. Commonwealth of Pennsylvania, Department of Community and Economic Development, Doc. No. DCED-2023-0004**

On July 17, 2023, Rocket Cloud, Inc. filed an appeal of a denial of an application for benefits under the Keystone Innovation Zone Program (72 P.S. §§ 8901-F—8908-F).

**Notice**

A hearing will be conducted before Department of State Hearing Examiner Peter Kovach, Esquire, at 9:30 a.m. on September 6, 2023, at One Penn Center, 2601 North Third Street, Harrisburg, PA. For additional information contact the Department of State's prothonotary at (717) 772-2686. The hearing will be conducted in accordance with 1 Pa. Code Part II (relating to General Rules of Administrative Practice and Procedure).

RICK SIGER,  
*Secretary*

[Pa.B. Doc. No. 23-1185. Filed for public inspection September 1, 2023, 9:00 a.m.]

**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 Chapter 92a 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, excluding PAG-01 and PAG-02, 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 indicating DEP’s tentative determination relating to sewage, industrial waste, industrial stormwater, MS4s, pesticides and CAFOs. A 30-day public comment period applies to these applications and draft permits, 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 DEP 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 identifies individual NPDES permit applications received and draft permits indicating DEP’s tentative determination relating to stormwater discharges associated with construction activities. A 30-day public comment period applies to these applications and draft permits. The period for comment may be extended at the discretion of the Department for one additional 15-day period. Additional information 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).

Applications, NOIs and draft permits, where applicable, may be reviewed at the DEP office that received the application or NOI. 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 and to submit comments for those applications, 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 for permits in Sections I & II; RA-EPWW-SERO@pa.gov for permits in Section III.*

*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 for permits in Sections I & II; RA-EPWW-NERO@pa.gov for permits in Section III.*

*DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES\_SCRO@pa.gov for permits in Sections I & II; RA-EPWW-SCRO@pa.gov for permits in Section III.*

*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 for permits in Sections I & II; RA-EPWW-NCRO@pa.gov for permits in Section III.*

*DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES\_SWRO@pa.gov for permits in Sections I & II; RA-EPWW-SWRO@pa.gov for permits in Section III.*

*DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6340. Email: RA-EPNPDES\_NWRO@pa.gov for permits in Sections I & II; RA-EPWW-NWRO@pa.gov for permits in Section III.*



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 Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@pa.gov.

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

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

**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>
0913941	Joint DEP/PFBC Pesticides Permit	Renewal	Spring Mill Country Club 80 Jacksonville Road Ivyland, PA 18974-1514	Warminster Township Bucks County	SERO
0923812	Joint DEP/PFBC Pesticides Permit	New	Shelanski Joseph 947 Woodbine Lane Quakertown, PA 18951-5436	Haycock Township Bucks County	SERO
1023821	Joint DEP/PFBC Pesticides Permit	New	Georgetown Square Homeowners Assoc 120 Dorsch Drive Cranberry Twp, PA 16066-7468	Cranberry Township Butler County	NWRO
1513859	Joint DEP/PFBC Pesticides Permit	Renewal	North Hills Civic Association 971 N Penn Drive West Chester, PA 19380-4328	West Chester Borough Chester County	SERO
3623807	Joint DEP/PFBC Pesticides Permit	New	Safe Harbor Water Power Corp 1 Powerhouse Drive Conestoga, PA 17516-9651	East Donegal Township Lancaster County	SCRO
4013821	Joint DEP/PFBC Pesticides Permit	Renewal	Lake Pinecrest Sportsmen Club P.O. Box 35 Huntington Mills, PA 18622-0035	Huntington Township Luzerne County	NERO
4823804	Joint DEP/PFBC Pesticides Permit	New	Lehigh Valley Corporate Center Assoc 559 Main Street Bethlehem, PA 18018-5862	Hanover Township Northampton County	NERO
5817807	Joint DEP/PFBC Pesticides Permit	Renewal	Genute Lillian 607 Lacey Drive Endwell, NY 13760	Choconut Township Susquehanna County	NERO
6723802	Joint DEP/PFBC Pesticides Permit	New	Safe Harbor Water Power Corp 126 Lamberton Lane Hawley, PA 18428-7606	Lower Windsor Township York County	SCRO
6723803	Joint DEP/PFBC Pesticides Permit	New	Safe Harbor Water Power Corp 126 Lamberton Lane Hawley, PA 18428-7606	Lower Windsor Township York County	SCRO
5508402	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Amendment	Perry Township Municipal Authority Snyder County P.O. Box 27 Mt Pleasant, PA 17853-0027	Perry Township Snyder County	NCRO
NOEXNW233	No Exposure Certification	New	Cloverleaf Group Inc. 500 Grant Avenue East Butler, PA 16029-2163	East Butler Borough Butler County	NWRO
NOEXSW016	No Exposure Certification	Renewal	All Foreign Auto Parts LLC 6375 A V R R Pittsburgh, PA 15201-2113	Pittsburgh City Allegheny County	SWRO

<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>
PAG030295	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	New Enterprise Stone & Lime Co. Inc. 3912 Brumbaugh Road New Enterprise, PA 16664-9137	Douglass Township Montgomery County	SERO
PAG033569	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Matos Used Auto LLC 500 Old Wyomissing Road Reading, PA 19611-1510	Reading City Berks County	SCRO
PAG036329	PAG-03 NPDES General Permit for Industrial Stormwater	Amendment	Arden Landfill Inc. 625 Cherrington Parkway Moon Twp, PA 15108	Chartiers Township Washington County	SWRO
PAG036332	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Flowers Auto Wreckers Inc. 176 Fitz Henry Road Smithton, PA 15479-8707	South Huntingdon Township Westmoreland County	SWRO
PAG036553	PAG-03 NPDES General Permit for Industrial Stormwater	New	Trumbull Corp 225 N Shore Drive P.O. Box 225 Pittsburgh, PA 15212-5861	Jefferson Hills Borough Allegheny County	SWRO
PAG036558	PAG-03 NPDES General Permit for Industrial Stormwater	New	Swank Const Co. LLC 632 Hunt Valley Circle New Kensington, PA 15068-7067	Harmar Township Allegheny County	SWRO
PAG036559	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Allegheny River Terminal Inc. 1 5th Street New Kensington, PA 15068-6643	New Kensington City Westmoreland County	SWRO
PAG036560	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	XPO Logistics Freight Inc. 5300 Neville Road Pittsburgh, PA 15225-1415	Neville Township Allegheny County	SWRO
PAG036561	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	XPO Logistics Freight Inc. 369 Leger Road Irwin, PA 15642-1147	North Huntingdon Township Westmoreland County	SWRO
PAG038321	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Metalico Bradford Inc. 286 High Street Bradford, PA 16701-2169	North East Township Erie County	NWRO
PAG038500	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Domtar Paper Co. LLC 100 W Center Street Johnsonburg, PA 15845-1444	Hamlin Township McKean County	NWRO
PAG038536	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	CCL Container Hermitage Inc. 1 Llodio Drive Hermitage, PA 16148-9015	Hermitage City Mercer County	NWRO
PAG038544	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Wabtec US Rail Inc. 1503 West Main Street Extension Grove City, PA 16127-2513	Grove City Borough Mercer County	NWRO
PAG038548	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Glenn O Hawbaker Inc. 711 E College Avenue Bellefonte, PA 16823-6854	Barkeyville Borough Venango County	NWRO
PAG038557	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Northwest Hardwoods Inc. 299 Hardwood Drive Ridgway, PA 15853-7059	Ridgway Township Elk County	NWRO



<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG038568	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	Lipinski Logging & Lumber Inc. 1026 Industrial Park Titusville, PA 16354-1010	Titusville City Crawford County	NWRO
PAG038586	PAG-03 NPDES General Permit for Industrial Stormwater	Renewal	SA Recycling LLC 2411 N Glassell Street Orange, CA 92865-2717	Slippery Rock Township Butler County	NWRO
PAG136379	PAG-13 NPDES General Permit for MS4s	Renewal	Centerville Borough Washington County 100 East End Road Brownsville, PA 15417	Centerville Borough Washington County	SWRO
PAG138344	PAG-13 NPDES General Permit for MS4s	New	Farrell City Mercer County 500 Roemer Boulevard Farrell, PA 16121-1901	Farrell City Mercer County	NWRO
PA0266752	Single Residence STP Individual NPDES Permit	Transfer	Bushnell Ross 471 Shady Dell Road York, PA 17403-4484	Spring Garden Township York County	SCRO
PA0293113	Single Residence STP Individual NPDES Permit	Transfer	Mccullough Travis 114 Lilac Lane Valencia, PA 16059-2214	Middlesex Township Butler County	NWRO
PA0293938	Single Residence STP Individual NPDES Permit	Transfer	Tyler Folton & Jeffrey Ogden 573 Loop Road Hollidaysburg, PA 16648-3503	Frankstown Township Blair County	SCRO
1023408	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	McCullough Travis 114 Lilac Lane Valencia, PA 16059-2214	Middlesex Township Butler County	NWRO
1623402	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Call Colleen M 306 Kline Lane Tionesta, PA 16353-6526	Washington Township Clarion County	NWRO
2023404	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Koehler James R 17946 State Highway 198 Saegertown, PA 16433-3640	Hayfield Township Crawford County	NWRO
2523421	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Dunkle Corbin 6939 W Stancliff Road Girard, PA 16417-8624	Franklin Township Erie County	NWRO
2523422	Single Residence Sewage Treatment Plant Individual WQM Permit	New	Beth & Randy Knoll 1040 Townhall Road W Erie, PA 16509-5020	Summit Township Erie County	NWRO
6718401	Single Residence Sewage Treatment Plant Individual WQM Permit	Transfer	Bushnell Ross 471 Shady Dell Road York, PA 17403-4484	Spring Garden Township York County	SCRO

---

## 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.

---

### *Northeast Regional Office*

**PA0025224**, Sewage, SIC Code 4952, **Saint Clair Borough Sewer Authority, Schuylkill County**, 16 S 3rd Street, Saint Clair, PA 17970-1207. Facility Name: St Clair Municipal Sewer Authority. This existing facility is located in East Norwegian Township, **Schuylkill 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), Mill Creek, Unnamed Tributary to Mill Creek, and Mill Creek (CWF, MF), is located in State Water Plan watershed—and 3-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 .75 MGD.—Interim Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Ammonia-Nitrogen	Report	Report	XXX	24.7	49.4	49.4
Aluminum, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Copper, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Lead, Total (ug/L)	Report	Report	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of .75 MGD.—Final Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Ammonia-Nitrogen May 1 - Oct 31	Report	Report	XXX	13.1	26.2	26.2
Aluminum, Total (ug/L)	Report	4.69	XXX	Report	750.0	750.0
Copper, Total (ug/L)	0.16	0.21	XXX	25.4	34.0	63.5
Lead, Total (ug/L)	0.060	0.093	XXX	9.58	14.9	23.9

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>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Weekly Average</i>		<i>Average Monthly</i>	<i>Weekly Average</i>	
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	3.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.500	XXX	0.750
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	156	250	XXX	25.0	40.0	50.0
BOD <sub>5</sub> Minimum % Removal (%)	Report Min Mo Avg	XXX	XXX	XXX	XXX	XXX
Total Suspended Solids	187.6	281.4	XXX	30.0	45.0	60.0
Total Suspended Solids Minimum % Removal (%)	Report Min Mo Avg	XXX	XXX	XXX	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000 Geo Mean	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	200 Geo Mean	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	XXX	XXX	Report
E. Coli (No./100 ml)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Nitrate-Nitrite as N	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Total Nitrogen	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Ammonia-Nitrogen Nov 1 - Apr 30	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Total Kjeldahl Nitrogen	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Total Phosphorus	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Iron, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Manganese, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Zinc, Total (ug/L)	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Inst. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>		<i>Annual Average</i>	<i>Daily Maximum</i>	
pH (SU)	XXX	XXX	Report	XXX	XXX	Report
Aluminum, Total (ug/L)	Report Annl Avg	Report	XXX	Report	Report	XXX
Copper, Total (ug/L)	Report Annl Avg	Report	XXX	Report	Report	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Inst. Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>		<i>Annual Average</i>	<i>Daily Maximum</i>	
Iron, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Lead, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Manganese, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Zinc, Total (ug/L)	Report	Report	XXX	Report	Report	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Total Monthly</i>	<i>Daily Maximum</i>		<i>Annual Average</i>	<i>Daily Maximum</i>	
Flow (MGD, cfs)	Report	Report	XXX	XXX	XXX	Report
Duration of Discharge (hours)	Report	Report	XXX	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	Report	XXX	Report
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Rainfall (In)	Report	Report	XXX	XXX	XXX	XXX

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

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Daily Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Raw Sewage Influent						
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						
Total Suspended Solids	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						
Aluminum, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						
Iron, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						
Manganese, Total (ug/L)	Report	Report	XXX	Report	Report	XXX
Raw Sewage Influent						

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

- Stormwater prohibition (separated sewers); Necessary property rights; Residuals management; Chlorine minimization; Responsible operator; Changes to stream/discharge; Schedule of compliance (Ammonia-N); Combined sewer overflows; Solids management; WQBELs for toxic pollutants

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

The EPA Waiver is not in effect.

Northwest Regional Office

**PA0034924**, Sewage, **PA American Water Company**, 852 Wesley Drive, Mechanicsburg, PA 17055-4436. Facility Name: Paint Elk STP. This existing facility is located at 9242 US Route 322, Shippenville, PA 16254 in Paint Township, **Clarion 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), Paint Creek, is located in State Water Plan watershed 17-B and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.6 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>		<i>Minimum</i>	<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average Monthly</i>	<i>Daily Maximum</i>		<i>Average Monthly</i>	<i>Maximum</i>	
pH (S.U.)	XXX	XXX	6.0	XXX	9.0	XXX
Dissolved Oxygen	XXX	XXX	Daily Min 4.0	XXX	Daily Max XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	125	XXX	XXX	25.0	XXX	50
Biochemical Oxygen Demand (BOD <sub>5</sub> ) Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids Influent	Report	Report	XXX	Report	XXX	XXX
Total Suspended Solids	150	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Avg Qrtly Report	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Aluminum	Avg Qrtly XXX	Report Daily Max	XXX	Avg Qrtly XXX	Report Daily Max	XXX
Total Iron	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX
Total Manganese	XXX	Report Daily Max	XXX	XXX	Report Daily Max	XXX

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

- Solids Management
- Chemical Additives

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.

*Northwest Regional Office*

**PA0090182**, Sewage, SIC Code 8361, **Concordia Lutheran Health & Human Care**, 134 Marwood Road, Cabot, PA 16023-2206. Facility Name: Concordia Lutheran Home. This existing facility is located in Jefferson Township, **Butler County**.

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

The receiving stream, an Unnamed Tributary to the Little 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 0.09 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 6.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ultraviolet light intensity ( $\mu\text{w}/\text{cm}^2$ )	XXX	XXX	XXX	Report	XXX	XXX
				Daily Max		
Total Nitrogen	XXX	XXX	XXX	5.0	XXX	10
Ammonia-Nitrogen	XXX	XXX	XXX	6.0	XXX	12
Nov 1 - Apr 30						
May 1 - Oct 31	XXX	XXX	XXX	2.0	XXX	4
Total Phosphorus	XXX	XXX	XXX	0.5	XXX	1

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.

*Northwest Regional Office*

**PA0091189**, Sewage, SIC Code 7033, **Slippery Rock Campground Association**, 1150 West Park Road, Slippery Rock, PA 16057-4118. Facility Name: Slippery Rock Campground. This existing facility is located in Worth Township, **Butler County**.

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

The receiving stream, the Slippery Rock Creek (CWF), is located in State Water Plan watershed 20-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.1 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
		Daily Max				
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Dissolved Oxygen	XXX	XXX	4.0	XXX	XXX	XXX
			Inst Min			
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	20.0	XXX	XXX	25.0	XXX	50
Total Suspended Solids	25.0	XXX	XXX	30.0	XXX	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
	Annl Avg			Annl Avg		
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
	Annl Avg			Annl Avg		

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.

*Northwest Regional Office*

**PA0101664 A-1**, Sewage, SIC Code 6515, **Fred C. Berlin, LLC**, 6101 Park Road, Berwick, PA 18603-5713. Facility Name: Orchard Park Estates. This existing facility is located in Cranberry Township, **Venango County**.

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



The receiving stream, and Unnamed Tributary to the Lower Twomile Run (CWF), is located in State Water Plan watershed 16-G and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0.018 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	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Daily Min 6.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	20.0	XXX	40.0
Total Suspended Solids	XXX	XXX	XXX	20.0	XXX	40.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Ultraviolet light transmittance (%)	XXX	XXX	XXX	Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	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.

*Northwest Regional Office*

**PA0209996**, Sewage, SIC Code 4952, 8322, **Salvation Army**, 700 North Bell Avenue, Carnegie, PA 15106. Facility Name: Camp Allegheny. This existing facility is located in Wayne Township, **Lawrence County**.

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

The receiving stream(s), Slippery Rock Creek (CWF), is located in State Water Plan watershed 20-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .06 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	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	Daily Max XXX	6.0	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	Inst Min 4.0	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.2
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)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Avg Qrtly Report	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Annl Avg Report	XXX	XXX
				Annl Avg		

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.

*Northwest Regional Office*

**PA0210668**, Sewage, SIC Code 4952, 8322, **Perseus House Inc.**, 1511 Peach Street, Erie, PA 16501-2104. Facility Name: Andromeda House. This existing facility is located at 39132 Mount Pleasant Road, Spartansburg, PA 16434 in Bloomfield Township, **Crawford County**.

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

The receiving stream is an Unnamed Tributary to Pine Hollow Run, located in State Water Plan watershed 16-E and 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 .0038 MGD.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report Annual XXX
Total Nitrogen	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report Avg Qrtly	XXX	XXX
Flow (MGD)	Report	Report Daily Max	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Dissolved Oxygen	XXX	XXX	4.0 Inst Min	XXX	XXX	XXX
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	XXX	1.6
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 (#/100 ml)	XXX	XXX	XXX	2,000	XXX	XXX
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200 Geo Mean	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.

*Northwest Regional Office*

**PA0263893**, Sewage, SIC Code 4952, **Hawthorn Redbank, Redbank Municipal Authority**, P.O. Box 241, Hawthorn, PA 16230-0241. Facility Name: Hawthorn Redbank, Redbank Municipal Authority WWTP. This existing facility is located in Redbank Township, **Clarion 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, the Redbank Creek (TSF), is located in State Water Plan watershed 17-C and is classified for Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Flow (MGD)	Report	Report	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
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	41.7	66.7	XXX	25.0	40.0	50

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Monthly	Weekly Average	
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	XXX	XXX	Report	XXX	XXX
Raw Sewage Influent						
Total Suspended Solids	50.0	75.0	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30				Geo Mean		
May 1 - Sep 30	XXX	XXX	XXX	200	XXX	1,000
				Geo Mean		
E. Coli (No./100 ml)	XXX	XXX	XXX	XXX	XXX	Report
Ultraviolet light intensity (µw/cm <sup>2</sup> )	XXX	XXX	XXX	Report	XXX	Report
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Total Phosphorus	Report	XXX	XXX	Report	XXX	XXX
Aluminum, Total	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Iron, Total	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		
Manganese, Total	Report	XXX	XXX	Report	XXX	XXX
	Avg Qrtly			Avg Qrtly		

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.

*Northwest Regional Office*

**PA0263958**, Sewage, SIC Code 4952, **Anthony Demaio**, 143 Crown Farms Lane, Leeper, PA 16233-4301. Facility Name: Thee Seldom Inn. This existing facility is located at 701 Route 36, Tionesta, PA 16353 located in Green Township, **Forest County**.

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

The receiving stream(s), Unnamed Tributary to Little Tionesta Creek (CWF), is located in State Water Plan watershed 16-E and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of .002 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Flow (GPD)	Report	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
			Inst Min			
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200.0	XXX	XXX
				Geo Mean		

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

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0264571**, Sewage, SIC Code 8800, **Joseph Warnick**, 10624 Station Road, North East, PA 16428-6002. Facility Name: Joseph Warnick SRSTP. This existing facility is located in Greenfield Township, **Erie County**.

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

The receiving stream(s), Unnamed Tributary to West Branch French Creek (WWF), is located in State Water Plan watershed 16-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 .0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (GPD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	Report Avg Mo	XXX	XXX	XXX
Biochemical Oxygen Demand (BOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX

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

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.

*Northwest Regional Office*

**PA0265314**, Sewage, SIC Code 8800, **Michelle & Robert Olson**, 6017 Firman Road, Erie, PA 16510-4515. Facility Name: Michelle & Robert Olson SRSTP. This existing facility is located in Harborcreek Township, **Erie County**.

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

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

The proposed effluent limits for Outfall 001 are based on a design flow of .0006 MGD.—Limits.

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

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

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0271781**, Sewage, SIC Code 8800, **Rebecca Piccolin**, 852 Beatty School Road, Greenville, PA 16125. Facility Name: Rebecca Piccolin SRSTP. This existing facility is located in Salem Township, **Mercer County**.

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

The receiving stream(s), Unnamed Tributary to Little Shenango River (TSF), is located in State Water Plan watershed 20-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 .0004 MGD.—Limits.

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

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

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0295167**, Sewage, SIC Code 8811, **Linda Churchill**, 2425 Mercer Butler Pike, Grove City, PA 16127-3523. Facility Name: Linda Churchill SRSTP. This proposed facility is located at 2421 Mercer Butler Pike, Grove City, PA 16127-3523 Liberty Township, **Mercer 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 Black Run (CWF), is located in State Water Plan watershed 20-C and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

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

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

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

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0295213**, Sewage, SIC Code 8800, **Corbin Dunkle**, 6939 W Stancliff Road, Girard, PA 16417-8624. Facility Name: Corbin Dunkle SRSTP. This proposed facility is located in Franklin Township, **Erie County**.

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

The receiving stream(s), Goodban 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 .0004 MGD.—Limits.

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

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

The EPA Waiver is in effect.

*Northwest Regional Office*

**PA0295248**, Sewage, SIC Code 8800, **Colleen M Call**, 306 Kline Lane, Tionesta, PA 16353-6526. Facility Name: Colleen Call SRSTP. This proposed facility is located at 13440 Route 36, Tionesta, PA 16383-3624 in Washington Township, **Clarion 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), Irish Run (CWF), is located in State Water Plan watershed 16-F and is classified for Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.



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

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

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

The EPA Waiver is in effect.

*Southcentral Regional Office*

**Application No. PA0261521**, Concentrated Animal Feeding Operation (CAFO), **Wingert Farms Inc. (Wingert Farms CAFO)**, 5497 Shade Lane, Alexandria, PA 16611-2737.

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

The CAFO is situated near Frankstown Branch Juniata River (WWF, MF) and Little Juniata River (CWF, MF) in Watershed 11-A, which is classified for Warm Water Fishes, Migratory Fishes, and Cold Water Fishes. The CAFO is designed to maintain an animal population of approximately 2,344.19 animal equivalent units (AEUs) consisting of 990 Dairy Cows (Lactating and Dry), 505 Holstein Heifers, 425 Holstein Calves, 150 Jersey Lactating Cows, 70 Jersey Heifers, 70 Jersey Calves, 30 Swine Wean to Finish, and 4 Light Horse Mature. Manure is stored in HDPE Lined Lagoon Stage 1, HDPE Lined Lagoon Stage 2, and 2 Concrete Circular Storages. The operation has a Slurrystore for emergency manure storage use. A release or discharge to waters of the Commonwealth under normal operating conditions is not expected. Normal operating conditions are defined as conditions below a 100-year, 24-hour storm event.

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

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

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

*Southeast Regional Office*

**PA0026816**, Sewage, SIC Code 4952, **East Norriton Plymouth Whitpain Joint Sewer Authority**, 200 Ross Street, Plymouth Meeting, PA 19462-2740. Facility Name: East Norriton Plymouth Whitpain Joint Sewer Authority. This existing facility is located in Plymouth Township, **Montgomery County**.

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

The receiving stream(s), Schuylkill River (WWF, MF), is located in State Water Plan watershed 3-F and is classified for Warm 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 8.67 MGD.—Interim Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Copper, Total	XXX	XXX	XXX	Report	Report Daily Max	XXX

The proposed effluent limits for Outfall 001 are based on a design flow of 8.67 MGD.—Final Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Average Monthly	Maximum	
Copper, Total	XXX	XXX	XXX	0.044	0.069 Daily Max	0.111

The proposed effluent limits for Outfall 001 are based on a design flow of 8.67 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Average Quarterly	Daily Maximum	
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
TRC	XXX	XXX	XXX	0.5	XXX	1.2
CBOD <sub>5</sub>	1,807	2,892	XXX	Avg Mo 25	40	50
Nov 1 - Apr 30				Avg Mo	Wkly Avg	
May 1 - Oct 31	1,446	2,169	XXX	20	30	40
BOD <sub>5</sub>	Report	XXX	XXX	Avg Mo	Wkly Avg	XXX
Raw Sewage Influent				Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Avg Mo	XXX	XXX
Raw Sewage Influent				Report	XXX	XXX
Total Suspended Solids	2,169	3,254	XXX	Avg Mo 30	45	60
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Avg Mo 200	Wkly Avg XXX	1,000
E. Coli (No./100 ml)	XXX	XXX	XXX	Geo Mean XXX	XXX	Report
Total Nitrogen	Report	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	1,446	XXX	XXX	Avg Mo 20.0	XXX	40
Nov 1 - Apr 30				Avg Mo	XXX	24
May 1 - Oct 31	867	XXX	XXX	12.0	XXX	24
Total Phosphorus	Report	XXX	XXX	Avg Mo Report	XXX	XXX
Total Dissolved Solids	XXX	XXX	XXX	1,000.0	2,000.0	2,500
Cyanide, Free	XXX	XXX	XXX	Report	Report	XXX
Lead, Total	XXX	XXX	XXX	Report	Report	XXX
Mercury, Total	XXX	XXX	XXX	Report	Report	XXX
Sulfate, Total	XXX	XXX	XXX	Report	Report	XXX
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX
Chloride	XXX	XXX	XXX	Report	Report	XXX
Bromide	XXX	XXX	XXX	Report	Report	XXX
Phenolics, Total	XXX	XXX	XXX	Report	Report	XXX
PCBs Dry Weather Analysis (pg/L)	XXX	XXX	XXX	Report	XXX	XXX
PCBs Wet Weather Analysis (pg/L)	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Survival (TUc)	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Toxicity, Chronic - Ceriodaphnia Reproduction (TUc)	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Toxicity, Chronic - Pimephales Survival (TUc)	XXX	XXX	XXX	Daily Max Report	XXX	XXX
Toxicity, Chronic - Pimephales Growth (TUc)	XXX	XXX	XXX	Daily Max Report	XXX	XXX

The proposed effluent limits for Outfall 002 are based on an average storm event.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Weekly Average		Daily Maximum	Maximum	
pH (S.U.)	XXX	XXX	XXX	Report	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	Report	XXX	XXX
Chemical Oxygen Demand (COD)	XXX	XXX	XXX	Report	XXX	XXX
Total Suspended Solids	XXX	XXX	XXX	Report	XXX	XXX
Oil and Grease	XXX	XXX	XXX	Report	XXX	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	Report	XXX	XXX
Total Phosphorus	XXX	XXX	XXX	Report	XXX	XXX

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

- No stormwater to sanitary sewers
- Necessary property rights
- Proper sludge disposal

- Chlorine minimization
- Notification of designation of responsible operator
- Fecal coliform reporting requirements
- Operations and maintenance plan
- Pretreatment program implementation
- Toxics reduction evaluation
- Whole effluent toxicity
- Requirements applicable to stormwater outfalls
- PCB pollutant minimization plan and monitoring

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

The EPA Waiver is not in effect.

*Southeast Regional Office*

**PA0245470**, Sewage, SIC Code 1623, **Wright Kurt**, 2401 Buttonwood Road, Berwyn, PA 19312-1503. Facility Name: Wright Residence. This proposed facility is located in Willistown Township, **Chester County**.

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

The receiving stream(s), Unnamed Tributary to Crum Creek (HQ-CWF, MF), is located in State Water Plan watershed 3-G 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 .0006 MGD.—Limits.

Parameters	Mass Units (lbs/day)		Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly		Annual Average	Maximum	
Flow (MGD)	Report Annl Avg	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0 Inst Min	XXX	XXX	9.0
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	XXX	XXX	XXX	10.0	XXX	20
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
Ultraviolet light intensity (mW/cm <sup>2</sup> )	XXX	XXX	XXX	Report	XXX	XXX
Ammonia-Nitrogen	XXX	XXX	XXX	5.0	XXX	10

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

- AMR and DMR submission
- Septage and Scum Measurement
- Septic Tank Pumping
- Small Stream Discharge
- UV disinfection contact surface cleaning

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

The EPA Waiver is in effect.

*Southeast Regional Office*

**PA0245526**, Sewage, SIC Code 1623, **Nacarella Michael**, 1324 S Old Bethlehem Pike, Quakertown, PA 18951-2716. Facility Name: Nacarella Residence SRSTP. This proposed facility is located in Richland Township, **Bucks County**.

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

The receiving stream(s), Morgan Creek (TSF, MF), is located in State Water Plan watershed 2-D and is classified for Trout Stocking 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 400 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
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Annual Avg XXX	XXX	XXX	10.0	XXX	20.0
Total Suspended Solids	XXX	XXX	XXX	10.0	XXX	20.0
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	200	XXX	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report Daily Max	XXX

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

- AMR and DMR submission
- UV disinfection contact surface cleaning
- 70% reduction in effluent Total Nitrogen

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

The EPA Waiver is in effect.

*Southeast Regional Office*

**PA0245496**, Storm Water, SIC Code 5171, **Alger Oil Inc.**, 544 Lincoln Street, Oxford, PA 19363-1522. Facility Name: Davis Fuel Oxford Facility. This existing facility is located in Oxford Borough, **Chester 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 West Branch Big Elk Creek (HQ-TSF, MF), is located in State Water Plan watershed 7-K and is classified for Migratory Fishes and High Quality Waters—Trout Stocking, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 0 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>Semi-Annual Average</i>	<i>Daily Maximum</i>	
Total Suspended Solids	XXX	XXX	XXX	Report	Report	XXX
Oil and Grease	XXX	XXX	XXX	15.0	30.0	XXX
Total Recoverable Petroleum Hydrocarbons	XXX	XXX	XXX	15.0	30.0	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	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
  - Other Requirements
1. Acquire Necessary Property Rights
  2. Sludge Disposal Requirement
  3. BAT/BCT Reopener

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

The EPA Waiver is in effect.

*Southwest Regional Office*

**PA0026905**, Sewage, SIC Code 4952, **Connellsville City Municipal Authority, Fayette County**, P.O. Box 925, Connellsville, PA 15425-0925. Facility Name: Connellsville Municipal Authority WWTP. This existing facility is located in Connellsville City, **Fayette 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), Youghiogheny River (WWF), Unnamed Tributary to Youghiogheny River (WWF), and Connell Run (WWF), is located in State Water Plan watershed 19-D and is classified for Warm Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 4.4 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Instant. Minimum	Average Monthly	Average Weekly	
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	4.0	XXX	XXX	XXX
Carbonaceous Biochemical Oxygen Demand (CBOD <sub>5</sub> )	917.4	1,467.8	XXX	25.0	40.0	50
Biochemical Oxygen Demand (BOD <sub>5</sub> )	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Raw Sewage Influent						
Total Suspended Solids	1,100.9	1,651.3	XXX	30.0	45.0	60
Total Suspended Solids Raw Sewage Influent	Report	Report Daily Max	XXX	Report	Report Daily Max	XXX
Fecal Coliform (No./100 ml)	XXX	XXX	XXX	2,000	XXX	10,000
Oct 1 - Apr 30	XXX	XXX	XXX	Geo Mean 200	XXX	1,000
May 1 - Sep 30	XXX	XXX	XXX	Geo Mean		
Ammonia-Nitrogen	XXX	XXX	XXX	Report	Report	XXX
E. Coli	XXX	XXX	XXX	XXX	XXX	Report
Copper, Total (µg/L)	XXX	XXX	XXX	XXX	Report Wkly Avg	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Ultraviolet Light Transmittance (%)	XXX	XXX	Report	Report	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 not in effect.

Southwest Regional Office

**PA0285145**, Sewage, SIC Code 8800, **Glessner Cassandra**, 1517 Staunton Drive, Coraopolis, PA 15108-8975. Facility Name: Glessner Properties SRSTP. This proposed facility is located in Shaler Township, **Allegheny 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), Little Pine Creek (TSF), is located in State Water Plan watershed 18-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 0.0004 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average Monthly	Average Weekly	Minimum	Annual Average	Maximum	
Flow (MGD)	0.0004	XXX	XXX	XXX	XXX	XXX
pH (S.U.)	Annl Avg XXX	XXX	6.0 Inst Min XXX	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 412-442-4000.

The EPA Waiver is in effect.

Southwest Regional Office

**PA0098795**, Industrial, SIC Code 4941, **North Fayette County Municipal Authority**, 1634 University Dr, Dunbar, PA 15431. Facility Name: North Fayette County Municipal Authority—Wheeler Bottom Water Treatment Plant. This existing facility is located in Dunbar Township, **Fayette County**.

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



The receiving stream(s), Youghiogheny River (HQ-CWF), is located in State Water Plan watershed 19-D and is classified for High Quality Waters—Cold Water Fishes, aquatic life, water supply and recreation. The discharge is not expected to affect public water supplies.

The proposed effluent limits for Outfall 001 are based on a design flow of 1.97 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>	<i>Average</i>	<i>Daily</i>	
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Fluoride, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Zinc, Total (ug/L)	XXX	XXX	XXX	Report	Report	XXX

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

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

The proposed effluent limits for Outfall 102 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>	<i>Average</i>	<i>Daily</i>	
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	Report	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Fluoride, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX

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

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

The proposed effluent limits for Outfall 106 are based on a design flow of 0 MGD.—Limits.

<i>Parameters</i>	<i>Mass Units (lbs/day)</i>			<i>Concentrations (mg/L)</i>		<i>IMAX</i>
	<i>Average</i>	<i>Daily</i>	<i>Instant.</i>	<i>Average</i>	<i>Daily</i>	
	<i>Monthly</i>	<i>Maximum</i>		<i>Monthly</i>	<i>Maximum</i>	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	Report	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Daily	Instant.	Average	Daily	
	Monthly	Maximum		Monthly	Maximum	
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Fluoride, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX

The proposed effluent limits for Outfall 007 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Average	Minimum	Average	Daily	
	Monthly	Weekly		Monthly	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
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 008 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Average	Minimum	Average	Daily	
	Monthly	Weekly		Monthly	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
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

The proposed effluent limits for Outfall 108 are based on a design flow of 0 MGD.—Limits.

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Daily	Instant.	Average	Daily	
	Monthly	Maximum		Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	Report	XXX
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Fluoride, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Average	Minimum	Average	Daily	
	Monthly	Weekly		Monthly	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
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Total Nitrogen	XXX	XXX	XXX	XXX	Report	XXX
Total Phosphorus	XXX	XXX	XXX	XXX	Report	XXX
Zinc, Total	XXX	XXX	XXX	XXX	Report	XXX

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

Parameters	Mass Units (lbs/day)			Concentrations (mg/L)		IMAX
	Average	Daily	Instant.	Average	Daily	
	Monthly	Maximum		Monthly	Maximum	
Flow (MGD)	Report	Report	XXX	XXX	XXX	XXX
Duration of Discharge (hours)	XXX	XXX	XXX	XXX	Report	XXX

Parameters	Mass Units (lbs/day)		Instant. Minimum	Concentrations (mg/L)		IMAX
	Average Monthly	Daily Maximum		Average Monthly	Daily Maximum	
pH (S.U.)	XXX	XXX	6.0	XXX	XXX	9.0
Total Residual Chlorine (TRC)	XXX	XXX	XXX	0.5	1.0	XXX
Total Suspended Solids	XXX	XXX	XXX	30.0	60.0	XXX
Oil and Grease	XXX	XXX	XXX	XXX	Report	XXX
Aluminum, Total	XXX	XXX	XXX	4.0	8.0	XXX
Fluoride, Total	XXX	XXX	XXX	Report	Report	XXX
Iron, Total	XXX	XXX	XXX	2.0	4.0	XXX
Manganese, Total	XXX	XXX	XXX	1.0	2.0	XXX
Zinc, Total	XXX	XXX	XXX	Report	Report	XXX

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

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

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

The EPA Waiver is in effect.

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

#### Northeast Regional Office

Applicant: **Aqua Pennsylvania, Inc.**

Applicant Address: 1 Aqua Way, White Haven, PA 18661

Application Number: **PAD520020 A-5**

Application Type: Major Amendment

Municipality/County: Lackawaxen Township, **Pike County**

Project Site Name: Fawn Lake Water System Main Replacement Phase VI

Total Earth Disturbance Area (acres): 5.04 acres

Surface Waters Receiving Stormwater Discharges: UNT to Westcolang Creek—High Quality—Cold Water Fishes, Migratory Fish (HQ-CWF, MF), UNT to West Falls Creek (HQ-CWF, MF), UNT to Masthope Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Fawn Lake water system main replacement project involves the replacement of approximately 32,270 lineal feet of asbestos cement water main with ductile iron water main within Lackawaxen Township, Pike County, PA.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

#### Northeast Regional Office

Applicant: **Pennsylvania American Water Co.**

Applicant Address: 852 Wesley Drive, Mechanicsburg, PA 17055

Application Number: **PAD450177**

Application Type: New

Municipality/County: Hamilton Township, **Monroe County**

Project Site Name: Stony Garden Dam

Total Earth Disturbance Area (acres): 2.0 acres

Surface Waters Receiving Stormwater Discharges: Ross Common Creek (HQ-CWF, MF) Stony Garden Reservoir (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Repairs and Upgrades to Existing Dam and Water Intake Infrastructure.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*

Applicant: **Core5 Industrial Partners c/o Brian Reisinger**

Applicant Address: 1250 N. Mountain Road, Harrisburg, PA 17112

Application Number: **PAD390269**

Application Type: New

Municipality/County: Lowhill Township, **Lehigh County**

Project Site Name: Core5 at Route 100

Total Earth Disturbance Area (acres): 14.79 acres

Surface Waters Receiving Stormwater Discharges: Tributary to Jordan Creek (aka Cherith Brook) (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The proposed improvements include constructing a new ±100,569 S.F. warehouse, associated parking, stormwater management facilities, utility connections/stubs, etc.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*

Applicant: **Easton Suburban Water Authority c/o Craig Swinsburg**

Applicant Address: P.O. Box 3819, Easton, PA 18043-3819

Application Number: **PAD480035 A-1**

Application Type: Renewals and Major Amendment

Municipality/County: Lower Nazareth Township, **Northampton County**

Project Site Name: Lower Nazareth Water System Improvements

Total Earth Disturbance Area (acres): 2.65 acres

Surface Waters Receiving Stormwater Discharges: Schoeneck Creek (WWF, MF) & UNT to Monocacy Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The Project involves the construction of a new pumping station to service the Lower Nazareth water service area. To supply the station, approximately 9,500 lineal feet of suction and discharge mains including the replacement of the water main along Hecktown Road and crossing SR 33 will be installed. The major amendment covers moving the pumping station to the corner of the church property on Hecktown Road, deleting water main on Country Club Road and adding a 12" main on Hecktown Road between Country Club Road and the pumping station.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*

Applicant: **PA DOT ENG DIST 4.0**

Applicant Address: 55 Keystone Industrial Park, Dunmore, PA 18512

Application Number: **PA520002D**

Application Type: New

Municipality/County: Dingman Township, Milford Borough, **Pike County**

Project Site Name: SR 0209-450 over Sawkill Creek Bridge Rehabilitation

Total Earth Disturbance Area (acres): 3.11 acres

Surface Waters Receiving Stormwater Discharges: Sawkill Creek, Exceptional Value, Migratory Fish (EV, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Bridge replacement on State Route 209 (Harford Street) over Sawkill Creek in Milford Borough, Pike County.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Northeast Regional Office*

Applicant: **Standard Farms, LLC**

Applicant Address: 411 Susquehanna Street, White Haven, PA 18661-1112

Application Number: **PAD400022 A-1**

Application Type: Renewal and Major Amendment

Municipality/County: White Haven Borough, **Luzerne County**

Project Site Name: White Haven Re Project

Total Earth Disturbance Area (acres): 2.43 acres

Surface Waters Receiving Stormwater Discharges: UNT to Linesville Creek (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The previously approved project involved the construction of two (2) 15,438 sq ft greenhouse buildings, an 816 sq ft concrete walkway, a 1,612 sq ft concrete dumpster pad, and stormwater management facilities. This Renewal/Major Modification will consist of the replacement of the originally approved stormwater Capture/Re-Use BMP with a subsurface infiltration facility.

Special Conditions: N/A—No site-specific special conditions proposed.

You may review the permit application file by contacting DEP's File Review Coordinator at 570-826-5472.

*Southeast Regional Office*

Applicant: **Delaware County Field and Stream Association**

Applicant Address: 713 Chester Creek Road, Brookhaven, PA 19015

Application Number: **PAD230074**

Application Type: New

Municipality/County: Middletown Township, **Delaware County**

Project Site Name: Delaware County Field and Stream Association

Total Earth Disturbance Area (acres): 8.5 acres

Surface Waters Receiving Stormwater Discharges: UNT to Chester Creek (TSF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.



Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The project is a lead reclamation from the shooting range areas. The top 4 inches of soil will be excavated, stockpiled, screened, replaced, and seeded.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 484-250-5910.

*Northwest Regional Office*

Applicant: **Michael Oberlander**

Applicant Address: 1698 Sedgwick Road, Waterford, PA 16441

Application Number: **PAD250020**

Application Type: New

Municipality/County: Waterford Borough, **Erie County**

Project Site Name: Three Acre Apartments

Total Earth Disturbance Area (acres): 3.0 acres

Surface Waters Receiving Stormwater Discharges: UNT to Trout Run HQ, CWF

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: The construction of three 8-unit apartment buildings on the south side of West 3rd Street along with associated parking area, stormwater conveyance, and rain garden.

Special Conditions: No site-specific conditions

You may review the permit application file by contacting DEP's File Review Coordinator at 814-332-6078.

*Northcentral Regional Office*

Applicant: **Robert Gruber**

Applicant Address: 750 W Ridge Road, Elizabethtown, PA 17022

Application Number: **PAD 530014**

Application Type: New

Municipality/County: Homer Township, **Potter County**

Project Site Name: Hideaway Lane Subdivision

Total Earth Disturbance Area (acres): 13.2 acres

Surface Waters Receiving Stormwater Discharges: UNT South Woods Branch

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: This project will consist of approximately 2,967 ft of access road and 19 residential structures. Infiltration trenches are proposed to treat the increased volume and peak runoff rates.

Special Conditions: None

You may review the permit application file by contacting DEP's File Review Coordinator at 570-327-3693.

*Southcentral Regional Office*

Applicant: **UGI Carlisle LNG, LLC**

Applicant Address: 835 Knitting Mills Way, Wyomissing, PA 19610

Application Number: **PAD210097**

Application Type: New

Municipality/County: Middlesex Township, **Cumberland County**

Project Site Name: UGI Carlisle LNG Project

Total Earth Disturbance Area (acres): 40.0 acres

Surface Waters Receiving Stormwater Discharges: Letort Spring Run (HQ-CWF, MF)

Proposed Effluent Limitations: The draft permit requires implementation of an Erosion and Sediment Control (E&S) Plan and a Post-Construction Stormwater Management (PCSM) Plan and compliance with Federal technology-based effluent standards at 40 CFR Part 450.

Rate or Frequency of Discharge: Stormwater discharges during and following earth disturbance activities are precipitation-induced and will vary depending on factors such as the area of impervious surfaces, the size and placement of best management practices (BMPs) and the intensity of precipitation.

Project Description: Proposed construction of an access road and 4-million-gallon LNG tank.

Special Conditions: N/A

You may review the permit application file by contacting DEP's File Review Coordinator at 717-705-4732.

### 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.

Individuals 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.

Individuals in need of accommodations should contact the SCC through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

### 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>
West Donegal Farms— Leon Ray Zimmerman 2011 Maytown Road Elizabethtown, PA 17022	Lancaster County	237.6	674.82	Swine/Pullets	NA	Renewal
Forry Farms— Daniel & Dwight Forry 1015 Prospect Road Columbia, PA 17512	Lancaster County	348.5	664.77	Swine	NA	Renewal
Paul Dotterer & Sons, Inc. 410 Kryder Road Mill Hall, PA 17751	Clinton County	2,597.3	3,007.31	Dairy	HQ	Renewal
Eric Good 4840 Biesecker Road Thomasville, PA 17365	York County	144.3	392.07	Broilers/Beef Steers/Sheep	NA	Renewal
Irwin Martin Estate c/o Esther Martin 231 Brosius Hill Road Mt. Pleasant Mills, PA 17853	Snyder County	46.4	704.71	Turkeys	NA	Renewal
Laverne Rohrer 118 Bentz Mill Road East Berlin, PA 17316	York County	44	377.52	Turkeys, Dairy Calves	NA	Renewal

<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>
Schwalm Pig Farm 351 Bastian Road Halifax, PA 17032	Dauphin County	82.8	368.88	Swine	NA	Renewal
Marlin Hartzler 39 Hazel Lane Belleville, PA 17004	Mifflin County	134.82	655.71	Swine, Beef, Cow	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 Public Water Supply (PWS) permits to construct or substantially modify public water systems.

Individuals 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 Environmental Protection (DEP) 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, DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

**SAFE DRINKING WATER**

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

*Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Nadera Bair, Clerk, 570-327-0551.*

**Application No. 4923505**, Construction, Public Water Supply.

Applicant	<b>Dutch Valley Food Company LLC</b>
Address	1000 S Second Street P.O. Box 471 Sunbury, PA 17801
Municipality	City of Sunbury
County	<b>Northumberland County</b>

Responsible Official	David Gose 1000 S Second Street P.O. Box 471 Sunbury, PA 17801
Consulting Engineer	Kenneth M Justice, P.E. 1036 Woods Lane Ambler, PA 19002
Application Received	August 16, 2023
Description	Permitting new source: Pine Valley Spring No. 1 Bottled water source.

*Northwest Region: Safe Drinking Water Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: David Sterrett, Environmental Engineer, 814-332-6899.*

**Application No. 6250008**, Construction, Public Water Supply.

Applicant	<b>Corry Two LLC</b>
Address	12250 Route 6 Corry, PA 16407
Municipality	Wayne Township
County	<b>Erie County</b>
Responsible Official	Sudheerraj Dalaval 100 Swale Brook Lane Milford, PA 18337
Consulting Engineer	Greg Del Principe, P.E. New Castle Engineers 650 Shenango Stop Road New Castle, PA 16101
Application Received	August 14, 2023
Description	Well B and C cleaning/ rehabilitation; WTP Upgrades to include softening, upgraded chlorine contact, upgraded booster pumps, and pressure tanks.

*Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Daniel J. Cannistraci, Environmental Engineering Specialist, 717-705-4700.*

**Application No. 3623524**, Construction, Public Water Supply.

Applicant	<b>Flory's Camping</b>
Address	99 N Ronks Rd Ronks, PA 17572
Municipality	East Lampeter Township

County **Lancaster County**  
 Responsible Official Claudette Korzniecki  
 99 N Ronks Rd  
 Ronks, PA 17572

Consulting Engineer Steckbeck Engineering and  
 Surveying, Inc.  
 279 N Zinns Mill Rd  
 Suite A  
 Lebanon, PA 17042

Application Received August 11, 2023

Description This permit application was  
 submitted for the following  
 changes to the Flory's Camping  
 water system: replace the  
 existing sediment filter with two  
 (2) next sand filters, replace the  
 existing softener with two (2)  
 twin vessel ion exchange  
 softeners, replace the existing  
 nitrate removal units with two  
 (2) twin vessel ion exchange  
 removal units, replace the  
 existing acid neutralizer with a  
 Klenphos 400 feed system, and  
 provide additional handheld  
 monitoring instrumentation.

**Application No. 0623515**, Construction, Public Water  
 Supply.

Applicant **Lazy K Campgrounds, Inc.**  
 Address 102 Township Line Rd  
 Bechtelsville, PA 19505

Municipality Washington Township and  
 Colebrookdale Township

County **Berks County**

Responsible Official Michael Kelsch  
 102 Township Line Rd  
 Bechtelsville, PA 19505

Consulting Engineer Hershey Engineering, Inc.  
 703 Woodcrest Ave  
 Lititz, PA 17543

Application Received August 16, 2023

Description Installation of two (2) 600-gallon  
 plastic storage tanks and one (1)  
 hydropneumatic tank with a  
 booster pump.

*Southwest Region: Safe Drinking Water Program, 400  
 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-  
 4000.*

*Contact: RA-EPSWSDW@pa.gov.*

**Application No. 2623510**, Construction, Public Water  
 Supply.

Applicant **North Fayette County  
 Municipal Authority**  
 Address 1634 University Drive  
 P.O. Box 368  
 Dunbar, PA 15431

Municipality Dunbar Township

County **Fayette County**

Responsible Official Kenny Martray  
 1634 University Drive  
 P.O. Box 368  
 Dunbar, PA 15431

Consulting Engineer Herbert, Rowland, and Grubic,  
 Inc.  
 220 West Kensing Drive  
 Suite 100  
 Cranberry Township, PA 16066

Application Received August 1, 2023

Description Application submitted for  
 various upgrades at the Wheeler  
 Bottom Water Treatment Plant.  
 Proposed upgrades include pump  
 replacements, a new backwash  
 tank, upgrade to the coagulant  
 bulk tank system, a new sodium  
 hypochlorite system, a new  
 sodium permanganate system,  
 upgrades to the activated carbon  
 system, and a new rapid mix  
 system.

#### MINOR AMENDMENT

#### Application(s) Received Under the Pennsylvania Safe Drinking Water Act.

*Central Office: Safe Drinking Water Program, Rachel  
 Carson State Office Building, 400 Market Street, Harris-  
 burg, PA 17101, 717-772-4477.*

*Contact: Jacob Fogarty, Environmental Engineer.*

**Application No. 9996427**, Amendment, Minor Amend-  
 ment, Public Water Supply.

Applicant **Polar Beverages**  
 Address 40 Walcott Street  
 Worcester, MA 01610

Municipality Out of State Municipality  
 Borough

County **Worcester County**

Responsible Official Tim Brooks  
 1001 Southbridge Street  
 Worcester, ME 01610

Application Received August 15, 2023

Description Amendment application was  
 submitted to add a 12 oz canned  
 purified water product to the  
 permit.

#### LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

#### UNDER ACT 2, 1995 PREAMBLE 1

**Acknowledgment of Notice(s) of Intent to Remedi-  
 ate 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 Environ-  
 mental Remediation Standards Act (Act) require the  
 Department of Environmental Protection (DEP) to pub-  
 lish in the *Pennsylvania Bulletin* an acknowledgment  
 noting receipt of any Notices of Intent (NOI) to Remedi-  
 ate. An acknowledgment of the receipt of a NOI to



Remediate is used to identify a site where an individual proposes to, or has been required to, respond to a release of a regulated substance at a site. Individuals 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 DEP. A NOI to Remediate filed with DEP 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. An individual 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 DEP. Furthermore, an individual shall not be subject to citizen suits or other contribution actions brought by responsible individuals 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 individual, 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The DEP has received the following Notice(s) of Intent to Remediate.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Ben, 814-350-5132.*

**XPO Logistics Freight Inc. Release**, Primary Facility ID # **868739**, US Interstate 80 West, Mile Marker 3, West Middlesex, PA 16159, Shade Gap Borough, **Mercer County**. Sovereign Consulting Inc., 50 West Welsh XPO Road, Suite 6, Exton, PA 19341 on behalf of XPO Logistics Freight Inc., 2211 Old Earhart Road, Ann Arbor, MI 48105, submitted a Notice of Intent to Remediate. Tractor trailer with split trailers clipped another tractor trailer causing the side of the first trailer to shear off and spill contents onto the roadway before overturning and resting in the median. Approximately 20 gallons of diesel fuel, as well as 100 gallons of perfume product and Meko paint were recovered. Current/future use of the property will be PennDOT ROW. The Notice of Intent to Remediate was published in *The Herald & Allied News* on August 7, 2023. Application received: August 15, 2023.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

**Kuhn Property**, Primary Facility ID # **850448**, 720-724 North Hanover Street, Carlisle, PA 17013, North Middleton Township, **Cumberland County**. Verdantas LLC, P.O. Box 260, New Brighton, PA 15066 on behalf of REC, LLC, 53 West South Street, Suite 1, Carlisle, PA 17013, submitted a Notice of Intent to Remediate. Notice of Intent to Remediate groundwater contaminated with TCE. The site will be remediated to the site-specific standard. Future use of the site is residential and commercial purposes. The Notice of Intent to Remediate was published in *The Sentinel* on July 6, 2023. Application received: August 3, 2023.

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

**Application(s) Received Under the Solid Waste Management Act of July 7, 1980 (P.L. 380, No. 97) (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.**

*Southeast Region: Waste Management Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Mohamad Mazid, Chief, Technical Services, E-Mail Address: RA-EPWM-SERO-PERMITs@pa.gov.*

**101680. Waste Management Disposal Service of Pennsylvania, Inc.**, 200 Bordentown Road, Tullytown, PA 19007, Falls Township, **Bucks County**. This major permit modification application is requesting the approval for the distribution of landfill gas collected from the G.R.O.W.S. North (GROWS North) Landfill and transmitted to a new off-site Fairless Renewable Natural Gas (RNG) Plant that is proposed under the General Permit WMGM055 by Waste Management Renewable Energy, LLC (WMRE). The GROWS North Landfill is a closed municipal waste landfill located in Falls Township, Bucks County. Application received: June 16, 2023. Deemed administratively complete: June 21, 2023.

Comments or questions concerning the application should be directed to Waste Management Program Manager, Phone Number 484.250.5960, or by e-mail at RA-EPWM-SERO-PERMITs@pa.gov, Southeast Region, 2 East Main Street, Norristown, PA 19401, 484-250-5900. TDD users may contact the Department through the Pennsylvania Hamilton Relay Service, (800) 654-5984. Public comments must be submitted within 60 days of this notice and may recommend revisions to, and approval or denial of the application.

#### AIR QUALITY

#### PLAN APPROVAL AND OPERATING PERMIT APPLICATIONS

The Department of Environmental Protection (DEP) 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 DEP, 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 DEP received applications for Plan Approvals or Operating Permits from the following facilities. Copies of the application, DEP'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 DEP Regional Office. Appointments for scheduling a review must be made by calling the appropriate DEP Regional Office. The address and telephone number of the Regional Office is listed before the application notices.

Individuals 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 DEP'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.

Any individual wishing to request a hearing may do so during the 30-day comment period. A public hearing may be held, if DEP, 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 DEP determines this type of notification is sufficient. Requests for a public hearing and any relevant information should be directed to the appropriate DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

#### PLAN APPROVALS

---

**Notice of Intent to Issue Plan Approval(s) and Notice of Intent to Issue or Amend Operating Permit(s) 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.**

---

*Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**18-00011: Croda, Inc.**, 8 Croda Way, Mill Hall, PA 17751, Bald Eagle Township, **Clinton County**. Application received: May 8, 2023. For a revised operating permit pursuant to 25 Pa. Code Chapter 127, Subchapter F for the Mill Hall Facility. Croda has submitted an application for a revised State Only Operating Permit which includes a Super-Refined Oils (SRO) process and a Combined Heat and Power (CHP) unit that were approved for construction under Plan Approval 18-00011K. Plan Approval 18-00011K was issued on May 2, 2018 and expired on October 26, 2022. As the SRO process and CHP unit have been constructed pursuant to the plan approval and are currently in operation, a revised operating permit is proposed for continued operation of the sources. Croda is currently operating the sources pursuant to a Consent Order & Agreement with the Department. The proposed operating permit contains all applicable regulatory requirements for the SRO process and CHP unit including monitoring, recordkeeping and reporting conditions. There are no new emission sources at the facility proposed as part of this operating permit revision. The emission limits, throughput limitations and work practice standards along with testing, monitoring, recordkeeping and reporting requirements pertaining to the sources at the facility have been included in the operating permit to ensure the facility complies with all applicable Federal and State air quality regulations. Several permit conditions have been derived from the applicable requirements of 40 CFR Parts 60 and 63 as well as 25 Pa. Code Article III, Chapters 121—145. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the Department's Northcentral Regional Office, 208 West Third Street, Suite 101, Williamsport, PA 17701. Appointments for scheduling a review must be made by calling 570-327-3636.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.*

**36-05071B: Darling Ingredients, Inc.**, 693 Wide Hollow Road, East Earl, PA 17519, East Earl Township, **Lancaster County**. Application received: April 20, 2023. For the construction of both a new cooker with condensers and a new pressing, percolator, and centrifuge process at the Terre Hill facility. The new equipment is a source of PM<sub>10</sub> and VOC emissions. The overall increase in potential emissions from the proposed project will be approximately 26.4 tpy of PM<sub>10</sub> and 2.9 tpy of VOC. DEP's review of the information submitted by the applicant indicates that the air contamination sources as constructed or modified will comply with all regulatory requirements pertaining to air contamination sources and the emission of air contaminants including the best available technology requirement (BAT) of 25 Pa. Code §§ 127.1 and 127.12. Based on these findings, the DEP proposes to issue a plan approval for the construction. If, after the project has been implemented, the DEP 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

#### Notice of Intent to Issue Title V Operating Permit(s) 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, 814-332-6945.*

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

**24-00123, Greentree Landfill, LLC**, 635 Toby Rd, Kersey, PA 15846-1033, Fox Township, **Elk County**. Application received: July 17, 2020. The Department intends to re-issue a Title V Operating Permit to the facility. Greentree's facility is an active municipal solid waste (MSW) landfill. Sources of air emissions at the facility include the landfill, the wastewater treatment plant, a tipper engine, tire shredder, emergency generators and a degreaser unit. The landfill gas (LFG) generated is collected by an active LFG collection system and destroyed by an enclosed flare or processed by a third-party LFG treatment facility whose off-gas is also directed to the enclosed flare. With a design capacity greater than 2.5 million megagrams or 2.5 million cubic meters, the facility is subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G because of rulemaking. The facility is subject to National Emission Standards for Hazardous Air Pollutants (NESHAP) for MSW landfills (40 CFR 63 Subpart AAAA). The New Source Performance Standards (NSPS) for MSW landfills (40 CFR 60 Subpart WWW) have been replaced by 40 CFR 62 Subpart OOO, which is the Federal Plan which implements 60 Subpart Cf. The emergency generators and the engine for the tire shredder are subject to 40 CFR Part 63, Subpart ZZZZ. The facility is not subject to the RACT requirements because it is a minor source of VOC and NO<sub>x</sub>. The potential-to-emit of the facility through 2027 for SO<sub>x</sub> is 97.93 TPY. The facility has taken an elective emission restriction to operate the gas treatment plant for a minimum of 25% of the time to provide a reasonable assurance with the SO<sub>x</sub> limit. Actual emissions reported for 2022 were: 6.77 TPY CO, 8.21 TPY NO<sub>x</sub>, 31.31 TPY PM<sub>10</sub>, 6.87 TPY PM<sub>2.5</sub>, 5.90 TPY SO<sub>x</sub>, and 7.89 TPY VOC. Copies of the application, the Department's analysis and other documents used in the evaluation of the application are available for public inspection during normal business hours at the Department of Environmental Protection, 230 Chestnut Street, Meadville, PA 16335. Any person wishing to provide the Department of Environmental Protection with additional information that they believe should be considered prior to the issuance of this permit may submit the information to the Department at the previously listed address. A 30-day comment period, from the date of this publication, 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 Permit # TV 24-00123) 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, 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 Mr. Eric Gustafson, Regional Air Quality Program Manager, Department of Environmental Protection, Northwest Region, 230 Chestnut Street, Meadville, PA 16335. For additional information concerning the permit or the issuance procedure, contact Mr. Matthew Williams, Facilities Permitting Chief, Air Quality Program, at the same address or phone at (814) 332-6940.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**23-00041, MIPC LLC/Chelsea Tank Farm**, 920 Cherry Tree Rd, Aston, PA 19014, Upper Chichester Township, **Delaware County**. Application received: November 7, 2022. Renewal of the Title V Operating Permit for its Chelsea Tank Farm, a pipeline breakout station for refined petroleum products. The Chelsea Tank Farm is a major facility for volatile organic compounds (VOC) emissions. Current estimates indicate a potential to emit of 80.8 tons VOC per year (12-month rolling sum). The facility is a minor source for hazardous air pollutants (HAPs) with current estimates of the potential to emit of 3.62 tons/year, also on a 12-month rolling basis. The Chelsea Tank Farm comprises twelve (12) storage tanks, pumping stations and pipelines. The tanks are all outfitted with internal floating roofs, which minimize emissions. There have been no changes to the tanks since the last renewal. Minor sources at the facility include an office heater (0.145 MMBtu/hr boiler), an emergency generator (150 kW) and a fire pump engine (237 hp). The facility is subject to the following Federal regulations: three Subparts from 40 CFR Part 63: Subpart BBBBBB, the National Emission Standards for Hazardous Air Pollutants (NESHAPs) for Gasoline Distribution Bulk Terminals, Bulk Plants and Pipeline Facilities; Subpart JJJJJJ, NESHAPs for Industrial, Commercial, and Institutional Boilers Area Sources; and Subpart ZZZZ, NESHAPs for Stationary Reciprocating Internal Combustion Engines, and 40 CFR Part 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. Upon final approval, the permit will be renewed for a period of five (5) years. The renewal does not authorize any increase in air emissions of regulated pollutants above previously approved levels. The renewal contains all applicable requirements including monitoring, recordkeeping and reporting.

### OPERATING PERMITS

#### Notice of Intent to Issue Operating Permit(s) 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 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**17-00070, Baronick Funeral Home & Crematorium, Inc.**, 211 South Main St., Dubois, PA 15801, City of DuBois, **Clearfield County**. Application received: December 15, 2022. State Only Operating Permit renewal authorization to permit continued operation of their existing human crematory source. The facility is comprised of



a human crematory (Source ID 001) and the natural gas fired boiler (Source ID 031), along with the existing misc. space heaters fired on natural gas. The type and quantity of pollutants emitted on a facility-wide basis are, as follows: 1.00 ton per year (tpy) PM<sub>10</sub>; 0.305 tpy SO<sub>x</sub>; 0.500 tpy NO<sub>x</sub>; 0.414 tpy CO; 0.042 tpy VOC; and 0.69 total HAPs. There were no changes to the facility over the permit cycle, nor any plan approval or RFD to incorporate. The State Only Permit renewal authorization incorporates minor changes in the applicable compliance demonstration requirements for Source ID 001, along with the facility's other sources. The State Only Permit renewal contains all applicable requirements including the testing, monitoring, recordkeeping, reporting, work practice other compliance conditions as necessary to verify compliance with the applicable requirements as derived from the PA DEP air quality rules and regulations under 25 Pa. Code Article III, Chapters 121 and 145, relating to Air Resources. All pertinent documents used in the evaluation of the application are available for public review during normal business hours at the PA DEP'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.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Norm Frederick 570-826-2409.*

**54-00002, Honeywell Intl. Inc./Pottsville PLT**, 98 Westwood Rd, Pottsville, PA 17901-1834, Norwegian Township, **Schuylkill County**. Application received: February 23, 2023. The Department intends to issue a renewal State-Only (Synthetic Minor) Operating Permit for operation of a plastic film and sheet manufacturing facility located in Norwegian Township, Schuylkill County. The sources include pellet dryers, film extrusion lines, storage tanks, vacuum pumps, conveying systems, and a parts washer. The control devices are cyclones. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

**48-00106, Tierpoint LLC/Bethlehem 2 Data CTR**, 3864 Courtney St, Bethlehem, PA 18017-8987, Macungie Borough, **Lehigh County**. Application received: February 24, 2023. The Department intends to issue a renewal State-Only (Synthetic Minor) Permit for the data processing services facility located in Upper Macungie Borough, Lehigh County. The main sources at this facility consist of three (3) emergency generators operated by diesel fuel. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and VOC's. The proposed operating permit contains applicable requirements for emission limitations, work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

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

**10-00298, Luxfer Magtech Inc. Saxonburg Plant**, 955 Saxonburg Blvd., Saxonburg, PA 16056-2317, Saxon-

burg Borough, **Butler County**. Application received: March 28, 2022. The Department intends to issue the renewal of the Natural Minor Permit of a magnesium-lime powder manufacturing facility. The permitted sources at the facility include grinding, mixing, loading, an emergency generator, and parts washer. Three sources previously permitted (108, 109, and 113) are also removed from the operating permit. The facility shall be required to submit a plan approval application within 60 days of issuance of the permit renewal for control of particulate matter from Source 114, unless the Department approves an alternative scheduled for submittal.

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

**42-00061, Dresser Pipeline Solutions/McKean**, 41 Fisher Ave, Bradford, PA 16701-1649, City of Bradford, **McKean County**. Application received: October 5, 2022. The Department intends to issue a renewal State Only Natural Minor Operating Permit for the pipe couplings and pipe joining device manufacturing facility. The facility's primary emission sources include: a burn-off oven, surface coating operations, miscellaneous natural gas combustion and process heaters, parts washers, four natural gas-fired emergency generator engines, one diesel-fired emergency fire pump engine, and dry abrasive blasting, machining, grinding/polishing, and welding. The potential emissions of the primary pollutants are as follows: PM<sub>10</sub> and PM<sub>2.5</sub>: 3.60 TPY; NO<sub>x</sub>: 34.11 TPY, SO<sub>x</sub>: 0.26 TPY, CO: 13.13 TPY, VOC: 21.37 TPY, and total HAP: 7.76 TPY; thus, the facility is a natural minor. The new burn-off oven is subject to general permit GP4 conditions. The surface coating processes are subject to 25 Pa. Code § 129.52d for control of VOC emission from miscellaneous metal part surface coating processes. The metal finishing processes are subject to 40 CFR 63 Subpart XXXXXX, NESHAP for Metal Fabrication and Finishing. The three new natural gas-fired emergency generator engines are subject to 40 CFR 60 Subpart JJJJ, Standards of Performance for Stationary Spark Ignition Internal Combustion Engines. The new fire pump engine is subject to 40 CFR 60 Subpart IIII, Standards of Performance for Stationary Compression Ignition Internal Combustion Engines. The permit will contain emission restrictions, recordkeeping, work practices, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.*

**07-03058, NPC Inc., Claysburg Plant**, 13710 Dunning Highway, Claysburg, PA 16625, Greenfield Township, **Blair County**. Application received: September 30, 2022. To issue a renewal of the facility's State-Only Operating Permit for operation of the printing facility. This facility-wide PTE is calculated to be: 32.85 tpy VOC, 0.04 tpy PM<sub>10/2.5</sub>, 0.75 tpy HAPs, 0.89 tpy NO<sub>x</sub>, 0.51 tpy CO and less than 1 tpy of SO<sub>2</sub>. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 25 Pa. Code § 129.63 (Degreasing operations), 25 Pa. Code § 129.67a Control of VOC emissions from flexible packaging printing presses, 25 Pa. Code § 129.67b Control of VOC emissions from offset lithographic printing presses and letterpress printing presses, 40 CFR 63 Subpart ZZZZ National Emissions

Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines and 40 CFR Part 60, Subpart JJJJ—Standards of Performance for Stationary Spark Ignition Internal Combustion Engines.

**67-03094, Del Wood Kitchens, Inc.**, 1856 Dubs Church Road, Hanover, PA 17331-8581, Manheim Township, **York County**. Application received: January 18, 2023. To issue a State Only Operating Permit for the wood furniture manufacturing facility. Potential emissions at the facility are estimated to be the following: CO—11.04 tpy, NO<sub>x</sub>—9.01 tpy, PM<sub>10</sub>—5.28 tpy, SO<sub>2</sub>—0.93 tpy, VOC—19.79 tpy, total HAPs—5.84 tpy. The natural minor operating permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include provisions derived from 40 CFR 63 Subpart JJJJJ—National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources and 25 Pa. Code § 129.52—Surface coating processes.

*Contact: Thomas Hanlon, PE, East Permit Section Chief, 717-705-4862.*

**36-03139, Kabar Products, LLC**, 98 E. Main St., Leola, PA 17540, Upper Leacock Township, **Lancaster County**. Application received: May 31, 2023. For their steel products manufacturing operation. The facility's PM emissions potential is estimated at 0.09 ton of PM; also, the facility has historically had actual VOC emissions of 2-3 tpy. The Operating Permit will include emission limits and work practice standards along with monitoring, recordkeeping and reporting requirements to ensure the facility complies with the applicable air quality regulations. Among other items, the conditions include 25 Pa. Code § 129.63 Degreasing Operations, and 25 Pa. Code § 129.52d Control of VOC Emissions from Miscellaneous Metal Parts Surface Coating Processes, Miscellaneous Plastic Parts Surface Coating Processes and Pleasure Craft Surface Coatings.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

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

**63-00159, Stone & Company, Inc./Charleroi Plant**, 2nd and Railroad Way, Charleroi, PA 15022, Charleroi Borough, **Washington County**. Application received: March 10, 2023. In accordance with 25 Pa. Code §§ 127.424, 127.425 and 127.521, the Department is providing notice of intent to issue a renewal natural minor State Only Operating Permit for a concrete batch plant located in Charleroi Borough, Washington County. Stone & Co., Inc. owns and operates a concrete batch plant and concrete block manufacturing facility along the Monongahela River. The facility consists of two silos, haul roads, miscellaneous handling and transfer, and ground storage. This facility has a potential to emit 1.3 tons/12-consecutive month period (12-cmp) of NO<sub>x</sub>, 0.4 ton/12-cmp of CO, 0.1 ton/12-cmp of SO<sub>x</sub>, 0.1 ton/12-cmp of VOCs, 0.2 ton/12-cmp of PM, and 0.1 ton/12-cmp PM<sub>10</sub>. 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 informa-

tion that they believe should be considered prior to the issuance of the State-Only Operating Permit may submit the information to Tom Joseph, Facilities Permit Chief, Department of Environmental Protection, Southwest Regional Office, 400 Waterfront Drive, Pittsburgh, PA 15222. Each written comment must contain the name, address and telephone number of the person submitting the comments, identification of the proposed Operating Permit (63-00159) 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.

## 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 (DEP). 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 DEP 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 DEP 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

#### *Coal Applications*

*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

<i>Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Iron (total)	1.5 to 3.0 mg/l	3.0 to 6.0 mg/l	3.5 to 7.0 mg/l
Manganese (total)	1.0 to 2.0 mg/l	2.0 to 4.0 mg/l	2.5 to 5.0 mg/l
Suspended solids	10 to 35 mg/l	20 to 70 mg/l	25 to 90 mg/l
Aluminum (Total)	0.75 to 2.0 mg/l	1.5 to 4.0 mg/l	2.0 to 5.0 mg/l

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

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.*

*Contact: Cassie Stanton, Clerical Assistant 2, 814-342-8200.*

**Mining Permit No. 17030107. NPDES No. PA0243485. Swisher Contracting, Inc.,** P.O. Box 1223, Clearfield, PA 16830, Lawrence Township, **Clearfield County.** Permit renewal application for a bituminous surface coal mine and associated NPDES permit affecting 3.5 acres. Remaining mining activities consist only of operation and maintenance of a post-mining mine drainage water treatment system. Receiving stream(s): Unnamed tributary to Moose Creek classified for the following use(s): CWF, MF. Application received: August 18, 2023. Accepted: August 21, 2023.

**Mining Permit No. 17793123. NPDES No. PA0089603. Strishock, LLC,** P.O. Box 1006, Dubois, PA 15801, Union Township, **Clearfield County.** Permit renewal application for a bituminous surface coal mine and associated NPDES permit affecting 14.3 acres. Remaining mining activities consist only of operation and maintenance of a post-mining mine drainage water treatment system. Receiving stream(s): Sugar Camp Run and Laborde Branch classified for the following use(s): CWF. Application received: August 21, 2023. Accepted: August 22, 2023.

### **MINING ACTIVITY NPDES DRAFT PERMITS**

This notice provides information about applications for a new, amended or renewed National Pollutant Discharge Elimination System (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 (DEP) 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 DEP 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.

*Noncoal NPDES Draft Permits*

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.*

*Contact: Cassie Stanton, Clerical Assistant.*

**NPDES No. PA0237868. Mining Permit No. 08970302 & Mining Permit Number 08120302. Bishop Brothers Construction Co., Inc.**, 1376 Leisure Drive, Towanda, PA 18848, Wyalusing Township, **Bradford County**. Application received: June 12, 2023.

Renewal of an NPDES permit for discharge of water resulting from surface mining of industrial minerals affecting 261.0 acres. Receiving stream(s): Susquehanna River, classified for the following use(s): WWF, MF.

The following outfalls discharge to the Susquehanna River:

<i>Outfall No.</i>	<i>New or Existing</i>	<i>Type</i>	<i>Discharge Rate</i>
001	Existing	Sedimentation Pond (SP1)	Precipitation Induced
002	Existing	Process Water Pond (PP3)	Precipitation Induced

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

<i>Outfalls: 001 (Discharges during 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 (Discharges after ≤10-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 (Discharges after &gt;10-yr/24-hr Precip. Event)</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		
Conductivity (µS/cm)	Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units.			
<i>Outfalls: 002 (All Discharges)</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		
Conductivity (µS/cm)	Report		
pH (S.U.): Must be between 6.0 and 9.0 standard units.			

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.*

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**NPDES Permit No. PA0612537. Mining Permit No. 7874SM3. New Enterprise Stone & Lime Co., Inc.**, 3912 Brumbaugh Road, New Enterprise, PA 16664, Whitehall Township, **Lehigh County**. Application received: October 21, 2022.

Renew NPDES Permit affecting 137.6 acres. Receiving stream: Coplay Creek Watershed, classified for the following uses: CWF, MF. The first downstream potable water supply intake from the point of discharge is LCA Allentown Intake. The Department has made a tentative determination to impose effluent limitations, within the ranges specified in Table 1 for Parameter in addition to the limits identified in Table 2.

<i>Outfall Nos.</i>	<i>New Outfall (Y/N)</i>	<i>Type</i>
001	N	TFO
<i>Outfalls: Parameter</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>
pH <sup>1</sup> (S.U.)	6.0	9.0
Total Alkalinity (as CaCO <sub>3</sub> ) (mg/L)		Monitor And Report

<i>Outfalls: Parameter</i>	<i>Minimum</i>	<i>30-Day Average</i>	<i>Daily Maximum</i>	<i>Instantaneous Maximum</i>
Total Acidity (as CaCO <sub>3</sub> ) (mg/L)				
Net Alkalinity (mg/L)	0.0			
Total Suspended Solids (mg/L)		35.0	70.0	90.0
Discharge (MGD)		5.76		
Total Dissolved Solids (mg/L)				
Sulfates (mg/L)				
Oil and Grease (mg/L)				
Copper				

<sup>i</sup>This Parameter is applicable at all times.

## FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The following permit applications, requests for Environmental Assessment approval and requests for 401 Water Quality Certification have been received by the Department of Environmental Protection (DEP). 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. Individuals 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 DEP may schedule a fact-finding hearing or an informal conference in response to comments if deemed necessary. Maps, drawings and other data pertinent to the certification request are available for inspection between the hours of 8:00 a.m. and 4:00 p.m. on each working day at the office noted above the application.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

### 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)).

*Northcentral Region: Waterways & Wetlands Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: James Cassidy, Senior Civil Engineer, 570-855-9764.*

**E4104223-005. PA DCNR**, 400 Market Street, 8th Floor, Harrisburg, PA 17101, Brown Township, **Lycoming County**. U.S. Army Corps of Engineers Baltimore District. Application received: May 8, 2023.

This project will include the construction of an ADA accessible concrete fishing platform and streamside re-

taining wall, located at the Tomb Flats Campground (Tiadaghton State Forest). The fishing platform will be approximately 100 feet in length, 12 feet in width, and 2.5 feet above grade. Additionally, the project also proposes to improve the existing Tomb Flats boat launch and extend the launch ramp approximately 15 feet in Pine Creek. The project also include a walkway to the boat launch and concrete fishing platform, as well as two ADA complaint parking spaces. Latitude: 41.45983°, Longitude: -77.509568°.

*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: RA-EPWW-NWRO@pa.gov.*

**E2506223-004. Matthew Bauer**, 7382 McGill Road, Harorcreek, PA 16421, Harorcreek Township, **Erie County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: August 14, 2023.

The applicant proposes excavate approximately 410 linear feet of a UNT to Twelvemile Creek and floodway with a drainage area of less than 100 acres for the construction of a 4-acre farm pond and a non-jurisdictional dam. The project is located at 7382 McGill Road, Harorcreek PA 16421. Latitude: 42.153806°, Longitude: -79.937449°.

*Southeast Region: Waterways & Wetlands Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Elaine Henderson, Clerical Assistant, 484-250-5157.*

**E2301223-006. City of Chester**, 14th Street, Chester, PA 19013, City of Chester, **Delaware County**. U.S. Army Corps of Engineers Philadelphia District. Application received: July 28, 2023.

To construct and maintain the following listed water obstruction and encroachment activities associated with the City of Chester, Dock Street Public Works Garage. The project proposes to construct a new public works garage, asphalt pavement, salt storage, site lighting, ADA Accessibility, concrete curb, sidewalk, and stormwater management facility, along the floodplain of Chester Creek (WWF/MF). The site is located adjacent to 2nd Street, near the intersection of Penn's Land Park (Marcus Hook, PA USGS map) in the City of Chester, Delaware County. Latitude: 39.844141°, Longitude: -75.360472°.

*Southwest Region: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: D. J. Stevenson, 412-442-4281.*

**E6507223-009. CNX Gas Company, LLC**, 1000 Horizon Vue Drive, Canonsburg, PA 15317, Washington Township, **Westmoreland County**. U.S. Army Corps of Engineers Pittsburgh District. Application received: May 11,

2023. Latitude: 40.505523°, Longitude: -79.558658°. (Quadrangle: Slickville and Vandergrift).

CNX Gas Company, LLC will install, operate, and maintain two 7' x 10.78" submerged intakes within the Beaver Run Reservoir, Westmoreland County, Washington

Township. The intake screen (<0.1") and velocity rates (< 0.5 ftp) for each intake structure was designed to follow PFBC recommendations. The withdrawal will be in accordance with CNX's Water Management Plan (WMP-159257-5).

Resource	Resource Type	Location (Latitude, Longitude)	Activity Type	Temporary Direct Impacts (acres)
Beaver Run Reservoir Intake # 35.2	HQ-CWF	40.505523, -79.558658	Intake Placement	0.0003
		40.505540, -79.558651	Flexible Hose Installation	
UNT 2 to Beaver Run	HQ-CWF	40.505748, -79.559005	Flexible Hose Installation/ Timber Mat Crossing	0.0430
Beaver Run Reservoir Intake # 35.5	HQ-CWF	40.470747, -79.568205	Intake Placement	0.0007
		40.470804, -79.568277	Flexible Hose Installation	

Contact: Dana Drake, Program Manager, 412-442-4000.

**E0205123-016. PennDOT District 12-0**, 45 Thoms Run Road, Bridgeville, PA 15017, Forward Township, Allegheny County. U.S. Army Corps of Engineers Pittsburgh District. Application received: July 19, 2023. Latitude: 40° 12' 22.8096", Longitude: -79° 51' 27.6265".

The applicant proposes to:

Remove the existing, 10' wide, 6.06' high, 127' long, Single Span Concrete T-Beam Bridge, and to construct and maintain a replacement, 11.5' wide, 5.5' high, 105' long Precast Concrete Box Culvert, with end sections, in Becketts Run (WWF), and to construction and maintain stream bank protection along 85 LF on the upstream side, and along 57 LF on the downstream side, of the proposed culvert. Cumulatively, the project will have a permanent impact of 142 LF, and a temporary impact of 314 LF, on Becketts Run (WWF).

For the purpose of replacing the structure carrying SR 0136 over Becketts Run (WWF).

The project site is located near the intersection of Ella Hollow Road and Rainbow Run Road (Donora, PA USGS topographic quadrangle; N: 40°, 12', 22.8096"; W: -79°, 51', 27.6265"; Sub-basin 19C; USACE Pittsburgh District), in Forward Township, Allegheny County.

**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 (DEP) 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.

Individuals wishing to comment on the proposed permit are invited to submit a statement to the appropriate DEP 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 DEP 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 DEP Regional Office during the 30-day public comment period.

Following the 30-day comment period, the appropriate Regional Office 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.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

*Southwest Region: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

Contact: RA-EPSW-OGSUBMISSION@pa.gov.

ESCGP-3 # **ESCP #**

Applicant Name **Olympus Energy, LLC—ESP076523002-00E**

Contact Person Brian Dillemath, (724) 754-0110, bdillemath@olympusenergy.com

Address 501 Technology Drive, Suite 1200

City, State, Zip Canonsburg, PA 15317

Township(s) Upper Burrell Township

County **Westmoreland County**

Receiving Stream(s) and Classification(s) Unnamed Tributaries to Pucketa Creek (TSF)

Application received: June 15, 2023



---

**ACTIONS**


---

**THE PENNSYLVANIA CLEAN STREAMS LAW AND THE FEDERAL CLEAN WATER ACT**
**FINAL ACTIONS TAKEN FOR NPDES PERMITS AND WQM PERMITS**

The Department of Environmental Protection (DEP) has taken the following actions on previously received applications for new, amended, and renewed National Pollutant Discharge Elimination System (NPDES) and Water Quality Management (WQM) permits, applications for permit waivers, and Notice of Intent (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 and Individual permits under 25 Pa. Code Chapter 102, including links to Individual Chapter 92a 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 for Chapter 91 & 92a permits; RA-EPWW-SERO@pa.gov for Chapter 102 permits.*

*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 for Chapter 91 & 92a permits; RA-EPWW-NERO@pa.gov for Chapter 102 permits.*

*DEP Southcentral Regional Office (SCRO)—909 Elmerton Avenue, Harrisburg, PA 17110. File Review Coordinator: 717-705-4732. Email: RA-EPNPDES\_SCRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SCRO@pa.gov for Chapter 102 permits.*

*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 for Chapter 91 & 92a permits; RA-EPWW-NCRO@pa.gov for Chapter 102 permits.*

*DEP Southwest Regional Office (SWRO)—400 Waterfront Drive, Pittsburgh, PA 15222. File Review Coordinator: 412-442-4286. Email: RA-EPNPDES\_SWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-SWRO@pa.gov for Chapter 102 permits.*

*DEP Northwest Regional Office (NWRO)—230 Chestnut Street, Meadville, PA 16335. File Review Coordinator: 814-332-6078. Email: RA-EPNPDES\_NWRO@pa.gov for Chapter 91 & 92a permits; RA-EPWW-NWRO@pa.gov for Chapter 102 permits.*

*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 Regional Permit Coordination Office (RPCO)—400 Market Street, Harrisburg, PA 17105. File Review Coordinator: 717-772-5987. Email: RA-EPREGIONALPERMIT@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. 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. 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. Individuals 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. 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. Important legal rights are at stake, however, so individuals should contact a lawyer at once.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

For actions taken on applications for pipelines that are regulated by the Federal Energy Regulatory Commission (FERC).

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).

**I. Final Action(s) on NPDES and WQM Permit Application(s) and NOIs for Sewage, Industrial Waste, Industrial Stormwater, MS4s, Pesticides, CAFOs and Individual Construction Stormwater.**

<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>
PAD020064	Chapter 102 Individual NPDES Permit	Issued	Parking Partners XXIII Block E, LLC 1000 N West Street Suite 850 Wilmington, DE 19801-1050	Pittsburgh City Allegheny County	SWRO
PAD020066	Chapter 102 Individual NPDES Permit	Issued	Coen Market, Inc. 1000 Philadelphia Street Canonsburg, PA 15317-1700	Baldwin Borough Allegheny County	SWRO
PAD180030	Chapter 102 Individual NPDES Permit	Issued	Maguire Robert A P.O. Box 400 McElhattan, PA 17748	Gallagher Township Clinton County	NCRO
PAD210080	Chapter 102 Individual NPDES Permit	Issued	Front Porch Bldr 430 N Front Street Wormleysburg, PA 17043-1114	Monroe Township Cumberland County	SCRO
PAD210094	Chapter 102 Individual NPDES Permit	Issued	JHA Co. 34 Strohm Road Shippensburg, PA 17257-9652	Southampton Township Cumberland County	SCRO
PAD360096	Chapter 102 Individual NPDES Permit	Issued	Fisher David S 2661 Bernville Road Reading, PA 19605	Salisbury Township Lancaster County	SCRO
PAD380025	Chapter 102 Individual NPDES Permit	Issued	Amerco Real Estates Co. 2727 N Central Avenue Phoenix, AZ 85004-1120	Lebanon City Lebanon County	SCRO
PAD390255	Chapter 102 Individual NPDES Permit	Issued	Grist Mill Development Co. LLC 1013 Brookside Road Suite 202 Wescosville, PA 18106	Lower Macungie Township Lehigh County	NERO
PAD390262	Chapter 102 Individual NPDES Permit	Issued	Patriot LLC P.O. Box 1400 Vorhees, NJ 08043	Upper Macungie Township Lehigh County	NERO
PAD390263	Chapter 102 Individual NPDES Permit	Issued	Padda Properties LLC 1952 Applewood Drive Orefield, PA 18069-9535	South Whitehall Township Lehigh County	NERO
PA0245488	Industrial Stormwater Individual NPDES Permit	Issued	Anholt Tech Inc. 440 Church Road Avondale, PA 19311-9786	Avondale Borough Chester County	SERO
PAS212218	Industrial Stormwater Individual NPDES Permit	Issued	Oldcastle Apg Northeast Inc. 800 Uhler Road Easton, PA 18040-6617	Forks Township Northampton County	NERO
0913926	Joint DEP/PFBC Pesticides Permit	Issued	Boy Scouts of America Camp Ockanickon 5787 State Park Road Pipersville, PA 18947-1501	Plumstead Township Bucks County	SERO
0913941	Joint DEP/PFBC Pesticides Permit	Issued	Spring Mill Country Club 80 Jacksonville Road Ivyland, PA 18974-1514	Warminster Township Bucks County	SERO
0923812	Joint DEP/PFBC Pesticides Permit	Issued	Shelanski Joseph 947 Woodbine Lane Quakertown, PA 18951-5436	Haycock Township Bucks County	SERO
1023821	Joint DEP/PFBC Pesticides Permit	Issued	Georgetown Square Homeowners Assoc 120 Dorsch Drive Cranberry Twp, PA 16066-7468	Cranberry Township Butler County	NWRO



<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
1513859	Joint DEP/PFBC Pesticides Permit	Issued	North Hills Civic Association 971 N Penn Drive West Chester, PA 19380-4328	West Chester Borough Chester County	SERO
2023808	Joint DEP/PFBC Pesticides Permit	Issued	Sandra Grinarml 19531 Skelontown Road Cambridge Springs, PA 16403-2153	Cussewago Township Crawford County	NWRO
2023809	Joint DEP/PFBC Pesticides Permit	Issued	Jodi Ray 17979 Ackerman Drive Meadville, PA 16335-9202	Union Township Crawford County	NWRO
2523802	Joint DEP/PFBC Pesticides Permit	Issued	Jill Faulkner 7911 Bargain Road Erie, PA 16509-4219	McKean Township Erie County	NWRO
4323806	Joint DEP/PFBC Pesticides Permit	Issued	Derek Bayer 532 Campground Road West Middlesex, PA 16159-2816	Shenango Township Mercer County	NWRO
4323807	Joint DEP/PFBC Pesticides Permit	Issued	Robert Craft 27 Cassidy Drive Mercer, PA 16137-3403	East Lackawannock Township Mercer County	NWRO
6123803	Joint DEP/PFBC Pesticides Permit	Issued	Daniel Slagle 306 Wallaceville Road Titusville, PA 16354-8462	Oakland Township Venango County	NWRO
6520802	Joint DEP/PFBC Pesticides Permit	Issued	Fennick Sean E 4855 Mamont Road Murrysville, PA 15668-9320	Murrysville Borough Westmoreland County	SWRO
1500421	Land Application and Reuse of Sewage Individual WQM Permit	Issued	Upper Uwchlan Township Municipal Authority 140 Pottstown Pike Chester Springs, PA 19425-9516	Upper Uwchlan Township Chester County	SERO
1588416	Land Application and Reuse of Sewage Individual WQM Permit	Issued	Balmoral Homeowners Maintenance Corp P.O. Box 119 Chadds Ford, PA 19317	Kennett Township Chester County	SERO
PAI132284	MS4 Individual NPDES Permit	Waived	Rice Township Luzerne County 3000 Church Road Mountain Top, PA 18707-9035	Rice Township Luzerne County	NERO
PA0034568	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Harbor Mobile Home Village & Terrace Sales Inc. 203 Independence Lane New Castle, PA 16101-2883	Union Township Lawrence County	NWRO
PA0045802	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Jones Estates Stanton Hills PA LLC 2310 S Miami Boulevard Suite 238 Durham, NC 27703-5798	Hempfield Township Westmoreland County	SWRO
PA0096571	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Bethlehem Center School District 194 Crawford Road Fredericktown, PA 15333-2012	Deemston Borough Washington County	SWRO
PA0223000	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Kalyumet Campground LLC 716 Waverly Street Unit A Houston, TX 77007-1407	Highland Township Clarion County	NWRO

## NOTICES

5555

<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>
PA0254266	Minor Sewage Facility < 0.05 MGD Individual NPDES Permit	Issued	Family Guidance Inc. 227 Lance Road Clinton, PA 15026-1567	Hanover Township Beaver County	SWRO
1194401	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	West Branch Sewer Authority Cambria County 901 Maple Avenue Suite 2 Northern Cambria, PA 15714-1331	Susquehanna Township Cambria County	SWRO
1600403	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Kalyumet Campground LLC 716 Waverly Street Unit A Houston, TX 77007-1407	Highland Township Clarion County	NWRO
3772402	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Harbor Mobile Home Village & Terrace Sales Inc. 203 Independence Lane New Castle, PA 16101-2883	Union Township Lawrence County	NWRO
3784404	Minor and Non-NPDES Sewage Treatment Facility Individual WQM Permit	Issued	Cunningham MHP Inc. 203 Independence Lane New Castle, PA 16101-2883	Scott Township Lawrence County	NWRO
NOEX10802	No Exposure Certification	Issued	Pine Grove Landfill Inc. 10376 Bullock Drive King George, VA 22485	Pine Grove Township Schuylkill County	NERO
NOEXNE053	No Exposure Certification	Issued	Tower Products Inc. 2703 Freemansburg Avenue Easton, PA 18045-6090	Palmer Township Northampton County	NERO
NOEXSW243	No Exposure Certification	Issued	Westinghouse Air Brake Tech Corp d/b/a Wabtec 3004 Venture Court Export, PA 15632-8949	Penn Township Westmoreland County	SWRO
PAG030128	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Republic Environmental System PA LLC 2869 Sandstone Drive Hatfield, PA 19440-1912	Hatfield Township Montgomery County	SERO
PAG030150	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Dana Driveshaft Products LLC 1040 Center Avenue Pottstown, PA 19464-5802	Pottstown Borough Montgomery County	SERO
PAG030215	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Pecora Corp 165 Wambold Road Harleysville, PA 19438-2014	Lower Salford Township Montgomery County	SERO
PAG032203	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Dupont Terminal DE LLC 900 S Eisenhower Boulevard Middletown, PA 17057-5503	Pittston Township Luzerne County	NERO
PAG032219	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Dober Chemical Corp 11230 Katherines Crossing Woodridge, IL 60517-5127	Hazle Township Luzerne County	NERO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
PAG032279	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	General Dynamics OTS (Wilkes-Barre) LLC 1060 Hanover Street Hanover Township, PA 18706-2000	Hanover Township Luzerne County	NERO
PAG032286	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	B & D Stone Co. 474 Bell Mt Road Greenfield Twp, PA 18407	Harford Township Susquehanna County	NERO
PAG032308	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	HYK Const Corp 430 Bridge Street Collegeville, PA 19426-3512	Coopersburg Borough Lehigh County	NERO
PAG033522	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	John Weidman & Sons Inc. 541 E Main Street P.O. Box 416 Ephrata, PA 17522-2509	Ephrata Township Lancaster County	SCRO
PAG033637	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Amazon Com Service LLC P.O. Box 80842 Seattle, WA 98108-0842	Reading City Berks County	SCRO
PAG033728	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Stuck Enterprises 1115 E High Street Waynesburg, PA 15370-1785	Snake Spring Township Bedford County	SCRO
PAG033739	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Alpha Assembly Solutions 4100 6th Avenue Altoona, PA 16602-1523	Altoona City Blair County	SCRO
PAG033767	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	McGhees Used Cars Inc. 20322 Fourth Street P.O. Box 315 Dudley, PA 16634-0315	Dudley Borough Huntingdon County	SCRO
PAG033770	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Wintermyer Auto Salvage Inc. 2790 Lewisberry Road York Haven, PA 17370-9171	Newberry Township York County	SCRO
PAG033977	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	CMH Manufacturing Inc. dba Clayton Lewistown 30 Industrial Park Road Lewistown, PA 17044-9312	Granville Township Mifflin County	SCRO
PAG033989	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	BFI Waste Service of PA LLC 372 S Henderson Road King of Prussia, PA 19406-2408	Ontelaunee Township Berks County	SCRO
PAG034871	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Wenger Feeds LLC P.O. Box 26 101 W Harrisburg Avenue Rheems, PA 17570-0026	Benton Township Columbia County	NCRO
PAG034886	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Old Dominion Freight Line Inc. 500 Old Dominion Way Thomasville, NC 27360-8923	Milton Borough Northumberland County	NCRO
PAG034931	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Swisher Concrete Products P.O. Box 55 Clearfield, PA 16830-0055	Lawrence Township Clearfield County	NCRO
PAG036246	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Pittsburgh & Ohio Central RR Co. 208 Island Avenue McKees Rocks, PA 15136-3307	McKees Rocks Borough Allegheny County	SWRO

## NOTICES

5557

<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>
PAG036383	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Petromax Ltd 301 Prestley Street Carnegie, PA 15106-1636	Collier Township Allegheny County	SWRO
PAG036405	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Stoystown Auto Wreckers 5079 Lincoln Highway Stoystown, PA 15563-6407	Quemahoning Township Somerset County	SWRO
PAG036408	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
PAG036446	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Quaker Sales Corp P.O. Box 880 Johnstown, PA 15907-0880	West Taylor Township Cambria County	SWRO
PAG036551	PAG-03 NPDES General Permit for Industrial Stormwater	Issued	Buckeye Terminals LLC 918 State Route 910 Indianola, PA 15051-1012	Indiana Township Allegheny County	SWRO
PAG066104	PAG-06 NPDES General Permit for Combined Sewer Systems	Issued	Wilmerding Borough Allegheny County 301 Station Street Wilmerding, PA 15148-1245	Wilmerding Borough Allegheny County	SWRO
PAG066133	PAG-06 NPDES General Permit for Combined Sewer Systems	Issued	Rochester Borough Sewer & Maintenance Authority P.O. Box 563 Rochester, PA 15074-0563	Rochester Borough Beaver County	SWRO
PAG094844	PAG-09 General Permit for Beneficial Use of Residential Septage	Issued	Kremser Assoc LLC 1300 Jordan Avenue Montoursville, PA 17754-2520	Muncy Creek Township Lycoming County	NCRO
PAG123833	PAG-12 NPDES General Permit for CAFOs	Issued	Mercer Vu Farms Inc. 12275 Mount Pleasant Road Mercersburg, PA 17236-9745	Montgomery Township Franklin County	SCRO
PAG124803	PAG-12 NPDES General Permit for CAFOs	Issued	BDS Farms LLC 282 Troup Road Beaver Springs, PA 17812-9249	Spring Township Snyder County	SCRO
PAG133588	PAG-13 NPDES General Permit for MS4s	Issued	Akron Borough Lancaster County 117 S 7 Th Street P.O. Box 130 Akron, PA 17501	Akron Borough Lancaster County	SCRO
PAG134824	PAG-13 NPDES General Permit for MS4s	Waived	Catawissa Township Columbia County 153 Old Reading Road Catawissa, PA 17820-7937	Catawissa Township Columbia County	NCRO
PAG134825	PAG-13 NPDES General Permit for MS4s	Waived	Catawissa Borough Columbia County 307 Main Street Catawissa, PA 17820-1315	Catawissa Borough Columbia County	NCRO
PA0240184	Single Residence STP Individual NPDES Permit	Issued	Marilyn R & Robert E Jones 17473 State Highway 86 Saegertown, PA 16433-6337	Woodcock Township Crawford County	NWRO
PA0265748	Single Residence STP Individual NPDES Permit	Issued	Hodinko Keith 10115 Oliver Road McKean, PA 16426-1904	McKean Township Erie County	NWRO
PA0292966	Single Residence STP Individual NPDES Permit	Issued	Kirkwood Thomas 2606 Harlansburg Road New Castle, PA 16101-9686	Scott Township Lawrence County	NWRO

<i>Application Number</i>	<i>Permit Type</i>	<i>Application Type</i>	<i>Applicant Name &amp; Address</i>	<i>Municipality, County</i>	<i>DEP Office</i>
0923401	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Nacarella Michael 1324 S Old Bethlehem Pike Quakertown, PA 18951-2716	Richland Township Bucks County	SERO
3723402	Single Residence Sewage Treatment Plant Individual WQM Permit	Issued	Kirkwood Thomas 2606 Harlansburg Road New Castle, PA 16101-9686	Scott Township Lawrence County	NWRO

---

**II. Final Action(s) on PAG-01 and PAG-02 General NPDES Permit NOIs.**


---

<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>
PAC350053	PAG-02 General Permit	Issued	BHR Development Group, LLC 100 S. Jefferson Road Suite 110-8 Whippany, NJ 07981	Jessup Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Rd. South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC350163	PAG-02 General Permit	Issued	Cemetery Association of Dunmore 400 Church Street Dunmore, PA 18512	Dunmore Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Rd. South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov
PAC130026	PAG-02 General Permit	Issued	JLM Real Estate Investments, LLC c/o James L. Miller P.O. Box 472 950 E. Main Street Schuylkill Haven, PA 17972	Mahoning Township Carbon County	Carbon County Conservation District 5664 Interchange Road Lehigh, PA 18235 610-377-4894 RA-EPWW-NERO@ pa.gov
PAC090636	PAG-02 General Permit	Issued	NP Falls Township Industrial LLC 3315 N. Oak Trafficway Kansas City, MO 64116	Falls Township Bucks County	Bucks County Conservation District 1456 Ferry Road Doylestown, PA 18901-5550 215-345-7577 RA-EPNPDES_SERO@ pa.gov
PAC230268	PAG-02 General Permit	Issued	Milan Zalavadia 722 N. Third Street Philadelphia, PA 19123	Concord Township Delaware County	Delaware County Conservation District 1521 N. Providence Road Media, PA 19063 610-892-9484 RA-EPNPDES_SERO@ pa.gov
PAC350149	PAG-02 General Permit	Issued	ETK Jr Realty, LP 925 S. State Street Clarks Summit, PA 18411	Taylor Borough Lackawanna County	Lackawanna County Conservation District 1027 S. Abington Rd. South Abington Township, PA 18411 570-382-3086 RA-EPWW-NERO@ pa.gov



## NOTICES

5559

<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>
PAC420025	PAG-02 General Permit	Issued	Martin Belella 1143 Sunset Lake Road Rockton, PA 15856	Wetmore Township McKean County	McKean County Conservation District 17137 Route 6 Smethport, PA 16749 814-887-4001
PAC250187	PAG-02 General Permit	Issued	Eastle's Nest Leadership Corporation 1129 Pennsylvania Avenue Erie, PA 16503	City of Erie Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAC250188	PAG-02 General Permit	Issued	Air Distillerie USA Inc. 243 Rue Bombardier Gatineau, QC J8R 0C6	Harborcreek Township Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAC250190	PAG-02 General Permit	Issued	Royal Homes II LLC 1854 East 26th Street Erie, PA 16510	City of Erie Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAC250041	PAG-02 General Permit	Issued	Butternut Knoll LP 300 Butternut Lane Girard, PA 16417	Girard Borough Erie County	Erie County Conservation District 1927 Wager Road Erie, PA 16509 814-825-6403
PAC630026A-2	PAG-02 General Permit	Issued	Greenwood Village LP 375 Golfside Drive Wexford, PA 15090	North Strabane Township Washington County	Washington County Conservation District 50 Old Hickory Ridge Road Suite 1 Washington, PA 15301 724-705-7098
PAC040134	PAG-02 General Permit	Issued	Columbia Gas of PA 4000 Energy Drive Bridgeville, PA 15017	North Sewickley Township Ellwood City Beaver County	Beaver County Conservation District 156 Cowpath Road Aliquippa, PA 15001 724-378-1701
PAC560080	PAG-02 General Permit	Issued	National Park Service Flight 93 National Memorial P.O. Box 911 Shanksville, PA 15560	Stonycreek Township Somerset County	Somerset County Conservation District 6024 Glades Pike Suite 103 Somerset, PA 15501 814-445-4652
PAC021010	PAG-02 General Permit	Issued	Victor Rodriguez 100 West Station Square Drive Suite 350 Pittsburgh, PA 15219	Penn Hills Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020808A-1	PAG-02 General Permit	Issued	Justin Welker 4141 State Game Lands Road Wexford, PA 15090	Marshall Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020979	PAG-02 General Permit	Issued	Jennifer Hass 31 35th Street Pittsburgh, PA 15201	Collier Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005

<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>
PAC021013	PAG-02 General Permit	Issued	Chase Smith 1301 E. Washington Street Suite 100 Indianapolis, IN 46202	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC021020	PAG-02 General Permit	Issued	Jonathan Hudson 2450 Shenango Valley Freeway Hermitage, PA 16148	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020938	PAG-02 General Permit	Issued	Adaryl Dreher 2211 Lesnett Road # 12618 Pittsburgh, PA 15241	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020287	PAG-02 General Permit	Issued	Angelo Spagnolo 109 Gateway Avenue Wexford, PA 15090	Pine Township Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC020573	PAG-02 General Permit	Issued	Chris Hornstein 414 Grant Street Room 301 Pittsburgh, PA 15219	City of Pittsburgh Allegheny County	Allegheny County Conservation District 317 East Carson Street Suite 119 Pittsburgh, PA 15219 412-291-8005
PAC380282	PAG-02 General Permit	Issued	Cornwall Associates, LP 100 Freeman Drive Lebanon, PA 17042	Cornwall Borough Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275
PAC380283	PAG-02 General Permit	Issued	Lebanon VA Medical Center 1700 South Lincoln Avenue Lebanon, PA 17042	South Lebanon Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275
PAC380267	PAG-02 General Permit	Issued	Mt. Pleasure Ventures, LLC 1310 Mount Pleasant Road Lebanon, PA 17042	North Lebanon Township Lebanon County	Lebanon County Conservation District 2120 Cornwall Road Suite 5 Lebanon, PA 17042 717-277-5275
PAC360311A-2	PAG-02 General Permit	Issued	Myron Stoltzfus 250 Eschelman Road Lancaster, PA 17601	Paradise Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360827	PAG-02 General Permit	Issued	Dayspring Christian Academy 120 College Avenue Mountville, PA 17554	Mountville Borough Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

<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>
PAC360598A-1	PAG-02 General Permit	Issued	Harold Fox 799 Fawn Hollow Road Newmanstown, PA 17073	Elizabeth Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360182A-2	PAG-02 General Permit	Issued	Property Investing & Management Inc. 341 Clay School Road Ephrata, PA 17522	Ephrata Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360859	PAG-02 General Permit	Issued	Samuel Brothers Realty LP 2191 Lincoln Highway East Lancaster, PA 17602	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361
PAC360818	PAG-02 General Permit	Issued	Mt. Sidney Road Associates LLC 474 Mount Sidney Road Lancaster, PA 17602	East Lampeter Township Lancaster County	Lancaster County Conservation District 1383 Arcadia Road Room 200 Lancaster, PA 17601 717-299-5361

**STATE CONSERVATION COMMISSION  
NUTRIENT MANAGEMENT PLANS RELATED TO APPLICATIONS FOR  
NPDES PERMITS FOR CAFOs**

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

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

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

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

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

<i>Agricultural Operation Name and Address</i>	<i>County</i>	<i>Total Acres</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>Special Protection Waters (HQ or EV or NA)</i>	<i>Approved or Disapproved</i>
Groff’s Pork and Beans Farm, LLC 262 Pawling Road Lewisburg, PA 17837	Union County	0	643.61	Swine	NA	Disapproved
Marlin Peachey 328 Coffee Run Road Reedsville, PA 17084	Mifflin County	121.2	797.88	Swine/ Beef	NA	Approved

## PUBLIC WATER SUPPLY PERMITS

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

Persons aggrieved by an action may appeal that action to the Environmental Hearing Board (Board) under section 4 of the Environmental Hearing Board Act and 2 Pa.C.S. §§ 501—508 and 701—704. The appeal should be sent to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, 717-787-3483. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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 18701-1915, 570-826-2511.*

*Contact: Michele Lauer, Clerical Assistant, 570-830-3077.*

#### Operation Permit No. 2450122, Public Water Supply.

Applicant	<b>Brodhead Creek Regional Authority</b>
Address	410 Mill Creek Road East Stroudsburg, PA 18301
Municipality	Jackson Township
County	<b>Monroe County</b>
Application Received	June 21, 2023
Permit Issued	August 9, 2023
Description	Operations Permit transfer for PWS facilities under PWS ID No. 2450122 to the Brodhead Creek Regional Authority from the Pocono Jackson Joint Water Authority.

*Contact: Ryan Fox, Environmental Engineering Specialist, 570-826-2533.*

#### Construction Permit No. 4023505MA, Minor Amendment, Public Water Supply.

Applicant	<b>Borough of Freeland Municipal Authority</b>
Address	711 Birkbeck St. P.O. Box C Freeland, PA 18224
Municipality	Freeland Borough
County	<b>Luzerne County</b>
Consulting Engineer	Staci Hartz, P.E. 369 East Park Dr. Harrisburg, PA 17111
Application Received	May 5, 2023
Permit Issued	August 15, 2023
Description	Construction permit issued for addition of new 100,000-gallon water storage tank.

*Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Joseph Mattucci, Program Manager, 717-705-4931.*

#### Construction/Operation Permit No. 2123509 MA, Minor Amendment, Public Water Supply.

Applicant	<b>Veolia Water Pennsylvania, Inc.</b>
Address	6310 Allentown Boulevard Suite 104 Harrisburg, PA 17112
Municipality	Upper Allen Township
County	<b>Cumberland County</b>
Consulting Engineer	Peng Chen, P.E. 6310 Allentown Boulevard Harrisburg, PA 17112
Application Received	August 9, 2023
Permit Issued	August 21, 2023
Description	This operation/construction permit is for the upgrade of the Rosegarden Tank with minor upgrades to and re-painting of the tank.

#### Construction Permit No. 0623513 MA, Minor Amendment, Public Water Supply.

Applicant	<b>Mount Penn Borough Municipal Authority</b>
Address	200 North 25th Street Reading, PA 19606-2075
Municipality	Exeter Township
County	<b>Berks County</b>
Consulting Engineer	Steven E. Riley, P.E. Entech Engineering, Inc. 201 Penn Street P.O. Box 32 Reading, PA 19603



Application Received June 23, 2023  
 Permit Issued August 22, 2023  
 Description The proposed project is to install three custom-fabricated, water-tight manhole risers. The risers will elevate the openings of the existing manholes to 7-inches above-grade.

*Southeast Region: Safe Drinking Water Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Kimberleigh Rivers Clerical Assistant, 484-250-5887.*

**Construction Permit No. 1523516**, Major Amendment, Public Water Supply.

Applicant **Hostettler's Market**  
 Address 479 Limestone Road  
 Oxford, PA 19363  
 Municipality Lower Oxford Township  
 County **Chester County**  
 Consulting Engineer James R. Holley & Associates, Inc.  
 18 South George Street  
 Suite 300  
 York, PA 17401

Application Received May 17, 2023  
 Permit Issued August 7, 2023  
 Description Addition of nitrate treatment and replacing UV light system.

*Northcentral Region: Safe Drinking Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Nadera Bair, Clerk, 570-327-0551.*

**Operation Permit 4550343**, PWSID No. **4550343**. **Little Mexico Campground**, 1640 Little Mexico Road, Winfield, PA 17889, Jackson Township, **Snyder County**. Application received: June 13, 2023. Permit Issued: August 21, 2023. The permit grants permission to operate the existing Little Mexico Campground public water system. The system includes Well Nos. 1—3, hydro-pneumatic tanks, detention tanks, greensand filters, ion exchange units, disinfection facilities, particulate filters, and the distribution system.

**Operation Permit 5320501**, PWSID No. **6530013**. **Shinglehouse Borough**, P.O. Box 156 Shinglehouse, PA 16748, Shinglehouse, PA 16748, Shinglehouse Borough, **Potter County**. Application received: August 17, 2023. Permit Issued: August 21, 2023. The permit authorizes operation of the new AdEdge iron and manganese filtration system and disinfection facilities at Wellhouse No. 2.

*Southcentral Region: Safe Drinking Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Daniel J. Cannistraci, Environmental Engineering Specialist.*

**Construction/Operation Permit 5022307 MA**, PWSID No. **7500029**. **Shover Investment Group, LLC**, 225 Pine Hill Rd, Landisburg, PA 17040, Miller Township, **Perry County**. Application received: May 18, 2023. Per-

mit Issued: August 15, 2023. This action authorizes the replacement of the well pump in Well No. 2.

*Contact: Thomas Filip, Environmental Engineer, 717-705-4708.*

**Operation Permit 7360131**, PWSID No. **7360131**. **Brookfield Development Corporation**, 227 Granite Run Drive, Lancaster, PA 17601, East Lampeter Township, **Lancaster County**. Application received: August 1, 2023. Permit Issued: August 16, 2023. Operation of a new community water system (Devon Creek) including Well No. 1 at 65 gpm, sodium hypochlorite disinfection, cation exchange (softening), RO, GAC, 4-log treatment of viruses, 0.3 MG storage tank, booster pump station, distribution system, interconnection with City of Lancaster, and a generator.

*Contact: Wade Cope, P.E., Environmental Engineer, 717-705-4708.*

**Emergency Permit 2123510 E**, PWSID No. **7210013**. **UMH PA, LLC**, 3499 Route 9 North, Suite 3C, Freehold, NJ 07728, Lower Frankford Township, **Cumberland County**. Application received: August 16, 2023. Permit Issued: August 17, 2023. Emergency bulk water hauling permit for the Rolling Hills Estates water system.

**Construction/Operation Permit 5023508 MA**, PWSID No. **7500019**. **Duncannon Borough**, 428 North High Street, Duncannon Borough, PA 17020, **Perry County**. Application received: May 25, 2023. Permit Issued: August 18, 2023. Repainting and rehabilitation of the Prospect Avenue Tank in Duncannon Borough.

*Southwest Region: Safe Drinking Water Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Renee Diehl, Program Manager, ra-epsdsw@pa.gov.*

**NCWSA Operation Permit 5656495**, PWSID No. **5656495**. **Oak Lodge, LLC**, 693 Donegal Lake Road, Stahlstown, PA 15687, Donegal Township, **Westmoreland County**. Application received: August 16, 2023. Permit Issued: August 16, 2023. Oak Lodge non-community public water system (Cafe Well and associated treatment).

**NCWSA Operation Permit 5040832**, PWSID No. **5040832**. **Big Knob Grange # 2008**, 403 Big Knob Road, Rochester, PA 15074, New Sewickley Township, **Beaver County**. Application received: August 15, 2023. Permit Issued: August 15, 2023. Big Knob Grange # 2008 noncommunity public water system.

**NCWSA Construction Permit 5040409**, PWSID No. **5040409**. **Valley Christian Fellowship**, 398 Route 68, Rochester, PA 15074, Daugherty Township, **Beaver County**. Application received: July 26, 2023. Permit Issued: August 18, 2023. New well and treatment approval to construct.

**NCWSA Construction Permit 5040320**, PWSID No. **5040320**. **Champion Life Church of Beaver County**, 3357 Constitution Boulevard, Darlington, PA 16115, South Beaver Township, **Beaver County**. Application received: January 23, 2023. Permit Issued: August 11, 2023. Well casing extension.



## 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.

*Northcentral Region: Clean Water Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

*Contact: Thomas M. Randis, Clean Water Program Manager, 570-327-0530.*

#### Plan Location:

Municipality	Address	County
Danville Borough, Cooper Township, Mahoning Township, Riverside Borough and Valley Township	463 Mill Street Danville, PA 17821	Montour County and Northumberland County

#### Plan Description:

**Special Study Under Act 537 For Fisher Court Pump Station, Franklin Street Sewer & WWTP Dewatering Improvements Projects.** The submitted plan provides for the Danville Municipal Authority to design, construct, own and operate a new Fisher Court Pump Station and force main, re-routing the flow of the Fisher Court Pump Station force main to the Franklin Street sewer, which is to be completely replaced, and for construction of a new dewatering building with new dewatering equipment at the wastewater treatment plant. All work is being completed to replace outdated and deteriorating sewerage facilities.

## 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 of Environmental Protection (DEP) 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, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The Department has received the following plans and reports.

*Northwest Region: Environmental Cleanup & Brownfields Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: Chris, 724-598-2206.*

**351 East Jamestown Road Spill Site**, Primary Facility ID # **867422**, 351 E Jamestown Rd, Greenville, PA 16125, West Salem Township, **Mercer County**. Insite Group, Inc., 611 S Irvine Ave, Sharon, PA 16146, on behalf of JY Prado Transport Corporation, 4292 Colt Lane, West Palm Beach, FL 33406, submitted a Final Report concerning remediation of soil contaminated with benzene, ethylbenzene, cumene, MTBE, naphthalene, toluene, 1,2,4 trimethylbenzene, and 1,3,5 trimethylbenzene. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

**U-Haul of Lebanon**, Primary Facility ID # **866241**, 1435 West Cumberland Street, Lebanon, PA 17042, City of Lebanon, **Lebanon County**. United Environmental Services, Inc., 1143 Long Run Road, Schuylkill Haven, PA 17972, on behalf of U-Haul Storage of Harrisburg, 14 Laurel Street, Lebanon, PA 17046, submitted a Final Report concerning remediation of soil contaminated with leaded gasoline petroleum target compounds. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

**Woodstream Corporation**, Primary Facility ID # **622623**, 69 North Locust Street, Lancaster, PA 17543, Lititz Borough, **Lancaster County**. ARM Group, LLC, 1129 West Governor Road, Hershey, PA 17033-0797, on behalf of Woodstream Corporation, 29 East King Street, Suite 201, Lancaster, PA 17602, submitted a Remedial Investigation Report/Cleanup Plan concerning remediation of soil and groundwater contaminated with chlorinated solvent compounds. The Remedial Investigation Report/Cleanup Plan is intended to document remediation of the site to meet the site-specific standards.

**Moser Farm Property**, Primary Facility ID # **839627**, 1320 Montgomery Avenue, Bechtelsville, PA 19505, Colebrookdale Township, **Berks County**. Liberty Environmental, Inc., 505 Penn Street, Suite 400, Reading, PA 19601, on behalf of Hollenbach Swamp Creek Properties, LLC, P.O. Box 507, Boyertown, PA 19512-0507, submitted a Final Report concerning remediation of groundwater contaminated with gasoline. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

*Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Charline Bass, Administrative Assistant, 484-250-5787.*

**1608 Walnut Street**, Primary Facility ID # **850610**, 1608 Walnut Street, Philadelphia, PA 19103, City of Philadelphia, **Philadelphia County**. James Manuel, REPSG, Inc., 6901 Kingsessing Avenue, Philadelphia, PA 19142, on behalf of Eric Shelmire, 1608 Walnut Street Associates, LP, 1608 Walnut Street, Philadelphia, PA 19103, submitted a Final Report concerning remediation of soil and groundwater contaminated with fuel oil Nos. 4—6. The Final Report is intended to document remediation of the site to meet the site-specific standards.

**Raleigh Mill Roeper Facility**, Primary Facility ID # **840813**, 1617-35 North 5th Street, Philadelphia, PA 19122, City of Philadelphia, **Philadelphia County**. Kevin J. Davis, PE, Pennoni Associates, Inc, 1900 Market Street, Suite 300, Philadelphia, PA 19103, on behalf of Lawrence McKnight, PE, The Riverwards Group, 320 Richmond Street, Philadelphia, PA 19134, submitted a Risk Assessment/Final Report concerning remediation of soil and groundwater contaminated with VOCs, SVOCs and metals. The Risk Assessment/Final Report is intended to document remediation of the site to meet the site-specific standards.

**56 and 60 West Marshall Avenue**, Primary Facility ID # **824328**, 56 and 60 West Marshall Road, Lansdowne, PA 19050, Lansdowne Borough, **Delaware County**. Kevin Davis, PE, Pennoni Associates, Inc., 1900 Market Street, Philadelphia, PA 19103, on behalf of Mark Fuessinger, One Creative, 16 Campus Boulevard, Newtown Square, PA 19073, submitted a Risk Assessment/Final Report concerning remediation of soil and groundwater contaminated with chlorinated compounds. The Risk Assessment/Final Report is intended to document remediation of the site to meet the site-specific standards.

**Steichen Residence**, Primary Facility ID # **868306**, 1735 Flint Hill Road, Landenberg, PA 19350, London Britain Township, **Chester County**. Jeremy W. Bolyn, Environmental Maintenance, 1420 East Mermaid Lane, Glenside, PA 19038, on behalf of Dr. John Steichen, 118 Sycamore Street, West Grove, PA 19380, submitted a Final Report concerning remediation of soil contaminated with diesel fuel. The Final Report is intended to document remediation of the site to meet the Statewide health standards.

## LAND RECYCLING AND ENVIRONMENTAL REMEDIATION

### UNDER ACT 2, 1995 PREMABLE 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 of Environmental Protection (DEP) 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 non-residential exposure factors, a description of the remediation performed and summaries of sampling methodology and analytical results which demonstrate that the remediation has attained the cleanup standard selected. 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 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

The 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.*

**Warner Well Pad**, Primary Facility ID # **866107**, 922 Keech Road, Lawton, PA 18828, Rush Township, **Susquehanna County**. Resource Environmental Management, 50 Maple Street, Montrose, PA 18801, on behalf of Repsol Oil and Gas USA, LLC, 337 Daniel Zenker Drive, Horseheads, NY 14845, submitted a Final Report concerning remediation of soil contaminated with production fluid (brine). The Final Report demonstrated attainment of the Statewide health and background standards. Approved: August 18, 2023.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Environmental Cleanup & Brownfields Program Manager, 717-705-4705.*

**UPS Altoona Center**, Primary Facility ID # **827104**, 3042 Route 764, Duncansville, PA 16635-8045, Allegheny Township, **Blair County**. Arcadis U.S., Inc., 10 Friends Lane, Suite 100, Newtown, PA 18940, on behalf of UPS Buildings & Systems Engineering, 2535 Edward Babe Gomez Avenue, Omaha, NE 68107, submitted a Risk Assessment/Remedial Investigation/Final Report concerning remediation of soil and groundwater contaminated

with petroleum constituents. The Report demonstrated attainment of the site-specific standards. Approved: August 15, 2023.

**Former CNH Industrial America, LLC**, Primary Facility ID # **682234**, 36 Maple Street, Belleville, PA 17004, Union Township, **Mifflin County**. TRC Environmental Corporation, 999 Fourier Drive, Suite 101, Madison, WI 53717, on behalf of CNH Industrial America LLC, 3301 South Hoover Road, Wichita, KS 67215, submitted a Cleanup Plan/Final Report concerning remediation of soil and groundwater contaminated with TCE. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: August 16, 2023.

**Schneider National Inc.**, Primary Facility ID # **794002**, 1 Schneider Drive, Middlesex, PA 17015, Middlesex Township, **Cumberland County**. GEI Consultants, Inc., 18000 Horizon Way, Suite 200, Mount Laurel, NJ 08054, on behalf of Schneider National, Inc., 3101 Packerland Drive, Green Bay, WI 54313, submitted a Cleanup Plan/Final Report concerning remediation of soil and groundwater contaminated with lead, arsenic & nickel. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: August 16, 2023.

*Southeast Region: Environmental Cleanup & Brownfields Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

*Contact: Charline Bass, Administrative Assistant, 484-250-5787.*

**Shepard Recreation Center**, Primary Facility IDQJ # **861032**, 5700 Haverford Avenue, Philadelphia, PA 19131, City of Philadelphia, **Philadelphia County**. Jennifer L. Gresh, PG, Duffield Associates, Inc, 211 North 13th Street, Suite 702, Philadelphia, PA 19107, on behalf of Aparna Palantino, Philadelphia Parks and Recreation, 1515 Arch Street, 10th Floor, Philadelphia, PA 19102, submitted a Risk Assessment/Remedial Investigation concerning remediation of soil contaminated with benzo(a)pyrene, lead, arsenic and naphthalene. The Report demonstrated attainment of the site-specific standards. Approved: August 3, 2023.

**1400 North Howard Street**, Primary Facility IDQJ # **862032**, 1400-38 North Howard Street, Philadelphia, PA 19122, City of Philadelphia, **Philadelphia County**. Sean M. Damon, PG, Langan Engineering & Environmental Services, 2700 Kelly Road, Suite 200, Warrington, PA 18976, on behalf of Forrest Cherry, 1400 North Howard Street, LLC, 1616 Camden Road, Suite 210, Charlotte, NC 28203, submitted a combined Remedial Investigation Report/Cleanup Plan/Final Report concerning remediation of groundwater contaminated with tetrachloroethene, trichloroethene, cis-1,2-dichloroethene, trans-1,2-dichloroethene, 1,1-dichloroethene and vinyl chloride. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: August 4, 2023.

**1002-1004 Buttonwood Street Site**, Primary Facility ID # **848617**, 1002-1004 Buttonwood Street, Philadelphia, PA 19123, City of Philadelphia, **Philadelphia County**. William Schmidt, Ransom Consulting, LLC, 2127 Hamilton Avenue, Hamilton Township, NJ 08619, on behalf of Matt Wagner, SA Buttonwood LP, 600 Spring Garden Street, Suite 200, Philadelphia, PA 19123, submitted a combined Remedial Investigation Report/Cleanup Plan/

Final Report concerning remediation of soil and groundwater contaminated with VOCs and arsenic. The Report did not demonstrate attainment of the site-specific standards. Issued a technical deficiency letter: August 4, 2023.

## AIR QUALITY

**Actions(s) Taken on General Plan Approval(s) and Operating Permit(s) 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.**

*Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**AG5-41-00009D: EQT ARO, LLC**, 625 Liberty Ave, Suite 1700, Pittsburgh, PA 15222, Cascade Township, **Lycoming County**. The Department approved authorization for the construction and operation of one (1) 1,380 bhp Caterpillar G3516J four-stroke lean-burn natural gas-fired compressor engine equipped with an oxidation catalyst, one (1) 87 bhp Capstone C65 microturbine generator, one (1) 30 MMscf/day J.W. Williams dehydration unit equipped with a 0.65 MMBtu/hr natural gas-fired reboiler and flash tank, one (1) 50-bbl BTEX tank, one (1) COMM Engineering Model 2 combustor enclosed flare, two (2) 500-gallon triethylene glycol tanks, two (2) 300-gallon make-up oil tanks, two (2) 500-gallon ethylene glycol tanks, and continued operation of two (2) 1380 bhp Caterpillar model G3516B four-stroke lean-burn natural gas-fired compressor engines equipped with oxidation catalysts, one (1) 35 MMscf/day J.W. Williams dehydration unit equipped with a 0.75 MMBtu/hr natural gas-fired reboiler and flash tank, one (1) COMM Engineering Combustor Model 2 enclosed flare, one (1) 2,100-gallon still vent condensate tank, one (1) 195 bhp Caterpillar G3306TA four-stroke rich-burn natural gas-fired emergency engine equipped with a three-way catalyst, one (1) 87 bhp Capstone model C65 Microturbine generator, two (2) 16,800-gallon produced water tanks, two (2) 500-gallon lube oil tanks, one (1) 520-gallon coolant tank, two (2) 250-gallon lube oil tanks, one (1) 500-gallon engine coolant tank, one (1) 500-gallon tri-ethylene glycol tank, one (1) 1,000-gallon waste oil tank, truck load-out operations for produced water, miscellaneous gas venting, pigging operations and fugitive emissions from component leaks pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations (BAQ-GPA/GP-5) at the Vargo Compressor Station. Application received: July 17, 2023. Authorized: August 16, 2023. New expiration date: August 15, 2028.

**GP3-57-054E: Insinger Excavating, Inc.**, 344 Kahni Hill Road, Dushore, PA 18613, Forks Township, **Sullivan County**. The Department authorized the construction and operation of one (1) 2010 Terex Pegson model XA400 portable crushing plant rated at 360 tons per hour (TPH), one (1) 2012 Terex Pegson model 1300 Maxtrak portable crushing plant rated at 350 TPH, one (1) 2011 Terex Pegson model XA400 portable crushing plant rated at 400 TPH, one (1) 2020 Terex Pegson model PT400 portable crushing plant rated at 400 TPH, one (1) 2010 Terex Powerscreen Chieftain 2100 portable screening plant rated at 500 TPH, one (1) 2018 Terex Powerscreen Warrior 2100 portable screening plant rated at 500 TPH,



one (1) 2022 MGL Engineering stacker rated at 600 TPH, one (1) 2023 MGL Engineering stacker rated at 600 TPH pursuant to the General Plan Approval and/or General Operating Permit for Portable Nonmetallic Mineral Processing Plants (BAQ-PGPA/GP-3) at Insinger Quarry No. 2. Application received: July 31, 2023. Authorized: August 21, 2023. Expiration date: August 20, 2028.

**GP9-57-054E: Insinger Excavating, Inc.**, 344 Kahni Hill Road, Dushore, PA 18613, Forks Township, **Sullivan County**. The Department authorized the construction and operation of one (1) 2010 model year 275 bhp Caterpillar model C9 diesel engine, one (1) 2012 model year 350 bhp Scania model DC13 diesel engine, one (1) 2011 model year 300 bhp Scania model DC9 diesel engine, one (1) 2020 model year 275 bhp Scania model DC09 084A diesel engine, one (1) 2010 model year 111 bhp Caterpillar model C4.4 diesel engine, one (1) 2018 model year 131 bhp Caterpillar model C4.4 diesel engine, two (2) 2022 model year 74 bhp FPT Industrial model F5HFL463\*G diesel engines to power portable non-metallic portable crushers, screeners and stacker/conveyors at the Insinger Quarry No. 2. Application received: July 31, 2023. Authorized: August 21, 2023. Expiration date: August 20, 2028.

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

**AG5-41-00003B: NFG Midstream Trout Run, LLC**, 6363 Main Street, Williamsville, NY 14221, McIntyre Township, **Lycoming County**. For the construction of one 1,000 gallon waste lube oil storage tank and five 1,500 hp Waukesha L7042GSI S5, natural gas-fired, 4-stroke, rich burn compressor engines, each equipped with a 3-way catalytic oxidizer (these five engines will replace the five existing engines at this station); and for the continued operation of five 1,380 bhp Waukesha # L5794GSI, natural gas-fired compressor engines, each equipped with a catalytic oxidizer; three 268.2 bhp Capstone # C200, natural gas-fired microturbines; one 100 MMscfd TEG dehydration unit equipped with a 0.50 MMBtu/hr natural gas-fired reboiler; one 150 MMscfd TEG dehydration unit equipped with a 2 MMBtu/hr natural gas-fired reboiler; one 1,500 gallon TEG storage tank; one 8,820 gallon drip fluids storage tank; two 300 gallon ethylene glycol storage tanks; two 3,000 gallon lube oil tanks; one truck load-out operation; various fugitive emissions from fittings/connections, blowdowns and pigging operations, pursuant to the General Plan Approval and/or General Operating Permit for Natural Gas Compression Stations, Processing Plants, and Transmission Stations (BAQ-GPA/GP-5) at the Bodine Compressor Station. Application received: August 8, 2023. Issued: August 16, 2023.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**GP3-09-0172 & GP9-09-0129: Solvay USA, Inc.**, 2300 S Pennsylvania Ave, Morrisville, PA 19067-2508, Falls Township, **Bucks County**. This action is for the issuance of a General Plan Approval and General Operating Permit (BAQ-GPA/GP9) for three diesel-fired internal combustion engines and a General Plan Approval and General Operating Permit (BAQ-GPA/GP3) for a portable nonmetallic mineral processing plant (PNMPP) at 2300 South Pennsylvania Ave, Morrisville site. Application received: July 20, 2023. Issued: August 16, 2023.

**Actions(s) Taken on Plan Approval(s) 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.**

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945..*

*Contact: David Balog, P.E., New Source Review Section Chief, 814-332-6328.*

**43-00055A: Oldcastle APG Northeast, Inc.**, 97 Main Street, Fedonia, PA 16124-5012, Fredonia Borough, **Mercer County**. Issuance of a plan approval for the proposed installation of a replacement baghouse associated with Source ID 103. Application received: January 26, 2023. Issued: August 16, 2023.

*Southcentral Region: Air Quality Program, 909 Elmer-ton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.*

**67-05001F: Magnesita Refractories Co.**, 425 South Salem Church Road, York, PA 17408-5955, West Manchester Township, **York County**. For the refractory manufacturing facility. 67-05001F will authorize the use of an alternative binding agent, with a higher VOC content, which is cured in ID 801 Cure Oven and controlled by C81 Oven Incinerator. Application received: March 1, 2023. Issued: August 16, 2023.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**46-0081D: Optinova Plymouth Meeting**, 435 School Lane, Plymouth Meeting, PA 19462-2744, Plymouth Township, **Montgomery County**. A Plan Approval to operate their catalytic oxidizer (CATOX), as the primary control device on a temporary basis for their extrusion process until production levels increase and the use of the RTO becomes economically feasible. Application received: October 11, 2022. Issued: August 15, 2023.

**09-0253: Eastern Web Handling, Inc./Northampton**, 66 Vincent Cir, Ivyland, PA 18974-1530, Northampton Township, **Bucks County**. This action is for the installation of two (2) flexographic printing presses—one six (6) station flexographic press and one eight (8) stations flexographic press. Application received: October 14, 2022. Issued: August 17, 2023.

**09-0007G: GROWS Landfill/Waste Management**, 1400 Bordentown Rd, Morrisville, PA 19067, Falls Township, **Bucks County**. An extension for the temporary shutdown to demonstrate compliance of the short-term sulfur oxide (SO<sub>x</sub>) limits for a Back-up Enclosed Flare at their landfill. Application received: July 27, 2023. Issued: August 18, 2023.

**46-0005AU: Merck Sharp & Dohme, LLC/West Point Plant**, 770 Sumneytown Pike, West Point, PA 19486-8000, Upper Gwynedd Township, **Montgomery County**. An extension to construct a new building that will house Good Manufacturing Practices which will use cleaners and disinfectants containing VOCs, install a new de minimis process operation and construct and install a 755 BHP, 4-stroke lean-burn natural gas-fired, caterpillar engine powering a 500-kW generator set to provide

emergency back-up electrical power to building 63 at their facility. Application received: August 2, 2023. Issued: August 22, 2023.

**09-0107B: Oldcastle APG Northeast Inc.**, 1214 Hayes Blvd, Bristol, PA 19007-2913, Bristol Township, **Bucks County**. A plan approval for the installation of a new rotary dryer, Source ID 102B, with a low NO<sub>x</sub> gas fired burner. The dryer replaces an existing rotary dryer, Source ID 102A. Application received: February 2, 2023. Issued: August 18, 2023.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Sheri Guerrieri, P.E., New Source Review Chief, 412-442-4174.*

**PA-65-00629B: CBC Latrobe Acquisition, LLC**, 100 33rd Street, Latrobe, PA 15650, Latrobe Borough, **Westmoreland County**. Plan Approval Extension issued on August 17, 2023 for six months from date effective August 28, 2023; for completing the pending construction of liquid batching tanks (Source 101L) and four raw material storage tanks at the Latrobe Brewery in Latrobe Borough, Westmoreland County. Application received: July 24, 2023. Authorized: August 17, 2023.

**PA-04-00699H: Gold Bond Building Product, LLC**, 168 Shippingport Hill Road, P.O. Box 346, Shippingport, PA 15077, Shippingport Borough, **Beaver County**. Plan Approval Extension is issued on August 21, 2023, to allow the Gold Bond to evaluate the sources for compliance with applicable regulations and requirements in accordance with 25 Pa. Code § 127.12b(d) for their wallboard production facility located in Shippingport Borough, Beaver County. Application received: July 12, 2023. Issued: August 21, 2023.

**PA-65-00979B: Laurel Mountain Midstream Operating, LLC**, 111 Enterprise Ln, Connellsville, PA 15425, West Newton Borough, **Westmoreland County**. Plan approval extension issuance date August 17, 2023, and effective August 28, 2023 to prepare and submit Operating Permit application for their Herminie Compressor Station located in West Newton Borough, Westmoreland County. Application received: July 24, 2023. Issued: August 17, 2023.

---

**Plan Approval Revision(s) Issued Including Extension(s), Minor Modification(s) and Transfer(s) of Ownership Under the Air Pollution Control Act (35 P.S. §§ 4001—4015) and 25 Pa. Code §§ 127.13, 127.13a and 127.32.**

---

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: Sheri Guerrieri, P.E., New Source Review Chief (412) 442-4174.*

**65-01032A: Alumaticore Ventures, LLC**, 1145 Donner Avenue, Monessen, PA 15062, City of Monessen, **Westmoreland County**. Effective August 28, 2023, with expiration on February 28, 2024, to extend the period for installation and temporary operation at the Alumaticore Monessen Plant located in the City of Monessen, Westmoreland County which operates under Plan Approval 65-01032A. Application received: July 3, 2023. Issued: August 18, 2023.

**PA-63-00990C: Donora Dock, LLC**, 2000 Meldon Ave PA-837, Donora, PA 15033, Carroll Township, **Washington County**. On August 28, 2023, for initiation of period of temporary operation at the Donora Terminal located in Carroll Township, Washington County. The new expiration date is February 28, 2024. Application received: August 16, 2023. Issued: August 28, 2023.

---

**Title V Operating Permit(s) Issued 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, 814-332-6945.*

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

**10-00028: Armstrong Cement & Supply**, 100 Clearfield Rd, Cabot, PA 16023, Winfield Township, **Butler County**. The Department issued a renewal of the Title V Permit to Armstrong Cement and Supply for the operate a cement manufacturing facility. The facility's major emission sources include raw material stockpiles, primary and secondary crushers for raw materials, material conveyance systems, cement kilns, finish mills, and miscellaneous support operations. The permit contains the National Emission Standards for Hazardous Air Pollutants (NESHAPs) from the Portland Cement Manufacturing Industry (40 CFR 63 Subpart LLL) and the NESHAPs for Stationary Reciprocating Internal Combustion Engines (40 CFR 63, Subpart ZZZZ). The permit contains the applicable Federal and State requirements to ensure compliance with the Air Pollution Control Act. The permit incorporates the RACT III presumptive requirements (Sections 129.111, 129.112, and 129.115). The facility is a major stationary source as defined in Title I, Part D of the Clean Air Act Amendments due to its potential to emit particulate matter less than ten microns in diameter, sulfur oxides, and nitrogen oxides. The facility is therefore subject to the Title V Operating Permit requirements adopted in 25 Pa. Code Chapter 127, Subchapter G. The actual emissions reported by the facility for 2021 were 31.9 TPY CO, 289.6 TPY NO<sub>x</sub>, 3.74 TPY PM<sub>10</sub>, 1.45 TPY PM<sub>2.5</sub>, 683.21 TPY SO<sub>x</sub>, and 2.35 TPY VOC. Application received: March 29, 2022. Issued: August 17, 2023.

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

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

**OP21-000065: Temple University—Health Sciences Campus**, 3401 North Broad Street, Philadelphia, PA 19140, City of Philadelphia, **Philadelphia County**. The City of Philadelphia, Air Management Services (AMS) issued a renewal of the Title V/State Operating Permit (TVOP) for the operation of a university facility in the City of Philadelphia, Philadelphia County. The facility's air emission sources are three (3) boilers in the Central Steam Plant firing natural gas and No. 2 oil, of which one (1) rated 76.4 MMBtu/hr, and two (2) rated 89.98 MMBtu/hr each, one (1) rental boiler firing natural gas and No. 2 oil rated 94.7 MMBtu/hr, one (1) boiler firing natural gas and No. 2 oil rated 1.01 MMBtu/hr, one (1) boiler firing natural gas rated 1.137 MMBtu/hr, fifteen (15) emergency generators firing No. 2 oil/diesel, of which five (5) rated between 1105 kW and 1356 kW and ten (10) rated between 134 HP and 755 HP, one (1) emergency



generator firing natural gas rated 680 HP, four (4) fire pumps firing No. 2 oil rated between 125 HP and 314 HP, and various storage tanks used to store fuel oil for boilers, emergency generators, and fire pumps. Application received: November 17, 2021. Issued: August 16, 2023.

*Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.*

**01-05009: US DOD/Raven Rock Mountain Complex**, 1155 Defense Pentagon, Washington, DC 20301, Liberty Township, **Adams County**. For the Raven Rock Mountain Complex. The Title V permit was renewed. Application received: December 28, 2022. Issued: August 17, 2023.

**Operating Permit(s) 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.**

*Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**17-00060: Rosebud Mining Company**, 301 Market St., Kittanning, PA 16201-9642, Huston Township, **Clearfield County**. Was issued a State Only Operating Permit renewal for continued operation of the existing sources at their Lady Jane coal prep processing plant. All applicable Federal and State regulatory requirements are incorporated into the renewal permit, including the testing, monitoring, recordkeeping, reporting, and work practices as necessary to verify compliance. Application received: December 16, 2022. Issued: August 3, 2023.

**17-00053: Nydree Flooring, LLC**, 115 Vista Park, P.O. Box 289, Forest, VA 24551-0298, Karthaus Township, **Clearfield County**. Was issued a State Only Operating Permit renewal for continued operation of the existing sources at their plant. All applicable Federal and State regulatory requirements are incorporated into the renewal permit, including the testing, monitoring, recordkeeping, reporting, and work practices as necessary to verify compliance. Application received: August 11, 2022. Issued: August 8, 2023.

*Northeast Region: Air Quality Program, 2 Public Square, Wilkes-Barre, PA 18701-1915, 570-826-2511.*

*Contact: Norm Frederick, 570-826-2409.*

**39-00084: Allen Organ Co., LLC, Macungie Plant**, 150 Locust Street, Macungie, PA 18062-1165, Macungie Borough, **Lehigh County**. The Department issued a renewal State-Only (Natural Minor) Permit for the manufacturing of musical instruments facility located in Macungie Borough, Lehigh County. The main sources at this facility consists of a vapor degreaser and spray paint booths. The control devices consist of panel filters. The sources are considered minor emission sources of nitrogen oxide (NO<sub>x</sub>), sulfur oxides (SO<sub>x</sub>), carbon monoxide (CO), total suspended particulate (TSP), and volatile organic compounds (VOC) emissions. The Operating Permit contains applicable requirements for emission limitations,

work practice standards, testing, monitoring, recordkeeping, and reporting standards used to verify facility compliance with Federal and State air pollution regulations. Application received: July 5, 2022. Renewal issued: August 16, 2023.

*Northwest Region: Air Quality Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

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

**20-00272: Universal Stainless & Alloy Products, Inc.**, 121 Caldwell St., Titusville, PA 16354, City of Titusville, **Crawford County**. The Department renewed the State-Only Operating Permit for Universal Stainless & Alloy Products for the manufacture of customized, precision-rolled shapes made of materials that include high performance alloys, stainless steel, and tool steel. Permitted sources at the facility include the rolling mill, annealing furnace, dip tank heater, vacuum pumps, grinders, mold cleaning unit, degreasers, miscellaneous natural gas usage, and miscellaneous solvent usage. Potential emissions for the facility are 18.85 tpy NO<sub>x</sub>, 11.05 tpy CO, 4.16 tpy VOC, 1.33 tpy PM<sub>10</sub>, 1.33 tpy PM<sub>2.5</sub>, 0.10 tpy SO<sub>2</sub>, and 0.31 tpy HAPs. The facility is Natural Minor for permitting purposes. The permit incorporates plan approvals previously issued to the facility and contains emission restrictions, recordkeeping, work practice, and additional requirements to ensure compliance with the Clean Air Act and the Air Pollution Control Act. Application received: August 15, 2022. Renewal issued: August 15, 2023.

*Southcentral Region: Air Quality Program, 909 Elmerston Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Thomas Bianca, PE, West Permit Section Chief, 717-705-4862.*

**67-05118: Harley-Davidson Motor Co. Operations, Inc.**, 1425 Eden Road, York, PA 17402-1907, Springettsbury Township, **York County**. For the motorcycle manufacturing facility. The State-Only permit was renewed. Application received: October 6, 2022. Issued: August 15, 2023.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**23-00108: Barry Callebaut USA, LLC**, 903 Industrial Hwy, Eddystone, PA 19022-1531, Eddystone Borough, **Delaware County**. This action is for the renewal of the State Only (Synthetic Minor) Operating Permit for a cocoa bean processing plant, where cocoa bean nibs are processed into cocoa liqueur, cocoa powder, and/or cocoa butter. Application received: November 16, 2022. Issued: August 17, 2023.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

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

**11-00289: North American Hoganas/High Alloys Plant**, 101 Bridge St., Johnstown, PA 15902, City of Johnstown, **Cambria County**. On August 22, 2023, the Department issued a renewal natural minor State Only Operating Permit for a manufacturer of powdered metals.

The Operating Permit includes conditions relating to applicable emission restrictions, testing, monitoring, recordkeeping, reporting, and work practice standards requirements at the facility located in Johnstown Municipality, Cambria County. Application received: April 6, 2023. Permit issued: August 22, 2023.

---

**Operating Permit Revisions Issued Including Administrative Amendments, Minor Modifications or Transfer 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.**

---

*Northcentral Region: Air Quality Program, 208 W. 3rd Street, Suite 101, Williamsport, PA 17701-6448, 570-327-3636.*

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

**41-00077: Kellanova**, 1 Kellogg Square, Battle Creek, MI 49017, Muncy Creek Township, **Lycoming County**. Issued a revised State Only (synthetic minor) Operating Permit for a change in ownership of the Muncy Creek Twp. Plant from Kelloggs USA, Inc. to Kellanova USA, LLC. This revised State Only (synthetic minor) Operating Permit contains all applicable regulatory requirements including monitoring, recordkeeping, and reporting conditions. Application received: July 17, 2023. Issued: August 17, 2023.

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**46-00200: John Middleton Co.**, 418 West Church Rd, King of Prussia, PA 19406-3134, Upper Merion Township, **Montgomery County**. John Middleton Co. is a manufacturer of machine-made cigars, pipe tobacco and pipe tobacco products. Pursuant to 25 Pa. Code § 127.450, the amended SOOP incorporates conditions from Plan Approval 46-0200E to allow an increase in the annual raw tobacco throughput for Sources ID(s): 103A, 105, 201A, 203A, 300A 301 and 302; reduces the annual throughput of casing material for Source ID: 202A and the revision the emission factor used to calculate volatile organic compounds (VOC) for finished tobacco storage based on previous testing. Application received: June 22, 2023. Issued: August 17, 2023.

**15-00010: Cleveland-Cliffs Plate, LLC**, 139 Modena Rd, Coatesville, PA 19320, City of Coatesville, **Chester County**. This Title V Operating Permit has been amended to incorporate Plan Approval No. 15-0010F that was issued for a new furnace (Source ID 146C) which replaced an existing 145' NAB furnace (Source ID 146A), and for the installation of a NAB Shot Blast process (Source ID 175) which is controlled by a dust collector (Source ID C175). Application received: June 22, 2023. Issued: August 17, 2023.

**23-00089: Marcus Hook Energy LP 750 MW Plant**, Delaware Ave and Green St, P.O. Box 426, Marcus Hook,

PA 19061, Marcus Hook Borough, **Delaware County**. This action is for the modification of the Title V Operating Permit to modify the Presumptive NO<sub>x</sub> RACT requirements of 25 Pa. Code § 129.97, which were incorporated into the facility's Title V Operating Permit 23-00089 on February 22, 2021, and replace with an alternative NO<sub>x</sub> RACT compliance plan in accordance with 25 Pa. Code §§ 129.99(a) and 129.114(a). Application received: December 7, 2021. Issued: August 18, 2023.

**23-00086: Curtiss-Wright Flow Control Service, d/b/a Engineered Arresting Systems-ESCO**, 2550 Market St, Aston, PA 19014, Upper Chichester Township, **Delaware County**. Pursuant to 25 Pa. Code § 127.450, the transfer of the existing State Only Operating Permit (SOOP) from Engineered Arresting Systems Corp., d/b/a Safran Aerosystems Arresting to Curtiss-Wright Flow Control Service d/b/a Engineered Arresting Systems-ESCO was administratively amended. Application received: June 7, 2022. Issued: August 17, 2023.

*Southwest Region: Air Quality Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

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

**30-00089: Eastern Gas Transmission & Storage, Inc.**, 6603 W Broad St, Richmond, VA 23230, Franklin Township, **Greene County**. On August 10, 2023, the Department issued an administrative amendment of the natural minor State Only Operating Permit for the Crayne Compressor Station in Franklin Township, Greene County. The Operating Permit was revised to incorporate the air contamination sources, air cleaning devices, special conditions, and applicable requirements of Plan Approval # PA-30-00089D into the current Operating Permit in accordance with the Administrative Operating Permit Amendments requirements under 25 Pa. Code § 127.450. The revised Operating Permit includes emission limitations, monitoring, work practice, reporting, and recordkeeping requirements for the facility. Application received: February 10, 2023. Deemed administratively complete: February 24, 2023.

---

**Operating Permit(s) 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.**

---

*Southeast Region: Air Quality Program, 2 East Main Street, Norristown, PA 19401, 484-250-5900.*

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

**09-00085: Primary Products Ingredients Americas, LLC**, East Post Rd, Morrisville, PA 19067, Morrisville Borough, **Bucks County**. The permit had been allowed to expire on its own terms. This permit expired on July 27, 2023. Sources at the facility are now covered under General Permits, General Permit No. GP1-09-0116 for the boilers, along with General Permit No. GP9-09-0089 for an emergency generator. Application received: July 19, 2017. Expired: July 27, 2023.

## 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 National Pollutant Discharge Elimination System (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). Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).**

### Coal Permits

*Moshannon District Mining Office: 186 Enterprise Drive, Philipsburg, PA 16866, 814-342-8200.*

*Contact: Cassie Stanton, Clerical Assistant 2, 814-342-8200.*

**Mining Permit No. 17820129. NPDES No. PA0610623. Kasubick Brothers Coal Company, 501 David Street, Houtzdale, PA 16651, Woodward Township, Clearfield County.** Revision to the permit boundary and modification of an NPDES permit to the existing bituminous coal surface mining permit affecting 161.8 acres. This revision and modification is to conduct a correction of 6 acres of the permit boundary to allow for construction of a passive water treatment system, Receiving stream(s): Unnamed tributary to Upper Morgan Run and North Branch of Upper Morgan Run to Morgan Run to Clearfield Creek to West Branch Susquehanna River classified for the following use(s): CWF. Application received: April 19, 2023. Issued: August 16, 2023.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.*

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 49871603. Dale Lenig Coal, LLC, 1006 Lower Road, Shamokin, PA 17872, Little Mahanoy Township, Northumberland County.** Renewal of an anthracite coal preparation plant operation affecting 2.1 acres. Receiving stream: Mahanoy Creek. Application received: June 3, 2021. Renewal issued: August 16, 2023.

### Noncoal Permits

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

*Contact: Cayleigh Boniger, Clerical Supervisor 2, 814-797-0824.*

**Mining Permit No. 10070303. NPDES No. PA0258440. Allegheny Mineral Corporation, P.O. Box 1022, Kittanning, PA 16201, Slippery Rock Township, Butler County.** Renewal of an NPDES permit. Application received: April 20, 2023. Issued: August 17, 2023.

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.*

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Mining Permit No. 40070301. Stell Enterprises, Inc., 16 East Ann Street, Plains, PA 18705, City of Nanticoke, Luzerne County.** Transfer of a topsoil operation affecting 57.7 acres. Receiving stream: Susquehanna River. Application received: December 14, 2022. Transfer issued: August 18, 2023.

**Mining Permit No. 40070301. GP104 Permit No. PAM122056. Stell Enterprises, Inc., 16 East Ann Street, Plains, PA 18705, City of Nanticoke, Luzerne County.** Coverage under the General NPDES Stormwater Permit for stormwater discharges associated with mining activities (BMP-GP-104). Receiving stream: Susquehanna River. Application received: December 14, 2022. Coverage issued: August 18, 2023.

## ACTIONS ON BLASTING ACTIVITY APPLICATIONS

**Action(s) Taken on Application(s) 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

*Pottsville District Mining Office: 5 West Laurel Boulevard, Pottsville, PA 17901, 570-621-3118.*

*Contact: RA-EPPottsvilleDMO@pa.gov.*

**Permit No. 09234107. Valley Rock Solutions, LLC, P.O. Box 246, Macungie, PA 18062, Milford Township, Bucks County.** Construction blasting for Millstone at Parkview. Application received: August 10, 2023. Permit issued: August 16, 2023. Expiration date: March 31, 2024.

**Permit No. 38231113. J. Roy's, Inc., P.O. Box 125, Bowmansville, PA 17507, West Lebanon Township, Lebanon County.** Construction blasting for West Lebanon Township Storm Sewer. Application received: August 11, 2023. Permit issued: August 17, 2023. Expiration date: August 12, 2024.

**Permit No. 06234106. Schlouch, Inc., 132 Excelsior Drive, Blandon, PA 19510, Bern Township, Berks County.** Construction blasting for Berks 183 Lot H. Application received: August 7, 2023. Permit issued: August 21, 2023. Expiration date: August 7, 2024.

**Permit No. 35234106. Hayduk Enterprises, Inc., 257 Riverside Drive, Factoryville, PA 18419, Moosic Borough, Lackawanna County.** Construction blasting for Don Sabastian residence. Application received: August 12, 2023. Permit issued: August 21, 2023. Expiration date: December 31, 2023.

**Permit No. 35234107. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Archbald Borough, Lackawanna County.** Construction blasting for Archbald Business Park. Application received: August 14, 2023. Permit issued: August 21, 2023. Expiration date: August 9, 2024.

**Permit No. 40234113. Maine Drilling & Blasting, Inc., P.O. Box 1140, Gardiner, ME 04345, Jenkins Township, Luzerne County.** Construction blasting for Centerpoint South. Application received: August 15, 2023. Permit issued: August 21, 2023. Expiration date: August 14, 2024.



**Permit No. 45234106. Schlouch, Inc.**, 132 Excelsior Drive, Blandon, PA 19510, Tunkhannock Township, **Monroe County**. Construction blasting for Catalyst SR 115. Application received: August 15, 2023. Permit issued: August 21, 2023. Expiration date: August 15, 2024.

**Permit No. 64234105. Holbert Explosives, Inc.**, 237 Mast Hope Plank Road, Suite A, Lackawaxen, PA 18435, Buckingham Township, **Wayne County**. Construction blasting for Dan Schumacker shale for driveway. Application received: August 16, 2023. Permit issued: August 22, 2023. Expiration date: August 16, 2024.

### FEDERAL WATER POLLUTION CONTROL ACT SECTION 401

The Department of Environmental Protection (DEP) 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, DEP 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.

Individuals 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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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

**Action(s) Taken on Application(s) for the Following Activities Filed Under The Dam Safety and Encroachments Act (32 P.S. §§ 693.1—693.27), Section 302 of the Flood Plain Management Act (32 P.S. § 679.302) and the Clean Streams Law and Notice of Final Action for Certification Under Section 401 of the FWPCA.**

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

*Contact: Michele Lauer, Clerical Assistant 2, 570-830-3077.*

**E3502223-003. Jessup Borough**, 395 Lane Street, Jessup, PA 18434, Jessup Borough, **Lackawanna County**. U.S. Army Corps of Engineers Baltimore District.

To construct and maintain a stormwater outfall into the floodway of the Lackawanna River (HQ—CWF, MF) consisting of a single 30-inch smooth lined corrugated pipe discharging through a retaining wall with a flap gate and R-8 riprap apron. The project is located on Bridge Street approximately 0.2 mile from the intersection of Constitution Ave. (Olyphant, PA Quadrangle Latitude: 41° 28' 41", Longitude: -75° 34' 34") in Jessup Borough, Lackawanna County. Latitude: 41° 28' 41", Longitude: -75° 34' 34". Application received: April 12, 2023, August 17, 2023.

*Northwest Region: Waterways & Wetlands Program, 230 Chestnut Street, Meadville, PA 16335-3481, 814-332-6945.*

*Contact: RA-EPWW-NWRO@pa.gov.*

**E2506223-001. City of Erie**, 626 State Street, Room 400, Erie, PA 16501, City of Erie, **Erie County**. U.S. Army Corps of Engineers Pittsburgh District.

Install and maintain two litter traps in Garrison Run to reduce the amount of debris in the stream from entering Presque Isle Bay near the Erie Wastewater Treatment Plant along Port Access Road (Erie, PA Quadrangle N: 42.143°; W: -80.075°) in the City of Erie, Erie County. Latitude: 42.143°, Longitude: -80.075°. Application received: March 3, 2023. Issued: August 16, 2023.

**E2506222-016. Seefried Industrial Properties**, 3333 Riverwood Parkway, Suite 200, Atlanta, GA 30339, McKean Township, **Erie County**. U.S. Army Corps of Engineers Pittsburgh District.

Permanently impact a total of approximately 4.11 acres of wetland for the construction of a large commercial warehouse, associated parking areas, roadways, utilities, and stormwater management facilities at 6450 Sterretania Road (Swanville, PA, Quadrangle N: 42.013650°; W: -80.197640°) in McKean Township, Erie County. The project includes mitigation for wetland impacts by purchase of bank credits from Water and Land Solutions at an approved mitigation bank in the Ohio River Basin equivalent to 0.46 acre of permanent impact to Federally jurisdictional wetlands and a payment to Pennsylvania's PIESCES Fund equivalent to 3.65 acres of permanent impact to other wetlands. Latitude: 42.013650°, Longitude: -80.197640°. Application received: October 14, 2022. Issued: August 15, 2023.

*Southcentral Region: Waterways & Wetlands Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: 717-705-4802.*

**E2203222-010. Hanover Logistics, LLC**, 201 Iron Valley Drive, Lebanon, PA 17042, East Hanover Township, **Dauphin County**. U.S. Army Corps of Engineers Baltimore District.

To 1.) place and maintain fill in palustrine emergent/scrub-shrub/forested wetlands, impacting 0.53 acre of wetlands; 2.) place and maintain fill in an unnamed tributary to Racoon Creek (WWF, MF) impacting 187 feet of stream; and 3.) place and maintain fill in an unnamed tributary to Racoon Creek (WWF, MF) impacting 275 feet

of stream, all for the purpose of accommodating proposed warehouses. The project is located along Fox Run Road (Latitude: 40.3906°N; Longitude: 76.6466°W) in East Hanover Township, Dauphin County and East Hanover Township, Lebanon County. To compensate for the stream impacts the Permittee proposes to purchase 0.69 wetland credit and 462 stream credits from the Codorus Creek Bank in York County, PA. Latitude: 40.3906°, Longitude: -76.6466°. Application received: August 25, 2022. Issued: August 15, 2023.

#### ENVIRONMENTAL ASSESSMENTS

*Central Office: Waterways & Wetlands Program, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101, 717-783-5784.*

*Contact: Josh Fair, Water Program Specialist, 717-772-5988.*

**D14-033EA. Paul Urbanik, Pennsylvania Fish and Boat Commission**, 595 East Rolling Ridge Drive, Bellefonte, PA 16823, Benner Township, **Centre County**. U.S. Army Corps of Engineers Baltimore District.

The Department of Environmental Protection, Division of Dam Safety (Department) has reviewed and approved the restoration plan to remove the Rock Dam to eliminate a threat to public safety and to restore approximately 400 feet of stream channel to a free-flowing condition. The proposed restoration project includes demolition of the outlet control structure along the right bank. The project is located across Spring Creek (HQ-CWF, MF) (State College, PA Quadrangle, Latitude: 40.8510, Longitude: 77.8220). Project was approved on 8/17/2023 Latitude: 40.8510°, Longitude: -77.8220°. Application received: June 5, 2023. Approved: August 17, 2023.

**D14-137EA. Paul Urbanik, Pennsylvania Fish and Boat Commission**, 595 East Rolling Ridge Drive, Bellefonte, PA 16823, Benner Township, **Centre County**. U.S. Army Corps of Engineers Baltimore District.

The Department of Environmental Protection, Division of Dam Safety (Department) has reviewed and approved the restoration plan to remove the Upper Spring Dam to eliminate a threat to public safety and to restore approximately 700 feet of stream channel to a free-flowing condition. The proposed restoration project includes demolition, fill of, and soil covering of the concrete water control structure and adjacent bridge. The Spring Creek Canyon Trail will be moved away from the stream for approximately 150 feet to provide continued access and accommodate construction. Sawtooth, native stone-filled deflectors will be constructed for spans on both banks as scour/bank toe protection where banks are steep in the demolition area. The project is located across Spring Creek (HQ-CWF, MF) (State College, PA Quadrangle, Latitude: 40.8689, Longitude: 77.7955). Project was approved on 8/17/2023 Latitude: 40.8689°, Longitude: -77.7955°. Application received: June 5, 2023. Approved: August 17, 2023.

**EA65-005CO. Craig Fusting, Bushy Run Investments, LP**, 6536 William Penn Highway, Suite 302, Delmont, PA 15626, Murrysville Borough, **Westmoreland County**. U.S. Army Corps of Engineers Pittsburgh District.

The Department of Environmental Protection, Division of Dam Safety (Department) has reviewed and approved the restoration plan to remove the Manor Road Dam to eliminate a threat to public safety and to restore approximately 300 feet of stream channel to a free-flowing condition. The proposed restoration project involves grad-

ing of the embankment and pond to construct the stream channel along the southern/eastern embankment. The project is located across Turtle Creek (TSF) (Slickville, PA Quadrangle, Latitude: 40.4046, Longitude: 79.5928). Project approved on 8/17/2023 Latitude: 40.4046°, Longitude: -79.5928°. Application received: June 5, 2023. Approved: August 17, 2023.

#### 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. 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.

Individuals in need of accommodations should contact the Environmental Hearing Board through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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.

*Eastern District: Oil and Gas Management Program, 208 West Third Street, Williamsport, PA 17701-6448.*

*Contact: RA-EPEASTERNNOGPRG@pa.gov.*

#### ESCGP # 3 **ESG294123014-00**

Applicant Name **EQT ARO, LLC**

Contact Person Stephen Barondeau

Address 2462 Lycoming Creek Road

City, State, Zip Williamsport, PA 17701

Township(s) McHenry Township

County **Lycoming County**

Receiving Stream(s) and Classification(s) Campbell Run (EV), English Run (HQ-CWF)

Application received: July 4, 2023

Issued: August 14, 2023

#### ESCGP # 3 **ESG295923010-00**

Applicant Name **Repsol Oil & Gas USA, LLC**

Contact Person Jonathan Fronk

Address 337 Daniel Zenker Drive

City, State, Zip Horsheads, NY 14845-1008

Township(s) Union Township

County **Tioga County**

Receiving Stream(s) and Classification(s) Sugar Works Run (HQ-CWF)

Application received: May 12, 2023

Issued: August 14, 2023



ESCGP # 3 **ESG295923012-00**  
 Applicant Name **NFG Midstream Covington, LLC**  
 Contact Person James Welch  
 Address 1100 State Street  
 City, State, Zip Erie, PA 16501  
 Township(s) Richmond Township and Sullivan Township  
 County **Tioga County**  
 Receiving Stream(s) and Classification(s) Corey Creek  
 (CWF, MF)  
 Application received: June 1, 2023  
 Issued: August 15, 2023

ESCGP # 3 **ESG290823009-00**  
 Applicant Name **Appalachia Midstream Svc, LLC**  
 Contact Person Adam Weightman  
 Address 30351 Route 6  
 City, State, Zip Wysox, PA 18854  
 Township(s) Asylum Township  
 County **Bradford County**  
 Receiving Stream(s) and Classification(s) Unnamed Tributary to Durell Creek (WWF, MF), Durell Creek (WWF, MF)  
 Application received: July 19, 2023  
 Issued: August 16, 2023

ESCGP # 3 **ESG295723002-00**  
 Applicant Name **Chesapeake Appalachia, LLC**  
 Contact Person Eric Haskins  
 Address 14 Chesapeake Lane  
 City, State, Zip Sayre, PA 18840  
 Township(s) Cherry Township  
 County **Sullivan County**  
 Receiving Stream(s) and Classification(s) Unnamed Tributary to Lick Creek (EV)  
 Application received: June 23, 2023  
 Issued: August 17, 2023

*Southwest Region: Oil and Gas Management Program, 400 Waterfront Drive, Pittsburgh, PA 15222-4745, 412-442-4000.*

*Contact: RA-EPSW-OGSUBMISSION@pa.gov.*

ESCGP # 3 **ESX180590026-01**  
 Applicant Name **Greylock Production, LLC—  
 Skib Well Development Impoundment**  
 Contact Person Andrew McCallister,  
 dmccallister@greylockenergy.com, (304) 925-6100  
 Address 1273 East Roy Furman Highway  
 City, State, Zip Carmichaels, PA 15320  
 Township(s) Jefferson Borough  
 County **Greene County**  
 Receiving Stream(s) and Classification(s) 001. Tributary 41073 To Muddy Creek, Ch 93 class WWF 002. Tributary 41075 To Muddy Creek, Ch 93 class WWF  
 Application received: August 18, 2023  
 Renewal issued: August 18, 2023

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 2

**The Following Plan(s) and Report(s) 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 Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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.*

**Montrose Convenience Store**, Storage Tank Facility ID # **58-13082**, 11046 State Route 29, South Montrose, PA 18843, Bridgewater Township, **Susquehanna County**. United Environmental Services, P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Rocks Investment, LLC, 11046 State Route 29, South Montrose, PA 18843 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with gasoline. The plan is intended to document the remedial actions for meeting Statewide health and site-specific standards.

**Prem LTD**, Storage Tank Facility ID # **45-12905**, Route 423 and Route 940, Pocono Pines, PA 18350, Tobyhanna Township, **Monroe County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Prem LTD, LLC, 799 Coon Road, Wyoming, PA 18644 submitted a Remedial Action Plan concerning remediation of soil and groundwater contaminated with petroleum. The plan is intended to document the remedial actions for meeting Statewide health and site-specific standards.

**Convenient Food Mart 3030**, Storage Tank Facility ID # **35-36655**, 899 Davis Street, Moosic, PA 18507, Moosic Borough, **Lackawanna County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Convenient Food Marts of Pennsylvania, 215 Clark Avenue, Clarks Summit, PA 18411 submitted a Remedial Action Plan concerning remediation of soil contaminated with gasoline. The plan is intended to document the remedial actions for meeting site-specific standards.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Gregory Bowman, Environmental Group Manager.*

**Former Rineharts Auto Sales**, Storage Tank Facility ID # **01-97859**, 443 York St, Gettysburg, PA 17325-2008, Gettysburg Borough, **Adams County**. United Environ-

mental Services Inc., P.O. Box 701, Schuylkill Haven, PA 17972, on behalf of Boyd E. Rinehart Estate, 443 York St, Gettysburg, PA 17325-2008 submitted a Remedial Action Completion Report concerning remediation of groundwater contaminated with Petroleum Constituents. The plan is intended to document the remedial actions for meeting Statewide health standards.

## CORRECTIVE ACTION UNDER ACT 32, 1989

### PREAMBLE 3

---

#### Action(s) Taken 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 the Department of Environmental Protection (DEP) to publish in the *Pennsylvania Bulletin* a notice of its final actions on plans and reports.

A remedial action plan is submitted to summarize the site characterization, document the design and construction details for the remedial action, and describe how the remedial action will attain the selected remediation standard. The remedial action plan also provides results of studies performed and data collected to support the remedial action and a description of postremediation care requirements. A remedial action completion report is submitted to document cleanup of a release of a regulated substance at a site to the selected remediation standard. A remedial action completion report provides a description of the site investigation to characterize the nature and extent of contaminants in environmental media, the basis of selecting the environmental media of concern, documentation supporting the selection of residential or 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 plans or reports, please contact the Regional Office Program Manager previously listed in the notice.

Individuals in need of accommodations should contact DEP through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users).

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.*

**Jack's Glass**, Storage Tank Facility ID # **39-41721**, 418-432 North Madison Street, Allentown, PA 18102, City of Allentown, **Lehigh County**. MEA, 1365 Ackermanville Road, Bangor, PA 18013, on behalf of Jack's Glass, Inc., 3611 Bell Circle, Northampton, PA 18067 submitted a Remedial Action Completion Report concerning remediation of soil contaminated with petroleum. The report demonstrated attainment of the site-specific standards and was approved by DEP on August 16, 2023.

*Southcentral Region: Environmental Cleanup & Brownfields Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Cynthia Stine, Licensed Professional Geologist 717-705-4705.*

**UPS Altoona Center**, Storage Tank Facility ID # **07-27295**, 3042 Route 764, Duncansville, PA 16635, Allegheny Township, **Blair County**. Arcadis U.S., Inc., 10 Friends Lane, Suite 100, Newtown, PA 18940 on behalf of UPS Buildings & Systems Engineering, 2535 Edward Babe Gomez Avenue, Omaha, NE, 68107 submitted a Remedial Action Completion Report concerning remediation of soil and groundwater contaminated with petroleum constituents. The report nonresidential demonstrated attainment of the site-specific standards and was approved by DEP on August 15, 2023.

---

## SPECIAL NOTICES

---

### WATER PROGRAMS

---

#### Public Hearing on Draft NPDES Permit Issued to Republic Services of PA, LLC for Modern Landfill.

---

*Southcentral Region: Clean Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110-8200, 717-705-4700.*

*Contact: Bonnie Boylan 717-705-4813.*

The Department of Environmental Protection (DEP) will hold a public hearing to collect comments on the draft National Pollutant Discharge Elimination System (NPDES) renewal permit (PA0046680) issued to Republic Service of Pennsylvania, LLC for the municipal landfill known as Modern Landfill located in Windsor Township and Lower Windsor Township, **York County**.

The hearing will be held Wednesday, October 4, 2023 from 6:00—8:00 PM at the Lower Windsor Township Community Center's Gymnasium located at 2425 Craley Road, Wrightsville, PA.

The facility discharges treated industrial wastewater and treated groundwater to the Kreutz Creek. It also discharges stormwater to unnamed tributaries of Kreutz Creek. The draft NPDES renewal permit, authorizing these discharges, was issued on August 10, 2023, and was published in the *Pennsylvania Bulletin* on August 26, 2023. The entire draft permit and the Fact Sheet explaining the development of the permit are available for review electronically at: <https://www.dep.pa.gov/About/Regional/SouthcentralRegion/Community%20Information/Pages/Modern-Landfill-NPDES.aspx>.

Those who wish to present testimony are asked to register in advance by contacting Ed Boito, Local Government Liaison, in the DEP Southcentral Regional Office at 717-705-4921 or at [eboito@pa.gov](mailto:eboito@pa.gov). Advanced registration will be taken through the close of business on October 3, 2023. Time permitting, those who did not register in advance will be given the opportunity to testify. The hearing may conclude earlier if all testifiers in attendance have spoken prior to the designated end time.

During the hearing, each speaker will have the opportunity to present up to three minutes of verbal testimony. To ensure that all speakers have a fair and equal opportunity to present their testimony, relinquishing of time to other speakers will be prohibited, and groups are asked to designate one speaker. All presenters are requested to bring at least one copy of their comments and exhibits for submission to the DEP.

Written comments on the draft permit will be received during the comment period beginning on August 26, 2023 when the draft permit was published in the *Pennsylvania Bulletin*. The typical 30-day comment period has been extended by DEP such that all comments received at the hearing, written and verbal, will be considered. The comment period for this draft permit will close at 4:00 PM on October 10, 2023. Written comments on the draft permit may be submitted to RA-EPNPDES\_SCRO@pa.gov or mailed to DEP SCRO, Clean Water Program, 909 Elmerton Avenue, Harrisburg, PA 17110.

[Pa.B. Doc. No. 23-1186. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Aggregate Advisory Board Meeting; Date Change for the August 2, 2023, Meeting

The Aggregate Advisory Board's (Board) third quarterly meeting for 2023, which was originally scheduled for August 2, 2023, has been rescheduled. The meeting will be held from 1 p.m. to 3 p.m. on September 14, 2023, in Conference Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA 17101. Individuals may attend the meeting in person or remotely. Individuals interested in providing public comments during the meeting must sign up in advance by contacting Daniel E. Snowden at dsnowden@pa.gov or (717) 783-8846.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Advisory Committees," then "Mining," then "Aggregate Advisory Board," then "2023").

Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the September 14, 2023, meeting can be directed to Daniel E. Snowden at dsnowden@pa.gov or (717) 783-8846.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact Daniel E. Snowden at (717) 783-8846 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

RICHARD NEGRIN,  
*Secretary*

[Pa.B. Doc. No. 23-1187. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Availability of Technical Guidance

Technical guidance documents (TGD) are available on the Department of Environmental Protection's (Department) web site at [www.depgreenport.state.pa.us/elibrary/](http://www.depgreenport.state.pa.us/elibrary/).

The "Technical Guidance Final Documents" heading is the link to a menu of the various Department bureaus where each bureau's final TGDs are posted. The "Technical Guidance Draft Documents" heading is the link to the Department's draft TGDs.

### *Ordering Paper Copies of Department Technical Guidance*

The Department encourages the use of the Internet to view and download TGDs. When this option is not available, persons can order a paper copy of any of the Department's draft or final TGDs by contacting the Department at (717) 783-8727.

In addition, bound copies of some of the Department's documents are available as Department publications. Check with the appropriate bureau for more information about the availability of a particular document as a publication.

### *Changes to TGDs*

Following is the current list of recent changes. Persons who have questions or comments about a particular document should contact the person whose name and phone number are listed with each document.

### *Final TGD: Minor Revision*

**DEP ID:** 393-3130-108. **Title:** New Source Sampling Requirements for Surface Water Sources. **Description:** This TGD outlines the procedures for sample collection and provides a list of the minimum new source sampling requirements for all new surface water sources of public water supply. The minor revisions include adding perfluorooctanesulfonic acid (PFOS) and perfluorooctanoic acid (PFOA) to the list of minimum sampling requirements. These revisions were necessary to update this TGD following the amendments of 25 Pa. Code Chapter 109 (relating to safe drinking water) that were published as final at 53 Pa.B. 333 (January 14, 2023).

**Contact:** Questions regarding this TGD should be directed to Michael Hess, michess@pa.gov, (717) 772-5679.

**Effective Date:** August 19, 2023

### *Final TGD: Minor Revision*

**DEP ID:** 393-3130-208. **Title:** New Source Sampling Requirements for Groundwater Sources for Community and Noncommunity Systems. **Description:** This TGD outlines the procedures for sample collection and provides a list of the minimum new source sampling requirements for all new community and nontransient noncommunity groundwater systems and transient noncommunity groundwater systems that are required to obtain a Department-issued construction permit. The minor revisions include adding PFOS and PFOA to the list of minimum sampling requirements. These revisions were necessary to update this TGD following the amendments of 25 Pa. Code Chapter 109 that were published as final at 53 Pa.B. 333.

**Contact:** Questions regarding this TGD should be directed to Michael Hess, michess@pa.gov, (717) 772-5679.

**Effective Date:** August 19, 2023

### *Interim Final TGD: Rescission*

**DEP ID:** 252-6600-516. **Title:** Review of Residual and Hazardous Waste Source Reduction Strategies. **Description:** With an effective date of December 10, 1993, this TGD provided background information on the purpose and intent of the Source Reduction Strategy (SRS) requirement and guidance on implementing the requirement in a manner that would promote meaningful source



reduction. The residual and hazardous waste regulations require each waste generator to prepare an SRS describing what the generator intends to do to reduce or eliminate, at the source, the amount and toxicity of each waste type generated. In the intervening years, best practices have evolved and have been refined and the SRS 2540-PM-BWM0349, also known as Form 25R, no longer refers to 252-6600-516. Therefore, this TGD is obsolete.

*Contact:* Questions regarding this TGD should be directed to Crystal Heshmat, (717) 787-4973, cheshmat@pa.gov.

*Effective Date:* Friday, September 22, 2023

RICHARD NEGRIN,  
*Secretary*

[Pa.B. Doc. No. 23-1188. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF ENVIRONMENTAL PROTECTION

### Food Recovery Infrastructure Grant Awards under the Municipal Waste Planning, Recycling and Waste Reduction Act of 1988, Act 101

The Department of Environmental Protection announces the following grants to Commonwealth nonprofit organizations under section 501(c)(3) for recycling programs under the Food Recovery Infrastructure Grant Program (26 U.S.C. § 501(c)(3)). This funding offers grant assistance for the proper management and operation of food waste reduction under the Municipal Waste Planning, Recycling and Waste Reduction Act (act) (53 P.S. §§ 4000.101—4000.1904). Approximately \$4.2 million in grants was awarded to 114 nonprofits as outlined as follows.

Grant funds are used for the procurement of eligible equipment to reduce food waste disposal from food retailers, wholesalers, agriculture organizations, farms and cooperatives by repurposing and redistributing apparently safe and wholesome foods to Commonwealth nonprofits that provide food to segments of the public. Grant awards are predicated on the receipt of recycling fees required by sections 701 and 702 of the act (53 P.S. §§ 4000.701 and 4000.702) and the availability of moneys in the Recycling Fund.

Inquiries regarding the grant offerings should be directed to Mark Vottero, Recycling Grants Coordinator, Department of Environmental Protection, Bureau of Waste Management, Division of Waste Minimization and Planning, Rachel Carson State Office Building, P.O. Box 8472, Harrisburg, PA 17105-8472.

<i>Southeast Region</i>			
1	Rolling Harvest Food Rescue	Bucks County	\$49,405
2	Phoenixville Area Community Services, Inc. (PACS)	Chester County	\$50,000
3	The Salvation Army	Chester County	\$49,978
4	West Chester Food Cupboard	Chester County	\$50,000
5	Bean Bag Food Program	Montgomery County	\$13,758
6	Family Promise Montco PA	Montgomery County	\$50,000
7	Garden of Health, Inc.	Montgomery County	\$50,000
8	Manna on Main Street	Montgomery County	\$49,753
9	MontCo Anti-Hunger Network	Montgomery County	\$16,666
10	Willow Grove Baptist Church (Willow Grove Baptist Food Pantry Division)	Montgomery County	\$16,237
11	Willow Grove SDA Church Food Pantry	Montgomery County	\$48,936
12	Church of Atonement	Philadelphia County	\$37,386
13	Jewish Federation of Greater Philadelphia	Philadelphia County	\$37,595
14	ACTS Foundation	Philadelphia County	\$43,200
15	Philabundance	Philadelphia County	\$33,302
16	Share Food Program	Philadelphia County	\$48,601
17	Sharing Excess	Philadelphia County	\$45,894
18	Small Things, Inc.	Philadelphia County	\$39,495
<i>Northeast Region</i>			
19	Catherine McAuley Center	Lackawanna County	\$46,486
20	Child Hunger Outreach Partners	Lackawanna County	\$50,000
21	Friends of the Poor	Lackawanna County	\$49,495
22	Saint Francis of Assisi Kitchen	Lackawanna County	\$50,000
23	United Neighborhood Centers of Northeastern PA	Lackawanna County	\$28,500
24	Black Creek Food Pantry, Inc.	Luzerne County	\$16,609
25	The Food Dignity Project, Inc.	Luzerne County	\$50,000
26	Commission on Economic Opportunity	Luzerne County	\$50,000



27	Ebenezer International Harvest Assembly of God	Luzerne County	\$37,400
28	Fountain of Salvation Christian Church	Luzerne County	\$20,000
29	Jo's Food Pantry, Inc. (formerly Jo's Outreach)	Monroe County	\$50,000
30	Lighthouse Full Gospel Church of God	Monroe County	\$25,446
31	Stroudsburg Wesleyan Church	Monroe County	\$50,000
32	New Bethany Ministries	Northampton County	\$29,360
33	Portland Upper Mt. Bethel Food Pantry	Northampton County	\$50,000
34	Second Harvest Food Bank of the Lehigh Valley and Northeast PA	Northampton County	\$47,488
35	Trehab	Susquehanna County	\$39,400
36	Wayne County Community Foundation	Wayne County	\$50,000
<i>Southcentral Region</i>			
37	New Hope Ministries, Inc.	Adams County	\$50,000
38	Center for Community Action	Bedford County	\$47,615
39	Friend Inc Community Services	Berks County	\$49,678
40	Helping Harvest	Berks County	\$49,555
41	Keystone Military Families	Berks County	\$49,849
42	New Journey Community Outreach, Inc.	Berks County	\$20,778
43	Opportunity House	Berks County	\$50,000
44	Reading Recreation Commission	Berks County	\$24,748
45	Saint Mark's Lutheran Church	Berks County	\$46,120
46	The Salvation Army	Berks County	\$7,746
47	The Hope Center, Inc.	Blair County	\$26,001
48	The Door Student Services, Inc.	Blair County	\$49,891
49	Oasis of Love Church	Cumberland County	\$34,960
50	Project SHARE of Carlisle	Cumberland County	\$50,000
51	Shippensburg Produce and Outreach	Cumberland County	\$50,000
52	Midwest Food Bank Pennsylvania	Dauphin County	\$50,000
53	Saint Patrick Cathedral Parish	Dauphin County	\$15,790
54	South Central Community Action Programs, Inc.	Franklin County	\$50,000
55	Fulton County Food Basket, Inc.	Fulton County	\$50,000
56	Huntingdon Area Food	Huntingdon County	\$16,225
57	The Salvation Army Huntingdon	Huntingdon County	\$12,110
58	Columbia Presbyterian Church/Hands Across the Street	Lancaster County	\$43,058
59	CrossNet Ministries	Lancaster County	\$50,000
60	Lancaster County Food Hub	Lancaster County	\$2,901
61	Loft Community Partnership	Lancaster County	\$50,000
62	Solanco Neighborhood Ministry	Lancaster County	\$50,000
63	Saint John's Episcopal Church	Lancaster County	\$3,922
64	The Factory Ministries	Lancaster County	\$50,000
65	From the King Ministries	Lebanon County	\$50,000
66	Lebanon County Christian Ministries	Lebanon County	\$50,000
67	Lebanon Rescue Mission	Lebanon County	\$50,000
68	Calvary Bible Church of Lewistown, Inc.	Mifflin County	\$15,819
69	Community Reach, Inc.	York County	\$16,759
70	Faith Assembly of God	York County	\$50,000
71	Grace Lutheran Church of Red Lion	York County	\$5,500
72	Harvest of Blessing	York County	\$35,171
73	York Benevolent Association	York County	\$32,610
74	York County Food Bank	York County	\$50,000

75	York Rescue Mission, d/b/a LifePath Christian Ministries	York County	\$13,873
<i>Northcentral Region</i>			
76	Child Hunger Outreach Partners	Bradford County	\$50,000
77	The Salvation Army	Bradford County	\$21,139
78	CommonFood, Inc.	Centre County	\$49,920
79	FaithCentre	Centre County	\$19,147
80	Saint Andrew's Episcopal Church	Centre County	\$49,940
81	The Food Bank of the State College Area, Inc.	Centre County	\$49,976
82	Sojourner Truth Ministries, Inc.	Lycoming County	\$20,242
83	Love In Action Food Pantry	Union County	\$31,267
<i>Southwest Region</i>			
84	South Hills Interfaith Movement (Ministries)	Allegheny County	\$19,810
85	The Salvation Army Emergency Disaster Services	Allegheny County	\$50,000
86	The Salvation Army Pittsburgh Westside	Allegheny County	\$26,000
87	The Salvation Army Western Pennsylvania Division	Allegheny County	\$30,000
88	Beaver County YMCA	Beaver County	\$43,995
89	Church of the Redeemed of Beaver County, Inc.	Beaver County	\$50,000
90	Families Matter, Inc. a/k/a Faith Restorations, Inc.	Beaver County	\$50,000
91	Healing Hunger Beaver County	Beaver County	\$47,860
92	The Salvation Army—Beaver Falls	Beaver County	\$50,000
93	The SOMA Gathering	Beaver County	\$27,980
94	Twelve Loaves, LLC	Beaver County	\$5,250
95	St. Bernard Food Pantry SVDP Society	Cambria County	\$26,945
96	Cambria County Backpack Project	Cambria County	\$41,975
97	The Salvation Army—Johnstown	Cambria County	\$50,000
98	Christian Life Ministries	Westmoreland County	\$42,402
99	Westmoreland County Food Bank, Inc.	Westmoreland County	\$50,000
<i>Northwest Region</i>			
100	Community Partnership, Inc.	Butler County	\$48,710
101	Center for Family Services, Inc.	Crawford County	\$7,134
102	The Salvation Army Meadville	Crawford County	\$5,521
103	Emmaus Ministries, Inc.	Erie County	\$40,657
104	Second Harvest Food Bank of Northwest Pennsylvania	Erie County	\$49,570
105	ICCAP—Indiana Co. Community Action Program, Inc.	Indiana County	\$34,328
106	The Salvation Army New Castle	Lawrence County	\$12,010
107	Friendship Table	McKean County	\$14,172
108	Community Food Warehouse of Mercer County	Mercer County	\$50,000
109	Good Shepherd Center, Inc.	Mercer County	\$26,889
110	The Salvation Army Greenville	Mercer County	\$6,864
111	Clintonville Community Food Project	Venango County	\$3,332
112	Community Services of Venango Co., Inc.	Venango County	\$37,995
113	The Salvation Army Venango County	Venango County	\$5,496
114	The Salvation Army Warren County	Warren County	\$24,382

RICHARD NEGRIN,  
Secretary

[Pa.B. Doc. No. 23-1189. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF HEALTH

### Human Immunodeficiency Virus (HIV) Community Prevention Planning Committee; Public Meetings

The Statewide HIV Planning Group, established by the Department of Health (Department) under sections 301(a) and 317 of the Public Health Service Act (42 U.S.C.A. §§ 241(a) and 247b), will hold a public meeting at the Shawnee Inn, 100 Shawnee Inn Drive, Shawnee on Delaware, PA 18356 on Wednesday, September 20, 2023, from 3 p.m. to 7 p.m. and on Thursday, September 21, 2023, from 9 a.m. to 4:30 p.m.

Participants can also access the meetings virtually through the following options:

To join Microsoft Teams meetings, individuals will need to connect by phone; this can be done by dialing the following number and entering the meeting ID listed as follows:

#### *Day 1: Town Hall Meeting*

##### *Call in Information:*

Phone Number: (866) 588-4789  
Phone Conference ID: 887 622 399#  
<https://bit.ly/HPGSeptTownHall>

#### *Day 2: Main Meeting*

##### *Call in Information:*

Phone Number: (866) 588-4789  
Phone Conference ID: 794 196 659#  
<https://bit.ly/HPGSeptMeeting>

#### *Day 2: Subcommittee Breakout Meeting*

##### *Call in Information:*

Phone Number: (866) 588-4789  
Phone Conference ID: 488 722 799#  
<https://bit.ly/HPGSeptSubcommittee>

Jurisdictional HIV prevention planning is a required activity of the Department's Centers for Disease Control and Prevention Integrated HIV Surveillance and Prevention Programs for Health Departments grant. Additionally, the Ryan White HIV/AIDS Treatment Extension Act of 2009 (Pub.L. No. 111-87), previously known as the Ryan White Comprehensive AIDS Resources Emergency Act of 1990 (42 U.S.C.A. §§ 300ff-21—300ff-38), requires that the Department engage in a public advisory planning process in developing a comprehensive plan. The purpose of these meetings is to conduct an integrated prevention and care HIV planning process by which the Department works in partnership with the community and stakeholders to enhance access to HIV prevention, care and treatment services.

For additional information or persons with a disability who wish to attend the meetings who require an auxiliary aid, service or other accommodation to do so should contact Kyle Fait, Planning Coordinator, Department of Health, Bureau of Communicable Diseases, 625 Forster Street, Health and Welfare Building, Harrisburg, PA 17120, (717) 260-8929, 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).

The Department reserves the right to cancel these meetings without prior notice.

DR. DEBRA L. BOGEN,  
*Acting Secretary*

[Pa.B. Doc. No. 23-1190. Filed for public inspection September 1, 2023, 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 § 204.19 (relating to plumbing, heating, ventilation, air conditioning and electrical):

Saint Ignatius Nursing and Rehab Center  
4401 Haverford Avenue  
Philadelphia, PA 19104  
FAC ID # 450602

The following long-term care nursing facility is seeking an exception to 28 Pa. Code § 205.7 (relating to basement or cellar):

Northampton County Home—Gracedale  
2 Gracedale Avenue  
Nazareth, PA 18064  
FAC ID # 072802

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](mailto: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 contact information.

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).

DR. DEBRA L. BOGEN,  
*Acting Secretary*

[Pa.B. Doc. No. 23-1191. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF LABOR AND INDUSTRY

### Unemployment Compensation; Relief from Charges

The purpose of this notice is to announce the following amendments to the act of December 5, 1936 (2nd Sp. Sess., 1937 P.L. 2897, No. 1), known as the Unemployment Compensation Law (UC Law) (43 P.S. §§ 751—919.10), as provided for under the act of March 27, 2020 (P.L. 25, No. 9).

#### Article III. Contributions by Employers and Employees

##### Section 302.1. Relief from Charges.

Subsection (b)(2)(i) of section 302.1 of the UC Law (43 P.S. § 782.1(b)(2)(i)) is amended to extend the time period for an employer to request relief from charges on the basis of a separation that occurs on or before the date the claimant files an application for benefits or on the basis of continuing part-time work from 15 days to 21 days after the date of the earliest notice issued by the Department under section 501(a) of the IUC Law (43 P.S. § 821(a)) indicating that the claimant is eligible for benefits under section 401(a) of the UC Law (43 P.S. § 801(a)).

Subsection (b)(3)(i) of section 302.1 of the UC Law (43 P.S. § 782.1(b)(3)(i)) is amended to extend the time period for an employer to request relief from charges on the basis of a separation that occurs after the claimant files an application for benefits from 15 days to 21 days after the date of the earliest notice issued by the Department indicating that the claimant is claiming benefits subsequent to the separation.

Under section 6(2) of the act of March 27, 2020 (P.L. 25, No. 9), the previously referenced amendments to the UC Law are effective upon publication of this notice in the *Pennsylvania Bulletin*.

Questions concerning this notice should be directed to Nancy Walker, Secretary, Department of Labor and Industry, 651 Boas Street, 17th Floor, Harrisburg, PA 17121.

NANCY WALKER,  
Secretary

(Pa.B. Doc. No. 23-1192. Filed for public inspection September 1, 2023, 9:00 a.m.)

## DEPARTMENT OF REVENUE

### Pennsylvania Monster Money Fast Play Game 5209

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name*: The name of the lottery game is Pennsylvania Monster Money (“Monster Money”). The game number is PA-5209.

#### 2. *Definitions*:

(a) *Authorized retailer or retailer*: A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code*: The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket*: A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System*: The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal*: A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(f) *Play*: A chance to participate in a particular Fast Play lottery game.

(g) *Play Area*: The area on a ticket which contains one or more play symbols.

(h) *Play Symbol*: A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize*: A non-monetary item, money or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(k) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(l) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “WINNING NUMBERS” area, determine whether a player wins a prize.

3. *Price*: The price of a Monster Money ticket is \$1.

4. *Description of the Monster Money Fast Play lottery game*:

(a) The Monster Money lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Monster Money tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Monster Money is played by matching any of the play symbols located in the “YOUR NUMBERS” area to any of the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the matching “YOUR NUMBERS” play symbol. Whenever an Eyeball (EYEBALL) symbol appears in the “YOUR NUMBERS” area, the player wins double the prize shown below that Eyeball (EYEBALL) symbol. A bet slip is not used to play this game.

(c) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(d) Monster Money tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.



(e) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Monster Money ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(f) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Monster Money ticket and select the Monster Money option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

**5. Monster Money ticket characteristics:**

(a) Monster Money tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols:* Monster Money tickets will contain a "WINNING NUMBERS" area and a "YOUR NUMBERS" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN) and 30 (THIRT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWNIN), 30 (THIRT) and an Eyeball (EYEBALL) symbol.

(c) *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: FREE (TICKET), \$1<sup>00</sup> (ONE DOL), \$2<sup>00</sup> (TWO DOL), \$3<sup>00</sup> (THR DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$40<sup>00</sup> (FORTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN) and \$1,300 (THRTNHUN).

(d) *Prizes:* The prizes that can be won in this game are: Free \$1 Ticket, \$1, \$2, \$3, \$4, \$5, \$10, \$20, \$30, \$40, \$50, \$100 and \$1,300. Monster Money also contains a feature that can double the prize won. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to number and description of prizes and approximate chances of winning). A player can win up to six times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 1,080,000 tickets will be available for sale for the Monster Money lottery game.

**6. Second-Chance Drawing:** The Pennsylvania Lottery will conduct a SPOOK-TACULAR Second-Chance Drawing for which non-winning Monster Money lottery game tickets may be eligible as provided for in section 9.

**7. Prizes available to be won and determination of prize winners:**

(a) All Monster Money prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,300

(THRTNHUN) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,300.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(d) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$100.

(e) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$80.

(f) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$60.

(g) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(h) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$40<sup>00</sup> (FORTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$40.

(i) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$40.

(j) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(k) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(l) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$20.

(m) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$10<sup>00</sup>

(TEN DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(n) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$8.

(o) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$4<sup>.00</sup> (FOR DOL) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$6.

(p) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$3<sup>.00</sup> (THR DOL) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$5.

(q) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>.00</sup> (FIV DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$4<sup>.00</sup> (FOR DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(s) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$2<sup>.00</sup> (TWO DOL) appears in

the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$3<sup>.00</sup> (THR DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$3.

(u) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$2<sup>.00</sup> (TWO DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

(v) Holders of tickets upon which an Eyeball (EYEBALL) play symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$1<sup>.00</sup> (ONE DOL) appears in the Prize area under that Eyeball (EYEBALL) play symbol, on a single ticket, shall be entitled to a prize of \$1.

(w) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$1<sup>.00</sup> (ONE DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$1.

(x) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of FREE (TICKET) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of one Monster Money Fast Play Game Ticket.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes and approximate chances of winning:

<i>When Any Of “YOUR NUMBERS” Match Any “WINNING NUMBER,” Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,080,000 Tickets:</i>
FREE	FREE \$1 TICKET	10	108,000
\$1	\$1	20	54,000
\$1 × 2	\$2	181.82	5,940
\$1 w/ EYEBALL	\$2	100	10,800
\$2	\$2	100	10,800
\$2 + \$1	\$3	166.67	6,480
(\$1 w/ EYEBALL) + \$1	\$3	166.67	6,480
\$3	\$3	166.67	6,480
\$2 × 2	\$4	250	4,320
(\$1 w/ EYEBALL) + \$2	\$4	250	4,320
\$2 w/ EYEBALL	\$4	250	4,320
\$4	\$4	250	4,320
\$4 + \$1	\$5	500	2,160
(\$1 w/ EYEBALL) + \$2 + \$1	\$5	476.19	2,268
(\$1 w/ EYEBALL) + \$3	\$5	476.19	2,268
(\$2 w/ EYEBALL) + \$1	\$5	454.55	2,376

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 1,080,000 Tickets:</i>
\$5	\$5	500	2,160
\$5 × 2	\$10	1,000	1,080
(\$3 w/ EYEBALL) + (\$2 × 2)	\$10	1,000	1,080
(\$4 w/ EYEBALL) + \$2	\$10	1,000	1,080
\$5 w/ EYEBALL	\$10	1,000	1,080
\$10	\$10	1,000	1,080
\$10 × 2	\$20	1,364	792
(\$3 w/ EYEBALL) + (\$5 × 2) + \$4	\$20	1,348	801
(\$5 w/ EYEBALL) + \$5 + \$4 + \$1	\$20	1,348	801
\$10 w/ EYEBALL	\$20	1,364	792
\$20	\$20	1,379	783
\$20 + \$10	\$30	2,182	495
(\$5 w/ EYEBALL) + (\$1 × 2) + \$10 + \$5 + \$3	\$30	2,105	513
(\$10 w/ EYEBALL) + (\$2 × 2) + (\$1 × 2) + \$4	\$30	2,105	513
(\$10 w/ EYEBALL) + (\$3 × 2) + (\$1 × 2) + \$2	\$30	2,105	513
\$30	\$30	2,449	441
\$20 × 2	\$40	3,429	315
(\$10 w/ EYEBALL) + (\$5 × 2) + (\$4 × 2) + \$2	\$40	3,871	279
\$20 w/ EYEBALL	\$40	3,000	360
\$40	\$40	3,871	279
\$40 + \$10	\$50	12,000	90
(\$10 w/ EYEBALL) + (\$10 × 2) + (\$4 × 2) + \$2	\$50	12,000	90
(\$20 w/ EYEBALL) + (\$4 × 2) + (\$1 × 2)	\$50	9,231	117
\$50	\$50	12,000	90
\$50 × 2	\$100	30,000	36
(\$30 w/ EYEBALL) + \$30 + \$10	\$100	60,000	18
(\$40 w/ EYEBALL) + \$10 + \$5 + \$4 + \$1	\$100	60,000	18
\$50 w/ EYEBALL	\$100	60,000	18
\$100	\$100	120,000	9
\$1,300	\$1,300	216,000	5

**EYE ON THE PRIZE:** When an "Eyeball" (EYEBALL) symbol appears, DOUBLE the prize shown under that symbol automatically!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* The Pennsylvania Lottery's SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play lottery game tickets ("Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5207 Witch Way (\$5), PA-5208 Spooky Skeleton (\$2) and PA-5209 Monster Money (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.pailottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.pailottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. September 5, 2023, through 11:59:59 p.m. November 2, 2023, will be entered into the Drawing tentatively scheduled to be held between November 6, 2023 and November 17, 2023.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5207 Witch Way (\$5) = five entries, PA-5208 Spooky Skeleton (\$2) = two entries and PA-5209 Monster Money (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$30,000, less required income tax withholding.

(ii) The second through the sixth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The seventh through the nineteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,300.

(iv) The twentieth through the sixty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother,



sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned, and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Monster Money lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Monster Money lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not

exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Monster Money or through normal communications methods.

21. *Applicability:* This notice applies only to the Monster Money lottery game announced in this notice.

PATRICK BROWNE,  
Secretary

[Pa.B. Doc. No. 23-1193. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Spooky Skeleton Fast Play Game 5208

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Spooky Skeleton ("Spooky Skeleton"). The game number is PA-5208.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *CANDLE CASH:* The area at the top of a Spooky Skeleton ticket containing a "YOUR CANDLE" play symbol that, when played according to the instructions, determines whether the player wins a prize of \$13. "CANDLE CASH" is played separately.

(d) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player's record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(e) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(f) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering,

receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(g) *Play*: A chance to participate in a particular Fast Play lottery game.

(h) *Play Area*: The area on a ticket, which contains one or more play symbols.

(i) *Play Symbol*: A number, letter, symbol, image or other character found in the play area, which is used to determine whether a player wins a prize.

(j) *Prize*: A non-monetary item, money or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(k) *WINNING NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "YOUR NUMBERS" area, determine whether a player wins a prize.

(l) *Winning ticket*: A game ticket which has been validated and qualifies for a prize.

(m) *YOUR CANDLE*: The symbol found in the "CANDLE CASH" area that, when appearing with a Flame symbol, determines whether the player wins a prize of \$13.

(m) *YOUR NUMBERS*: The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the "WINNING NUMBERS" area, determine whether a player wins a prize.

3. *Price*: The price of a Spooky Skeleton ticket is \$2.

4. *Description of the Spooky Skeleton Fast Play lottery game*:

(a) The Spooky Skeleton lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined, and the player does not have the ability to select their own play symbols. Spooky Skeleton tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Spooky Skeleton is played by matching the play symbols located in the "YOUR NUMBERS" area to the play symbols located in the "WINNING NUMBERS" area. A player matching play symbols in this manner will win the prize shown under the matching "YOUR NUMBERS" play symbol. Whenever an Apple (APPLE) symbol appears in the "YOUR NUMBERS" area, the player increases the prize shown under that play symbol by \$13 and wins that amount. A bet slip is not used to play this game.

(c) Spooky Skeleton tickets also contain a "CANDLE CASH" area. Whenever a Flame symbol appears on YOUR CANDLE, the player wins a prize of \$13. "CANDLE CASH" is played separately.

(d) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(e) A Spooky Skeleton game ticket cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and

verbally request a Spooky Skeleton game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Spooky Skeleton game ticket and select the Spooky Skeleton option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Spooky Skeleton ticket characteristics*:

(a) A Spooky Skeleton ticket shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols*: Each Spooky Skeleton ticket play area will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a "CANDLE CASH" area. The play symbols and their captions, located in the "WINNING NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLV), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTWO), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT) and an Apple (APPLE) symbol. The play symbols located in the "CANDLE CASH" area are: Candle Without a Flame symbol and Candle With a Flame symbol.

(c) *Prize Symbols*: The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$2<sup>00</sup> (TWO DOL), \$4<sup>00</sup> (FOR DOL), \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$25<sup>00</sup> (TWY FIV), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$200 (TWO HUN), \$500 (FIV HUN) and \$13,000 (THRTNTHO).

(d) *Prizes*: The prizes that can be won in this game, are: \$2, \$4, \$5, \$10, \$25, \$50, \$100, \$200, \$500 and \$13,000. The prize that can be won in the "CANDLE CASH" area is \$13. Spooky Skeleton contains a feature that can increase certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to number and description of prizes and approximate chances of winning). A player can win up to ten times on a ticket.

(e) *Approximate number of tickets available for the game*: Approximately 720,000 tickets will be available for sale for the Spooky Skeleton lottery game.

6. *Second-Chance Drawing*: The Pennsylvania Lottery will conduct a SPOOK-TACULAR Second-Chance Drawing for which non-winning Spooky Skeleton lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners*:

(a) All Spooky Skeleton prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING



NUMBERS” play symbols and a prize symbol of \$13,000 (THRTNTHO) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$13,000.

(c) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$500 (FIV HUN) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$500.

(d) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$200 (TWO HUN) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$213.

(e) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$200 (TWO HUN) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$200.

(f) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$100 (ONE HUN) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$113.

(g) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$100 (ONE HUN) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$100.

(h) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$63.

(i) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the “Prize” area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$50.

(j) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$38.

(k) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$25<sup>00</sup> (TWY FIV) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$25.

(l) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$23.

(m) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$18.

(n) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$17.

(o) Holders of tickets upon which an Apple (APPLE) symbol appears in the “YOUR NUMBERS” area and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the Prize area under that Apple (APPLE) symbol, on a single ticket, shall be entitled to a prize of \$15.

(p) Holders of tickets upon which a Flame symbol appears on the “YOUR CANDLE” symbol in the “CANDLE CASH” area, on a single ticket, shall be entitled to a prize of \$13.

(q) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$10.

(r) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$5.

(s) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$4<sup>00</sup> (FOR DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$4.

(t) Holders of tickets upon which any of the “YOUR NUMBERS” play symbols match any of the “WINNING NUMBERS” play symbols and a prize symbol of \$2<sup>00</sup> (TWO DOL) appears in the Prize area under the matching “YOUR NUMBERS” play symbol, on a single ticket, shall be entitled to a prize of \$2.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes and approximate chances of winning:

<i>When Any Of “YOUR NUMBERS” Match Any “WINNING NUMBER,” Win Prize Shown Under The Matching Number: Win With:</i>	<i>“CANDLE CASH”:</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 720,000 Tickets:</i>
\$2		\$2	9.09	79,200
\$2 × 2		\$4	25	28,800
\$4		\$4	50	14,400



<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number: Win With:</i>	<i>"CANDLE CASH":</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 720,000 Tickets:</i>
\$5		\$5	29.41	24,480
\$5 × 2		\$10	1,000	720
(\$2 × 3) + \$4		\$10	100	7,200
(\$4 × 2) + \$2		\$10	100	7,200
\$10		\$10	1,000	720
(\$10 × 2) + \$5		\$25	1,000	720
(\$4 × 2) + (\$2 × 2)	\$13 w/ FLAME	\$25	555.56	1,296
(\$5 × 2) + \$2	\$13 w/ FLAME	\$25	555.56	1,296
\$10 + \$2	\$13 w/ FLAME	\$25	588.24	1,224
(\$2 w/ APPLE) + (\$4 × 2) + \$2		\$25	833.33	864
(\$4 w/ APPLE) + (\$2 × 4)		\$25	833.33	864
(\$5 w/ APPLE) + \$5 + \$2		\$25	833.33	864
(\$10 w/ APPLE) + \$2		\$25	833.33	864
\$25		\$25	3,333	216
\$25 × 2		\$50	24,000	30
(\$2 w/ APPLE) + (\$5 × 2) + (\$4 × 2) + (\$2 × 2)	\$13 w/ FLAME	\$50	7,059	102
(\$4 w/ APPLE) + (\$5 × 2) + (\$4 × 2) + \$2	\$13 w/ FLAME	\$50	7,059	102
(\$5 w/ APPLE) + \$10 + \$5 + \$4	\$13 w/ FLAME	\$50	7,059	102
(((\$10 w/ APPLE) × 2) + (\$2 × 2)		\$50	7,500	96
(((\$10 w/ APPLE) × 2) + \$4		\$50	8,000	90
(\$25 w/ APPLE) + (\$4 × 2) + (\$2 × 2)		\$50	8,000	90
(\$25 w/ APPLE) + (\$5 × 2) + \$2		\$50	8,000	90
(\$25 w/ APPLE) + \$10 + \$2		\$50	9,231	78
\$50		\$50	30,000	24
\$50 × 2		\$100	40,000	18
(\$25 × 2) + (\$10 × 4) + (\$4 × 2) + \$2		\$100	40,000	18
(((\$2 w/ APPLE) × 2) + \$50 + \$5 + \$2	\$13 w/ FLAME	\$100	13,333	54
(((\$4 w/ APPLE) × 2) + (\$5 × 2) + (\$4 × 2) + \$25 + \$10	\$13 w/ FLAME	\$100	13,333	54
(((\$5 w/ APPLE) × 2) + (\$5 × 2) + \$25 + \$10 + \$4 + \$2	\$13 w/ FLAME	\$100	13,333	54
(((\$10 w/ APPLE) × 2) + (\$10 × 2) + (\$5 × 3) + \$4 + \$2	\$13 w/ FLAME	\$100	15,000	48
(((\$25 w/ APPLE) × 2) + \$5 + \$4 + \$2	\$13 w/ FLAME	\$100	15,000	48
(\$50 w/ APPLE) + (\$10 × 2) + (\$2 × 2)	\$13 w/ FLAME	\$100	17,143	42
\$100		\$100	60,000	12
\$100 × 2		\$200	120,000	6
(\$100 w/ APPLE) + (\$10 × 4) + (\$2 × 2) + \$25 + \$5	\$13 w/ FLAME	\$200	120,000	6
(\$100 w/ APPLE) + (\$25 × 2) + (\$5 × 4) + \$4	\$13 w/ FLAME	\$200	120,000	6
(\$100 w/ APPLE) + \$50 + \$25 + \$10 + \$2		\$200	120,000	6
\$200		\$200	120,000	6
(\$200 × 2) + \$100		\$500	720,000	1

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>"CANDLE CASH":</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 720,000 Tickets:</i>
(\$200 w/ APPLE) + (\$100 × 2) + (\$25 × 2) + (\$10 × 2) + (\$2 × 2)	\$13 w/ FLAME	\$500	720,000	1
(((\$200 w/ APPLE) × 2) + (\$25 × 2) + (\$10 × 2) + (\$2 × 2)		\$500	720,000	1
\$500		\$500	720,000	1
\$13,000		\$13,000	240,000	3

CANDLE CASH: When a "Flame" symbol appears on YOUR CANDLE, win \$13 instantly! CANDLE CASH is played separately.

POISON APPLE ADD-ON: When an "Apple" (APPLE) symbol appears, add \$13 to the prize shown under that symbol and win that amount!

Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing:* The Pennsylvania Lottery's SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play lottery game tickets ("Drawing").

(a) *Qualifying Tickets:* Non-winning PA-5207 Witch Way (\$5), PA-5208 Spooky Skeleton (\$2) and PA-5209 Monster Money (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry:*

(1) Entrants must have a registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.pailottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.pailottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period.

The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description:*

(1) The Lottery will conduct one SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. September 5, 2023, through 11:59:59 p.m. November 2, 2023, will be entered into the Drawing tentatively scheduled to be held between November 6, 2023 and November 17, 2023.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5207 Witch Way (\$5) = five entries, PA-5208 Spooky Skeleton (\$2) = two entries and PA-5209 Monster Money (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning:*

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$30,000, less required income tax withholding.

(ii) The second through the sixth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The seventh through the nineteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,300.

(iv) The twentieth through the sixty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9RoofTops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized inter-

vention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

- (1) The game ticket's bar code shall be present in its entirety.
- (2) The game ticket must be intact.
- (3) The game ticket may not be mutilated, altered, reconstituted or tampered with.
- (4) The game ticket may not be counterfeit or a duplicate of a winning ticket.
- (5) The game ticket must have been validly issued.
- (6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.
- (7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.
- (8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

- (1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;
  - (2) A claim form is properly and fully completed;
  - (3) The identification of the claimant is confirmed; and
  - (4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).
- (e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Spooky Skeleton lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Spooky Skeleton lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a



winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Spooky Skeleton or through normal communications methods.

21. *Applicability:* This notice applies only to the Spooky Skeleton lottery game announced in this notice.

PATRICK BROWNE,  
Secretary

[Pa.B. Doc. No. 23-1194. Filed for public inspection September 1, 2023, 9:00 a.m.]

## DEPARTMENT OF REVENUE

### Pennsylvania Witch Way Fast Play Game 5207

Under the State Lottery Law (72 P.S. §§ 3761-101—3761-314) and 61 Pa. Code § 803.11 (relating to powers and duties of the Secretary of Revenue), the Secretary of Revenue hereby provides public notice of the rules for the following lottery game:

1. *Name:* The name of the lottery game is Pennsylvania Witch Way (“Witch Way”). The game number is PA-5207.

2. *Definitions:*

(a) *Authorized retailer or retailer:* A person who is properly licensed by the Lottery pursuant to 61 Pa. Code §§ 805.1—805.17.

(b) *Bar code:* The symbology on the ticket containing certain encrypted validation and accounting data used for identifying winning and losing tickets.

(c) *Game Ticket:* A bearer instrument produced through a Lottery Terminal that is the player’s record of a play for a Fast Play lottery game and sold by an authorized retailer containing the play and validation data as published in this game notice.

(d) *Lottery Central Computer System:* The computer gaming system on which all Fast Play plays are recorded.

(e) *Lottery Terminal:* A device authorized by the Lottery to function in an interactive mode with the Lottery Central Computer System for the purpose of issuing plays, executing Quick Pick selections, and entering, receiving, and processing lottery transactions, including making purchases, validating plays, transmitting reports and performing inventory functions.

(f) *Play:* A chance to participate in a particular Fast Play lottery game.

(g) *Play Area:* The area on a ticket which contains one or more play symbols.

(h) *Play Symbol:* A number, letter, symbol, image or other character found in the play area which is used to determine whether a player wins a prize.

(i) *Prize:* A non-monetary item, money, or experience that can be won as specified in section 7 (relating to prizes available to be won and determination of prize winners) of this game notice.

(j) *THIS WAY OR THAT WAY:* The area at the bottom of a Witch Way lottery game ticket containing a “THIS WAY NUMBER” play symbol and a “THAT WAY NUMBER” play symbol and the area at the top of a Witch Way lottery game ticket containing a “THIS WAY PRIZE” symbol and a “THAT WAY PRIZE” symbol, that, when matched according to the instructions, determine whether the player wins a prize. “THIS WAY OR THAT WAY” is played separately.

(k) *WINNING NUMBERS:* The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “YOUR NUMBERS” area, determine whether a player wins a prize.

(l) *Winning ticket:* A game ticket which has been validated and qualifies for a prize.

(m) *YOUR NUMBERS:* The numbers, letters, symbols or other characters found in the play area that, when matched against the play symbols in the “WINNING NUMBERS” area, determine whether a player wins a prize.

3. *Price:* The price of a Witch Way lottery game ticket is \$5.

4. *Description of the Witch Way Fast Play lottery game:*

(a) Witch Way lottery game is an instant win game printed from a Lottery Terminal. All prizes are predetermined and the player does not have the ability to select their own play symbols. Witch Way lottery game tickets may be purchased from an authorized retailer or at a Lottery self-service terminal that sells terminal-based Lottery game tickets. Tickets purchased from an authorized retailer shall be printed on-demand at the time of purchase and may not be preprinted by the retailer.

(b) Witch Way lottery game is played by matching any of the play symbols located in the “YOUR NUMBERS” area to any of the play symbols located in the “WINNING NUMBERS” area. A player matching play symbols in this manner will win the prize shown under the matching “YOUR NUMBERS” play symbol. A bet slip is not used to play this game.

(c) Witch Way lottery game tickets contain a “THIS WAY OR THAT WAY” area. When any “WINNING NUMBER” matches the “THIS WAY NUMBER,” the player wins the “THIS WAY PRIZE.” When any “WINNING NUMBER” matches the “THAT WAY NUMBER,” the player wins the “THAT WAY PRIZE.” “THIS WAY OR THAT WAY” is played separately.

(d) Players can win the prizes identified in section 7 (relating to prizes available to be won and determination of prize winners).

(e) Witch Way lottery game tickets cannot be canceled or voided once printed by the Lottery Terminal, even if printed in error.

(f) To purchase a ticket at an authorized retailer, a player must remit the purchase price to the retailer and verbally request a Witch Way lottery game ticket. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

(g) To purchase a ticket at a Pennsylvania Lottery self-service terminal, the player must insert into the self-service terminal a dollar amount equal to the total purchase price of a Witch Way lottery game ticket and

select the Witch Way option on the Lottery self-service terminal. The ticket shall be the only valid proof of the bet placed and the only valid receipt for claiming a prize.

5. *Witch Way lottery game ticket characteristics:*

(a) Witch Way lottery game tickets shall contain a play area, the cost of the play, the date of sale and a bar code.

(b) *Play Symbols:* Witch Way lottery game tickets will contain a "WINNING NUMBERS" area, a "YOUR NUMBERS" area and a "THIS WAY OR THAT WAY" area. "THIS WAY OR THAT WAY" is played separately. The play symbols and their captions, located in the "WINNING NUMBERS" area and the "THIS WAY OR THAT WAY" area at the bottom of the ticket, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLVL), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTW), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN) and 30 (THIRT). The play symbols and their captions, located in the "YOUR NUMBERS" area, are: 1 (ONE), 2 (TWO), 3 (THREE), 4 (FOUR), 5 (FIVE), 6 (SIX), 7 (SEVEN), 8 (EIGHT), 9 (NINE), 10 (TEN), 11 (ELEVN), 12 (TWLVL), 13 (THRTN), 14 (FORTN), 15 (FIFTN), 16 (SIXTN), 17 (SVNTN), 18 (EGHTN), 19 (NINTN), 20 (TWENT), 21 (TWYONE), 22 (TWYTW), 23 (TWYTHR), 24 (TWYFOR), 25 (TWYFIV), 26 (TWYSIX), 27 (TWYSVN), 28 (TWYEGT), 29 (TWYNIN), 30 (THIRT) and a Cat (9TIMES) symbol.

(c) *Prize Symbols:* The prize symbols and their captions, located in the "YOUR NUMBERS" area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$50<sup>00</sup> (FIFTY), \$100 (ONE HUN), \$500 (FIV HUN), \$1,000 (ONE THO) and \$31,000 (TRYONETHO). The prize symbols and their captions, located in the "THIS WAY OR THAT WAY" area, are: \$5<sup>00</sup> (FIV DOL), \$10<sup>00</sup> (TEN DOL), \$20<sup>00</sup> (TWENTY), \$30<sup>00</sup> (THIRTY), \$50<sup>00</sup> (FIFTY) and \$100 (ONE HUN).

(d) *Prizes:* The prizes that can be won in this game are: \$5, \$10, \$20, \$30, \$50, \$100, \$500, \$1,000 and \$31,000. The prizes that can be won in the "THIS WAY OR THAT WAY" area at the top of the ticket, are: \$5, \$10, \$20, \$30, \$50 and \$100. Witch Way contains a feature that can multiply certain prizes. For a complete list of prizes, and how those prizes can be won, see section 8 (relating to number and description of prizes and approximate odds). A player can win up to 14 times on a ticket.

(e) *Approximate number of tickets available for the game:* Approximately 480,000 tickets will be available for sale for the Witch Way lottery game.

6. *Second Chance Drawing:* The Pennsylvania Lottery will conduct a SPOOK-TACULAR Second-Chance Drawing for which non-winning Witch Way lottery game tickets may be eligible as provided for in section 9.

7. *Prizes available to be won and determination of prize winners:*

(a) All Witch Way prize payments will be made as one-time, lump-sum cash payments.

(b) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$31,000 (TRYONETHO) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$31,000.

(c) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$1,000 (ONE THO) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$1,000.

(d) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$100 (ONEHUN) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$900.

(e) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$500 (FIV HUN) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$500.

(f) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$450.

(g) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$30<sup>00</sup> (THIRTY) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$270.

(h) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$20<sup>00</sup> (TWENTY) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$180.

(i) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$100 (ONE HUN) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$100.

(j) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$100 (ONE HUN) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$100.

(k) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$10<sup>00</sup> (TEN DOL) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$90.

(l) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$50.

(m) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$50<sup>00</sup> (FIFTY) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$50.

(n) Holders of tickets upon which a Cat (9TIMES) symbol appears in the "YOUR NUMBERS" area and a prize symbol of \$5<sup>00</sup> (FIV DOL) appears in the Prize area under that Cat (9TIMES) symbol, on a single ticket, shall be entitled to a prize of \$45.

(o) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$30.

(p) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$30.<sup>00</sup> (THIRTY) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$30.

(q) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$20.

(r) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$20.<sup>00</sup> (TWENTY) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$20.

(s) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING

NUMBERS" play symbols and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$10.

(t) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$10.<sup>00</sup> (TEN DOL) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$10.

(u) Holders of tickets upon which any of the "YOUR NUMBERS" play symbols match any of the "WINNING NUMBERS" play symbols and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in the Prize area under the matching "YOUR NUMBERS" play symbol, on a single ticket, shall be entitled to a prize of \$5.

(v) Holders of tickets upon which any "WINNING NUMBER" matches the "THIS WAY NUMBER" or the "THAT WAY NUMBER" and a prize symbol of \$5.<sup>00</sup> (FIV DOL) appears in the corresponding "THIS WAY PRIZE" area or the "THAT WAY PRIZE" area, on a single ticket, shall be entitled to a prize of \$5.

8. *Number and description of prizes and approximate chances of winning:* The following table sets forth the approximate number of winners, amounts of prizes and approximate chances of winning:

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>"THIS WAY OR THAT WAY":</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
	\$5	\$5	12.5	38,400
\$5		\$5	40	12,000
\$5 × 2		\$10	100	4,800
\$5	\$5	\$10	33.33	14,400
	\$5 × 2	\$10	50	9,600
	\$10	\$10	100	4,800
\$10		\$10	100	4,800
\$5 × 4		\$20	200	2,400
\$10 × 2		\$20	125	3,840
\$5 × 2	\$5 × 2	\$20	125	3,840
\$10 + \$5	\$5	\$20	142.86	3,360
	\$20	\$20	125	3,840
\$20		\$20	200	2,400
\$10 × 3		\$30	1,000	480
(\$5 × 2) + \$10	\$5 × 2	\$30	500	960
\$10	\$10 × 2	\$30	1,000	480
(\$10 × 2) + \$5	\$5	\$30	1,000	480
\$20	\$5 × 2	\$30	1,000	480
	\$30	\$30	1,000	480
\$30		\$30	1,000	480
\$5 × 5	\$20 + \$5	\$50	2,000	240
(\$10 × 2) + (\$5 × 4)	\$5 × 2	\$50	500	960
\$10 × 4	\$5 × 2	\$50	2,000	240
\$20 + \$10 + \$5	\$10 + \$5	\$50	2,000	240

<i>When Any Of "YOUR NUMBERS" Match Any "WINNING NUMBER," Win Prize Shown Under The Matching Number. Win With:</i>	<i>"THIS WAY OR THAT WAY":</i>	<i>Win:</i>	<i>Approximate Chances Of Winning Are 1 In:</i>	<i>Approximate No. Of Winners Per 480,000 Tickets:</i>
\$20 × 2	\$5 × 2	\$50	2,000	240
(\$20 × 2) + \$5	\$5	\$50	1,000	480
\$30 + \$5	\$10 + \$5	\$50	2,000	240
\$5 w/ CAT	\$5	\$50	625	768
(\$5 w/ CAT) + \$5		\$50	1,000	480
\$50		\$50	2,000	240
\$50 × 2		\$100	24,000	20
(\$10 × 5) + \$30 + \$20		\$100	24,000	20
(\$20 × 3) + \$30 + \$10		\$100	12,000	40
(\$30 × 3) + \$10		\$100	12,000	40
(\$10 × 2) + (\$5 × 2) + \$50	\$10 × 2	\$100	12,000	40
(\$10 × 3) + (\$5 × 3) + \$30 + \$20	\$5	\$100	5,217	92
(\$10 × 4) + (\$5 × 4) + \$30	\$10	\$100	5,217	92
(\$10 × 5) + (\$5 × 5) + \$20	\$5	\$100	5,217	92
(\$5 w/ CAT) + \$30 + \$10 + \$5	\$10	\$100	6,000	80
(\$5 w/ CAT) × 2	\$5 × 2	\$100	6,000	80
(\$5 w/ CAT) × 2	\$10	\$100	3,000	160
\$10 w/ CAT	\$5 × 2	\$100	3,000	160
\$10 w/ CAT	\$10	\$100	3,000	160
(\$10 w/ CAT) + \$10		\$100	3,000	160
\$100		\$100	40,000	12
\$100 × 5		\$500	60,000	8
(\$5 w/ CAT) + (\$100 × 2) + (\$30 × 3) + (\$20 × 2) + (\$5 × 2) + \$50 + \$10	\$50 + \$5	\$500	20,000	24
(\$10 w/ CAT) + (\$50 × 2) + (\$30 × 2) + (\$20 × 5) + \$100 + \$10	\$30 + \$10	\$500	20,000	24
(\$20 w/ CAT) + (\$30 × 2) + (\$10 × 4) + (\$5 × 4) + \$100	\$50 × 2	\$500	20,000	24
(\$20 w/ CAT) + (\$100 × 2)	\$100 + \$20	\$500	17,143	28
(\$30 w/ CAT) + (\$50 × 2) + \$30	\$50 × 2	\$500	17,143	28
(\$30 w/ CAT) + \$100	\$100 + \$30	\$500	17,143	28
\$50 w/ CAT	\$50	\$500	30,000	16
(\$50 w/ CAT) + \$50		\$500	40,000	12
\$500		\$500	60,000	8
\$500 × 2		\$1,000	120,000	4
\$100 w/ CAT	\$50 × 2	\$1,000	120,000	4
(\$100 w/ CAT) + \$100		\$1,000	120,000	4
\$1,000		\$1,000	120,000	4
\$31,000		\$31,000	160,000	3

When a "Cat" (9TIMES) symbol appears, win 9 TIMES the prize shown under the matching symbol!

**THIS WAY OR THAT WAY:** When any WINNING NUMBER matches THIS WAY NUMBER, win THIS WAY PRIZE shown above. When any WINNING NUMBER matches THAT WAY NUMBER, win THAT WAY PRIZE shown above. THIS WAY OR THAT WAY is played separately.



Prizes, including top prizes, are subject to availability at the time of purchase.

9. *Second-Chance Drawing*: The Pennsylvania Lottery's SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play lottery game tickets ("Drawing").

(a) *Qualifying Tickets*: Non-winning PA-5207 Witch Way (\$5), PA-5208 Spooky Skeleton (\$2) and PA-5209 Monster Money (\$1) Fast Play lottery game tickets ("Qualifying Tickets") are eligible for entry in the Drawing.

(b) *Participation and entry*:

(1) Entrants must have a registered lottery account in order to participate in the Drawing. To create a lottery account, visit <https://www.palottery.com>. Creating a lottery account is free.

(2) A registered lottery account holder is subject to the iLottery regulations and specifically agrees to be bound by the iLottery terms and conditions located at <https://www.palottery.com/signup/terms-and-conditions/>, as well as any related policies.

(3) To establish a lottery account, players must provide the following information:

(i) The player's name as it appears on a valid government-issued identification or tax documents;

(ii) The player's date of birth;

(iii) The entire or last four digits of the player's Social Security Number, or comparable equivalent;

(iv) The player's address;

(v) The player's telephone number;

(vi) The player's email address;

(vii) Any other information established by the Lottery to be necessary to verify the age and identity of the player.

(4) An individual may be required to provide additional information or documentation, as set forth in the iLottery terms and conditions, to establish a lottery account or register for iLottery. The information may be used for iLottery registration or to confirm information provided by that individual during the registration process.

(5) To enter the Drawing, entrants must submit the identifying information from at least one Qualifying Ticket via the Drawing's promotional web site, available at <https://www.palottery.com>, or the Pennsylvania Lottery's official mobile application, during the entry period. The identifying information from a Qualifying Ticket may be submitted only once in the Drawing. Entries will automatically be awarded at the time of successful submission of a Qualifying Ticket. No other method of submission will be accepted. Entries submitted using any other method, including entries mailed or hand-delivered to the Pennsylvania Lottery, are not valid and will be disqualified.

(6) Each entry must be complete and the information supplied by the entrant must be accurate. Incomplete entries cannot be submitted.

(7) Only one claimant per entry allowed.

(8) Entrants must be 18 years of age or older.

(9) Players may submit the identifying information from an unlimited number of Qualifying Tickets in the Drawing.

(10) Once an entry has been submitted it cannot be withdrawn or changed.

(c) *Drawing description*:

(1) The Lottery will conduct one SPOOK-TACULAR Second-Chance Drawing for qualifying Fast Play Lottery game tickets. All time references are Eastern Prevailing Time.

(2) All entries received after 4:59:59 a.m. September 5, 2023, through 11:59:59 p.m. November 2, 2023, will be entered into the Drawing tentatively scheduled to be held between November 6, 2023 and November 17, 2023.

(3) The entry period for the Drawing will be posted to the Lottery's publicly accessible web site at <https://www.palottery.com>.

(4) The number of entries an entrant will receive for the Drawing is determined by the purchase price of the Qualifying Ticket entered. The purchase price and corresponding number of entries for the Qualifying Ticket is as follows: PA-5207 Witch Way (\$5) = five entries, PA-5208 Spooky Skeleton (\$2) = two entries and PA-5209 Monster Money (\$1) = one entry.

(5) Players may review prizes won and their entries for the Drawing via the Drawing's promotional web site.

(d) *Prizes available to be won, determination of winners and odds of winning*:

(1) The prize entitlements described below are subject to all restrictions and limitations described in section 9(e) or mentioned anywhere else in these rules.

(2) The Lottery will conduct one Drawing from among all the entries received during the entry period as described in section 9(c)(2).

(i) The first entry selected in the Drawing will be a winning entry and the entrant who submitted that winning entry shall be entitled to a prize of \$30,000, less required income tax withholding.

(ii) The second through the sixth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$7,000, less required income tax withholding.

(iii) The seventh through the nineteenth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$1,300.

(iv) The twentieth through the sixty-ninth entries selected in the Drawing will be winning entries and the entrants who submitted those winning entries shall each be entitled to a prize of \$100 iLottery Bonus Money.

(3) All prizes will be paid as lump-sum cash payments or uploaded to a winning player's lottery account.

(4) Winners of iLottery Bonus Money are not required to claim a prize. Winners of iLottery Bonus Money will have the iLottery Bonus Money credited to their lottery account and will receive an email notifying them that they won a prize.

(5) The number of winning entries to be selected for the Drawing will be posted to the Lottery's publicly accessible web site.

(6) The odds of winning in the Drawing depend upon the number of entries received for the Drawing.

(7) A computer-generated randomizer will be used to select the Drawing winners.

(e) *Drawing restrictions:*

(1) To be eligible to participate in the Drawing, entrants must have complied with the requirements of these rules.

(2) The Lottery is not responsible for late, lost or misdirected entries not entered into the Drawing. The Lottery is not responsible for entries that are not entered into the Drawing because of incompatible internet browsers, mobile Lottery application failure or other technical issues. The Lottery is not responsible for entries not entered due to delays in creating a lottery account or the inability to create a lottery account. If an entry is selected as a winner and rejected or otherwise disqualified during or following the Drawing, the Lottery will select one entry to replace the rejected or otherwise disqualified entry in accordance with these rules and Lottery procedure.

(3) If any discrepancy exists between these rules and any material describing the Drawing, these rules shall govern.

(4) Employees of the Lottery, 9Rooftops Marketing, LLC (formerly known as MARC USA, LLC), MUSL, Scientific Games International, Inc., MDI Entertainment, LLC, and their subcontractors, or a spouse, child, brother, sister or parent residing as a member of the same household in the principal place of residence of any such person are not eligible to participate in the Drawing. Offer void where prohibited or restricted.

(5) The Lottery reserves the right, in its sole discretion, to cancel or suspend the Drawing and change these rules if the Drawing cannot be conducted as planned due to errors in these rules or advertising, unauthorized intervention, tampering, fraud, technical errors, viruses, worms, bugs or any other cause that, in the Lottery's sole judgment, could corrupt or impair the administration, security, fairness, integrity or proper conduct of the Drawing.

(6) All entries shall be subject to verification by the Lottery.

(7) The Lottery reserves the right, in its sole discretion, to disqualify an entrant found to be tampering with the operation of the Drawing or to be acting in violation of these rules or applicable law.

(8) The Drawing is governed by the laws of the Commonwealth of Pennsylvania. Applicable laws and regulations apply.

(9) Prizes must be claimed within 1 year of the drawing date of the Drawing in which the prize was won. If no claim is made within 1 year of the drawing date of the Drawing in which the prize was won, the right of an entrant to claim the prize won, if any, will expire and the prize money will be paid into the State Lottery Fund and used for purposes provided by statute.

(10) Final determination of winners will be made by the Secretary, whose judgment will be final and binding.

(11) A prize awarded in the Drawing to a person who dies before receiving the prize shall be paid according to 61 Pa. Code § 811.16 (relating to prizes payable after death of a prize winner).

(12) A winner is responsible for all taxes arising from or in connection with any prize won.

(13) A player may only win the prize for which the player is first selected in the Drawing. Subsequent entries, from the same individual, selected in the same Drawing will be disqualified and one replacement entry will be selected.

(14) Winners of iLottery Bonus Money must abide by the iLottery terms and conditions, the iLottery Bonus Policy and these rules. iLottery Bonus Money will expire 90 days from the date on which the winner was notified, via email, of the prize win, as further detailed in section 9(d)(4). iLottery Bonus Money has a five times play through requirement in order to convert the iLottery Bonus Money into cash. For example, for a player winning \$100 of iLottery Bonus Money, the player is required to place \$500 in wagers before the iLottery Bonus Money awarded is converted into cash which may be withdrawn from the player's Lottery account.

(15) Prizes are not transferrable.

(16) Other restrictions may apply.

10. *Ticket responsibility:*

(a) A Fast Play lottery game ticket is a bearer document deemed to be owned by the person holding the game ticket, except that if a name is contained on the back of the game ticket, the person named will, for all purposes, be considered the owner of the game ticket.

(b) The holder of a Fast Play lottery game ticket has the sole responsibility for checking the accuracy and condition of the data printed on the game ticket.

(c) The Commonwealth shall not be responsible for a lost or stolen Fast Play lottery game ticket, or for a Fast Play ticket redeemed by a player in error.

11. *Ticket validation and requirements:*

(a) *Valid Fast Play lottery game tickets.* To be a valid Fast Play lottery game ticket, the presented game ticket must meet the following requirements:

(1) The game ticket's bar code shall be present in its entirety.

(2) The game ticket must be intact.

(3) The game ticket may not be mutilated, altered, reconstituted or tampered with.

(4) The game ticket may not be counterfeit or a duplicate of a winning ticket.

(5) The game ticket must have been validly issued.

(6) The game ticket data shall have been recorded on the Lottery Central Computer System and the game ticket data shall match the computer record in every respect.

(7) The game ticket must not be defectively printed or printed or produced in error such that it cannot be processed or validated by the Lottery.

(8) The game ticket must pass other confidential security checks of the Lottery.

(b) *Invalid or defective game tickets.* A game ticket not passing the validation requirements in subsection (a) will be considered invalid and no payment will be made on account of any play recorded thereon. The determination of the Secretary in this regard is final.

12. *Procedures for claiming and payment of prizes:*

(a) A prize may be claimed through an authorized retailer or the Lottery, as provided in this section. A prize must be claimed within 1 year of the sale date of the Fast Play lottery game ticket.

(b) An authorized retailer is authorized to pay prizes of \$2,500 or less. The holder of a game ticket evidencing a winning play representing a prize of \$2,500 or less may

be paid by a participating authorized retailer if a proper validation pay ticket was issued by the retailer's Lottery Terminal.

(c) The holder of a game ticket evidencing a winning play representing a prize in excess of \$2,500 may present the game ticket to an authorized retailer, Lottery District Office, or Lottery Headquarters.

(d) The holder of a game ticket evidencing a winning play shall present the ticket, in person, to an authorized retailer, Lottery Headquarters or a Lottery District Office. The retailer or the Lottery will issue payment if:

(1) The game ticket is scanned and the play is validated through the Lottery Terminal or the Lottery Central Computer System;

(2) A claim form is properly and fully completed;

(3) The identification of the claimant is confirmed; and

(4) The winning ticket has not expired, pursuant to this section or section 14 (relating to unclaimed prizes).

(e) The Commonwealth shall not be responsible for a winning play paid in error by an authorized retailer.

(f) In the event a prize described in these rules is not available, the Lottery may either provide a substitute prize, determined by the Secretary to have an equivalent value to the prize won, or make a cash payment to the winner, in an amount determined by the Secretary to have an equivalent value to the prize won.

13. *Funding for prizes:* Moneys will be drawn from the State Lottery Fund, to the extent necessary, to fund the payment of prizes under this section. If this lottery game is terminated for any cause, prize moneys remaining undistributed will remain in the State Lottery Fund and used for purposes otherwise provided for by law.

14. *Unclaimed prizes:* Unclaimed prize money on winning Fast Play lottery game tickets will be retained by the Secretary for payment to the persons entitled thereto for 1 year from the sale date of the Fast Play lottery game ticket. If no claim is made within 1 year from the sale date of the Fast Play lottery game ticket, the right of a ticket holder to claim the prize represented by that ticket, if any, shall expire.

15. *Purchase and prize restrictions:* A Fast Play lottery game ticket may not be purchased by, and a prize may not be paid, to an officer or employee of the Lottery, Lottery professional services contractors or subcontractors, or to a spouse, child, brother, sister or parent residing in the same household of an officer, employee, contractor or subcontractor who is involved in the production, distribution or operation of systems for the validation or accounting of Fast Play games.

16. *Governing law:*

(a) By purchasing a ticket, the purchaser agrees to comply with and abide by the State Lottery Law (72 P.S. §§ 3761-101—3761-314), this notice, instructions, conditions and final decisions of the Secretary, and procedures established by the Secretary for the conduct of the Fast Play Witch Way lottery game.

(b) Decisions made by the Secretary, including the declaration of prizes and the payment thereof, in interpretation of this notice are final and binding on players and persons making a claim in respect thereof.

17. *Retailer compensation:*

(a) Authorized retailers may be entitled to compensation as determined by the Lottery.

(b) No authorized retailer or employee of an authorized retailer shall request, demand, or accept gratuities or any compensation other than as provided in subsection (a) in exchange for the performance of duties authorized pursuant to the Lottery retailer's license without the Lottery's prior written authorization.

18. *Retailer Incentive Programs:* The Lottery may conduct a separate Retailer Incentive Program for retailers who sell Pennsylvania Fast Play Witch Way lottery game tickets.

19. *Retailer bonus:* The Lottery may offer a retailer bonus in connection with the sale of Pennsylvania Fast Play lottery game tickets. If a retailer bonus is offered, a Lottery retailer shall be eligible for a bonus as described in this section. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$100,000 and not exceeding \$500,000 shall be paid a bonus of \$500. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$500,001 and not exceeding \$1,000,000 shall be paid a bonus of \$5,000. Lottery retailers who sell a winning ticket that entitles the ticket holder to a prize, either payable in a single installment or having a guaranteed minimum payout, of at least \$1,000,001 and not exceeding \$10,000,000 shall be paid a bonus of \$10,000. A Lottery retailer is entitled only to the largest bonus for which they qualify on a winning ticket. A bonus will be initiated for payment after the Fast Play game ticket is claimed and validated. A bonus will not be awarded to a Lottery retailer that sells a non-winning Pennsylvania Lottery Fast Play game ticket used to enter a Pennsylvania Lottery second-chance drawing or promotion that is subsequently selected to win a prize.

20. *Termination of the game:* The Secretary may announce a termination date, after which no further tickets from this game may be sold. The announcement will be disseminated through media used to advertise or promote Witch Way or through normal communications methods.

21. *Applicability:* This notice applies only to the Witch Way lottery game announced in this notice.

PATRICK BROWNE,  
Secretary

[Pa.B. Doc. No. 23-1195. Filed for public inspection September 1, 2023, 9:00 a.m.]

## ENVIRONMENTAL QUALITY BOARD

### Meeting Cancellation

The September 12, 2023, meeting of the Environmental Quality Board (Board) is cancelled. The next regular meeting of the Board is tentatively scheduled for Tuesday, October 10, 2023. The meeting will begin at 9 a.m. in Room 105, Rachel Carson State Office Building, 400 Market Street, Harrisburg, PA. Individuals may attend the meeting in person or remotely.

Information on how to join the meeting, as well as agenda and meeting materials, will be available on the Board's webpage, found through the Public Participation tab on the Department of Environmental Protection's (Department) web site at [www.dep.pa.gov](http://www.dep.pa.gov) (select "Public Participation," then "Environmental Quality Board," then "2023 Meetings").



Individuals are encouraged to visit the Board's webpage to confirm meeting date, time and location prior to each meeting. Questions concerning the October 10, 2023, meeting can be directed to Laura Griffin at laurgriffi@pa.gov or (717) 783-8727.

Persons in need of accommodations as provided for in the Americans with Disabilities Act of 1990 should contact the Department at (717) 783-8727 or through the Pennsylvania Hamilton Relay Service at (800) 654-5984 (TDD users) or (800) 654-5988 (voice users) to discuss how the Department may accommodate their needs.

RICHARD NEGRIN,  
*Chairperson*

[Pa.B. Doc. No. 23-1196. Filed for public inspection September 1, 2023, 9:00 a.m.]

## HEALTH CARE COST CONTAINMENT COUNCIL

### Meeting Scheduled

The Health Care Cost Containment Council (Council) has a Council meeting at 10 a.m. on Thursday, September 7, 2023. An agenda will be available 24 hours in advance at <https://www.phc4.org>.

The public is invited to participate. Contact rgreenawalt@phc4.org at least 24 hours in advance for participation instructions.

BARRY BUCKINGHAM,  
*Executive Director*

[Pa.B. Doc. No. 23-1197. Filed for public inspection September 1, 2023, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Appeal of Tracie M. Hoffman under the Quality Health Care Accountability and Protection Article; Highmark Wholecare; Doc. No. HC23-08-036

Under Article XXI of The Insurance Company Law of 1921, referred to as the Quality Health Care Accountability and Protection Article (40 P.S. §§ 991.2101—991.2194), notice is hereby given that the appellant in this action has requested a hearing, in connection with the appellant's managed health care plan. 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 any other relevant provisions of law.

A prehearing telephone conference initiated by this office is scheduled for October 3, 2023, at 1 p.m. Each party shall provide the Hearings Administrator a telephone number to be used for the telephone conference on or before September 29, 2023. A date for a hearing shall be determined, if necessary, at the prehearing/settlement conference.

Protests, petitions to intervene or notices of intervention, if any, must be electronically filed on or before September 19, 2023, with the Administrative Hearings

Office. 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 September 29, 2023.

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 Joseph Korman, (717) 787-4429, jkorman@pa.gov.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 23-1198. Filed for public inspection September 1, 2023, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Application for Designation as a Reciprocal Reinsurer

Hannover Life Reassurance Company of America (Bermuda) Limited has applied for an initial designation as a reciprocal reinsurer in this Commonwealth. The application was received on December 5, 2022, and was made under section 319.1 of The Insurance Company Law of 1921 (40 P.S. § 442.1) and 31 Pa. Code § 161.3a (relating to requirements for certified reinsurers).

Persons who wish to comment on the application are invited to submit a written statement to the Insurance Department (Department) within 30 days from the date of this issue of the *Pennsylvania Bulletin*. Each written statement must include name, address and telephone number of the interested party; identification of the application to which the statement is addressed; and a concise statement with sufficient detail and relevant facts to inform the Department of the exact basis of the statement. Written statements should be directed to Monique Miller, Licensing Specialist, Insurance Department, 1345 Strawberry Square, Harrisburg, PA 17120, monmiller@pa.gov. Comments received will be forwarded to the applicant for appropriate response.

MICHAEL HUMPHREYS,  
*Insurance Commissioner*

[Pa.B. Doc. No. 23-1199. Filed for public inspection September 1, 2023, 9:00 a.m.]

## INSURANCE DEPARTMENT

### Highmark Choice Company (HGHM-133773873); Individual HMO—Grandfathered Filing; Rate Filing

Highmark Choice Company submitted a rate filing for its Individual HMO Grandfathered Plan. The filing proposes an average rate adjustment of 9.4% and will affect 429 members.

Unless formal administrative action is taken prior to November 17, 2023, the subject filing may be deemed approved by operation of law.

Interested parties are invited to submit written or e-mail comments, suggestions or objections to Michael Hibbert, Insurance Department, Insurance Product Regulation, Room 1311, Strawberry Square, Harrisburg, PA



17120, mhibbert@pa.gov within 30 days after publication of this notice in the *Pennsylvania Bulletin*.

MICHAEL HUMPHREYS,  
Insurance Commissioner

[Pa.B. Doc. No. 23-1200. Filed for public inspection September 1, 2023, 9:00 a.m.]

sions regarding various actions and matters which have been approved at previous public meetings.

REGINA M. HOFFMAN, MBA, BSN, RN, CPPS,  
Executive Director

[Pa.B. Doc. No. 23-1201. Filed for public inspection September 1, 2023, 9:00 a.m.]

## PATIENT SAFETY AUTHORITY

### Public Meeting

The Patient Safety Authority (Authority), established by section 303 of the Medical Care Availability and Reduction of Error (MCARE) Act (40 P.S. § 1303.303), announces a meeting of the Authority's Board to be held virtually by means of the Authority's webinar platform Zoom on Thursday, September 21, 2023, at 1 p.m. and is open to the general public.

There will be Zoom capabilities to attend the Board meeting remotely, so registration is required.

Individuals can register by going to [https://us06web.zoom.us/joining/register/tZItD-ivqT8qEt0K7o1nMDsL9jHZYK\\_TJDyL](https://us06web.zoom.us/joining/register/tZItD-ivqT8qEt0K7o1nMDsL9jHZYK_TJDyL).

After registering, individuals will receive a confirmation e-mail containing information about joining the meeting.

Individuals who are unable to sign in with the previously listed link may dial-in by using the following information:

Meeting ID: 860 0177 4089

Passcode: 6aW49t

One tap mobile:

(305) 224-1968, 860 0177 4089# US

(309) 205-3325, 860 0177 4089# US

Dial by individual's location:

(305) 224-1968 US (Miami)

(312) 626-6799 US (Chicago)

(646) 558-8656 US (New York)

(646) 931-3860 US (New York City)

(301) 715-8592 US (Washington DC)

(253) 205-0468 US

(346) 248-7799 US (Houston)

(360) 209-5623 US

(386) 347-5053 US

(507) 473-4847 US

(564) 217-2000 US

(669) 444-9171 US

(689) 278-1000 US

(719) 359-4580 US

(720) 707-2699 US (Denver)

Meeting ID: 860 0177 4089

Find individual's local number: [https://us06web.zoom.us/joining/register/tZItD-ivqT8qEt0K7o1nMDsL9jHZYK\\_TJDyL](https://us06web.zoom.us/joining/register/tZItD-ivqT8qEt0K7o1nMDsL9jHZYK_TJDyL)

Individuals having questions regarding this meeting should contact the Authority at (717) 346-0469.

A closed executive session of the Authority's Board of Directors will be held on September 21, 2023, at 12:30 p.m. by means of Zoom. The purpose of the executive session is for consideration of personnel matters and to engage in nondeliberative informational discus-

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### 2023 Review of All Jurisdictional Fixed Utilities' Universal Service Programs; Doc. Number M-2023-3038944

On March 16, 2023, the Pennsylvania Public Utility Commission (Commission) adopted the joint motion of Vice Chairman Stephen M. DeFrank and Commissioner Kathryn L. Zerfuss requesting comments, review and potential revisions to the Commission's universal service policies for electric distribution companies, natural gas distribution companies, jurisdictional water and wastewater utilities and local exchange telecommunications companies. This was followed by a Secretarial Letter dated March 27, 2023 that specifically requested comments from interested parties regarding how the Commission's regulations, policies and procedures could be revised with a particular focus on 1) increasing program coordination among all utilities, 2) streamlining the eligibility and enrollment process, and 3) reducing the number of otherwise eligible consumers from losing low-income benefits due to the verification or re-enrollment process. The Commission articulated fourteen (14) questions on which comment was sought and noted that a review of these comments may help inform the Commission's consideration of improvements to the existing programs, including improvements that may be considered in the context of a future rulemaking proceeding.

The Secretarial Letter was published in the *Pennsylvania Bulletin* on April 8, 2023 setting a 60 day period in which to file comments.<sup>1</sup> By June 7, 2023, comments were received by multiple interested stakeholders.

The Commission has reviewed the filed comments and has determined that a working group should be formed involving the Commission's Law Bureau and Bureau of Consumer Services, as well as all interested parties, to address the issues raised in the comments and related matters. The objectives of this working group would be specifically to:

1. Develop a common application that could be used by all jurisdictional fixed public utilities statewide to facilitate the enrollment of eligible customers into their utilities' universal service programs.

2. Discuss the potential development of a web site dedicated to facilitating the enrollment of customers into utilities' universal service programs using, among other tools, the common application developed previously listed in # 1 above.

3. Discuss the requirements of a statewide administrator, or some other agency, bureau or entity, to administer universal service enrollment Statewide, including the potential web site previously identified in # 2 above.

<sup>1</sup> 53 Pa.Bull 2022 (April 8, 2023).

4. Prepare for the data sharing by the Department of Human Services anticipated on or about the summer of 2024.

5. Any other actions required to advance the goals set forth in the Secretarial Letter at this docket dated March 27, 2023.

The first meeting of this working group will occur on September 21, 2023, at 1:00 p.m. The meeting will be conducted in-person in Hearing Room 1, Commonwealth Keystone Building, 400 North Street, 2nd Floor, Harrisburg, PA, 17120, and will also allow for remote participation by means of Microsoft Teams. Individuals should advise if they will need an accommodation in order to participate in the proceeding.

The working group will meet from time to time as determined by consensus of the working group and will file with the Commission a comprehensive report at this docket on the previously identified five (5) items with the goal of completing the report within six (6) months of the date of the first meeting, or by March 21, 2024.

For additional information, or to indicate the intent to participate in the working group, please e-mail Nathan Froehlich, of the Commission's Bureau of Consumer Services, at [nfroehlich@pa.gov](mailto:nfroehlich@pa.gov).

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 23-1202. Filed for public inspection September 1, 2023, 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 September 18, 2023. Filings must be made electronically through eFiling to the Secretary of the Pennsylvania Public Utility Commission, 400 North Street, Harrisburg, PA 17120, with a copy served on the applicant by September 18, 2023. 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 listed docket number as follows or by searching the applicant's web site.

**Applications of the following for approval to begin operating as common carriers for transportation of persons as described under each application.**

**A-2023-3041922. Christenson Driving Service, LLC** (744 East Catherine Street, Chambersburg, Franklin

County, PA 17201) persons in limousine service, from points in Franklin County, Cumberland County, Fulton County east of US Route 522 (including all of the Borough of McConnellsburg), Huntingdon County east of US Route 522 and south of PA Route 641 (including all of the Borough of Shade Gap) and Adams County west of US Route 15 (including all of the Borough of Gettysburg), to points in Pennsylvania, and return; excluding the areas under the jurisdiction of the Philadelphia Parking Authority.

**A-2023-3042079. James F. Gaffney, t/a Excelsior Car Service** (1523 North 9th Street, Reading, Berks County, PA 19604) for the right to begin to transport, as a common carrier, by motor vehicle, persons in airport transfer service, from points in Berks County to Harrisburg International Airport, Lehigh Valley International Airport and Philadelphia International Airport, and vice versa.

**A-2023-3042132. Tut Entertainment, LLC** (128 South Hall Street, Allentown, Lehigh County, PA 18101) for the right to begin 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, between points in the Township of Whitehall, Lehigh County, the Borough of Lehigh, Carbon County, the Cities of Allentown, Lehigh County, Bethlehem, Northampton and Lehigh Counties, Harrisburg, Dauphin County, Hazleton, Luzerne County, Lancaster, Lancaster County, Lebanon, Lebanon County, Pittsburgh, Allegheny County, Reading, Berks County, Wilkes-Barre, Luzerne County, York, York County and the City and County of Philadelphia, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2023-3042304. Lotus 412, LLC** (280 Beverly Road, Pittsburgh, Allegheny County, PA 15216) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in Pennsylvania, excluding service that is under the jurisdiction of the Philadelphia Parking Authority.

**A-2023-3042317. The Executive Limousine Co., LLC** (112 Pegasus Court, Bear, DE 19701) 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 Pennsylvania, and return; excluding Lehigh, Montgomery and Philadelphia Counties, and areas under the jurisdiction of the Philadelphia Parking Authority.

**A-2023-3042383. J J Serafin, Inc., t/a AAAA Limo and AAAA Transport** (14 Dennison Street, Forty Fort, Luzerne County, PA 18704) for the right to begin to transport, as a common carrier, by motor vehicle, persons in limousine service, between points in the Counties of Lackawanna and Luzerne.

**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-2023-3042279. Greater Johnstown Yellow Cab, Inc.** (1301 Frankstown Road, Johnstown, Cambria County, PA 15902) for the discontinuance and cancellation of the right to transport, persons upon call or demand service, between points in Pennsylvania, as more thoroughly described in the original ordering paragraphs at dockets A-00098496, F.1, Am-A and Am-B.

**A-2023-3042283. United Medical Transportation, LLC** (6662 Terrace Way, Harrisburg, Dauphin County, PA

17111) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, by motor vehicle, at A-2017-2619661, persons in paratransit service, from points in the Counties of Berks, Cumberland, Dauphin, Lancaster, Lebanon, Perry, Schuylkill and York, to points in Pennsylvania, and return.

**A-2023-3042306. Here 2 There Taxi, LLC** (202 Nesbit Street, Franklin, Venango County, PA 16323) discontinuance of service and cancellation of its certificate, to transport, as a common carrier, persons in airport transfer service, from points in Venango County to Pittsburgh International Airport and Erie International Airport, and vice versa.

**A-2023-3042307. Here 2 There Taxi LLC** (202 Nesbit Street, Franklin, Venango County, PA 16323) discontinuance of service and cancellation of its certificate to transport, as a common carrier, by motor vehicle, persons in paratransit service, between points in the Counties of Allegheny, Beaver, Butler, Clarion, Crawford, Erie, Forest, Lawrence, Mercer, Venango, Warren and Westmoreland.

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 23-1203. Filed for public inspection September 1, 2023, 9:00 a.m.]

## PENNSYLVANIA PUBLIC UTILITY COMMISSION

### Transfer by Sale

**A-2023-3041570. Peoples Natural Gas Company, LLC (Peoples Gas Division).** Application of Peoples Natural Gas Company, LLC (Peoples Gas Division) for

approval of the transfer by sale of real property known as 205 North Main Street, Butler.

Formal protests and petitions to intervene must be filed in accordance with 52 Pa. Code (relating to public utilities) on or before September 12, 2023. 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 they 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:* Peoples Natural Gas Company, LLC, Peoples Gas Division, 375 North Shore Drive, Pittsburgh, PA 15212

*Through and By Counsel for:* Michael Turzai, Esquire, 375 North Shore Drive, Pittsburgh, PA 15212, [Michael.turzai@peoples-gas.com](mailto:Michael.turzai@peoples-gas.com); Meagan Moore, Esquire, 375 North Shore Drive, Pittsburgh, PA 15212, [Meagan.moore@peoples-gas.com](mailto:Meagan.moore@peoples-gas.com)

ROSEMARY CHIAVETTA,  
*Secretary*

[Pa.B. Doc. No. 23-1204. Filed for public inspection September 1, 2023, 9:00 a.m.]

## STATE CONSERVATION COMMISSION

### Action on Odor Management Plans for Concentrated Animal Operations and Concentrated Animal Feeding Operations and Volunteers Complying with the Commonwealth's Facility Odor Management Program

The State Conservation Commission has taken the following actions on previously received applications for Odor Management Plans under 3 Pa.C.S. §§ 501—522 (relating to nutrient management and odor management).

Persons aggrieved by any action may appeal under 3 Pa.C.S. § 517 (relating to appealable actions), section 4 of the Environmental Hearing Board Act (35 P.S. § 7514) and 2 Pa.C.S. §§ 501—508 and 701—704 (relating to Administrative Agency Law) to the Environmental Hearing Board, Second Floor, Rachel Carson State Office Building, 400 Market Street, P.O. Box 8457, Harrisburg, PA 17105-8457, (717) 787-3483. TDD users should contact the Environmental Hearing Board (Board) through the Pennsylvania Hamilton Relay Service at (800) 654-5984. Appeals must be filed with the Board within 30 days of publication of this notice in the *Pennsylvania Bulletin*. Copies of the appeal form and the Board's rules of practice and procedure may be obtained from the Board. The appeal form and the Board's rules of practice and procedure are also available in Braille or on audiotape from the Secretary of the Board at (717) 787-3483. This paragraph does not, in and of itself, create any right of appeal beyond that permitted by applicable statutes and decision law.

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

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

## Odor Management Plan—Public Notice Spreadsheet—Actions

<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Herbruck's of Pennsylvania, LLC— Herbruck's Blue Springs Egg Farm 8069 Corner Road Mercersburg, PA 17236	Franklin County/ Montgomery Township	6,098	Layer	Existing	Amended
Brubaker Run Farms, LLC—Poultry Farm 2963 North Colebrook Road Manheim, PA 17545	Lancaster County/ Rapho Township	107.7	Ducks	Existing	Amended
Frank Weaver—Poultry and Beef Farm 208 Bootjack Road Narvon, PA 17555	Lancaster County/ Caernarvon Township	200.2	Broilers	New	Approved
Brent Weaver—Layer Farm Peach Ridge Road Ellitsburg, PA 17024	Perry County/ Saville Township	154	Layers	New	Approved
Darren R. Martin—Turkey Farm 1535 Red Bank Road Mifflinburg, PA 17844	Union County/ West Buffalo Township	0	Turkey	Amended	Approved
LHF Farms, LLC and LHF Enterprises, LLC—Egolf Duck Farm 955 Turner Camp Road Schellsburg, PA 15559	Bedford County/ Napier Township	85.6	Ducks	New	Approved
David Burkholder—Duck Farm 540 South Fairmount Road Ephrata, PA 17522	Lancaster County/ West Earl Township	33.71	Ducks	Existing	Rescinded
Cassel Farms, LLC—Broiler Farm Mike Cassel 259 Auction Road Manheim, PA 17545	Lancaster County/ Penn Township	254.7	Broilers	Amended	Approved
Hershey Ag. Services—Lost Creek Farm Brent Hershey 586 Benner Road McAlisterville, PA 17049	Juniata County/ Fayette Township	0	Swine	New	Approved
Wanner's Pride-N-Joy Farm, LLC— Main Farm 5800 Wanner Road Narvon, PA 17555	Lancaster County/ Salisbury Township	617.37	Cattle	Amended	Approved
Jesse Weaver—Broiler Farm 1145 Red Bank Road McAlisterville, PA 17049	Juniata County/ Fayette Township	286.72	Broilers	New	Approved
Rodney Burkholder—Breeder Operation 837 Owl Hollow Road Millerstown, PA 17062	Perry County/ Liverpool Township	229.55	Broilers	New	Approved
Samuel S. Zook—Sawmill Drive Poultry 153 Sawmill Drive Coburn, PA 16832	Centre County/ Haines Township	81.10	Broilers	New	Approved
Gerry Noecker—Noecker's Farm 3485 Tilden Road Mohrsville, PA 19541	Berks County/ Centre Township	143.6	Duck	Amended	Approved
Ronald Snyder—Swine Farm # 1 Ronald Snyder 3356 Sweet Arrow Lake Road Pine Grove, PA 17963	Schuylkill County/ Washington Township	729.65	Swine	New	Approved



<i>Ag Operation Name, Address</i>	<i>County/ Township</i>	<i>Animal Equivalent Units</i>	<i>Animal Type</i>	<i>New, Amended or Existing</i>	<i>Action Taken</i>
Emway Farms, LLC—Layer Farm Larry Horst 820 Luxemburg Road Lykens, PA 17048	Dauphin County/ Lykens Township	3,268.59	Layers	Amended	Approved
LHF Enterprises, LLC—Egolf Swine Farm 1971 Faupel Road Schellsburg, PA 15559	Bedford County/ Napier Township	729.1	Swine	Amended	Approved

RUSSELL REDDING,  
*Chairperson*

[Pa.B. Doc. No. 23-1205. Filed for public inspection September 1, 2023, 9:00 a.m.]

## STATE EMPLOYEES' RETIREMENT BOARD

### Hearing Scheduled

The following hearing has been scheduled, as authorized by 71 Pa.C.S. Part XXV (relating to State Employees' Retirement Code), in connection with the State Employees' Retirement System's denial of claimant's request concerning the indicated account.

The hearing will be held before a hearing examiner at the State Employees' Retirement System, 30 North Third Street, Fifth Floor, Harrisburg, PA 17101:

September 18, 2023	James H. Short Pension Forfeiture	10 a.m.
--------------------	--------------------------------------	---------

Parties in each respective case 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 4 Pa. Code § 250.1 (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.

JOSEPH A. TORTA,  
*Executive Director*

[Pa.B. Doc. No. 23-1206. Filed for public inspection September 1, 2023, 9:00 a.m.]

## STATE ETHICS COMMISSION

### Public Meeting; Easton

Under 65 Pa.C.S. §§ 1101—1113 (relating to Public Official and Employee Ethics Act) (act), the State Ethics Commission (Commission) is required to hold at least two public hearings each year to seek input from persons and organizations who represent any individual subject to the provisions of the act and from other interested parties.

The Commission will conduct a public meeting at the Grand Eastonian Hotel and Suites, 140 Northampton Street, Easton, PA 18042 on October 4, 2023, beginning at 9 a.m. for purposes of receiving input and for the conduct of other agency business. Public officials, public employees, organizations and members of the general public may attend.

Persons seeking to testify or present any statement, information or other comments in relation to the act, the regulations of the Commission or agency operations should contact Julie Gibson at (717) 783-1610 or (800) 932-0936. Written copies of any statement should be provided at the time of the meeting.

MARY W. FOX,  
*Executive Director*

[Pa.B. Doc. No. 23-1207. Filed for public inspection September 1, 2023, 9:00 a.m.]